

BOARD OF SUPERVISORS  
COUNTY OF STAFFORD  
STAFFORD, VIRGINIA

MINUTES

Annual Meeting

January 5, 2010

Call to Order. An annual meeting of the Stafford County Board of Supervisors was called to order by Anthony J. Romanello, County Administrator, at 7:01 P.M., Tuesday, January 5, 2010, in the Board Chambers, Stafford County Administration Center.

Roll Call. The following members were present: Harry E. Crisp II; Mark Dudenhefer; Paul V. Milde III; Gary F. Snellings; Susan B. Stimpson; Cord A. Sterling and Robert “Bob” Woodson.

Also in attendance were: Anthony J. Romanello, County Administrator; Joe Howard, County Attorney; Marcia C. Hollenberger, Chief Deputy Clerk; Pamela L. Timmons, Deputy Clerk; associated staff, and interested parties.

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

Invocation Mr. Milde gave the Invocation.

Legislative; Election of Chairman The County Administrator opened the nominations.

Mr. Milde nominated Mr. Dudenhefer for Chairman.

Mr. Crisp nominated Mr. Sterling for Chairman.

Hearing no objections from the Board, the nominations were closed.

Mr. Sterling declined the nomination for Chairman.

By Roll Call, the vote on the nomination for Mr. Dudenhefer was:

Yea: (6) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson

Nay: (1) Woodson

The County Administrator announced that Mr. Dudenhefer had been elected as Chairman.

Mr. Dudenhefer assumed the Chair.

Legislative: Election of Vice Chairman The Chairman opened the nominations.

Ms. Stimpson nominated Mr. Milde for Vice Chairman.

Mr. Crisp nominated Mr. Sterling for Vice Chairman.

Hearing no objections from the Board, the nominations were closed.

Mr. Sterling declined the nomination for Vice Chairman.

By Roll Call, the vote on the nomination for Mr. Milde was:

Yea: (6) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson

Nay: (1) Woodson

Recess At 7:07 P. M., the Chairman declared a recess.

Call to Order At 7:13 P. M., the Chairman called the meeting back to order.

Legislative; Adopt Bylaws and Rules of Procedure The County Attorney gave a presentation.

Ms. Stimpson motioned, seconded by Mr. Snellings, to adopt proposed Resolution R10-01.

Mr. Dudenhefer requested the formation of a Bylaws Committee consisting of Mr. Sterling, Mr. Snellings, and Ms. Stimpson to consider the previous year bylaws, suggestions made by Mr. Joe Howard, the County Attorney, and in addition, to look into a policy dealing with expense accounts and reimbursements by the County, as well as any other issues they feel may be relevant, and to bring recommendations back to the Board at its February 2, 2010 meeting.

Mr. Crisp talked about the bylaws of the City of Lynchburg, VA and the good information contained therein.

The Voting Board tally was:

Yea: (7) Stimpson, Snellings, Sterling, Crisp, Dudenhefer, Milde, Woodson

Nay: (0)

Resolution R10-01 reads as follows:

A RESOLUTION TO ADOPT BY-LAWS AND RULES OF PROCEDURE FOR THE BOARD OF SUPERVISORS FOR CALENDAR YEAR 2010

WHEREAS the Board of Supervisors, though made up of seven individuals representing their respective electoral districts, functions as a single legislative and policy-making body vested with the rights and powers conferred by general law; and

WHEREAS, the Board, at its annual meeting, shall adopt By-Laws and Rules of Procedure;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this 5<sup>th</sup> day of January, 2010, that the 2010 By-Laws and Rules of Procedure, as attached hereto, be and they hereby are adopted.

**2010**

**BY-LAWS AND RULES OF PROCEDURE**

**BOARD OF SUPERVISORS  
COUNTY OF STAFFORD  
STAFFORD, VIRGINIA**

**Adopted: January 5, 2010**

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STAFFORD COUNTY BOARD OF SUPERVISORS**

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**BY-LAWS AND RULES OF PROCEDURE  
STAFFORD COUNTY BOARD OF SUPERVISORS**

**Section 1 -- Meetings**

**Section 1-1 Annual organizational meetings**

A. The first January meeting of each year shall be known as the annual meeting.

B. The Chairman shall be elected at the annual meeting for a term of one year. The Chairman shall serve until his successor has been elected. The Chairman may succeed himself in office.

C. Following his election, the Chairman shall assume the Chair and conduct the election of the Vice Chairman.

D. No member shall serve as Chairman or Vice Chairman for more than two consecutive years.

E. Following the election of the Vice Chairman, the Board shall::

1. Establish days, times and places for its regular meetings; and
2. Adopt its By-Laws and Rules of Procedure.

**Section 1-2 When regular meetings are held**

Whenever the regularly scheduled meeting date falls on a legal holiday, the regular meeting shall be held on the following day in accordance with § 15.2-1416 of the Code of Virginia (1950), as amended. The Chairman may cancel any meeting because of inclement weather or disaster and should reschedule any cancelled meeting at the earliest possible date.

**Section 1-3 Special Meetings**

The Board may hold such special meetings as it deems necessary at such times and places, as it may find convenient; and it may adjourn from time to time. A special meeting of the Board shall be called pursuant to Section 15.2-1418 of the Code of Virginia (1950), as amended. Notice to the public of any special meeting shall be given contemporaneously with the notice provided to the members of the Board and the County Attorney.

**Section 1-4 Quorum and method of voting**

A. A quorum shall consist of a majority of the members of the Board of Supervisors.

B. At meetings of the Board, the presiding officer shall announce which members are absent and the reasons for their absence, if known. Such announcement shall be made immediately after the roll call of members; or, if a member leaves after the

roll call, as soon as practicable thereafter. Any absences and the reasons therefore also shall be recorded in the minutes of the meeting.

C. All questions submitted to the Board for decision shall be voted using the electronic voting board. Any member may request a roll call vote. A green light represents a "Yea" vote and a red light represents a "Nay" vote. The Chairman shall call for the vote and each member shall cast his vote via the electronic voting board. The Chairman shall then call for the Clerk to close the vote. Upon closing the vote, the Clerk shall display the vote as directed by the Chairman. Upon the display of the vote, the Chairman shall announce the vote.

D. It shall be the duty of every member to vote on issues before the Board of Supervisors. If a member must abstain, he shall state his reason for abstaining for the record. If an abstention occurs, it shall be the responsibility of the Chairman to have the reason for the abstention noted in the official record, if a reason is requested by any member of the Board.

E. A tie vote fails; however, if all members are not present for the vote, the matter shall be passed by until the next regular meeting of the Board, when the matter shall be placed on the agenda as if for the first time, with full discussion and debate allowed by all members and with a new vote taken by all members present.

