

BOARD OF SUPERVISORS

STAFFORD, VIRGINIA

MINUTES

Regular Meeting

March 18, 2014

Call to Order A regular meeting of the Stafford County Board of Supervisors was called to order by Jack R. Cavalier, Chairman, at 3:03 p.m., on Tuesday, March 18, 2014, in the Board Chambers, at the George L. Gordon, Jr., Administration Building.

Roll Call The following members were present: Jack R. Cavalier, Chairman; Gary F. Snellings, Vice Chairman; Meg Bohmke; Paul V. Milde, III; Laura A. Sellers; Cord A. Sterling; and Robert “Bob” Thomas, Jr.

Also in attendance were: Anthony Romanello, County Administrator; Charles Shumate, County Attorney; Marcia Hollenberger, Chief Deputy Clerk; Pamela Timmons, Deputy Clerk, associated staff, and other interested parties.

Presentation by Speaker William J. Howell Speaker Howell spoke with the Board on matters regarding the FY2015 State budget saying that the House and the Senate were “only” \$26 million apart out of a \$36 Billion budget, which was less than one per cent. He said that forty-seven per cent of the general fund budget went to local governments. The General Assembly was called back into a special session commencing on Monday, March 24, 2014. Speaker Howell expressed his thoughts that a budget would not pass so long as the issue of Medicaid expansion was included.

Speaker Howell asked that the Board consider adopting a resolution urging the Governor and members of the General Assembly to pass a timely and clean budget. He added that other localities including Virginia Beach, Chesapeake, Loudoun County, Prince William County, New Kent County, Shenandoah County, and Hanover County adopted a similar resolution.

Mr. Sterling asked about the latest date in which the State ever adopted a budget. Speaker Howell said that he thought it was in late June, which was too late; that local governments needed to know the amount of their budget in order to plan for the upcoming fiscal year. He talked about a \$20 million state college tuition moderation, saying that state colleges would have to increase tuition rates by six, eight, or ten per cent if the proposed amount was not approved.

Speaker Howell said that to serve additional Medicaid clients, localities would have to hire additional case workers; that there was great concern in the out-years if the Commonwealth could continue funding Medicaid expansion, which was a \$4.1 Billion expense in FY2014 and would double in cost every nine years. The Speaker said that if Medicaid expansion was removed from consideration, the State would pass a budget in a week's time.

Mr. Milde mentioned that localities were faced with picking up the cost of federal mandates and that the state would not pick up the cost of additional Social Services workers. Mr. Snellings added that he was not in favor of it, particularly if Social Services had to hire and fund additional caseworkers. Mr. Cavalier said that residents in Virginia bore the brunt of the federal shut-down and he did not wish to see that happen with state government.

Mr. Sterling motioned, seconded by Mr. Thomas, to waive the Bylaws so that a vote could be taken on proposed Resolution R14-75.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Milde, Sellers, Snellings, Sterling, Thomas  
Nay: (0)

Mr. Milde motioned, seconded by Mr. Sterling, to adopt proposed Resolution R14-75.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Milde, Sellers, Snellings, Sterling, Thomas  
Nay: (0)

Resolution R14-75 reads as follows:

**A RESOLUTION URGING THE GOVERNOR OF VIRGINIA AND THE VIRGINIA GENERAL ASSEMBLY TO TIMELY PASS A CLEAN BUDGET**

WHEREAS, each year the foremost duty of the Virginia General Assembly is to pass a budget or budget amendments that serve as Virginia's financial blueprint for each fiscal year; and

WHEREAS, Virginia is consistently recognized for its sound fiscal management and budgetary practices as illustrated by its AAA bond rating and the strong bond ratings of many local government divisions throughout the Commonwealth; and

WHEREAS, Stafford County is currently in the process of developing and adopting its budget for the upcoming fiscal year; and

WHEREAS, the Stafford County Board of Supervisors relies on the timely passage of a budget to allocate funding to local government services and to make policy and hiring decisions for the upcoming fiscal year; and

WHEREAS, 138,000 residents of Stafford County depend on County government to provide critical services such as education and public safety; and

WHEREAS, failure to pass a timely budget will result in uncertainty for Stafford County, which receives 40% of its funding for the General Fund and Education as direct aid from the Commonwealth; and

WHEREAS, the Stafford County School Board relies on the timely passage of the state budget in order to set its budget and to make staffing decisions, which includes teacher contracts; and

WHEREAS, interruption of the provision of educational services to Stafford County students will have a significant negative impact on students and families; and

WHEREAS, the interruption of public safety services would likely result in the loss of property, serious injury, or loss of life for Stafford County citizens; and

WHEREAS, critical mental health services to Stafford County residents are provided via funds that flow from the state budget through Stafford County; and

WHEREAS, the Virginia General Assembly adjourned *sine die* on Saturday, March 8, 2014 without adopting a budget for the two-year biennium beginning July 1, 2014;

NOW, THEREFORE BE IT RESOLVED by the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of March, 2014, that it be and hereby does urge the Governor of Virginia and the Virginia General Assembly to pass a budget soon as practicable to ensure the continued functioning of state and local governments; and

BE IT FURTHER RESOLVED that the issue of Medicaid expansion under the Affordable Care Act should be decoupled from budget negotiations and considered in a separate legislative session to facilitate prompt passage of a state budget; and

BE IT STILL FURTHER RESOLVED that the Stafford County Board of Supervisors shall transmit copies of this Resolution to the Honorable Terence R. McAuliffe, Governor of the Commonwealth of Virginia, and to members of the Virginia General Assembly, so that they may be apprised of the sense of the Stafford County Board of Supervisors in this matter.

Copies of the signed resolution are to be sent to the Governor and the County's legislative delegation.

Fredericksburg Regional Alliance (FRA) Activities and Marketing Plan Deputy County Administrator, Tim Baroody, introduced Mr. Kent Farmer, Chairman of the FRA Board of Directors, and Mr. Rick Hurley, President of the University of Mary Washington (UMW). Mr. Farmer and Mr. Hurley updated the Board on recent activities of the FRA, as well as the hiring status of the new executive director to replace Mr. Gene Bailey. Mr. Bailey would remain with FRA until April, 2014 then serve as a consultant to the FRA. Springsted, Inc. handled the recruitment process, which had 40 applicants. It was narrowed down to seven applicants, then to a final three from which a new executive director would be selected.

A radio ad was played featuring FRA. Mr. Farmer said that Mr. Baroody did yeoman's work utilizing economic development funds. He added that FRA worked in partnership with UMW and Germanna Community College (GCC) by providing interns to assist local retail and businesses. Mr. Hurley said that internships were a two-way street and benefited both students and businesses. He said that if there was a need for assistance from faculty or students, the County should not hesitate to contact UMW or GCC.

Mr. Sterling asked about metrics and wanted to know if FRA had a strategic plan, and what FRA accomplished for the economics of the region. He asked about specific industries and retail outlets and what FRA hoped to achieve with local tax dollars. Mr. Farmer said that there were measurable outcome metrics, including new jobs and the number of new and existing businesses, calling it a cluster analysis, which identified primary clusters of businesses within the region. Mr. Sterling said that his constituents want to see a Harris Teeter and a Whole Foods (grocery stores) located in Stafford County. Ms. Sellers added that she wished that there would be a stop to everything being located in the city of Fredericksburg and asked why Wegman's was located in Fredericksburg.

Mr. Farmer said that each locality shared the same frustration; that FRA's goals were not locality-specific, and that site consultants looked at the region as a whole. Mr. Milde said that, in defense of FRA, the demographics were not such as to attract a Whole Foods or a Trader Joe's, but that work was ongoing to attract retail to the County. Mr. Sterling asked that rebuilding Aquia Towne Center be added to FRA's list, and wondered why the County was spending money with FRA if no one wanted to come to Stafford County. He said that FRA was very "south-focused." Mr. Farmer said that was not the perception that FRA wished to put forth; that FRA worked very hard to change that perception. Mr. Milde said he was heavily involved with meetings the new developer at Aquia Towne Center and asked for wisdom on how to get the Towne Center from point A to point B.

