

BOARD OF SUPERVISORS

STAFFORD, VIRGINIA

MINUTES

Regular Meeting

August 21, 2012

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, August 21, 2012, in the Board Chambers, at the George L. Gordon, Jr. Government Center.

Roll Call The following members were present: Susan B. Stimpson, Chairman; Cord A. Sterling, Vice Chairman; Jack R. Cavalier; Paul V. Milde III; Ty A. Schieber; Gary F. Snellings; and Robert “Bob” Thomas, Jr.

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

Presentation of a Proclamation to Recognize and Commend Fire and Rescue Personnel for their Participation in the “Fill the Boot” Campaign Ms. Stimpson presented the proclamation to Baldwin Locher, III, a member of the Stafford Professional Fire Fighters and the MDA Fundraising Chairman, as well as to Ms. Stephanie Hall, Fund Raising Coordinator for the Muscular Dystrophy Association.

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

Alane Callander - Clift Farm; developers taking over the County

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

Mr. Milde - Attended George Washington Toll Road Authority Meeting, reported that they have suspended operations; Sidewalk funds (turned down by Spotsylvania County) are they available to Stafford for the Streetscape Project; Power Point presentation about progress at the Civil War Park

Mr. Schieber - Deferred

Mr. Snellings - Deferred

Mr. Sterling - Hot Lanes Groundbreaking; Finance, Audit, and Budget Committee meeting update; FY2012 year-end surplus

Mr. Thomas - Transfer of Development Rights; Joint BOS/Utilities Commission meeting update, working on a rate study and Capital Improvements projects; VACO Training Certification Course for Supervisors (with Mr. Schieber); Union Church Board meeting; Bike Trail

Mr. Cavalier - Public Safety Committee meeting update, Fire and EMS services, alternate site for fire training requested by Mr. Sterling; RFP for recruitment of new Fire Chief

Ms. Stimpson - Passing of Lloyd Chittum, September 6<sup>th</sup> Stafford Technology and Research Park Ribbon Cutting; kudos to the Finance/Budget staff

Report of the County Attorney Mr. Shumate deferred.

Report of the County Administrator Mr. Romanello introduced Mr. Mike Smith, Director of Public Works, who gave an update on transportation projects in the County. Mr. Chris Hoppe, Capital Projects Program Manager, gave an update on Parks projects in the County. Ms. Nancy Collins, Budget Division Director, gave an update on the Stafford Value Index. Mr. Romanello also reported that he attended a meeting/tour in Waldorf, MD of an existing baseball field/operation and the possibility, with regional cooperation, of a professional baseball field being constructed in this area; voluntary water restrictions are in effect; the addition to Acting Fire Chief Mark Lockhart's family, daughter

Brooklyn born on August 15<sup>th</sup>; and concluded saying that there were no additions or deletions to the agenda.

Legislative; Additions and Deletions to the Agenda There were no additions or deletions to the agenda.

Legislative; Consent Agenda Mr. Thomas motioned, seconded by Mr. Sterling, to accept the Consent Agenda consisting of Items 4 through 32, omitting Items 23 and 31.

The Voting Board tally was:

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

Nay: (0)

Item 4. Approve Minutes of July 3, 2012 Board Meeting

Item 5. Finance and Budget; Approve Expenditure Listing (EL)

Resolution R12-224 reads as follows:

A RESOLUTION TO APPROVE EXPENDITURE LISTING (EL)  
DATED JULY 4, 2012 THROUGH AUGUST 21, 2012

WHEREAS, the Board has 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 21<sup>st</sup> day of August, 2012 that the above-mentioned EL be and hereby is approved.

Item 6. Finance and Budget; Local Governing Body Concurrence with the School Division Electing to Pay VRS Certified Rate for Stafford County Public Schools

Resolution R12-237 reads as follows:

A RESOLUTION TO AUTHORIZE LOCAL GOVERNING BODY  
CONCURRENCE WITH SCHOOL DIVISION ELECTING TO PAY THE VRS  
BOARD-CERTIFIED RATE FOR STAFFORD COUNTY PUBLIC SCHOOLS

(In accordance with the 2012 Appropriation Act Item 468(H))

WHEREAS, the General Assembly mandated contributions requirements from employees and employers participating in the Virginia Retirement System in the 2012 Appropriation Act, Item 468 (H);

NOW, THEREFORE BE IT RESOLVED by the Stafford County Board of Supervisors on this 21<sup>st</sup> day of August, 2012, that Stafford County Government, employer code 55189, does hereby acknowledge that Stafford County Public Schools has made the election for its contribution rate to be based on the employer contribution rates certified by the Virginia Retirement System Board of Trustees pursuant to Virginia Code 51.1-145(I) resulting from the June 31, 2011 actuarial value of assets and liabilities (the "Certified Rate"); and

BE IT FURTHER RESOLVED, that Stafford County Government, employer code 55189, does hereby certify to the Virginia Retirement System Board of Trustees that it concurs with the election of Stafford County Public Schools to pay the Certified Rate, as required by Item 468(H) of the 2012 Appropriation Act; and

BE IT STILL FURTHER RESOLVED that the officers of Stafford County Government, employer code 55189, are hereby authorized and directed in the name of the Stafford County Government to execute any required contract to carry out the provisions of this resolution. In execution of any such contract which may be required, the seal of Stafford County Government, as appropriate, shall be affixed and attested by the Clerk.

Item 7. Finance and Budget; Authorize a Public Hearing to Consider Participation in the Fall 2012 and Spring 2013 Virginia Public School Authority Bond Sales

Resolution R12-239 reads as follows:

A RESOLUTION TO AUTHORIZE A PUBLIC HEARING TO  
CONSIDER PARTICIPATION IN THE FALL, 2012 AND SPRING,  
2013 VIRGINIA PUBLIC SCHOOL AUTHORITY BOND SALES  
AND TO BUDGET AND APPROPRIATE THE BOND PROCEEDS

WHEREAS, the Board received a request from the Superintendent of the Stafford County Public Schools to contract a debt and issue General Obligation Bonds of the County in the maximum amount of \$33,225,000 in one or more series to finance certain capital improvements for public school purposes (the "Bonds") and to sell such bonds to the Virginia Public School Authority ("VPSA"); and

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

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

1. The County Administrator is authorized to advertise a public hearing to seek public comment on the issuance of the Bonds and on budgeting and appropriating the proceeds.
2. The Board of Supervisors adopts this declaration of official intent under Treasury Regulations Section 1.150.2. The Board of Supervisors reasonably expects to reimburse advances made or to be made by the County or the School Board of the County of Stafford, Virginia, to pay the costs of acquiring, constructing, and equipping the Projects from the proceeds of the Bonds to be issued in the maximum amount of \$33,225,000.
3. This resolution shall take effect immediately upon adoption.

Item 8. Sheriff; Authorize the County Administrator to Approve a Contract for the Public Safety Radio Communications System Maintenance

Resolution R12-223 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT RENEWAL WITH MOTOROLA SOLUTIONS, INC., FOR MAINTENANCE OF THE PUBLIC SAFETY RADIO COMMUNICATIONS SYSTEM

WHEREAS, the Stafford County Public Safety Radio System requires support and maintenance in order for critical systems to be maintained in optimal working condition; and

WHEREAS, Motorola Solutions, Inc., has offered to provide a renewal to the maintenance services contract for the Public Safety Radio Communications System in the amount of Six Hundred Thirty-one Thousand Nine Hundred Forty-seven Dollars and Ninety-six Cents (\$631,947.96); and

WHEREAS, the Sheriff's Office and County staff reviewed Motorola's proposal and determined that it is reasonable for the proposed scope of services;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21<sup>st</sup> day of August, 2012, that the County Administrator be and he hereby is authorized to execute any and all necessary documents for a contract renewal with Motorola Solutions, Inc., for maintenance services for the Public Safety Radio Communications System, in an amount not to exceed Six Hundred Thirty-one Thousand

Nine Hundred Forty-seven Dollars and Ninety-six cents (\$631,947.96), unless amended by a duly-executed contract amendment.

Item 9. Legislative/Fire and Rescue; Terminate the Declaration of a Local Emergency

Resolution R12-227 reads as follows:

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

WHEREAS, on June 30, 2012, the County Administrator declared a local emergency in Stafford County due to a severe weather event on June 29, 2012; and

WHEREAS, on July 3, 2012, the Board adopted Resolution R12-226, which ratified the County Administrator's declaration of a local emergency, as required by Virginia Code § 44-146.21(a); and

WHEREAS, the Board finds that all emergency actions have been taken; and

WHEREAS, the Board finds that it is appropriate to terminate the declaration of a local emergency at this time;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21<sup>st</sup> day of August, 2012, that the declaration of a local emergency, which did commence on June 30, 2012, was terminated on July 6, 2012; and

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

Item 10. Fire and Rescue; Renew a Contract with MED3000 to Provide Ambulance Transport Billing and Collection Services

Resolution R12-264 reads as follows:

A RESOLUTION TO AWARD A CONTRACT TO MED3000, INC.  
FOR AMBULANCE BILLING AND COLLECTION SERVICES

WHEREAS, the Stafford County Fire and Rescue Department desires to enter into a contract with MED3000, Inc., to provide ambulance billing and collection services; and

WHEREAS, the contract with MED3000, Inc., ambulance billing and collection services, is a cooperative procurement based on MED3000's contract with Fairfax County, RQ10-1471-2-11A, dated March 30, 2010; and

WHEREAS, County staff reviewed the proposed contract and determined that it is reasonable for the proposed scope of services;

NOW, THEREFORE BE IT RESOLVED, by the Stafford County Board of Supervisors on the 21st day of August, 2012, that the County Administrator be and he hereby is authorized to execute a contract with MED3000, Inc., for ambulance billing and collection services for the County for a rate of 5.5% of revenue, collected in an amount not to exceed One Hundred Twenty-five Thousand Dollars (\$125,000), unless amended by a duly-executed contract amendment.