## **Section 2 -- Officers**

### **Section 2-1 Chairman and Vice Chairman**

The Chairman shall preside at all meetings of the Board of Supervisors. The Vice Chairman serves in the absence of the Chairman. In the absence from any meeting of both the Chairman and the Vice Chairman, the members present shall choose one of their members as a temporary Chairman. The Chairman shall make all appointments to Board of Supervisors' committees. Substitutes or alternates may participate only if so authorized by the Chairman.

### **Section 2-2 Preservation of order**

At meetings of the Board, the presiding officer shall preserve order and decorum.

### **Section 2-3 Chairman may administer oaths**

The Chairman shall have the power to administer an oath to any person concerning any matter submitted to the Board or connected with its powers and duties.

### **Section 2-4 Parliamentary**

Except as modified herein or as provided by law, the most current edition of Robert's Rules of Order shall be the parliamentary authority of the Board of Supervisors using the Rules for small bodies. The County Attorney shall act as Parliamentarian to the Board. Any questions involving the interpretation or application of Robert's Rules of Order shall be addressed to the County Attorney. If the County Attorney is unavailable, the County Administrator shall serve as the Parliamentarian.

### **Section 2-5 Clerk**

The Clerk of the Board shall be the County Administrator as set out in Sections 15.2-1538 and 15.2-1539 of the Code of Virginia (1950), as amended.

### **Section 3 -- Conduct of Business**

#### Section 3-1 Order of business

A. At the Board's first meeting of the month, the order of business shall be generally as follows:

- Call to order (1:00 p.m.)
- Roll call of members
- Announcement of absences
- Presentations by the public-I
- Presentations and committee reports by members of the Board in rotation
- Report of the Superintendent of Schools
- Report of the County Attorney
- Report of the County Administrator
- Consent agenda
- Unfinished business
- New business
- Items added by Board members
- Closed meeting (if necessary)
- Recess
- Invocation (7:00 p.m.)
- Pledge of Allegiance
- Presentations by the public-II
- Public hearings
- Media time
- Adjournment

B. At the Board's second meeting of the month, the order of business shall be generally as follows:

- Call to order (1:00 p.m.)
- Roll call of members
- Announcement of absences



Work session  
Report from VDOT (quarterly)  
Recess  
Invocation (7:00 p.m.)  
Pledge of Allegiance  
Presentations by the public  
Public hearings  
Consent agenda  
Closed meeting (if necessary)  
Media time  
Adjournment

C. The above order of business and times may be modified by the County Administrator should there not be an evening portion of the meeting, or for presentations by VDOT, the Sheriff, etc., and appointments which are occasional in nature.

D. Presentations and committee reports by Board members are limited to five (5) minutes each. It shall be the responsibility of the Chairman to enforce this rule.

E. Presentations by the public are governed by the following rules:

1. Comments by the public shall be limited to three (3) minutes for individuals and five (5) minutes for groups.
2. Any person who speaks during the day public presentation portion of the meeting shall not be permitted to speak during the evening period.
3. Though encouraged to complete a speaker's card in advance for record purposes, any person wishing to speak may do so without completion of a speaker card.

F. No action shall be taken on any committee report unless it is time sensitive. All action shall be scheduled for the next regular agenda.

**Section 3-2 Consent agenda**

A. The consent agenda shall be introduced by a motion "to approve the consent agenda," and shall be considered by the Board as a single item.

B. There shall be no debate or discussion by any member of the Board regarding any item on the consent agenda.

C. The warrant register and specific items that involve the expenditure of funds which have been approved in the annual County budget may be placed on the consent agenda.

D. The appointment of individuals to County boards, authorities, commissions, and committees to at-large positions may be placed on the consent agenda, provided that the names and necessary biographical information of the nominees, including education, are provided to the Board as a part of its package prior to the meeting at which the appointment is to occur.

E. The acceptance of grants from federal or state agencies and flow-through funds awarded to county entities, departments and agencies may be placed on the consent agenda.

F. The acceptance of property or the ratification of the purchase of property previously authorized by the Board of Supervisors may be placed on the consent agenda.

**Section 3-3 Motions**

A. No motion shall be discussed prior to being duly seconded in accordance with these By-laws.

B. The Chairman may make a motion without relinquishing the chair.

C. No member may speak more than twice to the same motion. No member may speak a second time on a motion until every member desiring to speak has spoken.

D. A substitute motion shall be allowed to any motion properly on the floor. It shall have precedence over an existing motion and may be discussed prior to being voted on. If a vote on the substitute motion does not dispose of the former motion, the former motion must then be voted. Once a substitute motion is voted upon, a second substitute motion may be made. No more than two (2) substitute motions may be made.

**Section 3-4 Appeal to Board**

Any member of the Board may appeal to the Board from the decision of the Chairman on any question of order or the interpretation of these By-laws. A majority vote of those present is necessary to overrule the Chairman. No second is required on a member's appeal.

**Section 3-5 Suspending rules**

One or more of these By-Laws and Rules of Procedure may be suspended with the concurrence of two-thirds of the members present.

**Section 4 -- Public Hearings**

**Section 4-1 Chairman to conduct public hearings**

The Chairman shall conduct all public hearings.

**Section 4-2 Hearing presentations**

Hearings may begin with a brief presentation from a staff member and/or representative from the cognizant board, authority, commission or committee by recognizing the County Administrator. The presentation shall summarize the facts about the issue. Board members' inquiry during the staff's presentation shall be limited to questions about the issue. Discussion or debate about the merits of the proposal shall occur after the close of the public hearing.

**Section 4-3 Order of public hearings**

The order of public hearings shall be as follows:

- A. The Chairman shall open the public hearing.
- B. The applicant or his representative shall be the first speaker(s). There shall be a time limit of five (5) minutes for the applicant's or his representative's presentation, unless extended by the Chair. Any and all representations made by the applicant or his representative to the County on the record during the application process, whether written or verbal, shall be deemed a part of the application and may be relied upon in good faith by the County.
- C. The Chairman shall then solicit comments from the public. Each speaker must clearly state his name and address. There shall be a time limit of three (3) minutes for each individual speaker. If the speaker represents a group, there shall be a time limit of five (5) minutes.
- D. After public comments have been received, the applicant or the representative of the applicant, at his discretion, may respond with further information. There shall be a five (5) minute time limit for rebuttal.
- E. Upon the conclusion of the applicant's comments, the Chairman shall close the public hearing.

**Section 4-4 Members' participation**

Board members shall withhold their comments in public hearings to ensure participation by the public without Board interference.