Mr. Cavalier thanked Mr. Farmer and Mr. Hurley, saying that he was a firm believer in, and committed to, FRA both from a County and regional perspective.

Presentations by the Public The following members of the public desired to speak:

Dana Brown - Does not support proposed Stormwater Service District

Presentations by Members of the Board Board members spoke on the topics as identified:

Ms. Bohmke - Update on Public Safety Committee meeting including commercial fraud increasing in the County; over-time costs being monitored by both the Sheriff and Fire Chief; retention and recruiting issues with volunteer fire department staffing; Fire apparatus update to include all apparatus' mileage, location, purchase date and price, and information from the 911 Center about the number of units deployed on emergency calls.

Mr. Cavalier - Attended David Tignor's Eagle Scout Court of Honor, David Tignor is the grandson of former DSS Director, Bill Tignor; asked for volunteers for a joint OPEB Committee with School Board members. Meg Bohmke and Cord Sterling volunteered to participate on the joint OPEB Committee.

Mr. Milde - Commented on the volunteer situation with Fire and Rescue, saying that it was as hard to be a volunteer as paid staff due to extensive training requirements, etc.; agreed with Mr. Sterling regarding the Planning Commission's proffer recommendations, particularly transportation; attended R-Board meeting; ribbon cutting at Marriott (Marriott did everything they committed to regarding buffering hotel from Derrick Lane); attended Tech Park and PRTC meetings.

Ms. Sellers - Deferred

Mr. Snellings - Deferred

Mr. Sterling - Finance, Audit and Budget Committee (FAB) update including FY2015 budget discussions, not setting the budget public hearing until the 4/01/14 meeting, state and federal mandates, Schools' health care funding (\$7-8 Million), OPEB, joint approach to Schools' and County retiree benefits, Parks fee increases (Board members were encouraged to look at the materials and bring their concerns to the next FAB meeting); unhappy with Planning Commission's proffer guideline recommendations, particularly transportation proffers (Board members encouraged to review information and give ideas/thoughts/concerns to staff for full Board review in May or June, 2014).

Mr. Thomas - Deferred

Report of the County Attorney Mr. Shumate deferred his report.

Report of the County Administrator Mr. Mike Smith, Public Works Director, gave an update on transportation bond projects, including Wayfinding signs, which will be complete by November, 2014; and the Courthouse Streetscape, slated for completion by August, 2014.

Mr. Chris Hoppe, Capital Improvement Program Manager, gave an update on parks bond projects, including Chichester Park, due to open in fall, 2014; Curtis Park Pool renovations should be completed by Memorial Day, 2014; fields at Embrey Mill Park are slated for completion by summer, 2015; bids for the Embrey Mill Indoor Recreation Center due in two weeks with a proposed opening in fall, 2015; regarding the RFP for an operator for the Indoor Recreation Center, three proposals were received and being reviewed by an evaluation committee.

Mr. Sterling asked about oversight of the Indoor Recreation Center and if the chosen operator would oversee the entire facility. Mr. Hoppe assured Mr. Sterling that was the intention. Mr. Sterling asked if the RFP responses could be shared with the entire Board without interfering with the source selection. Deputy County Administrator, Keith Dayton, said that a presentation was scheduled for the April 1, 2014, meeting of the Infrastructure Committee.

Mr. Sterling inquired if the gymnastics facility could relocate to the Indoor Recreation Center once it was completed. Mr. Dayton said that a gymnastic facility was not included in the design; that height constraints may prevent it unless there were design modifications, adding that an addition may take away parking areas planned for the fields.

Mr. Hoppe continued his report saying that the 5000' extension of the Belmont Ferry-Farm Trail should be available for public use in 2016. A design for the Woodstream Trail was in process. However, there was no construction funding allocated for that project. The 350<sup>th</sup> stage and amphitheater would be ready for the June 25, 2014 event.

Ms. Bohmke asked Mr. Hoppe about going to bid for additional fields at Embrey Mill Park. Mr. Hoppe said that Phase I was completed in summer, 2013 and in summer, 2014, Phase II would be underway.

Mr. Cavalier talked about the Prince Georges County gymnastics complex where swimming and gymnastics was accommodated in the same facility. He noted that there were special height requirements, and not enough “modularity” to accommodate gymnastics in the Indoor Recreation Center. Mr. Hoppe said that the building was not designed to include a gymnastics facility.

He said that a 15,000 s.f. addition could be designed but that was smaller than the current gymnastics facility and the space would take away parking spaces allocated for the fields.

Mr. Romanello said that the County was presented with a plaque from the Virginia Institute of Government (VIG) for E-mail Broadcast Information System (EBIS), awarded to the County for the locality found to be most responsive to broadcast e-mail requests for information. Ms. Anita Perrow, Purchasing, and Mr. Mike Null, Animal Control were thanked for their responsiveness to e-mail requests.

Added to the agenda, at the request of Supervisor Snellings, was a proclamation recognizing the Colonial Forge Boys basketball team. At the request of Supervisor Cavalier, a proclamation recognizing the Mountain View High School Girls field hockey team was also added to the agenda. In addition, Item 12 decoupled the authorization for a public hearing for the establishment of a stormwater service district from the other requests, which included an authorization to advertise a public hearing on the CY2014 tax rates, the FY2015 budget, and the FY2015-2024 Capital Improvement Program. Authorization for the three aforementioned public hearings was deferred to the April 1, 2014 meeting.

Mr. Romanello thanked public safety staff, the Sheriff, Chief Lockhart, and the Schools for responding to the 4:00 a.m., Monday, March 17, 2014, bus accident on I-95. Stafford Hospital, Spotsylvania Medical Center, and Mary Washington Hospital all took injured passengers. Mr. Romanello said it was a perfect storm and staff did a great job.

Legislative; Additions and Deletions to the Regular Agenda Mr. Sterling motioned, seconded by Mr. Snellings, to adopt the agenda with the additions and deletions referenced above.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Milde, Sellers, Snellings, Sterling, Thomas  
Nay: (0)

Legislative; Consent Agenda Mr. Sterling motioned, seconded by Mr. Snellings, to adopt the Consent Agenda consisting of Items 4 through 11.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Milde, Sellers, Snellings, Sterling, Thomas  
Nay: (0)

Item 4. Legislative; Approve Minutes of the March 4, 2014 Board Meeting

Item 5. Finance and Budget; Approve Expenditure Listing

Resolution R14-68 reads as follows:

A RESOLUTION TO APPROVE EXPENDITURE LISTING (EL)  
DATED MARCH 04, 2014 THROUGH MARCH 18, 2014

WHEREAS, the Board appropriated funds to be expended for the purchase of goods and services in accordance with an approved budget; and

WHEREAS, the payments appearing on the above-referenced Listing of Expenditures represent payment of \$100,000 and greater for the purchase of goods and/or services which are within the appropriated amounts;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of March, 2014 that the above-mentioned EL be and hereby is approved.