Item 11. Economic Development; Approve Appointment of Joel Griffin to the Local Workforce Investment Board

Item 12. Economic Development; Endorse Proposed Logo for the 350<sup>th</sup> Anniversary Celebration

Resolution R12-235 reads as follows:

A RESOLUTION ENDORSING THE LOGO FOR  
STAFFORD COUNTY'S 350<sup>TH</sup> ANNIVERSARY

WHEREAS, the Board has authorized and established a Blue Ribbon Planning Committee to celebrate and commemorate the 350<sup>th</sup> Anniversary of the founding of Stafford County, and to ensure a year-long celebration worthy of the County's past, present, and future; and

WHEREAS, the Committee will soon actively engage in marketing and promotional efforts to recruit hundreds of volunteers intending to participate in a world-class and year-long celebration of its heritage, diversity and future; and

WHEREAS, a logo has been created and unanimously approved by the Blue Ribbon Committee on July 9, 2012, in order to provide a unified marketing banner which could be used in all aspects of marketing of the 350<sup>th</sup> Anniversary of the founding of Stafford County;



NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21<sup>st</sup> day of August, 2012, that the Board endorses the (above featured) logo for the 350<sup>th</sup> Anniversary Celebration.

Item 13. Public Works; Install Watch for Children Signs on Jennifer Lane (SR-1345) in Vestavia Woods Subdivision

Resolution R12-228 reads as follows:

A RESOLUTION TO INSTALL A WATCH FOR CHILDREN SIGN  
ON JENNIFER LANE (SR-1345) IN THE VESTAVIA WOODS  
SUBDIVISION

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

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

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

WHEREAS, the Vestavia Woods Homeowners Association requested the installation of a *Watch for Children* sign along Jennifer Lane; and



WHEREAS, the proposed location meets the essential criteria for installation, based on the current Residential Traffic Management Plan, Watch for Children Sign Program, as Jennifer Lane meets the definition of a residential local road; and

WHEREAS, the Board finds that installing this sign 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 21<sup>st</sup> day of August, 2012, that the Board be and it hereby does approve the installation of one (1) *Watch for Children* sign at the following location:

103 Jennifer Lane (eastbound).

Item 14. Public Works; Petition VDOT to Include Carriage Hill Drive, Chaps Lane and Trail Ridge Lane within Carriage Hills at the Falls Run Subdivision, Sections 1 and 2; Falling Creek Drive within the Meadowbrook Estates Subdivision, Section 3; and Manorwood Drive, Royal Crescent Drive, Wildwood Place, Charter Gate Drive, Sagewood Court, Ivy Spring Lane, Bracey Mills Court, Laurel Pine Court and Mill Spring Drive within Safford Lakes Village Subdivision, Section 12A and 13, into the Secondary System of State Highways

Resolution R12-230 reads as follows:

A RESOLUTION TO PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE CARRIAGE HILL DRIVE, CHAPS LANE, AND TRAIL RIDGE LANE, WITHIN CARRIAGE HILL AT FALLS RUN SUBDIVISION, SECTIONS 1 AND 2, INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS

WHEREAS, the Board, pursuant to Virginia Code Section 33.1-229, desires to include Carriage Hill Drive, Chaps Lane, and Trail Ridge Lane within Carriage Hill at Falls Run Subdivision, Sections 1 and 2, 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 21<sup>st</sup> day of August, 2012 that VDOT be and it hereby is petitioned to include the following streets within Carriage Hill at Falls Run Subdivision, Sections 1 and 2, into the Secondary System of State Highways:

| <b>Street Name/<br/>Route Number</b> | <b>Station</b>   | <b>Length</b>       |
|--------------------------------------|--|---------------------|
| Carriage Hill Dr.<br>(SR-2150)       | From: Inter. of Trail Ridge Ln. (SR-2151)<br>To: Inter. of Chaps Ln. (SR-2152)                       | 0.08 mi.<br>ROW 54' |
| Carriage Hill Dr.<br>(SR-2150)       | From: Inter. of Chaps Ln. (SR-2152)<br>To: 0.16 mi. W. of Inter. of Chaps Ln. (SR-2152)              | 0.16 mi.<br>ROW 54' |
| Chaps Ln.<br>(SR-2152)               | From: Inter. of Carriage Hill Dr. (SR-2150)<br>To: Trail Ridge Ln. (SR-2151)                         | 0.17 mi.<br>ROW 54' |
| Chaps Ln.<br>(SR-2152)               | From: Inter. of Trail Ridge Ln. (SR-2151)<br>To: 0.17 mi. S. Inter. of Trail Ridge Ln. (SR-2151)     | 0.17 mi.<br>ROW 54' |
| Trail Ridge Ln.<br>(SR-2151)         | From: Inter. of Chaps Ln. (SR-2152)<br>To: Carriage Hill Dr. (SR-2150)                               | 0.12 mi.<br>ROW 54' |
| Trail Ridge Ln.<br>(SR-2151)         | From: Inter. of Carriage Hill Dr. (SR-2150)<br>To: 0.16 mi. N. Inter. of Carriage Hill Dr. (SR-2150) | 0.16 mi.<br>ROW 54' |

An unrestricted right-of-way, as indicated above, for each street with necessary easements for cuts, fills, and drainage is guaranteed, as evidenced by Plats of Record entitled: “Carriage Hill at Falls Run, Section 1” recorded in PM060000147 with LR 060023680 on July 20, 2006; and “Carriage Hill at Falls Run, Section 2” recorded in PM060000016 with LR 060003740 on January 27, 2006; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the developer and to the Transportation and Land Use Director of the VDOT Fredericksburg District.

Resolution R12-231 reads as follows:

A RESOLUTION TO PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE FALLING CREEK DRIVE WITHIN MEADOWBROOK ESTATES SUBDIVISION, SECTION 3, INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS

WHEREAS, the Board, pursuant to Virginia Code Section 33.1-229 desires to include Falling Creek Drive within Meadowbrook Estates Subdivision, Section 3, into the Secondary System of State Highways; and

WHEREAS, the Virginia Department of Transportation (VDOT) inspected this street and found it acceptable;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21<sup>st</sup> day of August, 2012 that VDOT be and it hereby is petitioned to include the following street within Meadowbrook Estates Subdivision, Section 3, into the Secondary System of State Highways:

| <u>Street Name/Route Number</u> | <u>Station</u>   | <u>Length</u> |
|---------------------------------|--|---------------|
| Falling Creek Dr. (SR-1998)     | From: Inter. High Ridge Dr. (SR-1999)<br>To: 0.38 mi. W. of High Ridge Dr. (SR-1999) ROW 50' | 0.38 mi.      |

An unrestricted right-of-way, as indicated above, for each street with necessary easements for cuts, fills, and drainage is guaranteed, as evidenced by Plat of Record entitled, "Meadowbrook Estates, Section 3," recorded in PM060000090 with LR 060014549 on May 3, 2006; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the developer and to the Transportation and Land Use Director of the VDOT Fredericksburg District.

