

MINUTES  
BOARD OF SUPERVISORS  
COUNTY OF YORK

Regular Meeting  
July 21, 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., Tuesday, July 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 meeting is called to order. It is July 21, 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 the emergency "continuity of government" ordinance adopted on April 21, 2020, and readopted on June 16, 2020, 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 and staff and members of the public in one place unsafe because of the highly contagious nature of the Coronavirus pandemic.

Arrangements have been made for public participation in the public portions of this meeting. 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](http://yorkcounty.gov/TV). Those who wish to make comment on any of tonight's public hearings, or during the Citizen's Comment Period, may call the phone numbers that are listed on tonight's meeting agenda for each public hearing or for the Comment Period, and also shown on both the live stream and cable TV viewings of this meeting. All comments will follow the Board of Supervisors' Rules of Procedure, which limit comments to one per public hearing and no longer than three minutes. All telephone comments called in between 6 p.m. and the close of the public hearing, or the close of the Citizens' Comment Period, will be recorded for playback during this meeting. Phone lines are open now.

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 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. Brian Woodward, Director of Public Works, gave the invocation.

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

**PRESENTATIONS**

**COVID 19 UPDATE AND REPORTS ON COUNTY OPERATIONAL IMPACT AND INITIATIVES**

Mr. Morgan provided a general update concerning COVID 19. He explained the Board would be hearing from three different speakers who would cover the operational impact and initiatives taken while dealing with COVID 19. He stated that the County had been dealing with COVID 19 for a little over four months and compared to the nation and other parts of Virginia appeared to be doing well. The number of positive cases in York County to date was 234. He explained the eastern portion of Virginia, which included the greater Hampton Roads area, was considered a high growth area in the state with approximately 1,000 positive tests occurring daily and approximately half of those being from Hampton Roads. He noted that since the Board's last meeting, there had been some challenges as 14 staff members had tested positive

July 21, 2020

within a two week period in early July. However, he added there were no new positives within the last week. Many of the cases had occurred in Fire and Life Safety which resulted in a quarantine situation of a larger number of individuals, but the total number of quarantine staffers was down below a dozen. According to the Virginia Department of Health's statistics for Eastern Virginia, the hospital rate was bending a little upward causing some concern. He stated staff continues to analyze and ensure services are provided for the citizens; however, leisure services for residents, such as Parks and Recreation, the Senior Center and Library services, had been hit the hardest. He announced that the Library reopening scheduled for July 7, had been postponed due to employees testing positive for the virus; however, should the situation improve the libraries may reopen on August 4 with some restrictions. He commended both Information Technology and the Board for investing in and upgrading the County's technology over the last few years such as with the Munis Financial System. These upgrades allowed many of the County staff to work remotely and would not have been possible a couple of years ago. He stated a lot of equipment had been deployed and placed staff in a situation where they can function without being in the buildings. Mr. Morgan also commended public safety personnel who had been dealing with their own concerns while providing operational responsiveness and finding themselves in situations where they cannot always socially distance. He stated that moving forward the York County School Division was analyzing various options for students returning to the schools, and noted the School Board would be holding meetings soon to discuss the options. He pointed out that the County would have to play a supporting role in the decisions being made. In conclusion, he provided a brief overview of the upcoming presentations.

- Brian Fuller, Director of Community Services, spoke regarding operations associated with the divisions in the department.
- Greg Smith, Purchasing Agent for York County, spoke on behalf of the Logistics Team.
- James W Noel, Jr., Director of Economic Development, spoke on the two business assistance programs the EDA, with support from their Business Advisory Committee, was planning to implement.

Brian Fuller, Director of Community Services, made a presentation which highlighted the following information.

- The County's parks have remained open since the beginning of the pandemic for passive recreation.
- Parks and Recreation was allowed to hold some events with increased signage and increased staff members to monitor the children while maintaining proper distances in Phase 2.
- The Division had created a YouTube video for children who were still staying at home.
- Construction of the New Quarter Park playground, damaged earlier in the year was nearing completion.
- Outdoor educational camps and tennis camps were offered with increased spacing and daily temperature checks as the children attended the camps each day.
- Parks and Recreation had been allowed to offer organized sports, team practices, and start some of the soccer camps in Phase 2.
- Movies in the Park were able to begin in Phase 3.
- Some of the larger programs, such as Safety Town, were cancelled due to the required spacing restrictions.
- The Senior Center had remained closed, but staff had stayed in touch with the seniors throughout the time it had been closed.
- The Dining Club, in collaboration with the York County Meals-On-Wheels Program, continue to ensure those who need meals are being fed.
- Televised fitness classes have continued.
- Tourism had resumed trolley runs and was celebrating its 20<sup>th</sup> year in service. The trolleys are disinfected weekly to ensure safety and cleanliness.
- Market Days were moved back to the waterfront.
- Increased signage and three hand sanitizing stations were deployed at the Yorktown Waterfront.
- Yorktown Beach was operating with Waterfront Ambassadors and the York County Sheriff's Office. He noted the people visiting the waterfront were doing a really good job with social distancing.
- The Summer Concert Series scheduled to begin in June had been delayed with restrictions associated with Phase 3 and they were looking at virtual concerts or other ways to provide live music.

