

MINUTES
Board of Supervisors
County of Prince George, Virginia

September 14, 2021

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, August 10, 2021 in the Boardroom, County Administration Building, 6602 Courts Drive, Prince George, Virginia by Marlene J. Waymack, Vice-Chair.

ATTENDANCE. The following members responded to Roll Call:

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

Also present was: Percy C. Ashcraft, County Administrator; Jeff Stoke, Deputy County Administrator; Julie C. Walton, Deputy County Administrator; Betsy Drewry, 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 Youth Task Force and Social Services Advisory Board; and (ii) Section 2.2-3711.A.5 – Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community. Such discussion shall be limited to a business in the Southpoint Industrial Park; and (iii) Section 2.2-3711.A.8 – Consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel; I further move that such discussion shall be limited to Southpoint Industrial Park and waiver of sewer connection fee. Mr. Hunter made a motion, seconded by Mr. Webb, 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 Youth Task Force and Social Services Advisory Board; and (ii) Section 2.2-3711.A.5 – Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community. Such

discussion shall be limited to a business in the Southpoint Industrial Park; and (iii) Section 2.2-3711.A.8 – Consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel; I further move that such discussion shall be limited to Southpoint Industrial Park and waiver of sewer connection fee. Roll was called on the motion.

R-21-138

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 YOUTH TASK FORCE AND SOCIAL SERVICES ADVISORY BOARD; AND (II) SECTION 2.2-3711.A.5 – DISCUSSION CONCERNING A PROSPECTIVE BUSINESS OR INDUSTRY OR THE EXPANSION OF AN EXISTING BUSINESS OR INDUSTRY WHERE NO PREVIOUS ANNOUNCEMENT HAS BEEN MADE OF THE BUSINESS' OR INDUSTRY'S INTEREST IN LOCATING OR EXPANDING ITS FACILITIES IN THE COMMUNITY. SUCH DISCUSSION SHALL BE LIMITED TO A BUSINESS IN THE SOUTHPOINT INDUSTRIAL PARK; AND (III) SECTION 2.2-3711.A.8 – CONSULTATION WITH LEGAL COUNSEL REGARDING SPECIFIC LEGAL MATTERS REQUIRING THE PROVISION OF LEGAL ADVICE BY SUCH COUNSEL; I FURTHER MOVE THAT SUCH DISCUSSION SHALL BE LIMITED TO SOUTHPOINT INDUSTRIAL PARK AND WAIVER OF SEWER CONNECTION FEE

BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of September, 2021, 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 Youth Task Force and Social Services Advisory Board; and (ii) Section 2.2-3711.A.5 – Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community. Such discussion shall be limited to a business in the Southpoint Industrial Park; and (iii) Section 2.2-3711.A.8 – Consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel; I further move that such discussion shall be limited to Southpoint Industrial Park and waiver of sewer connection fee.

On roll call the vote was:

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

Opposed: (0)

Absent: (0)

E-2. Resolution; Certification of Closed Session. At 6:00 p.m., Mr. Carmichael made a motion, seconded by Mrs. Waymack, 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 Brown 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-21-138A

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 September, 2021 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, Hunter, Carmichael

Opposed: (0)

Abstained: (0)

WORK SESSION

Ms. Bertha Judge, Social Services Director, and Ms. Michelle Bennett, Deputy Director, stated that the Back to School Fair was a drive-thru event on August 7. Prince George Social Services requested donations and the Community Responded with generous donations. They were able to purchase more backpacks than they have in the past. Ms. Judge stated that the School really partnered with them, along with the School Cheerleaders, Coaches and Community Volunteers. The day of the fair was a rainy day. However, it did not stop the fair. A total of 890 backpacks filled with supplies was put in the hands of Prince George County students. Ms. Judge gave a special thank you to the planning committee and volunteers, including the School Board Office, Building and Grounds, the Police Department, the Sheriff's Department, Emergency Management, the Fire Department, Parks and Recreation, Appomattox Regional Library System, Beth Lipp, Lt. Paul Burroughs, CERT volunteers, Women's Club volunteers, Rotary Club volunteers, Logan Moses, Prince George Athletic Department, and cheerleaders and football players. In addition, she thanked many benefactors, including Titmus Foundation, John Randolph Foundation, Parr and Abernathy Realty, Clark's Auto Care Center, Tri-Cities Emergency Department/James Turner, Commissioner of Revenue, Ft. Lee Federal Credit Union, United Property Solutions, LLC/Tony Mayfield, Commonwealth's Attorney Office/Susan Fierro, Prince George Rotary Club, American Legion Post 1703, Harrison Grove Baptist Church, Bethlehem Congregational Church, Sycamore United Methodist Church, Lebanon Baptist

Church, Charity Baptist Church, Gregory Memorial Presbyterian Church, Newville & Salem United Methodist Church, Prince George Cooperative Parish, Destination Church, Sacred Heart Catholic Church, Cynthia Mitchell, Belinda Cumming, Gayle Vance, and Mary Alice O'Donnell. Mr. Ashcraft and the Board commended the Social Services Department on its recent statewide recognition on surpassing timely requirement for the processing of childcare applications.

Ms. Betsy Drewry, Finance Director and Deputy County Administrator, stated that in 2020, the Virginia General Assembly allowed counties to adopt a cigarette tax (similar to legislation in place for Cities); § 58.1-3830. It is a maximum of 40 cents per pack beginning July 1, 2021. Another section of the Code was created to add to the Code to authorize at least six localities who collect a local cigarette tax to establish a regional cigarette tax board. The purpose of a board is to collect cigarette tax revenues for each member, distribute tax revenue to each member net of board expenditures, to enforce all local cigarette tax ordinances among member localities, promote uniformity of cigarette tax ordinances among member localities, and to encourage uniformity of cigarette tax rates among member localities (to the extent possible). Kevin Massengill, County Administrator for Dinwiddie County has spearheaded regional discussions about forming a regional cigarette tax board. Bill Hefty (Hefty, Wiley & Gore) has provided advice on navigating the process. The following localities are "at the table" to discuss forming a regional cigarette tax board: Dinwiddie County, Prince George County, Greensville County, Surry County, Sussex County, Amelia County, Nottoway County, Brunswick County, City of Colonial Heights (currently collects tax - 35¢), City of Petersburg (currently collects tax - 90¢), City of Hopewell, and the City of Emporia. Northern Virginia has operated a regional cigarette tax board since 1970 with nineteen members [Fairfax County; City of Alexandria; City of Fredericksburg and several other small cities and towns in region] and five employees. Other areas of the state considering are Mount Rogers Planning District Commission, Northern Neck Middle Peninsula Planning District Commission, Thomas Jefferson Planning District Commission, Northern Shenandoah Planning District Commission, and Rappahannock-Rapidan Planning District Commission. Some of the advantages are each locality would not have to administer and enforce its own program. It would provide uniform enforcement across the region, and if all regional localities had a cigarette tax, it would be harder for consumers to cross jurisdictional lines to purchase to avoid the tax. There has been no study that shows exact amount for each locality. It would differ depending on number of retailers. A "Ball park" estimate at 20 packs per capita per year with 30¢ tax [$34,000 \text{ general population} \times 20 \times 0.30 = \$204,000$] before covering share of regional board costs. The board "makeup" would be two or three employees approx. \$200,000* annual budget {one/two vehicles; office space; *3 employees}; one office employee; one or two in field. The expenses would be divided among participating members based on percentage of packs sold (not tax collected). It would be preferable that localities that have not adopted an ordinance do so to take effect beginning July 1, 2022 to coincide with the fiscal year. In order to form a board and get operational by July 1, 2022, it is important for localities to adopt an ordinance and join the board by January 1, 2022. An Agreement would need to be executed by regional participants and a draft has been provided by Mr. Hefty. The next steps would be for Prince George to adopt an Ordinance to collect tax and establish a rate. Then, work with participating localities to develop a Regional Board and enter agreement. Ms. Drewry stated that if the Board decided to implement a cigarette tax, Prince George County could use the funds for the General Fund at large, a Special Revenue Fund for a specific purpose with a wellness initiative. Mr. Webb stated that he has several concerns

with the revenues coming off of the top with unknowns for the salaries, the vehicles, and the office space. If Prince George County charges 40 cents and Petersburg is charging 90 cents, people are going to cross the line and buy from here. If you are not careful, it could be the same situation as the cigarette industry with the master settlement agreement where you find you have more invested in it than you get out of it. He will not support it. He does not think it is a good road to go down. Mr. Webb did add that he is speaking from a perspective where the cigarette industry gave him a good living and has benefited from a good retirement. Mr. Whitten clarified for Mr. Hunter that it would just apply to cigarettes, not other forms of tobacco. Chairman Brown stated that he is detecting some hesitancy and he believes it is important to see what the other localities will do. He also believes that there needs to be more discussion. Mr. Webb added that the devil is in the details with the expenditures. The Board asked Ms. Drewry and Mr. Ashcraft to see what the other localities want to do and bring it back to the Board.

Mr. Percy Ashcraft, County Administrator, gave an update on the Census. They are still waiting on the official numbers. Prince George has grown 20% over the last ten years with an estimated population of 43,010 people. Fort Lee was 5367 and the three jails were 3927. That makes Prince George the fifth largest growing County in the State. Chesterfield grew by 15%, Hopewell grew by 2%, Petersburg grew by 3.2%, and Colonial Heights grew by 4.4%. Sussex lost 10.4%, Surry lost 7%, Charles City lost 6.7%, and Dinwiddie lost .2%. Prince George County's white population is 55.4%, the black population is 30.1, multi-racial is 7.1%, other 5.4%, and Asian 2.0%. Mr. Whitten added that inmates at Riverside are now counted in their respective localities, unless they are out of state. Then, they are counted in Prince George. Once the County receives the final Census packet, Staff will have the redistricting advertisement at the second meeting in October and hold the public hearing the second meeting in November. This should be done all by the end of the year.