Resolution R12-236 reads as follows:

A RESOLUTION TO PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE MANORWOOD DRIVE, ROYAL CRESCENT DRIVE, WILDWOOD PLACE, CHARTER GATE DRIVE, SAGEWOOD COURT, IVY SPRING LANE, BRACEY MILLS COURT, LAUREL PINE COURT, AND MILL SPRING DRIVE, WITHIN STAFFORD LAKES VILLAGE SUBDIVISION, SECTIONS 12A AND 13 INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS

WHEREAS, the Board, pursuant to Virginia Code Section 33.1-229, desires to include Manorwood Drive, Royal Crescent Drive, Wildwood Place, Charter Gate Drive, Sagewood Court, Ivy Spring Lane, Bracey Mills Court, Laurel Pine Court, and Mill Spring Drive, within Stafford Lakes Village Subdivision, Sections 12A and 13, 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 21<sup>st</sup> day of August, 2012 that VDOT be and it hereby is petitioned to include the following streets within Stafford Lakes Village Subdivision, Sections 12A and 13, into the Secondary System of State Highways:

| <b>Street Name/<br/>Route Number</b> | <b>Station</b> | <b>Length</b> |
|--------------------------------------|----------------|---------------|
|                                      |                |               |

|                                 |  |                         |
|---------------------------------|--|-------------------------|
| Manorwood Dr.<br>(SR-2281)      | From: Inter. Village Pkwy. (SR-1800)<br>To: Inter. Charter Gate Dr. (SR-2285)                    | 0.07 mi.<br>ROW 54'-56' |
| Manorwood Dr.<br>(SR-2281)      | From: Inter. Charter Gate Dr. (SR-2285)<br>To: Inter. Ivy Spring Ln. (SR-2289)                   | 0.07 mi.<br>ROW 54'-56' |
| Manorwood Dr.<br>(SR-2281)      | From: Inter. Ivy Spring Ln. (SR-2289)<br>To: Inter. Wildwood Pl. (SR-2286)                       | 0.07 mi.<br>ROW 50'     |
| Manorwood Dr.<br>(SR-2281)      | From: Inter. Wildwood Pl. (SR-2286)<br>To: Inter. Royal Crescent Dr. (SR-2280)                   | 0.09 mi.<br>ROW 50'     |
| Manorwood Dr.<br>(SR-2281)      | From: Inter. Royal Crescent Dr. (SR-2280)<br>To: 0.07 mi. S of Royal Crescent Dr. (SR-2280)      | 0.07 mi.<br>ROW 50'     |
| Royal Crescent Dr.<br>(SR-2280) | From: Inter. Village Pkwy. (SR-1800)<br>To: Inter. Charter Gate Dr. (SR-2285)                    | 0.13 mi.<br>ROW 56'     |
| Royal Crescent Dr.<br>(SR-2280) | From: Inter. Charter Gate Dr. (SR-2285)<br>To: Inter. Ivy Spring Ln. (SR-2289)                   | 0.07 mi.<br>ROW 56'     |
| Royal Crescent Dr.<br>(SR-2280) | From: Inter. Ivy Spring Ln. (SR-2289)<br>To: Inter. Manorwood Dr. (SR-2281)                      | 0.10 mi.<br>ROW 56'     |
| Royal Crescent Dr.<br>(SR-2280) | From: Inter. Manorwood Dr. (SR-2281)<br>To: Inter. Laurel Pine Ct. (SR-2288)                     | 0.08 mi.<br>ROW 56'     |
| Royal Crescent Dr.<br>(SR-2280) | From: Inter. Laurel Pine Ct. (SR-2288)<br>To: Inter. Wildwood Pl. (SR-2286)                      | 0.07 mi.<br>ROW 56'     |
| Royal Crescent Dr.<br>(SR-2280) | From: Inter. Wildwood Pl. (SR-2286)<br>To: 0.05 mi. S. of Wildwood Pl. (SR-2286)                 | 0.05 mi.<br>ROW 56'     |
| Charter Gate Dr.<br>(SR-2285)   | From: Inter. Royal Crescent Dr. (SR-2280)<br>To: Inter. Manorwood Dr. (SR-2281)                  | 0.10 mi.<br>ROW 54'     |
| Charter Gate Dr.<br>(SR-2285)   | From: Inter. Manorwood Dr. (SR-2281)<br>To: Mill Spring Dr. (SR-2284)                            | 0.19 mi.<br>ROW 56'     |
| Sagewood Ct.<br>(SR-2289)       | From: 0.07 mi. Inter. Royal Crescent Dr. (SR-2280)<br>To: Inter. Royal Crescent Dr. (SR-2280)    | 0.07 mi.<br>ROW 50'     |
| Ivy Spring Ln.<br>(SR-2289)     | From: Inter. Royal Crescent Dr. (SR-2280)<br>To: Inter. Manorwood Dr. (SR-2281)                  | 0.11 mi.<br>ROW 56'     |
| Laurel Pine Ct.<br>(SR-2288)    | From: Inter. Royal Crescent Dr. (SR-2280)<br>To: 0.04 mi. W. Inter. Royal Crescent Dr. (SR-2280) | 0.04 mi.<br>ROW 50'     |

|                              |  |                     |
|------------------------------|--|---------------------|
| Wildwood Pl.<br>(SR-2286)    | From: Inter. Bracey Mill Ct. (SR-2281)<br>To: Inter. Royal Crescent Dr. (SR-2280)    | 0.13 mi.<br>ROW 50' |
| Bracey Mill Ct.<br>(SR-2287) | From: Inter. Wildwood Pl. (SR-2286)<br>To: 0.04 mi. W. Inter. Wildwood Pl. (SR-2286) | 0.13 mi.<br>ROW 50' |
| Mill Spring Dr.<br>(SR-2284) | From: Inter. Village Pkwy. (SR-1800)<br>To: Charter Gate Dr. (SR-2285)               | 0.05 mi.<br>ROW 56' |

An unrestricted right-of-way, as indicated above, for each street with necessary easements for cuts, fills, and drainage is guaranteed, as evidenced by Plats of Record entitled: “Section 12A, Stafford Lakes Village,” recorded in PM10000089 with LR 100018897 on November 16, 2010; and “Section Thirteen, Stafford Lakes Village,” recorded in PM070000213 with LR 070026799 on November 19, 2007; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the developer and the Transportation and Land Use Director of the VDOT Fredericksburg District.

Item 15. Public Works; Authorize the County Administrator to Execute Project Agreements for Approved Revenue Sharing Projects

Resolution R12-248 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE PROJECT AGREEMENTS FOR ANY APPROVED REVENUE SHARING PROJECTS WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION

WHEREAS, the Board requested funding from the Commonwealth Transportation Board (CTB) for revenue sharing projects for Fiscal Year 2013; and

WHEREAS, the CTB approved and allocated the funding to the Virginia Department of Transportation (VDOT) for the requested funding; and

WHEREAS, VDOT developed a Programmatic Project Administration Agreement which will streamline the process for administering the funding; and

WHEREAS, VDOT requires a resolution from the Board authorizing the County Administrator or his designee to execute project administration agreements for any approved revenue sharing projects;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21<sup>st</sup> day of August, 2012, that the Board be and it hereby does

authorize the County Administrator or his designee to execute programmatic project administration agreements for any approved revenue sharing projects; and

BE IT FURTHER RESOLVED that the VDOT District Administrator receives a copy of this resolution.

Item 16. Public Works; Authorize a Public Hearing to Consider Condemnation and Exercise of Quick-Take Powers to Acquire Right-of-Way, Utility Easements and Temporary Construction Easements for the Mountain View Road Improvement Project

Resolution R12-250 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO CONSIDER THE CONDEMNATION AND EXERCISE OF QUICK-TAKE POWERS TO ACQUIRE PERMANENT RIGHT-OF-WAY, PERMANENT UTILITY EASEMENTS, PERMANENT SITE DISTANCE EASEMENTS, PERMANENT DRAINAGE EASEMENTS, PERMANENT WATERLINE EASEMENTS, AND TEMPORARY CONSTRUCTION AND ENTRANCE EASEMENTS ON PORTIONS OF THE PROPERTIES OF CAMELIA DENES, ALAN AND KATHY RIVERS, BARBARA LANCASTER, AND HERMAN AND ARLENE GLADNEY, ALL IN CONNECTION WITH THE MOUNTAIN VIEW ROAD BOND PROJECT

WHEREAS, the Board identified the completion of road improvements on Mountain View Road from Rose Hill Farm Drive to 0.25 miles north of Joshua Road as a critical part of Stafford County’s road improvement plan; and

WHEREAS, these improvements were included in the 2008 Transportation Bond Referendum; and

WHEREAS, the Board approved the acquisition of the properties necessary for the completion of the road improvements and County staff is in the process of acquiring the necessary portions of property for right-of-way, and permanent and temporary easements; and

WHEREAS, the Board determined that there are currently four areas that staff has been unable to obtain through negotiations between the property owners and the County’s consultant; and

WHEREAS, Tax Map Parcel 18-78 consists of approximately 4.25 acres of land owned by Camelia Denes (“the Property Owner”); and

WHEREAS, the Board must acquire right-of-way and easements on Tax Map Parcel 18-78 (“the Property”) because the design of the road improvements requires 0.450 acres of permanent right-of-way, 0.016 acres of permanent drainage easement, 0.059 acres of temporary construction easement, and 0.029 acres of temporary entrance easement, on Tax Map Parcel 18-78; and

WHEREAS, the fair market value for the required areas of the Property, together with damages, if any, to the remainder of the Property is Thirty-three Thousand Four Hundred Dollars (\$33,400), based upon the 2012 assessed value; and

WHEREAS, Tax Map Parcel 18-69 consists of approximately 2.01 acres of land owned by Alan and Kathy Rivers (“the Property Owners”); and

WHEREAS, the Board must acquire right-of-way and easements on Tax Map Parcel 18-69 (“the Property”) because the design of the road improvements requires 0.305 acres of permanent right-of-way, 0.040 acres of permanent drainage easement, 0.018 acres of permanent site distance easement, 0.005 acres of permanent water line easement, 0.207 acres of temporary entrance easement, and 0.143 acres of temporary construction easement on Tax Map Parcel 18-69; and

WHEREAS, the fair market value for the required areas of the Property, together with damages, if any, to the remainder of the Property is Twenty-five Thousand Dollars (\$25,000), based upon the 2012 assessed value; and