Item 6. Finance and Budget; Amend Resolution R13-311 to Provide Confirmation of VPSA Bond Authorization

Resolution R14-67 reads as follows:

A RESOLUTION TO AMEND RESOLUTION R13-311 IN CONNECTION WITH THE ISSUANCE OF GENERAL OBLIGATION SCHOOL BONDS OF THE COUNTY OF STAFFORD, VIRGINIA, TO BE SOLD TO THE VIRGINIA PUBLIC SCHOOL AUTHORITY AND PROVIDING FOR THE FORM AND DETAILS THEREOF

WHEREAS, on June 18, 2013, the Board of Supervisors (the "Board") of the County of Stafford, Virginia (the "County") adopted a resolution (the "Original Resolution"), identified as R13-166, which authorized the issuance and sale of general obligation school bonds in an amount not to exceed \$52,648,000 for the purpose of financing certain projects more particularly specified therein (collectively, the "Project"); and

WHEREAS, on October 1, 2013, the Board adopted a resolution (the "Bond Resolution"), identified as R13-311, which set forth the terms of the issuance and sale of the County's general obligation school bonds, in one or more series, in an aggregate principal amount not to exceed \$30,960,000 (the "Local School Bonds") for the purpose of financing the Project; and

WHEREAS, the Bond Resolution authorized the issuance and sale of the Local School Bonds, in one or more series, to the Virginia Public School Authority ("VPSA") through VPSA's pooled bond program (the "VPSA Pooled Bond Program"); and

WHEREAS, on November 21, 2013, the County issued its \$12,575,000 General Obligation School Bond, Series 2013B pursuant to the Original Resolution and the Bond Resolution; and



WHEREAS, VPSA informed participants of the VPSA Pooled Bond Program that commencing with the spring, 2014 issue for the VPSA Pooled Bond Program, VPSA changed the following requirements related to the VPSA Pooled Bond Program (i) the dated date of each local school bond must be 15 days prior to the issue date of such local school bond (previously the dated date for each local school bond was its issue date) and (ii) each local school bond will not be issued as a tax-exempt bond for federal income tax purposes (previously each local school bond was issued as a tax-exempt bond for federal income tax purposes) (collectively, the "Program Modifications"); and

WHEREAS, the County desires to issue additional series of Local School Bonds pursuant to the authorization remaining under the Original Resolution and the Bond Resolution; and

WHEREAS, the Board desires to amend the Bond Resolution to reflect the Program Modifications with respect to Local School Bonds issued after the effective date of this Resolution;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF STAFFORD, VIRGINIA:**

**Amendments to the Bond Resolution.** The Bond Resolution is hereby amended with respect to Local School Bonds issued after the effective date of this Resolution as follows:

Paragraph 3 of the Bond Resolution is hereby amended to provide that each Local School Bond shall be dated a date that is 15 days prior to its issue date or dated such other date as VPSA may require.

Paragraph 10 of the Bond Resolution is hereby amended and restated in its entirety to read as follows:

**10. Use of Proceeds Certificate and Tax Compliance Agreement.** The Chairman of the Board, the County Administrator and such other officer or officers of the County or the School Board as either may designate are hereby authorized and directed to execute and deliver on behalf of the County a Use of Proceeds Certificate and Tax Compliance Agreement (the "Tax Compliance Agreement") setting forth the expected use and investment of the proceeds of the Local School Bond and containing such covenants as may be necessary in order to show compliance with the provisions of the Internal Revenue Code of 1986, as amended (the "Code"), and applicable regulations relating to the exclusion from gross income of interest on the VPSA Bonds. The Board covenants on behalf of the County that (i) the proceeds from the issuance and sale of the Local School Bond will be invested and expended as set forth in such Tax Compliance Agreement and that the County shall comply with the other covenants and representations contained therein and (ii) the County shall comply with the provisions of the Code so that interest on the VPSA

Bonds will remain excludable from gross income for federal income tax purposes.

The form of Local School Bond set forth on Exhibit A to the Bond Resolution is hereby amended to include and to exclude such terms as are necessary to be included or excluded, as applicable, in order for each Local School Bond to comply with the Program Modifications.

**Ratification of Original Resolution and Bond Resolution.** The Board hereby ratifies and confirms the terms of the Original Resolution. The Board hereby ratifies and confirms the terms of the Bond Resolution except as amended hereby. To the extent this Resolution conflicts with the Bond Resolution, the terms of this Resolution shall control.

**Further Actions.** The members of the Board and all officers, employees, and agents of the County are hereby authorized to take such action as they or any one of them may consider necessary or desirable in connection with the issuance and sale of each Local School Bond issued after the effective date of this Resolution and otherwise in furtherance of this Resolution and any such action previously taken is hereby ratified and confirmed.

**Effective Date.** This Resolution shall take effect immediately.

Item 7. This item was removed from the agenda

Item 8. Public Works; Petition VDOT in Include Perth Drive, Hobart Lane, Glen Allen Court, and Wallaroo Court, Section 5A; and Wister Drive and Dabney Court, Section 6C; into the Secondary System of State Highways

Resolution R14-47 reads as follows:

A RESOLUTION TO PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE PERTH DRIVE, HOBART LANE, GLEN ALLEN COURT, AND WALLAROO COURT WITHIN LEELAND STATION, SECTION 5A, INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS

WHEREAS, pursuant to Virginia Code § 33.1-229, the Board desires to include Perth Drive, Hobart Lane, Glen Allen Court, and Wallaroo Court within Leeland Station, Section 5A, into the Secondary System of State Highways; and

WHEREAS, the Virginia Department of Transportation (VDOT) inspected these streets and found them satisfactory to be accepted into the Secondary System of State Highways;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of March, 2014, that VDOT be and it hereby is petitioned to include the following streets within Leeland Station, Section 5A, into the Secondary System of State Highways:

Street Name/ Route Number	Station	Length
Perth Drive (SR-2345)	From: Intersection of Leeland Road (SR-626) To: Intersection of Hobart Lane (SR-2346)	0.13 mi. ROW 60'
Hobart Lane (SR-2346)	From: Intersection of Perth Drive (SR-2345) To: Intersection of Glen Allen Court (SR-2347)	0.08 mi. ROW 52'
Hobart Lane (SR-2346)	From: Intersection of Glen Allen Court (SR-2347) To: Intersection of Wallaroo Court (SR-2348)	0.06 mi. ROW 52'
Hobart Lane (SR-2346)	From: Intersection of Wallaroo Court (SR-2348) To: 0.06 miles East to End	0.06 mi. ROW 52'
Glen Allen Court (SR-2347)	From: Intersection of Hobart Lane (SR-2346) To: 0.04 miles South to End	0.04 mi. ROW 52'
Wallaroo Court (SR-2348)	From: Intersection of Hobart Lane (SR-2346) To: 0.06 miles East to End	0.06 mi. ROW 52'

An unrestricted right-of-way, as indicated above, for these streets with necessary easements for cuts, fills, and drainage is guaranteed, as evidenced by Plat of Record entitled, Leeland Station, Section 5A, recorded in PM 110000081 with INS 11015022 on September 6, 2011; and

BE IT FURTHER RESOLVED that the County Administrator or his designee shall forward a copy of this resolution to the developer, and to the VDOT Transportation and Land Use Director, Fredericksburg District.

Resolution R14-50 reads as follows:

A RESOLUTION TO PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE WISTER DRIVE AND DABNEY COURT WITHIN LEELAND STATION, SECTION 6C, INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS

WHEREAS, pursuant to Virginia Code § 33.1-229, the Board desires to include Wister Drive and Dabney Court within Leeland Station, Section 6C, into the Secondary System of State Highways; and

WHEREAS, the Virginia Department of Transportation (VDOT) inspected these streets and found them satisfactory to be accepted into the Secondary System of State Highways;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of March, 2014, that VDOT be and it hereby is petitioned to include the following streets within Leeland Station, Section 6C, into the Secondary System of State Highways:

Street Name/ Route Number	Station	Length
Wister Drive (SR-1971)	From: Intersection of Riggs Road (SR-1960) To: Intersection of Dabney Court (SR-2338)	0.06 mi. ROW 50'
Wister Drive (SR-1971)	From: Intersection of Dabney Court (SR-2338) To: 0.06 miles South to End	0.06 mi. ROW 50'
Dabney Court (SR-2338)	From: Intersection of Wister Drive (SR-1971) To: 0.16 miles Northeast to End	0.16 mi. ROW 50'

An unrestricted right-of-way, as indicated above, for these streets with necessary easements for cuts, fills, and drainage is guaranteed, as evidenced by Plat of Record entitled, Leeland Station, Section 6C, recorded in PM 050000286 with INS 050049907 on September 6, 2011; and

BE IT FURTHER RESOLVED that the County Administrator or his designee shall forward a copy of this resolution to the developer, and to the VDOT Transportation and Land Use Director, Fredericksburg District.

