

BOARD OF SUPERVISORS

STAFFORD, VIRGINIA

MINUTES

Regular Meeting

January 22, 2013

Call to Order The regular meeting of the Stafford County Board of Supervisors was called to order by Susan B. Stimpson, Chairman, at 3:02 p.m., on Tuesday, January 22, 2013, in the Board Chambers, at the George L. Gordon, Jr. Government Center.

Roll Call The following members were present: Susan B. Stimpson, Chairman; Jack R. Cavalier; Paul V. Milde III; Ty A. Schieber; Gary F. Snellings; and Cord A. Sterling. Robert "Bob" Thomas, Jr., Vice Chairman, reported absent due to a death in the family.

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

Presentations by the Public No members of the public desired to speak.

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

Mr. Milde	-	Defer
Mr. Schieber	-	Defer
Mr. Snellings	-	Defer
Mr. Sterling	-	Infrastructure Committee Update; upgraded elements, including the pool at the planned indoor recreation center; N. Stafford pedestrian plan; Telecommunications Tower locations
Mr. Thomas	-	Absent
Mr. Cavalier	-	Defer
Ms. Stimpson	-	Defer

Report of the County Attorney Mr. Shumate deferred.

Report of the County Administrator Mr. Anthony Romanello, County Administrator, announced that Ms. Jamie Porter, formerly with VDOT, would be starting on February 4, 2013, as the Director of Parks and Recreation. The Board's manual was updated and would be available on iPads by the end of the week. The U.S. Society on Dams picked Smith Lake Dam as one of the top 60 dams in the world; Keith Dayton was the project manager on Smith Lake Dam. Mr. Romanello said that agenda item #21 would be deferred to the February 5, 2013, meeting of the Board.

Mike Smith, Director of Public Works, gave an update on transportation projects as well as the proposed move-in dates for the Chichester Building. Mr. Smith said that the Wayfinding signs were too thin to withstand high winds and inclement weather. They are being redesigned, which would cause a delay but it was necessary to produce a viable sign that would last several years. Courthouse Streetscape plans were submitted and staff is working with engineers, adding that it should be done this year.

Mr. Snellings asked about the status of Truslow Road. Mr. Smith said that he met with VDOT, that it was a PPTA project and would be handled as a locally administered project.

Chris Hoppe, Capital Improvements Project Manager, gave an update on Parks projects in the County. He said that weather depending, parking lot expansion, lighting and other improvements to Smith Lake Park would be completed by spring and a grand re-opening was tentatively planned for April, 2013.

Legislative; Additions and Deletions to the Agenda Mr. Schieber motioned, seconded by Mr. Snellings, to accept the agenda with no additions and the deletion of Item 21, which was deferred to the February 5, 2013, Board meeting.

The Voting Board tally was:

Yea: (6) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson

Nay: (0)

Absent: (1) Thomas

Legislative; Consent Agenda Mr. Milde motioned, seconded by Mr. Cavalier, to accept the Consent Agenda consisting of Items 3 through 16, omitting Items 5 and 16 at the request of Mr. Sterling.

The Voting Board tally was:

Yea: (6) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson

Nay: (0)

Absent: (1) Thomas

Item 3. Approve Minutes of the January 8, 2013 and January 12, 2013 Board Meetings

Item 4. Finance and Budget; Approve Expenditure Listing

Resolution R13-29 reads as follows:

A RESOLUTION TO APPROVE EXPENDITURE LISTING (EL)
DATED JANUARY 8, 2013 THROUGH JANUARY 21, 2013

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 22nd day of January, 2013, that the above-mentioned EL be and hereby is approved.

Item 6. Public Works; Petition VDOT to Include Riggs Road, Vaughn Court, Denton Court, Chandler Court, Doswell Drive, and Edwin Court within Leeland Station, Section 4-B; and Bismark Drive and Naples Road, within Brentsmill, Section 1B into the Secondary System of State Highways

Resolution R13-10 reads as follows:

A RESOLUTION TO PETITION THE VIRGINIA DEPARTMENT OF
TRANSPORTATION TO INCLUDE BISMARK DRIVE AND NAPLES ROAD
WITHIN BRENTSMILL, SECTION 1B, INTO THE SECONDARY SYSTEM
OF STATE HIGHWAYS

WHEREAS, the Board, pursuant to Virginia Code § 33.1-229, desires to include Bismark Drive and Naples Road within Brentsmill, Section 1B, into the Secondary System of State Highways; and

WHEREAS, the Virginia Department of Transportation (VDOT) inspected these streets and found them acceptable;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 22nd day of January, 2013, that VDOT be and it hereby is petitioned to include the following streets within Brentsmill, Section 1B, into the Secondary System of State Highways:

Street Name/ Route Number	Station	Length
Bismark Drive (SR-2233)	From: Earley Court (SR-2234) To: Naples Road (SR-2235)	0.14 mi. ROW 52'
Bismark Drive (SR-2233)	From: Naples Road (SR-2235) To: 0.09 mi. East of Naples Road (SR-2235)	0.09 mi. ROW 52'
Naples Road (SR-2235)	From: Bismark Drive (SR-2233) To: 0.09 mi. South of Bismark Drive (SR-2233)	0.09 mi. ROW 52'

An unrestricted right-of-way, as indicated above, for these streets with necessary easements for cuts, fills, and drainage is guaranteed, as evidenced by Plat of Record entitled, Brentsmill, Section One B, recorded in PM070000146 with LR 070020368 on August 22, 2007; and

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

Resolution R13-18 reads as follows:

A RESOLUTION TO PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE RIGGS ROAD, VAUGHN COURT, DENTON COURT, CHANDLER COURT, DOSWELL DRIVE, AND EDWIN COURT WITHIN LEELAND STATION, SECTION 4-B, INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS

WHEREAS, the Board, pursuant to Virginia Code § 33.1-229, desires to include Riggs Road, Vaughn Court, Denton Court, Chandler Court, Doswell Drive, and Edwin Court within Leeland Station, Section 4-B, into the Secondary System of State Highways; and

WHEREAS, the Virginia Department of Transportation (VDOT) inspected these streets and found them acceptable;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 22nd day of January, 2013 that VDOT be and it hereby is petitioned to include the following streets within Leeland Station, Section 4-B, into the Secondary System of State Highways:

