

BOARD OF SUPERVISORS
STAFFORD, VIRGINIA
MINUTES
Regular Meeting
February 20, 2018

Call to Order A regular meeting of the Stafford County Board of Supervisors was called to order by Meg Bohmke, Chairman, at 3:00 p.m., on Tuesday, February 20, 2018, in the Board Chambers, George L. Gordon, Jr., Government Center, 1300 Courthouse Road, Stafford, VA.

Roll Call The following members were present: Meg Bohmke, Chairman; Gary F. Snellings, Vice Chairman; Jack R. Cavalier; Thomas C. Coen; L. Mark Dudenhefer; Wendy E. Maurer; and Cindy C. Shelton.

Also in attendance were: Thomas C. Foley, County Administrator; Charles Shumate, County Attorney; Marcia C. Hollenberger, Chief Deputy Clerk; Cheryl D. Giles, Deputy Clerk; associated staff and other interested parties.

Mrs. Maurer motioned, seconded by Mr. Dudenhefer, to adopt the agenda as presented.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Coen, Dudenhefer, Maurer, Shelton, Snellings
Nay: (0)

The Chairman introduced Mr. Zane Hadzick, Mitigation Planning Specialist with FEMA who made a presentation to the Department of Planning and Zoning for its significant accomplishments as a participant in the National Flood Insurance Program's Community Rating System. Joining Mr. Hadzick was Ms. Kristen Owen Floodplain Program Planner/CRS Coordinator with the Division of Dam Safety & Floodplain Management at the VA Department of Conservation & Recreation. Mr. Rishi Baral and Mr. Jeff Harvey accepted the plaque on behalf of the Department of Planning and Zoning.

Ms. Julia Hammond with Eckert Seamans presented information to the Board about the February 13th cross-over in the General Assembly and other priority and program initiatives. The first priority was the Cost of Competing. She said that Stafford is northern Virginia in many, many ways but when it comes to teacher compensation, it is not the same. The goal was to work towards 100% matching compensation to localities to the north; it did not get included in the Senate budget, but due to the House budget having some expansion funds, a teacher pay raise was included. If the House prevails, there will be more money for Schools and while it was not exactly what Stafford County wanted, it does provide some additional funding. There is more money for K-12 in the House budget vs. the Senate budget.

She added that she was happy to talk about the “big elephant in the room, Medicaid funding,” and depending on how that went, would depend on the amount of money available for teacher raises. Mr. Snellings asked if Medicaid Expansion was approved, would it affect the monies for teachers. Ms. Hammond replied that the House budget would allow for state-supported employees, including teachers, to receive pay raises. She added that Medicaid Expansion would be covered under a bed tax for hospitals. Mr. Snellings said that when he went to the hospital, he’d end up ultimately paying for Medicaid Expansion and asked if insurance would cover that. She said that there was no tax on insurance and it was from a different pot of money than that which would cover raises for teachers and law enforcement. Regarding Medicaid Expansion, Mr. Coen noted that in theory it freed up money for teacher and public safety raises and/or that they also could elect to just not spend it. Ms. Hammond agreed with Mr. Coen. Mr. Dudenhefer said that since it is already in the House budget, when it goes to Committee it will already be included.

Next was Public Day School bill supported by Delegate Thomas and Senator Stuart. The budget language on the House side died in appropriations; the Senate bill passed with no opposition and the Senate chose to include it in its budget. The Senate Finance Co-Chair, Senator Emmitt Hanger, has joined Senator Stuart in very strong support of the bill. In the non-expansion budget passed by the Senate, they included all of Stafford County’s language.

Regarding proffer changes, Ms. Hammond noted that Senate Stuart had language regarding impact fees and Senator Stanley would hold a meeting in June and Eckert Seamans will be talking with him about who should be included and how the meeting would be structured and following up on the Board’s comments to ensure that Stafford County has a seat at that meeting.

Tax Rate for Distribution Companies has had no opposition to the legislation and passed both the House and the Senate and has been sent to the Governor’s desk for his signature.