Item 9. Public Works; Budget and Appropriate Funds for Road Maintenance within the Hidden Lake Service District

Resolution R14-66 reads as follows:

A RESOLUTION TO BUDGET AND APPROPRIATE FUNDS FOR ROAD MAINTENANCE ACTIVITIES WITHIN THE HIDDEN LAKE SERVICE DISTRICT

WHEREAS, in 2006, the Board adopted Ordinance O06-06, which established a Service District in the Hidden Lake subdivision for dam upgrades and road maintenance; and

WHEREAS, the Service District annually collects property taxes/revenues;

WHEREAS, the Service District is required to maintain and restrict funding in the amount of \$62,000 to cover debt service; and

WHEREAS, the Service District currently has an additional fund balance of \$37,641, in addition to the \$62,000 restricted for debt service; and

WHEREAS, the Service District Advisory Board met in December, 2013, and requested that the Board budget and appropriate funding for road maintenance in the Hidden Lake Service District; and

WHEREAS, the Service District will maintain sufficient funding to cover its annual debt services; and

WHEREAS, the Board determines that it is necessary and desirable to budget and appropriate funding for this purpose, which promotes the health, safety, and general welfare within the Service District;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of March, 2014, that it be and hereby does budget and appropriate funds in the amount of \$37,641 for road maintenance for the Hidden Lake Service District.

Item 10. Public Works; Petition VDOT to Extend the Existing 25 MPH Speed Limit on River Road; and Authorize Watch for Children Signs on Washington Street

Resolution R14-69 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) TO EXTEND THE EXISTING 25 MPH SPEED LIMIT ZONE ON RIVER ROAD (SR-607)

WHEREAS, the Board is concerned with transportation safety on County streets; and

WHEREAS, on February 19, 2008, the Board adopted the Residential Traffic Management Plan (RTMP), which provides County citizens with various programs to address traffic-related concerns; and

WHEREAS, the residents of the historic Falmouth area requested the existing 25 MPH speed limit zone on River Road be extended approximately 400 feet to the east;

WHEREAS, the Board finds that extending the existing 25 MPH speed limit zone to include the existing Belmont-Ferry Farm Trail, and the Historic Port of Falmouth waterfront park promotes the health, safety, and welfare of the County and its citizens;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of March, 2014, that the Board be and it hereby does authorize the County Administrator to petition VDOT to extend the existing 25 MPH speed limit zone southeast 400 feet on River Road (SR-607).

Resolution R14-70 reads as follows:

A RESOLUTION TO INSTALL TWO WATCH FOR CHILDREN SIGNS ON WASHINGTON STREET (SR-1001) IN THE HISTORIC FALMOUTH AREA

WHEREAS, the Board is concerned with transportation safety on residential streets; and

WHEREAS, on February 19, 2008, the Board adopted the Residential Traffic Management Plan (RTMP), which provides County citizens with various programs to address traffic-related concerns; and

WHEREAS, installation of Watch for Children signs is authorized by Virginia Code § 33.1-210.2; and

WHEREAS, residents of the historic Falmouth area of the County requested the installation of two Watch for Children signs along Washington Street;

WHEREAS, the Virginia Department of Transportation's (VDOT) policy permits the installation of two Watch for Children signs along Washington Street; and

WHEREAS, the proposed location of the signs meets the essential criteria for installation, based on the current RTMP, Watch for Children Sign Program; and

WHEREAS, the Board finds that installing these signs promotes the health, safety, and welfare of the County and its citizens;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of March, 2014, that the Board be and it hereby does approve the installation of two Watch for Children signs along Washington Street (SR – 1001) with specific locations to be determined by VDOT; and

BE IT FURTHER RESOLVED that the County Administrator or his designee is authorized to execute any other documentation that is necessary or appropriate regarding installation of the signs; and

BE IT STILL FURTHER RESOLVED that the County Administrator, or his designee, provides a copy of this resolution to the VDOT Residency Administrator.

Item 11. Utilities; Approve the Issuance, Sale, and Award of Water and Sewer System Revenue Bonds

Resolution R14-58 reads as follows:

A RESOLUTION APPROVING THE ISSUANCE, SALE, AND AWARD OF WATER AND SEWER SYSTEM REVENUE BOND, SERIES 2014, AND SETTING FORTH THE FORM, DETAILS, AND PROVISIONS FOR THE PAYMENT THEREOF

WHEREAS, the County of Stafford, Virginia, a political subdivision of the Commonwealth of Virginia (the "County"), presently owns, operates, and maintains water and sewer facilities to provide for the water and sewer needs of the County's residents; and

WHEREAS, the Board of Supervisors of the County (the "Board") determined it to be advisable, necessary and in the best interests of the public health, safety and welfare of the residents of the County to undertake certain public improvements to the County's water and sewer facilities, including, but not limited to, projects indicated in the County's Fiscal Year 2013-2022 Capital Improvement Plan (collectively, the "Project") and to finance the Project by contracting a debt and issuing its revenue bonds in one or more

series in an aggregate principal amount not to exceed \$19,000,000 (the "Bond") to be secured principally by a lien on the revenues of the County's water and sewer facilities (the "System"); and

WHEREAS, the County applied to the Virginia Resources Authority ("VRA") for the purchase of the Bond, and VRA has indicated its willingness to purchase such Bond from the proceeds of its Infrastructure and State Moral Obligation Revenue Bonds (Virginia Pooled Financing Program), Series 2014 (as more particularly defined in the below-defined Financing Agreement, the "VRA Bonds"), in accordance with the terms of a Local Bond Sale and Financing Agreement, between VRA and the County (the "Financing Agreement"), a form of which is on file with the County Administrator; and

WHEREAS, the Financing Agreement shall indicate that the County requested the sum of \$17,250,000 (or such other amount as may be requested in writing by the County and approved by VRA prior to the sale of the VRA Bonds) plus amounts sufficient to pay costs of issuance and to fund required reserves plus any amounts to account for any original issue discount (the "Proceeds Requested") from VRA; and

WHEREAS, VRA's objective is to pay the County a purchase price for the Bond which, in VRA's judgment, reflects its market value (the "VRA Purchase Price Objective") taking into consideration the Proceeds Requested and such factors as the purchase price received by VRA for the VRA Bonds, the issuance costs of the VRA Bonds (consisting of the underwriters' discount and other costs incurred by VRA (collectively, the "VRA Costs")), and other market conditions relating to the sale of the VRA Bonds; and

WHEREAS, VRA advised the County that the sale of the VRA Bonds is tentatively scheduled for May 7, 2014, but, subject to market conditions, may occur prior to or after such date, and, in the event the Bond is not purchased by VRA on the scheduled sale date, the Bond may be sold to VRA under substantially the same terms and conditions on such other date; and

WHEREAS, such factors are expected to result in the County receiving a purchase price other than the par amount of the Bond and consequently (i) the aggregate principal amount of the Bond may be greater than or less than the Proceeds Requested in order to receive an amount of proceeds that is substantially equal to the Proceeds Requested, or (ii) if the maximum authorized principal amount of the Bond set forth in paragraph 3 of this Resolution does not exceed the Proceeds Requested by at least the amount of the VRA Costs and any original issue discount, the amount to be paid to the County, given the VRA Purchase Price Objective and market conditions, will be less than the Proceeds Requested; and

WHEREAS, the Financing Agreement will provide that the terms of the Bond may not exceed the parameters set forth below in paragraph 3; and

WHEREAS, on June 18, 2013 the Board held a public hearing on the issuance of the Bond in accordance with the requirements of Section 15.2-2606 of the Code of Virginia of 1950, as amended (the "Virginia Code");

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Stafford, Virginia, as follows:

**Authorization of Bond and Use of Proceeds.** The Board hereby determines that it is advisable to cause the County to contract a debt and to issue the Bond in an aggregate principal amount not to exceed \$19,000,000. The Bond shall be designated as the County of Stafford, Virginia, Water and Sewer System Revenue Bond, Series 2014. The issuance and sale of the Bond under the terms of this Resolution is authorized. The proceeds from the issuance and sale of the Bond shall be used, along with other available County funds, if any, to (i) finance the Project, and (ii) pay the costs of issuing the Bond.