Street Name/ Route Number	Station	Length
Riggs Road (SR-1960)	From: Birney Court (SR-1962) To: Chandler Court (SR-1968)	0.33 mi. ROW 60'
Riggs Road (SR-1960)	From: Chandler Court (SR-1968) To: Edwin Court (SR-1969)	0.14 mi. ROW 60'
Riggs Road (SR-1960)	From: Edwin Court (SR-1969) To: Doswell Drive (SR-1971)	0.07 mi. ROW 60'
Riggs Road (SR-1960)	From: Doswell Drive (SR-1871) To: Denton Court (SR-1972)	0.07 mi. ROW 60'
Riggs Road (SR-1960)	From: Denton Court (SR-1972) To: Primmer House Road (SR-624)	0.05 mi. ROW 60'
Chandler Court (SR-1968)	From: Riggs Road (SR-1960) To: 0.07 mi. East of Riggs Road (SR-1960)	0.07 mi. ROW 50'
Edwin Court (SR-1969)	From: Riggs Road (SR-1960) To: 0.08 mi. South of Riggs Road (SR-1960)	0.08 mi. ROW 50'
Doswell Drive (SR-1971)	From: Riggs Road (SR-1960) To: Vaughn Court (SR-1972)	0.09 mi. ROW 50'
Doswell Drive (SR-1971)	From: Vaughn Court (SR-1972) To: 0.11 mi. West of Vaughn Court (SR-1972)	0.11 mi. ROW 50'
Vaughn Court (SR-1972)	From: Doswell Drive (SR-1971) To: 0.05 mi. North of Doswell Drive (SR-1971)	0.05 mi. ROW 50'
Denton Court (SR-1972)	From: Riggs Road (SR-1960) To: 0.06 mi. West of Riggs Road (SR-1960)	0.06 mi. ROW 50'

An unrestricted right-of-way, as indicated above, for these streets with necessary easements for cuts, fills, and drainage is guaranteed, as evidenced by Plat of Record entitled, Leeland Station Section 4-B, recorded in PM050000171 with LR 050029036 on August 2, 2005; and

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

Item 7. Public Works; Approve Design of Brooke Road Safety Improvements

Resolution R13-19 reads as follows:

A RESOLUTION TO APPROVE DESIGN OF THE BROOKE ROAD SAFETY IMPROVEMENTS

WHEREAS, the County advanced design of the Brooke Road safety improvements, UPC #98170, to the point where acquisition of right-of-way may proceed; and

WHEREAS, the County completed the public hearing for the project, prepared transcripts of the proceedings, and is prepared to request Commonwealth Transportation Board (CTB) authorization for right-of-way acquisition; and

WHEREAS, Board approval of the road design is necessary for the Virginia Department of Transportation (VDOT) to consider authorization for right-of-way acquisition from the CTB; and

WHEREAS, VDOT must forward this request to the CTB for approval;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 22nd day of January, 2013, that the design of the Brooke Road Safety Improvements is approved; and

BE IT FURTHER RESOLVED that VDOT is requested to forward the County's request to the CTB to authorize the project for right-of-way acquisition.

Item 8. Public Works; Request VDOT to Approve the Design and Construction of the Intersections of Jefferson Davis Highway and Garrisonville Road; Jefferson Davis Highway and Courthouse Road; and Kings Highway and Ferry Road as Locally Administered Projects

Resolution R13-22 reads as follows:

A RESOLUTION TO REQUEST VDOT TO APPROVE THE DESIGN AND CONSTRUCTION OF IMPROVEMENTS TO THE JEFFERSON DAVIS HIGHWAY AND GARRISONVILLE ROAD INTERSECTION AS A LOCALLY ADMINISTERED PROJECT

WHEREAS, on March 20, 2012, the Board adopted Resolution R12-100, which requested Virginia Department of Transportation (VDOT) revenue sharing funding for the improvements to the intersection of Jefferson Davis Highway (US-1) and Garrisonville Road (SR-610); and

WHEREAS, VDOT approved revenue sharing funds for this project;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 22nd day of January, 2013, that the Board be and it hereby does indicate its desire to have the design and construction of the Jefferson Davis Highway and Garrisonville Road intersection improvement project be completed as a locally administered project; and

BE IT STILL FURTHER RESOLVED that the County Administrator is authorized to sign all documents necessary and appropriate for Stafford County to locally administer this project.

Resolution R13-23 reads as follows:

A RESOLUTION TO REQUEST VDOT TO APPROVE THE DESIGN AND CONSTRUCTION OF IMPROVEMENTS TO THE JEFFERSON DAVIS HIGHWAY AND COURTHOUSE ROAD INTERSECTION AS A LOCALLY ADMINISTERED PROJECT

WHEREAS, on March 20, 2012, the Board adopted Resolution R12-100, which requested Virginia Department of Transportation (VDOT) revenue sharing funding for the improvements to the intersection of Jefferson Davis Highway (US-1) and Courthouse Road (SR-630); and

WHEREAS, VDOT approved the revenue sharing funds for this project;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 22nd day of January, 2013, that the Board be and it hereby does indicate its desire to have the design and construction of the Jefferson Davis Highway and Courthouse Road intersection improvement project be completed as a locally administered project; and

BE IT STILL FURTHER RESOLVED that the County Administrator is authorized to sign all documents necessary and appropriate for Stafford County to locally administer this project.

Resolution R13-24 reads as follows:

A RESOLUTION TO REQUEST VDOT TO APPROVE THE DESIGN AND CONSTRUCTION OF IMPROVEMENTS TO THE KINGS HIGHWAY AND FERRY ROAD INTERSECTION AS A LOCALLY ADMINISTERED PROJECT

WHEREAS, on March 20, 2012, the Board adopted Resolution R12-100, which requested Virginia Department of Transportation (VDOT) revenue sharing funding for improvements to the intersection of Kings Highway (SR-3) and Ferry Road (SR-606); and

WHEREAS, VDOT approved the revenue sharing funds for this project;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 22nd day of January, 2013, that the Board be and it hereby does indicate its desire to have the design and construction of the Kings Highway and Ferry Road intersection improvement project be completed as a locally administered project; and

BE IT STILL FURTHER RESOLVED that the County Administrator is authorized to sign all documents necessary and appropriate for Stafford County to locally administer this project.

Item 9. Planning and Zoning; Refer to the Planning Commission a Zoning text Amendment Regarding Parking Lots

Resolution R13-25 reads as follows:

A RESOLUTION TO REFER TO THE PLANNING COMMISSION AN AMENDMENT TO STAFFORD COUNTY CODE SECTION 28-25, “DEFINITIONS OF SPECIFIC TERMS;” SECTION 28-35, TABLE 3.1, “DISTRICT USES AND STANDARDS;” AND SECTION 28-102, “OFF-STREET PARKING”

WHEREAS, the Comprehensive Plan identifies Redevelopment Areas as well as Urban Development Areas for new forms of growth and development; and

WHEREAS, the Zoning Ordinance limits the ability to use on-street parking, and stand-alone public parking lots and parking structures; and

WHEREAS, the Board believes that Redevelopment Areas and Urban Development Areas will demonstrate a need for on-street parking as well as stand-alone public parking lots and parking structures; 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 22nd day of January, 2013, that an amendment to Stafford County Code, Section 28-25, “Definitions of specific terms;” Section 28-35, Table 3.1, “District Uses and Standards;” and Section 28-102, “Off-street Parking” be and it hereby is referred to the Planning Commission for its review and recommendations; and

BE IT FURTHER RESOLVED that the Planning Commission may make any changes to the ordinance that it deems necessary and appropriate.