WHEREAS, Tax Map Parcel 18H-1-1 consists of approximately 1.56 acres of land owned by Barbara Lancaster (“the Property Owner”); and

WHEREAS, the Board must acquire right-of-way and easements on Tax Map Parcel 18H-1-1 (“the Property”) because design of the road improvements requires 0.003 acres of permanent right-of-way, 0.035 acres of permanent site distance easement, 0.134 acres of permanent drainage easement, 0.082 acres of temporary entrance easement, 0.047 acres of temporary construction easement, 0.148 acres of easement to be conveyed to Northern Virginia Electric Cooperative (NOVEC) for use as a permanent utility easement, and 0.165 acres of easement to be conveyed to Verizon for use as a permanent utility easement on Tax Map Parcel 18H-1-1; and

WHEREAS, the fair market value for the required areas of the Property, together with damages, if any, to the remainder of the Property is Twelve Thousand Nine Hundred Dollars (\$12,900), based upon the 2012 assessed value; and

WHEREAS, Tax Map Parcel 18-56E consists of approximately 3.00 acres of land owned by Herman and Arlene Gladney (“the Property Owners”); and

WHEREAS, the Board must acquire right-of-way and easements on Tax Map Parcel 18-56E (“the Property”) because the design of the road improvements require

0.053 acres of permanent right-of-way, 0.145 acres for permanent drainage easement, 0.012 acres of easement to be conveyed to NOVEC for use as a permanent utility easement, 0.098 acres of easement to be conveyed to Verizon for use as a permanent utility easement, and 0.033 acres of temporary construction easement on Tax Map Parcel 18-56E; and

WHEREAS, the fair market value for the required areas of the Property, together with damages, if any, to the remainder of the Property is Three Thousand Five Hundred Dollars (\$3,500), based upon the 2012 assessed value; and

WHEREAS, the Board, through its consulting negotiator, has made bona fide but ineffectual efforts to purchase the above-referenced affected areas of the listed properties by offering said determination of value on behalf of the County to the respective Property Owners; and

WHEREAS, the terms of purchase cannot be agreed upon and the County's consulting negotiator has been unsuccessful in negotiating a final settlement with the Property Owners, but will continue to work with the Property Owners to attempt to reach an acceptable settlement;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21<sup>st</sup> day of August, 2012 that the Board be and it hereby does authorize the County Administrator to advertise a public hearing to receive public testimony, and consider the condemnation and use of quick-take powers to acquire permanent right-of-way, permanent site distance easements, permanent drainage easements, permanent water line easements, permanent utility easements, and temporary construction and entrance easements on portions of the properties of Camelia Denes, Tax Map Parcel 18-78; Alan and Kathy Rivers, Tax Map Parcel 18-69; Barbara Lancaster, Tax Map Parcel 18H-1-1; and Herman and Arlene Gladney, Tax Map Parcel 18-56E; all in connection with the Mountain View Road Transportation Bond project between Rose Hill Farm Drive and 0.25 miles north of Joshua Road, under the provisions of Virginia Code Sections 15.2-1903(B) and 15.2-1905(C).

Item 17. Public Works; Authorize a Public Hearing to Convey County-Owned Property to VDOT for the Improvements at the Staffordboro Commuter Lot

Resolution R12-256 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO CONSIDER CONVEYING COUNTY-OWNED PROPERTY, IDENTIFIED AS A PORTION OF TAX MAP PARCEL 21-65J, TO THE VIRGINIA DEPARTMENT OF TRANSPORTATION FOR 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 (County-owned property); and

WHEREAS, the commuter lot improvements will be completed by the Virginia Department of Transportation (VDOT); and

WHEREAS, VDOT submitted an appraisal in the amount of \$121,100 for an 0.509 acre portion of Tax Map Parcel 21-65J; and

WHEREAS, VDOT offered the amount of \$121,100 for the acquisition of the above-referenced County-owned property; and

WHEREAS, the Board desires and is required to hold a public hearing under Virginia Code Section 15.2-1800(B) prior to conveying County-owned real estate;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21<sup>st</sup> day of August, 2012, that the Board be and it hereby does authorize the County Administrator to advertise a public hearing to consider the conveyance of the 0.509 acre portion of County-owned property of Tax Map Parcel 21-65J, to the Virginia Department of Transportation for use in the improvement of the Staffordboro Commuter lot

Item 18. Public Works; Authorize a Public Hearing to Repeal “Impact Fees”

Resolution R12-93 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO AMEND AND REORDAIN STAFFORD COUNTY CODE CHAPTER 13.5, ENTITLED “IMPACT FEES”

WHEREAS, the Board desires to amend and reordain Stafford County Code, Chapter 13.5, entitled “Impact Fees,” by repealing Sections 13.5-1 through 13.5-10 and Sections 13.5-12 through 13.5-14; and

WHEREAS, proposed Ordinance O12-10 will retain the Impact Fee Appeals Board to hear appeals; and

WHEREAS, the Board is required, and desires, to hold a public hearing;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21<sup>st</sup> day of August, 2012, that the Board be and it hereby does authorize the County Administrator to advertise a public hearing to allow for presentation and public comment for the purpose of amending Stafford County Code, Chapter 13.5, “Impact Fees,” by repealing Sections 13.5-1 through 13.5-10 and Sections 13.5-12 through 13.5-14.

Item 19. Planning and Zoning; Authorize a Public Hearing to Amend the Solid Waste Ordinance Regarding Regulation and Enforcement of Refuse Containment at Multi-Family Dwellings

Resolution R12-232 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO AMEND AND REORDAIN STAFFORD COUNTY CODE, CHAPTER 21 ENTITLED, “SOLID WASTE,” TO INCLUDE CRITERIA AND REGULATIONS FOR REFUSE RECEPTACLES TO BE USED IN COMMERCIAL AND RESIDENTIAL DEVELOPMENTS WITHIN THE COUNTY AND OTHER REGULATIONS CONCERNING CODE COMPLIANCE

WHEREAS, the Board desires to amend Stafford County Code Chapter 21, entitled “Solid Waste,” to include a definition of refuse container and to require its use in commercial and residential developments within the County, to extend the time limits for code compliance, and to clarify the temporary abatement procedure for trash removal; and

WHEREAS, refuse receptacles and the requirements for their use are not specifically included in the County Code, the time limits for compliance after notice of violation are not realistic, and the temporary abatement procedure is not clear; and

WHEREAS, the Board desires to include the definition and specifications for refuse containers and the requirements for use in the commercial and residential developments within the County, to extend the time limits for code compliance and to clarify temporary abatement measures; and

WHEREAS, the Board finds that the proposed ordinance 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 21<sup>st</sup> day of August, 2012, that it be and hereby does authorize the County Administrator to advertise a public hearing to allow for presentation and public comment for the purpose of considering the proposed amendments to Stafford County Code Chapter 21 entitled, “Solid Waste.”

Item 20. Planning and Zoning; Authorize a Public Hearing to Consider a Waiver or to Allow Exceptions to the Maximum Permissible Sound Levels as Permitted by Stafford County Code Chapter 16 (Noise Ordinance)

Resolution R12-229 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO AMEND AND REORDAIN STAFFORD COUNTY CODE, CHAPTER 16, ENTITLED “NOISE,” FOR THE PURPOSE OF ESTABLISHING A PROCEDURE TO ALLOW EXEMPTIONS FROM THE NOISE ORDINANCE

WHEREAS, Stafford County Code, Chapter 16, entitled “Noise,” (“Noise Ordinance”) establishes maximum permissible sound levels for daytime and nighttime activities in the County and prohibits certain acts as loud noises; and

WHEREAS, the Noise Ordinance only allows exceptions to the maximum permissible sound level for emergency situations and emergency work; and

WHEREAS, the Board desires to establish a procedure where exemptions from the Noise Ordinance may be granted for activities that are in the public interest, are of public benefit, and do not endanger the public health, safety, or welfare; and

WHEREAS, the Board believes that the proposed amendment promotes the public health, safety, and welfare of the inhabitants of the County; and

WHEREAS, the Board is required to hold a public hearing and desires to consider public comments concerning the proposed amendment;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21st day of August, 2012, that it be and hereby does authorize the County Administrator to advertise a public hearing to allow for presentation and public comments for the purpose of amending Stafford County Code, Chapter 16, entitled, “Noise.”

Item 21. Planning and Zoning; Grant the Planning Commission an Additional 90 days to Review and Make Recommendations on Revised Proffer Guidelines

Resolution R12-252 reads as follows:

A RESOLUTION TO GRANT THE PLANNING COMMISSION AN ADDITIONAL NINETY (90) DAYS TO REVIEW AND MAKE RECOMMENDATIONS ON PROPOSED PROFFER GUIDELINES FOR ZONING RECLASSIFICATION APPLICATIONS

WHEREAS, the Board referred proposed proffer guidelines for zoning reclassification to the Planning Commission (Commission) for its review and recommendations; and

WHEREAS, the Board requested that the Planning Commission conduct a public hearing and make recommendations on the proposed proffer guidelines by September 28, 2012; and

WHEREAS, the Commission believes that consideration of the new guidelines will involve extensive public involvement; and

WHEREAS, the Commission requested the Board grant an additional ninety (90) days to consider the guidelines; and

WHEREAS, the Board determines that the Planning Commission's request is appropriate;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21<sup>st</sup> day of August, 2012, that it be and hereby does grant the Planning Commission an additional ninety (90) days, until December 27, 2012, to review and make recommendations on the proposed proffer guidelines for zoning reclassification applications.