- Blues, Brews, and Barbeque which had been moved to August was cancelled.
- Children and Family Services had kept the children involved and engaged throughout the course of the year through educational supplies and videos.
- Children and Family Services had received a grant to do a four week summer program that had begun today with the necessary precautions to get the children in school.
- He stated they had also provided monthly food distribution, distributing first aid kits, and family activities for game nights.
- Regarding Juvenile Services, he stated they had continued with few changes, except they had stopped some inspections and visits. He noted that Juvenile Services had great initiative by developing drive-by home visits whereby staff would stop in front of the home, call the patron and conduct their session with the child while standing on the porch instead of making in home calls.
- He stated the Housing Division had also done a great job during the pandemic by working with Economic Development on a couple of grants that the Board would hear more about later this evening.
- Housing repairs and virtual meetings had continued to keep the Carver Gardens Program on task. Once the repairs were completed, a thorough cleaning and disinfecting of the home was done before the homeowners returned.
- The Housing Division had received approximately \$121,000 in additional funds from grants, etc.

Mr. Fuller expressed appreciation to County staff, stating it had truly been an all-hands-on-deck effort with everyone working together to find ways to provide services to County residents. He also expressed his appreciation to the citizens for their support and patience as they worked through the issues and made changes to programs. He also thanked the Board and the County Administrator for their support to enable them to provide services to the citizens.

Chairman Green thanked Mr. Fuller and his staff for all their hard work.

Mrs. Noll stated that Head Start had really been working very hard during this pandemic to maintain their connectivity with the children.

Mr. Zaremba asked Mr. Fuller if it had been difficult to get people to come back to work during the pandemic.

In response, Mr. Fuller stated they usually hire a summer staff of approximately 70 workers for the summer programs. With the unknowns associated with the virus and not having hired the summer staff in early spring many of the work-as-required staff had found jobs elsewhere and others were a little apprehensive working with children or in a large setting.

Mr. Wassmer thanked Mr. Fuller and all of his staff.

Chairman Green stated the Pirates in Yorktown had become a very popular event with families and children, and asked if that was still on the schedule for late August or if it had been moved.

Mr. Fuller replied that currently they were still hoping to get additional guidance relative to the lifting of restrictions; however, as Mr. Morgan stated earlier with the spike in COVID cases in the Hampton Road area they are waiting to see what happens with the outbreak of cases in this area.

Chairman Green expressed his appreciation to Mr. Fuller for his creativity and hard work, and to staff for their dedication to the County during this trying time.

Mr. Morgan then introduced Greg Smith, Purchasing Agent for the County, stating he would be speaking about the Logistic Team and would be followed by Jim Noel, Economic Development Director.

Greg Smith, Purchasing Agent, shared the logistics story of the County's response to COVID 19. He explained the response to the event had really been a team effort. He stated at the beginning of the pandemic, Mr. Morgan had established the COVID Logistics Team to secure COVID supplies and services. The team consisted of individuals from the Public Works, Fire

July 21, 2020

and Life Safety, and Central Purchasing. Mr. Smith highlighted the specific functions and accomplishments of the Logistics Team.

