

MINUTES  
BOARD OF SUPERVISORS  
COUNTY OF YORK

Regular Meeting  
May 5, 2020

6:00 p.m.

Meeting Convened. A Regular Meeting of the York County Board of Supervisors was called to order at 6:00 p.m., May, 5, 2020, in the Board Room, York Hall, by Chairman W. Chad Green.

**REMARKS BY THE CHAIRMAN**

Mr. Green read the following statement concerning the purpose and the participants of the meeting:

This meeting is called to order. It is May 5, 2020. For the record, 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 an emergency ordinance on April 21, 2020.

This meeting is being held remotely under the emergency "continuity of government" ordinance adopted under Code of Virginia section 15.2-1413, allowing public meetings of this Board, and of other County boards, commissions, and authorities, to meet remotely. This action was taken because of the health emergency resulting from the coronavirus pandemic, making an assembly of the board, staff and members of the public in one place unsafe because of the highly contagious nature of the coronavirus pandemic.

As with all Live Board of Supervisors meetings, this meeting is available to watch live on WYCG-TV, Cox Cable 46, Verizon FiOS CH 38 or live streaming at yorkcounty.gov/TV.

I am William C. "Chad" Green, Board Chair, and I am sitting in the Board Room of York Hall. Other Board members participating are Walter C. Zaremba, Sheila S. Noll, Jeffrey S. Wassmer, and Thomas G. Shepperd, Jr. 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.

**BUDGET ORDINANCES AND RESOLUTIONS**

**PROPOSED FISCAL YEAR 2021 BUDGET AND TAX RATES FOR 2020**

Mr. Morgan gave a brief presentation on proposed Ordinance No. 20-15 to impose tax levies upon tangible personal property, upon machinery and tools, upon mobile homes, and upon real estate for calendar year 2020; and proposed Resolution R20-44 to approve the budget and appropriate funds for the Fiscal Year beginning July 1, 2020, and ending June 30, 2021.

Mr. Zaremba moved the adoption of proposed Ordinance No. 20-15 that reads:

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

WHEREAS, it is necessary for the Board of Supervisors to establish real estate and personal property tax levies for the County of York for calendar year 2020 beginning January 1, 2020, and ending December 31, 2020; and

WHEREAS, the Board has duly advertised and held a public hearing on the subject tax levies;

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NOW, THEREFORE, BE IT ORDAINED by the York County Board of Supervisors this the 5th day of May, 2020 that the following County tax levies be, and they hereby are, imposed for the calendar year 2020:

	Class of Property	Rate Per \$100 of Assessed Valuation
1.	Real Estate	.795
2.	Tangible Personal Property	4.00
3.	Tangible Personal Property— for one vehicle owned by a disabled veteran	1.00
4.	Machinery and Tools	4.00
5.	Vehicles without motive power, used or designed to be used as manufactured homes as defined in Section 36-85.3 of the Code of Virginia	.795
6.	Boats or watercraft weighing less than five tons	.000000001
7.	Boats or watercraft weighing five tons or more	.000000001

BE IT FURTHER ORDAINED that if a mobile home is delivered or moved to York County after January one of any year and used as a place of full-time residence by any person, the Commissioner of the Revenue shall assess and quarterly prorate any property taxes which would have been collectible had such mobile home been situated within York County on January one of that year.

On roll call the vote was:

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

Mrs. Noll then moved the adoption of proposed Resolution R20-44 that reads:

A RESOLUTION TO APPROVE THE BUDGETS AND APPROPRIATE FUNDS FOR THE COUNTY OF YORK AND THE YORK COUNTY SCHOOL DIVISION FOR THE FISCAL YEAR BEGINNING JULY 1, 2020, AND ENDING JUNE 30, 2021

WHEREAS, the County Administrator has submitted to the York County Board of Supervisors a proposed annual budget for the County for the fiscal year beginning July 1, 2020, and ending June 30, 2021, which has been reviewed by the Board of Supervisors; and

WHEREAS, it is necessary to adopt said budget and appropriate sufficient funds to cover the requirements included therein; and

WHEREAS, the Board of Supervisors, in exercising its independent judgment and in concert with the York County School Board, has considered the school's annual operating budget; and

WHEREAS, after considering the availability of local funds, approval of the York County School Board's fiscal year 2021 educational budget is based upon funding from the federal government in the amount of \$14,129,493; from the state government in the amount of \$78,387,151; from the local appropriations in the amount of \$55,237,094; and other local revenues in the amount of \$1,732,012;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 5th day of May, 2020, that the fiscal year 2021 annual budget of the York County School Division for school operations in the amount of \$149,485,750 be, and is hereby, approved subject to and contingent upon the availability of funds as indicated in the preamble hereto.

