

MINUTES  
BOARD OF SUPERVISORS  
COUNTY OF YORK

Regular Meeting  
May 21, 2019

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., Tuesday, May 21, 2019, in the Board Room, York Hall, by Chairman Thomas G. Shepperd, Jr.

Attendance. The following members of the Board of Supervisors were present: Walter C. Zarembo, Sheila S. Noll, W. Chad Green, Jeffrey D. Wassmer, and Thomas G. Shepperd, Jr.

Also in attendance were Neil A. Morgan, County Administrator; Mark L. Bellamy, Jr., Deputy County Administrator; Vivian A. Calkins-McGettigan, Deputy County Administrator; and James E. Barnett, County Attorney.

Invocation. Leilani Gantt, York County Youth Commission, gave the invocation.

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

**PRESENTATIONS**

**2018 VOLUNTEER REPORT AND AWARDS PRESENTATION**

Mr. Rick Smethurst, Department of Community Services, gave a presentation on the 2018 Outstanding Volunteer Report and the contributions made to the County by its volunteers. He noted there were 1,880 volunteers providing 56,680 volunteer hours, which was the equivalent of 27 full-time employees, and the monetary and in-kind donation value to the County was \$1,699,980. Chairman Shepperd and Mr. Smethurst then recognized the following individuals and organizations receiving awards:

Bethany Beck	Master Gardener Volunteer Coordinator
Kirkwood Presbyterian Mission Outreach Team	Dedicated Volunteer Group for Social Services
Ronny Payne	Longtime Senior Center of York Volunteer
Jessie Williams	Basketball Coach for Parks and Recreation

**2019 OUTSTANDING YOUTH AWARDS**

Chairman Shepperd presented bound and sealed copies of resolutions adopted by the Board of Supervisors commending the following students as recipients of the County's Outstanding Youth Awards for 2019:

Carson Pittman	Community Service
Whitney Horton	Compassion
Andrew Stonier	Courage
Yenna Chu	Overall Achievement

**CITIZENS COMMENT PERIOD**

Mrs. Alison Lynch, 151 Breezy Point Drive, addressed the Board regarding her concerns with ongoing plastic pollution. She felt it was time for everyone to take responsibility for their contributions to the out-of-control plastic pollution of this earth and reduce their use of plastic. She stated the solutions lie in minimizing the use of plastic, recycling it to other uses, and finding environmentally safe ways to destroy it. She asked that the use and distribution of single use plastics and Styrofoam be banned in the County and for the County to join Newport News in its efforts to dispose of these materials in an environmentally safe manner.

**COUNTY ATTORNEY REPORTS AND REQUESTS**

Mr. Barnett stated recent legislation of the Virginia General Assembly would require some updates to the County Code, and he would be working with staff on those updates. He stated there would be some modifications to the procurement ordinance and a few changes to the animal control ordinance with respect to vicious dogs. He stated there was new legislation dealing with proffers, and there were some options that do not require the County to take action, but might authorize actions that could be taken in certain matters; and he would be discussing those options with staff. With respect to the Conflict of Interest Act, he stated all the Board members, as elected officials, would be required as of July 1, 2019, to have training before the end of the year. Mr. Barnett added that training with respect to the Freedom of Information Act would be required every two years with a delayed effective start date next year.

Mr. Zaremba stated the Board had just heard a strong suggestion that the County, if it was able to, ban the use of single use plastic bags; and he asked Mr. Barnett if the Board had the authority to do that or if it would have to go to the state.

Mr. Barnett stated there had been legislation in the past to impose a tax or fee on plastic bags which would allow localities to impose them, but the legislation had failed. He stated he was not aware of any authority localities have to prohibit or otherwise control the use of plastics of any type.

Mr. Zaremba stated he had recently read that the City of Charlottesville had banned the use of this type of plastic. He asked Mr. Barnett to do some research and let the Board know if they had authority to ban the use of plastic bags.