Mr. Ashcraft presented the Board with a resolution in support of changing the name of Fort Lee to Fort Arthur J. Gregg. He stated that we got to this point after Congressman McEachin organized a Zoom meeting of the representatives of the localities he represents. Congressman McEachin informed everyone in that meeting that there is a Federal mandate that Fort Lee's name will change. Therefore, Congressman McEachin is suggesting a highly decorated General, Arthur J. Gregg. He is asking his localities to support him on endorsing this name. Prince George County ran an unofficial poll about a month ago and 86% stated that they would like to see it remain the same. Chairman Brown reiterated that the name is going to change whether this Board decides to support Congressman McEachin on a specific name or not. Mr. Webb stated that he is not in favor of renaming this Fort or any other Fort in this country. In addition, he takes exception to the fact that it is being pushed without citizens' consideration or input. Mr. Hunter agreed. He understands it is going to happen, but he does not have to like it. Mrs. Waymack stated familiarity makes change very difficult. Mr. Carmichael agreed with Mr. Webb and Mr. Hunter. Mr. Hunter added that this is not meant to be disrespectful to Congressman McEachin. Chairman Brown stated that the Board should be careful about how they put their point of view out there so not to work everyone up. Mr. Webb stated that he respects Chairman Brown's comments, but he will stand tall with what he believes. If anyone wants to take offense to it, they will just have to. The Board will take no action to support this.

Chairman Brown called a recess at 6:51 p.m. The meeting reconvened at 7:02 p.m.

Invocation. Dr. Jeraldine Posey of Abundant Life Pentecostal Holiness Church, gave the Board's invocation.

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

PUBLIC COMMENTS. Chairman Brown announced that anyone wishing to come before the Board may do so at this time. She noted that this was the time for unscheduled general public comments. Chairman Brown opened the public comments at 7:05 p.m.

Mr. William Steele (County Line Road, Disputanta). Mr. Steele stated that the citizens in Disputanta had a very good meeting with Delegate Emily Brewer about this "tax and spend board." He thanked the Board and the Parks and Recreation Department for the use of the Disputanta Community Center.

Ms. Tammie Miller Jennings (Sandy Ridge Road, Prince George). Ms. Jennings spoke in support of single-member districting. This was changed back in the 1970s and there have been a lot of changes since then. She would like to see the County move forward with single-member districting so that we can have accountability for the Board and the School Board.

There was no one else to speak and the public hearing was closed at 7:10 p.m.

APPROVAL OF AGENDA. After adding Item A-15 as an authority to execute a contract for Service Center Metals \$350,000 Commonwealth Opportunity Fund (COF) Grant and Item A-16 be added as a resolution to authorize Prince George County to Enter into an Agreement with Concept Developments, Inc. and Prince George County Industrial Development Authority for Development of Southpoint Business Park, Mr. Hunter made a motion, seconded by Mrs. Waymack, 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. Carmichael made a motion, seconded by Mr. Webb, that the consensus agenda be approved as presented. Roll was called on the motion.

C-1. Draft Minutes – August 10, 2021 Regular Meeting and August 25, 2021 Work Session.

R-21-139

C-2.

RESOLUTION; AWARD OF CONTRACT AND APPROPRIATION FROM DEBT PROCEEDS (\$2,439 ARCHITECTURAL AND ENGINEERING SERVICES, PRE-BID AND IFB RESPONSE PHASE, COUNTY GARAGE EXPANSION)

WHEREAS, a pricing proposal was received from Guernsey Tingle, one of three contracted Architectural and Engineering Firms as awarded on November 10, 2020 via RFP 21-04-0504, in an amount not to exceed \$2,439 for pre-bid and invitation for bid response phases of bid negotiation services of a Garage Expansion project; and

WHEREAS, the Garage Expansion was included in the adopted FY2021 CIP, with the planned funding source of a 2021 borrowing the date of which is to be determined; and

WHEREAS, Staff is requesting authorization for the County Administrator to enter into a contract with Guernsey Tingle for pre-bid and invitation for bid response phases of bid negotiation services, in an amount not to exceed \$2,439 to move forward with the design and bidding of a Garage Expansion.

NOW, THEREFORE, BE IT RESOLVED That the Board of the Supervisors of the County of Prince George this 14th day of September, 2021, hereby awards the contract for pre-bid and invitation for bid response phases of bid negotiation services of Architectural and Engineering Services for a Garage Expansion to Guernsey Tingle in an amount not to exceed \$2,439 and authorizes the County Administrator to execute a contract with Guernsey Tingle.

NOW, THEREFORE, BE IT FURTHER RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of September, 2021, does hereby authorize the following increase of funds within the 2021-2022 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>		
0311-01-002-3208-48240	CIP – County Garage Expansion	\$2,439
<u>Revenue:</u>		
0311-40-900-8115-341401	Debt Proceeds	\$2,439

R-21-139A

C-2.

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 pre-bid and bid response (bid negotiation) phase of architectural services for an expansion of the County Garage of \$2,439;

WHEREAS, the Board currently expects that the cost of the Purchase, excluding the costs of the financing thereof, will be approximately \$2,439;

WHEREAS, the Board currently expects to incur long-term indebtedness in an amount now estimated at \$2,439 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 \$2,439.
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.

R-21-139B

C-3.

RESOLUTION; PROCLAMATION; NATIONAL PAYROLL WEEK; SEPTEMBER 6-10

Whereas the American Payroll Association and its more than 20,000 members have launched a nationwide public awareness campaign that pays tribute to the nearly 150 million people who work in the United States and the payroll professionals who support the American system by paying wages, reporting worker earnings and withholding federal employment taxes; and

Whereas payroll professionals in Prince George, Virginia play a key role in maintaining the economic health of Prince George County, carrying out such diverse tasks as paying into the unemployment insurance system, providing information for child support enforcement, and carrying out tax withholding, reporting and depositing; and

Whereas payroll departments collectively spend more than \$2.4 trillion annually complying with myriad federal and state wage and tax laws; and Whereas payroll professionals play an increasingly important role ensuring the economic security of American families by helping to identify noncustodial parents and making sure they comply with their child support mandates; and

Whereas payroll professionals have become increasingly proactive in educating both the business community and the public at large about the payroll tax withholding systems; and

Whereas payroll professionals meet regularly with federal and state tax officials to discuss both improving compliance with government procedures and how compliance can be achieved at less cost to both government and businesses;

NOW, THEREFORE, BE IT RESOLVED that this Board of Supervisors of the County of Prince George this 14th day of September, 2021 hereby gives additional support to the efforts of the people who work in Prince George, County and of the payroll profession by proclaiming the first full week of September Payroll Week for Prince George County, Virginia.

C-4.

RESOLUTION: DEED OF DEDICATION OF RIGHT-OF-WAY LOCATED
ON PARCEL ID: 230(0A)00-005-0 FOR STATE ROUTE 646/MIDDLE ROAD
IMPROVEMENTS AND THE CONSTRUCTION OF THE NEW
ELEMENTARY SCHOOL

WHEREAS, the Prince George County Board of Supervisors has determined that it is in the best interest of the County and its citizens to improve State Route 646/Middle Road for the construction of the new Elementary School; and

WHEREAS, the County needs a right-of-way for the project on land owned by Faith Baptist Church of the City of Hopewell, Virginia Trust, Tax Map Parcel: #230(0A)00-005-0; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Prince George this 14th day of September, 2021, does hereby authorize the County Administrator to sign the Deed of Dedication of Right-of-Way.

R-21-139D

C-5.

RESOLUTION: DEED OF UTILITY & ACCESS EASEMENT AND A
TEMPORARY CONSTRUCTION EASEMENT LOCATED ON PARCEL ID:
120(07)00-00A-1 FOR ROMANS ROAD IMPROVEMENTS AND THE
CONSTRUCTION OF THE NEW WALTON ELEMENTARY SCHOOL

WHEREAS, the Prince George County Board of Supervisors has determined that it is in the best interest of the County and its citizens to improve State Route 646/Middle Road and Romans Road for the construction of the new elementary school; and

WHEREAS, the County needs a variable width utility & access easement and a variable width temporary construction easement for the project; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Prince George this 14th day of September, 2021, does hereby authorize the County Administrator to sign the Deed of Utility & Access Easement and Temporary Construction Easement.

R-21-139E

C-6.

RESOLUTION: DEED OF TEMPORARY CONSTRUCTION EASEMENT
LOCATED ON PARCEL ID: 120(07)00-00A-2 FOR ROMANS ROAD
IMPROVEMENTS AND THE CONSTRUCTION OF THE NEW WALTON
ELEMENTARY SCHOOL

WHEREAS, the Prince George County Board of Supervisors has determined that it is in the best interest of the County and its citizens to improve State Route 646/Middle Road and Romans Road for the construction of the new elementary school; and

WHEREAS, the County needs a variable width temporary construction easement for the project; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Prince George this 14th day of September, 2021, does hereby authorize the County Administrator to sign the Deed of Temporary Construction Easement.

R-21-139F

C-7.

RESOLUTION: DEED OF UTILITY & ACCESS EASEMENT LOCATED ON
PARCEL ID: 120(07)00-00A-0

WHEREAS, the Prince George County Board of Supervisors has determined that it is in the best interest of the County and its citizens to provide utility services to County properties; and

WHEREAS, the County needs two variable utility & access easements for the Utilities Department to provide services; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Prince George this 14th day of September, 2021, does hereby authorize the County Administrator to sign the Deed of Utility & Access Easement from the School Board of Prince George County.

On roll call the vote was:

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

Opposed: (0)

Absent: (0)

PRESENTATIONS

S-1. Resolution; Proclamation; National Payroll Week; September 6-10. Mrs. Waymack presented the commendation to Ms. Drewry, Ms. Christine Collins, and Ms. Cheryl Riggins of Payroll.

SUPERVISORS' COMMENTS

Mrs. Waymack stated that after that has happened in Texas and Louisiana, she asked the public to keep them in their thoughts and prayers.

Mr. Webb echoed Mrs. Waymack's comments.

Mr. Hunter stated that the Prince George Golf Course will be closing tomorrow and he reflected on his good memories there.