- Identified County needs such as Lysol wipes, face masks, and other cleaning supplies.
- Worked with Brooks and Brooks, the County's new custodial contractor, to perform special cleaning for the County.
- Secured supplies and identified legitimate vendors to obtain cleaning supplies within a reasonable time period.
- Determined how to manage the items once they arrived in the Public Works facility. Public Works staff stocked, created internal processes for deliveries in the County.
- Public Works staff delivered supplies ordered by departments every Wednesday or they could be picked up.
- Identified critical supplies in short supply (such as Personal Protective Equipment) and determined how to obtain the items.
- County staff members volunteered to help mitigate the supply problems by making homemade masks early on and donated them to the County.
- Cigna, the County's Health Administrator, donated hand sanitizer and wipes.
- York County School Division went through classrooms, collected hand sanitizer, and donated it to the County.
- The Courthouse needed hand sanitizer stations which had been very difficult to find. Riverside Paper Company stepped up and found these supplies which enabled the Courts to remain operational.
- The Logistics Team created a plan to buy Plexiglas in bulk as well as a bender to allow the Public Works staff to fabricate Plexiglas shields for the offices which saved the County money.
- Educated departments on what types of masks were needed. N95 masks were only for Fire and Life Safety and were fitted to the individuals. Washable face masks had been purchased as well as disposable masks.
- VDEM and FEMA provided assistance to the County, providing 2,000 mask to the Economic Development Authority for local area businesses to help them reopen for business.
- Ford Motor Company donated 3,000 face shields to the County that are being used by Fire and Life Safety.
- Focus Professional Services donated mask extenders to make masks more comfortable.

Mr. Smith recognized Feleasha Sherfy from Purchasing for doing such a super job in finding N95 masks for the Fire and Life Safety staff at a good price. He stated that problems arose with a vendor concerning hand sanitizer stations they supplied which were unstable and were in addition unable to supply the associated sanitizer. The stations were modified to ensure they were stable and Riverside Paper Supply provided the necessary hand sanitizer for the stations. He stated toilet paper had not been a problem as its provision was built into the custodial contract. The cost of such supplies to date was \$170,000, and he noted there had also been other COVID expenses not related to supplies. The supplies fell under the CARES Act and was no direct cost to the County. He acknowledged the entire Logistics Team: Feleasha Sherfy, Purchasing; Rob Kreiger, Public Works; and Joel Acree; Fire and Life Safety, who assisted the Logistics Team to do an outstanding job.

Mrs. Noll stated their ingenuity had been terrific, acknowledged the great team effort, and expressed her appreciation to Mr. Smith for his leadership.

Mr. Shepperd also expressed his appreciation to Mr. Smith. He stated the Board greatly appreciated all of his efforts and staff's efforts to save money for the taxpayers.

Chairman Green echoed Mr. Shepperd's comments for being resourceful and keeping the citizens of York County and the staff safe.

Mr. James W. Noel, Jr., Economic Development Director, spoke on the various ways his office had been working with the business community in York County. The Office of Economic Development and the Economic Development Authority (EDA) had been helping all of the businesses during this very difficult time, particularly those in the hospitality sector which make up a large segment of York County's economy. He stated that the first thing the EDA did was form a COVID 19 Business Recovery Task Force, led by John Biagas and Leslie Schultz. They then recruited key stakeholders in the business community to assist them with this task. Mr. Noel

highlighted the following actions taken to support the businesses within the community and noted the team effort.

- Two grant programs were established.
- The first program was unveiled on June 24, and funded through the CARES Act funds that had been received by the County. He thanked the Board for allowing some of that money, \$250,000, to be used as grant money for small businesses. The grant program was called the York Cares Grant Program.
- The second grant, on the Board's agenda this evening, was from the Community Development Block Grant Program. The County's Division of Housing and Neighborhood Revitalization was lead on the program which was a regional effort that included the Cities of Williamsburg and Poquoson which would provide \$500,000 grant funding for York County; \$500,000 for Williamsburg; and \$150,000 for the City of Poquoson. He stated that since York would be administering the program, we would receive additional funds for doing so.
- These programs use federal dollars and reimburse businesses for expenses that they incurred as a result of the Governor's Executive Order No. 53 issued on March 13. Those expenses included such items as sanitization supplies, touchless systems, and most importantly it allows the businesses to be reimbursed for rent or insurance.
- The York CARES Grant was initiated on June 24 and as of today they have approved 12 applications of approximately \$40,000, and currently they have 20 more applications under review which will probably result in a total expenditure of \$100,000.

He stated the Public Affairs Office had been active in promoting these grants and the Commissioner of Revenue's Office is checking to make sure the businesses are current with respect to their licenses and taxes. Mr. Noel encouraged the business community to apply and noted the money needed to be expended by the end of the calendar year. The applications have to be submitted by November 30. The grant funds have typically been sent to the businesses a few weeks after the application is approved. The maximum grant is \$5,000. The Business Recovery Task Force emphasized how any dollar amount is critical and a grant could be the difference between a business staying open or closing.

Mrs. Noll expressed her appreciation to Mr. Noel for all the work that had been done and noted how hard it is for some of the small businesses to stay afloat in times like this. She encouraged the citizens to support York County businesses and restaurants because the businesses could really use their help.