BE IT FURTHER RESOLVED that the annual budget in the sum of \$4,336,441 for fiscal year 2021 be, and is hereby, approved for the operation of food service programs for purposes authorized and approved by the York County School Board subject to and contingent upon the availability of funds.

BE IT STILL FURTHER RESOLVED that the annual budget in the sum of \$18,482,415 for fiscal year 2021, be and is hereby, approved for the School Division Health and Dental Insurance Fund for purposes authorized and approved by the York County School Board subject to and contingent upon the availability of funds.

BE IT STILL FURTHER RESOLVED that the annual budget in the sum of \$538,000 for fiscal year 2021, be and is hereby, approved for the School Division Workers Compensation Fund for purposes authorized and approved by the York County School Board subject to and contingent upon the availability of funds.

BE IT STILL FURTHER RESOLVED that an annual appropriation in the sum of \$1,000,000 for fiscal year 2021 be, and is hereby, made for school capital projects.

BE IT STILL FURTHER RESOLVED that the fiscal year 2021 annual budget for the County of York be, and is hereby, adopted as proposed on this date.

BE IT STILL FURTHER RESOLVED that the following annual appropriations for fiscal year 2021 be, and are hereby, made in the General Fund for the following functions:

<u>Function</u>	<u>Amount</u>
Administrative Services	\$ 3,137,309
Judicial Services	3,138,132
Public Safety	37,256,622
Planning & Development Services	2,653,495
Management Services	9,487,096
Education & Educational Services	66,090,308
Human Services	3,944,203
Public Works	9,388,068
Community Services	3,198,944
Capital Outlay, Fund Transfers & Non-Departmental	<u>5,365,723</u>
Total General Fund	<u>\$ 143,659,900</u>

BE IT STILL FURTHER RESOLVED that the County Administrator be, and is hereby, authorized to transfer the appropriations in the General Fund Non-Departmental function to the related categories in the various General Fund functions.

BE IT STILL FURTHER RESOLVED that the \$62,743,260 appropriated above from the General Fund for Education and Educational Services, includes \$55,237,094 for the local contribution to the School Division for support of the School operating budget and, of this amount \$54,102,444 is appropriated as a non-categorical appropriation to be allocated among the various school operating categories as the School Board deems necessary and \$1,134,650 is appropriated to the Operation and Maintenance Category for continuation of the School Grounds Maintenance Agreement, dated July 20, 2010, as adopted by the York County Board of Supervisors and the York County School Board.

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BE IT STILL FURTHER RESOLVED that the annual appropriation in the sum of \$3,032,500 for fiscal year 2021 be, and is hereby, made in the Tourism Fund.

BE IT STILL FURTHER RESOLVED that the annual appropriation of the Tourism Fund be, and is hereby, adjusted if and when additional revenues from the transient occupancy taxes become available. The County Administrator shall advise the Board of Supervisors in writing of all such actions.

BE IT STILL FURTHER RESOLVED that the annual appropriation in the sum of \$6,926,872 for fiscal year 2021 be, and is hereby, made in the Social Services Fund for the operation of the York/Poquoson Department of Social Services.

BE IT STILL FURTHER RESOLVED that the annual appropriation of the Social Services Fund be, and is hereby, adjusted if and when additional federal and/or state funds or local contributions become available or are reduced. The County Administrator shall advise the Board of Supervisors in writing of all such actions.

BE IT STILL FURTHER RESOLVED that the annual appropriation in the sum of \$380,000 for fiscal year 2021 be, and is hereby, made in the Grant Fund.

BE IT STILL FURTHER RESOLVED that the annual appropriation in the sum of \$6,000 for fiscal year 2021 be, and is hereby, made in the Law Library Fund.

BE IT STILL FURTHER RESOLVED that the annual appropriation in the sum of \$1,629,712 for fiscal year 2021 be, and is hereby, made in the Children and Family Services Fund for the operation of the Head Start and the United States Department of Agriculture (USDA) Programs.