Ms. Hammond said that the Gas Tax Floor was introduced by Delegate Thomas and there has been quite a bit of discussion about it. It sets the floor on the gas tax; it does not delegate distribution of funds accrued by the tax. There are differing versions on the House and Senate floor, which will be incorporated into one bill with Stafford County being included in that bill. The Senate bill has new taxes and fees to help transportation in northern Virginia. The House bill is more conservative; it does not have any new taxes but redistributes existing money, which would include any new money coming from a gas tax in Stafford. Mrs. Maurer noted that the County has tried for a gas tax for several years, initially to be used for the VRE subsidy and whatever other transportation projects were in the works in the County. In the two different bills, one sets the floor at today’s rates and one sets it at the 2013 rate. She said that the County will get a gas tax floor but unfortunately, it may not mean anything for Stafford; it may not be the windfall that the County has been fighting for. Ms. Hammond said that Stafford is not alone; Spotsylvania County, the City of Fredericksburg, and Prince William County also has problems with the way the Hugo House bill is structured. She added that because it was pot

luck of several bills pulled into one, there was a lot of work yet to be done before the final outcome. Delegate Thomas has kept Delegate Hugo aware of Stafford County's interest in this bill. It also came up in the meeting that the County had with the Secretary of Transportation on VACo's Legislative Day.

The next items were program items, still important but that carried a little less emphasis. The School Nurse legislation was tried again this year but funding was not available. There was concern from the Education Committee that this could turn into an unfunded mandate.

The Teacher Licensure Reciprocity bill received support and it sailed through both the House and Senate, and is specifically for spouses of activity military that have active teacher licenses in good standing from other states and would be able to transfer into a Virginia license with the opportunity for renewal at the end of one year. Ms. Bohmke noted that Dr. Bruce Benson, who was in the audience, was very happy to hear Ms. Hammond update.

Regarding hydrilla legislation, the Virginia Department of Agriculture and Consumer Services (VDACS) met with Delegate Thomas and rather than adding this as legislation, they volunteered to take it up at their next meeting and work toward mitigation. They also pointed out that there used to be a fund to help localities take care of this problem. The fund has been "raided" to take care of other problems; it may have to go back as budget language next year but they are voluntarily looking into the issue before legislation is presented. They will keep Delegate Thomas apprised of all meetings and information regarding hydrilla.

There were two sets of budget amendments for Widewater State Park, one for operations and one for Phase II construction. The Operations request was included in the Senate budget. Mr. Cavalier asked for the dollar amount. Ms. Hammond said that it was exactly what was requested, approximately \$900,000 for the first two years.

Cluster Development legislation sponsored by Delegate Thomas led to many meetings with the state homebuilders and other localities. Ms. Hammond thanked staff for the information provided to Delegate Thomas. The ultimate decision was that there would be one last try to solve it at the local level and if the parties that pledged to work with localities did not do so, the bill would come back next year and it would be a very different discussion. Mrs. Maurer said that what was said was that localities had the power to solve this issue on its own, and the Board needed to enable those powers on the local level as had already been done by other localities. The bottom line was that if Stafford wanted to solve its problems with the cluster ordinance, it had to change its ordinance on the local level. Mr. Dudenhefer said he had a long conversation with Mr. Andrew Clark who said that Stafford definitely got his attention. He told Andrew to stand by and Mr. Clark agreed to come to Stafford to work on the ordinance so that it didn't have to come before the legislature. Mr. Dudenhefer said that basically, Mr. Clark wanted Stafford to roll over and play dead. Mr. Dudenhefer told Mr. Clark that was not going to work

for Stafford. Ms. Hammond said that was part of the discussion; that if any of the parties did not do as they pledged, it would come back as legislation next year.

The next item was the Wireless bill, which would eliminate most all control over the installation and implementation of wireless structures. VML, VACo, and anyone with a presence in Richmond have been working tirelessly on this bill. On the House side efforts were successful to require that the wireless companies report to localities any expansion efforts, particularly in rural areas. This requirement was not added on the Senate's bill. Localities like Stafford have gotten very specific about what this would do including pictures of what would happen to very nice residential areas if these towers were to pop up. It passed the Senate by one vote, it was very tight and Stafford now has the attention of many legislators who previously did not pay any heed to this bill. Stafford has really changed the way this bill was perceived at the beginning of the GA session.

SmartScale is the final bill on the County's priority list. Both patrons have agreed to have it carried over for further discussion, and there has also been discussion with the Secretary of Transportation. There is an opportunity to work directly with the Secretary's Office and much like the Cluster bill, if issues are not addressed at the local level, there is an opportunity for it to be introduced as legislation again next year. Both Senator Stuart and Delegate Thomas have decided to stand down and work through the Secretary's office this year. There will be meetings over the summer in which Stafford will be invited to participate. Mr. Dudenhefer noted that the Transportation Secretary was working with the local Chamber of Commerce and at which he, as FAMPO Chairman, would participate along with Commonwealth Transportation Board member, Hap Connors, and it will give the County an opportunity again to put an emphasis on the SmartScale issue.