**Award and Sale to the Virginia Resources Authority.** The award and sale of the Bond to or at the direction of VRA is authorized. The Bond shall be delivered to or upon the order of VRA upon VRA's payment of the purchase price to be set forth in the Financing Agreement.

**Details of Bond.** The Bond shall be issued as a single fully-registered bond. The Board authorizes the issuance and sale of the Bond on terms as shall be determined by VRA subject to VRA's Purchase Price Objective and market conditions described above; provided, however, the Bond (i) shall be in an aggregate principal amount of the Bond not to exceed \$19,000,000, (ii) shall have a true interest cost not to exceed 5.5% (exclusive of Supplemental Interest (as defined in the Financing Agreement)), (iii) shall have a final maturity not later than 32 years from the date of issuance, and (iv) shall be subject to prepayment upon the terms set forth in the Financing Agreement. Subject to the preceding terms, the Board further authorizes the County Administrator to accept the final terms presented by VRA, including (a) the final principal amount of the Bond and (b) the amortization schedule (including the principal installment dates and amounts) for the Bond.

If the limitation on the maximum aggregate principal amount of the Bond set forth in this paragraph 3 restricts VRA's ability to generate the Proceeds Requested, taking into account the VRA Costs, the VRA Purchase Price Objective and market conditions, the County Administrator is authorized to accept a purchase price for the Bond at an amount less than the Proceeds Requested.

As set forth in the Financing Agreement, the County agrees to pay such "supplemental interest" and other charges as provided therein, including such amounts as may be necessary to maintain or replenish a VRA Reserve. The principal amount of and premium, if any, and interest on the Bond shall be payable in lawful money of the United States of America.

**Payments under Financing Agreement.** The County agrees to pay all amounts required by Section 6.1 of the Financing Agreement, including any "Supplemental Interest," as provided in such section.

**Redemption of Bond.** The principal of and premium, if any, and interest on the Bond shall be payable as set forth in the Bond and the Financing Agreement. The County may, at its option, redeem, prepay or refund the Bond upon the terms set forth in the Financing Agreement.



**Pledge of Revenues; Other Security Provisions.** Principal of, premium, if any, and interest on the Bond shall be payable as provided in the Bond and in the Financing Agreement in lawful money of the United States of America, but solely from the revenues of the System, except to the extent such payment shall be made from the proceeds of the Bond, certain escrow trust funds that may be established with respect to the Bond, the income, if any, derived from the investment thereof or the sources provided below. The Revenues of the System are hereby pledged upon the terms and conditions set forth in the Financing Agreement to secure the payment of the principal of and premium, if any, and interest on the Bond and the payment and performance of the County's obligations under the Financing Agreement, on parity with the pledge of water and sewer revenues set forth in the County's outstanding Water and Sewer System Revenue Bond, Series 2009A, Water and Sewer System Revenue Bond, Series 2009B, Water and Sewer System Revenue Refunding Bond, Series 2010, and Water and Sewer System Revenue Bond, Series 2012.

Nothing in the Bond, the Financing Agreement or this Resolution shall be deemed to constitute a pledge of the faith and credit of the Commonwealth of Virginia or any of its political subdivisions, including the County. The issuance of the Bond shall not directly, indirectly or contingently obligate the Commonwealth of Virginia or any of its political subdivisions, including the County, to pledge its faith and credit or levy any taxes for the payment of the principal of or premium, if any, and interest on the Bond or other costs incident to them or make any appropriation for their payment except from the revenues and other funds pledged for such purpose under the provisions of the Bond, the Financing Agreement and this Resolution.

Hereby specifically approved for inclusion in the Financing Agreement is the provision providing that VRA may take action to the extent permitted by law pursuant to Sections 15.2-2659 and 62.1-216.1 of the Virginia Code, commonly referred to as the "state-aid intercept."

**Approval of Financing Agreement.** The Financing Agreement is approved in substantially the form on file with the County Administrator, with such changes, insertions or omissions as may be approved by the Chairman of the Board (the "Chairman") and the County Administrator, either of whom may act, whose approval shall be evidenced conclusively by the execution and delivery of the Financing Agreement on the County's behalf. The Chairman and the County Administrator, either of whom may act, are authorized to execute and deliver the Financing Agreement and such other documents and certificates as such officer may consider necessary in connection therewith.

The actions of the Chairman and the County Administrator in accepting the final terms of the Bond shall be conclusive, and no further action shall be necessary on the part of the Board.

**Form of Bond.** The Bond shall be in substantially the form on file with the County Administrator, with such variations, insertions, or deletions as may be approved by the Chairman and the County Administrator, either of whom may act. There may be endorsed on the Bond such legend or text as may be necessary or appropriate to conform

to any applicable rules and regulations of any governmental authority or any usage or requirement of law with respect thereto.

**Evidence of Approval.** The Chairman's and the County Administrator's approval or determination of all of the details and provisions of the Bond that they have been authorized and/or directed to approve under this Resolution shall be evidenced conclusively by the execution and delivery of the Bond on the County's behalf.

**Execution and Delivery of the Bond.** The Chairman and the County Administrator are authorized and directed to execute the Bond and the Clerk of the Board (the "Clerk") is authorized and directed to affix the seal of the County thereon and to attest such seal. Such officers are further authorized and directed to deliver the Bond to or at the direction of VRA upon payment of the purchase price set forth in the Financing Agreement.

**Registration, Transfer and Exchange.** The Clerk is hereby appointed as the County's registrar and transfer agent to keep books for the registration and transfer of the Bond and to make such registrations and transfers under such reasonable regulations as the Board may prescribe.

Upon surrender for transfer or exchange of the Bond at the office of the Clerk, the County shall execute and deliver in the name of the transferee or transferees a new Bond in a principal amount equal to the Bond surrendered and of the same form and maturity and bearing interest at the same rate or rates as the Bond surrendered, subject in each case to such reasonable regulations as the Board may prescribe. If presented for transfer, exchange, redemption or payment, the Bond shall be accompanied by a written instrument or instruments of transfer or authorization for exchange, in form and substance reasonably satisfactory to the Clerk, duly executed by the registered owner or by his or her duly authorized attorney-in-fact or legal representative. No Bond may be registered to bearer.

A new Bond delivered upon any transfer or exchange shall be a valid limited obligation of the County, evidencing the same debt as the Bond surrendered and shall be secured by and entitled to all of the security and benefits of this Resolution and the Financing Agreement to the same extent as the Bond surrendered.

**Charges for Exchange or Transfer.** No charge shall be made for any exchange or transfer of a Bond, but the Clerk may require payment by the registered owner of the Bond of a sum sufficient to cover any tax or other governmental charge that may be imposed in relation thereto.

**Mutilated, Lost, Stolen or Destroyed Bond.** If a Bond has been mutilated, lost, stolen or destroyed, the County shall execute and deliver a new Bond of like date and tenor in exchange and substitution for, and upon delivery to the Clerk and cancellation of, such mutilated Bond, or in lieu of and in substitution for such lost, stolen or destroyed Bond; provided, however, that the County shall execute, authenticate and deliver a new Bond only if the registered owner thereof has paid the reasonable expenses and charges of the County in connection therewith and, in the case of a lost, stolen or destroyed Bond (i) has filed with the Clerk evidence satisfactory to him or her that such Bond was lost,

stolen or destroyed and that the holder of the Bond was the registered owner thereof and (ii) has furnished to the County indemnity satisfactory to the Clerk. If the Bond has matured, instead of issuing a new Bond, the County may pay the same without surrender thereof upon receipt of the aforesaid evidence and indemnity.