BE IT STILL FURTHER RESOLVED that the annual appropriations of the Head Start and USDA Programs be, and are hereby, adjusted if and when additional federal and/or state funds or local contributions become available or are reduced. The County Administrator shall advise the Board of Supervisors in writing of all such actions.

BE IT STILL FURTHER RESOLVED that the annual appropriation in the sum of \$1,039,373 for fiscal year 2021 be, and is hereby, made in the Community Development Authority Revenue Fund.

BE IT STILL FURTHER RESOLVED that the annual appropriation of the Community Development Authority Revenue Fund be, and is hereby, adjusted if and when additional revenues from general property taxes, other local taxes, special assessments and interest income become available. The County Administrator shall advise the Board of Supervisors in writing of all such actions.

BE IT STILL FURTHER RESOLVED that the annual appropriation in the sum of \$4,680,704 for fiscal year 2021 be, and is hereby, made in the County Debt Service Fund.

BE IT STILL FURTHER RESOLVED that the annual appropriation in the sum of \$20,581,955 for fiscal year 2021 be, and is hereby, made in the School Debt Service Fund.

BE IT STILL FURTHER RESOLVED that the annual appropriation in the sum of \$1,730,496 for fiscal year 2021 be, and is hereby, made in the Stormwater Management Fund.

BE IT STILL FURTHER RESOLVED that the annual appropriation in the sum of \$1,250,000 for fiscal year 2021 be, and is hereby, made in the County Capital Fund.

BE IT STILL FURTHER RESOLVED that the annual appropriation in the sum of \$342,624 for fiscal year 2021 be, and is hereby, made in the Workers' Compensation Fund.

BE IT STILL FURTHER RESOLVED that the annual appropriation in the sum of \$4,558,500 for fiscal year 2021 be, and is hereby, made in the Vehicle Maintenance Fund.

BE IT STILL FURTHER RESOLVED that the annual appropriation in the sum of \$1,374,139 for fiscal year 2021 be, and is hereby, made in the Information Technology Fund.

BE IT STILL FURTHER RESOLVED that the annual appropriation in the sum of \$14,504,746 for fiscal year 2021 be, and is hereby, made in the Health & Dental Insurance Fund.

BE IT STILL FURTHER RESOLVED that the following appropriations for fiscal year 2021 be, and are hereby, made in the Enterprise Funds:

<u>Fund</u>	<u>Amount</u>
Solid Waste Management Fund	\$ 5,958,822
Water Utility Fund	\$ 339,855
Sewer Utility Fund	\$ 10,969,432
Yorktown Operations Fund	\$ 171,580
Regional Radio Project Fund	\$ 4,707,729

BE IT STILL FURTHER RESOLVED that the annual appropriation of the Yorktown Operations Fund be, and is hereby, adjusted if and when additional revenues from docking fees become available. The County Administrator shall advise the Board of Supervisors in writing of all such actions.

BE IT STILL FURTHER RESOLVED that the annual appropriation of the Regional Radio Project Fund be, and is hereby, adjusted if and when additional revenues from air time usage, reimbursements for maintenance and other sources become available. The County Administrator shall advise the Board of Supervisors in writing of all such actions.

BE IT STILL FURTHER RESOLVED that the County Treasurer, upon receipt of a written order from the County Administrator, is authorized to advance monies between the several County funds under her custody provided, however, that the total advanced to any particular fund, plus the amount of monies disbursed from that fund, does not exceed the annual appropriation of said fund.

BE IT STILL FURTHER RESOLVED that, the County Administrator shall be, and is hereby, authorized to do all things necessary to apply for federal and state library aid and in addition, the annual appropriation for library operations be, and is hereby, adjusted for all funds received under this program in accordance with the recommendations of the York County Library Board.

BE IT STILL FURTHER RESOLVED that, upon receiving notice of grant or program opportunities offered by various federal, state, local and other outside organizations, the County Administrator or his designee be, and is hereby designated as the agent to execute the necessary grant or program application and other documentation, unless the terms of the grant or program require specific actions by the Board, to give such assurances as may be required by the agreement subject to approval as to form by the County Attorney and to provide such additional information as may be required by the awarding organization. In addition, the funding awarded, not to exceed \$50,000, shall be, and is hereby, appropriated to the applicable functional area.

BE IT STILL FURTHER RESOLVED that interest earned on grant and program awards received from federal, state, local and other outside organizations be, and is hereby, appropriated to the appropriate functional area to be expended in accordance with guidelines as established by the organizations.