Delegate Thomas introduced a budget amendment for Sheriff's Office staffing and pay raises for deputies. Staffing did not pass but funding for pay raises amounting to about \$1,000 per deputy was included in the House but not the Senate budget. Ms. Bohmke asked if Ms. Hammond anticipated any problems with that. Ms. Hammond replied that all pay raises would most likely be contingent on Medicaid Expansion.

Ms. Bohmke thanked Ms. Hammond for a very thorough over view and said that her team was real go-getters along with Anthony Toigo and said she knew they would keep working it to the very end.

Presentations by the Public The following persons indicated a desire to address the Board:

Gregory Gavan - Power Point presentation relative to the clear cutting at Curtis Park Lake and golf course; talked about apologies he received from the Department of Game and Inland Fisheries and how the cutting was not done according to the permit issued.

Ken Gryder - Stated that he will not pay his property tax because of “what the County did to him;” victim of false arrest caused him to lose a job that was already promised to him; background report noted that he was held in jail for 22 hours but that did not happen; asked for rehearing of his case but the Circuit Court refused; submitted a FOIA request that was not responded to by the County; there is no property inspector, which would have dealt with dog feces, sewer gasses, second-hand smoke and other problems with his rental; said that Mr. Cavalier was on the committee that refused to hire a property inspector; concluded his remarks saying that he would be back at 7:00 p.m. to continue to address the Board.

Paul Waldowski - Said that FEMA was a four-letter word; there are 45 states, 4 commonwealths, and the Republic of Texas; spoke about the selected (not elected) Board chairman and George Washington District interim supervisor that was appointed (not elected); a member of the Planning Commission is also on the Board of Zoning Appeals; the Falmouth District was created in 1728; it should be redistricted then Ms. Bohmke could run for mayor; in 1776, Falmouth was part of King George County; attended the February 7th Utilities Commission meeting; taking his water/sewer complaint to the SEC; VDOT is a four-letter word; it was raining and there were no lines on the shoulders of roads, which was of concern to bus drivers; the Hugo Bill was two, four-letter words; and democracy was coming to town.

Board Member Presentations Board members spoke on related topics and asked that items as identified be removed from the Consent Agenda for discussion and separate vote:

Ms. Bohmke - Attended VACo County Government Day, which was very successful including a meeting with the Secretary of Transportation; she does not want Stafford to be known for having the worst congestion in the United States. Attended the Board of Supervisors Chairman’s Institute and learned about a transparency rating, which will come up on a future Board agenda; met with Gage Harter, VACo’s social media director and learned that transparency is good in many ways but that there are also a lot of ways to get into trouble. Andrew Spence, the newly hired Community Engagement Program Director, will be working hard on all things related to social media. Ms. Bohmke will be meeting with Mr. Foley and Dr. Benson talking about school safety issues. She is a member of the Rappahannock Health Council, with Donna Krauss, working on issues like suicide, drug addiction, and a new theme, “Be Well Rappahannock.” Wished outgoing County Attorney, Charlie Shumate, well and thanked him for keeping the Board on task, saying that she was impressed with him in the Board’s closed meeting sessions and that he was a phenomenal steward of the County’s taxpayer dollars.

Mr. Cavalier - Wish a fond farewell to Charlie Shumate, saying that he was the third County Attorney that Mr. Cavalier worked with and he was looking forward to working with the fourth (Rysheda McClendon). Mr. Shumate did an impeccable job and Mr. Cavalier wished him good fortune and well wishes in his retirement. Mr. Shumate jokingly said that his plans had changed and he would be relocating to Stafford County and running for office; that it

was a pleasure to work with a great Board. He served 43 years in private practice, went to high school with Bill Howell but knew nothing else about Stafford County when he applied for the position 7 ½ years ago. He met Mr. Dudenhefer and wanted to give local government a chance. He said that the Board had been kind and generous to him. Mr. Cavalier asked that Mr. Shumate move into one of the other six districts and not run against him. Mr. Cavalier noted that he was happy to hear from Ms. Hammond about funding for Widewater State Park. He said that the budget process was unfolding and he met with the Stafford Education Association regarding the Schools' preliminary budget numbers. Mr. Cavalier attended the Fredericksburg Regional Alliance meeting. He then spoke about the shooting at the high school in Parkland, Florida and how it was eerily similar to Columbine and Virginia Tech; hearing that there had been 18 shootings since the beginning of the year in this Country was unacceptable; there was no power locally over gun control, background checks, and mental health issues. He said that the Board should support providing local resources; he was glad that Dr. Benson was in the audience; he did not want it to happen here; there had to be a better plan to ensure safety in schools and the County should get the ball rolling to ensure safety in its elementary, middle, and high schools, and not have a plan that would sit for three years on a shelf. Mr. Cavalier said that he met recently with a local pastor who told him to speak up; that it had to start someplace and with the Sheriff, security consultants, schools, whatever it took to come up with a plan to protect the County's kids.