Item 10. Planning and Zoning; Refer to the Planning Commission a Subdivision Ordinance Amendment Regarding Technical Changes to Approved Preliminary Subdivision Plans

Resolution R13-11 reads as follows:

A RESOLUTION TO REFER TO THE PLANNING COMMISSION SUBDIVISION AMENDMENTS REGARDING STAFFORD COUNTY CODE, SECTION 22-67, “TECHNICAL CHANGES TO APPROVED PRELIMINARY PLANS”

WHEREAS, the Planning Commission approves all preliminary subdivision plans; and

WHEREAS, subsequent plans may not exactly match the approved preliminary subdivision plan due to engineering changes or changes to County Code necessitating technical changes; and

WHEREAS, the Board finds that good planning practices require the adoption of such an ordinance;

NOW, THEREFORE BE IT RESOLVED, by the Stafford County Board of Supervisors on this the 22nd day of January, 2013, that proposed Ordinance O13-05, be and it hereby is referred to the Planning Commission for a public hearing and its recommendations; and

BE IT FURTHER RESOLVED that the Planning Commission may make modifications as it deems necessary and appropriate to proposed Ordinance O13-05, and shall hold a public hearing and provide its recommendations to the Board.

Item 11. Planning and Zoning; Refer to the Planning Commission a Subdivision Ordinance Regarding Subdivision Appeals

Resolution R13-28 reads as follows:

A RESOLUTION TO REFER TO THE PLANNING COMMISSION SUBDIVISION AMENDMENTS REGARDING STAFFORD COUNTY CODE, SECTION 22-254, “TIME LIMIT FOR ACTING ON APPEALS”

WHEREAS, the Subdivision Ordinance allows an applicant who is aggrieved by the decision of the Subdivision Agent (Agent) or the Planning Commission, to appeal that decision within ten (10) days of the date of notification of that decision; and

WHEREAS, the Board considers appeals of decisions of the Agent or Planning Commission; and

WHEREAS, County Code Section 22-254 states that the Board shall act on any appeal within fourteen (14) days, unless there is no meeting scheduled, in which case, the Board shall act at its next regular meeting; and

WHEREAS, fourteen (14) days may not allow adequate staff time to prepare its report and gather information in order for the Board to render its decision; and

WHEREAS, the Board finds that good planning practices requires adoption of this ordinance;

NOW, THEREFORE BE IT RESOLVED, by the Stafford County Board of Supervisors on this the 22nd day of January, 2013, that the amendments to Stafford County Code Section 22-254, “Time limit for acting on appeals,” pursuant to proposed

Ordinance O13-03, be and they hereby are referred to the Planning Commission for a public hearing and its recommendations; and

BE IT FURTHER RESOLVED that the Planning Commission may make modifications as it deems appropriate to proposed Ordinance O13-03, and shall hold a public hearing and provide its recommendations to the Board.

Item 12. Utilities; Authorize the County Administrator to Execute a Contract for Odor Control Chemicals

Resolution R13-06 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT RENEWAL WITH PREMIER MAGNESIA, LLC, FOR AN ODOR CONTROL CHEMICAL

WHEREAS, the Department of Utilities uses an odor control chemical to eliminate hydrogen sulfide generation at a number of its wastewater pump stations, and in the wastewater collection system; and

WHEREAS, the Board awarded the current contract for these chemicals to Premier Magnesia, LLC; and

WHEREAS, the current contract with Premier Magnesia, LLC, contains a provision for four (4) additional one-year contract renewals; and

WHEREAS, staff reviewed the renewal prices offered by Premier Magnesia, LLC, and determined that they are reasonable; and

WHEREAS, funds are included in the FY2013 Facilities Maintenance and Aquia Wastewater Treatment Facility Operating budgets, and are appropriated for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 22nd day of January, 2013, that the County Administrator be and he hereby is authorized to execute a contract renewal with Premier Magnesia, LLC, to provide magnesium hydroxide (Thioguard) for odor control, in an amount not to exceed Two Hundred Eleven Thousand Eight Hundred Seventeen Dollars (\$211,817), unless amended by a duly-authorized contract amendment.

Item 13. Public Information; Recognize Posthumously Danny Hatch for his Service to Stafford County

Proclamation P13-02 reads as follows:

A PROCLAMATION TO RECOGNIZE POSTHUMOUSLY DANNY HATCH FOR HIS SERVICE TO STAFFORD COUNTY

WHEREAS, Danny Hatch had a long and distinguished career serving the citizens of Stafford County for over 38 years; and

WHEREAS, after 27 ½ years with the Stafford County Sheriff’s Office, Danny Hatch retired as a Captain; and

WHEREAS, Danny Hatch’s many contributions to the Sheriff’s Office include serving as Division Commander of both Investigative Services and Administrative Services, as a S.W.A.T. team member and canine handler, and earning the distinction of graduating from the FBI National Academy; and

WHEREAS, during his more than 11 years with the Stafford County Information Technology Department, Danny Hatch played a pivotal role in providing critical services and information to the Sheriff’s Office through his work with the public safety system, and provided support to many other County systems;

WHEREAS, Danny Hatch also served his country honorably, as a Marine in Vietnam, where he earned two Purple Hearts and a Bronze Star;

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors on this the 22nd day of January, 2013, that it be and hereby does recognize posthumously Danny Hatch for his selfless devotion and service to the citizens and government of Stafford County.

Item 14. Economic Development; Refer to the Planning Commission a Technology Zone Ordinance Amendment

Resolution R13-27 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO CONSIDER AMENDING STAFFORD COUNTY CODE CHAPTER 23A, ENTITLED “TECHNOLOGY ZONES”

WHEREAS, the Technology Zone Ordinance (O10-02) was adopted by the Board on January 19, 2010, and was designed as an incentive tool used by the Department of Economic Development to help leverage the County as a viable community for technology business location and expansion; and

WHEREAS, since the establishment of the Technology Zone, no company has applied for, or received the incentive benefits outlined through the program; and

WHEREAS, with minor revisions to the qualifying criteria, this tool will become more accessible to high technology companies, thus making significant capital investment and job creation (within Stafford County) more attainable; and

WHEREAS, these changes will also provide administrative clarity for County staff tasked with ensuring that program compliance is maintained after the benefits are awarded; and

WHEREAS, the ability to use this tool at the discretion of the Board, will aid the community in diversifying the County’s business industry mix;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 22nd day of January, 2013, that it be and hereby does authorize the County Administrator to advertise a public hearing to consider amending Stafford County Code Chapter 23A, entitled, “Technology Zones.”