BE IT STILL FURTHER RESOLVED that additional funds received for various County programs, including sale of surplus books for library purposes, contributions, donations, cash proffers, grass cutting and demolition be, and are hereby, appropriated for the purposes established by each program.

BE IT STILL FURTHER RESOLVED that funds received for the off-duty employment by deputy sheriffs program be, and hereby are, appropriated in the General Fund to cover the costs of the program.

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BE IT STILL FURTHER RESOLVED that additional funds received for the Medic Transport Fee Recovery be, and hereby are, appropriated in the General Fund to cover the costs of the program.

BE IT STILL FURTHER RESOLVED that funds received from the Federal Emergency Management Agency (FEMA) for reimbursements for expenses incurred as a result of unusual or infrequent events not to exceed \$100,000 per incident be, and are hereby, appropriated under this program to the appropriate functional area.

BE IT STILL FURTHER RESOLVED that funds received through insurance claims for damages incurred to County property as a result of unusual or infrequent events not to exceed \$100,000 per incident be, and are hereby, appropriated under this program to the appropriate functional area.

BE IT STILL FURTHER RESOLVED that upon receipt of written notification from the State Compensation Board of additional funds for the Constitutional Officers (Commonwealth's Attorney, Sheriff, Clerk of Court, Treasurer, and Commissioner of the Revenue) be, and are hereby, appropriated in the General Fund to be expended in accordance with guidelines as established by the state government.

BE IT STILL FURTHER RESOLVED that the annual contributions that are in excess of \$50,000, which are hereby appropriated, shall be disbursed on a semi-annual basis with the amount disbursed not to exceed one-half of the total appropriation, unless otherwise agreed upon. Contributions to the York County School Division and the York/Poquoson Department of Social Services are exempt from this limitation. In addition, the County Administrator may require written reports on how the previous allocation(s) was/were spent before any future disbursements are made.

BE IT STILL FURTHER RESOLVED that the monies be, and are hereby, appropriated for fiscal year 2020 in the various funds for the purpose of liquidating encumbered purchase transactions and for continuing capital and special projects as of June 30, 2020, and re-appropriated in the Capital Projects Fund, Stormwater Fund, Yorktown Capital Fund, Tourism Fund, Vehicle Maintenance Fund, Health Insurance Fund, Solid Waste Management Fund, Regional Radio Project Fund, Children and Family Services Fund, Workers Compensation Fund, Grants and Donations Fund, Information Technology Fund Yorktown Operations Fund, Water Utility Fund and the Sewer Fund unencumbered appropriations at June 30, 2020, not to exceed the applicable fund balance/net assets/net position as recorded in the County's audited accounting records. The County Administrator shall advise the Board of Supervisors in writing of all such actions.

BE IT STILL FURTHER RESOLVED that the annual appropriation of the General Fund and other effected funds be and hereby, adjusted when year-end carryover funding becomes available. The County Administrator shall advise the Board of Supervisors in writing of all such actions.

BE IT STILL FURTHER RESOLVED that the County Administrator be, and is hereby, authorized to transfer funds within appropriation functions. These transfers may be made to allow the disbursement of funds for unanticipated costs incurred in daily County operations.

BE IT STILL FURTHER RESOLVED that the County Administrator, Finance Director and Deputy Finance Director be, and are hereby, the authorized signers for the Finance Department petty cash account available to allow for emergency purchases necessary in daily County operations.

On roll call the vote was:

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

#### APPROVAL OF THE FY2021-2026 CAPITAL IMPROVEMENTS PROGRAM

Mr. Morgan gave a brief presentation on proposed Resolution R20-45 to adopt the FY2021-2026 Capital Improvements Program as a long-range planning document.

Mr. Shepperd asked for clarification on the revised Capital Improvements Program due to the impacts of COVID 19.

Mr. Morgan reminded the Board that the first year of the Capital Improvements Plan would be appropriated and as part of the revised budget was presented on April 21, an allocation of \$1 million in FY21 was for the School Division, \$1.25 million was for the County which created \$1 million pass-through and a grant of \$250,000 for emergency situations. The rest of the Plan which had been presented to the Board and the School Board was moved out one year which will give the opportunity to review the Plan in the fall and winter.

Mr. Shepherd asked what the major items were that had been moved out a year.

Discussion followed on the projects that were slowed down in both the County and School Division.