Mr. Coen - Told Mr. Shumate that he had not had the opportunity to work with him but that he put together a good team and his leadership was evident by all the good work being done by his office. Mr. Coen has been busy since being appointed to the Board; he appointed Mr. Al Bain as the Planning Commission representative for the George Washington District; he also appointed Ms. Sue Henderson to the Historical Commission. The transition has been smooth thanks to Mr. Foley and staff (from the technical aspects to the choice of candy). He thanked the emergency operations staff for its response during the recent flooding, saying that he was waving off drivers to turn around and not drive through the flooding on River Road. Mr. Coen thanked the Sheriff's Office and Schools personnel for responses following the recent school shooting incident in Parkland, Florida and said that their proactive stance made a difference in the community. One of Mr. Coen's students, Stuart Kimball, who is in JROTC and MP, came to him early on after the events and tried to come up with a solution and between he and Mr. Coen, they have two different avenues that they are pursuing. From the Public Safety Committee meeting, Sheriff Decatur is eager to begin active shooter training which has been done before and should be County-wide. One high school has already talked with its ROTC members because they want to get a handle on it. He agreed that it should not become a paper-trail issue. He spoke about "popping," which was vandals checking for unlocked vehicles and stealing identification, goods, etc., and that everyone should lock their car doors at night. Mr. Coen reached out to the student participants of the YES program who were unanimous in praise of staff in how polite, engaging, and professional they were treated and how members of the various BACCs had treated them as adults, which the young adults very much appreciated so that program is working as intended.

Mr. Dudenhefer - He was the Chairman of the Board of Supervisors when Charlie Shumate was hired as County Attorney and would be “roasting” him at the 7:00 p.m. session. He said that schools were on everyone’s mind and he met with a man who lost his daughter in the Virginia Tech shooting who became an activist after it hit his family. This man is willing to meeting with Schools, Public Safety, County staff, and Board members to involve Stafford County in state and nation-wide security for school students. Mr. Dudenhefer spoke about threat assessment teams and legislation giving the ability to look at student records to identify possible dangerous behavior saying that on a need to know basis, school officials and law enforcement need to know. Mr. Dudenhefer attended the Joint Schools Working Committee and the VRE meeting where he learned that ticket buyers on VRE only pay about 50% of the actual cost to ride the trains; the rest is subsidized by localities using the VRE service. Thanked Ms. Hammond for a great legislative update. Attended the FAMPO meeting as Chairman; talked about upcoming budget work sessions that would be open to the public and concluded his remarks talking about new ideas and working with the schools on upcoming budgets.

Mrs. Maurer - Attended first VRE meeting; there is a \$45 million cliff facing VRE; spoke about the gasoline tax issue and the proceeds going to northern Virginia; thanked staff, the Schools, and Anthony Toigo, the County’s Citizen Action Officer, for hard work with legislative issues and the success with this year’s General Assembly session to date; met with her Telecommunications Commission representative; satellite service continues to progress and should be here by the middle of the year. She told Mr. Shumate that she would miss him, it saddened her that it was his last meeting, and thanked him for doing a great job.

Ms. Shelton - Ms. Shelton deferred her remarks.

Mr. Snellings - Congratulated Mr. Shumate on his retirement saying that it has been a pleasure working with him. Mr. Shumate thanked Mr. Snellings for his kind remarks.

Report of the County Attorney – Noted that he would save his remarks for later that evening.

Report of the County Administrator – Told the Board that the Monthly Report was included with their agenda materials and introduced Deputy County Administrator, Mike Smith, who provided an update on parks and road projects in the County. Mr. Foley also noted an enclosure in the Add-On folder with an update on the three major vacancies in senior staff. Ms. Bohmke noted that Tim Baroody, Fredericksburg City Manager, was on the GWRC interview panel for a new executive director.