Chairman Brown stated that the Farmer's Market on First Responder's Day was awesome. He commended everyone involved and thanked them for their service.

REPORTS

VDOT – Ms. Crystal Smith of the Virginia Department of Transportation gave a roads maintenance report. She stated that they have completed the second round of mowing and trash pickup. The final round will be in November. The conflicts on the Marl Bank project have been resolved and they expect to get started back out there in the next week or two. The paving on Koolwood has been completed. They will start the process for State acceptance on that one. She has requested an update on the remarking for Pole Run and she will let Mr. Webb know as soon as she finds something out. They are checking on the railroad delays on Rives Road. The roundabout on Bull Hill Road is on schedule. Route 460 at Queen Street is moving forward. It is planned for advertisement in 2027. They hope to get started on Arwood this month. The no through truck restriction on Templeton will have a public hearing coming up. The pavement schedule for 2022 has been finalized. They are currently working on submittals for 2023.

ORDER OF BUSINESS

A-2. Resolution; Appropriation of Unexpended FY2020-21 Budgets to FY2021-22 (\$612,969.80 Grants and Donations). Ms. Drewry stated that with the end of fiscal year 2020-2021 and the beginning of fiscal year 2021-2022, there are several funds in the County Budget that need to be re-appropriated from FY2020- 2021 to FY2021-2022 to ensure proper accounting and meet statutory requirements. These amounts are associated with state and federal grants, donations, and designated funds. The carry forwards are for the General and Asset Forfeiture funds. The advance-funded grants and donations will result in an appropriation of fund balance (amounts already received in prior fiscal year). The reimbursement-based grants will result in an increase in projected grant revenues for FY2022 (reimbursement request will be made in FY2022; and grants span more than one fiscal year). Staff is requesting that the Board approve the re-appropriation of Fund Balance to FY2021-22 and increase in projected grant revenues for grant and donation balances at June 30, 2021. The total re-appropriation /appropriation is \$612,969.80. The General Fund portion is \$554,922.15. Mr. Webb made a motion, seconded by Mr. Hunter, to approve the resolution as presented. Roll was called on the motion.

R-21-140

A-2.

RESOLUTION; APPROPRIATION OF UNEXPENDED FY2020-21 BUDGETS TO FY2021-22 (\$612,969.80 GRANTS AND DONATIONS)

BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of September, 2021, does hereby authorize the following increase of funds within the 2021-2022 Budget, such line items increased as follows, which monies to be expended in accordance with purposes authorized and approved by the Board of Supervisors of the County of Prince George:

<u>FUND/ORGANIZATION</u>	<u>AMOUNT</u>	
Account Code	Description	Amount
Expenditures:		
0100-03-100-0602-00000-000-000-000-43894 -	DRUG ENFORCEMENT K9	1,404.89
0100-03-100-0602-00000-000-000-000-45790	DONATIONS - FIRST RESPONDER FUNDS	1,366.49
0100-03-100-0602-00000-000-000-000-46013	POLICE DEPT DONATIONS - NATIONAL NIGHT OUT [EDUC / RECREATION SUPPLIES]	1,330.77
0100-03-100-0602-00000-000-000-000-46026	CHILD SAFETY SEAT PROGRAM	26.80
0100-03-100-0602-00000-000-000-000-46029	ANIMAL SHELTER DONATIONS	27,667.85
0100-03-100-0602-00000-000-000-000-46076	POLICE GRANT BRICK PAVER PROJECT	310.00
0100-03-100-0602-00000-000-000-000-46095 -	HB599 POLICE RECRUITMENT & RETENTION	36,310.00
0100-03-100-0602-00000-000-000-000-48101	HARRISON FOUNDATION MACHINERY EQUIP	12,679.00
0100-03-100-0602-00000-000-000-000-48210	POLICE GRANT - E-SUMMONS	31,588.18
0100-02-010-0905-00000-000-000-000-46012	LAW LIBRARY BOOKS & SUBSCRIPTIONS	(3,402.94)
0100-03-200-0604-00000-000-000-000-48248	FIRE PROGRAM FUNDS - COMPANY 1 (PG)	26,439.14
0100-03-200-0605-00000-000-000-000-48248	FIRE PROGRAM FUNDS - DISPUTANTA VFD	74,117.09
0100-03-200-0606-00000-000-000-000-48248	FIRE PROGRAM FUNDS - CARSON VFD	51,140.30
0100-03-200-0607-00000-000-000-000-48248	FIRE PROGRAM FUNDS - BURROWSVILLE VFD	62,230.83
0100-03-200-0608-00000-000-000-000-48248	FIRE PROGRAM FUNDS - JEFFERSON PARK VFD	22,508.23
0100-03-200-0617-00000-000-000-000-48248	FIRE PROGRAM FUNDS - COMPANY 7 (MOODY ROAD)	55,484.99
0100-03-200-0614-00000-000-000-000-45642	FOUR FOR LIFE	80,761.70
0100-03-200-0614-00000-000-000-000-46025	FIRE & EMS DONATIONS	275.00
0100-03-200-0614-00000-000-000-000-46038	LEPC DONATIONS	422.99
0100-03-200-0614-00000-000-000-000-46080	HOMETOWN HEROES	2,613.83
0100-03-200-0614-00000-000-000-000-46081	PG FIRE MUSEUM FUND (COOKBOOKS)	217.70
0100-03-200-0614-00000-000-000-000-46082	GUNS N HOSES	668.73
0100-03-500-0614-00000-000-000-000-48255 -	EMPG SUPPL GRANT 2021 (CARES)	17,714.66
0100-02-010-0203-00000-000-000-000-43114	GENERAL SHERIFF - COURT SECURITY FEE	28,069.73
0100-02-020-0205-00000-000-000-000-41300	CESF - PART-TIME COMPENSATION	4,400.00
0100-02-020-0205-00000-000-000-000-41200	CESF - PART-TIME OVERTIME	3,000.00
0100-02-020-0205-00000-000-000-000-42100	CESF - FICA	576.19
0100-02-020-0205-00000-000-000-000-48102	CESF - FURNITURE & FIXTURES	15,000.00
0211-02-020-0204-00000-000-000-000-46028	COMM ATTY STATE ASSET FORFEITURE	10,878.72
0211-02-020-0204-00000-000-000-000-46072	COMM ATTY LOCAL ASSET FORFEITURE	4,998.13
0211-02-020-0204-00000-000-000-000-46073	COMM ATTY FEDERAL ASSET FORFEITURE	94.51
0211-03-100-0601-00000-000-000-000-46028	POLICE DEPT STATE ASSET FORFEITURE	25,314.74
0211-03-100-0601-00000-000-000-000-46072	POLICE DEPT LOCAL ASSET FORFEITURE	8,386.03
0211-03-100-0601-00000-000-000-000-46073	POLICE DEPT FEDERAL ASSET FORFEITURE	8,375.52
	TOTAL EXPENDITURES**	612,969.80
0100-40-900-8208-00000-000-000-000-399999	REVENUE - USE OF FUND BALANCE	514,231.30
0100-30-601-8305-00000-000-000-000-332065	EMPG SUPPL GRANT 2021 (CARES)	17,714.66
010030-601-8305-00000-000-000-000-330315	REVENUE - CESF GRANT (NOT FUND BALANCE); REIMBURSEABLE GRANT	22,976.19
0211-00-000-0000-00000-000-000-000-399999	REVENUE - USE OF FUND BALANCE	58,047.65
	TOTAL REVENUES**	612,969.80
	**NET OF PURCHASE ORDERS ALREADY RE-APPROPRIATED	

On roll call the vote was:

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

Opposed: (0)

Absent: (0)

A-3. Resolution; Authority to Advertise a Public Hearing for the Appropriation of \$2,666,169.65 in School Federal Coronavirus Relief Funds and American Rescue Plan Act Funds (Budget Amendment). Ms. Drewry stated that on August 2, 2021 the Prince George County School Board approved an increase in the FY2022 School budget. The School Division will be receiving two federal streams of funds related to the Coronavirus relief that are not currently reflected in the adopted FY2022 budget. School American Rescue Plan Act Elementary & Secondary School Emergency Relief (ESSER) III Funding \$1,540,930; and Coronavirus Response and Relief Supplemental Appropriations Act, 2021 (CRRSA) Elementary & Secondary School Emergency Relief Fund II (ESSER) Funding \$1,125,239.65. Combined, these federal awards total \$2,666,169.65. This budget amendment of \$2,666,169.65, if approved, requires a public hearing because the amount exceeds 1% of the adopted FY2022 budget (Adopted FY2022 budget = \$134,390,462; 1% = \$1,343,905). The Code of Virginia §15.2-2507 requires a public hearing for budget amendments exceeding 1% of the adopted fiscal plan. Mr. Carmichael made a motion, seconded by Mrs. Waymack, to approve the resolution as presented. Roll was called on the motion.

R-21-141

A-3.

RESOLUTION; AUTHORITY TO ADVERTISE A PUBLIC HEARING FOR THE APPROPRIATION OF \$2,666,169.65 IN SCHOOL FEDERAL CORONAVIRUS RELIEF FUNDS AND AMERICAN RESCUE PLAN ACT FUNDS (BUDGET AMENDMENT).

NOW, THEREFORE, BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of September, 2021, does hereby authorize the advertisement of a September 28, 2021 public hearing for the appropriation of \$2,666,169.65 in School Federal Coronavirus Relief Funds and American Rescue Plan Act Funds.