**Disclosure Documents.** The County authorizes and consents to the inclusion of information with respect to the County to be contained in VRA's Preliminary Official Statement and VRA's Official Statement in final form, both prepared in connection with the sale of the VRA Bonds, a portion of the proceeds of which will be used to purchase the Bond. If appropriate, such disclosure documents shall be distributed in such manner and at such times as any of them shall determine. The County Administrator is authorized and directed to take whatever actions are necessary and/or appropriate to aid VRA in ensuring compliance with Securities and Exchange Commission Rule 15c2-12.

**Tax Documents.** The County Administrator and the Director of Finance, either of whom may act, are authorized to execute a Nonarbitrage Certificate and Tax Compliance Agreement or any related document (the "Tax Documents") setting forth the expected use and investment of the proceeds of the Bond and containing such covenants as may be necessary in order for the VRA Bonds to comply with the provisions of the Internal Revenue Code of 1986, as amended (the "Tax Code"), including the provisions of Section 148 of the Tax Code and applicable regulations relating to "arbitrage bonds." The County covenants that the proceeds from the issuance and sale of the Bond will be invested and expended as set forth in the Tax Documents, to be delivered simultaneously with the issuance and delivery of the Bond and that the County shall comply with the other covenants and representations contained therein.

**SNAP Investment Authorization.** The County has heretofore received and reviewed the Information Statement (the "Information Statement") describing the State Non-Arbitrage Program of the Commonwealth of Virginia ("SNAP") and the Contract Creating the State Non-Arbitrage Program Pool I (the "Contract"), and the County has determined to authorize the Chief Financial Officer and the Treasurer to utilize SNAP in connection with the investment of the proceeds of the Bond, if the Chief Financial Officer or the Treasurer, either of whom may act, determines that the utilization of SNAP is in the best interest of the County. The County acknowledges the Treasury Board of the Commonwealth of Virginia is not, and shall not be, in any way liable to the County in connection with SNAP, except as otherwise provided in the Contract.

**Further Actions; Authorized Representations.** All officers and agents of the Board and the County are authorized and directed to take such further actions in conformity with the purpose and intent of this Resolution as may be necessary or appropriate in connection with the issuance and sale of the Bond, and the execution, delivery and performance of the Financing Agreement, including the execution and delivery on behalf of the County of such instruments, documents or certificates as necessary or appropriate to carry out the transactions contemplated by this Resolution. All actions previously taken by such officers and agents in connection with the issuance and sale of the Bond are ratified and confirmed. The County Administrator is designated the County's Authorized Representative for purposes of the Financing Agreement.

**Filing of Resolution.** The County Attorney is authorized and directed to file a certified copy of this Resolution with the Circuit Court of Stafford County pursuant to Sections 15.2-2607, 15.2-2627 and 15.2-2653 of the Virginia Code.

**Repeal of Conflicting Resolutions.** All resolutions are repealed to the extent they are inconsistent with this Resolution.

**Effective Date.** This Resolution shall take effect immediately.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of March, 2014, that it be and hereby does authorize the issuance and sale of water and sewer system revenue bonds.

Item 18. (Add-on) Public Information; Recognize and Commend the Colonial Forge High School Boys Basketball Team for Winning the 2013-2014 6A State Championship

Proclamation P14-09 reads as follows:

A PROCLAMATION TO RECOGNIZE AND COMMEND THE  
COLONIAL FORGE HIGH SCHOOL BOYS BASKETBALL TEAM  
FOR WINNING THE 2013-2014 6A STATE CHAMPIONSHIP

WHEREAS, the Colonial Forge High School boys basketball team, the Eagles, had 27 wins and only one loss during the 2013-2014 basketball season; and

WHEREAS, Colonial Forge High School defeated Landstown High School 58-54 to win the 2013-2014 6A State Championship; and

WHEREAS, Colonial Forge High School is the first state basketball champion in the newly formed 6A District; and

WHEREAS, Colonial Forge High School is the first team from Stafford County to ever win a boys basketball championship at the state level; and

WHEREAS, Colonial Forge High School is the first team from the Fredericksburg area to win a state basketball championship in the Virginia High School League's highest classification;

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of March, 2014, that it be and hereby does recognize and commend the Colonial Forge High School's boys basketball team for their excellent representation of Stafford County and outstanding achievement in winning the 6A State Championship.

Item 19. (Add-on) Public Information; Recognize and Commend the Mountain View High School Girls Field Hockey Team for Winning the 2013 5A State Championship

Proclamation P14-10 reads as follows:

**A PROCLAMATION TO RECOGNIZE AND COMMEND THE MOUNTAIN VIEW HIGH SCHOOL GIRLS' WILDCAT FIELD HOCKEY TEAM FOR ITS FIRST STATE HOCKEY TITLE IN SCHOOL HISTORY**

WHEREAS, Mountain View High School defeated Gloucester High School 3-1 to win the 2013 Group 5A State Championship; and

WHEREAS, this win marked the first state hockey title in Mountain View's history and capped the best season ever for the Mountain View team; and

WHEREAS, Mountain View's field hockey team displays a strong tradition of competitive play at the state level in the past seven years; and

WHEREAS, Mountain View won the conference and region tournaments, and defeated Lee-Davis High School, 7-0 in the semifinal before the Group 5A State Championship; and

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of March, 2014, that it be and hereby does recognize and commend the Mountain View Girls Field Hockey Team for their excellent representation of Stafford County and outstanding achievement in winning the State Championship.

Finance and Budget; Authorize a Public Hearing on the Proposed CY2014 Tax Rates; Proposed FY2015 County Budget; Proposed FY2015-2024 Capital Improvement Program; and Establish a Stormwater Service District Mr. Sterling addressed this item saying that the Finance, Audit and Budget Committee discussed it; the advertisement for a public hearing was not a recommendation for implementation of the County Administrator's proposed budget for FY2015. He added that the FAB Committee had concerns about the budget, saying that it was not ready to go to public hearing.

Mr. Milde said that there was no tax increase involved in advertising a public hearing on the proposed stormwater service district, but that the upcoming state mandates could cost the County millions of dollars. Mr. Sterling said that the proposal did not take money out of existing taxes but rather proposed a new tax, a one-cent levy on all citizens. Mr. Milde said he was in favor of it, that it was not going to go away, and there had to be a way to pay for the new mandates.

Ms. Bohmke asked for clarification that the proposed one-cent levy would account for \$1.4 Million, effective June, 2014, as it would be billed on the upcoming tax bills. Mr. Sterling confirmed that Ms. Bohmke was correct. Mr. Romanello said that approximately \$938,000 was needed in FY2015. Funds from the proposed one-cent tax levy would be fenced off and spent only on the proposed stormwater service district. Mr. Milde asked if

there was a way to decrease the one-cent amount. Mr. Romanello said that there was but that one-cent enabled the County to have money several years down the road to cover state mandates. Mr. Romanello said that the estimated cost of the new mandates was \$42 Million over a fifteen-year period.

Mr. Milde asked for an estimate of how much funding was needed in FY2015. Mr. Sterling asked for the cost being estimated by other localities. Ms. Sellers asked for a list of HOAs that were delinquent in stormwater management. Mr. Thomas said that there was a difference in defunct or delinquent HOAs, and HOAs doing a good job. Mr. Sterling asked if any of the proposed one-cent levy could be used for maintenance. Mr. Romanello said that it would be the will of the Board, that the estimated \$42 Million did not include maintenance.

