

MINUTES  
BOARD OF SUPERVISORS  
COUNTY OF YORK

Regular Meeting  
April 21, 2020

6:00 p.m.

Meeting Convened. A Regular Meeting of the York County Board of Supervisors was called to order at 6:13 p.m., Tuesday, April 21, 2020, in the Board Room, York Hall, by Chairman W. Chad Green.

**REMARKS BY THE CHAIRMAN**

Chairman Green read a statement concerning the purpose and the participants of the meeting:

This is a meeting of the York County Board of Supervisors, being held by electronic means without a quorum being physically assembled in one place, pursuant to Code of Virginia section 2-2-3708.2(A)(3). This meeting is being held remotely recognizing the various executive orders issued by the Governor of Virginia relating to the pandemic and limiting large gatherings of people.

Our regularly scheduled public meeting is being held this evening to consider several public hearing matters. Public comment will be allowed for these hearings, via recorded call with more explanation being provided during the meeting, and information has already been provided on the County's website.

I am William C. "Chad" Green, Board Chair, and I am sitting in the Board Room of York Hall. Other Board members participating remotely are Walter C. Zaremba, Sheila S. Noll, Jeffrey D. Wassmer, and Thomas G. Shepperd, Jr. Other County staff present or participating are Neil A. Morgan, County Administrator; James E. Barnett, Jr., County Attorney; Heather L. Schott, Legislative Assistant, and a small number of senior County staff.

Invocation. Pastor David Magruder, Zion United Methodist Church, gave the invocation in a pre-recorded message.

Pledge of Allegiance to the Flag of the United States of America. Chairman Green led the Pledge of Allegiance.

Chairman Green offered his condolences to the friends and family members who had lost loved ones due to COVID 19. He encouraged the citizens to keep them in both thoughts and prayers. He thanked the unsung heroes such as the Emergency Medical Services workers, nurses, deputies, doctors, grocery workers, and delivery drivers who are doing such a great job. He noted also that the curve is flattening, due to the hard work and sacrifice of staying home and practicing good personal hygiene. Chairman Green expressed hope that things would soon be back to normal once the scientific professionals say that it is okay to resume activities and daily work routines.

**PRESENTATIONS**

**COVID 19 SITUATIONAL REPORT**

Neil Morgan, County Administrator, spoke regarding the response to COVID 19. He expressed his sincere appreciation for the citizens' patience during this unprecedented time. He stated that the Peninsula Health District has confirmed 23 deaths, 384 documented cases within York County, and one confirmed death of a York County resident. Mr. Morgan explained that a lot has changed over the last five weeks. During that time the United States has become the epicenter of COVID 19. He also shared some good news that in the Peninsula Health District, the number of hospitalizations have leveled off and possibly decreased because of social distancing. Mr. Morgan explained that the three areas in dealing with the response include governance,

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financial management, and the medical event itself. He provided a brief overview on COVID 19 around the world. On the governance side, he stated that the County IT staff had made advancements in conducting electronic meetings and that County staff had taken actions to waive various fees due to concern over citizens impacted by the virus. During the last few weeks, he pointed out that the budget had changed due to COVID 19. When the budget was presented on March 17, the County did not know the potential impacts of the virus; however, he stated that a revised budget had been created and he expressed appreciation to County staff for their efforts in producing it so quickly. Mr. Morgan remarked on the excellent partnership that exists with the schools and pointed out that the Superintendent had responded quickly to manage finances very graciously. In conclusion, he provided a medical emergency update noting how well the Peninsula localities worked together by establishing a COVID 19 Command Center to coordinate actions.

Mr. Zaremba asked what the current fiscal year impacts would be concerning COVID 19.