**Section 4-5 Close of hearing**

When a public hearing has been closed by the Chairman, no further public comments shall be permitted. Board members, however, may direct questions to the applicant, the representative of the cognizant board, authority, commission, committee or a staff member for clarification prior to taking any vote, if a vote is in order.

#### **Section 4-6 Debate**

Following the close of the public hearing, the Chairman entertains a motion and a second to dispose of the issue and the Board may debate the merits of the issue.

#### **Section 5 -- Agenda**

##### **Section 5-1 Preparation**

A. The Clerk shall prepare an agenda for each regular and special meeting conforming to the order of business specified in Section 3-1(A) entitled "Order of Business". The County Administrator shall coordinate the scheduling of items on the agenda with the Chairman. The Chairman will schedule the topics for the work sessions on the second monthly meeting and special meetings as necessary.

B. Board members may request that items be placed on the agenda, for discussion, by contacting the County Administrator at least seven (7) business days prior to the Board meeting for which they wish the item scheduled. No such item shall be removed without the consent of the requesting Board member. At the Board's direction, and after it has considered the item, the County Administrator shall place the item on the agenda for the first meeting of the month following the request. When proclamations are requested by a Board member, the County Administrator shall place the name of the requesting Board member on the agenda.

C. All items requested to be placed on the agenda, which have not been submitted within the prescribed deadline, shall be placed on the next regular agenda for consideration.

D. Appointments may be placed on the agenda for consideration at any time, provided that no appointments shall be made prior to the annual meeting of the Board for a term beginning on January 1st of the calendar year. All appointments shall be made between the annual meeting and March 31, 2006. This restriction does not preclude appointments when vacancies occur or when new boards, authorities, commissions and committees are created.

E. Any matter not on the scheduled agenda may be heard provided that such a request is in the form of a motion, duly seconded and voted upon by a majority of the Board. Any such matter must be of an emergency nature, vital to the continued proper and lawful operation of the County.

##### **Section 5-2 Minutes**

The Clerk of the Board shall prepare and maintain adequate minutes of the proceedings of the Board in accordance with the requirements of the Code of Virginia (1950), as amended. Each recorded vote shall indicate how each member of the Board voted. Preparation of minutes will not include every aspect of the Board's meetings

relating specifically to discussion and debate, but will include all significant events relating to official action. Minutes shall be included as part of the agenda package for the subsequent meeting of the Board.

## **Section 6 -- General Operating Policy**

### **Section 6-1 Actions by individual members of the Board**

A. It shall be the policy of the Board that no one member shall exert individual action or direct any County employee, or any board, authority, commission or committee of the Board, to initiate any action that would require a County employee to perform any action contrary to the laws, ordinances or policies of Stafford County or which would require the expenditure of public funds in any amount without the approval of the Board. It shall further be the policy that when any Board member writes a letter or memorandum expressing his views, that he place on the same document the following, if appropriate:

This letter, memorandum or document represents only the views of the writer or writers and does not necessarily represent the views of any other member of the Board of Supervisors or the Board of Supervisors as the governing body of Stafford County, Virginia.

B. It is anticipated and expected that a member cast a vote, or otherwise take official action, which is consistent with the position taken by the Board, as expressed in an official vote, while acting on any other board, authority, commission, committee, or other legal entity. By accepting the nomination, the nominee agrees to the adherence of these By-Laws.

### **Section 6-2 Legal action**

The Board members, the County Administrator, the County Attorney, and any other public official are required to advise the Board prior to filing any civil suit that involves the County. The Building Official, the Zoning Administrator and/or the Fire Marshal, when appropriate, may seek injunctive relief in accordance with the procedures set forth by the County Administrator and the County Attorney.

### **Section 6-3 Discussion of zoning and land use matters**

Board of Supervisors' members shall not engage in discussions or negotiations with applicants on zoning or land use matters prior to the Planning Commission's referral of the matter to the Board of Supervisors.

### **Section 6-4 Polling Procedure**

The County Administrator or his designee may separately contact members of the Board of Supervisors for the purpose of ascertaining a member's position with respect to public business, provided the contact does not constitute a meeting as defined in §2.2-3701 of the Code of Virginia.

## **Section 7 -- Amendments**

### **Section 7-1 Amendments to the By-Laws and Rules of Procedure**

The By-Laws and Rules of Procedure may be amended as necessary by majority vote of the Board.

Legislative; 2010 Board Meeting Calendar Mr. Dudenhefer motioned, seconded by Mr. Woodson, to adopt proposed Resolution R10-10 with changes.

Discussion ensued.

The Voting Board tally was:

Yea: (7) Dudenhefer, Woodson, Crisp, Milde, Snellings, Sterling, Stimpson

Nay: (0)

Resolution R10-10 reads as follows:

#### **A RESOLUTION TO ESTABLISH THE STAFFORD COUNTY BOARD OF SUPERVISORS MEETING SCHEDULE FOR 2010**

WHEREAS, the time and place of regular meetings of the Board shall be established; and

WHEREAS, the Board desires that the regular meetings shall be held in the Board Chambers of the Stafford County Administration Center, 1300 Courthouse Road, Stafford, Virginia, on the first and third Tuesday of each month at 1:00 P. M.; and

WHEREAS, Regular meetings, without further public notice, may be adjourned from day to day or from time to time or from place to place, not beyond the time fixed for the next regular meeting, until the business before the governing body is completed; and

WHEREAS, should the Board subsequently prescribe any meeting time or place other than that initially established, it shall comply with Section 15.2-1416 of the Code of Virginia (1950), as amended;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 5<sup>th</sup> day of January 2010 that the Board be and it hereby does establish the following for its Regular Meetings for 2010:

Board Meeting Dates for 2010

January 5  
January 19

February 2  
February 16

March 2  
March 16

April 6  
April 20

May 4  
May 18

June 1  
June 15

July 6

August 17

September 7  
September 21

October 5  
October 19

November 16  
November 30

December 14

Legislative; Presentations by the Public Board members spoke on the topics as identified:

- |                |  |
|----------------|--|
| Vincent Ellis  | - Stafford Tea Party                   |
| Bill Hoyt      | - Congratulations to new Board members |
| Robert Hopkins | - Budget Surplus                       |
|                | - Former Board Members                 |
|                | - Good luck in 2010                    |

Legislative; Report of the Superintendent of Schools Mr. Dudenhefer reported that Dr. David E. Sawyer, Division Superintendent of Schools, was unable to attend the meeting and will be reporting to the Board at its February 2, 2010 meeting.

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

- Mr. Crisp - Deferred
- Mr. Milde - Read the following:

Happy New Year! The Board of Supervisors wishes to commend all employees for your continued excellent service to Stafford's citizens. We sincerely appreciate your commitment to doing the best work under the most difficult economic circumstances, and we are grateful for all of the time and effort you invest in taking care of the people in our community.