Item 22. Planning and Zoning; Refer to the Planning Commission an Amendment to the Zoning Ordinance Regarding Lot Width

Resolution R12-253 reads as follows:

A RESOLUTION TO REFER AN AMENDMENT TO THE PLANNING COMMISSION REGARDING STAFFORD COUNTY CODE SECTION 28-35, TABLE 3.1, "DISTRICT USES AND STANDARDS"

WHEREAS, lot width regulations are specifically listed and required as a development tool in the Zoning Ordinance; and

WHEREAS, the Zoning Ordinance requires a specific lot width on all lots in the A-1, Agricultural Zoning District; and

WHEREAS, on June 19, 2012, the Board adopted Ordinance O12-17 in which an editorial revision accidentally removed the lot width requirement for lots zoned A-1, Agricultural Zoning District, in a conventional subdivision; and

WHEREAS, the Board desires to amend and reordain Stafford County Code Section 28-35, Table 3.1, “District Uses and Standards,” to reinstate the lot width requirement for lots 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 21<sup>st</sup> day of August, 2012, that the amendment to Stafford County Code Section 28-35, Table 3.1, pursuant to proposed Ordinance O12-29, (to re-establish a minimum lot width in the A-1, Agricultural Zoning District), 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 shall return its recommendation to the Board within sixty (60) days.

Item 24. Utilities; Authorize a Public Hearing to Consider Granting an Easement to Dominion Virginia Power for the Austin Run Pump Station Replacement Project

Resolution R12-242 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO CONSIDER CONVEYANCE OF AN EASEMENT TO DOMINION VIRGINIA POWER ON COUNTY-OWNED PROPERTY, IDENTIFIED AS TAX MAP PARCEL 30-30E, IN CONNECTION WITH THE AUSTIN RUN PUMP STATION REPLACEMENT PROJECT

WHEREAS, the Board authorized the Austin Run Pump Station Replacement project as part of the FY13 Capital Improvement Program (CIP); and

WHEREAS, an easement on County-owned property, Tax Map Parcel 30-30E, is required by Dominion Virginia Power in order to provide three-phase electric service to the pump station; and

WHEREAS, Virginia Code Section 15.2-1800(B) requires a public hearing prior to the conveyance of any real property interest owned by the County; and

WHEREAS, the Board desires to consider public comments concerning the conveyance of the easement needed by Dominion Virginia Power for completion of the project, as detailed above;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21<sup>st</sup> day of August, 2012, that it be and hereby does authorize the County Administrator to advertise a public hearing to consider conveyance of an easement on County-owned property, identified as Tax Map Parcel 30-30E, to Dominion Virginia Power in connection with the Austin Run Pump Station Replacement project.

Item 25. Utilities; Execute an Agreement with VDOT Governing Relocation of Water and Sewer Utilities on Warrenton Road

Resolution R12-255 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE AN AGREEMENT WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION GOVERNING RELOCATION OF WATER AND SEWER UTILITIES ON WARRENTON ROAD (US-17)

WHEREAS, the Virginia Department of Transportation (VDOT) will construct improvements on Warrenton Road (US-17); and

WHEREAS, certain water and sanitary sewer adjustments are necessary for the project; and

WHEREAS, it is necessary for VDOT and the County to enter into an Agreement regarding the water and sanitary sewer facilities adjustments to relocate the County's water and sewer facilities;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21<sup>st</sup> day of August, 2012, that the County Administrator be and he hereby is authorized to execute an Agreement with the Virginia Department of Transportation for the adjustment of County water and sanitary sewer facilities on Warrenton Road (US-17).

Item 26. Utilities; Authorize Contract Renewal and Amendments

Resolution R12-258 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT FOR PURCHASE OF WATER METERS AND ACCESSORIES

WHEREAS, the Department of Utilities needs to purchase water meters and accessories as part of its billing system; and

WHEREAS, the current contract with Sensus Metering Systems, Inc., awarded on July 1, 2011; and

WHEREAS, Sensus Metering Systems, Inc. is the sole source supplier for the water meters and accessories used by the County for its automated water meter reading system, including a new meter model not included in the original contract; and

WHEREAS, the Board included funds in the FY2013 Operating Budget and appropriated funds for these purchases;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21st day of August, 2012, that the County Administrator be and he hereby is authorized to execute a contract with Sensus Metering Systems, Inc., in an amount not to exceed Two Hundred Ninety-eight Thousand Five Hundred Ninety-seven Dollars (\$298,597), unless increased by a duly-authorized contract amendment.

Resolution R12-259 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR  
TO EXECUTE A CONTRACT RENEWAL FOR THE PURCHASE OF  
LIQUID ALUMINUM SULFATE

WHEREAS, the Board included funds in the FY2013 budget and appropriated funds for the purchase of liquid aluminum sulfate for use at the wastewater treatment facilities; and

WHEREAS, the current contract with General Chemical Performance Products, LLC, awarded on July 1, 2010, contains provisions for an additional one-year contract renewal; and

WHEREAS, staff reviewed the renewal price offered by General Chemical Performance Products, LLC and found it to be reasonable;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21st day of August, 2012, that the County Administrator be and he hereby is authorized to execute a contract renewal with General Chemical Performance Products, LLC, to extend the current contract for liquid aluminum sulfate for an additional one-year period, in an amount not to exceed Five Hundred Ninety-seven Thousand Six Hundred Dollars (\$597,600), unless increased by a duly-authorized contract amendment.

Resolution R12-260 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR  
TO EXECUTE A CONTRACT RENEWAL FOR THE PURCHASE OF  
LIQUID FERRIC SULFATE FOR USE AT COUNTY WATER TREATMENT  
FACILITIES

WHEREAS, the Board included funds in the FY2013 budget and appropriated funds for the purchase of liquid ferric sulfate for use at the Abel Lake and Smith Lake water treatment facilities; and

WHEREAS, the Board awarded the current contract for these chemicals to General Chemical Performance Products, LLC, on February 19, 2008; and

WHEREAS, the current contract with General Chemical Performance Products, LLC, contains a provision for four (4) additional one-year contract renewals; and

WHEREAS, staff reviewed the renewal price offered by General Chemical Performance Products, LLC, and found it to be reasonable;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21st day of August 2012 that the County Administrator be and he hereby is authorized to execute a contract renewal with General Chemical Performance Products, LLC, to extend the current contract for liquid ferric sulfate for an additional one-year period, in an amount not to exceed Five Hundred Fifty Seven Thousand Three Hundred Fifty Dollars (\$557,350), unless increased by a duly- authorized contract amendment.

Resolution R12-261 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR  
TO EXECUTE A CONTRACT RENEWAL FOR THE PURCHASE OF  
WATER TREATMENT CHEMICALS

WHEREAS, the Board included funds in the FY2013 budget and appropriated funds for the purchase of water treatment chemicals for use at the Abel Lake and Smith Lake water treatment facilities; and

WHEREAS, the Board awarded the current contract for these chemicals to Univar, USA, on May 4, 2010; and

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

WHEREAS, staff reviewed the renewal prices offered by Univar, USA, and found them to be reasonable;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21st day of August, 2012, that the County Administrator be and he hereby is authorized to execute a contract renewal with Univar, USA, to extend the current contract for these water chemicals for an additional one-year period in an amount not to exceed Four Hundred Thirty One Thousand, Eight Hundred Thirty Six Dollars (\$431,836).



Item 27. Utilities; Authorize Contracts for Water and Sewer Maintenance and Construction Services for FY2013

Resolution R12-265 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR  
TO EXECUTE CONTRACTS FOR WATER AND SEWER MAINTENANCE  
AND CONSTRUCTION SERVICES

WHEREAS, the Department of Utilities periodically requires the services of outside contractors to perform water and sewer maintenance and construction projects that are beyond the capabilities of County staff; and

WHEREAS, funds were included in the FY2013 Operating and Capital Improvement budgets and appropriated for this purpose; and

WHEREAS, the Department of Utilities intends to award a contract to a Primary Responder, and two Secondary Responders, who would be contacted when the Primary Responder is unable to respond, or when several projects have to be completed at the same time; and

WHEREAS, based on bids received on August 7, 2012, staff determined that Kruckenberg Service Company was the lowest responsive and responsible bidder, and therefore, designated as the Primary Responder for these services; and

WHEREAS, based on bids received on August 7, 2012, staff determined that Rising Sun, Inc., and Corinthian Contractors were found to be the next lowest responsive and responsible bidders, and therefore, designated as the Secondary Responders for these services; and

WHEREAS, staff determined that these bids were reasonable for the proposed scope of services;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21st day of August, 2012, that the County Administrator be and he hereby is authorized to execute contracts with Kruckenberg Service Company, the Primary Responder, in an amount not to exceed Three Hundred Thousand Dollars (\$300,000); and Rising Sun, Inc., and Corinthian Contractors, the Secondary Responders, in an amount not to exceed One Hundred Thousand Dollars (\$100,000) each, unless amended by a duly-executed contract amendment, to provide water and sewer maintenance, and construction services for the County during FY2013.