#### FINANCIAL RESPONSE TO COVID 19

Mr. Neil Morgan, County Administrator, spoke regarding the financial response to COVID 19 and the revised budget recommendations for the proposed Fiscal Year 2021 Budget. He spoke about the finances in two parts and addressed Mr. Zaremba's question regarding the current year fiscal impacts and then explained the revised Fiscal Year 2021. Mr. Morgan stated that COVID 19 would negatively impact the fourth quarter of the current fiscal year. He reviewed its impacts on Fiscal Year 2020 revenues and its substantial impact on consumer taxes which included such items as Sales Tax, Tourism Sales Tax, Hotel Tax, and Meals Tax. He noted that other taxes such as Real Estate and Personal Property would see lesser impacts. He pointed out that the Real Estate Assessments, which are conducted every two years, had just been completed and the Personal Property values were set for 2020, which fluctuate more slowly. However, he noted that the values may decline at the end of this year and beginning into next year. Mr. Morgan explained that the County was preparing for the decline through expenditure controls. Due to the loss of revenues, it was believed the General Fund would have a \$4.2 million anticipated revenue shortfall. Saving measures had been incorporated into the plan for the shortfall and included such items as an immediate hiring freeze on non-essential employees, the reduction of non-essential spending, slowing capital spending, and the tracking of expenditures related to COVID 19 for potential reimbursement. Mr. Morgan explained that the funding for the Fiscal Year 2020 shortfall had come from expenditure reductions. Staff had taken funds from cash capital, put them into the budget and had provided a good option to end the year in balance. He expressed confidence in the current year because the Board has always had a prudent and conservative approach with strong reserves. He then began the presentation for the revised Fiscal Year 2021 Budget noting that the proposed cuts were made with the Board's Strategic Priorities in mind. He stated that the County was preparing for a \$7.1 million dollar revenue reduction and provided the Board with the proposed General Fund revenue budget adjustments from the March 17 proposed budget. Mr. Morgan explained the County was protecting cash flows during the uncertain times and that all Capital Improvement Projects had been evaluated. The projects had been shifted out for one year with both the County and Schools having only \$1 million contingency for essential projects. However, he noted that Fiscal Year 2021 included a grant funded project of \$250,000. Mr. Morgan also stated the County had reduced a number of waterfront special events for the upcoming fiscal year. Capital projects for stormwater and sewer projects had been reduced. The waterfront ambassador/parking program and the July 4<sup>th</sup> fireworks had been eliminated. The employee compensation increase and new authorized positions had also been eliminated. Mr. Morgan also explained that the community support for new programs had been removed and other community support programs currently supported received a 5 percent reduction. The Yorktown Library project had been placed on hold. He was working with the Superintendent and expected a detailed report from the School Division once they have made further progress.

Mr. Zaremba asked whether the Sheriff's building was still on track and whether the County was anticipating layoffs?

Mr. Morgan explained that it was still on track, but the plan was to slow the project down. They were proceeding with the decision to take it to conceptual level and would reassess in the next few months. He also stated no full-time employees had been laid off at this time and shared the desire not to do so, but was unsure about the future.

Discussion followed on the types of taxes that were collected and the assistance provided from the state level, and potential risk of budget cuts to the school division, constitutional officers, and the SLAF budget.

Mr. Shepperd stated that online sales were up since many of the stores were closed and the state had not determined how the localities will be receiving the internet sales tax.

Mr. Morgan stated that his general understanding was that the state had not refined the formula, and that they basically look at sales tax from the bricks and mortar store and allocate accordingly. The tax money was coming into the state and the localities were receiving some of these funds. He stated that he will have Deputy County Administrator, Vivian Calkins-Mcgettigan, send a report with more detail on the subject.

#### **COUNTY ATTORNEY REPORTS AND REQUESTS**

Mr. Barnett provided the Board with an update on the legal work regarding COVID 19 which had begun not long after March 13. He stated that he had participated with a Local Government Attorneys' (LGA) work group and had researched a list of bills, some of which had not yet been adopted, that would be presented in tomorrow's General Assembly session. Mr. Barnett explained that as soon as the session was over, he would provide the Board with an updated summary.

#### **COUNTY ADMINISTRATOR REPORTS AND REQUESTS**

Mr. Morgan had no other reports at this time.

#### **MATTERS PRESENTED BY THE BOARD**

Mrs. Noll stated that this was an unsettling time and had really tested our way of thinking. She was pleased that the County residents were doing a really good job with social distancing and noted the optimistic attitude of the residents. Mrs. Noll explained that the senior staff members had begun working on reopening plans. She thanked the staff, and reminded everyone to remember to be kind and to support those who serve the community during this pandemic and to keep safe.

Mr. Zaremba spoke regarding the importance of public hearings and what is essential according to the Attorney General. He was concerned with how the public would comment. Mr. Zaremba explained the term essential could be interpreted differently by different people.

Discussion followed on public hearings related to the continuity of the government and the ability for citizens to speak during hearings.

Mr. Wassmer expressed his appreciation to Mr. Morgan and the County staff during this time. He encouraged the residents to be safe.

Mr. Shepperd also expressed his appreciation for the work that was being done by individuals during this time and echoed Mr. Green's comments. He stated he had recently read of a child that had died from COVID 19 and noted that the virus did not care about a person's background. Mr. Shepperd had recently spoken with Sheriff Diggs regarding the Sheriff's Deputies that were recovering from COVID 19, who worked in the Courthouse. He said the virus would definitely change the way we conduct business.