We know that the past few years have not been easy, but your diligence and dedication in the face of our many challenges have been impressive, and we have all noticed the enthusiasm and extra hours many of you put in each day as you serve our citizens. We are particularly impressed with the seemingly effortless way you work together as a team to accomplish whatever task you take on. You consistently go above and beyond the call of duty, and you do so with a positive attitude, professionalism, and determination to make it work no matter what. The Citizens Academy, the re-organization with Public Works and the new Department of Parks, Recreation and Community Facilities, the united efforts of many departments to open Fire and Rescue Station 14 in north Stafford, and the round-the-clock operation of staff at the Emergency Operations Center during the pre-Christmas snow storm, are just a few of the events and initiatives that come to mind when we think of all that employees did to keep Stafford County moving forward this past year.

Thank you for your contributions and for your inspiring service. Because of your outstanding work ethic, we know that when we call upon any Stafford County employee for assistance, we are guaranteed your best work.

Mr. Milde motioned, seconded by Mr. Sterling to direct Mr. Romanello to convey this message to all County employees.

- Mr. Snellings
  - Happy to serve on the Board once again
  - Thanked Mr. Brito for his service
  - Extended a hand to the School Board
  - Looking forward to working together in 2010
  - Happy New Year



- Requested Mr. Romanello provide a list of properties that are County-owned that are not in use and their assessed values including the Schools, reporting back at the Board's February 16<sup>th</sup> meeting.
  - Requested Mr. Romanello provide any information regarding possible flood alert system's that the County may have for property owners along the rivers.
  - Deferred
- Mr. Sterling
- Ms. Stimpson
- Happy to been elected to serve on the Board and looking forward to working with other members, staff, and citizens.
  - Looking forward to working with the Schools and thanked teachers.
  - Thanked Mr. Schwartz for his assistance during the transition.
- Mr. Woodson
- Mr. Dudenhefer
- Deferred
  - Requested that Mr. Romanello also provide, in addition to the list of properties requested by Mr. Snellings, information of intended use.

Legislative; Report of the County Attorney Mr. Joe Howard, County Attorney, commented on the following:

- Addition to Closed Meeting agenda

Legislative; Report of the County Administrator Mr. Anthony J. Romanello, County Administrator, commented on the following:

- Reference a Public Management article on Fire Station 14.
- Addition of discussion items to the regular agenda: (1) Discuss Economic Development; (2) Discuss Budget/Finance; (3) Northrop Grumman HQ; and (4) County Website.

Legislative; Regular Agenda and Closed Meeting Agenda Additions. Mr. Sterling motioned, seconded by Mr. Woodson to add the four discussion items to the regular agenda, and to add the item to the Closed Meeting Agenda.

The Voting Board tally was:

Yea: (7) Sterling, Woodson, Crisp, Dudenhefer, Milde, Snellings, Stimpson  
Nay: (0)

Mr. Dudenhefer appointed Board members to four, new standing committees including:

- Stafford Public Schools Working Committee (3 School Board Members and Mr. Milde, Mr. Snellings and Ms. Stimpson)
- Finance and Budget Committee (Mr. Snellings, Mr. Sterling and Ms. Stimpson)
- Transportation Bond Committee (Mr. Crisp, Mr. Dudenhefer and Mr. Sterling)
- Parks Bond Committee (Mr. Dudenhefer and Mr. Sterling)

#### Legislative; Appoint Members to Boards, Authorities, Commissions and Committees

##### ADA Grievance Committee

All current members reappointed.

Mr. Milde will contact the citizen that has an interest and this item will be brought back to the Board at its January 19, 2010 meeting.

The Voting Board tally was:

Yea: (7) Milde, Sterling, Woodson, Crisp, Dudenhefer, Snellings, Stimpson  
Nay: (0)

##### Advisory Board on Towing

All current members reappointed.

The Voting Board tally was:

Yea: (7) Dudenhefer, Milde, Sterling, Woodson, Crisp, Snellings, Stimpson  
Nay: (0)

Advisory Board on Towing on Private Property

Mr. Snellings motioned, seconded by Mr. Milde to consolidate with the Advisory Board on Towing and the removal of the voting representative from the County Attorney's office.

The Voting Board tally was:

Yea: (7) Snellings, Milde, Sterling, Woodson, Crisp, Dudenhefer, Stimpson  
Nay: (0)

Mr. Sterling motioned, seconded by Mr. Milde to reappoint all current members to the merged Towing Board.

The Voting Board tally was:

Yea: (7) Sterling, Milde, Woodson, Crisp, Dudenhefer, Snellings, Stimpson  
Nay: (0)

Agricultural Commission

Mr. Milde motioned, seconded by Mr. Crisp to consolidate the Agricultural Commission and the Purchase of Development Rights Committee.

The Voting Board tally was:

Yea: (7) Milde, Crisp, Sterling, Woodson, Dudenhefer, Snellings, Stimpson  
Nay: (0)

Ms. Stimpson motioned, seconded by Mr. Milde to nominate Peter O'Hara.

Mr. Milde did not take action on the Aquia District appointment.

Mr. Woodson moved to add Mr. Martin McClevey from the Purchase of Development Rights Committee to the Agricultural Commission.

The Voting Board tally on the reappointments and appointment was:

Yea: (7) Stimpson, Milde, Woodson, Crisp, Dudenhefer, Snellings, Sterling  
Nay: (0)

Architectural Review Board

Mr. Snellings motioned for reappointment of Tanya Gossett.

The Voting Board tally on the reappointment was:

Yea: (7) Snellings, Sterling, Woodson, Crisp, Dudenhefer, Milde, Stimpson

Nay: (0)

Architectural Review Board for Centerport

Mr. Dudenhefer requested staff pull the ordinance to recommendations at the January 19, 2010 meeting.

Building Code Appeals/ Fire Prevention Code Board of Appeals

This item was deferred to the January 19, 2010 meeting.

Department of Social Services Board

All members are current.

Board of Zoning Appeals

Mr. Dudenhefer requested Mr. Howard to look into the number of alternates required for this board. Mr. Dudenhefer also requested Mr. Romanello provide a list of items that a previous Board had determined would be sent to the BZA.

Central Rappahannock Regional Library

Mr. Dudenhefer asked to take the seat vacated by Mr. Schwartz.

The Voting Board tally was:

Yea: (7) Sterling, Woodson, Crisp, Dudenhefer, Milde, Snellings, Stimpson

Nay: (0)

Chaplin Group Home

Mr. Milde asked that he and Ms. Musselman continue to serve.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

Civilian/Military Community Relations Council

Mr. Milde motioned, seconded by Ms. Stimpson that Mr. Dudenhefer and Mr. Sterling remain on the council.