Chairman Green thanked Mr. Noel for his hard work to try and keep business moving forward in the County.

#### **CITIZENS COMMENT PERIOD**

Mr. Nate Brauner, 304 Blue Heron Drive, addressed the Board regarding his concerns as a beekeeper and also as a member of the Colonial Beekeepers Association. He stated that private companies were spraying to control mosquitos in a manner which violates federal law. The spraying had resulted in the death of several colonies of honey bees in York County. He stated that applying pesticides in a manner that does not comply with the label is illegal. He explained the associated effects of the pesticides. In conclusion, he asked the Board of Supervisors to create a protocol for private companies and individuals who use insecticides to ensure they were using the chemicals correctly.

Chairman Green asked Mr. Morgan to look into what the County could do to prevent private companies from using chemicals incorrectly and/or illegally so as not to damage their neighbors' bee colonies. He also asked whether there was something that the County could do to educate the public and if County's Mosquito Control could assist in this effort and to report back to the Board next month.

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

Mr. Barnett had no report at this time.

July 21, 2020

## **COUNTY ADMINISTRATOR REPORTS AND REQUESTS**

Mr. Morgan stated he had nothing further to report at this time.

## **MATTERS PRESENTED BY THE BOARD**

Mrs. Noll expressed appreciation for staff's presentations and added that she hoped the citizens took note of the various ways staff members were strategically meeting the demands of COVID 19 through their innovativeness.

Mr. Zaremba stated Mr. Morgan had mentioned in his presentation that on average about 1,000 people are diagnosed with COVID 19 on a daily basis in round numbers in Virginia. He asked what the ratio was between testing and diagnosis.

Mr. Morgan stated he would try to get the information to him although these numbers change rapidly, noting most of the information is on the Virginia Department of Health Dashboard. He asked staff to pull together this information for him.

Mr. Zaremba added that he wanted to know the percentage of people being tested that are actually being diagnosed with the virus.

Mr. Morgan stated it was his general understanding that in the eastern part of Virginia the percentage of people testing positive had gone up to the point where it was concerning.

Mr. Zaremba spoke of his concerns with short-term rentals, stating it would be beneficial for the Board of Supervisors to evaluate the standards.

Mr. Wassmer stated that he had been corresponding with Mr. Brauner who lives in District 4, along with a few other beekeepers. He stated the chemicals were regulated mostly by the state. He added that he had been working with the Mr. Morgan and Mr. Woodward, Public Works Director, to hold a forum where the beekeepers and some of the companies could have a discussion regarding the issue.

Mr. Shepperd also shared Mr. Brauner's concerns about the mosquito spraying companies and noted he had seen a large number of honey bees this year. He stated that when mosquito companies spray on shrubbery it lasts approximately 30 days. He noted since the County is held to specific standards when spraying for mosquitos, the commercial companies should be held to the same standards. He then provided an update concerning the Hampton Roads Bridge Tunnel regarding the preliminary work and tolling agreement. After some discussion, he explained that an agreement had been reached which stated the Hampton Roads jurisdictions would control the tolling policy for the tunnel and that construction could now begin.

Chairman Green expressed his appreciation to Mr. Shepperd for the transportation update.

## **PUBLIC HEARINGS**

### **CARES ACT RELIEF FUNDING AND ADDITIONAL APPROPRIATION TO THE FY 2020 BUDGET**

Mr. Morgan gave a brief presentation on proposed Resolution R20-80 to consider a proposed budget amendment, supplemental appropriation, and the transfer of funds to increase the FY 2020 Budget to appropriate funding awarded from federal sources as a result of the Corona-virus pandemic. The proposed resolution also authorized the increase of appropriations to both the County and the School's Health and Dental Funds. He explained that anytime new funds flowed through the budget exceeding one percent of the budget, it required a public. He stated the main purpose of the transaction was to acknowledge all of the CARES Act money, which included the core amount received by the County plus funds received from various grants estimated at a little over \$7 million dollars. He further explained there was a very tight dead- line to commit the funds by December, and the proposed resolution would authorize him to enter into arrangements that exceed his normal \$50,000 limit if he determined that was the only way to meet the deadline and obligated him to advise the Board if he used the authorization. Mr. Morgan explained the County did not want to leave any money on the table because of a procedural rule and the proposed resolution put the County in the best position to receive

and deploy any additional money that might be received. He stated the work session on August 4, would elaborate on how the funds would be deployed. Mr. Morgan further explained the second item in this appropriation, which appropriated some of the health care reserves that the County and Schools which should have been included in the budget approval, but had been missed.