Authorization to advertise a public hearing on establishing a stormwater service district was decoupled from the original Item 12. Proposed Resolution R14-85 was presented to the Board for adoption.

Mr. Snellings motioned, seconded by Ms. Sellers, to adopt proposed Resolution R14-85.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Milde, Sellers, Snellings, Sterling, Thomas  
Nay: (0)

Resolution R14-85 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR  
TO ADVERTISE A PUBLIC HEARING TO CONSIDER  
ESTABLISHING A STORMWATER SERVICE DISTRICT

WHEREAS, the federal and State governments imposed significant new stormwater management requirements on the County; and

WHEREAS, the County will incur significant costs in complying with the new stormwater management requirements in the short, medium, and long-term; and

WHEREAS, the Board is authorized under Virginia Code § 15.2-2400 *et seq.*, to establish a stormwater service district; and

WHEREAS, the Board finds that a stormwater service district serves and promotes the public health, safety, and welfare of the County, its citizens, and the environment; and

WHEREAS, the Board is required and desires to consider public comments concerning the proposed Ordinance to create a stormwater service district;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of March, 2014, that it be and hereby does authorize the County Administrator or his designee to advertise a public hearing to consider establishing a stormwater service district in Stafford County.

Finance and Budget; Authorize a Public Hearing to Consider Participation in the Fall, 2014 and Spring, 2015 Virginia Public School Authority (VPSA) Bond Sales Ms. Maria Perrotte, Chief Financial Officer, gave a presentation and answered Board members questions.

Mr. Sterling motioned, seconded by Mr. Thomas, to adopt proposed Resolution R14-57.

The Voting Board tally was:

Yea: (6) Bohmke, Cavalier, Sellers, Snellings, Sterling, Thomas  
Nay: (1) Milde

Resolution R14-57 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO CONSIDER PARTICIPATION IN THE FALL 2014 AND SPRING 2015 VIRGINIA PUBLIC SCHOOL AUTHORITY BOND SALES, AND TO BUDGET AND APPROPRIATE THE BOND PROCEEDS IN AN AMOUNT NOT TO EXCEED \$7,000,000

WHEREAS, the County received a request from the Superintendent of Stafford County Public Schools to contract a debt and issue General Obligation Bonds of the County in the maximum amount of \$7,000,000 in one or more series to finance certain capital improvements for public school purposes (the “Bonds”) in compliance with the Capital Improvements Programs and to sell such bonds to the Virginia Public School Authority; and

WHEREAS, the Board determined that it may be necessary or desirable to advance money to pay the costs for such capital projects for public school purposes (the “Projects”) and to reimburse such advances with proceeds of one or more financings;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of March, 2014, that:

1. The County Administrator is authorized to advertise a public hearing to seek public comment on the issuance of the Bonds, and on budgeting and appropriating the proceeds.
2. The Board adopts this declaration of official intent under Treasury Regulations Section 1.150.2. The Board reasonably expects to reimburse advances made or to be made by the County or the School Board of the County of Stafford, Virginia, to pay the costs of acquiring, constructing, and equipping the Projects from the proceeds of the Bonds to be issued in the maximum amount of \$7,000,000.

3. This Resolution shall take effect upon adoption.

Planning and Zoning; Consider Acceptance of the Quantico Joint Land Use Study (JLUS) and Future Implementation of Recommendations Mr. Tim Baroody, Deputy County Administrator, introduced Mr. Richard Dorrier, with AECOM, who gave a presentation and answered Board members questions. Counties included in the JLUS were Fauquier, Prince William, and Stafford, as well as Marine Corps Base (MCB) Quantico. Stafford County acted as the fiscal agent but each participant had equal input into the JLUS. The Department of Defense, Office of Economic Adjustment sponsored the grant. Mr. Milde noted that he took former Garrisonville Supervisor, Mr. Ty Schieber's, place on the JLUS and on the Quantico Regional Executive Steering Committee (QRESC), of which he was a former member prior to Mr. Schieber's term on the Board.

Mr. Sterling said that if the impact areas were moved to the north on the Base there would be less of an impact on Stafford County residents. Mr. Dorrier said that the Base was unable to relocate the range sites. Mr. Milde talked about inserting a clause into real estate sales contracts (for purchasers of property in the vicinity of MCB Quantico) similar to was done near Oceana Naval/Air Station in Norfolk, VA, as well as an addition to County Code for buildings constructed in the vicinity of the Base. Mr. Sterling talked about Stafford Regional Airport. Mr. Dorrier said that he was not hired to evaluate Stafford Regional Airport but that flights at Stafford Airport were stopped when bombing range activity was underway as it was in the path of restricted air space.

Mr. Dorrier reviewed the JLUS non-binding recommendations. Mr. Milde noted that he asked that an additional recommendation be added which read: *To further protect military installations Commonwealth-wide, the QRESC should consider recommendations to amend State Code § 15.2-2316.2 to clarify that localities may designate a specific sending area be linked directly to a specific receiving area. The lead organization would be QRESC and the participating partners would be the Department of Homeland Security and Veterans Affairs/Virginia Legislature. The action steps would specify that through the QRESC structure, the viability and legal details of amending relevant State Code sections would be explored.*

Ms. Sellers asked if the Base provided a training schedule. Mr. Dorrier said that they did provide a schedule to surrounding localities. Ms. Sellers noted that JLUS left out use of military vehicles, adding that there were tanks using Garrisonville Road. Mr. Baroody said that the County expressed its displeasure at military vehicles using commercial streets in Stafford County but the Base countered that it had no money to build additional roads within the confines of the Base. Mr. Baroody said that additional dialogue was planned. Ms. Sellers said that tanks in particular tore up the road. Mr. Sterling said that roads were not designed to accommodate the weight of a tank.



A discussion ensued about locating commercial and residential in the Boswell's Corner area. Mr. Cavalier noted that he should have been contacted as it was in the Griffis-Widewater District. Mr. Sterling said that an earlier attempt at residential failed. Mr. Milde said that the concept plan did not have a residential component. Planning and Zoning Director, Mr. Jeff Harvey, said that there was no specific rezoning application in the Boswell's Corner Redevelopment Plan. Mr. Cavalier said that he was "flat-out" not interested in Boswell's Corner being a receiving area. Mr. Cavalier then suggested that additional time was needed to deal with internal issues and asked Mr. Baroody if JLUS was time sensitive. Mr. Baroody said that the AECOM contract expired April 30, 2014 but that it could be worked through.

Mr. Sterling motioned, seconded by Mr. Thomas, to defer this item.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Milde, Sellers, Snellings, Sterling, Thomas  
Nay: (0)

County Administration; Discuss Naming a Softball Field at Patawomeck Park for Mr. Lindbergh A. Fritter Mr. Cavalier motioned, seconded by Mr. Sterling, that the large, adult softball field be named after former supervisor, Mr. Lindbergh A. Fritter.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Milde, Sellers, Snellings, Sterling, Thomas  
Nay: (0)

Legislative; Closed Meeting. At 4:55 p.m., Mr. Thomas motioned, seconded by Mr. Sterling, to adopt proposed Resolution CM14-07.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Milde, Sellers, Snellings, Sterling, Thomas  
Nay: (0)

Resolution CM14-07 reads as follows:

**A RESOLUTION TO AUTHORIZE CLOSED MEETING**

WHEREAS, the Board desires to hold a Closed Meeting for consultation with legal counsel regarding closed meeting confidentiality; and

WHEREAS, pursuant to Virginia Code Sections 2.2-3711(A)(7), such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of March, 2014, does hereby authorize discussions of the aforestated matters in Closed Meeting.

Call to Order At 4:59 p.m., the Chairman called the meeting back to order.

Legislative; Closed Meeting Certification Mr. Thomas motioned, seconded by Mr. Milde, to adopt proposed Resolution CM14-07(a).