Item 28. Utilities; Authorize Contracts for Waste Solids Management Services

Resolution R12-266 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR  
TO EXECUTE CONTRACTS FOR WASTE SOLIDS MANAGEMENT  
SERVICES

WHEREAS, the County's treatment facilities produce waste solids which must be managed in accordance with Virginia Departments of Health and Environmental Quality Regulations; and

WHEREAS, bids were solicited and received for the transporting and land application services to remove and dispose of these waste solids; and

WHEREAS, Agri-Services Corporation was the low bidder for transporting the waste solids from the Aquia Wastewater Facility to the Regional Landfill, and Recyc Systems Inc. was the low bidder for transporting and land-applying the waste solids from the water plants and the Little Falls Run Wastewater Facility; and

WHEREAS, County staff reviewed these proposals and determined that they are reasonable for the proposed scope of services; and

WHEREAS, funds were included in the FY2013 budget and appropriated for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21st day of August, 2012, that the County Administrator be and he hereby is authorized to execute (i) a one-year contract with Agri-Services Corporation for transportation of waste solids from the Aquia Wastewater Treatment Facility in an amount not to exceed Eighty Nine Thousand Two Hundred Fifty-three Dollars (\$89,253), and (ii) a one-year contract with Recyc Systems Inc. for transportation and land application of waste solids from the water plants and the Little Falls Run Wastewater Treatment Facility in an amount not to exceed Three Hundred Twenty Thousand Eighty-two Dollars (\$320,082), unless increased by a duly authorized contract amendment.

Item 29. Legislative; Authorize a Donation to the Virginia Public Safety Memorial

Resolution R12-263 reads as follows:

A RESOLUTION TO AUTHORIZE A DONATION TO THE VIRGINIA  
PUBLIC SAFETY MEMORIAL

WHEREAS, Virginia is one of only six states in the nation lacking a monument to public safety heroes who have given their lives in the line of duty; and

WHEREAS, in 2007, Governor Tim Kaine established a commission to select a memorial design and location; and

WHEREAS, on September 11, 2010, Governor Bob McDonnell added his support to the memorial campaign by signing Executive Order 24 ratifying the selection of Darden Garden as the memorial site and extending the term of leadership for the Commonwealth Public Safety Memorial Commission; and

WHEREAS, on July 18, 2012, Governor McDonnell signed the 2012 Public Safety legislation for Virginia; and

WHEREAS, at its July 31, 2012 meeting, the Board's Public Safety Committee requested that a donation of \$20,000 be made to the Virginia Public Safety Memorial to honor two local fire and rescue personnel that lost their lives in the line of duty; Israel Rodriguez and John "Garnett" Sullivan;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21<sup>st</sup> day of August, 2012, that it be and hereby does budget and appropriate Twenty Thousand Dollars (\$20,000) to be donated to the Virginia Public Safety Memorial and authorizes the County Administrator to take all necessary and appropriate action to donate the Twenty Thousand Dollars (\$20,000) to the Virginia Public Safety Memorial.

Item 30. Legislative; Approve Appointment of Ty Schieber to the Quantico Regional Executive Steering Committee (QRESC)

Item 32. County Attorney; Authorize a Public Hearing to Assume Power to Consider Petitions for the Creation of Community Development Authorities

Resolution R12-267 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO CONSIDER AN ORDINANCE TO ASSUME THE POWER TO CONSIDER PETITIONS FOR THE CREATION OF COMMUNITY DEVELOPMENT AUTHORITIES

WHEREAS, in 2005, the General Assembly amended Virginia Code § 15.2-5152, requiring that any county that desires to consider petitions for the creation of community development authorities (CDAs) must first adopt an ordinance to assume the power to consider petitions for the creation of CDAs; and

WHEREAS, the Board desires to consider petitions for the creation of CDAs; and

WHEREAS, the Board is required, and desires, to hold a public hearing to receive testimony on the proposed ordinance;

NOW, THEREFORE, BE IT RESOLVED, that the Stafford County Board of Supervisors, on this the 21<sup>st</sup> day of August, 2012, be and it hereby authorizes the County Administrator to advertise a public hearing to consider an ordinance to assume the power to consider petitions for the creation of community development authorities.

Item 31. Legislative; Approve Appointment of Paul A. Gohmann to the Utilities Commission Representing the Aquia District Mr. Thomas asked if there could be a consideration of alternate members to the Utilities Commission due to the lack of a quorum that the Commission has experienced. Mr. Shumate, County Attorney, said that his office will research the options available and report back to the Board.

Mr. Milde motioned, seconded by Mr. Thomas, to appoint Mr. Gohmann to the Utilities Commission.

The Voting tally was:

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

Item 23. Utilities; Authorize a Contract Renewal for Utilities Billing Services Mr. Cavalier inquired if the company referenced in this contract is the same one who was the cause of the major billing faux pas. Utilities Director, Mr. Harry Critzer, responded that it had to do with checks that were mailed in, nothing to do with billing or this company.

Mr. Cavalier motioned, seconded by Mr. Thomas, to adopt proposed Resolution R12-233.

The Voting tally was:

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

Resolution R12-233 reads as follows:

A RESOLUTION TO AUTHORIZE RENEWAL OF THE CONTRACT

FOR UTILITIES BILLING AND MAILING SERVICES WITH CSG SYSTEMS, INC.

WHEREAS, the Department of Utilities uses CSG Systems, Inc. (formerly DataProse) for electronic utility bill printing and mailing services; and

WHEREAS, outsourcing of billing services has proven to be cost effective and accurate; and

WHEREAS, the existing contract contains a provision for renewal for up to nine (9) additional one-year periods; and

WHEREAS, funds were included in the FY2013 Utilities Administration Operating Budget and were appropriated for this purpose; and

WHEREAS, staff reviewed the proposed renewal and determined that it is reasonable for the proposed scope of services; and staff is satisfied with the services provided with CSG Systems, Inc.;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21<sup>st</sup> day of August, 2012, that the County Administrator be and he hereby is authorized to execute a contract amendment with CSG Systems, Inc., to provide utility bill printing and mailing services during FY2013, in an amount not to exceed Two Hundred Eight Thousand, Seven Hundred and Four Dollars (\$208,704) unless amended by a duly-executed contract amendment.

Public Works; Consider Condemnation and Exercise of Quick-Take Powers to Acquire Right-of-Way, Utility Easements and Temporary Construction Easements for the Mountain View Road Improvement Project Mr. Mike Smith, Director of Public Works, gave a presentation and answered Board members questions.

Mr. Milde motioned, seconded by Mr. Sterling, to adopt proposed Resolution R12-159.

The Voting tally was:

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

Nay: (0)

Resolution R12-159 reads as follows:

A RESOLUTION TO AUTHORIZE THE CONDEMNATION AND EXERCISE OF QUICK-TAKE POWERS TO ACQUIRE PERMANENT

RIGHT-OF-WAY, PERMANENT DRAINAGE EASEMENT, TEMPORARY SLOPE AND ENTRANCE EASEMENTS, AS WELL AS PROPERTY TO BE CONVEYED TO VERIZON FOR USE AS A PERMANENT UTILITY EASEMENT, ON A PORTION OF TAX MAP PARCEL 18H-2-34, OWNED BY DONALD DECATUR, IN CONNECTION WITH THE MOUNTAIN VIEW ROAD BOND PROJECT

WHEREAS, the Board identified the completion of road improvements on Mountain View Road in the vicinity of Rose Hill Farm Drive and 0.25 miles north of Joshua Road as a critical part of Stafford County's road improvement plan; and

WHEREAS, these improvements were included in the 2008 Transportation Bond Referendum; and

WHEREAS, the Board approved the acquisition of the properties necessary for the completion of the road improvements and County staff is in the process of acquiring the necessary portions of property for right-of-way, and temporary, permanent, and utility easements; and

WHEREAS, the Board determined that staff has been unable to obtain certain permanent right-of-way, permanent utility easements, permanent drainage easements, and temporary slope and entrance easements on Tax Map Parcel 18H-2-34 ("the Property"), necessary for the completion of the project; and

WHEREAS, the Property consists of approximately 1.00 acre of land owned by Donald Decatur ("the Property Owner"); and

WHEREAS, the Board must acquire right-of-way and easements on the Property because the design of the road improvements requires 0.009 acres of permanent right-of-way, 0.016 acres of permanent drainage easement, 0.049 acres of easement to be conveyed to Verizon for use as a permanent utility easement, 0.021 acres of temporary slope easement, and 0.044 acres of temporary entrance easement on the Property; and

WHEREAS, the fair market value for the required areas of the Property, together with damages, if any, to the remainder of the Property is Two Thousand Eight Hundred Dollars (\$2,800), based upon the 2012 assessed value; and

WHEREAS, the Board, through its consulting negotiator, has made a bona fide but ineffectual effort to purchase the affected areas of the Property by offering said determination of value on behalf of the County to the Property Owner; and