Item 15. Economic Development; Budget and Appropriate Funding and Authorize the County Administrator to Approve Payment for Transportation Improvements to Telegraph Road at Corporate Drive

Resolution R13-30 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH QUANTICO CORPORATE CENTER, LLC, FOR TRANSPORTATION IMPROVEMENTS TO TELEGRAPH ROAD AT CORPORATE DRIVE AND TO BUDGET AND APPROPRIATE FUNDING

WHEREAS, on July 1, 2008, the Board directed the County Administrator to reserve \$300,000 in the Transportation Fund to match funds from the Economic Development Authority (EDA) to assist with funding the construction of a second entrance to the Quantico Corporate Center when it was determined to be necessary; and

WHEREAS, the EDA released their \$300,000 in reserved funds for this purpose on January 11, 2013; and

WHEREAS, on February 17, 2011, the need for a second entrance to the Quantico Corporate Center was documented by a Traffic Impact Analysis prepared for Quantico Corporate Center, LLC, by Kimley-Horn and Associates, Inc.; and

WHEREAS, design plans for the second entrance were approved by the Virginia Department of Transportation and the County; and

WHEREAS, the Board finds that the second entrance promotes the health, safety and welfare of the County and its citizens;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 22nd day of January, 2013, that the County Administrator be and

he hereby is authorized to enter into an agreement with the Quantico Corporate Center, LLC, for Telegraph Road and Corporate Drive; and

BE IT FURTHER RESOLVED that the Board budgets and appropriates funds in an amount not to exceed Three Hundred Thousand Dollars (\$300,000) in FY2013, to Telegraph Road road improvements.

Item 5. Public Works; Request VDOT FY2014 Transportation Alternatives Program Funding for Continued Planning and Construction of the Courthouse Area Streetscape Improvements and the Belmont-Ferry Farm Trail System

Mr. Milde motioned, seconded by Mr. Snellings, to adopt proposed Resolution R13-07.

The Voting Board tally was:

- Yea: (5) Cavalier, Milde, Schieber, Snellings, Stimpson
- Nay: (0)
- Absent: (1) Thomas
- Abstain: (1) Sterling

Resolution R13-07 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO REQUEST FUNDING FROM THE FISCAL YEAR 2014 VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) TRANSPORTATION ALTERNATIVES PROGRAM (TAP) FOR THE CONTINUED PLANNING AND CONSTRUCTION OF THE COURTHOUSE AREA STREETScape PROJECT (PHASE 1C) AND THE BELMONT-FERRY FARM TRAIL (PHASE 6)

WHEREAS, the Transportation Alternative Program is a part of the Moving Ahead for Progress in the 21st Century Act (MAP-21) which replaces the transportation enhancement activities; and

WHEREAS, VDOT is accepting applications for the TAP established by MAP-21 and will select applications to forward to the Fredericksburg Area Metropolitan Planning Organization (FAMPO) and the Commonwealth Transportation Board (CTB) for project selection; and

WHEREAS, eligible projects include construction of pedestrian and bicycle facilities, safe routes for non-drivers to access daily needs, removal of outdoor advertising, rehabilitation of historic transportation facilities, vegetation management in transportation rights of way, and archeological and environmental activities related to transportation projects; and

WHEREAS, VDOT, FAMPO and the CTB will only consider existing projects for FY2014 appropriation; and

WHEREAS, the Courthouse Streetscape and Belmont-Ferry Farm projects are existing projects eligible for TAP funding; and

WHEREAS, in accordance with VDOT TAP application procedures, it is necessary that the Board, by resolution, commit to the sponsorship of the projects and to verify the availability of the 20% local match; and

WHEREAS, the Board desires to request TAP funding in the amount of Five Hundred Thousand Dollars (\$500,000) for the continued planning and construction of the Courthouse Area Streetscape project (Phase 1C), and in the amount of Five Hundred Thousand Dollars (\$500,000) for the Belmont-Ferry Farm Trail (Phase 6) project, with a County match of One Hundred Twenty-five Thousand Dollars (\$125,000) for each project;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 22nd day of January, 2013, that the County Administrator be and he hereby is authorized to request Five Hundred Thousand Dollars (\$500,000) in Fiscal Year 2014 Virginia Department of Transportation (VDOT) Transportation Alternatives Program funds for planning and construction of the Courthouse Area Streetscape (Phase 1C) and Five Hundred Thousand Dollars (\$500,000) for planning and construction of the Belmont-Ferry Farm Trail (Phase 6), and to verify that the 20% local match of \$250,000 is available should the grants be awarded to the County; and

BE IT STILL FURTHER RESOLVED THAT the Stafford County Board of Supervisors hereby grants authority for the County Administrator or his designee to execute project administration agreements for any approved projects associated with this program.

Item 16. Legislative; Add Support of HB2028 “Gwyneth’s Law” to the 2013 Legislative Initiatives

Mr. Sterling motioned, seconded by Mr. Milde, to adopt proposed Resolution R13-57 with the caveat that the County, during its FY2014 budget deliberations, consider a \$100 stipend for every School staff member who becomes CPR certified.

Mr. Schieber said that he had no objection to Mr. Sterling’s motion but that the Gwyneth’s Law Working Group was meeting on January 30, 2013, and would take up the issue of mapping resources to accomplish the goals contained in proposed Resolution R13-57. He added that following the January 30th meeting, the Working Group would

have a much better understanding whether it should be a stipend or payment for the cost of certification.

Ms. Stimpson asked about setting aside funds. Mr. Sterling said that the stipend should be a part of a friendly amendment and that he hoped that the Working Group would come back in agreement with additional compensation for additional responsibilities.

Mr. Schieber offered a friendly amendment asking that a discussion of funding be included in upcoming budget deliberations, adding that the Working Group would set-up the framework for the proposed funding.