#### **PUBLIC HEARINGS**

Mr. Morgan explained each of the four hearings before the Board which would be conducted at the meeting. The budget adoption and subsequent voting for the four public hearings would be conducted at the meeting on May 5, 2020.

#### **FISCAL YEAR 2021 BUDGET**

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Chairman Green called to order a public hearing on the proposed Fiscal Year 2021 Budget which was duly required by law.

There being no one who wished to speak on the proposed Fiscal Year 2021 Budget, Chairman Green closed the public hearing.

NOTICE OF REAL PROPERTY TAX INCREASE

Chairman Green called to order a public hearing on the notice of Real Property Tax Increase which was duly required by law in a year when the real estate reassessment results in an increase of 1 percent or more in the total real estate property taxes levied.

There being no one who wished to speak on the Notice of Real Property Tax Increase, Chairman Green closed the public hearing.

CALENDAR YEAR 2020 TAX RATES

Chairman Green called to order a public hearing on the proposed Fiscal Year 2021 Budget which was duly required by law.

Chairman Green then called to order a public hearing on Ordinance No. 20-15 that was duly advertised as required by law. Proposed Ordinance No. 20-15 is entitled:

AN ORDINANCE TO IMPOSE TAX LEVIES UPON TANGIBLE PERSONAL PROPERTY, UPON MACHINERY AND TOOLS, UPON MOBILE HOMES, AND UPON REAL ESTATE FOR THE CALENDAR YEAR 2020, AND TO PRORATE TAXES ON MOBILE HOMES AS AUTHORIZED BY SEC. 58.1-3001 OF THE CODE OF VIRGINIA

There being no one present who wished to speak concerning the subject ordinance, Chairman Green closed the public hearing.

PROPOSED COUNTY CODE AMENDMENT – AMBULANCE TRANSPORT FEES

Chairman Green then called to order a public hearing on Ordinance No. 20-7 that was duly advertised as required by law. Proposed Ordinance No. 20-7 is entitled:

AN ORDINANCE TO AMEND ARTICLE VI, SECTION 11-60 OF THE YORK COUNTY CODE TO AUTHORIZE THE COUNTY ADMINISTRATOR TO ESTABLISH RATES FOR MILEAGE AND AT EACH LEVEL OF AMBULANCE TRANSPORT UP TO 150% OF MEDICARE RATES AND ANY OTHER ASSOCIATED FEES UP TO THE MAXIMUM ALLOWED BY LAW

There being no one present who wished to speak concerning the subject ordinance, Chairman Green closed the public hearing.

CONSENT CALENDAR

Mr. Wassmer moved that the Consent Calendar be approved as submitted, Item Nos. 5, 6, 7, 8, 9, 10, 11, 12, 13, and 14, respectively.

On roll call the vote was:

Yea: (5) Noll, Wassmer, Shepperd, Zaremba, Green  
Nay: (0)

Thereupon, the following minutes were approved and resolutions adopted:

Item No. 5. APPROVAL OF MINUTES

The minutes of the following meetings of the York County Board of Supervisors were approved:

March 3, 2020, Regular Meeting

March 17, 2020, Regular Meeting

Item No. 6. EMERGENCY HOME REPAIR PROGRAM: Resolution R20-31

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO TAKE ALL ACTIONS NECESSARY TO CONTINUE TO IMPLEMENT THE EMERGENCY HOME REPAIR PROGRAM AND TO ACCEPT AND APPROPRIATE ANY GRANT FUNDS AWARDED TO THE COUNTY BY THE VIRGINIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

WHEREAS, the York County Board of Supervisors has a long-standing commitment to assisting the County's low-income citizens in meeting essential housing needs; and

WHEREAS, the County has administered an Emergency Home Repair Program since 1989 and this program represents a valuable resource for the County's citizens; and

WHEREAS, the initial funding of home repairs can be achieved through program and resources currently budgeted or administered by the County;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 21st day of April, 2020 that the County Administrator be, and he is hereby, authorized to accept and appropriate funding in the amounts offered the County by the Virginia Department of Housing and Community Development, execute any necessary grant agreements, related contracts, or other documents, subject to approval as to form by the County Attorney, and to do all things necessary to implement the Emergency Home Repair Program.