APPROVAL OF THE CONSENT AGENDA

Mrs. Maurer motioned, seconded by Mr. Dudenhefer, to approve the Consent Agenda.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Coen, Dudenhefer, Maurer, Shelton, Snellings
Nay: (0)

Item 4a. Approve the Minutes of the February 6, 2018 Regular Meeting

Item 4b. Approve the Minutes of the February 7, 2018 Special Meeting

Item 5. Finance and Budget; Approve the Expenditure Listing

Resolution R18-42 reads as follows:

A RESOLUTION TO APPROVE EXPENDITURE LISTING (EL)
DATED FEBRUARY 06, 2018 THROUGH FEBRUARY 19, 2018,

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 20th day of February, 2018 that the above-mentioned EL be and hereby is approved.

Item 6. County Administration; Authorize the Appointment of Mr. Robert Broxton to the Agriculture/Purchase of Development Rights Committee

Item 7. Community Engagement; Proclamation Commending Charles L. Shumate on his Retirement as Stafford County Attorney

Proclamation P18-04 reads as follows:

A PROCLAMATION RECOGNIZING AND COMMENDING STAFFORD
COUNTY ATTORNEY CHARLES L. SHUMATE UPON HIS RETIREMENT

WHEREAS, Charles L. Shumate has dedicated a substantial portion of his legal career to serving Virginia local governments, both as in-house counsel and in private practice; and

WHEREAS, Charles L. Shumate was appointed County Attorney of Stafford County, Virginia in October, 2010, and has served in that position for nearly seven and a half years; and

WHEREAS, Charles L. Shumate provided exemplary service and support as the foremost legal advisor to the Board of Supervisors and County staff; and

WHEREAS, Charles L. Shumate is recognized for his leadership and providing exceptional legal service in the resolution of issues surrounding the development of Rocky Pen Run Reservoir, now known as Lake Mooney; and

WHEREAS, Charles L. Shumate is recognized for his assistance and guidance leading the Board through the County's 2011 mandatory redistricting exercise; and

WHEREAS, Charles L. Shumate is commended for advising the Board during its deliberation and ultimately adoption of the County's long-awaited Comprehensive Plan; and

WHEREAS, Charles L. Shumate began the practice of law in the Commonwealth of Virginia in 1967, and has actively practiced for over 50 years; and

WHEREAS, Charles L. Shumate has practiced extensively in the areas of land use, zoning, real estate, development law, commercial/business transactions, and local government law, during his extensive legal career; and

WHEREAS, in addition to his many years of local government service, Charles L. Shumate has honorably served his country as a Captain in the United States Army from 1967 to 1969; and

WHEREAS, Charles L. Shumate served in Vietnam in the Office of the Staff Judge Advocate for the First Logistical Command, and was awarded the Bronze Star Medal for his service; and

WHEREAS, Charles L. Shumate is retiring as the County Attorney of Stafford County, Virginia; and

WHEREAS, the Board desires to bring to the attention of residents everywhere the selfless dedication with which Charles L. Shumate has served Stafford County, other Virginia localities, and the local government community, and to commend him for his many years of distinguished public service;

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors on this the 20th day of February, 2018, that it be and hereby does recognize Charles L. Shumate, Esq., for his outstanding service as Stafford County Attorney.

Item 8. Utilities; Authorize the County Administrator to Execute a Contract for Construction of the Claiborne Run Sewer Public Infrastructure Project

Resolution R18-44 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH W. C. SPRATT, INCORPORATED FOR THE CONSTRUCTION OF THE CLAIBORNE RUN SEWER PUBLIC INFRASTRUCTURE PROJECT LOCATED WITHIN THE GEORGE WASHINGTON ELECTION DISTRICT

WHEREAS, the Board identified the replacement of portions of the Claiborne Run Sewer Interceptor (Interceptor) as a critical part of Stafford County's Capital Improvement Program to improve efficiency and accommodate current and future flow demands; and

WHEREAS, a portion of the Interceptor, between White Oak Road and Earl's True Value Hardware, has reached the end of its useful life and needs to be replaced (Project); and

WHEREAS, replacement of the Interceptor has been broken down into a five part series of replacement projects, and the Project is part three of the series; and

WHEREAS, the County solicited bids for the Project and five bids were received; and

WHEREAS, staff determined that the bid submitted by W. C. Spratt, Incorporated, for \$4,290,831, is the lowest responsible and responsive bid for the scope of work; and

WHEREAS, funding for the construction of the Project is in the Utilities' Capital Improvement Program budget;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 20th day of February, 2018, that the County Administrator be and he hereby is authorized to execute a contract for construction of the third part of the Claiborne Run Sewer Public Infrastructure Project, between White Oak Road and Earl's True Value Hardware, with W. C. Spratt, Incorporated in an amount not to exceed Four Million Two Hundred Ninety Thousand Eight Hundred Thirty-one Dollars (\$4,290,831), unless amended by a duly-authorized change order.