Mr. Shepperd asked if this authorization to exceed the \$50,000 pertained only to the CARES Act funds.

Mr. Morgan confirmed it only related to these funds.

Mr. Shepperd asked if there was a top limit.

Mr. Morgan stated not as it was written, and added the Board add additional wording, but he felt it would not be necessary.

Mr. Shepperd asked when this authorization would expire.

Mr. Morgan stated it would expire with the expenditure of the CARES Act funds which by law is in December.

Chairman Green then called to order a public hearing on proposed Resolution R20-80 that was duly advertised as required by law and is entitled:

A RESOLUTION AMENDING THE BUDGET FOR THE COUNTY OF YORK FOR THE FISCAL YEAR BEGINNING JULY 1, 2019, AND ENDING JUNE 30, 2020 BY APPROPRIATING FEDERAL FUNDING RELATED TO THE CORONAVIRUS PANDEMIC AND APPROPRIATING ADDITIONAL FUNDING IN THE YORK COUNTY AND YORK COUNTY SCHOOL DIVISION'S HEALTH AND DENTAL FUNDS

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

Mr. Wassmer then moved the adoption of proposed Resolution R20-80 that reads:

A RESOLUTION AMENDING THE BUDGET FOR THE COUNTY OF YORK FOR THE FISCAL YEAR BEGINNING JULY 1, 2019, AND ENDING JUNE 30, 2020 BY APPROPRIATING FEDERAL FUNDING RELATED TO THE CORONAVIRUS PANDEMIC AND APPROPRIATING ADDITIONAL FUNDING IN THE YORK COUNTY AND YORK COUNTY SCHOOL DIVISION'S HEALTH AND DENTAL FUNDS

WHEREAS, on May 7, 2019, the Board of Supervisors adopted Resolution R19-61, which adopted the Fiscal Year 2020 Budget for York County for the fiscal year beginning July 1, 2019, and ending June 30, 2020; and

WHEREAS, on March 27, 2020, the Coronavirus Aid, Relief and Economic Security (CARES) Act was enacted which provided funding for state and local governments; and

WHEREAS, on May 12, 2020, the County received notification it would be receiving \$5,957,167 of Coronavirus Relief Funds as a part of the CARES Act allocated from the State; and

WHEREAS, the County also received, from the CARES Act, several other allocations including: a \$1,230,000 Community Development Block Grant, \$68,555 from the Department of Elections, a \$54,000 Assistance to Firefighter Grant COVID-19 supplemental and \$62,109 for ambulance transport fee revenue loss ; and

WHEREAS, the County also is eligible to be reimbursed for expenses related to the health emergency from the Federal Department of Emergency Management which are estimated to be \$150,069; and

July 21, 2020

WHEREAS, the County and School Division have experienced higher than expected health insurance claims in fiscal year 2020; and

WHEREAS, the amendment of the General Fund budget in this resolution in the amount of \$7,521,900, the amendment of the County Health and Dental Fund in the amount of \$3,400,000 and the amendment of the School Division Health and Dental Fund in the amount of \$4,300,000 does exceed one percent of the adopted budget and a synopsis was published in the Daily Press on July 13, 2020; and

WHEREAS, a public hearing was held on Tuesday July 21, 2020 pursuant to the provisions of Section 15.2-2507 of the Code of Virginia;

NOW THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 21st day of July, 2020, that the York County fiscal year 2020 annual budget be amended by the amounts listed below and all amounts transferred or appropriated for the purposes indicated.

BE IT FURTHER RESOLVED that the fiscal year 2020 annual budget for the General Fund is hereby increased by \$7,521,900.

BE IT FURTHER RESOLVED that the fiscal year 2020 annual budget for the County Health and Dental Fund is hereby increased by \$3,400,000.

BE IT FURTHER RESOLVED that the fiscal year 2020 annual budget for the School Division Health and Dental Fund is hereby increased by \$4,300,000.

BE IT FURTHER RESOLVED that the County Administrator is hereby authorized to enter into contracts that are CARES Act eligible in excess of \$50,000 without Board approval if those contracts are deemed to be time critical and will advise the Board of all such actions in writing.

BE IT FURTHER RESOLVED that any unspent appropriation included in this resolution is hereby reappropriated in fiscal year 2021 not to exceed the applicable fund balance/net assets/net position as recorded in the County's audited accounting records and to advise the Board of all such actions in writing.