Item No. 7. HOUSING CHOICE VOUCHER PROGRAM: Resolution R20-32

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO TAKE ALL ACTIONS NECESSARY TO ACCEPT FUNDING AND CONTINUE TO IMPLEMENT THE HOUSING CHOICE VOUCHER PROGRAM FUNDED THROUGH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT AND THE VIRGINIA HOUSING DEVELOPMENT AUTHORITY

WHEREAS, the Board of Supervisors has a long-standing commitment to assisting the County's low and moderate-income citizens in meeting essential housing needs; and

WHEREAS, The Department of Housing and Urban Development and the Virginia Housing Development Authority (VHDA) provide annual outside funding that assists eligible County citizens;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 21st day of April, 2020, that the County Administrator be, and he is hereby, authorized to accept funding in the amounts awarded the County by the Virginia Housing Development Authority, execute any necessary grant agreement, contracts or other documents with VHDA, and to participate fully in the Section 8 Housing Choice Voucher Program for FY2021; provided that all documents shall be approved as to form by the County Attorney.

Item No. 8. ENDORSEMENT OF FAIR HOUSING PRINCIPLES: Resolution R20-33

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A RESOLUTION ENDORSING THE PRINCIPLES OF FAIR HOUSING AS SET FORTH IN TITLE 36, CHAPTER 5.1 OF THE CODE OF VIRGINIA (1950) AS AMENDED

WHEREAS, the Commonwealth of Virginia has, through Section 36-96.1 of the Code of Virginia (1950, as amended), established a policy to: “provide for fair housing throughout the Commonwealth, to all its citizens, regardless of race, color, religion, national origin, sex, elderliness, familial status, or handicap, and to that end to prohibit discriminatory practices with respect to residential housing by any person or group of persons, in order that the peace, health, safety, prosperity and general welfare of all inhabitants of the Commonwealth may be protected and insured,” and

WHEREAS, Section 36-96.8 et.seq., of the Code of Virginia (1950, as amended) empowers the Virginia Real Estate Board to receive complaints and conduct investigations of alleged violations of the Fair Housing Law.

NOW, THEREFORE, BE IT RESOLVED BY THE York County Board of Supervisors this 21st day of April, 2020, that the Board does hereby reaffirm its endorsement of the principles of the Virginia Fair Housing Law and does hereby state that it is the policy of the York County Board of Supervisors that said principles are and continue to be, adhered to in this County.

Item No. 9. OUTSTANDING YOUTH AWARDS SCHOLARSHIP PROGRAM: Resolutions R20-34, R20-35, R20-36, and R20-37

Resolution R20-34

A RESOLUTION TO COMMEND AND CONGRATULATE TAYLOR DITTO ON HER SELECTION AS THE 2020 YORK COUNTY OUTSTANDING YOUTH OF THE YEAR FOR COMMUNITY SERVICE

WHEREAS, the York County Youth Commission and the Board of Supervisors established the Outstanding Youth of the Year Awards Program to recognize the accomplishments and achievements of York County’s youth; and

WHEREAS, Taylor Ditto has been chosen by the Selection Committee to receive the 2020 Outstanding Youth of the Year Award for Community Service, which she exemplifies by consistently and caringly extending herself to help others; and

WHEREAS, as a busy senior at York High School, Taylor has achieved honor roll status all four years, is a member of the National Honor Society, and a four-year Varsity Cheerleader for football and basketball; and

WHEREAS, as busy as she is, Taylor makes the time to volunteer and help others, as evidenced by her many service activities, which are her hobbies, according to her nominator, Captain Thomas West of the York-Poquoson Sheriff’s Office; and

WHEREAS, Taylor has volunteered for years with the Sheriff’s Office, using her strong work ethic, energy, and enthusiasm in support of its community service fundraising events; and

WHEREAS, Taylor also volunteered for the first two summers of York County Parks and Recreation’s “Leaders in Training” (L.I.T.) program where older teens receive instruction in leadership and have the opportunity to assist in the division’s Summer Fun Camp and Field Trip Fever programs for elementary and middle school children; and

WHEREAS, Taylor’s gift for connecting with younger children has opened other doors for service, as she completed a 140-hour career mentorship in a Seaford Elementary School third grade class last year, and for two years tutored cheerleaders for Seaford Bulldogs Youth Football and Yorktown Middle School, and who, according to one of her former varsity coaches, Mrs. Melinda Morris, was able to recognize and adapt to each child’s skill level in teaching them, and who was the kind of mentor and role model one would want to instruct these youth and to represent their high school; and

WHEREAS, Taylor's longtime interest in nursing led to Junior Volunteer internships at three different local hospitals, as well as an invitation from one, the Riverside Regional Medical Center, to return this school year and serve a 140-career mentorship, which she accepted and, according to Mrs. Linda Lassiter, a Registered Nurse, longtime family friend, and her nominator for the Compassion award, Taylor has received commendations for her volunteer work at Riverside and is the kind of person who extends herself to meet other's needs through her service and active involvement;

NOW, THEREFORE, BE IT RESOLVED, on this 21st day of April, 2020, that Taylor Ditto be, and she is hereby, congratulated and commended by the York County Board of Supervisors as York County's 2020 Outstanding Youth of the Year for Community Service.