Mr. Barnett stated he would look into it, but reminded the Board that counties and cities did not always operate under the same rules in that cities have some statutes that are specific to them and not to the counties.

**COUNTY ADMINISTRATOR REPORTS AND REQUESTS**

Mr. Morgan stated this week was National Public Works Week, and he acknowledged the County's talented and hard working men and women of the Department of Public Works for all they do.

**MATTERS PRESENTED BY THE BOARD**

Mrs. Noll stated spoke of the Outstanding Youth Awards, stating she was reenergized every time she listened to the presenters and heard what the County's students were doing. She stated she was amazed at where they find the time to do all that they do, and it made her think that this country and York County was on the right track.

Mr. Wassmer stated the tourism season had kicked off, the Williamsburg Tourism Council had a lot of things going on, and he expressed his appreciation for the County's contribution. He stated he had the opportunity today to travel to Richmond and back, and the second phase of I-64 was looking very good; and it was great to see that section opened as the tourist season begins. He stated there was still a 28-mile section that was not under any VDT Residency, and the Board members would continue to mention this matter at the meetings of the many regionals Board on which they serve. He noted Chairman Shepperd was the representative to the

Transportation Accountability Commission, and it needs to look at how to get I-64 widened all the way to Richmond. He wished everyone a happy and safe start to the summer season.

Mr. Zaremba read a short letter he had received from Clancy & Theys Construction Company regarding The Reserve at Williamsburg which stated it wanted to recognize some of York County's outstanding professional members within the Department of Fire & Life Safety and the Department of Planning and Development Services for their outstanding performance. He then read an excerpt from the Coastal Virginia magazine recognizing some of the best places in Yorktown.

Mr. Green stated York County was a great place, and one of the things that keeps it such a great place is the Comprehensive Plan. He stated there was currently a Comprehensive Plan Review taking place, the Committee was well into its meetings, but they were now beginning to take the deliberations to the public with meetings throughout the County. The meetings start at 5:00 p.m. and will be held on Thursday, May 30<sup>th</sup>, at Bruton High School; Wednesday, June 5<sup>th</sup>, at Tabb Library; Thursday, June 6<sup>th</sup>, at Queens Lake Middle School, and Monday, June 10<sup>th</sup>, at the Yorktown Library. He encouraged the citizens to come to the meetings and give their opinions to keep York County a great place to live. Mr. Green informed the citizens there was a call-in line for comments and a Comprehensive Plan Survey on the County's website for people who could not attend a meeting to provide their comments.

Chairman Shepperd stated everyone in York County should have received a letter from the County regarding the changes to recycling and trash collection fees. He noted there had been some technical issues with people calling the County and finding that the answering machine was full, so they had been unable to leave a message. He stated staff had been working hard to expand the capabilities, and today he had gotten through. He informed the citizens that when they call in they should leave a message as to what type of service they want. He stated in order make any changes to their current services, they would have to call in, or otherwise the County would continue to provide the same service they were currently receiving. He noted if citizens were happy with the service they were receiving, there was no need to call.

Mr. Morgan stated this change would go into effect with the May billing.

## **JOINT PUBLIC HEARING**

### **SIX-YEAR SECONDARY ROAD IMPROVEMENT PROGRAM**

Mr. Timothy Cross, Deputy Director of Planning and Development Services, gave a presentation on proposed Resolution R19-68 to approve the project priority listing for the proposed Secondary Road System Six-Year Plan for Fiscal Years 2020 - 2025 and the Secondary System Construction Budget for FY2020. He stated this was a joint public hearing held by the Board of Supervisors and the Virginia Department of Transportation (VDOT) as required by the State Code, and he noted Mr. Glenn Brooks, Area Land Use Engineer, was available to answer questions.

Mrs. Noll commented it seemed to her that the Penniman Road project had been on the books for over 20 years, and she asked if that was correct.