The Voting Board tally was:

Yea: (5) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson

Nay: (0)

Absent: (1) Thomas

Resolution R13-57 reads as follows:

A RESOLUTION TO ADD SUPPORT FOR HOUSE BILL 2028,
ALSO KNOWN AS “GWYNETH’S LAW,” TO THE BOARD’S
2013 LEGISLATIVE INITIATIVES

WHEREAS, on January 9, 2013, Delegate L. Mark Dudenhefer introduced House Bill 2028 (HB), also known as “Gwyneth’s Law,” before the General Assembly; and

WHEREAS, “Gwyneth’s Law” is so named following the tragic death of Stafford County middle school student, Gwyneth Griffin, who passed away from heart-related complications; and

WHEREAS, HB2028, if adopted, would allow school boards to require current certification or training in emergency first aid, cardiopulmonary resuscitation (CPR), and the use of automated external defibrillators (AEDs) for bus drivers; increase the required number of school personnel with such training per school; and require such training for those seeking initial teacher licensure, renewal of a license to teach, or a provisional teaching license, with a waiver for those persons with disabilities; and

WHEREAS, HB2028, if adopted, would require, beginning with first-time ninth grade students in the 2014-2015 school year, recipients of standard and advanced diplomas to receive training in emergency first aid, CPR, and the use of AEDs, with a waiver for students with disabilities; and

WHEREAS, HB2028, if adopted, would require an AED in every school by the 2014-2015 school year, and school-wide cardiopulmonary resuscitation drills;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 22nd day of January, 2013, that it be and hereby does express its full and complete support for HB2028, in honor and memory of Gwyneth Griffin; and

BE IT FURTHER RESOLVED that the Board's support of HB2028 be added to the Board's adopted 2013 list of Legislative Initiatives, and that the adopted 2013 Legislative Initiatives list, once amended, be forwarded to Stafford County's Legislative Delegation; and

BE IT STILL FURTHER RESOLVED that the County Administrator creates a funding account in the FY2014 budget to allow compensation for school personnel that receive CPR certification, with final decisions to be made during the budget process.

2012 Year in Review Director of Communications, Cathy Vollbrecht, gave a presentation which included an overview of the year 2012. Ms. Vollbrecht introduced Citizen Action Officer, Joanie DeShazo. Ms. Stimpson thanked both Ms. Vollbrecht and Ms. DeShazo for their hard work and added that Ms. DeShazo's transition into the position, having replaced Lakesha Cole, was seamless and that she appreciated that citizen issues were moved along.

Capital Improvement Plan (CUP) Budget Director, Nancy Collins, introduced the CIP. Ms. Collins said that by 2018, the County planned to increase to 3% of the General Fund its ability to "pay as you go." Mr. Romanello will present the proposed budget to the Board on March 5, 2013. The budget public hearing is scheduled for April 9, 2013, with adoption of the County's proposed FY2014 budget is slated for April 23, 2013.

Fire Chief, Mark Lockhart, presented the Department of Fire and Rescue's proposed CUP and talked about fleet replacement. Mr. Snellings asked about replacement of a ladder truck and also talked about the Quint travelling roads in the Hartwood District and the possibility of there being an accident on the back roads in his district. Chief Lockhart noted that a Quint carries hoses and water, in addition to having the same capabilities as a ladder truck. Chief Lockhart said that the current Quint 12 had approximately 90,000 miles on it and that replacement would cost approximately \$800,000 to \$900,000. Mr. Snellings said that cost and safety should be of the most concern and suggested that the Department move away from Quints if possible.

Ms. Stimpson asked about the necessity of a training center in Stafford County. She asked about the feasibility of using the already established facility in Spotsylvania. Chief Lockhart said that Spotsylvania's was a burn facility, which Stafford County had not used; rather, they used facilities in Loudoun and Hanover counties instead. Ms. Stimpson

asked for the percentage of live fires responded to. Chief Lockhart said that overall it was approximately 35% of the call volume that was in response to live fires.

Mr. Schieber asked if there was ever a conversation with Marine Corps Base Quantico about using its facilities. Chief Lockhart said that there was a conversation with the Base but that it had not been pursued. The last conversation was around the time that Colonel Maxwell became Base Commander. Ms. Stimpson asked if the Public Safety Committee had met on the topic of a training facility in the County. Chief Lockhart said, “No.” Mr. Schieber said that the Quantico Regional Executive Steering Committee was scheduled to meet on Thursday, January 24th, and that he would bring up the subject at that meeting.

Mr. Milde said that the old boat house was never in the plan to be used as a training facility and that the old boat house property was on about 13 to 17 acres. Mr. Romanello confirmed that it was 13 acres. Mr. Milde said that he hoped that it would not hold up development of the courthouse area. Mr. Romanello said that from day one, it was a temporary facility, on a short term lease. Mr. Milde asked that the training facility be placed on the Community and Economic Development Committee’s agenda.

Ms. Carol Adams, Manager of the Emergency Communications Division, discussed replacement of the E911 Center. Mr. Schieber asked if the plans included interoperability cooperation both regional and state-wide, including mutual support and mutual dependencies. Ms. Adams assured Mr. Schieber that it would be included.

Mr. Snellings said that it seems as though changes are coming quicker and asked if upgrades would have to be done all over again in five to ten years. Ms. Adams said that with the proper upgrades in place, it was easier to keep current.

Mr. Chris Hoppe discussed proposed Parks projects contained in the CIP. Mr. Sterling asked that Mr. Hoppe highlight the potential number of fields or amenities at each park. Mr. Hoppe said that at Duff, there were two synthetic and two lighted fields proposed. Mr. Cavalier asked about the cost. Mr. Hoppe said approximately \$900,000, which was built from scratch without lights, parking, or rest rooms. Mr. Sterling asked about putting three fields in the front pad. Mr. Hoppe said he was aware of that idea and, if approved, would use bond funds in the amount of \$1.5M. Mr. Milde asked about input from the Infrastructure Committee and if the ideas for the proposed parks on the CIP were staff generated. Mr. Sterling said that if they were approved, it would have to go through the process for the next Parks bond package, that these were all conceptual, and that there was no money included in the CIP, what the Board was seeing was just a placeholder.

Mr. Cavalier asked about St. Clair Brooks Park and if it included the Grizzle Center. Mr. Hoppe said that there were structural problems discovered by a study done approximately three years ago, that it would be expensive to salvage, and it was not conducive to usage as a community center.

Mr. Sterling asked if there was a demand for a dog park in the County. Mr. Hoppe said that there are several requests each year for a dog park in the County.

Mr. Milde said he wanted to remind the Board that it did not need a bond referendum to do these parks. Mr. Sterling said that the County would get lower interest rates using General Obligation bonds.

Ms. Stimpson thanked Mr. Hoppe for the extensive work he did on the Parks CIP projects.

Mr. Mike Smith discussed public works and transportation projects contained in the CIP. After discussion of a new animal shelter, Mr. Milde asked for the shelter's history on the CIP over the past several years.