BE IT FURTHER RESOLVED that Taylor Ditto be publicly recognized as a most worthy recipient of the Outstanding Youth Award for Community Service, that she be extended the sincere admiration and appreciation of the Board of Supervisors for her exemplary spirit of volunteerism, and that the Board's best wishes go with her as she continues to use her time and talents in service to others.

#### Resolution R20-35

#### A RESOLUTION TO COMMEND AND CONGRATULATE JEREMY WATTS ON HIS SELECTION AS THE 2020 YORK COUNTY OUTSTANDING YOUTH OF THE YEAR FOR COMPASSION

WHEREAS, the York County Youth Commission and the Board of Supervisors established the Outstanding Youth of the Year Awards Program to recognize the accomplishments and achievements of York County's youth; and

WHEREAS, Jeremy Watts has been chosen by the Selection Committee to receive the 2020 Outstanding Youth of the Year Award for Compassion, a quality he exemplifies through consistently and caringly extending himself to help others; and

WHEREAS, as a senior at Tabb High School, has earned honor roll status all four years, and is also a year around athlete, a sprinter who nevertheless ran cross country in the fall, has competed in varsity indoor and outdoor track; and

WHEREAS, in spite of his busy schedule, Jeremy always makes time for others, and has participated in a wide variety of volunteer service projects either on his own, with Tabb's Key Club and Beta Club, or for his church's youth ministry, examples of which include: raking leaves and shoveling snow for elderly neighbors; making visits to a local retirement community, helping with themed events, and spending time talking with the residents; assisting with the Top Soccer program for children with special needs; volunteering at the Tabb Library; helping to paint a peninsula area Boys and Girls Club gymnasium; making donations to various fund-raising drives; and, serving regularly with children's services at his church; and

WHEREAS, Jeremy is widely appreciated for his genuine heart of care and compassion for literally everyone around him, as his grandfather and one of his nominators, Mr. Robert McDowell, Jr. affirms, remembering how even at a young age, Jeremy was always sensitive and drawn towards those schoolmates that were shunned by others, befriending them and becoming a companion to help keep them from being lonely; and

WHEREAS, Mrs. Tamla Hughes, Jeremy's English teacher and another of his nominators, attests to his concern and uncanny skill for seeking to insure that everyone in class is involved and included in class discussions, and marvels at the bridge-builder he is, how he always shows sincere respect for others' opinions, and will sometimes offer a viewpoint that he does not personally subscribe to just to help the class to consider another perspective in a non-judgmental and respectful manner; and

WHEREAS, Jeremy also received a nomination from Tabb's School Counseling Director, Mr. Bradley Williams, who lauds Jeremy's consistently kind and compassionate nature that is demonstrated by how he routinely lends a hand to those in need, providing support for students going through difficult times, and shares how he has had students mention Jeremy's

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name several times when they were having a difficult time emotionally or socially, stating that Jeremy was the one person who looked out for them;

NOW, THEREFORE, BE IT RESOLVED, on this 21st day of April, 2020, that Jeremy Watts, be, and he is hereby, congratulated and commended by the York County Board of Supervisors as York County's 2020 Outstanding Youth of the Year for Compassion.

BE IT FURTHER RESOLVED that Jeremy Watts be publicly recognized as a most worthy recipient of the Outstanding Youth Award for Compassion, that he be extended the sincere admiration and appreciation of the Board of Supervisors as he continues to live a life of exemplary care and concern for others, and that the Board's best wishes go with him as he makes an impact in this world by continuing to touch one life at a time.