Mr. Morgan explained that if projects were currently in the design phase or if the contract had been awarded, it generally made sense to complete the design because the construction phase of the project could be placed on hold until construction could begin.

Discussion followed on the impacts of delaying the Capital Improvements Projects for the School Division, new Sheriff's Office, stormwater projects, sewer projects, and associated impacts on the County.

Mr. Wassmer moved the adoption of proposed Resolution R20-45 that reads:

A RESOLUTION TO ADOPT THE FISCAL YEAR 2021-2026 CAPITAL IMPROVEMENTS PROGRAM AS A LONG-RANGE PLANNING DOCUMENT

WHEREAS, in consideration of materials received from the departments and agencies of the County and direction from the Board of Supervisors, the County Administrator has developed a Proposed Fiscal Year 2021-2026 Capital Improvements Program; and

WHEREAS, the Capital Improvements Program serves as a long-range planning document subject each year to review and approval of funding by the Board of Supervisors; and

WHEREAS, such review has been completed for the fiscal year 2021-2026 Capital Improvements Program;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 5th day of May, 2020, that the County Administrator's proposed Fiscal Year 2021-2026 Capital Improvements Program be, and is hereby, adopted.

On roll call the vote was:

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

DESIGNATION OF REAL PROPERTY TAX FOR SCHOOL PURPOSES

Mr. Morgan gave a brief presentation on proposed Resolution R20-46 to designate a portion of the real property tax for school purposes.

Mrs. Noll moved the adoption of proposed Resolution R20-46 that reads:

A RESOLUTION TO DESIGNATE A PORTION OF THE REAL PROPERTY TAX FOR SCHOOL PURPOSES

WHEREAS, Public Law 874 enacted by the 81<sup>st</sup> Congress, and codified in 20 U.S.C. Sections 7701 et seq. (hereinafter "the Act"), provides for federal financial assistance to local edu-

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cational agencies in areas affected by federal activities; and

WHEREAS, approximately thirty-seven percent (37%) of the land area of York County is controlled by the federal government, which entitles the York County School Division to financial assistance under Section 3 of the Act, as administered pursuant to U. S. Department of Education regulations governing distribution of financial aid authorized by the Act, 34 CFR Part 222, Subpart E; and

WHEREAS, the York County School Division is a fiscally dependent local educational agency under these U. S. Department of Education regulations; and

WHEREAS, 34 CFR Section 222.2, Definitions, provides that for a fiscally dependent local educational agency, the local real property tax rate for school purposes can be defined as “that portion of a local real property tax rate designated by the general government for current expenditure purposes”; and

WHEREAS, the York County Board of Supervisors finds it to be in the best interest of the citizens of York County to designate a portion of the local real property tax rate for school purposes in conformance with 34 CFR Section 222.2;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 5th day of May 5, 2020, that, for Fiscal Year 2020, a portion of the York County, Virginia, local real property tax rate equal to sixty and five tenths cents (\$0.605) per \$100 of valuation be, and is hereby, designated for school purposes as provided in 34 CFR Section 222.2.

On roll call the vote was:

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

PROPOSED COUNTY CODE AMENDMENT – AMBULANCE TRANSPORT FEES

Mr. Morgan gave a brief presentation on proposed Ordinance No. 20-7 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.

Mr. Shepperd moved the adoption of proposed Ordinance No. 20-7 that reads:

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

WHEREAS, Section 11-60 – Service Charge for Transport by County Emergency Medical Services Vehicle was enacted by the Board of Supervisors on October 20, 2009 to establish provisions for the recovery of costs associated with emergency transports; and

WHEREAS, the fees which were initially established should be updated on a regular basis; and

WHEREAS, the most effective and expedient process would be through authorization and direction to the County Administrator requiring the establishment of Ambulance Transport Fees, mileage rates and any other associated; and

WHEREAS, the Board has determined that it would be appropriate to make any associated fee modifications as part of the annual budget preparation and approval process;

NOW, THEREFORE, BE IT ORDAINED, this the 5th day of May, 2020 that Article VI Section 11-60 of the York County Code be, and it is hereby, amended such that the County Administrator is hereby authorized to establish rates for mileage and for each level of transport up to 150% of Medicare rates and any other associated fees up to the maximum allowed by law.