BE IT FURTHER RESOLVED that the County Administrator is hereby authorized to accept any subsequent funding as a result of the CARES Act that would not exceed 1% of the adopted budget. In addition, the funding awarded, not to exceed 1% of the adopted budget shall be and hereby, appropriated to the applicable functional area. . The County Administrator shall advise the Board of all such actions in writing.

On roll call the vote was:

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

## **UNFINISHED BUSINESS**

### PARKING RESTRICTION FOR LARGE COMMERCIAL, RECREATIONAL, AND PASSENGER-CARRYING VEHICLES - MOORE'S CREEK DRIVE

Chairman Green stated this action had been tabled at the last meeting and he asked Mr. Morgan to make some comments and recommendations.

Mr. Morgan stated the Board had a memorandum in their package describing the situation. He stated staff had looked at several different issues such as the overall parking availability at the boat landing, how it is striped, signage regulation, and complaints about speeding. He stated the Sheriff had been conducting traffic study operations and information was being prepared on how the parking might be able to be managed better. He stated parking is not a problem on a normal day and only a problem at certain times. Staff thought there may be some type of targeted management on peak days and maybe some restriping to use the lot more efficiently.

He stated staff may or may not end up recommending the parking limitation, but would like about 60 days to come back to the Board with recommendations.

Mr. Wassmer stated this issue was in his district and he had seen pictures when it does get quickly out of control. He wished it could be done sooner than 60 days as there was concern about safety and how an emergency vehicle might get through to the streets when there are so many trailers blocking access. Mr. Wassmer stated if staff wanted to get some of the neighbors together that are impacted by this situation that he would be happy to help facilitate this discussion.

Mr. Morgan explained the Sheriff's Office had stepped up patrols and are out there on the weekend while staff is trying to work through the issue.

Discussion followed on the advertising procedures to notify the public on when the issue would come back to the meeting versus tabling it to a specific date and time.

### **CONSENT CALENDAR**

Regarding Item No. 5, Mr. Shepperd stated he had read the package and wanted to make sure Mrs. Noll and Mr. Wassmer were fully aware of the layout of the proposal for the Route 17/ Victory Boulevard intersection improvement because he felt this was really going to be a significant change to the intersection which is probably the most dangerous intersection in the County.

Mr. Morgan commented there was no question that it was the busiest intersection in York County and projections are it will continue to get busier. He provided an overview on how the process worked with the Virginia Department of Transportation.

Mrs. Noll stated she had reviewed this plan, noting it is very confusing. She stated the intersection really needed to be approved as accidents occurred frequently at the intersection. She expressed her appreciation to the staff for their work on this.

Mr. Wassmer stated he traveled through the intersection everyday on his way to work and it is dangerous. He suggested that as this project matures, it might be helpful to have a detailed briefing so they can see and have a better understanding.

Discussion followed on the concerns associated with the intersection and the other SMART Scale projects on the list for improvements.

Mr. Shepperd moved that the Consent Calendar be approved as submitted, Item Nos. 3, 4, 5, 6, 7, 8, and 9, 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. 3. APPROVAL OF MINUTES**

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

June 2, 2020, Regular Meeting

June 16, 2020, Regular Meeting

### **Item No. 4. TRANSPORTATION AGREEMENT: Resolution R20-72**

July 21, 2020

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE AN AGREEMENT WITH THE YORK COUNTY SCHOOL BOARD FOR TRANSPORTATION OF CHILDREN PARTICIPATING IN THE HEAD START PROGRAM AND PROGRAMS OPERATED BY THE DIVISION OF PARKS AND RECREATION

WHEREAS, the York County Board of Supervisors operates a Head Start program for income eligible York County preschoolers and their families; and

WHEREAS, York County Board of Supervisors operates recreation programs for its citizens; and

WHEREAS, children are transported to and from County or School sites and the safest method of transportation is by school bus;

NOW, THEREFORE BE IT RESOLVED by the York County Board of Supervisors this the 21st day of July, 2020 that the County Administrator be, and he is hereby, authorized to execute an agreement on behalf of the Board of Supervisors with the York County School Board for the provision of the transportation of children participating in the Head Start and Parks and Recreation programs; provided that such agreement and all such amendments shall be approved as to form by the County Attorney.