Resolution R20-36

A RESOLUTION TO COMMEND AND CONGRATULATE JOHN  
DIXON ON HIS SELECTION AS THE 2020 YORK COUNTY OUT-  
STANDING YOUTH OF THE YEAR FOR COURAGE

WHEREAS, the York County Youth Commission and the Board of Supervisors established the Outstanding Youth of the Year Awards Program to recognize the accomplishments and achievements of York County's youth; and

WHEREAS, John Dixon has been chosen by the Selection Committee to receive the 2020 Outstanding Youth of the Year Award for Courage, a quality which this Tabb High School senior exemplifies and serves as an example every day; and

WHEREAS, John was a young toddler when his adoptive mother and co-nominator, Mary Ellen Dixon, received the diagnosis his developmental issues were the result of John having autism, and after he had difficulties in preschool, she decided to leave her government job and move John and his adopted infant brother, Andrew, to rural New York to be close to the support of family members while Ms. Dixon stayed home full-time to teach John, who flourished in this one-on-one teaching environment and learned to better communicate and tolerate what he could not always control; and

WHEREAS, John soon showed his grit by making the difficult transition to public school, where he worked tirelessly through years of trial and error therapies before it was finally discovered that his autism was exacerbated by an acute auditory processing disorder that caused a 45-second delay between first hearing words and other sounds to then processing and responding to them, whereupon John courageously dedicated himself to ongoing listening therapies for three years, which thankfully corrected his auditory processing to keep pace with the rate of speech, worked diligently, and began to astound his supportive teachers and classmates with his giftedness in art, earning several awards at the New York State Fair before the Dixons moved to York County in the middle of John's 6<sup>th</sup> grade year so he could experience more culture and diversity, a huge change for him in leaving his beloved school, but one he again persevered through; and

WHEREAS, in spite of John's struggles with anxieties, especially when he doesn't do well, he courageously never quits, but instead worked all the harder throughout high school, excelled in history, animation and cinema, spent summers in reading programs, math exercises, art and science camps, family trips to museums and battlefield reenactments, and this year concurrently studied animation online, graduating from the prestigious Don Bluth 2D Animation University, where he fueled his dream of one day using his art to address important issues such as autism and ocean pollution; and

WHEREAS, it is hard to understand the courage it takes someone with autism to enter our foreign social world each day, but John enters it lovingly and forgivingly, melts everyone's hearts and commands their respect with his tenacious desire to succeed, and has earned such noteworthy achievements as being an honor roll student with a 3.74 grade point average, earning membership into the National Honor Society, taking advanced electives, participating in clubs and a play, learning to drive, and preparing to enter Regent University this fall where he will major in Animation; and

WHEREAS, John's other nominator, family friend, and the boys' adopted grandfather, John Mrzyglod, admiringly affirms that in all John's accomplishments, he understands that the Autism label still causes many to treat him differently, but he patiently wants to help educate people and help change their misconception of himself and others with Autism, so that they are seen and treated as being just like anyone else;

NOW, THEREFORE, BE IT RESOLVED, on this 21<sup>st</sup> day of April, 2020, that John Dixon be, and he is hereby, congratulated and commended by the York County Board of Supervisors as York County's 2020 Outstanding Youth of the Year for Courage.

BE IT FURTHER RESOLVED, that John Dixon be publicly recognized as a most worthy recipient of the Outstanding Youth Award for Courage, that he be extended the utmost respect and admiration of the Board of Supervisors for his tremendous inspiration and example to us all, and that the Board's best wishes go with him for a most rewarding and blessed life, and a bright future filled with continued triumph.

#### Resolution R20-37

#### A RESOLUTION TO COMMEND AND CONGRATULATE ANNA VARGAS ON HER SELECTION AS THE 2020 YORK COUNTY OUTSTANDING YOUTH OF THE YEAR FOR OVERALL ACHIEVEMENT

WHEREAS, the York County Youth Commission and the Board of Supervisors established the Outstanding Youth of the Year Awards Program to recognize the accomplishments and achievements of York County's youth; and

WHEREAS, Anna Vargas has been chosen by the Selection Committee to receive the 2020 Outstanding Youth of the Year Award for Overall Achievement, as she epitomizes excellence and superior performance in a host of endeavors; and

WHEREAS, as a senior at Tabb High School and the Governor's School for Science and Technology (GSST), Anna's exemplary academic achievements include: earning an astounding 4.93 grade point average as class salutatorian with a rigorous curriculum including 14 Advanced Placement classes at Tabb, as well as college level courses at GSST and dual enrollment in Thomas Nelson Community College's Computer Science Strand; earning Highest Honors all four years; membership in the National Honor Society, and the English, Science, and Mu Alpha Theta Math Honor Societies; and, earning AP Scholar with Distinction from the College Board; and

WHEREAS, Anna's research achievements are also of the highest caliber and include: serving internships with the Hampton Roads Sanitation District (HRSD) as a Water Quality Intern and Hampton University as a Microbiology Intern; winning first place awards at both the York County and Tidewater Regional Science Fairs in three different disciplines...Psychology, Environmental Science, and Environmental Management... while also winning the Tidewater Regional First Grand Prize; receiving recognitions from NOAA, the EPA, and the American Water Works Association's Virginia Merit Section; winning HRSD's Senior Award of Excellence and its first Senior Environmental Fund Award for research in Microbial Fuel Cell biosensors; and, winning fourth place at last year's Intel International Science and Engineering Fair; and