On roll call the vote was:

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

Opposed: (0)

Absent: (0)

PUBLIC HEARINGS

P-1. Public Hearing; Intent to Abandon 0.28 miles of the 0.40 miles of the State Maintained Portion of Route 615, Nobles Rd. The portion of Rte. 615 Nobles Rd. to be abandoned begins 0.12 miles east of the intersection of Rte. 615, Nobles Rd and Rte. 614, Wards Creek Rd. and ends 0.40 miles east at the dead end of Rte. 615, Nobles Rd. in Prince George County, Virginia. Mr. Dan Whitten, County Attorney, stated that the Virginia Department of Transportation has requested that a State maintained portion of Nobles Road be abandoned. The portion of Route 615 Nobles Road to be abandoned begins 0.12 miles east of the intersection of Rte. 615, Nobles Rd and Rte. 614, Wards Creek Rd. and ends 0.40 miles east at the dead end of Rte. 615, Nobles Rd. in Prince George County, Virginia. Public notice was

posted as required. Chairman Brown opened the public hearing at 7:33 p.m. There was no one to speak and the public hearing was closed. Mr. Webb made a motion, seconded by Mr. Hunter, to approve the resolution as presented. Roll was called on the motion.

R-21-142

P-1.

RESOLUTION; ABANDONMENT OF 0.28 MILES OF THE 0.40 MILES OF THE STATE MAINTAINED PORTION OF ROUTE 615, NOBLES RD. IN THE VIRGINIA DEPARTMENT OF TRANSPORTATION/ SECONDARY SYSTEM OF ROADS MAINTENANCE

WHEREAS, a public notice was posted as prescribed under §33.2-909, Code of Virginia, announcing a public hearing to receive comments concerning abandoning the section of road described below and in the VDOT Form AM-4.3 from the secondary system of state highways, and

WHEREAS, the Commissioner of the Virginia Department of Transportation was provided the prescribed notice of this Board's intent to abandon the subject section of road, and

WHEREAS, after considering all evidence available, this Board is satisfied that no public necessity exists for the continuance of 0.28 miles of the 0.40 miles of the state maintained portion of Route 615, Nobles Rd. The portion of Rte. 615 Nobles Rd. to be abandoned begins 0.12 miles east of the intersection of Rte. 615, Nobles Rd and Rte. 614, Wards Creek Rd. and ends 0.40 miles east at the dead end of Rte. 615, Nobles Rd. in Prince George County, Virginia; and

WHEREAS, this Board hereby deems that section of road is no longer necessary as a part of the Secondary System of State Highways.

NOW, THEREFORE, BE IT RESOLVED, this Board abandons the above described section of road and removes it from the secondary system of state highways, pursuant to §33.2-909, Code of Virginia.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer of the Virginia Department of Transportation.

On roll call the vote was:

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

Opposed: (0)

Absent: (0)

P-2. Public Hearing; Resolution; Appropriation of Unexpended Fall 2019 Series Stormwater Fund Bond Proceeds FY2020-21 Budget to FY2021-22 (\$1,977,050.34). Ms. Drewry stated that as part of the Fall 2019 borrowing / bond issuance, \$2,100,000 was included for Stormwater projects. Upon receipt, the bond proceeds were recorded as revenue in the Stormwater Fund (Fund 0220). This debt is repaid solely from Stormwater fees (no General

Fund revenues). Unlike the Capital Improvement project Fund 0311, Stormwater unexpended budgeted amounts do not automatically re-appropriate / carry forward into the new fiscal year. These proceeds will be used for stormwater projects planned over the next four years. Project engineering and design is ongoing for four (4) major projects as of June 30, 2021: (1) Birchett Estates Reach 1, Phase 2, (2) Birchett Estates Reach 2, (3) Quebec Avenue / Perrin Road, and (4) Cedar Creek Reach 2. Cumulative bond funds expended as of June 30, 2021 are \$122,949.66, leaving \$1,977,050.34 of unexpended bond proceeds on June 30, 2021. Because the amount of Fall 2019 unexpended Stormwater Fund bond proceeds of \$1,977,050.34 to be re-appropriated (carried over from FY2021 to FY2022) exceed 1% of the adopted FY2022 budget, we must hold a public hearing to re-appropriate these funds. Mrs. Walton and her team are working with the contracted engineering firm to complete design work and prepare Invitations for Bid (IFBs) for identified major Stormwater projects which will utilize the majority of the Fall 2019 borrowing. Additionally, identification of new smaller Stormwater projects remains ongoing. This budget amendment of \$1,977,050.34, if approved, requires a public hearing because the amount exceeds 1% of the adopted FY2022 budget (Adopted FY2022 budget = \$134,390,462; 1% = \$1,343,905). The Code of Virginia §15.2-2507 requires a public hearing for budget amendments exceeding 1% of the adopted fiscal plan. Chairman Brown opened the public hearing at 7:37 p.m. There was no one to speak and the public hearing was closed. Mr. Hunter made a motion, seconded by Mr. Carmichael, to approve the resolution as presented. Roll was called on the motion.

R-21-143

P-2.

RESOLUTION; APPROPRIATION OF UNEXPENDED FALL 2019 SERIES STORMWATER FUND BOND PROCEEDS FY2020-21 BUDGET TO FY2021-22 (\$1,977,050.34)

BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of September, 2021, does hereby authorize the following increase of funds within the 2021-2022 Budget, such line items increased as follows, which monies to be expended in accordance with purposes authorized and approved by the Board of Supervisors of the County of Prince George:

FUND/ORGANIZATIONAMOUNT

Stormwater Fund

Revenues:

0220-40-900-8208-399999	Stormwater Fund, Fund Balance	\$1,977,050.34
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Expenditures:

0220-04-104-2126-43101	Birchett Est. Reach 1, Phase 2 Prof. Services	\$26,465
0220-04-104-2128-43101	Birchett Estates Quebec Drive Professional Services	\$30,180.75
0220-04-104-2129-43101	Cedar Creek Reach 2 Professional Services	\$15,570
0220-04-104-2199-48160	Undesignated Stream Restoration	\$1,904,834.59

On roll call the vote was:

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

Opposed: (0)

Absent: (0)

P-3. Public Hearing; Ordinance to Amend “The Code of the County of Prince George, Virginia”, 2005, as Amended, by Amending § 74-1 and § 38-82 to Change the Due Date for the 2nd Half of Real Estate Taxes and Stormwater Utility Fees from June 5 to May 5. Mr. Dan Whitten, County Attorney, stated that the County Code currently states the due date for the 2nd half of real estate taxes and stormwater utility fees are due on June 5. The Board has discussed a desire to change this date. The proposed amendments to Sections 74-1 and 38-82 of the County Code will change the due date from June 5 to May 5. Mr. Webb asked what they are actually trying to accomplish by moving this date. Mr. Whitten stated that the goal was to separate the date from second half of real estate taxes from personal property taxes. Chairman Brown stated that he is the one that asked for this because he had received some calls from senior citizens that requested those dates be separated to making paying them a little easier. Mr. Hunter stated that they need to budget. He cannot see having two different dates and creating all of that extra work for the Treasurer’s Office. Mr. Webb stated that he tends to agree with Mr. Hunter. He asked how many people are we talking about that has been complaining. Chairman Brown stated that he just heard from a handful of people. He added that it is not his place to judge whether people should be budgeting or not. Mr. Webb added that they extended it the last two years due to COVID, but we can only sustain that for so long. This is still a business and the extra work load on the Treasurer’s Office will be a lot. Mr. Carmichael agreed with Mr. Hunter and Mr. Webb. He stated that his mother budgets her taxes out by making payments every month. Chairman Brown opened the public hearing at 7:47 pm.

Mr. William Steele (County Line Road). Mr. Steele stated that he appreciates the fact that Chairman Brown is looking out for the senior citizens and that Mr. Webb makes a good point as well. He suggested that they concentrate more on how to return money to the people rather than how to collect the money from them.

There was no one else to speak and the public hearing was closed at 7:50 pm. Mr. Carmichael made a motion, seconded by Mr. Webb, to deny the ordinance amendment and to leave the date as it is. Roll was called on the motion.

On roll call the vote was:

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

Opposed: (1) Brown

Absent: (0)

P-4. Public Hearing; Resolution to Acquire by Condemnation, if Necessary, a Right-of-Way on Tax Map Parcel Number 230(0A)00-014-0. Mr. Whitten stated that the County of Prince George needs a right-of-way for road improvements along Middle Road in anticipation of the construction of the new elementary school. The County has been unable to get the necessary signatures from the property owners. One of the property owners, Herbert Phillingane passed

away April 8, 2021. His wife/other property owner, Nancy Phillingane, has not been able to finish probating his Will due to the size of his Estate. The County Attorney's office has been in touch with Mrs. Phillingane and she has advised us that it would be at least October before this could be done. The Board must have a public hearing before the quick take procedure can begin. Our office has properly advertised the public hearing and has sent a notice to the property owner regarding this public hearing. If the quick take procedure is approved by the Board after a public hearing, the County Attorney's office will file a certificate of quick take with the Circuit Court and also post a certificate of deposit for the value of the property. Before the certificate is filed, the County must give a 30-day notice to the property owners. The County will then have 180 days to file the petition for condemnation with the Circuit Court to determine the just compensation. However, construction can immediately begin within the Right-of-Way after the certificate of quick take is filed with the Circuit Court. Chairman Brown opened the public hearing at 7:54 pm. There was no one to speak and the public hearing was closed. Mr. Webb made a motion, seconded by Mr. Hunter, to adopt a Resolution allowing for the quick take of a portion of property on Middle Road known as Tax Map No.: 230(0A)00-014-0.

R-21-144

P-4.

**RESOLUTION TO ACQUIRE BY CONDEMNATION, IF NECESSARY,
A RIGHT-OF-WAY ON TAX MAP PARCEL NUMBER 230(0A)00-014-
0**

WHEREAS, the County of Prince George, Virginia (the "County") is making road improvements to Middle Road; and

WHEREAS, the proposed improvements are planned, designed and located in a manner which will be most compatible with the greatest public good, the safest engineering design and the least private property injury; and

WHEREAS, the proposed improvements will be situated across a certain number of privately owned parcels in the aforementioned area, including the parcel identified by the Commissioner of Revenue for the County as Tax Map Number 230(0A)00-014-0 (the "Property")

WHEREAS, a search of the land records in the Prince George Circuit Court Clerk's Office has revealed that the owners of the Property are Herbert A. & Nancy B. Phillingane (the "Owners") and a substantial description of the Right-of-Way necessary for the improvements are as follows:

All that right-of-way for public use over and across Tax Map Parcel 230(0A)00-014-0, said right-of-way comprising an area of 0.323 acres, and being situated on a plat entitled "PLAT SHOWING RIGHT OF WAY DEDICATION ACROSS THE PROPERTY OF HERBERT A. & NANCY B. PHILLINGANE LOCATED ON THE SOUTH SIDE OF STATE ROUTE 646, MIDDLE ROAD BLAND DISTRICT PRINCE GEORGE COUNTY, VIRGINIA" prepared by Gregory G. McGlothlin, Land Surveyor, and dated

March 10, 2021, a copy of which is attached hereto and to which reference is made for a more particular description.”