Ms. Stimpson asked about the recommended upgrade. Mr. Romanello said that it included temporary housing for animals in case of a natural disaster. Ms. Stimpson said that it included reconfiguring existing space and locating a trailer for use as an office so that the existing office space could be used to house animals. Mr. Romanello said that he would get an answer regarding the trailer and report back to Ms. Stimpson.

Mr. Snellings asked about a bike trail off Route 17, saying that it would not be safe for it to be right on (or near) Route 17, or on or near Truslow Road due to traffic volume that would create safety issues.

Mr. Milde talked about the intersection of Route 1 and Garrisonville Road (Route 610) and asked about revenue sharing for that intersection due to traffic back-ups and safety hazards for pedestrians and vehicle traffic. Mr. Milde also talked about a pedestrian plan from Aquia Harbour to the Staffordboro Commuter Lot, saying that there are several potential funding sources. Mr. Smith said that the first step is a design plan and asking VDOT if a pedestrian plan in that area is a possibility. Mr. Milde said to hire a consultant first.

Mr. Scott Horan, Assistant School Superintendent in Charge of Facilities, spoke with the Board. He talked about the rebuild of Stafford High School. Mr. Sterling asked what the

School Board was going to do about fields. Mr. Horan said that the School Board would make a decision at their meeting on January 29, 2013, and he did not want to make any comments until they held their meeting. Mr. Sterling asked Mr. Horan about county-wide student capacity. Mr. Horan said that he did not have that number but would get it to the Board. Mr. Sterling also asked for the total dollar amount on the School's CIP. Mr. Horan said that he did not have that number and would get it to Mr. Sterling as soon as possible. Ms. Collins stated that counting all sources, it was approximately \$245M over the next ten years.

Mr. Horan said that plans were in flux for the Stafford County Technical Center (SCTC). Mr. Sterling questioned how it had been on board for five years and that no one knew what it was. Mr. Schieber asked if the School Board had any ideas about the SCTC. Mr. Horan said that he would pass along to the School Board that there was interest in the Tech Center. Ms. Stimpson said that the School Board should not shy away from the vision of a Technical Center, that perhaps developers would offer proffers, etc., that the Joint Board of Supervisors/School Board Committee should work on it, and that consideration should be given to partnering with higher education. Mr. Horan said that Dr. Bridges spoke with Dr. Sam, Germanna Community College. He added that the SCTC was not stagnant. Mr. Cavalier said that at the last Joint Meeting, School Board representatives said that it would be discussed at its retreat. Mr. Schieber said that it should be discussed with the full Board.

A discussion ensued about expansion at existing high schools in the County. Mr. Sterling asked about Fine Arts and Physical Education facilities. Mr. Horan said that right now, those classes were in held the academic wing and that if/when they were moved, it would free up more space for academics. Mr. Horan said that plans would add an orchestra room and that it would also expand the Brooke Point library.

Mr. Schieber asked if there were any trade-offs to get additional classroom space? Mr. Horan said that approximately three years ago, a study was done on expansion and the study results showed that there were no other options. In considering modular classrooms, Mr. Horan said that it adds space but does not change the core facility. Ms. Stimpson said that with 900 students, some students have to eat lunch at 10:30 a.m.

Recess At 4:48 p.m., the Chairman declared a recess.

Call to Order At 5:00 p.m., the Chairman called the meeting back to order.

Finance and Budget; Mid-Year Review Ms. Nancy Collins, Budget Division Director, gave a presentation and answered Board members questions.

Ms. Stimpson said that income from sales tax was 6.7% higher than the last calendar year. She asked about the numbers used to figure recordation. Ms. Collins said that it was, in part, refinancing and new deeds. Ms. Stimpson said that the number seemed high to her.

Mr. Milde motioned, seconded Mr. Schieber, to adopt proposed Resolution R13-31.

The Voting tally was:

Yea: (6) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson

Nay: (0)

Absent: (1) Thomas

Resolution R13-31 reads as follows:

A RESOLUTION TO INCREASE THE FY2013 APPROPRIATION
FOLLOWING THE FY2013 MIDYEAR REVIEW

WHEREAS, to provide financial flexibility, the Board placed a 5% appropriation hold on the adopted FY2013 General Fund budget; with release of the hold pending a mid-fiscal year review; and

WHEREAS, the FY2013 midyear review shows sufficient revenue to project positive results of operations and to appropriate the remaining FY2013 General Fund Budget; and

WHEREAS, in its FY2013 Budget Appropriation Resolution (R12-86) the Board resolved to increase the budget for Parks capital projects by up to Two Hundred Thousand Dollars (\$200,000) from positive results of operations, if available; and

WHEREAS, Human Services staff projects that state and federally mandated Comprehensive Services Act (CSA) expenditures will exceed the adopted FY2013 budget by One Million Dollars (\$1,000,000) due to increased private day school placements for special education students; and

WHEREAS, additional state support for increased CSA expenditures in the amount of Four Hundred Fifty Thousand Dollars (\$450,000) is available to be appropriated; and

WHEREAS, with release of the 5% appropriation hold and careful management of all budgets, staff anticipates finishing the year at adopted FY2013 budget levels;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 22nd day of January, 2013, that it be and hereby does increase the appropriations to the General Fund Budget for FY2013 as follows:

General Fund: **10,464,632**

Operating Budget Transfer to Schools	5,325,939
Public Day School	16,600
Board of Supervisors	30,353
Capital Projects	143,289
Central Rappahannock Regional Library	248,361
Commissioner of the Revenue	128,847
Commonwealth's Attorney	143,237
Cooperative Extension	8,453
Corrections	300,150
County Administration	51,330
County Attorney	51,962
Clerk of the Circuit Court	72,811
Circuit Court	13,148
General District Court	5,128
Juvenile and Domestic Relations Court	3,411
Magistrate	466
15th District Court Services Unit	20,754
Economic Development	34,803
Finance and Budget	74,539
Fire and Rescue	747,895
Human Resources	18,949
Human Services, Office of	214,925
Information Technology	106,132
Non-Departmental	180,622
Parks, Recreation and Community Facilities	507,359
Partner Agencies	93,304
Planning and Zoning	128,142
Public Works	201,332
Registrar & Electoral Board	21,129
Sheriff	1,142,933
Social Services	332,775
Treasurer	95,554

BE IT FURTHER RESOLVED that the Board be and it hereby does approve an increase to the FY2013 budget and appropriation as follows:

Human Services	450,000
Capital Projects	200,000

Mr. Milde motioned, seconded by Mr. Snellings, to adopt proposed Resolution R13-32.