Item No. 5. SMART SCALE TRANSPORTATION FUNDING: Resolution R20-98

A RESOLUTION OF SUPPORT FOR SMART SCALE FUNDING FOR IMPROVEMENTS TO THE ROUTE 17/ROUTE 171 INTERSECTION AND IMPROVEMENTS TO THE INTERSECTIONS OF AIRPORT ROAD WITH MOORETOWN ROAD AND RICHMOND ROAD

WHEREAS, pursuant to Section 33.2-214.1 of the *Code of Virginia*, the Commonwealth Transportation Board (CTB) has established a statewide prioritization process for the allocation and use of state transportation funds through the Six-Year Improvement Program (SYIP); and

WHEREAS, the application cycle for submitting funding requests for the FY 2022 SYIP is now underway; and

WHEREAS, County staff, in consultation with staff in the Virginia Department of Transportation (VDOT) and James City County, and after careful consideration of the SMART SCALE screening criteria, the region's adopted Long-Range Transportation Plan, and the County's transportation needs identified in Virginia's statewide multi-modal transportation plan known as VTrans, has developed two proposed SMART SCALE applications for the Board's consideration;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the 21st day of July, 2020, that it does hereby express its support for SMART SCALE funding through the VDOT FY 2022 Six-Year Improvement Program for the following transportation improvement projects as described in the County Administrator's July 2 memorandum to the Board of Supervisors and listed below:

1. Route 17/Route 171 Intersection Improvements: A project to alleviate congestion and improve safety at the intersection of Route 17 and Route 171 (Victory Boulevard) by widening the northbound and southbound Route 17 approaches to three through lanes and constructing a third through lane and a third left turn lane on the eastbound Route 171 approach and a second left turn lane on the westbound Route 171 approach.
2. Airport Road/Mooretown Road/Richmond Road Intersection Improvements: A project to address congestion and safety deficiencies by replacing the existing signalized Mooretown/Airport Road intersection with a roundabout and reconfiguring the existing signalized Airport/Richmond Road intersection to prohibit left turns from southbound Richmond Road onto Airport Road and prohibit through and left turn movements from Airport Road onto Richmond Road. Since the project would traverse the York County-James City County border and in-

volve road improvements in both counties, this would be a joint application sponsored by James City County on behalf of the two localities.

Item No. 6. HOMELAND SECURITY GRANT PROGRAM: Resolution R20-92 and Resolution R20-97

Resolution R20-92

A RESOLUTION TO ACCEPT AND APPROPRIATE GRANT FUNDING OF \$173,250 IN THE COUNTY GRANT FUND FROM THE VIRGINIA DEPARTMENT OF EMERGENCY MANAGEMENT FOR THE HOMELAND SECURITY GRANT PROGRAM URBAN AREA SECURITY INITIATIVE

WHEREAS, the York County Department of Emergency Communications is the lead agency in support of the Hampton Roads Region and will act as the fiscal agent for this program; and

WHEREAS, the Virginia Department of Emergency Management has received funding from the U.S. Department of Homeland Security Federal Emergency Management Agency and has made those funds available to the County to support the Hampton Roads Regional UAS Working Group; and

WHEREAS, the York County Department of Emergency Communications has been allocated \$173,250 for the purchase of Hampton Roads Interoperability Communications technical analysis; and

WHEREAS, it is the policy of the Board of Supervisors that grant awards greater than \$50,000 and procurement 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;

NOW, THEREFORE, BE IT RESOLVED by the County of York Board of Supervisors this 21st day of July, 2020 that \$173,250 in Virginia Department of Emergency Management Homeland Security Grant Program Urban Area Security Initiative grant funding is hereby accepted and appropriated in the County's Grant Fund and that the County Administrator be, and here- by is, authorized to do all things necessary to implement the grant.

Resolution R20-97

A RESOLUTION TO ACCEPT AND APPROPRIATE GRANT FUNDING OF \$210,000 IN THE COUNTY GRANT FUND FROM THE VIRGINIA DEPARTMENT OF EMERGENCY MANAGEMENT FOR THE HOMELAND SECURITY GRANT PROGRAM URBAN AREA SECURITY INITIATIVE

WHEREAS, the York County Department of Emergency Communications is the lead agency in support of the Hampton Roads Region and will act as the fiscal agent for this program; and

WHEREAS, the Virginia Department of Emergency Management has received funding from the U.S. Department of Homeland Security Federal Emergency Management Agency and has made those funds available to the County to support the Hampton Roads Regional UAS Working Group; and

WHEREAS, the York County Department of Emergency Communications has been allocated \$210,000 for the purchase of Hampton Roads Interoperability Communications technical analysis; and

WHEREAS, it is the policy of the Board of Supervisors that grant awards greater than \$50,000 and procurement 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;

July 21, 2020

NOW, THEREFORE, BE IT RESOLVED by the County of York Board of Supervisors this 21st day of July, 2020 that \$210,000 in Virginia Department of Emergency Management Homeland Security Grant Program Urban Area Security Initiative grant funding is hereby accepted and appropriated in the County's Grant Fund and that the County Administrator be, and here- by is, authorized to do all things necessary to implement the grant.