**ARTICLE VI. AMBULANCE TRANSPORT FEES****Sec. 11-60. Service charge for transport by county emergency medical services vehicle.**

(a) Definitions. The following definitions shall apply to this section:

*Advanced Life Support, Level 1 (ALS1).* Services shall be medical treatment or procedures provided to a patient beyond the scope of an Emergency Medical Technician-Basic (EMT) as defined by the National Emergency Medical Services (EMS) Education and Practice Blueprint.

*Advanced Life Support, Level 2 (ALS2).* Services shall be defined as advanced life support (ALS) services provided to a patient including one or more of the following medical procedures: (i.) defibrillation/cardioversion, (ii) endotracheal intubation, (iii) cardiac pacing, (iv) chest decompression, (v) intraosseous line, and or (vi) the administration of three or more medications.

*Basic Life Support (BLS).* Services shall be medical treatment or procedures to a patient as defined by the National Emergency Medical Services (EMS) Education and Practice Blueprint for the Emergency Medical Technician-Basic (EMT).

*Emergency medical services vehicle.* Shall have the definition specified in Virginia Code Section 32.1-111.1.

*Ground transport mileage (GTM).* Mileage shall be assessed in statute miles from the scene of the incident to a hospital, other facility or destination where a patient is transported, prorated for portions of miles. A mile for purposes of this definition shall mean a terrestrial mile of 5,280 feet.

- (b) Except as otherwise provided by subsection (e) of this section, a service charge for BLS, ALS1, ALS2, ground transport mileage and any other associated fees(s) is imposed on each person being transported by any emergency medical services vehicle that is operated or maintained by the county or for which a permit has been issued to the County by the Virginia Office of Emergency Medical Services. The funds received from the payment of this fee shall be paid into the general fund of the county to aid in defraying the cost of providing such service.
- (c) The County Administrator is hereby authorized to bill and collect fees for transport, mileage and other associated services by County emergency medical services vehicle as hereinabove defined and provided by the County and directed to establish rules and regulations for the administration and collection of the charges imposed by this section, including, but not limited to:
- (1) Establishment of uniform billing standards allowing the waiver of applicable co-payments and/or deductibles for county residents;
  - (2) Uniform payment waiver standards for those persons who demonstrate economic hardship to the extent permitted by applicable law;
  - (3) Full or partial waiver of charges provided under such mutual aid agreements as may be in force from time to time between the county and other localities, which waiver shall be in the same proportion as those waivers received by the residents of the County.
- (d) The County Administrator is authorized to establish rates for mileage and at each level of ambulance transport up to 150% of Medicare rates and any other associated fee(s) up to the maximum allowed by law.
- (e) No charge shall be imposed on persons in the following instances:
- (1) Persons determined to be medically indigent by the County in accordance with administrative policies established by the County Administrator;

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- (2) Persons in the custody of the York-Poquoson Sheriff’s Office;
- (3) Persons in the custody of the Virginia Peninsula Regional Jail of which the County is a participating member;
- (4) During times of declared local emergency when the County Administrator has suspended the collection of EMS charges;
- (5) Employees and volunteers transported from a county work site for work related injury or illness;
- (6) Persons who demonstrate financial hardship in accordance with administrative policies established by the County Administrator.

On roll call the vote was:

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

**CONSENT CALENDAR**

Mr. Wassmer moved that the Consent Calendar be approved as submitted, Item Nos. 5, and 6, respectively.

On roll call the vote was:

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

Thereupon, the following resolutions were adopted:

Item No. 5. COMMENDATION OF RETIRING EMPLOYEE: Resolution R20-15

A RESOLUTION TO COMMEND BRENDA W. GEIGER, SENIOR  
 ACCOUNTING SUPERVISOR, FISCAL ACCOUNTING SERVICES  
 DIVISION OF THE DEPARTMENT OF FINANCE, ON THE OCCA-  
 SION OF HER RETIREMENT FROM COUNTY SERVICE

WHEREAS, Brenda W. Geiger began employment on May 4, 1992, as an Accounting Clerk II. This position was later reclassified to Accounting Technician in 1996.