Mr. Cross stated he had only gone back to 2001, but it had been in the 2001 Six-Year Secondary Road Plan. He noted at that time the County had been receiving much larger allocations from VDOT.

Mrs. Noll stated this project was a long time coming, and it seemed the people had been waiting for this forever.

Mr. Cross stated in 2001 it had been project four or five on the list, but projects moved up and they had moved off the list, but the allocation had gone way down since that time.

Chairman Shepperd then called to order a public hearing on proposed Resolution R19-68 that was duly advertised as required by law and is entitled:

May 21, 2019

A RESOLUTION TO APPROVE A PROJECT PRIORITY LISTING FOR SECONDARY ROAD CONSTRUCTION FOR THE SIX-YEAR PERIOD FY 2020 THROUGH FY 2025 AND TO APPROVE A CONSTRUCTION BUDGET FOR FY 2020

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

Chairman Shepperd commented to the Supervisors that if there was not success with this project in the next couple of years, they might have to give some consideration to canceling the project. He suggested they could take the limited amount of money provided by VDOT and use it on something that could be done for the community, such as bike paths or sidewalks, to address some serious safety issues throughout the County.

Mr. Green then moved the adoption of proposed Resolution R19-68 that reads:

A RESOLUTION TO APPROVE A PROJECT PRIORITY LISTING FOR SECONDARY ROAD CONSTRUCTION FOR THE SIX-YEAR PERIOD FY 2020 THROUGH FY 2025 AND TO APPROVE A CONSTRUCTION BUDGET FOR FY 2020

WHEREAS, the York County Board of Supervisors has been requested to give consideration to a proposed program of Secondary System road improvements contained in the Six-Year Plan; and

WHEREAS, the Virginia Department of Transportation has provided a recommended program which the Board of Supervisors has carefully considered; and

WHEREAS, the projects on this list have been determined by the York County Planning Commission to be in conformance with the York County Comprehensive Plan; and

WHEREAS, the Board and the Virginia Department of Transportation have jointly conducted a duly advertised public hearing on the proposal in accordance with applicable procedures; and

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the 21st day of May, 2019, that the Board does hereby adopt the following project priority for the Six-Year Secondary Road Plan during the six-year period of FY2020 through FY2025:

**Penniman Road** – re-align the Penniman/Government intersection to convert from a “Y” configuration to a “T” configuration.

BE IT FURTHER RESOLVED that the Board of Supervisors hereby approves the Secondary System Construction Budget for FY 2020 as presented by the Virginia Department of Transportation.

BE IT STILL FURTHER RESOLVED that the County Administrator be, and he is hereby, authorized to sign and execute all such documents as are necessary to evidence the Board’s approval of the Construction Budget and the Six-Year Plan.

On roll call the vote was:

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

**PUBLIC HEARINGS**

**WASHINGTON SQUARE—LEASE RENEWAL AND EXPANSION**

Mr. Morgan gave a presentation on proposed Resolution R19-52 to authorize the execution of a lease with Grafton II Associates, LLP, for the lease of space at Washington Square Shopping Center for the Senior Center, Voter Registrar, Parks and Recreation, and Extension Service.

Mr. Green commented that Mr. Morgan had mentioned the County had just acquired The House on the Hill in Yorktown and that Parks, Recreation, and Tourism would be using that space also, and he asked Mr. Morgan to explain.

Mr. Morgan stated within the Department of Community Services, Tourism was currently co-located with Parks and Recreation, and both divisions would be moved with the relocation of facilities. He stated the House on the Hill would be the new location for the Tourism Division as it fits in very nicely with Yorktown and the mission of that Division. Mr. Morgan stated the Parks and Recreation Division would be located in the shopping center.

Mr. Zaremba expressed his concern regarding the Registrar's move, stating he assumed that the Registrar's Office had a degree of security associated with it. He asked if staff was confident that the security requirements, confidentiality of the records, and equipment would be adequate and secure.