WHEREAS, the terms of purchase cannot be agreed upon and the County's consulting negotiator has been unsuccessful in negotiating a final settlement with the Property Owner, but will continue to work with the Property Owners to attempt to reach an acceptable settlement; and

WHEREAS, the Board conducted a public hearing in accordance with Virginia Code Sections 15.2-1903(B) and 15.2-1905(C) to determine the necessity for condemnation and the use of the County's quick-take powers and carefully considered the recommendations of staff and the testimony, if any, at the public hearing; and

WHEREAS, the Board declares its intent to use its quick-take powers to enter and take the above-referenced 0.009 acres of permanent right-of-way, 0.016 acres of permanent drainage easement, 0.049 acres of easement to be conveyed to Verizon for use as a permanent utility easement, 0.021 acres of temporary slope easement, and 0.044 acres of temporary entrance easement on the Property;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21<sup>st</sup> day of August, 2012, that the Board be and it hereby does find that public necessity exists for the Board's ownership of the permanent right-of-way, permanent drainage easement, easement to be conveyed to Verizon for use as a utility easement, and temporary slope and entrance easements on Tax Map Parcel 18H-2-34 to complete construction and begin operation of the Mountain View Road improvements between Rose Hill Farm Drive and 0.25 miles north of Joshua Road; and

BE IT FURTHER RESOLVED that the Board determines, notwithstanding the Board's bona fide offer of Two Thousand Eight Hundred Dollars (\$2,800) as just compensation for the permanent right-of-way, permanent drainage easement, easement to be conveyed to Verizon for use as a permanent utility easement, and temporary slope and entrance easements, including damages, if any, to the remainder of the Property, that the Board and the Property Owner cannot agree on compensation to be paid or on other terms of purchase and settlement; and

BE IT FURTHER RESOLVED that the Board determines that it is necessary to do so and hereby does declare its intent to exercise the County's quick-take powers to enter upon and immediately acquire 0.009 acres of permanent right-of-way, 0.016 acres of permanent drainage easement, 0.049 acres of easement to be conveyed to Verizon for use as a permanent utility easement, 0.021 acres of temporary slope easement, and 0.044 acres of temporary entrance easement on Tax Map Parcel 18H-2-34 for construction and operation of the Mountain View Road improvements between Rose Hill Farm Drive and 0.25 miles north of Joshua Road, under Virginia Code Sections 15.2-1903(B) and 15.2-1905(C); and

BE IT STILL FURTHER RESOLVED that the Stafford County Board of Supervisors does hereby authorize the County Attorney to file a Certificate of Take among the land records of Stafford County, and authorizes the County Administrator and Chief Financial Officer, or their designees, to sign the Certificate and to deposit Two Thousand Eight Hundred Dollars (\$2,800), with the Clerk of the Stafford County Circuit Court, for the Property Owner's benefit, before entering and taking possession of the permanent right-of-way, permanent drainage easement, easement to be conveyed to

Verizon for use as a permanent utility easement, and temporary slope and entrance easements in connection with the quick-take condemnation process on behalf of the Stafford County Board of Supervisors in accordance with the law.

Request Funding Be Budgeted and Appropriated to the Stafford County Museum and Cultural Center, for the Creation of a Virtual Museum Mr. Scott Mayausky, Commissioner of the Revenue, gave a presentation and answered Board members questions regarding the Museum group's request for \$93,000 to fund a virtual museum.

Mr. Milde said that in 2004, the County set aside money from the Transient Occupancy Tax to fund the proposed museum. The Board then chose to stop collecting the tax due to hard economic times and the money was diverted to England Run Library construction with the promise to return the money, whatever portion was not used at the Library, to the museum fund. Mr. Milde added that the returned money is now in the General Fund totaling \$1,093,000.

Ms. Stimpson said that she thought that a virtual museum was a fabulous idea.

Mr. Sterling asked about the possibility of sharing space and facilities with the National Park Service. Mr. Mayausky replied that a virtual museum is a first step, then they will begin studying brick and mortar costs, location, etc. Mr. Sterling reiterated that there is value to sharing a National Park site. Mr. Mayausky said they were not at that point yet.

Ms. Stimpson said that she had spent time with Mr. D.P. Newton, Ms. Jane Connor, and others who had a wealth of knowledge and history which should be captured on camera for the virtual museum.

Mr. Milde recognized Ms. Barbara Kirby who was present in the audience saying that all those with all the institutional knowledge should be interviewed and their experienced archived before "it was too late."



Mr. Milde motioned, seconded by Mr. Thomas, to adopt proposed Resolution R12-234.

The Voting tally was:

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

Nay: (0)

Resolution R12-234 reads as follows:

**A RESOLUTION TO BUDGET AND APPROPRIATE FUNDS FROM  
THE CAPITAL PROJECTS FUND TO THE TOURISM FUND FOR THE  
STAFFORD COUNTY MUSEUM’S VIRTUAL MUSEUM**

WHEREAS, the Stafford County Museum and Cultural Center is a non-profit organization whose mission is to collect, preserve, interpret, and present the legacy of Stafford County, in order to educate the public about its role in the history of Virginia and the nation; and

WHEREAS, the Board expressed its on-going support for the work of the Stafford County Museum and Cultural Center, and the special role it could play in presenting and protecting the history and heritage that is uniquely Stafford County; and

WHEREAS, a web presence for the Stafford Museum could be created, well in advance of a physical presence, as a place to facilitate the collection and interpretation of Stafford’s heritage, and generate a sense of community pride enabling the Museum to further its mission;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21<sup>st</sup> day of August, 2012, that it be and hereby does authorize the County Administrator to budget and appropriate Ninety-three Thousand Dollars (\$93,000) from the Capital Projects Fund to the Tourism Fund, to be paid to the Stafford Museum for the costs associated with establishing and facilitating a virtual museum.

Armed Services Memorial Committee Vision Statement Mr. Snellings reported that the Committee, of which he is a member and along with General Christmas, and Delegate Mark Dudenhefer, have done a significant amount of research, with the help of Shannon Howell, Public Information Officer, and completed the Vision Statement that was included in the Board’s Add on folder as a handout. A final version of the Vision Statement will be available on the County’s website.

Discuss Protocol for Recognizing the Passing of Stafford County Elected Officials Ms. Stimpson requested that when past or present elected officials pass away, the County flag be lowered to half-staff. Mr. Milde asked for clarification if it was just for elected officials. Hearing no objections from the Board, and at Ms. Stimpson’s suggestion, it is now County protocol to lower County flags at half-staff to commemorate the passing of any County elected official, past or present. Mr. Cavalier said that it was a good start.

Legislative; Closed Meeting. At 3:52 p.m., Mr. Sterling motioned, seconded by Mr. Thomas, to adopt proposed Resolution CM12-18.

The Voting tally was:

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

Nay: (0)

Resolution CM12-18 reads as follows:

A RESOLUTION TO AUTHORIZE CLOSED MEETING

WHEREAS, the Stafford County Board of Supervisors desires to hold a Closed Meeting for (1) discussion regarding the potential acquisition of real property for a public purpose pertaining to the Park Bond Referendum projects; (2) discussion and consultation with legal counsel regarding the award of a public contract for a Parks and Recreation facility and services; (3) discussion regarding the potential acquisition of real property for a public purpose(s), including economic development, pertaining to the Technology and Research Park; (4) consultation with legal counsel regarding the lawsuits being addressed by the Widewater Litigation Review Committee; (5) consultation with legal counsel regarding a proposal from the opposing counsel in the litigation involving Chesapeake-Stafford Associates, LLC; (6) consultation with legal counsel regarding messages received through the County email system; and (7) discussion and consultation with legal counsel regarding the award of a public contract for clearing and timbering related to the Rocky Pen Run Reservoir and Dam; and

WHEREAS, pursuant to Virginia Code Section 2.2-3711(A)(3), (A)(7), and (A)(29) such consultations and discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors on this the 21<sup>st</sup> day of August, 2012, does hereby authorize discussions of the aforesated matters in Closed Meeting.

Call to Order At 4:55 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 CM12-18(a).

The Voting Board tally was:

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

Nay: (0)

Resolution CM12-15(a) reads as follows:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE STAFFORD COUNTY BOARD OF SUPERVISORS IN A CLOSED MEETING ON AUGUST 21, 2012

WHEREAS, the Board has, on this the 21<sup>st</sup> day of August, 2012 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 21<sup>st</sup> day of August, 2012, that to the best of each member's knowledge: (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act were discussed in the Closed Meeting to which this certification applies; and (2) only such public business matters as were identified in the Motion by which the said Closed Meeting was convened were heard, discussed, or considered by the Board.

Recess At 4:56 p.m., the Chairman declared a recess.

The Board and associated staff toured the archeological dig in front of the existing courthouse. Mr. Steve Hubble, Department of Public Works, gave a brief overview of the history of the findings and other notable historical locations around the courthouse area.

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

Invocation Ms. Stimpson gave the Invocation.

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

Presentation of Proclamation to Recognize and Commend Wendy Payne Ms. Stimpson presented the proclamation.