Item 9. County Administration; Authorize the Appointment of Ms. Sue Henderson to the Wetlands Board

Item 10. County Administration; Authorize the Appointment of Mr. Al Bain to Represent the George Washington District on the Planning Commission

Item 11. County Administration; Authorize the Appointment of Wendy Maurer and Cindy Shelton to the Quantico Regional Executive Steering Committee

UNFINISHED BUSINESS

Item 12. Finance and Budget; Authorize the Appropriation of the Schools' FY2017 Carryover Funds and Funding in the Schools' Capital Project Reserve

Mr. Dudenhefer stated that he would vote for this item but that his School Board representative had some very serious concerns with the necessity to move forward with this at the pace at which it was being presented, and was not sure that this was the most important thing on which to spend this money. Mr. Coen said that he watched the School Board meeting and they asked some important questions that were not answered. He said that he was in favor of working with the Joint CIP committee and that he knew about the issues at Hartwood ES. He asked about the life of this project and said that it would have been good if the School Board received answers to its questions. Mr. Snellings said that he did not know when the sewer system first began to fail at Hartwood ES but that he knew of a house less than four years old that with all the recent rainfall had a sewer system failure. He said that the money would be well invested and that if it failed entirely, the County would be in serious trouble with the Health Department. Mrs. Maurer said that her kids attended Hartwood ES and there was a time when the alarm failed to

notify School staff of low water issues; students were left without water or working toilets and teachers were going to the house across the street to use the restroom at a neighboring house. She said that it was a health and safety issue and she would vote in favor of it.

Mrs. Maurer motioned, seconded by Mr. Snellings, to adopt to adopt proposed Resolution R18-21.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Coen, Dudenhefer, Maurer, Shelton, Snellings
Nay: (0)

Resolution R18-21 reads as follows:

**A RESOLUTION AUTHORIZING REAPPROPRIATION OF THE SCHOOLS’
FY2017 CARRYOVER FUNDS AND FUNDING THE SCHOOLS’ CAPITAL
PROJECTS RESERVE**

WHEREAS, the School Board has identified one-time uses for its FY2017 carryover funds in the amount of \$2,113,597; and

WHEREAS, the FY2017 audit is complete and has confirmed that these funds are available; and

WHEREAS, the School Board has also identified a one-time use of \$2,340,000 from the Schools’ Capital Projects Reserve fund; and

WHEREAS, the School Board requests that \$1,640,000 be reappropriated in the Schools’ Capital Projects Fund to upgrade the Schools’ current radio system and radios; and

WHEREAS, the School Board also requests that \$700,000 be reappropriated in the Schools’ Capital Projects fund to replace the current wastewater treatment facility at Hartwood Elementary School;

NOW, THEREORE BE IT RESOLVED, by the Stafford County Board of Supervisors on this the 20th day of February, 2018, that the County Administrator be and hereby is authorized to amend the FY2018 budget and to appropriate the funds as follows:

County

General Fund

-\$2,340,000
-\$2,340,000

Schools

Schools’ Capital Projects Fund

\$2,340,000
\$2,340,000

CLOSED MEETING

At 4:20 p.m., Mr. Snellings motioned, seconded by Ms. Shelton, to adopt proposed Resolution CM 18-06.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Coen, Dudenhefer, Maurer, Shelton, Snellings
Nay: (0)

Resolution CM18-06 reads as follows:

A RESOLUTION TO AUTHORIZE CLOSED MEETING
A RESOLUTION TO AUTHORIZE A CLOSED MEETING

WHEREAS, the Board desires to hold a Closed Meeting for consultation with legal counsel employed by the Board regarding a specific legal matter requiring the provision of legal advice by such counsel; and

WHEREAS, pursuant to Virginia Code § 2.2-3711(A)(8) such discussion may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors on this the 20th day of February, 2018, does hereby authorize discussion of the above matter in Closed Meeting.

CLOSED MEETING CERTIFICATION

At 4:48 p.m., Mrs. Maurer motioned, seconded by Mr. Coen, to adopt proposed Resolution CM 18-06(a). It was noted that the Board would return to Closed Meeting at the conclusion of the evening's public hearings.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Coen, Dudenhefer, Maurer, Shelton, Snellings
Nay: (0)

Resolution CM-18-06(a) reads as follows:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE STAFFORD
COUNTY BOARD OF SUPERVISORS IN A CLOSED MEETING ON
FEBRUARY 20, 2018

WHEREAS, the Board has, on this the 20th day of February, 2018, 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 20th day of February, 2018, 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.