The Voting Board tally was:

Yea: (7) Milde, Stimpson, Crisp, Dudenhefer, Snellings, Sterling, Woodson

Nay: (0)

Complete Count Committee Mr. Woodson is currently working with County staff.

Community Policy and Management Team

Mr. Crisp desired to be reappointed.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

Economic Development Authority

There are no vacancies or terms expiring.

Fredericksburg Regional Alliance

Mr. Sterling desired to remain and Mr. Crisp desired to join.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

Germanna Community College

There are no vacancies.

George Washington Regional Commission

Mr. Dudenhefer desired to continue his service.

Ms. Stimpson desired to serve.

Mr. Woodson and Mr. Milde desired to continue serving as alternates.

The Voting Board tally on Mr. Dudenhefer's reappointment was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

The Voting Board tally on Ms. Stimpson's appointment was:

Yea: (6) Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (1) Crisp

The Voting Board tally on Mr. Milde's and Mr. Woodson's reappointment was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

#### Green Government Commission

Mr. Woodson desired to serve on the Commission.

The Voting Board tally on Mr. Woodson's nomination was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

#### Historical Commission

Mr. Snellings nominated Tim Dwight for the Historical Commission. Mr. Woodson deferred his nomination.

The Voting Board tally on the nomination was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

#### Industrial Development Authority – Stafford/Staunton

This item was deferred to the January 19, 2010 meeting. Mr. Snellings requested information regarding the fourth seat on the IDA.

#### Parks and Recreation Commission

Mr. Dudenhefer motioned, seconded by Mr. Woodson, to accept changes to the Bylaws.

The Voting Board tally on the nomination was:

Yea: (7) Dudenhefer, Woodson, Crisp, Milde, Snellings, Sterling, Stimpson

Nay: (0)

Mr. Milde reappointed Mr. Bill Hoyt, Mr. Dudenhefer appointed Mr. Chris Meyers, Ms. Stimpson appointed Ms. Stephanie Pettengill, and the Hartwood nomination was deferred until the January 19, 2010 meeting.

Mr. Milde motioned, seconded by Mr. Snellings to accept all appointments.

The Voting Board tally on the nomination was:

Yea: (7) Milde, Snellings, Crisp, Dudenhefer, Sterling, Stimpson, Woodson

Nay: (0)

#### Planning Commission

Mr. Snellings nominates Holly Hazard for the Hartwood District.

Ms. Stimpson nominates Scott Hirons for the Falmouth District.

The Voting Board tally on the nominations was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

#### Potomac and Rappahannock Transportation Commission

Ms. Stimpson desired to replace Mr. Schwartz as a member.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

Mr. Crisp desired to be an alternate.

Mr. Dudenhefer desired to be an alternate.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

#### Potomac Watershed Roundtable

Mr. Milde desired to continue as a member.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson  
Nay: (0)

Mr. Crisp desired to continue as a member.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson  
Nay: (0)

#### Property Maintenance Code Committee

Mr. Dudenhefer motioned, seconded by Mr. Snellings to abolish this committee.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson  
Nay: (0)

#### Quantico Growth Management Committee

Mr. Dudenhefer desired to continue as a member.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson  
Nay: (0)

Mr. Sterling desired to continue as a member.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson  
Nay: (0)

Mr. Woodson desired to continue as a member.

The Voting Board tally was:

Yea: (3) Crisp, Snellings, Woodson  
Nay: (4) Dudenhefer, Milde, Sterling, Stimpson

Mr. Milde desired to become a member.

The Voting Board tally was:

Yea: (5) Dudenhefer, Milde, Snellings, Sterling, Stimpson  
Nay: (2) Crisp, Woodson



Rappahannock Area Agency on Aging (Advisory Council)

Ms. Stimpson nominated Mrs. Betty Schwartz.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

Rappahannock Area Agency on Aging (Board of Directors)

Mr. Snellings desired to serve as a member.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

Reappointment of Mr. Sol Herman was deferred. Ms. Stimpson motioned, seconded by Mr. Sterling to defer this appointment to the January 19, 2010 meeting.

The Voting Board tally was:

Yea: (7) Stimpson, Sterling, Crisp, Dudenhefer, Milde, Snellings, Woodson

Nay: (0)

Rappahannock Area Alcohol Safety Action Program

All members are current.

Rappahannock Area Youth Commission

Mr. Romanello was tasked to bring back an appropriate staff member for consideration at the January 19, 2010 meeting.

Rappahannock Area Community Services Board

All members are current for this Board.

Rappahannock Community Criminal Justice Board

All positions run one more year.

Rappahannock Juvenile Detention Commission

Ms. Nancy Collins and Mr. Tignor desired to be reappointed.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

Rappahannock Regional Criminal Justice Academy (Board Of Directors)

All members are current.

Rappahannock Regional Jail Authority

Mr. Milde desired to serve as a full member.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

Ms. Stimpson desired to serve as an alternate.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

Rappahannock Regional Solid Waste Management Board

Mr. Milde and Mr Crisp desired to continue to serve.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

Rappahannock River Basin Commission

Mr. Crisp desired to continue to serve.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

Mr. Snellings desired to serve as an alternate.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

Stafford Regional Airport Authority

Mr. Sterling motioned, seconded by Mr. Milde to reappoint all members.

The Voting Board tally was:

Yea: (7) Sterling, Milde, Crisp, Dudenhefer, Snellings, Stimpson, Woodson

Nay: (0)

Regional Landfill Civil War Site Steering Committee

Al Conner and Jane Conner were appointed. Mr. Crisp conveyed that at their request, the positions held by the Friends of Civil War Sites, should be removed.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

Stafford Museum and Cultural Center

Mr. Milde and Mr. Crisp desired to continue to serve. This item was deferred to the January 19, 2010 meeting for Mr. Woodson to nominate a member from the Griffis-Widewater District.

Telecommunications Commission

All current members were reappointed.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

Thurman Brisben Center

Mr. Romanello was tasked with finding out who should serve on this Board and will provide information at the January 19, 2010 meeting.

Transportation Impact Fees Board of Appeals

This committee will be left dormant.

Utilities Commission

Mr. Milde nominated Mr. Dan Kim.

Ms. Stimpson nominated Mr. Steven Apicella.

Mr. Sterling nominated Mr. Bob Gibbons.

The Voting Board tally was:

Yea: (7) Crisp, Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson

Nay: (0)

Wetlands Board

All members are current.

Widewater Community Development Authority

This item will be deferred at the January 19, 2010 meeting.

Recess At 9:05 P. M., the Chairman declared a recess.

Call to Order At 9:17 P. M. the Chairman called the meeting back to order.