IT BEING a portion of the same property conveyed to Herbert A. & Nancy B. Phillingane by Deed dated May 15, 2000 and recorded May 22, 2000, of record as Instrument #000002078, in the Clerk's Office in the Prince George County Circuit Court.

WHEREAS, Herbert A. Phillingane died testate, April 8, 2021, but his Last Will and Testament has not been probated; and

WHEREAS, the County has been unable to come to an agreement with the Estate of Herbert A. Phillingane since the Last Will and Testament of Herbert A. Phillingane has not been probated; and

WHEREAS, the County is authorized to acquire private property for public use through the exercise of eminent domain through §§ 1-219.1; 15.2-1800 and 15.2-1904 *et seq.*, Code of Virginia (1950), as amended; and

WHEREAS, after holding a public hearing on this matter, the County has determined that a public necessity exists for the acquisition of the right-of-way for the improvements to Middle Road, which is for the public purpose of providing better road access and travel for public use, along with providing for the safety, peace, good order, comfort, convenience, morals and welfare of the County; and

WHEREAS, due to the deadlines imposed in conjunction with the road improvements, the County must enter upon and take possession of the right-of-way prior to conclusion of the condemnation proceedings, as set forth in Chapter 2 (§ 25.1-200 *et seq.*) of Title 25.1 of the Code of Virginia (1950), as amended; and therefore, the County has determined that it must utilize its statutory “quick take” authority under §§ 15.2-1902(1)(i), 15.2-1904, and 15.2-1905(C) of the Virginia Code (1950), as amended, to acquire the necessary property rights in order to commence and construct the road improvements within the construction deadlines; and

WHEREAS, a public hearing was held, pursuant to §§ 15.2-1903(B) and 15.2-1905(C) on September 14, 2021.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Prince George, Virginia, that:

1. The acquisition of the Dedication of Right-of-Way for road improvements on Middle Road is declared to be a public necessity and to constitute an authorized public undertaking pursuant to § 15.2-1901.1 of the Code of Virginia (1950), as amended; and it is further declared that the acquisition and use of the right-of-way by the County as described herein will constitute a public use as defined by § 1-219.1 of the Code of Virginia (1950), as amended, and that said public use is hereby approved.

2. That a public necessity exists for the acquisition of the right-of-way for the aforesaid public use for reasons set forth in the preamble of this Resolution.
3. The County hereby elects to use the procedures set forth in § 25.1-300 *et seq.*, as authorized by §§ 15.2-1904 and 15.2-1905(C) and the procedures and provisions of §§ 33.1-91 through 33.1-94, 33.1-96 and 33.1-117 of the Virginia Code (1950), as amended, as authorized by § 15.2-1902(4).
4. A public necessity exists that the County enter upon and take possession of the aforesaid portion of and rights in the Dedication of Right-of-Way for the purposes described above before the conclusion of the condemnation proceeding, and the County declares its intent to so enter and take the right-of-way under those powers granted pursuant to §§ 15.2-1904, and 15.2-1905(C) of the Virginia Code (1950), as amended.
5. That the County Administrator and County Attorney may utilize the procedures set forth in § 15.2-1905(C) of the Code of Virginia (1950), as amended, to initiate and conduct condemnation proceedings.
6. The County Administrator and County Attorney be, and they hereby are, authorized and directed to acquire the Easement by condemnation if necessary and in the manner provided by Titles 25.1, including, but not limited to, Chapter 3 (§ 25.1-300 *et seq.*) Title 33.1 to the extent made applicable to localities by § 15.2-1902(4) of the Code of Virginia (1950), as amended.
7. That in the event the above described Property has been conveyed, the County Administrator and the County Attorney are hereby authorized to institute proceedings against the successors in title.

On roll call the vote was:

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

Opposed: (0)

Absent: (0)

COUNTY ADMINISTRATOR'S REPORT

Percy Ashcraft, County Administrator, stated that Absentee & In-Person Voting Begins for the November General Election on September 17. The Prince George Farmers Market continues on September 18 from 8 a.m. to 2 p.m. in Scott Park. There will be an Open House at Flowerdew Hundred on September 18 from 4 to 8 p.m. The Skalsky Soccer Tournament will be on September 25-26 at 9 a.m. daily at Upper Scott Park. The Prince George Electric Cooperative 2021 Annual Business Meeting will be virtual on September 27 at 7 p.m. Prince George residents seeking vaccine appointments should call (877) 829-4682 or click on <https://vaccinate.virginia.gov/>. Renovations are expected to be complete at the Central Wellness

Center on September 30 and will reopen October 1. LNN USA launches locally owned newspaper to serve the Tri-Cities. The Prince George County Police Department received a \$10,000 donation from Destination Church on August 29. The Prince George County Litter Reduction Program removed 149 bags of trash from roads and byways during the month of August. The Prince George County unemployment rate shows decrease in June to 4.7 percent. Delegate Emily Brewer to host a Mobile Veteran Resource Center from 10 a.m. – 2 p.m. on Tuesday, October 19 at the Disputanta Community Center. Prince George student Aiden Bryant is a finalist in “America’s Got Talent” tonight. The winner will be announced tomorrow night after the voting public weighs in.

REPORTS (cont’d)

ARPA Funds Update – Ms. Drewry gave an update on the American Recovery Plan Act - Coronavirus State and Local Fiscal Recovery Funds (ARPA Funds). The Federal Government is providing \$350 Billion in emergency funding to eligible state, local, territorial and Tribal governments. The funding arriving in June after certification received from locality; currently going through identification process. Prince George County’s share is \$7,449,621 - TRANCHE 1- \$3,724,810.50 (1st Half) – Received 08/05/2021. Schools are receiving separate ARPA funding allocations directly; appropriated as requested by school division [\$123 Billion is being provided for K-12 Education (separate from Local Fiscal Recovery Funds)]. This funding is targeted to support urgent COVID-19 response efforts to continue to decrease spread of the virus and bring the pandemic under control, replace lost public sector revenue to strengthen support for vital public services and help retain jobs, support immediate economic stabilization for households and businesses, and address systemic public health and economic challenges. More specifically, it may be used to support public health expenditures, address negative economic impacts, replace lost public sector revenue, provide premium pay for essential workers, and invest in water, sewer, and broadband infrastructure. States and territories may not use this funding to directly or indirectly offset a reduction in net tax revenue due to change in laws from March 3, 2021 though the last day of the fiscal year in which the funds provided have been spent. No recipient may use this funding to make a deposit to a pension fund. The Prince George County Board of Supervisors considered a list of requests made by Department Heads, including Constitutional Officers. At a July 21 work session, the Board established priorities, committing most of Tranche 1. Although Department Head requests had merit, the Board priorities leverage the majority of the funds to needed water/wastewater projects to mitigate future tax and rate impacts to citizens. Some of the approved uses included Swag-It Board Meeting Platform, Citizen Relief – Car Tax Rebate if values increased, air filtration system for the Courthouse, pexiglass partitions for the jury box, blinds/window coverings for the jury assembly room, engineering costs for a wastewater solution, new water and wastewater Master Plan, financial assistance to the local Food Bank, and repair/replace dark fiber. Timing of funding covers costs incurred 3/3/2021 – 12/31/2024 and must be fully obligated by 12/31/2024; if obligated 12/31/2024 expended by 12/31/2026. Unspent funds must be returned to the federal government. Expenditures for unallowable purchases will have to be repaid to the federal government.

POSTPONED ITEMS

T-1. Resolution; Appointments; Youth Task Force. Mr. Hunter made a motion, seconded by Mrs. Waymack, to postpone this item to September 28. Roll was called on the motion.

On roll call the vote was:

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

Opposed: (0)

Absent: (0)

T-2. Resolution: Authority to Advertise a Public Hearing to Receive Input on Whether to Change to Single Member Election Districts. Mr. Whitten stated that Prince George County must redistrict in 2021 after receiving the results from the 2020 Census. The Census Bureau anticipates data needed to begin redistricting will be released beginning August 16, 2021. The final redistricting data toolkit will be delivered by the Census Bureau by September 30, 2021. Virginia Code Section 15.2-1211 gives power to the Board of Supervisors to “redistrict the county into magisterial districts, change the boundaries of existing districts, change the name of any district, or increase or diminish the number of districts”. Virginia Code Section 24.2-304.1 allows the Board of Supervisors to change from at-large districts to single-member districts. After proper advertisement of a public hearing the Board of Supervisors can receive input from the public on whether to change from at-large districts to single member districts. An additional public hearing would be required in November before the Board can amend the County Code Chapter 30 (“Elections”) to increase the number of election districts from two to five. Mr. Hunter made a motion, seconded by Mrs. Waymack, to approve advertisement of a public hearing on September 28 to receive input from the public on whether to change to single member election districts. Roll was called on the motion.

R-21-145

T-2

**RESOLUTION: AUTHORITY TO ADVERTISE PUBLIC HEARING TO RECEIVE INPUT
ON WHETHER TO CHANGE TO
SINGLE MEMBER ELECTION DISTRICTS**

NOW, THEREFORE, BE IT RESOLVED that the Prince George County Board of Supervisors this 14th day of September, 2021, does hereby authorize the advertisement of a public hearing on September 28, 2021, to receive input from the public on whether to change to single member election districts.