The Chairman adjourned the afternoon session saying that there would be a reception at the Stafford Regional Airport at 5:00 p.m. honoring Charlie Shumate on his retirement as the Stafford County Attorney.

At 7:00 p.m. the Chairman called the evening session to order.

Ms. Bohmke gave the invocation. Scouts from Troop 1889 led the Pledge of Allegiance to the Flag of the United States of America.

Ms. Bohmke paid tribute to Ms. Barbara Kirby, recently deceased, and a most valued member of the community and County volunteer who will be greatly missed by all.

In recognition of Black History Month the NAACP Youth Council gave a presentation; the United Faith Christian Ministries Choir sang a song, and Ms. Bohmke and Mr. Snellings gave recognition to Ms. Doris McAdams, Mr. Gary Mercer, and Bishop Leonard Lacey.

Members of the NAACP Youth Council were Mica Cox, Punnammal Gross, Dulanda Saintcyr, and Makaila Taylor.

Members of the Choir were Alex Pendleton, Ramon Karney, Rev. Isaac Samuels, Lorraine Pendleton, Natasha Henry, Desiree Burroughs, Denise Samuels, Willie Mack, and Mae Horsey.

Delegate Robert "Bob" Thomas, Jr. presented a proclamation from the General Assembly to Charlie Shumate and Mr. Dudenhefer presented a proclamation to Charles L. Shumate upon his retirement as County Attorney and honoring him with the title County Attorney Emeritus.

Mr. Shumate, with his wife, Barbara Jo, accepted the proclamations from Delegate Thomas and Mr. Dudenhefer. He thanked the Board and the preceding Board for a wonderful 7 ½ years. He noted that (retired) Delegate and Speaker of the House, Bill Howell, was a former high school classmate of his and that Supervisors Dudenhefer and Snellings were on the interview panel that hired him to work in local government after 43 years in private practice. He said that the Board worked hard, not always how it was reported, and that the Board could not please everyone. He was told when he was hired to not be a potted plant or a yes man and felt that he always provided good legal advice and called things the way he saw them; led by what the law allowed or didn't, and always tried to do the right thing. Mr. Shumate again thanked the Board and Stafford citizens and concluded his remarks saying that his wife deserved most of the credit.

Presentations by the Public – II

Julie Parham - Stafford teacher who said that average was not enough and questioned why the Board was always funding teacher salaries at a below average rate;

\$2,000 less than the state average; she said that there would need to be an extra \$50 Million to bring all salaries up to the state average. She said that teachers had to purchase paper, pay for student lunches, etc. and the Board should commit to teachers to get above average wages.

Andy Hayes - Stafford teacher and Stafford Education Association president; spoke about the high percentage of absent students following the shooting in Parkland, Florida; he noted that the unpredictability and stress was difficult to manage and proper funding was needed to manage school safety. He spoke about overcrowding in classrooms and underfunding of the Schools' budget and the need for more special services for children on the autism spectrum, those with family needs, students suffering from depression, etc. The population of Stafford County is 141,000 and will be over 200,000 by the year 2036 so overcrowding was not going to go away. He suggested that Board talk with staff and teachers at Colonial Forge HS about the chaos; para-professionals receive the lowest pay in the region, bus drivers are underpaid. He added that the SEA fully supports educational needs of the community and the Board needs to ensure that salaries are competitive, fair and based on the needs of a growing county.

Kendra Walick - Has three children in Stafford County schools; spoke about gun safety and gun classes and regulations regarding guns on public school property; how threats were handled and social media. She said that the community had to unite now in a multi-layered, inter-connective fashion because student safety fell on the laps of everyone, not just the schools and it was incumbent upon the Board to encourage this inter-connectivity. She grew up in lower Alabama with guns; her great grandfather was co-founder of the NAACP Chapter, her father was the first black School Board member and she is trying hard to raise well balanced kids like she was raised.

Ken Gryder - Spoke about the recent school shooting and keeping guns locked in gun cabinets; talked about psychiatric treatment not working; he is working on a book that he cannot finish due to the County's interference in his life. Named a deputy and spoke about extortion and perjury and being pulled from the County office building by two deputies; harboring unindicted criminal; if the Sheriff won't answer why, he will call the FBI.

Paul Waldowski - Spoke about gerrymandering; saving money on Board and Planning Commission salaries for underpaid bus drivers and funding lunch programs; Life Point Church is still using North Stafford HS, which violates the First Amendment and takes up parking spaces; spoke about cicadas.