The Voting tally was:

Yea: (6) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson
 Nay: (0)
 Absent: (1) Thomas

Resolution R13-32 reads as follows:

A RESOLUTION TO AUTHORIZE TWO FULL-TIME POSITIONS
 IN THE SHERIFF’S OFFICE

WHEREAS, the Sheriff requested four additional telecommunications positions during the FY2013 budget process; and

WHEREAS, the Board approved two additional positions in the FY2013 Adopted Budget, with two additional positions to be considered by the Board at fiscal midyear; and

WHEREAS, the annual cost of the two positions is One Hundred Thousand Dollars (\$100,000); and

WHEREAS, a correction in the distribution of State E911 wireless revenue will partially offset the cost of the two additional positions;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 22nd day of January, 2013, that the County Administrator be and he hereby is authorized to recruit and maintain a workforce that does not exceed the authorized full-time strength stated below:

General Fund	
Non-Public Safety	328
Public Safety	341 <u>343</u>
Utilities Fund	139
Capital Projects Fund	2
Tourism Fund	1
Grants Fund	<u>8</u>
Total	819 <u>821</u>

BE IT STILL FURTHER RESOLVED that the County Administrator be and he hereby is authorized to budget and appropriate One Hundred Thousand Dollars (\$100,000).

Discuss Power Generating Facilities Zoning Text Amendment Saying that time was of the essence on this project, Mr. Milde motioned, seconded by Mr. Snellings, to suspend the Bylaws to enable the Board to move forward in a timely manner.

The Voting Board tally was:

Yea: (6) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson
Nay: (0)
Absent: (1) Thomas

Mr. Milde motioned, seconded by Mr. Snellings, to adopt proposed Resolution R13-37.

The Voting Board tally was:

Yea: (6) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson
Nay: (0)
Absent: (1) Thomas

Resolution R13-37 reads as follows:

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

WHEREAS, the Zoning Ordinance includes power generating facilities in the definition of public facilities/utilities; and

WHEREAS, generating facilities are permitted on County-owned land only with a conditional use permit; and

WHEREAS, the Rappahannock Regional Solid Waste Management Board (R-Board) is considering an innovative proposal for a private company to convert solid waste to electrical energy on land at the Regional Landfill; and

WHEREAS, the Board believes that conversion of solid waste to electrical energy is a desirable and environmentally responsible public service and can be an integral part of the operation of the Regional Landfill; and

WHEREAS, the Board believes that it is desirable to allow the conversion of solid waste to electrical energy on land at the Regional Landfill as a by-right use; 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 22nd day of January, 2013, that Stafford County Code,” Section 28-35, Table 3.1, “District Uses and Standards;” be and it hereby is referred to the Planning Commission for a public hearing and its recommendation.

Planning and Zoning; Consider Appeal of the Architectural Review Board’s Decision at 103 West Cambridge Street This item was deferred to the February 5th Board meeting.

Mr. Sterling said that at the Board’s retreat held on January 12, 2013, it was noted that at the next regular meeting, the Board would discuss its measurable goals and objectives. He questioned why it was not on the January 22nd meeting agenda and asked when it would be included as an item for discussion. Mr. Romanello said that if it was the pleasure of the Board, it would be included on the February 5, 2013, agenda.

Recess At 5:14 p.m., the Chairman declared a recess.

Call to Order At 7:01 p.m. the Chairman called the meeting back to order.

Invocation Ms. Stimpson gave the Invocation.

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

Presentations by the Public The following members of the public spoke on topics as identified:

- Joseph Littleton - Boat Tax
- R.C. Stevens - Stafford High School Rebuild
- Ken Marshall - Stafford High School Rebuild
- Christina Lewis - Stafford High School Rebuild
- Vaughn Lewis - Stafford High School Rebuild
- Paul Waldowski - Stafford High School Rebuild/Redistricting

Public Works; Convey an Easement to Dominion Virginia Power for Staffordboro Commuter Lot Mr. Mike Smith, Director of Public Works, gave a presentation and answered Board members questions. Mr. Milde said that this was a great success story, that it added 1000 spaces and corrected a problem that the state was unable to fix.

The Chairman opened the public hearing.

The following persons desired to speak:

Paul Waldowski

The Chairman closed the public hearing.

Mr. Cavalier motioned, seconded by Mr. Milde, to adopt proposed Resolution R13-03.

The Voting tally was:

Yea: (6) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson
Nay: (0)
Absent: (1) Thomas

Resolution R13-03 reads as follows:

A RESOLUTION TO AUTHORIZE CONVEYANCE OF AN EASEMENT ON A PORTION OF COUNTY-OWNED PROPERTY, IDENTIFIED AS TAX MAP PARCEL 21-65J, TO DOMINION VIRGINIA POWER FOR UTILITY LINE RELOCATION IN CONNECTION WITH IMPROVEMENTS TO THE STAFFORDBORO COMMUTER LOT

WHEREAS, the Board identified the completion of improvements to the Staffordboro Commuter Lot as a top transportation priority; and

WHEREAS, the County owns property adjacent to the Staffordboro Commuter Lot, identified as Tax Map Parcel 21-65J; and

WHEREAS, Staffordboro Commuter Lot improvements will be completed by the Virginia Department of Transportation (VDOT); and

WHEREAS, Dominion Virginia Power must relocate its utility lines prior to construction of the Staffordboro Commuter Lot improvements; and

WHEREAS, Dominion Virginia Power requested an easement from the County for relocation of its utility lines; and

WHEREAS, the Board considered the recommendations of staff and the testimony, if any, at the public hearing; and

WHEREAS, the Board finds that this conveyance promotes the health, safety, and general welfare of the County and its citizens;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 22nd day of January, 2013, that the Board be and it hereby does authorize the County Administrator, or his designee, to execute any and all necessary and appropriate documents to convey a 0.049 acre easement on a portion of County-owned property, identified as Tax Map Parcel 21-65J, to Dominion Virginia Power for relocation of utility lines in connection with the improvements to the Staffordboro Commuter Lot.

Utilities; Vacate an Existing Water Line Easement in Connection with 342, Phase II Water Line Transmission Line Project Mr. Dale Allen, Assistant Director of Utilities - Engineering, gave a presentation and answered Board members questions. Mr. Milde asked if Mr. Snelling knew what the term Falmouth/Hartwood Magisterial District meant (listed on one of the slides presented by Mr. Smith). Mr. Snellings said that he had no idea.

The Chairman opened the public hearing.

The following persons desired to speak:

Paul Waldowski

The Chairman closed the public hearing.

Ms. Stimpson motioned, seconded by Mr. Snellings, to adopt proposed Resolution R13-04.