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Milde, Sellers, Snellings, Sterling, Thomas  
Nay: (0)

Resolution CM14-07(a) reads as follows:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE STAFFORD COUNTY BOARD OF SUPERVISORS IN A CLOSED MEETING ON MARCH 18, 2014

WHEREAS, the Board has, on this the 18<sup>th</sup> day of March, 2014, adjourned into a Closed Meeting in accordance with a formal vote of the Board and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, the Virginia Freedom of Information Act, as it became effective July 1, 1989, provides for certification that such Closed Meeting was conducted in conformity with law;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors does hereby certify, on this the 18<sup>th</sup> day of March, 2014, that to the best of each member's knowledge: (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act were discussed in the Closed Meeting to which this certification applies; and (2) only such public business matters as were identified in the Motion by which the said Closed Meeting was convened were heard, discussed, or considered by the Board.

Recess At 5:00 p.m., the Chairman declared a recess.

Call to Order At 7:03 p.m. the Chairman called the meeting back to order.

Invocation Ms. Bohmke gave the invocation.

Pledge of Allegiance Mr. Milde led the recitation of the Pledge of Allegiance to the Flag of the United States of America.

Presentations by the Public - The following members of the public desired to speak:

Maureen Basilica - Need for new, larger gymnastics facility

- Alane Callander - Opposed Resolution requesting a state budget at the expense of Medicaid expansion
- Pamela Yeung - Affordable Care Act
- Dean Fetterolf - Proposed proffer changes; changes to retirement policy; student/teacher ratio; Station 14; race with Spotsylvania County to rob students of an education
- Paul Waldowski - Overcrowded classrooms; redistricting; developments near Stafford Regional Airport; Rocky Pen Run; Comp Plan out of date; optional UDAs; 350<sup>th</sup> time capsule; Lobby Board portraits out of date; hire six more social workers; 7-11/CVS

Utilities; Authorize the County Administrator to Execute a Lease at the Stone River Water Tank for a Cell Tower Mr. Harry Critzer, Director of Utilities, gave a presentation and answered Board members questions.

The Chairman opened the public hearing.

The following persons desired to speak:

Debra Trickey	Alane Callander
Bobby Thornberg	Paul Waldowski

The Chairman closed the public hearing.

Mr. Milde motioned, seconded by Ms. Sellers, to defer this item to give additional time for review of the lease agreement.

The Voting Board tally was:

Yea:	(7) Bohmke, Cavalier, Milde, Sellers, Snellings, Sterling, Thomas
Nay:	(0)

Planning and Zoning; Consider Proposed Amendment to the Land Use Component of the Comprehensive Plan Mr. Jeff Harvey, Director of Planning and Zoning, gave a presentation and answered Board members questions. If approved, the rebuilt Moncure Elementary School was slated to open in 2018 and would be located adjacent to the Perry Farms and Smith Lake Landing neighborhoods. The Planning Commission recommended approval.

Ms. Bohmke asked if the surrounding HOAs asked for buffers. Mr. Harvey said that the Schools worked with the surrounding neighborhood and that 35' wide buffers were included in the plans, which would help to minimize the concerns expressed about the location of the rebuilt school. Ms. Bohmke asked about the intended use for the old, existing school. Mr. Baroody said that the site covered ten acres and could accommodate 150,000' to 200,000' of commercial space and, with Board approval, would be advertised

for commercial redevelopment. Mr. Sterling said it could be sold and proceeds used to offset the cost of the new building. Ms. Bohmke asked if it could be used as a new gymnastics facility. Mr. Thomas said that only the gymnasium could accommodate that usage and it was not large enough. Mr. Cavalier said that there was asbestos in the existing school. Ms. Bohmke noted that there was asbestos found at Stafford High School as well. Mr. Sterling said that asbestos was significant and expensive to remove.

Ms. Sellers asked why the proposed site was chosen and why not rebuild at a later time. Ms. Bohmke said that during her term on the School Board, land choice was discussed and there was very little land available, that the chosen site had the best topography and acreage needed for the rebuild.

The Chairman opened the public hearing.

The following persons desired to speak:

Pamela Yeung

Steve Hundley

Paul Waldowski

The Chairman closed the public hearing.

Assistant Superintendent for Facilities, Mr. Scott Horan, addressed the Board and specifically the asbestos issue, saying that asbestos was in the floor tile and mastic throughout the County, that all were being monitored and had been for twenty years. Sites were evaluated every three months with a six month visual done by an outside consultant. It posed no danger to students, faculty, or visitors.

Ms. Sellers asked about the occupancy limit for the existing school. Mr. Horan said that it was approximately 754. He added that Widewater Elementary School was beyond design capacity and that the northern County/Route 1/Garrisonville Road corridor was experiencing expansion and a larger school was necessary to accommodate incoming students. The proposed rebuild would handle 950 students, which was the typical prototype since building Winding Creek Elementary School. Mr. Horan talked about economy of scale. Ms. Sellers said that parents of Moncure students may not be happy about the rebuild. She asked if Moncure Elementary School was a Title I school. Mr. Horan said that he did not know. Ms. Sellers asked Mr. Baroody if it was feasible to sell the old property then rebuild. Mr. Sterling said that it would be sold afterwards.

County Attorney, Mr. Charles Shumate, suggested that the Board adjourn to Closed Meeting to discuss legal advice on contractual documents and to aid the Board in making an informed decision. Mr. Thomas asked for the state statute that would permit a closed meeting. Mr. Shumate said that it was A(7).

Mr. Cavalier noted that it was not necessary to go into Closed Meeting, saying that he was ready to make a recommendation as it was in his District.

Mr. Cavalier motioned, seconded by Mr. Sterling, to adopt proposed Resolution R14-29.

The Voting Board tally was:

Yea: (6) Bohmke, Cavalier, Milde, Snellings, Sterling, Thomas

Nay: (1) Sellers

Resolution R14-29 reads as follows:

**A RESOLUTION ADOPTING AN AMENDMENT TO THE LAND  
USE PLAN COMPONENT OF THE COMPREHENSIVE PLAN**

WHEREAS, amending the Land Use Plan designation for Assessor's Parcels 20-66B, 20-66C, 21-15, and 21-16 from Agricultural/Rural to Suburban, and extending the boundaries of the Urban Services Area to include these parcels, reflects the desired future land-use in the area located on the north side of Juggins Lane, west of Doc Stone Road; and

WHEREAS, designating these parcels Suburban Land Use supports the relocation and reconstruction of a school to a more suitable location; and

WHEREAS, the Board may amend the Comprehensive Plan under Virginia Code § 15.2-2229; and

WHEREAS, the Planning Commission held a public hearing and recommended that the Comprehensive Plan be amended to change the future Land-Use Map classification for these parcels and extend the boundaries of the USA to include these parcels; and

WHEREAS, the Board carefully considered the recommendation of the Planning Commission and staff, and the testimony, if any, received at the public hearing; and

WHEREAS, the Board concludes that the adoption of the proposed amendment to the Land Use Plan component of the Comprehensive Plan will guide and accomplish a coordinated, adjusted, and harmonious development of the County, which will, in accordance with the present and probable future needs and resources of the County, best promote the health, safety, morals, order, convenience, prosperity, and general welfare of the citizens of the County, including the elderly and persons with disabilities; and

WHEREAS, the Board concludes that the adoption of the proposed amendment to the Land Use Plan component of the Comprehensive Plan is consistent with good planning practices;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 18<sup>th</sup> day of March, 2014, that the Land Use Plan component of the

Comprehensive Plan be and it hereby is amended to include Land Use Map changes identified on the map entitled, “Proposed Land Use,” dated March 18, 2014.

Adjournment: At 8:06 p.m. the Chairman declared the meeting adjourned.

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Anthony J. Romanello, ICMA-CM  
County Administrator

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Jack R. Cavalier  
Chairman