Legislative; Consent Agenda Mr. Sterling motioned, seconded by Mr. Woodson, to adopt the Consent Agenda, consisting of Items 2 thru 6.

The Voting Board tally was:

Yea: (7) Sterling, Woodson, Dudenhefer, Crisp, Milde, Snellings, Stimpson

Nay: (0)

Item 2. Legislative; Approve Minutes of December 15, 2009 Board Meeting

Item 3. Planning and Zoning; Refer to the Planning Commission an Amendment to the Zoning Ordinance Regarding Section 28-35, Table of Uses and Standards, Table 3.1, District Uses and Standards; and Authorize a Joint Public Hearing with the Planning Commission to Consider a Zoning Ordinance Amendment and Conditional Use Permit at 194 Cropp Road

Resolution R10-02 reads as follows:

A RESOLUTION TO REFER AN AMENDMENT TO THE PLANNING COMMISSION TO AMEND AND REORDAIN STAFFORD COUNTY CODE, SECTION 28-35, TABLE OF USES AND STANDARDS; TABLE 3.1, DISTRICT USES AND STANDARDS, OF THE ZONING ORDINANCE

WHEREAS, laboratory, research and testing are not listed as conditional uses in the A-1, Agricultural Zoning District; and

WHEREAS, the Zoning Ordinance does not permit laboratory, research and testing as conditional uses in the A-1, Agricultural Zoning District; and

WHEREAS, the Board believes that the Zoning Ordinance should be amended to include laboratory, research and testing as conditional uses in the A-1, Agricultural Zoning District; and

WHEREAS, the Board finds that public necessity, convenience, general welfare, and good zoning practices require adoption of such an ordinance;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 5<sup>th</sup> day of January, 2010, that the amendment to the Zoning Ordinance by proposed Ordinance O10-01 be and it hereby is referred to the Planning Commission for its consideration.

Resolution R10-03 reads as follows:

A RESOLUTION TO INITIATE A JOINT PUBLIC HEARING WITH THE PLANNING COMMISSION ON FEBRUARY 16, 2010 FOR CONSIDERATION AND ADOPTION OF AMENDMENTS TO THE STAFFORD COUNTY CODE, SECTION 28-35, TABLE OF USES AND STANDARDS; TABLE 3.1, DISTRICT USES AND STANDARDS, OF THE ZONING ORDINANCE

WHEREAS, the Board wishes to schedule a joint public hearing with the Planning Commission to consider the proposed amendment to Stafford County Code, Section 28-35, Table of Uses and Standards; Table 3.1, District Uses and Standards, of the Zoning Ordinance;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 5<sup>th</sup> day of January 2010, that the Board be and it hereby does initiate a joint public hearing with the Planning Commission to be held on February 16, 2010 at 7:30 p.m. in the Board Chambers to consider the proposed amendments to the Zoning Ordinance, as amended by the Board; and

BE IT FURTHER RESOLVED that the County Administrator is hereby directed to advertise the proposed Zoning Ordinance amendments, as amended by the Board, for a joint public hearing with the Planning Commission to be held on February 16, 2010; and

BE IT FURTHER RESOLVED that the Planning Commission is hereby requested to participate in this joint public hearing with the Board to consider the proposed amendments to the Zoning Ordinance, as amended by the Board, and the Planning Commission is hereby requested to make and submit its recommendation on said proposed amendments to the Board on February 16, 2010; and

BE IT STILL FURTHER RESOLVED that, at the conclusion of the joint public hearing and upon consideration of all comments and the recommendation of the Planning Commission, the Board intends to consider adopting the proposed amendments to the Zoning Ordinance, as amended by the Board, together with all of the additions and amendments that have been approved.

Resolution R10-04 reads as follows:

A RESOLUTION TO INITIATE A JOINT PUBLIC HEARING WITH THE PLANNING COMMISSION ON FEBRUARY 16, 2010 FOR CONSIDERATION OF A REQUEST FOR A CONDITIONAL USE PERMIT FOR LABORATORY, RESEARCH, AND TESTING IN AN A-1 AGRICULTURAL ZONING DISTRICT ON ASSESSOR'S PARCEL 16-20 (PORTION), HARTWOOD ELECTION DISTRICT AND PORTIONS OF FAUQUIER COUNTY PIN'S 7836-61-5517 AND 7836-60-6238

WHEREAS, Unisys, the applicant, has submitted application CUP2900339 requesting a Conditional Use Permit to allow a laboratory, research and testing facility in an A-1, Agricultural, Zoning District on Assessor's Parcel 16-20 (portion) and portions of Fauquier County PIN's 7836-61-5517 and 7836-60-6238; and

WHEREAS, the applicant desires to expedite the development review process by holding a joint public hearing of the Planning Commission and Board of Supervisors to meet the applicant's goal of beginning construction by March 1, 2010; and

WHEREAS, the Board wishes to schedule a joint public hearing with the Planning Commission to consider the request for a Conditional Use Permit for a laboratory, research and testing facility in an A-1, Agricultural zoning district;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 5<sup>th</sup> day of January 2010, that the Board does hereby initiate a joint public hearing with the Planning Commission to be held on February 16, 2010 at 7:30 p.m. in the Board Chambers to consider the Conditional Use Permit; and

BE IT FURTHER RESOLVED that the County Administrator is hereby directed to advertise the proposed Conditional Use Permit application for a joint public hearing with the Planning Commission to be held on February 16, 2010; and

BE IT FURTHER RESOLVED that the Planning Commission is hereby requested to participate in this joint public hearing with the Board to consider the Conditional Use Permit application, and the Planning Commission is hereby requested to make and submit its recommendation on said Conditional Use Permit application to the Board on February 16, 2010; and

BE IT STILL FURTHER RESOLVED that, at the conclusion of the joint public hearing and upon consideration of all comments and the recommendation of the Planning Commission, the Board intends to consider adopting the proposed Conditional Use Permit, together with any amendments to the proposed conditions.