On roll call the vote was:

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

Opposed: (0)

Absent: (0)

ORDER OF BUSINESS

A-1. Resolution: Authorization to Procure Architectural and Engineering Services for a Wastewater Solution (Treatment Plant or Pump Station and Force Main) to Serve the Southpoint Business Park and Future Growth of the County. Mr. Frank Haltom, County Engineer, stated that the Board has previously received information to consider a solution to

increase the wastewater capacity to serve the Southpoint Business Park and future growth of the County. Each solution requires procurement of architectural and engineering services. Therefore, Staff recommends authorizing Staff to procure these design services for the preferred wastewater solution. Mr. Carmichael clarified that the \$2.5 million can be used for other Utilities projects. Mr. Haltom stated that it could. Mr. Webb stated that he is in favor for the wastewater treatment plant. This is a long-term, long-range plan that can provide the success that is needed for development. There are needs right now that we cannot sustain. He stated that thankfully they will not need to tax the citizens to do the A&E to finalize this secure plan. He believes for a long-range plan, this is a smart move. Especially now, since it turns out the pump station may not be the secure way to go based on information they received today. He stated that there are other projects we can spend this money on. However, the wastewater treatment plant is the smartest way to go. Mr. Carmichael stated that he is concerned about the citizens that live in that area and how we are going to pay for it long-term should businesses not come. He is not comfortable putting that \$60 million price tag on this County with no idea how it is going to be paid off if things do not align properly. Mr. Hunter echoed Mr. Carmichael's comments. Mr. Webb stated that everything costs. You cannot count on putting everything off on the rooftops. You have to have business in the County. They may not be guaranteed, but it is a guarantee no one is coming if we do nothing. Chairman Brown stated that he feels like they would be able to get grants. We cannot sit here and do nothing. And, if the Board chooses to do nothing, then we need to let the County Administrator know now because it will take a lot of things off of the table, such as the Master Plan and the Strategic Plan. Mr. Carmichael stated that he cannot vote for either one at this time. Mr. Ashcraft stated that past Boards have set the table for economic development in this County. If you are going to make an investment in smart growth, then you take the route that is going to get you the best opportunity with the money invested. He stated that a wastewater treatment plant would do just that. Mr. Hunter added that he too is not at a place where he can vote tonight after what he learned today. Mr. Carmichael asked Mr. Ashcraft to present a layout on how the citizens will pay back the \$60 million debt if the infrastructure is put in place and the businesses do not come to offset it. In addition, he would like to be assured that they will be able to continue to run business as usual in Prince George County. Chairman Brown stated that this is not about committing to \$60 million at this time. It is about committing to \$2.5 million for the A&E. Mr. Carmichael stated that he is not wasting \$2.5 million on a study if his questions cannot be answered. Mr. Webb stated that nobody is trying to force a vote on someone, but when you start talking about costs on the citizens, they will really start to see it if we do nothing. Mr. Carmichael and Mr. Hunter stated that they would like to readdress this in two weeks on September 28. Mr. Webb stated that he is of the opinion that we put it on the floor now and he would like to know Mrs. Waymack's opinion. The data is there and we know what the impact will be if we do nothing. He stated that he is trying to look out for the entire County. The information is there. If you don't understand it, then call someone who does understand it and ask questions. Mrs. Waymack stated that she is still very conflicted about it and she agrees to put it off for two weeks. Mr. Carmichael made a motion, seconded by Mrs. Waymack to postpone this item to September 28. Roll was called on the motion.

On roll call the vote was:

In favor: (3) Hunter, Waymack, Carmichael

Opposed: (2) Webb, Brown

Absent: (0)

A-4. Resolution; Transfer from General Fund Contingency (\$2,500 Sheriff's Postage Omitted in Error). Ms. Drewry stated that the Office Manager for the Sheriff's Office determined that their \$2,500 FY2022 request for postage costs for the Sheriff's Office was not included in the adopted FY2022 budget reflected in Munis (the County's Financial System). Finance Staff determined that they failed to include this request in the adopted budget for FY2022 due to a clerical error. Staff is requesting a transfer from General Contingency in the amount of \$2,500 to the Sheriff's budget for postage. Mr. Hunter made a motion, seconded by Mr. Carmichael, to approve the appropriation of funds through bond issuance in the spring of 2022. Roll was called on the motion.

R-21-145

A-4.

RESOLUTION; TRANSFER FROM GENERAL FUND CONTINGENCY (\$2,500 SHERIFF'S POSTAGE OMITTED IN ERROR)

BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of September, 2021, does hereby authorize the following increase of funds within the 2021-2022 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>	
0100-02-010-0203-45210	General Fund: Sheriff's Office Postal Services
	\$2,500.00
0100-09-401-0917-49199	General Fund: Contingency
	(\$2,500.00)

On roll call the vote was:

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

Opposed: (0)

Absent: (0)

A-5. Resolution; Appropriation (\$16,525 Insurance Recoveries and \$27,132 Transfer from General Fund Contingency– Police Vehicle Replacement). Ms. Drewry stated that we have received insurance proceeds from VACORP for damages that resulted in a total loss of a 2016 Ford Explorer Interceptor (Police Department). The vehicle was damaged on June 27, 2021 when the Police vehicle struck another vehicle on County Drive. The vehicle was deemed a total loss upon appraisal. Total insurance proceeds are \$16,525.00; estimated value and towing, less \$250 deductible. Because the vehicle was deemed a total loss a new vehicle will need to be purchased. The replacement cost for the vehicle is \$43,656.80 (vehicle \$34,656.80 on Virginia Sheriff's Association contract + \$9,000 for equipment). Because it is so early in the fiscal year, the Police Department and Finance Director are respectfully requesting that the additional \$27,132.00 be transferred from General Fund Contingency. It is currently unknown where savings may exist (personnel or otherwise) within the FY2022 budget. The adopted FY2022 General Fund Contingency is \$360,322. Chairman Brown asked if the Police Department could

pay the \$27,132 and come back to the Board later in the year should they come up short. Chief Early stated that they could that, but if he comes up short, he will need to come back before the Board. Mr. Webb stated that he stands behind his word that if they come up short, he will support them. Mr. Hunter agreed and made a motion, seconded by Mr. Carmichael, to approve the appropriation of \$16,525 from insurance recoveries and the \$27,132 from the Police budget. Roll was called on the motion.

R-21-146

A-5

RESOLUTION; APPROPRIATION (\$16,525 INSURANCE RECOVERIES AND \$27,132 TRANSFER FROM POLICE DEPARTMENT BUDGETED SALARIES – POLICE VEHICLE REPLACEMENT)

BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of September, 2021, does hereby authorize the following increase of funds within the 2021-2022 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	\$43,657.00
0100-03-100-0601-41100	General Fund: Police Salaries	(\$27,132.00)
<u>Revenue:</u>		
0100-40-507-8206-341111	General Fund; Insurance Proceeds	\$16,525.00

On roll call the vote was:

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

Opposed: (0)

Absent: (0)

A-6. Resolution; Authority to Advertise an Ordinance to Amend “The Code of the County of Prince George, Virginia,” as Amended, by Amending §§74-301, 74-302 and 74-304 to State that Transients Staying at a Travel Campground Must Pay the Transient Tax and to Clarify that the Transient Tax is Based on the Total Price Paid by the Customer for the Use or Possession of the Room. Mr. Whitten stated that as of September 1, 2021, the General Assembly has amended Virginia Code Section 58.1-3826 regarding transient occupancy tax to include retail sales of rooms or space. Section 74-301 of the County Code currently states “obtains lodging at any hotel”. The proposed amendment will include use or possession of a room or space and specify hotel or travel campground. The definition of person has been added to require intermediaries such as travel booking sites to collect and pay the tax. Section 74-302 and 74-304 of the County Code does not specify the tax paid by customer. The proposed amendment will specify the transient tax is based on the total price paid by the customer to the person receiving the funds. This will allow the tax to also be added to booking fees. A draft

ordinance is proposed for consideration; a motion approving authority to advertise the ordinance for a public hearing on October 12, 2021, is requested. Mr. Webb made a motion, seconded by Mr. Hunter, to approve the resolution as presented. Roll was called on the motion.

R-21-147

A-6

RESOLUTION; AUTHORITY TO ADVERTISE AN ORDINANCE TO AMEND "THE CODE OF THE COUNTY OF PRINCE GEORGE, VIRGINIA,"
AS AMENDED, BY AMENDING §§74-301, 74-302 and 74-304 TO STATE
THAT TRANSIENTS STAYING AT A TRAVEL CAMPGROUND MUST
PAY THE TRANSIENT TAX AND TO CLARIFY THAT THE TRANSIENT
TAX IS BASED ON THE TOTAL PRICE PAID BY THE CUSTOMER
FOR THE USE OR POSSESSION OF THE ROOM

NOW, THEREFORE, BE IT RESOLVED, that the Board Of Supervisors of the County of Prince George this 14th day of September, 2021, does hereby authorize the advertisement of a public hearing for an Ordinance to Amend "The Code of the County of Prince George, Virginia," as amended, by amending §§74-301, 74-302 and 74-304 to state that transients staying at a travel campground must pay the transient tax and to clarify that the transient tax is based on the total price paid by the customer for the use or possession of the room.

On roll call the vote was:

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

Opposed: (0)

Absent: (0)

A-7. Resolution; Award of Contract and Budget Transfer from Repurposed Series 2019 Bonds (\$100,500 Architectural and Engineering Services Jefferson Park Fire Station Renovation). Ms. Drewry stated that during the July 21 Board work session, the Board received a presentation and options related to the renovation of Jefferson Park Fire Station. Proposal 1 was approved by Board consensus at the July 21 work session, with an estimated construction cost of \$575,000 and Architectural & Engineering (A&E) services cost of \$101,500 (total \$678,500). The Board also approved by consensus allowing DJG to move forward with the design work for the Proposal 1 renovation. The A&E services were priced by DGJ, one of the County's contracted A&E firms (RFP#21-04-0504). Because this service is over \$50,000, policy states the Board should formally approve the award of contract to DJG. The funding source for the Jefferson Park renovation and related services is repurposed Series 2019 bond proceeds originally borrowed for the construction of a new Jefferson Park Fire Station. The bonds were repurposed following a public hearing on April 27, 2021 (R-21-079). Following the public hearing, a budget transfer was made to move the budgeted unspent bond proceeds to a "Public Safety Project Holding Account" within the budget (0311-03-200-3216-48240). A budget transfer from the "Public Safety Project Holding Account" to a newly established Jefferson Park Fire Station Renovation budget code (0311-03-200-3217-48240) is needed to cover the A&E services of \$101,500. Mr. Webb made a motion, seconded by Mr. Carmichael, to approve the resolution as presented. Roll was called on the motion.