Jo Knight - Spoke about commercial property for sale in the Courthouse area; Stafford Town Center; spoke with Shirley Contracting regarding client payment for a right-of-way adjustment/easement to move powerlines; questioned why the lines weren't being installed underground, which is better aesthetically and also from a maintenance perspective, and asked the Board to give it its attention.

Ashley Goff - Has two children in Stafford County schools; dropped them off that morning after the Parkland shooting and did not feel safety for her children; there is a lot to be done locally to ensure student's safety and the Board should consider metal detectors at

each school and possibly hiring military veterans to patrol the school hallways, and also consider active shooter training, men's and women's groups to help with troubled students, keeping side doors locked or manned; and raising taxes to be more proactive.

PUBLIC HEARING

13. Public Works; Amend and Reordain County Code Sec. 15-56, entitled "Designation of Restrict Parking Areas" Deputy County Administrator, Mike Smith, gave a presentation and answered Board members question. He noted that all streets in the Austin Ridge Subdivision except for Austin Ridge Drive, the main thoroughfare, had restricted parking. The proposed ordinance added Austin Ridge Drive to the other restricted parking areas. Mr. Dudenhefer said that once it was approved, there would be Sheriff's deputies enforcing it.

The Chairman opened the public hearing. The following persons indicated a desire to speak:
Paul Waldowski

The Chairman closed the public hearing.

Mr. Dudenhefer motioned, seconded by Mrs. Maurer, to adopt to adopt proposed Ordinance O18-10.

The Voting Board tally was:

Yea:	(7)	Bohmke, Cavalier, Coen, Dudenhefer, Maurer, Shelton, Snellings
Nay:	(0)	

Ordinance O18-10 reads as follows:

AN ORDINANCE TO AMEND AND REORDAIN STAFFORD COUNTY CODE, SEC. 15-56, ENTITLED "DESIGNATION OF RESTRICTED PARKING AREAS," TO INCLUDE AUSTIN RIDGE DRIVE WITHIN THE AUSTIN RIDGE SUBDIVISION, LOCATED WITHIN THE GARRISONVILLE ELECTION DISTRICT

WHEREAS, Virginia Code §§ 46.2-1222.1 and 46.21224 authorize the County to regulate or prohibit the parking on any public highway in the County, of any or all of the following: watercraft, boat trailers, motor homes, camping trailers, commercial vehicles, and the parking of motor vehicles, trailers, or semitrailers for commercial purposes; and

WHEREAS, the Board finds that regulating or prohibiting the parking of watercraft, boat trailers, motor homes, camping trailers, commercial vehicles, and the parking of motor vehicles, trailers, or semitrailers for commercial purposes on public highways serves the public health, safety, and welfare of the County and its citizens; and

WHEREAS, the Board adopted Ordinance O10-37, which established criteria for the designation of restricted parking areas; and

WHEREAS, the Austin Ridge Homeowners Association has approved a resolution requesting the establishment of a restricted parking area within the Austin Ridge Subdivision and the resolution satisfies the requirements of Stafford County Code Sec. 15-56; and

WHEREAS, Austin Ridge Drive meets the established criteria to be designated as a restricted parking area; and

WHEREAS, pursuant to Virginia Code §15.2-1427, the Board has conducted a public hearing and carefully considered the recommendations of staff and the public testimony, if any;

NOW, THEREFORE, BE IT ORDAINED by the Stafford County Board of Supervisors on this, the 20th day of February 2018, that Stafford County Code Sec. 15-56, entitled "Designation of restricted parking areas," be and it hereby is amended and reordained as follows, all other portions remain unchanged:

Sec. 15-56 - Designation of restricted parking areas.

(f) The following constitute the restricted parking areas within Stafford County where the provisions of this section are in full force and effect:

(3) Austin Ridge Subdivision on the following named streets:

(LL) York Street-;

(MM) Austin Ridge Drive (northern terminus to 1,163' south of Century Street).

At 8:06 p.m., Mr. Snellings motioned, seconded by Mrs. Maurer to adjourn again into Closed Meeting.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Coen, Dudenhefer, Maurer, Shelton, Snellings

Nay: (0)

At 8:47 p.m., Mrs. Maurer motioned, seconded by Mr. Coen, to reconvene from Closed Meeting.

Adjournment At 8:48 p.m., the Chairman adjourned the February 20, 2018 meeting of the Stafford County Board of Supervisors.

Thomas C. Foley
County Administrator

Meg Bohmke
Chairman