Item 4. Planning and Zoning; Consider a Request for Waivers Regarding Paving, Travel Lane Width, and Setback Requirements for a Telecommunications Facility Located at 112 Powell Lane

Resolution R10-05 reads as follows:

A RESOLUTION TO APPROVE WAIVERS OF THE ZONING ORDINANCE REQUIREMENTS FOR A PAVED ACCESS ROAD AND TRAVEL LANE WIDTH ON ASSESSOR'S PARCEL 44-95B, HARTWOOD ELECTION DISTRICT

WHEREAS, Manakin Towers, LLC, applicant, has submitted a site plan for the construction of a telecommunications facility located at 112 Powell Lane; and

WHEREAS, Manakin Towers, LLC has requested waivers of the Zoning Ordinance requirement for paving an access road and minimum travel lane width; and

WHEREAS, Section 28-256(c)(3) and (5) of the Zoning Ordinance permits a waiver of part or all of the paving requirements for churches, clubs, fraternal organizations and other similar uses provided these areas are surfaced with crushed stone in an amount sufficient to prevent soil erosion, abate dust, and provide an adequate driving surface, and permits a waiver of the minimum specifications for private vehicular travel lanes or driveways designed to permit vehicular travel on the site; and

WHEREAS, the Board has determined that waivers of the requirements for paving the access road and minimum travel lane width are appropriate;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 5<sup>th</sup> day of January, 2010, that the waivers be and they hereby are approved with the following conditions:

1. The Paving Waiver and Travel Lane Width Waiver is for the telecommunications facility to be located on Assessor's Parcel 44-95B.
2. The minimum travel way width shall be twelve (12) feet.
3. Upon Redevelopment of the site, this paving waiver and travel lane width waiver will become null and void.

Resolution R10-07 reads as follows:

A RESOLUTION TO APPROVE A WAIVER OF THE SETBACKS IN AN APPROVED INDUSTRIAL PARK FOR A TELECOMMUNICATIONS FACILITY ON ASSESSOR'S PARCEL 44-95B, HARTWOOD ELECTION DISTRICT

WHEREAS, Manakin Towers, LLC, applicant, has submitted a site plan for the construction of a telecommunications facility located at 112 Powell Lane; and

WHEREAS, Manakin Towers, LLC has requested a waiver of the Zoning Ordinance requirement for setbacks in an approved industrial park; and

WHEREAS, Section 28-38(e) of the Zoning Ordinance permits a wavier of the minimum rear and side yard setback requirements for industries or businesses which are located within approved industrial parks, provided the setbacks permitted meet the intent and spirit of the park design and do not present any hazards to health or safety; and

WHEREAS, the Board has determined that a waiver of the requirement for setbacks in an approved industrial park is appropriate;



NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 5<sup>th</sup> day of January, 2010, that the waiver be and it hereby is approved.

Item 5. Utilities; Execute a Contract for Engineering Services at Little Falls Run Wastewater Treatment Facility

Resolution R10-18 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT FOR ENGINEERING SERVICES IN SUPPORT OF THE LITTLE FALLS RUN WASTEWATER TREATMENT FACILITY ADDITIONAL ENHANCED NUTRIENT REMOVAL UPGRADES

WHEREAS, the Commonwealth of Virginia has adopted stricter nutrient discharge limits for treatment facilities discharging into the Chesapeake Bay; and

WHEREAS, after approval of a design approach and subsequent design, the Virginia Department of Environmental Quality has mandated the Phase II Upgrades be designed and issued a Certificate to Construct by December 31, 2010; and

WHEREAS, Parsons has provided a proposal to design the necessary Phase II Upgrades for the estimated fee of \$449,327; and

WHEREAS, Parsons is included in the Utilities Department's list of approved engineering service providers for the Capital Improvement Program;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 5<sup>th</sup> day of January, 2010, that it be and hereby is authorized to execute a contract with Parsons in an amount not to exceed Four Hundred Forty-nine Thousand Three Hundred Twenty-seven Dollars (\$449,327) for engineering services for the Little Falls Run Wastewater Treatment Facility's additional enhanced nutrient removal upgrades.

Item 6. County Attorney; Ratify the Declaration of a Local Emergency in the County and Terminate the Local Emergency for the Blizzard of 2009

Resolution R10-24 reads as follows:

A RESOLUTION TO RATIFY THE DECLARATION OF A LOCAL EMERGENCY IN STAFFORD COUNTY

WHEREAS, due to the forecasted Winter Storm of 2009, which was predicted to accumulate in excess of 15 inches of snow in Stafford County; and

WHEREAS, such a snowfall would create dangerous conditions of sufficient severity and magnitude to warrant coordinated local government action to prevent or alleviate the damage, loss, hardship or suffering threatened by the predicted storm; and

WHEREAS, the County Administrator declared a local emergency on Friday, December 18, 2009; and

WHEREAS, this Declaration is subject to confirmation by the governing body;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 5<sup>th</sup> day of January, 2010, that a local emergency did commence on December 18, 2009 throughout the County of Stafford; and

BE IT FURTHER RESOLVED that during the existence of this emergency, the powers, functions and duties of the County Administrator as the Director of Emergency Services of the County of Stafford shall be those prescribed by Section 44-146.21 of the Code of Virginia (1950), as amended, and the ordinances, resolutions, and approved plans of the County of Stafford in order to mitigate the effects of said emergency.

Resolution R10-25 reads as follows:

**A RESOLUTION TO TERMINATE THE DECLARED LOCAL EMERGENCY FOR THE STORM OF THE CENTURY**

WHEREAS, on December 18, 2009, the County Administrator declared a local emergency due to the storm of the century; and

WHEREAS, at this time it is the desire of the Board to terminate the emergency declaration so that the County can return to normal operational procedures;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this 5<sup>th</sup> day of January, 2010, that the declared local emergency caused by the storm of the century be terminated as of December 29, 2010; and

BE IT FURTHER RESOLVED that the County will continue to provide mitigation and recovery efforts as the need arises.

Discuss Chamber of Commerce. Mr. Dudenhefer commented that he felt that it was a mistake for the County to withdraw, and he felt that the County should rejoin the Fredericksburg Regional Chamber of Commerce.

Mr. Woodson inquired as to the amount per year that the County pays to be a member. Mr. Romanello responded that it is approximately \$1,200.

Mr. Dudenhefer motioned, seconded by Mr. Sterling, to rejoin the Fredericksburg Regional Chamber of Commerce.

The Voting Board tally was:

Yea: (6) Dudenhefer, Sterling, Crisp, Milde, Snellings, Stimpson  
Nay: (1) Woodson

Discuss Board of Supervisors Salary. Mr. Snellings commented that he felt that, due to the current economic climate, the Board should reduce its salary back to the previous levels before the increase of January 2008. This would reduce all Board members salaries from \$25,000 to \$20,500 and the Chairman's salary from \$25,900 to \$21,500, effective retroactively to January 1, 2010.

Mr. Woodson talked about Board of Supervisors reimbursements.

Discussion ensued.

Mr. Snellings motioned to call the question.

The Voting Board tally was:

Yea: (6) Dudenhefer, Milde, Snellings, Sterling, Stimpson, Woodson  
Nay: (1) Crisp

The Voting Board tally on the motion was:

Yea: (5) Dudenhefer, Milde, Snellings, Sterling, Stimpson  
Nay: (2) Crisp, Woodson

Discuss 2011 Budget Guidance. Ms. Stimpson commented that during these tough economic times, she would like to see the Board and the County continue to make the tough choices and pinch every penny necessary and create a budget to reflect an efficient use of funds.