WHEREAS, Anna has also served in significant ways, including: volunteering at the Virginia Living Museum as an Ozone Garden Research Intern where she also instructed visiting school groups; serving two years on the York County Youth Commission and as its elected Chairman last year; and, co-founding Tabb High's Recycling for Change Campaign; and

WHEREAS, Anna's exemplary accomplishments are more than equaled by her character, as affirmed by her nominator and Principal, Mr. Paul Rice, who lauds her hard work and earnest dedication for causes, affirming that she did not help start the recycling program to add to her resume, but out of genuine concern, and demonstrated her passion by designing and posting informational signs in the cafeteria and applying for and receiving an environmental grant from HR Green that they used to purchase recycling bins, and will use remaining grant funds to help staff at Tabb Elementary start a similar program there, hoping those younger

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students will help create a tradition at the elementary level and carry it with them through their middle and high school years;

NOW, THEREFORE, BE IT RESOLVED, on this 21st day of April, 2020, that Anna Vargas be, and she is hereby, congratulated and commended by the York County Board of Supervisors as York County's 2020 Outstanding Youth of the Year for Overall Achievement.

BE IT FURTHER RESOLVED that Anna Vargas be publicly recognized as a most worthy recipient of the Outstanding Youth Award for Overall Achievement, that she be extended the sincere admiration and appreciation of the Board of Supervisors for her outstanding example as a role model to the youth of our community, and that the Board's best wishes go with her as she continues to use her talents and abilities in making a positive impact in our community and world through helping others.

Item No. 10. REQUEST FOR REFUND OF BANK FRANCHISE TAX – TRUIST BANK: Resolution R20-59

A RESOLUTION TO AUTHORIZE A BANK FRANCHISE TAX REFUND TO TRUIST BANK (FORMERLY BB&T) FOR THE TAX YEARS 2012, 2013, AND 2014

WHEREAS, York County Code § 21-7.3 requires approval from the Board of Supervisors for the payment of any refund of taxes, penalties and interest in excess of \$2,500.00; and

WHEREAS, as ordered by the Tax Commissioner for the Commonwealth of Virginia, the Commissioner of the Revenue and the Treasurer have recommended a refund of taxes in the amount of \$40,563.00 due to the overpayment of the local bank franchise tax by Branch Banking & Trust (BB&T), now Truist Bank, as determined by the Virginia Department of Taxation, for the tax years 2012, 2013, and 2014.

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the 21st day of April, 2020, that the Treasurer is authorized to refund to Truist Bank bank franchise taxes in the amount of \$40,563.00 for the tax years 2012, 2013, and 2014.

Item No. 11. Oakwood Subdivision Rural Road Addition to VDOT System: Resolution R20-56

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH TRI-STATE UTILITIES, LLC, TO PROVIDE CONSTRUCTION SERVICES FOR THE VDOT LAP OAKWOOD SUBDIVISION STREET IMPROVEMENT PROJECT

WHEREAS, it is the policy of the Board of Supervisors that all procurements of goods and services by the County involving capital expenditures of \$100,000 or more be submitted to the Board for its review and approval; and

WHEREAS, the County Administrator has determined that the following procurement is necessary and desirable, it involves the expenditure of \$100,000 or more, and complies with all applicable laws, ordinances, and regulations;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 21st day of April, 2020, that the County Administrator be, and hereby is, authorized to execute procurement arrangements with Tri-State Utilities, LLC, to provide construction services for the VDOT LAP Oakwood Subdivision Street Improvement Project at a cost of \$372,367.

Item No. 12. APPLICATION NO. UP-952-20, REALMARK ASSOCIATES LLC (DODD RV): Resolution R20-60

A RESOLUTION TO EXTEND FOR TWO YEARS A PREVIOUSLY APPROVED SPECIAL USE PERMIT FOR RECREATIONAL VEHICLE SALES AND DISPLAY WITHOUT BODY WORK AND PAINTING AT 6903 AND 6909 GEORGE WASHINGTON MEMORIAL HIGHWAY