Mr. Morgan stated staff had worked carefully to develop the plan for this space, and it had been reviewed by the Board of Elections and the Registrar. He stated this move would actually be an upgrade because they would have secure locations as part of the site where they can lock things up. He stated another area of concern for the Registrar's Office had been electronic security, stating there was a proposed companion action on tonight's Consent Agenda for the Board to amend the arrangement to deliver a dedicated fiber optic line to the rented facilities. Mr. Morgan stated he felt the Registrar would say that the proposed arrangement enhances better security.

Discussion followed regarding when the moves would be complete, and concern with the move of the Registrar's Office in light of the upcoming election in November; but it was stated that notification of the move would not be made until the move had been finalized.

Chairman Shepperd then called to order a public hearing on proposed Resolution R19-52 that was duly advertised as required by law and is entitled:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A LEASE BETWEEN THE COUNTY AND GRAFTON II ASSOCIATES, L.L.P., FOR THE LEASE OF CERTAIN SPACE AT WASHINGTON SQUARE SHOPPING CENTER FOR THE SENIOR CENTER, VOTER REGISTRAR, PARKS AND RECREATION, AND EXTENSION SERVICE

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

Mr. Zaremba then moved the adoption of proposed Resolution R19-52 that reads:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A LEASE BETWEEN THE COUNTY AND GRAFTON II ASSOCIATES, L.L.P., FOR THE LEASE OF CERTAIN SPACE AT WASHINGTON SQUARE SHOPPING CENTER FOR THE SENIOR CENTER, VOTER REGISTRAR, PARKS AND RECREATION, AND EXTENSION SERVICE

WHEREAS, the County previously entered into a lease agreement dated January 28, 2010, with Grafton II Associates, L.L.P., for space at Washington Square Shopping Center for the Senior Center; and whereby the County would like to extend that lease and lease additional space for the Voter Registrar, Parks and Recreation, and the Extension Service for their respective citizen services; and

WHEREAS, the Board wishes to enter into a new lease agreement; and

WHEREAS, this matter has been duly advertised for a public hearing pursuant to Code of Virginia § 15.2-1800; and

WHEREAS, it is the opinion of this Board that it is in the public interest to enter into a new lease agreement with Grafton II Associates, L.L.P., as proposed in the County Administrator's memorandum of May 3, 2019;

May 21, 2019

NOW, THEREFORE, BE IT RESOLVED, by the York County Board of Supervisors this the 21st day of May, 2019, that the County Administrator be, and he is hereby, authorized to execute a lease with Grafton II Associates, L.L.P., for certain space at Washington Square Shopping Center for the term and for the monthly rents set out in the County Administrator's memorandum of May 3, 2019, such lease to be approved as to form by the County Attorney.

On roll call the vote was:

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

APPLICATION NO. UP-903-18, TARA STEVENS

Ms. Amy Parker, Senior Planner, gave a presentation on Application No. UP-903-18 to approve a Special Use Permit to authorize a beauty shop as a home occupation on a 3.1-acre parcel located at 404 Faulkner Road (Route 1231). The Planning Commission considered the application and forwarded it to the Board of Supervisors with a recommendation of approval, and staff recommended approval of the application through the adoption of proposed Resolution R19-69.

Chairman Shepperd then called to order a public hearing on Application No. UP-903-18 that was duly advertised as required by law. Proposed Resolution R19-69 is entitled:

A RESOLUTION TO APPROVE A SPECIAL USE PERMIT APPLICATION TO AUTHORIZE A BEAUTY SALON AS A HOME OCCUPATION WITH CUSTOMER/CLIENT CONTACT ON PROPERTY LOCATED AT 404 FAULKNER ROAD

Ms. Tara Stevens, 404 Faulkner Road, the applicant, indicated she was present to answer any questions the Board might have. She stated she had moved since the previous application was approved, and she would only have a beauty shop at her current address.