A-7.

RESOLUTION; AWARD OF CONTRACT AND BUDGET TRANSFER FROM REPURPOSED SERIES 2019 BONDS (\$100,500 ARCHITECTURAL AND ENGINEERING SERVICES JEFFERSON PARK FIRE STATION RENOVATION)

WHEREAS, a pricing proposal was received from DJG, one of three contracted Architectural and Engineering Firms as awarded on November 10, 2020 via RFP 21-04-0504, in an amount not to exceed \$100,500 for professional design services, bid and award services, and construction management services for a Jefferson Park Fire Station renovation project; and

WHEREAS, moving forward with planning for the renovation (Proposal 1) of the Jefferson Park Fire Station was authorized by Board consensus during a July 21, 2021 work session utilizing repurposed Series 2019 bond funds; and

WHEREAS, Proposal 1 renovations include roof replacement, hot water system replacement, bathroom fixture and finish updates, HVAC systems replacement, fire alarm system replacement, alerting system upgrade, apparatus bay renovations, enlargement of the sleeping area, creation of two offices (re-purpose of existing bunk room), renovation of the kitchen facilities and expansion of the multi-purpose room; and

WHEREAS, Staff is requesting authorization for the County Administrator to enter into a contract with DJG for professional design services, bid and award services, and construction management services of a Jefferson Park Fire Station renovation project in an amount not to exceed \$100,500.

NOW, THEREFORE, BE IT RESOLVED That the Board of the Supervisors of the County of Prince George this 14th day of September, 2021, hereby awards the contract for professional design services, bid and award services, and construction management services for a Jefferson Park Fire Station renovation project to DJG in an amount not to exceed \$100,500 and authorizes the County Administrator to execute a contract with DJG.

NOW, THEFORE, BE IT FURTHER RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of September, 2021, does hereby authorize the following budget transfer of funds within the 2021-2022 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:</u>	
0311-03-200-3217-48240 CIP – Jefferson Park FS Renovation	\$100,500 Increase
0311-03-200-3216-48240 CIP – Series 2019 Public Safety Project Holding Account	\$100,500 Decrease

On roll call the vote was:

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

Opposed: (0)

Absent: (0)

A-8. Resolution: Authority to Execute Agreement with the Hollingsworth Companies for the Go Virginia Grant Received by Virginia's Gateway Region. Mr. Jeff Stoke, Economic Development Director and Deputy County Administrator, stated that Drewry stated that Keith Boswell, Virginia Gateway Region (VGR) Executive Director, has been awarded funds from GO Virginia for a regional grant to perform site studies throughout our region. VGR is allocating \$537,200 for four (4) sites in Prince George County. Grant funding is going to Timmons Engineering to perform the work required by VEDP to raise the Tier ranking from 2 to 4 for certain industrial sites in and around Southpoint Business Park. The grant administrator requires an MOU between the locality and the private site owner so that the locality will have the right to market the property. We have reached out to the three private property owners for their agreement. The fourth property is County-owned. Mr. Webb made a motion, seconded by Mrs. Waymack to approve the agreement with the Hollingsworth Companies. Roll was called on the motion.

R-21-149

A-8.

RESOLUTION: AUTHORITY TO EXECUTE AGREEMENT WITH THE HOLLINGSWORTH COMPANIES FOR THE GO VIRGINIA GRANT RECEIVED BY VIRGINIA'S GATEWAY REGION.

WHEREAS, the Board authorized Prince George County to support and provide matching funds to Virginia's Gateway Region for their GO Virginia regional grant to perform site studies throughout our region on November 24, 2020; and

WHEREAS, the grant will be utilized to pay Virginia's Gateway Region contractor Timmons Engineering to prepare required documents that will move Prince George County industrial sites from a VEDP Tier 2 to Tier 4 thereby making the site more shovel ready for business prospects; and

WHEREAS, this agreement is for Southpoint VP-166 (lot 15), and Southpoint VP-169 (lot 16), also identified as parcel #350(0A)00-001-A, and #350(0A)00-001-B; and

WHEREAS, the grant administrator, Virginia Department of Housing and Community Development on behalf of GO Virginia, requires an agreement between the locality and the private site owner so that the locality will have the right to market the property.

NOW, THEREFORE BE IT RESOLVED that the Board of Supervisors of the County of Prince George this 14th day of September 2021, hereby authorizes the execution of the agreement with Hollingsworth Companies for the GO Virginia grant received by Virginia's Gateway Region.

On roll call the vote was:

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

Opposed: (0)

Absent: (0)

A-9. Resolution: Authority to Execute Agreement with Roslyn Farm Corporation for the Go Virginia Grant Received by Virginia's Gateway Region. Mr. Stoke stated that Betsy Drewry, Deputy County Administrator for Finance, stated that Keith Boswell, Virginia Gateway Region (VGR) Executive Director, has been awarded funds from GO Virginia for a regional grant to perform site studies throughout our region. VGR is allocating \$537,200 for four (4) sites in Prince George County. Grant funding is going to Timmons Engineering to perform the work required by VEDP to raise the Tier ranking from 2 to 4 for certain industrial sites in and around Southpoint Business Park. The grant administrator requires an MOU between the locality and the private site owner so that the locality will have the right to market the property. We have reached out to the three private property owners for their agreement. The fourth property is County-owned. Mr. Hunter made a motion, seconded by Mrs. Waymack, to approve the agreement with Roslyn Farm Corporation. Roll was called on the motion.

R-21-150

A-9.

RESOLUTION: AUTHORITY TO EXECUTE AGREEMENT WITH ROSLYN FARM CORPORATION FOR THE GO VIRGINIA GRANT RECEIVED BY VIRGINIA'S GATEWAY REGION.

WHEREAS, the Board authorized Prince George County to support and provide matching funds to Virginia's Gateway Region for their GO Virginia regional grant to perform site studies throughout our region on November 24, 2020; and

WHEREAS, the grant will be utilized to pay Virginia's Gateway Region contractor Timmons Engineering to prepare required documents that will move Prince George County industrial sites from a VEDP Tier 2 to Tier 4 thereby making the site more shovel ready for business prospects; and

WHEREAS, this agreement is for the Chudoba Industrial Park site, also identified as parcel #340(0A)00-028-B; and

WHEREAS, the grant administrator, Virginia Department of Housing and Community Development on behalf of GO Virginia, requires an agreement between the locality and the private site owner so that the locality will have the right to market the property.

NOW, THEREFORE BE IT RESOLVED that the Board of Supervisors of the County of Prince George this 14th day of September 2021, hereby authorizes the execution of the agreement with Roslyn Farms Corporation for the GO Virginia grant received by Virginia's Gateway Region.

On roll call the vote was:

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

Opposed: (0)

Absent: (0)

A-10. Resolution: Award of Contract for Board Room Video Streaming Services to Swagit Productions, LLC. Mr. Stoke stated that the panel of Teresa Knott, Clifton Young and Jeff Stoke reviewed presentations from Swagit, Civic Plus and Prime Gov. The company, Granicus, was contacted but failed to respond. Swagit Productions, LLC was selected by staff to perform video recordings of meetings, closed captioning, agenda indexing to video, remote video services, and speaker identification for elected officials and staff. Dinwiddie County has been utilizing Swagit for about five meetings (staff visited). The City of Petersburg has also selected Swagit (installation underway). Official County meetings (Board, Planning, BZA, School) can be recorded, saved and indexed to the County website for future viewing. Mr. Carmichael made a motion, seconded by Mr. Webb, to award the contract as presented. Roll was called on the motion.

R-21-151

A-10.

RESOLUTION: AWARD OF CONTRACT FOR BOARD ROOM VIDEO STREAMING SERVICES TO SWAGIT PRODUCTIONS, LLC

WHEREAS, the Board authorized staff to solicit for board room video streaming services and, on June 9, 2021, the Board authorized staff to begin negotiations with Swagit Productions, LLC to provide such services; and

WHEREAS, the County has received a scope, contract, and pricing from Swagit Productions, LLC for a price of \$100,766.20 which includes the initial installation, one year of service and two years warranty to be paid for from the American Rescue Plan Act (ARPA) federal funds – first tranche – received by Prince George County; and

WHEREAS, this project would be eligible for the second tranche of federal funding in 2022 to pay for the second year of the Swagit Productions, LLC service contract.

NOW, THEREFORE BE IT RESOLVED that the Board of Supervisors of the County of Prince George this 14th day of September 2021, hereby awards the contract for board room video streaming services to Swagit Productions, LLC for \$100,766.20 and authorizes the County Administrator to execute contracts for this project.