WHEREAS, Realmark Associates, LLC submitted Application No. UP-898-17 to request a Special Use Permit, pursuant to Section 24.1-306 of the Zoning Ordinance (Category 12, No. 5a), to authorize the establishment of a recreation vehicle sales and display use without body work and painting on a 5.6-acre site located at 6903 and 6909 George Washington Memorial Highway (Route 17) and further identified as Assessor's Parcel Nos. 24-43-3 (GPIN R07a-1449-4220) and 24-43-2 (GPIN R07a-1610-4256); and

WHEREAS, on May 15, 2018, the York County Board of Supervisors approved said application through the adoption of Resolution No. R18-32; and

WHEREAS, pursuant to Section 24.1-115(c)(1) of the York County Zoning Ordinance, use permits automatically expire two years after adoption if the special use has not been established; and

WHEREAS, Realmark Associates, LLC has submitted Application No. UP-952-20, which requests that the Board approve a minor modification of the above-referenced Special Use Permit, pursuant to Section 24.1-115(d)(2) of the York County Zoning Ordinance, by authorizing a two-year extension of the deadline for establishing the special use;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the 21st day of April, 2020, that Application No. UP-952-20, be, and it is hereby, approved to authorize a two-year extension of the deadline for establishing the special use approved by the Board on May 15, 2018, thus making the new expiration date May 15, 2022.

BE IT FURTHER RESOLVED that all other terms of the Special Use Permit set forth in Resolution No. R18-32 shall remain in full force and effect.

BE IT STILL FURTHER RESOLVED that a certified copy of this resolution shall be recorded at the expense of the applicant in the name of the property owner as grantor in the office of the Clerk of the Circuit Court prior to site plan approval for the proposed development.

Item No. 13. PUBLIC SEWER EXTENSION AGREEMENT – COUNTRY CLUB ACRES SECTION FIVE, PHASES TWO & THREE: Resolution R20-55

A RESOLUTION TO AUTHORIZE AN EXTENSION OF THE COUNTY'S SANITARY SEWER SYSTEM TO A PROPOSED DEVELOPMENT KNOWN AS COUNTRY CLUB ACRES SECTION FIVE, PHASES TWO & THREE, AND AUTHORIZING EXECUTION OF THE NECESSARY PUBLIC SEWER EXTENSION AGREEMENT

WHEREAS, The Country Club Partners, LLC has requested that the County enter into a public sewer extension agreement pursuant to § 18.1-53 (b) of the York County Code to serve sixty-six new residential lots; and

WHEREAS, the plan for the proposed project has been reviewed by the County; and

WHEREAS, prior to final approval of these plans and the initiation of any construction activity, it is necessary that a determination be made as to whether the Board will authorize the extension of the public sewer facilities of the County to serve the proposed development; and

WHEREAS, it has been determined that sufficient capacity exists in the County's existing sewer system to serve the proposed development, or will exist when the facilities proposed by the developer are constructed; and

April 21, 2020

WHEREAS, in accordance with the terms of Chapter 18.1 of the York County Code the total connection fee to be paid to the County for the proposed extension to serve this development has been determined to be \$211,200.00;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 21st day of April, 2020, that the Board approves the extension of the County's public sewer system to serve the proposed development, Country Club Acres Section Five, Phases Two & Three, and that the County Administrator be, and he hereby is, authorized to execute a public sewer extension agreement with Country Club Partners, LLC for the proposed extension; such agreement to be approved as to form by the County Attorney.

Item No. 14. REPLACEMENT OF HP SERVERS: Resolution R20-52

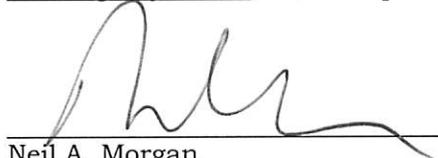
A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR  
TO EXECUTE A CONTRACT WITH INSIGHT PUBLIC SECTOR,  
INC. TO PROVIDE REPLACEMENT HP SERVERS

WHEREAS, it is the policy of the Board of Supervisors that all procurements of goods and services by the County not previously included in the approved Capital Improvements Program (CIP) in excess of \$50,000 shall be specifically approved by the Board of Supervisors prior to the placement of a firm order; and

WHEREAS, the County Administrator has determined that the following procurement is necessary and desirable, it involves the expenditure of \$50,000 or more, and complies with all applicable laws, ordinances, and regulations;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 21st day of April 21, 2020, that the County Administrator be, and hereby is, authorized to execute procurement arrangements with Insight Public Sector, Inc. to provide replacement HP servers at a cost of \$76,402.

Meeting Adjourned. At 7:38 p.m. Chairman Green declared the meeting adjourned sine die.

  
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Neil A. Morgan  
County Administrator

  
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W. Chad Green, Chairman  
York County Board of Supervisors