Discussion followed regarding the traffic that would be generated and number of clients per day.

There being no one else present who wished to speak concerning the subject application, Chairman Shepperd closed the public hearing.

Mrs. Noll then moved the adoption of proposed Resolution R19-69 that reads:

A RESOLUTION TO APPROVE A SPECIAL USE PERMIT APPLICATION TO AUTHORIZE A BEAUTY SALON AS A HOME OCCUPATION WITH CUSTOMER/CLIENT CONTACT ON PROPERTY LOCATED AT 404 FAULKNER ROAD

WHEREAS, Tara Stevens has submitted Application No. UP-903-18 requesting a Special Use Permit, pursuant to Section 24.1-283(b) of the York County Zoning Ordinance, to authorize a beauty shop as a home occupation on a 3.1-acre parcel located at 404 Faulkner Road (Route 1231) and further identified as Assessor's Parcel No. 24-49-3 (GPIN R07a-0108-4004); and

WHEREAS, said application has been transmitted to the York County Planning Commission in accordance with applicable procedure; and

WHEREAS, the Planning Commission recommends approval of this application; and

WHEREAS, the York County Board of Supervisors has conducted a duly advertised public hearing on this application; and

WHEREAS, the Board has carefully considered the public comments and Planning Commission recommendation with respect to this application;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the 21st day of May, 2019, that Application No. UP-903-18 be, and it is hereby, approved to authorize a Special Use Permit, pursuant to Section 24.1-283(b)(1) of the York County Zoning

Ordinance, to authorize a beauty shop as a home occupation on a 3.1-acre parcel located at 404 Faulkner Road (Route 1231) and further identified as Assessor's Parcel No. 24-49-3 (GPIN R07a-0108-4004), subject to the following conditions:

1. This use permit shall authorize a beauty shop as a home occupation on a 3.1-acre parcel located at 404 Faulkner Road (Route 1231) and further identified as Assessor's Parcel No. 24-49-3 (GPIN R07a-0108-4004).
2. The floor area of the beauty shop shall not exceed two-hundred forty (240) square feet, and shall be designed as depicted on the floor plan submitted by the applicant and received by the Planning Division on March 1, 2018, a copy of which shall remain on file in the office of the Planning Division.
3. No person other than individuals residing on the premises shall be engaged in the home occupation.
4. Customer visits shall be scheduled by appointment only. Not more than one (1) customer at any one time shall be served within the applicant's home. The term "customer" may include a family group provided such group accesses the premises in a single vehicle.
5. A minimum of two (2) off-street parking spaces, in accordance with all applicable Zoning Ordinance requirements, shall be provided on the premises (i.e., off-street) to accommodate customers. These spaces shall be in addition to the two (2) spaces that are otherwise required for the single-family residence.
6. The days and hours of operation shall be limited to Tuesday through Saturday between the hours of 10:00 AM and 6:00 PM.
7. Approval of this application shall not be construed to supersede or negate the effect and application of any private covenants that may be applicable to the proposed use/activity nor the authority of any property owners association to enforce compliance with any applicable covenants.
8. A certified copy of the resolution approving this application 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 the issuance of a Certificate of Use and Occupancy for the beauty salon.

BE IT FURTHER RESOLVED that these conditions of approval are not severable and invalidation of any word, phrase, clause, sentence, or paragraph shall invalidate the remainder.

On roll call the vote was:

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

**CONSENT CALENDAR**

Mr. Wassmer moved that the Consent Calendar be approved as submitted, Item Nos. 4, 5, 6, 7, 8, and 9, respectively.

On roll call the vote was:

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

Thereupon, the following minutes were approved and resolutions adopted:

May 21, 2019

Item No. 4. APPROVAL OF MINUTES

The minutes of the April 16, 2019, Regular Meeting of the York County Board of Supervisors were approved.