WHEREAS, Mrs. Geiger’s professionalism, commitment, skill and outstanding customer service led in her promotion to Payroll Coordinator in 1999; and

WHEREAS, due to the strong commitment to excellence by Mrs. Geiger, she was further promoted to Senior Accounting Supervisor in 2014 where she served as the payroll supervisor for York County; and

WHEREAS, Mrs. Geiger exemplified dedication in her service by providing support, guidance, leadership and mentoring to her staff; and

WHEREAS, she has assumed the lead in resolving the most difficult issues and problems regarding payroll calculations, taxes, withholdings, and reporting, including dealing with the IRS, the Virginia Retirement System, the Virginia Department of Taxation, and other agencies; and

WHEREAS, Mrs. Geiger’s commitment to serving York County employees through timely and accurate payroll processing is unmatched even through the transition to a new payroll system; and

WHEREAS, after 27 years of devoted service, Brenda W. Geiger will retire on March 31, 2020, from her present position as Senior Accounting Supervisor, of the Department of Finance; and

NOW, THEREFORE, BE IT RESOLVED, by the York County Board of Supervisors this the 5th day of May, 2020, that on the occasion of her retirement, Brenda W. Geiger be, and she is hereby, congratulated and commended for her hard work, dedication, support, and her professionalism during her tenure with the County of York.

BE IT FURTHER RESOLVED that the Board of Supervisors and staff members of York County extends their very best wishes to Mrs. Geiger, for a long, well-deserved pleasurable retirement and continued success in future endeavors.

Item No. 6. PLAYGROUND EQUIPMENT REPLACEMENT: Resolution R20-18

A RESOLUTION TO APPROPRIATE INSURANCE PROCEEDS TO THE COUNTY OF YORK FOR THE COSTS TO REPLACE PLAYGROUND EQUIPMENT DAMAGED BY A TREE ON DECEMBER 18, 2019; AND TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT IN THE AMOUNT OF \$80,372 WITH MTS RECREATIONS TO PROVIDE NEW REPLACEMENT PLAYGROUND EQUIPMENT

WHEREAS, a tree fell on playground equipment at New Quarter Park and damaged the entire set beyond repair on December 18, 2019; and

WHEREAS, the County's insurance carrier, Virginia Risk Sharing Association (VRSA) has deemed the equipment a total loss and provided funds for the playground equipment replacement; and

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 5th day of May, 2020, that the insurance proceeds be appropriated for the purchase of replacement playground equipment at New Quarter Park playground, and that the County Administrator be, and hereby is, authorized to execute procurement arrangements with MTS Recreations to provide replacement playground equipment for New Quarter Park, at a cost of \$80,372.

**PRESENTATIONS**

COVID 19 SITUATIONAL REPORT

Mr. Morgan, County Administrator, provided an update on items associated with and the response to COVID 19. He noted that we were currently eight weeks into dealing with COVID 19. He explained that the sacrifices of closing the schools, limiting gatherings, and staying home had paid significant dividends in stopping the spread. Growth rates for the virus had gone from doubling in three days to now taking more than nine days to double. Hospitalizations and positive tests are starting to trend downward. Mr. Morgan explained that regional collaboration was still occurring with neighboring localities, the Virginia Department of Health, and the Governor's office. The County had begun to spend time thinking about how the restrictions in place might be eased and begin to reopen. The Governor's office announced as of May 15, a phased reopening. He expected additional categories of businesses like restaurants, hair stylists, and gyms would begin to reopen as of May 15 with safety restrictions. Mr. Morgan explained that he expected that social distancing and teleworking would continue in early phases

within the County. Discussions with County staff about interactions with the public had lead us to believe that face coverings would be recommended for staff and those who really need to enter our buildings. He explained that not all buildings would be open to the public in Phase One. At Riverwalk Landing, a Phase One reopening would include additional parking for those interested in some passive recreation, and the fishing piers and boat docks could reopen. The beach probably should wait until Phase Two. Mr. Morgan explained that a Phase One reopening would include County and School outdoor recreation areas, assuming hygiene rules consistent with the virus were observed and noted that there would be no organized sports through the County, such as schools and travel teams. Mr. Morgan explained that consistent with his other updates, they would fall into three categories: Governance, Finances, and the Emergency. With regards to governance, it was anticipated that Phase One would continue to be characterized by electronic meetings. The Economic Development Authority had met electronically twice as have other County boards and commissions. The Planning Commission was scheduled to be using this platform for their May meeting. He noted that staff had chosen to delay certain substantial action items such as rezoning cases for large developments, in the hopes that a later meeting would allow for more accessible public engagement. With regards to finances, non-critical open positions were still frozen and CIP projects were being evaluated. Senior staff is working on four tracks for reductions should the economy suggest further budget adjustments are needed. Those tracks include reductions in materials and contracts, programmatic cuts, voluntary retirements and across-the-board pay cuts. He reminded the Board that the advance call to cancel the Fourth of July fireworks had been made. Given the County's current financial situation, staff was of the opinion that canceling the parade would be prudent as well. The large crowds and the savings from staff overtime and other County resources was meaningful to the budget. With regard to the emergency, all four Sheriff's Deputies who had tested positive for COVID were well or on the mend. He expressed his gratitude to the County staff's perseverance through the pandemic. He noted that both Market Days being held at the McReynolds Athletic Complex and virtual "Art at the River Art Show" had been very successful. Additional protocols had been adjusted to continue daily operations and included Fire and Life Safety conducting their own training academy during the COVID emergency and Emergency Communication added additional screening questions to protect first responders. Mr. Morgan also noted that VPPSA reopened their facility on Goodwin Neck Road, getting back in the retail mulch business. He pointed out that only credit card payments were acceptable at the facility.