On roll call the vote was:

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

Opposed: (0)

Absent: (0)

A-11. Resolution: Authority to Advertise a Public Hearing on a State-Funded Bonus for Sworn Funded Sheriff's Office Positions and a County-Funded Bonus for Unfunded Sheriff's Office Positions. Ms. Drewry stated that following the 2021 Special Session II, the following Budget Amendment was included: Language and funding is provided in the current year (FY22) for a one-time \$3,000 bonus payment for Compensation Board funded sworn positions in sheriffs' offices and regional jails, including sheriffs, sheriffs' deputies, regional jail superintendents and corrections officers in regional jails. Legislative intent provides that this is a one-time bonus to be paid no later than November 30, 2021 to these employees and does not represent base salary funding, and consequently is in addition to and does not supplant local salary supplement funds. The \$3,000 bonus cost and related 7.65% FICA contribution cost is applicable to positions filled and funded as of the date of implementation of the bonus and is reimbursable by the Compensation Board at 100% for such filled and funded positions. Sheriff Allin would like to pay a bonus to his unfunded deputy and his part-time deputies and office manager which will not be reimbursed by the State. He would like to pay a bonus of \$3,000 for his unfunded full-time deputy, and a \$1,500 bonus for his part-time deputies (2) and office manager paid on the same date of the state-funded bonus. The total local cost for the bonuses for unfunded positions is \$8,073.75 with FICA (\$6,459.00 and \$1,614.75 for non-sworn). His recommended funding source is a budget transfer from the Security Improvement line within the Sheriff's budget for the sworn positions in the amount of \$6,459.00. The funding source for the bonus for his non-sworn position is being evaluated (to be determined) at \$1,614.75. These funds are currently appropriated to the Sheriff's FY2022 budget. Mr. Hunter made a motion, seconded by Mr. Webb, to approve the resolution as presented. Roll was called on the motion.

R-21-152

A-11

RESOLUTION; AUTHORITY TO ADVERTISE STATE FUNDED \$3,000 BONUS FOR SHERIFF AND DEPUTIES; A COUNTY FUNDED \$3,000 BONUS FOR AN UNFUNDED FULL-TIME DEPUTY; AND A COUNTY FUNDED \$1,500 BONUS FOR BOTH UNFUNDED PART-TIME DEPUTIES AND AN OFFICE MANAGER

NOW, THEREFORE, BE IT RESOLVED, that the Board Of Supervisors of the County of Prince George this 14th day of September, 2021, pursuant to Section 15.2-1508 of the Code of Virginia does hereby authorize the advertisement of a September 28th public hearing for a one-time State funded \$3,000 bonus for the Sheriff and his Compensation Board funded Deputies; a

one-time County funded \$3,000 bonus for an unfunded full-time Deputy; and a one-time County funded \$1,500 bonus for both unfunded part-time Deputies and an officer manager.

On roll call the vote was:

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

Opposed: (0)

Absent: (0)

A-12. Resolution; Appropriation (\$12,768 from Series 2018 SNAP Investment Interest for Replacement of Water Condenser Pumps in County Administration Information Technology Server Room). Ms. Drewry stated that on May 11, the Board appropriated \$27,330 of Series 2018 SNAP interest to replace the dryers in the IT Server Room. Unfortunately, that action did not adequately address the issues. The engineer's recommendation was to replace both the dryers and water condenser pumps, but the \$27,330 approved on May 11 only replaced the dryers. Taking additional action to replace the water condenser pumps within the County Administration Building's IT Server Room is recommended for urgent replacement to adequately cool the room. The server room houses equipment critical to the County's continuing operations. Warwick Mechanical Group, the County's contracted HVAC repair company [Contract 19-0610-2; awarded from IFB 19-0610-2 on June 27, 2019] can provide the repairs and maintenance for this project with a cost estimate of \$12,768 from Warwick. The scope of work and equipment sizing has been vetted by Guernsey Tingle, one of the County's contracted on-call Architectural and Engineering firms. Sufficient funding for this project is available within the Series 2018 Bond SNAP investment earnings balance (at \$32,479.77 on 8/31/2021). Mr. Webb made a motion, seconded by Mr. Hunter, to approve the resolution as presented. Roll was called on the motion.

R-21-153

A-12.

RESOLUTION; APPROPRIATION (\$12,768 FROM SERIES 2018 SNAP INVESTMENT INTEREST FOR REPLACEMENT OF WATER CONDENSER PUMPS IN COUNTY ADMINISTRATION INFORMATION TECHNOLOGY SERVER ROOM)

WHEREAS, The Director of General Services and Director of Information Technology identified that the current Cooling system in the County's Information Technology Server Room is not functioning and the water condenser pumps need to be replaced to ensure the room is adequately cooled; and

WHEREAS, The Director of General Services received pricing from the County's contracted HVAC repair company, Warwick Mechanical Group, of \$12,768; and

WHEREAS, the County is currently under contract with Warwick Mechanical Group for HVAC repairs and maintenance through IFB #19-0610-2 and Contract #19-0610-2; and

WHEREAS, staff is recommending the purchase and installation of new water condenser pumps and labor from Warwick Mechanical Group for \$12,768 and;

WHEREAS funding is not currently available in the adopted FY2022 County operating budget and funds are available from State Nonarbitrage Program (SNAP) investment interest, Series 2018.

WHEREAS, Staff is requesting Board approval of an appropriation from SNAP investment interest reflected in the Capital Improvement Fund, Fund Balance in the amount of \$12,768.

NOW, THEREFORE, BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of September, 2021, does hereby authorize the following increase of funds within the 2021-2022 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>	
0311-01-002-3214-48120 IT Server Room Cooling Tower Replacement	\$12,768**
<u>Revenue:</u>	
0311-40-900-8208-399999 CIP Fund, Fund Balance*	\$12,768**

*Accumulated SNAP Interest Revenue, Series 2018

**[\$12,768 Warwick Mechanical Group]

On roll call the vote was:

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

Opposed: (0)

Abstained: (0)

A-13. Consideration of Appointments – Board, Commissions, Committees, Authorities:
Resolution of Appointment(s):

A. Resolution; Two Appointments (Four-Year Term) – Social Services Advisory Board. Mr. Hunter made a motion, seconded by Mrs. Waymack, to postpone these appointments to October 12. Roll was called on the motion.

On roll call the vote was:

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

Opposed: (0)

Abstained: (0)

A-14. Discussion of Work Session for October 19. The Board agreed by consensus to schedule a work session for October 20.

A-15. Resolution; Authority to Execute Contract for Service Center Metals \$350,000 Commonwealth Opportunity Fund (COF) Grant. Mr. Jeff Stoke, Deputy County Administrator, stated that this grant will be matched by the County with a \$200,000 local cash grant coming out of the Economic Development Fund. It will also be matched by approximately \$1.6 million in enterprise zone machinery and tools rebates, which also comes out of the Economic Development Fund. This is part of the larger package that was developed in order to win this project. They are going on approximately 70 acres of greenfield space formerly owned by Rolls-Royce. The project involves \$101 million of new capital investment and 94 new jobs. Mr. Webb made a motion, seconded by Mrs. Waymack, to approve the contract as presented. Roll was called on the motion.

R-21-154

A-15.

RESOLUTION; AUTHORITY TO EXECUTE CONTRACT FOR SERVICE CENTER METALS \$350,000 COMMONWEALTH OPPORTUNITY FUND (COF) GRANT

WHEREAS, The County desires to promote and encourage the economic development and vitality of the County through the recruitment of new industry to provide for increased employment and corporate investment in the County; and

WHEREAS, Service Center Metals (SCM) will construct, equip, improve, and operate New Facilities that will entail a capital expenditure by or on behalf of the Company of approximately \$101,722,000, of which approximately \$63,236,450 will be invested in machinery and tools, approximately \$200,000 will be invested in furniture, fixtures and business personal property, and approximately \$38,285,550 will be invested in the construction and up-fit of the New Facilities with 94 new jobs; and

WHEREAS, the County is pledging \$200,000 in a local cash grant from the meal tax fund (Economic Development fund) and \$1,600,000 in Enterprise Zone Machinery and Tools Tax rebates (Economic Development Fund) as a local match for the SCM COF.

NOW, THEREFORE BE IT RESOLVED that the Board of Supervisors of the County of Prince George this 14th day of September 2021, does hereby authorize the execution of a Commonwealth Opportunity Fund (COF) grant agreement in the amount of \$350,000 for Service Center Metals.

On roll call the vote was:

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

Opposed: (0)

Absent: (0)

A-16. Resolution; Authorization for Prince George County to Enter into an Agreement with Concept Developments, Inc. and Prince George County Industrial Development Authority for Development of Southpoint Business Park. Mr. Stoke stated that this is a development agreement with Concept Developments. He stated that the County has worked with

Joe Hollingsworth for many years with several industrial business, jobs, and millions of private investment. This agreement continues with other properties outlined that are all currently owned by Hollingsworth. Mr. Webb made a motion, seconded by Mr. Hunter, to approve the agreement as presented. Roll was called on the motion.

R-21-155

A-16

RESOLUTION: AUTHORIZATION FOR PRINCE GEORGE COUNTY TO ENTER INTO AN AGREEMENT WITH CONCEPT DEVELOPMENTS, INC. AND PRINCE GEORGE COUNTY INDUSTRIAL DEVELOPMENT AUTHORITY FOR DEVELOPMENT OF SOUTHPOINT BUSINESS PARK

WHEREAS, the County desires to promote and encourage the economic development and vitality of the County through the recruitment of new industry to provide for increased employment and corporate investment in the County; and

WHEREAS, the County has entered into previous development agreements with Joseph A. Hollingsworth, Jr., who owns Concept, beginning in 1997 and continuing to the present, and such agreements have resulted in substantial economic growth in Prince George County; has caused an increase in the tax base; created additional jobs which resulted in Prince George County receiving the NACO 1999 Achievement Award Program, a National award; and generally enhanced economic conditions in Prince George County; and

WHEREAS, the County now desires to enter into this Agreement to set forth the terms and conditions pursuant to which Concept Developments, Inc. will develop the Expansion Project in the County.

NOW, THEREFORE BE IT RESOLVED that the Board of Supervisors of the County of Prince George this 14th day of September 2021, does hereby authorize the execution of a Development Agreement with Concept Developments, Inc. and the Prince George County Industrial Development Authority for Southpoint Business Park.

On roll call the vote was:

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

Opposed: (0)

Absent: (0)

ADJOURNMENT. Mr. Hunter moved, seconded by Mr. Webb to adjourn. 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 9:31 p.m.

[Draft Minutes prepared September 20, 2021 for consideration on September 28, 2021; adopted by unanimous vote.]

Floyd M. Brown, Jr.
Chairman, Board of Supervisors

Percy C. Ashcraft
County Administrator