Item No. 5. COMMENDATION OF THE 2018-2019 YORK COUNTY YOUTH COMMISSION: Resolution R19-49

A RESOLUTION TO COMMEND THE 2018-2019 YORK COUNTY YOUTH COMMISSION AND TO EXPRESS THE APPRECIATION OF THE BOARD OF SUPERVISORS TO EACH MEMBER FOR THEIR DEDICATED SERVICE TO YORK COUNTY

WHEREAS, the Board of Supervisors established the York County Youth Commission in 1983; and

WHEREAS, the following youth,

- |                        |                                |
|------------------------|--------------------------------|
| Anna Vargas, Chairman  | Camryn Camarata, Vice Chairman |
| Aidan Quick, Secretary | Skyla Bailey                   |
| Emma Donatelli         | Leilani Gantt                  |
| Joselyn Jones          | Landyn Kopczynski              |
| Wei Lei                | Emily Lopez                    |
| Joseph O'Brien         | Krupa Patel                    |
| Jacob Rizzio           | Kylie Sommer-Kohrt             |
| Max XO                 |                                |

have served with distinction on the 2018-2019 York County Youth Commission; and

WHEREAS, the Board of Supervisors is extremely pleased with the worthwhile activities undertaken by the Youth Commission this past year and wishes to publicly recognize the members for their accomplishments, which include:

Attending training and teambuilding sessions during a two-day orientation last August, and meeting together monthly during the school year and in smaller working committees, hosting guest speakers at their meetings, including leaders from both the public and private sectors, and presenting three reports to the Board of Supervisors; and

Sending representatives to meetings held by the Comprehensive Plan Review Steering Committee (York 2040 Committee), the Transportation Safety Committee, and the Parks and Recreation Advisory Board to learn more about county government, share a youth perspective on matters being discussed, and report back to the Youth Commission; and

Assisting during the annual Yorktown Day commemoration by helping the National Park Service with setup at the Monument and greeting parade spectators while passing out handheld American flags; and

Building intergenerational bonds of goodwill with senior citizens by assisting at the annual Valentine's Party at the Senior Center of York; and

Co-sponsoring the Annual Outstanding Youth Awards Program with the Board of Supervisors; and

Designing, administering, and tallying the results for a Cafeteria Mini Survey in the County's five public high schools, the results of which were presented at a Board of Supervisors meeting and sent to the School Division; and

Continuing the follow-up to a 2017 request from the Board of Supervisors to address the nation's growing opioid crisis locally, which included distribution of educational literature concerning the dangers of misusing prescription drugs and their proper disposal during the National Prescription Drug Take Back Days; and forming a partnership with five other local organizations/agencies and participating with them and the Attorney General of Virginia's Office in sponsoring an Opioid and E-cigarette Community Awareness Forum in April; and,

Providing communication opportunities between the County's youth and elected officials

by sponsoring the 16th annual Town Hall Meetings in each of the County's four public high schools in April;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors on this the 21st day of April, 2019, that the 2018-2019 York County Youth Commission members be, and they are hereby, congratulated for their dedicated service to York County and commended for an outstanding year.

BE IT STILL FURTHER RESOLVED that the York County Board of Supervisors hereby extends its best wishes for continued success to these leaders of today and tomorrow.

Item No. 6. COUNTY AUDIT CONTRACT: Resolution R19-53

A RESOLUTION TO AUTHORIZE A CONTRACT FOR ANNUAL AUDIT AND FINANCIAL COMPLIANCE SERVICES

WHEREAS, it is the policy of the Board of Supervisors that all procurements of goods and services by the County involving the expenditure of \$50,000 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 May, 2019, that the County Administrator be, and here-by is, authorized to execute a one year contract with four one year renewals for annual audit and financial compliance services for the County and School Division and other component units with Cherry Bekaert LLP for the initial amount of \$130,485.