Ms. Stimpson motioned, seconded by Mr. Milde, that the County Administrator prepare two budgets for the Board's consideration. The first would be based upon the assumption that the real estate tax rate for homeowners will be equalized, ensuring that most homeowners will not see a tax increase. The second would be based upon the assumption that the state rate for commercial properties shall be equalized, and this rate will also ensure that most homeowners would see a tax reduction. Ms. Stimpson also requested that the standing Finance Committee should bring guidelines and recommendations to the Board for a broader discussion to set budget policies, prioritize resources, and gain fiscal footing.

Mr. Milde requested that the budget scenarios be prepared assuming no Business, Professional and Occupational License (BPOL) tax.

Mr. Dudenhefer made a friendly amendment that as part of that guidance, the County maintain its 10% fund balance as required by the bond council and rating agencies. He also request that staff stay within general compliance of the Financial Guidelines, including the undesignated fund balance.

Discussion ensued.

Mr. Woodson asked Mr. Romanello if it would be possible to determine with the scenario of the equalized commercial rate, what the loss of revenue would possibly be. Mr. Romanello responded that it would be part of the analysis that staff would provide.

The Voting Board tally was:

Yea: (6) Stimpson, Milde, Crisp, Dudenhefer, Snellings, Sterling

Nay: (1) Woodson

Discuss Route 17 Funding Endorsement. Mr. Sterling commented that one of the bond issues is the Route 17 improvements. The 30% qualifying for a design/build is close to its goal being met.

Mr. Sterling motioned, seconded by Mr. Snellings, to request that the Board go on record requesting/endorsing that any available dollars from stimulus, state, or any other source, be considered for full funding for a design/build contract.

The Voting Board tally was:

Yea: (7) Sterling, Snellings, Milde, Woodson, Stimpson, Crisp, Dudenhefer

Nay: (0)

Discuss Virginia Railway Express Legislation. Mr. Sterling commented that at the Board's last meeting, it received endorsement from Delegate Cole to cap the amount of subsidy to the VRE based on the amount that is collected by the tax that was put in place for that purpose so the County is not funding it out of the General Fund.

Discussion ensued.

The Voting Board tally was:

Yea: (5) Sterling, Stimpson, Crisp, Dudenhefer, Snellings

Nay: (2) Milde, Woodson

Discuss Economic Development. Mr. Milde commented that the Commonwealth's standing as a leader in new business, wage, and job growth is of importance to the Board.

Mr. Milde motioned, seconded by Ms. Stimpson, to schedule a special meeting on January 12, 2010 at 7:00 p.m. for the purpose of discussing an economic development action plan for 2010. Topics may include but be limited to tax policy, technology zones, and other incentive geared towards attracting and encouraging continued quality commercial growth.

The Voting Board tally was:

Yea: (7) Milde, Stimpson, Sterling, Snellings, Crisp, Dudenhefer, Woodson

Nay: (0)

Mr. Dudenhefer requested Mr. Romanello compile a list of speakers for recommendation and that Mr. Baroody be prepared to discuss strategic plan he has and recommendations that would improve the County's standing in the business community.

Mr. Sterling added that he would like to extend an invitation to the Economic Development Authority and Virginia Economic Development Partnership, as well as the State Economic Development Authority.

Discuss Budget and Finance. Mr. Sterling motioned, seconded by Mr. Milde to rescind the actions taken by the Board, per Resolution R09-431, at its December 15, 2009 meeting, which allocated funds to OPEB, on the part of the County. The County Administrator, on behalf of the Board, will send a letter to the School Board, recommending that the funds sent to them for OPEB purposes be used as part of the operating costs to offset a portion of the funds that have not been appropriated. If the appropriation is made, it will be reduced by a like amount of approximately \$2.4M.

Discussion ensued.

The Voting Board tally was:

Yea: (5) Milde, Sterling, Stimpson, Dudenhefer, Snellings

Nay: (2) Crisp, Woodson

Discuss Northrop Grumman HQ. Mr. Sterling commented that Northrop Grumman has announced its intention to move its headquarters to the Washington, D.C. area.

Mr. Sterling motioned, seconded by Mr. Crisp for the Board to pursue this as an Economic Development opportunity, which could bring the headquarters to Stafford County and directed staff to assemble a package for negotiations.

The Voting Board tally was:

Yea: (7) Sterling, Crisp, Milde, Stimpson, Snellings, Dudenhefer, Woodson  
Nay: (0)

Discuss County website. Mr. Sterling motioned, seconded by Ms. Stimpson to retract the memo by Mr. Beiler and it be taken off of the County website immediately.

The Voting Board tally was:

Yea: (7) Sterling, Stimpson, Crisp, Dudenhefer, Milde, Snellings, Woodson  
Nay: (0)

Legislative; Closed Meeting. At 10:15 P.M., Mr. Sterling motioned, seconded by Mr. Milde, to adopt proposed Resolution CM10-01.

The Voting Board tally was:

Yea: (7) Sterling, Milde, Woodson, Crisp, Dudenhefer, Stimpson, Snellings  
Nay: (0)

Resolution CM10-01 reads as follows:

A RESOLUTION TO AUTHORIZE CLOSED MEETING

WHEREAS, the Stafford County Board of Supervisors desires to consult with counsel and discuss in Closed Meeting legal advice regarding currently pending litigation involving Stafford County; the R-Income Properties and Airport Business Group Rezoning application; and a Personnel matter; and

WHEREAS, pursuant to Section 2.2-3711 A.1 and A.7, Va. Code Ann., such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors on this the 5th day of January, 2010, does hereby authorize discussions of the aforesated matters in Closed Meeting.

Call to Order. At 11:02 P.M., the Chairman called the meeting back to order.

Legislative; Closed Meeting Certification. Mr. Crisp motioned, seconded by Mr. Milde, to adopt proposed Resolution CM10-01(a).

The Voting Board tally was:

Yea: (7) Crisp, Milde, Dudenhefer, Snellings, Stimpson, Sterling, Woodson

Nay: (0)

Resolution CM10-01(a) reads as follows:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE STAFFORD  
COUNTY BOARD OF SUPERVISORS IN A CLOSED MEETING ON  
JANUARY 5, 2010

WHEREAS, the Board has, on this the 5<sup>th</sup> day of January, 2010 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 5<sup>th</sup> day of January, 2010, 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.

Adjournment. At 11:03 P. M. the Chairman declared the meeting adjourned.

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Anthony J. Romanello, ICMA-CM  
County Administrator

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Mark Dudenhefer  
Chairman