Item No. 7. SHERIFF'S OFFICE RECORDS MANAGEMENT SYSTEM: Resolution R20-96

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH MOTOROLA SOLUTIONS, INC. FOR A RECORDS MANAGEMENT SYSTEM

WHEREAS, it is the policy of the Board of Supervisors that all procurements of the 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, a signed Memorandum of Agreement, between the County of York, Cities of Williamsburg and Poquoson will allow the Department of Emergency Communications to manage and provide access to the respective entities for law enforcement records and case management information through a records management system.

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 the 21st day of July, 2020, that the County Administrator be, and he is hereby, authorized to execute procurement arrangements and a contract with Motorola Solutions, Inc. for a Records Management System.

Item No. 8. Small Business Recovery Assistance Grant: Resolution R20-101

A RESOLUTION TO ADOPT POLICIES AND TO AUTHORIZE THE COUNTY ADMINISTRATOR TO SUBMIT THE NECESSARY DOCUMENTS FOR FUNDING FROM THE VIRGINIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT, AND TO REQUEST AND ACCEPT THESE FUNDS FOR THE COVID-19 SMALL BUSINESS RECOVERY ASSISTANCE GRANT A REGION- AL GRANT IN PARTNERSHIP WITH THE CITIES OF WILLIAMS- BURG AND POQUOSON

WHEREAS, pursuant to two public hearings, the County of York wishes to apply for \$1,230,000 of Virginia Community Development Block Grant funds to support small businesses in York County and the cities of Williamsburg and Poquoson. This program, with York County as the lead applicant and fiscal agent, will help small businesses meet their long-term business goals by adjusting to COVID-19 demand, be able to operate safely, and become more efficient and resilient in all three localities; and

WHEREAS, this program will offer economic security and contribute to community jobs and economic resilience; and

WHEREAS, the Virginia Department of Housing and Community Development requires a resolution whereby the Board of Supervisors authorizes the County Administrator to sign and submit all appropriate policies, assurances, and certifications necessary to request and receive, funding;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors that the County Administrator is hereby directed and authorized to implement these policies, and to execute any necessary grant agreements, related contracts, or other documents, subject to approval as to form by the County Attorney, to provide such additional information as may be required by the terms of the grant agreement, and to take all necessary actions to accept and implement the grant.

July 21, 2020

BE IT FURTHER RESOLVED that the County Administrator is hereby authorized to accept any subsequent offer of funding that would not exceed available resources for any matching funds and to increase amounts appropriated in the budget if and when funds become available and to advise the Board of all such actions in writing.

BE IT STILL FURTHER RESOLVED that the County Administrator be and is hereby authorized on behalf of the County to assume the status of a responsible official under the National Environmental Policy Act of 1969, and the regulations which implement such Act.

Item No. 9. Public Sewer Extension Agreement – Rose Hill: Resolution R20-20

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

WHEREAS, Rose Hill Homes 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 two hundred forty-two new residential lots and one commercial lot; 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

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 \$779,000.00;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 21st day of July, 2020, that the Board approves the extension of the County's public sewer system to serve the proposed development, Rose Hill, and that the County Administrator be, and he hereby is, authorized to execute a public sewer extension agreement with Rose Hill Homes LLC for the proposed extension; such agreement to be approved as to form by the County Attorney.

**CLOSED MEETING.** At 7:27 p.m. Mr. Zaremba moved that the meeting be convened in Closed Meeting pursuant to Section 2.2-3711(a)(1) of the Code of Virginia to consider a personnel matter involving the employment and assignment of a specific public officer or appointee or employee.

On roll call the vote was:

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

Meeting Reconvened. At 7:58 p.m. the meeting was reconvened in open session by order of the Chair.

Mr. Zaremba 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

July 21, 2020

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

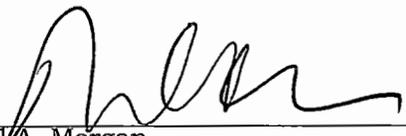
WHEREAS, Section 2.2-3711.1 of the Code of Virginia requires a certification by the York County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the 21st day of July, 2020, 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) Shepperd, Zaremba, Noll, Wassmer, Green  
Nay: (0)

Meeting Adjourned. At 7:59 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