The Voting tally was:

Yea: (6) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson

Nay: (0)

Absent: (1) Thomas

Resolution R13-04 reads as follows:

A RESOLUTION TO AUTHORIZE VACATION OF EASEMENTS ON A PORTION OF THE PROPERTIES OF STAFFORD RAPPAHANNOCK, LLC, TAX MAP PARCELS 53K-A-A, 53K-B-A, 53K-C-A, 53K-21-A, 53K-22-A, AND 53K-23-A, IN CONNECTION WITH THE 342 PHASE 2 WATER PRESSURE ZONE IMPROVEMENTS PROJECT

WHEREAS, the 2006 Water and Sewer Master Plan recommends construction of a new water transmission line from the new Rocky Pen Water Treatment Facility to the 342 Water Pressure Zone; and

WHEREAS, the Board approved, and the County is in the process of, acquiring the necessary easements for the construction of the 342 Phase 2 Water Pressure Zone Improvements Project; and

WHEREAS, Stafford Rappahannock, LLC, the property owner, previously dedicated 30,318 square feet of water line easement, and 14,846 square feet of temporary construction easement, for this project on Tax Map Parcels 53K-A-A, 53K-B-A, 53K-C-A, 53K-21-A, 53K-22-A, and 53K-23-A (the Property); and

WHEREAS, the property owner made improvements in the granted easement areas on the Property, making construction of the water line less desirable and more costly; and

WHEREAS, the property owner consents to vacation of the existing easement areas in exchange for 25,418 square feet of water line easement, and 13,130 square feet of temporary construction easement, in areas preferred by both parties; and

WHEREAS, the Board conducted a public hearing and carefully considered the recommendations of staff and the testimony, if any, at the public hearing; and

WHEREAS, the Board declares its intent to vacate 14,846 square feet of temporary construction easement, and 30,318 square feet of permanent water line easement, on the Property in exchange for 13,130 square feet of temporary construction easement, and 25,418 square feet of permanent water line easement in areas preferred by both parties; and

WHEREAS, the Board finds that this vacation promotes the health, safety, and general welfare of the County and its citizens;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this 22nd day of January, 2013, that the Board be and it hereby does find that public necessity exists for vacation of the Board's easement ownership on the Property to complete construction, and begin operation, of the 342 Phase 2 Water Zone Improvements Project, an approved public use to meet the County's water demand needs; and

BE IT FURTHER RESOLVED that the Board vacates the temporary construction easement and permanent water line easement on Tax Map Parcels 53K-A-A, 53K-B-A, 53K-C-A, 53K-21-A, 53K-22-A, and 53K-23-A, and authorizes the County Administrator or his designee, to execute any documentation necessary for the vacation.

Utilities; Vacate an Existing Easement on Tax Map Parcel 21-70 in Connection with the Route 1 North Sewer Replacement Project Mr. Dale Allen, Assistant Director of Utilities - Engineering, gave a presentation and answered Board members questions.

The Chairman opened the public hearing.

No persons desired to speak.

The Chairman closed the public hearing.

Mr. Cavalier motioned, seconded by Mr. Milde, to adopt proposed Resolution R13-05.

The Voting tally was:

Yea: (6) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson
Nay: (0)
Absent: (1) Thomas

Resolution R13-05 reads as follows:

A RESOLUTION TO AUTHORIZE VACATION OF EASEMENTS ON
A PORTION OF THE PROPERTY OF MANASSAS ICE AND FUEL CO.,
INC., TAX MAP PARCEL 21-70, IN CONNECTION WITH THE ROUTE 1
NORTH SEWER REPLACEMENT PROJECT

WHEREAS, the 2006 Water and Sewer Master Plan recommends replacement of a portion of the Route 1 North Interceptor sewer line; and

WHEREAS, the Board approved, and is in the process of acquiring, the necessary easements for the construction of the Route 1 North Sewer Replacement Project; and

WHEREAS, Manassas Ice and Fuel Co., Inc., (the Property Owner) of Tax Map Parcel 21-70 previously dedicated 0.0462 acres of temporary construction easement, and 0.3485 acres of permanent sewer easement, to the County for this project; and

WHEREAS, a revised sewer alignment necessitated different easements; and

WHEREAS, the Property Owner, consents to an exchange of 0.0545 acres of temporary construction easement, and 0.3273 acres of permanent sewer easement, on this same parcel for vacation of the existing easement areas; and

WHEREAS, the Board conducted a public hearing and carefully considered the recommendations of staff and the public testimony, if any, at the public hearing; and

WHEREAS, the Board finds that this vacation promotes the health, safety, and general welfare of the County and its citizens;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 22nd day of January, 2013, that the Board be and it hereby does find that public necessity exists for the vacation of the Board's easement on the Property, to complete construction and begin operation of the Route 1 North Sewer Replacement Project, an approved public use necessary to meet the County's Sewer demand needs; and

BE IT FURTHER RESOLVED that the Board vacates 0.0462 acres of temporary construction easement, and 0.3485 acres of permanent sewer easement, on Tax Map Parcel 21-70, in exchange for 0.0545 acres of temporary construction easement, and 0.3273 acres of permanent sewer easement, on a portion of Tax Map Parcel 21-70; and

BE IT STILL FURTHER RESOLVED that the County Administrator, or his designee, be authorized to execute all documents necessary to vacate the existing easements, and to acquire the new easements on Tax Map Parcel 21-70.

Legislative; Closed Meeting. At 7:34 p.m., Mr. Sterling motioned, seconded by Mr. Snellings, to adopt proposed Resolution CM13-02.

The Voting tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas
Nay: (0)

Resolution CM13-02 reads as follows:

A RESOLUTION TO AUTHORIZE CLOSED MEETING

WHEREAS, the Board desires to hold a Closed Meeting for (1) discussion and consultation with legal counsel regarding the award of a public contract for a Parks and Recreation facility and associated services; and (2) discussion concerning a prospective business where no previous announcement has been made of the business' interest in locating its facilities in the County; and

WHEREAS, pursuant to Virginia Code Sections 2.2-3711(A)(5), (7), and (29) such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors on this the 22nd day of January, 2013, does hereby authorize discussions of the aforestated matters in Closed Meeting.

Call to Order At 8:00 p.m., the Chairman called the meeting back to order.

Legislative; Closed Meeting Certification Mr. Sterling motioned, seconded by Mr. Schieber, to adopt proposed Resolution CM13-02(a).

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas
Nay: (0)

Resolution CM13-02(a) reads as follows:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE STAFFORD COUNTY BOARD OF SUPERVISORS IN A CLOSED MEETING ON JANUARY 22, 2013

WHEREAS, the Board has, on this the 22nd day of January, 2013, 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 22nd day of January, 2013, 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 8:01 p.m. the Chairman declared the meeting adjourned.

Anthony J. Romanello, ICMA-CM
County Administrator

Susan B. Stimpson
Chairman