Mr. Zaremba asked about the CARES Act funding, specifically the fourth version of the Act. He asked if staff had thought about how that money would be used if it was received.

Mr. Morgan stated that the CARES Act version 4.0 had not passed yet and was speculative. VACo asked for signatures on a letter regarding the funding as they felt that smaller localities did not receive the benefits that larger localities do and noted that local governments employ a lot of people. He expressed hope that if the funds came in, they could potentially fill funding gaps for projects currently in the Capital Improvements Program to get them under construction if possible. He noted that Theresa Owens, Finance Director, had compiled a spreadsheet of the various funds. He pointed out that some money had come in through the Virginia Department of Emergency Management for personal protective equipment and that the Housing Division and Social Services had also received some funds. Mr. Morgan explained that it was clear that cities had gotten some direct payments. The Schools too were receiving some funds, which were inversely related to the wealth of the localities. Lastly, Mr. Morgan explained that the County would advocate for revenue sharing assistance.

Mr. Zaremba stated that Mr. Morgan and staff had done a great job and commended him for his hard work during this time.

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

Mr. Barnett had no reports at this time.

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

Mrs. Noll expressed her appreciation and thanked the citizens for their patience with regards to staying home and social distancing. Because of their responsible behavior, York was safe as compared with other localities. She noted that people are getting exercise during this time and she hoped they continue. Mrs. Noll expressed her appreciation to the staff, who have worked very hard. She noted that the citizens were the beneficiaries of their work as they kept the

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County on an even keel. Mrs. Noll also expressed her appreciation to the first responders in the community.

Mr. Zaremba asked if the County had received any updated unemployment information concerning the number of citizens who had been furloughed or were out of work.

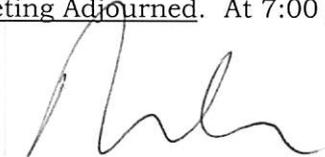
Mr. Morgan explained that the data collected had a lag time and noted the tourist and service industry was hit hardest.

Mr. Wassmer expressed his appreciation to the citizens for maintaining their social distancing and taking the stay at home orders seriously. He thanked Mr. Morgan for his work and leadership during this time.

Mr. Shepperd was pleased that many citizens were wearing PPE when shopping at grocery stores and home improvement stores. He noted that a lot of citizens in Hampton Roads and Virginia were hurting as they were unemployed or furloughed. He stated that on May 12, the Victory YMCA would be collecting food from 12:00-5:00. He encouraged residents to buy some groceries and bring it down to YMCA. The food would be given to the Virginia Peninsula Food Bank for distribution to those in the community who were in need. He encouraged residents to contact Board members to provide citizen input or to express their thoughts. Mr. Shepperd also reminded citizens to email the Board as well at [bos@yorkcounty.gov](mailto:bos@yorkcounty.gov). He expressed his appreciation of the staff during this time.

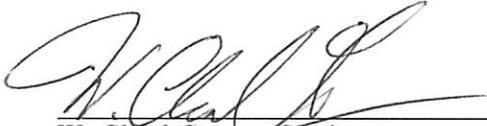
Chairman Green was pleased to have passed the budget while keeping the tax rate the same. It showed good management and good government. He thanked the nurses, doctors, delivery workers, grocery workers, and other unsung heroes working at this time. Mr. Green also stated that the Board would not consider anything controversial until citizens had the opportunity to speak in person regarding the topic.

Meeting Adjourned. At 7:00 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