Item No. 7. FIBER OPTIC SERVICE AGREEMENT: Resolution R19-67

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE THE FIRST ADDENDUM TO THE CONTRACT WITH METRO FIBER NETWORKS, INC., FOR DARK FIBER INDEFEASIBLE RIGHT OF USE AGREEMENT

WHEREAS, it is the policy of the Board of Supervisors that all procurements of goods and services by the County involving the expenditure 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 procurements are 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 May, 2019, that the County Administrator be, and hereby is, authorized to execute the first addendum to the contract with Metro Fiber Networks, Inc., for dark fiber indefeasible right of way for Fire Station #1 and the leased units at Washington Square Shopping Center.

Item No. 8. PUBLIC SEWER EXTENSION AGREEMENT - GEORGE FAMILY SUBDIVISION: Resolution R19-71

A RESOLUTION TO AUTHORIZE AN EXTENSION OF THE COUNTY'S SANITARY SEWER SYSTEM TO A PROPOSED DEVELOPMENT KNOWN AS THE GEORGE FAMILY SUBDIVISION, AND AUTHORIZING EXECUTION OF THE NECESSARY PUBLIC SEWER EXTENSION AGREEMENT

WHEREAS, Robert W. George and Diana H. George have requested that the County enter into a public sewer extension agreement pursuant to § 18.1-53 (b) of the York County Code to serve three new residential lots; and

May 21, 2019

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

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 \$18,600.00;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 21st day of May, 2019, that the Board approves the extension of the County's public sewer system to serve the proposed development, the George Family Subdivision, and that the County Administrator be, and he hereby is, authorized to execute a public sewer extension agreement with Robert W. George and Diana H. George for the proposed extension; such agreement to be approved as to form by the County Attorney.

Item No. 9. EMPLOYEE OF THE QUARTER: Resolution R19-72

A RESOLUTION TO COMMEND CHRISTOPHER W. SADLER,  
DEPUTY CHIEF, DEPARTMENT OF FIRE AND LIFE SAFETY, AS  
EMPLOYEE OF THE QUARTER

WHEREAS, Christopher W. Sadler has been employed with the County since January 5, 1987 and now holds the position of Deputy Chief; and

WHEREAS, Mr. Sadler's career began with the County in 1987 when he was hired as a Firefighter and he has diligently supported York County staff and citizens for over 30 years; and

WHEREAS, Mr. Sadler was responsible for planning and helping to develop the joint UAS (Unmanned Aircraft System) program in partnership with the York-Poquoson Sheriff's Office. Mr. Sadler was instrumental in building the County's ROVER (Robotic Operated Vehicles for Emergency Response) Team; and

WHEREAS, Mr. Sadler is recognized and highly regarded as one of the region's subject matter experts on UAS operations and has been actively involved in helping other agencies in our area, the state and the nation set up their own remote assistance programs. He is nationally known for his knowledge on the subject and serves on committees at the local, state, and national level; and

WHEREAS, Mr. Sadler's diligence and commitment to excellence has helped York County to establish a critical, essential and valuable public safety tool to combat crime, deal with emergencies and respond to a variety of incidents and events. Mr. Sadler's leadership and commitment in these endeavors has supported the Fire and Life Safety Department, along with the York-Poquoson Sheriff's Office to better care for and respond to our citizens; and

WHEREAS, Mr. Sadler was directly involved in the planning and development of the CBRNE (Chemical, Biological, Radiological, Nuclear, High Yield Explosive) Hazardous Materials Training Facility, a joint partnership between York County and the Virginia Department of Emergency Management. The CBRNE facility provides a training site for extensive training of County personnel, as well as other members of HAZMAT teams across the Commonwealth; and

WHEREAS, Mr. Sadler was responsible for locating and managing a low-cost, convenient offsite training facility to meet the department's training needs, and was successful in arranging a partnership with the Dominion Yorktown Power Station. This training classroom is used continually to serve the extensive training needs of the department – to include active

May 21, 2019

threat training, EMS Certification, firefighter recruit schools, HAZMAT training, officer development, and many more necessary and viable education and training programs; and

WHEREAS, Mr. Sadler has been instrumental in continuous improvements to our Fire and Life Safety Department and his actions have resulted in improved critical incident response, which results in enriched services to our citizens, businesses and visitors; and

WHEREAS, Mr. Sadler's many years of experience and his demonstration of unwavering commitment to the department, as well as the County as a whole, has increased and improved our functionality in the area of public safety and service; and

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors, this 21st day of May, 2019, that Christopher W. Sadler be, and is hereby congratulated upon his selection as Employee of the Quarter for the quarter ending March 31, 2019.

**CLOSED MEETING.** At 7:40 p.m. Mr. Green moved that the meeting be convened in Closed Meeting pursuant to Section 2.2-3711(a)(1) of the Code of Virginia to consider the salary of specific employees.

On roll call the vote was:

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

Meeting Reconvened. At 7:55 p.m. the meeting was reconvened in open session by order of the Chair.

Mr. Green moved the adoption of proposed Resolution SR-1 that reads:

A RESOLUTION TO CERTIFY COMPLIANCE WITH THE FREEDOM OF INFORMATION ACT REGARDING MEETING IN CLOSED MEETING

WHEREAS, the York County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711.1 of the Code of Virginia requires a certification by the York County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the 21st day of May, 2019, hereby certifies that, to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (2) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed, or considered by the York County Board of Supervisors.

On roll call the vote was:

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

AMENDMENT TO THE SALARY AND BENEFITS OF THE COUNTY ADMINISTRATOR

Mr. Wassmer moved the adoption of proposed Resolution R19-74 that reads:

A RESOLUTION AMENDING THE SALARY AND BENEFITS OF THE COUNTY ADMINISTRATOR

May 21, 2019

WHEREAS, the County Administrator is not included in the County's employee pay plan, and receives only such salary and benefits as the Board shall specifically direct from time to time; and

WHEREAS, the Board desires to amend the salary and benefits set forth in the letter of offer of employment executed April 21, 2015 (the employment contract), as it has been previously modified;

NOW THEREFORE BE IT RESOLVED by the York County Board of Supervisors this 21st day of May, 2019, that the base salary of the County Administrator shall be \$183,463, effective as of July 1, 2019.

In all other respects, the County Administrator's benefits and conditions of employment shall be as established in the employment contract as previously modified.

On roll call the vote was:

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

AMENDMENT TO THE SALARY AND BENEFITS OF THE COUNTY ATTORNEY

Mr. Wassmer moved the adoption of proposed Resolution R19-75 that reads:

A RESOLUTION AMENDING THE SALARY AND BENEFITS OF THE COUNTY ATTORNEY

WHEREAS, the County Attorney is not included in the County's employee pay plan, and receives only such salary and benefits as the Board shall specifically direct from time to time; and

WHEREAS, the Board desires to amend the salary and benefits set forth in the letter of offer of employment dated August 25, 1999 (the employment contract), as it has been previously modified;

NOW THEREFORE BE IT RESOLVED by the York County Board of Supervisors this 21st day of May, 2019, that the base salary of the County Attorney shall be \$174,576, effective as of July 1, 2019.

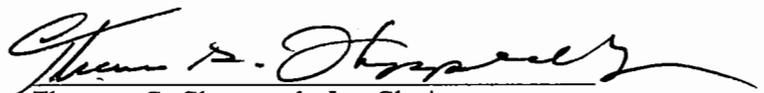
In all other respects, the County Administrator's benefits and conditions of employment shall be as established in the employment contract as previously modified.

On roll call the vote was:

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

Meeting Adjourned. At 7:59 p.m. Chairman Shepperd declared the meeting adjourned sine die.

  
\_\_\_\_\_  
Neil A. Morgan  
County Administrator

  
\_\_\_\_\_  
Thomas G. Shepperd, Jr., Chairman  
York County Board of Supervisors