Presentation of Proclamation to Recognize and Commend (Ret.) Colonel Daniel Choike Ms. Stimpson presented the proclamation.

Presentations by the Public Citizens spoke on topics as identified:

- Buddy Secor - Thanks to EMS staff that helped to save his life
- Rodney Moore - Stafford High School Rebuild

Planning and Zoning; Consider a Proffer Amendment on 1.26 Acres Zoned M-1, Light Industrial on Assessor’s Parcel 35-66 Mr. Jeff Harvey, Director of Planning and Zoning, 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. Snellings motioned, seconded by Mr. Thomas, to adopt proposed Ordinance O12-25.

The Voting Board tally was:

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

Ordinance O12-25 reads as follows:

AN ORDINANCE TO AMEND AND REORDAIN THE ZONING ORDINANCE FOR STAFFORD COUNTY BY AMENDING THE PROFFERED CONDITIONS ON ASSESSOR’S PARCEL 35-66, ZONED M-1, LIGHT INDUSTRIAL WITHIN THE HARTWOOD ELECTION DISTRICT

WHEREAS, the Board of Supervisors, applicant, submitted application RC1200121 requesting an amendment to proffered conditions on Assessor's Parcel 35-66, zoned M-1, Light Industrial; and

WHEREAS, the Board carefully considered the recommendations of the Planning Commission, staff, and testimony at the public hearing; and

WHEREAS, the Board determined that the requested amendment to proffered conditions is compatible with the surrounding land uses and zoning; and

WHEREAS, the Board finds that public necessity, convenience, general welfare, and good zoning practice require adoption of an ordinance to amend the proffered conditions on the subject property;

NOW, THEREFORE, BE IT ORDAINED by the Stafford County Board of Supervisors on this the 21<sup>st</sup> day of August, 2012, that the Zoning Ordinance for Stafford County be and it hereby is amended and reordained by amending the proffered conditions on Assessor's Parcel 35-66, zoned M-1, Light Industrial, dated July 11, 2012.

Planning and Zoning; Approve a Conditional Use Permit for the Reconstruction of Stafford High School Mr. Jeff Harvey, Director of Planning and Zoning, gave a presentation and answered Board members questions.

Mr. Sterling questioned why the Board's project requires Board approval for their won project and asked if there was not a better way. Mr. Harvey responded that all project, no matter the applicant, must follow County policy in gaining approval for the project.

The Chairman opened the public hearing.

No persons desired to speak.

The Chairman closed the public hearing.

Ms. Stimpson motioned, seconded by Mr. Thomas to adopt proposed Resolution R12-219.

The Voting Board tally was:

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

Nay: (1) Milde

Resolution R12-219 reads as follows:

A RESOLUTION TO APPROVE A CONDITIONAL USE PERMIT, PURSUANT TO APPLICATION CUP1200032, TO ALLOW AN EXCEPTION TO THE HEIGHT REQUIREMENT IN AN A-1, AGRICULTURAL ZONING DISTRICT, ON A PORTION OF ASSESSOR'S PARCEL 45-227C, WITHIN THE FALMOUTH ELECTION DISTRICT

WHEREAS, Stafford County School Board, applicant, submitted application CUP 1200032 requesting a Conditional Use Permit to allow an exception to height requirements in an A-1, Agricultural Zoning District, on a portion of Assessor's Parcel 45-227C; and

WHEREAS, the application was submitted pursuant to Stafford County Code, Section 28-38 (d), which permits an exception to the height requirements in an A-1, Agricultural, Zoning District after a Conditional Use Permit is issued by the Board; and

WHEREAS, the Board has carefully considered the recommendations of the Planning Commission, staff and testimony at the public hearing; and

WHEREAS, the Board finds that the request meets the standards of the Zoning Ordinance for issuance of a Conditional Use Permit; and

WHEREAS, the Board finds that the Conditional Use Permit 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 21<sup>st</sup> day of August, 2012, that a Conditional Use Permit, pursuant to application CUP 1200032 be and it hereby is approved with the following conditions:

1. This Conditional Use Permit is to allow an exception to the maximum height permitted for a school building on a portion of Assessor's Parcel 45-227C affecting approximately 4.2 acres.
2. The maximum height of the school building shall be no greater than 65 feet.
3. The structure shall be built in the location depicted on the Generalized Development Plan (GDP) entitled, "Stafford High School Rebuild 2015," dated June 5, 2012.
4. Applicant shall provide and maintain an approved AED (automated external defibrillator) on each floor of the school building and in the vicinity of any large

assembly areas within the building including, but not limited to, gyms and auditoriums.

5. Provide and maintain a second means of emergency ingress/egress to Route 1 (in addition to Stafford Indians Lane), constructed in accordance with the Fire Code requirements and standards for Fire Apparatus Access Roads.
6. This Conditional Use Permit may be revoked or conditions amended by the Board for violation of these conditions or any applicable county, federal, or state law, ordinance, or regulation.

Planning and Zoning; Approve a Conditional Use Permit for Ball Field Lights at Chichester Park Located at 125 Stafford Indians Lane Mr. Jeff Harvey, Director of Planning and Zoning, gave a presentation and answered Board members questions.

Mr. Sterling noted that the Board decided on the location of all County parks and asked why a Conditional Use Permit was necessary since it was a Board application. And why was the time limit on lighting restricted to 12:00 a.m. when that was not an initial request of the applicant (the Board of Supervisors). Mr. Harvey said that specific times on lighting restrictions came into being in the 1990's. Mr. Sterling asked if it was requested by the applicant at that time. Mr. Harvey said that he did not know that but that according to County Code, a Conditional Use Permit was required for all exceptions.

Ms. Stimpson suggested that Item #4 be struck from the CUP. Mr. Thomas asked if all County Parks have lighting restrictions. Mr. Harvey replied that only Willowmere has restrictions. Mr. Chris Hoppe, Capital Projects Program Manager, stated that there was no current policy within Parks and Recreation regulations. Mr. Thomas inquired about who "flips the switch?" Mr. Hoppe said that some systems are automated and others require staff to be on-site to turn the lights on and off.

Mr. Snellings asked who schedules the games. Mr. Hoppe said that user groups typically make up their own schedules. Mr. Snellings asked if games are typically scheduled past 9:00 or 10:00 p.m. Mr. Hoppe said that they are scheduled that late, infrequently, but in

an attempt to avoid extreme weather. Mr. Snellings said that from what he heard from his constituents, they are more concerned about noise than lighting.

Mr. Cavalier said that over the years, he attended hundreds of ball games and not one ever went past midnight.

The Chairman opened the public hearing.

The following person desired to speak:

Robert Dreisdadt

The Chairman closed the public hearing.

Mr. Sterling motioned, seconded by Ms. Stimpson, to adopt proposed Resolution R12-209, with the deletion of Condition #4 (removed from the ordinance shown below).

The Voting Board tally was:

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

Nay: (0)

Resolution R12-209 reads as follows:

A RESOLUTION TO APPROVE A CONDITIONAL USE PERMIT, PURSUANT TO APPLICATION CUP1200060, TO ALLOW AN EXCEPTION TO THE HEIGHT REQUIREMENT IN AN A-1, AGRICULTURAL ZONING DISTRICT, ON PORTIONS OF ASSESSOR'S PARCELS 45-220K AND 45-227C, WITHIN THE FALMOUTH ELECTION DISTRICT

WHEREAS, Stafford County Department of Parks and Recreation, applicant, has submitted application CUP 1200060 requesting a Conditional Use Permit to allow an exception to height requirements in an A-1, Agricultural, Zoning District, on a portion of Assessor's Parcels 45-220K and 45-227C; and

WHEREAS, the application was submitted pursuant to Stafford County Code, Section 28-38 (d), which permits an exception to the height requirements in an A-1, Agricultural Zoning District after a Conditional Use Permit is issued by the Board; and

WHEREAS, the Board carefully considered the recommendations of the Planning Commission, staff, and testimony at the public hearing; and



WHEREAS, the Board finds that the request meets the standards of the Zoning Ordinance for issuance of a Conditional Use Permit; and

WHEREAS, the Board finds that the request 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 21st day of August, 2012, that a Conditional Use Permit, pursuant to application CUP 1200060 be and it hereby is approved with the following conditions:

1. This conditional use permit is to allow an exception to the maximum height permitted for the ball field light poles on portions of Assessor's Parcels 45-220K and 45-227C, affecting approximately 7.8 acres.
2. The maximum height of the light poles shall be 80 feet.
3. The light poles shall be installed in the general locations as depicted on the Generalized Development Plan (GDP) entitled, "Chichester Park," dated February 17, 2012, revised June 14, 2012.
4. All light fixtures shall be shielded to direct light toward the playing fields and away from adjacent parcels and Interstate 95.
5. Existing trees within the interstate buffer shall be maintained to the maximum extent possible.
6. This conditional use permit may be revoked or conditions amended by the Board for violation of these conditions or any applicable county, federal, or state law, ordinance, or regulation.

Public Works; Vacate a Portion of a County-Owned Utility Easement for Utility Relocation in Conjunction with the County's Road Improvement Plan Mr. Mike Smith, Director of Public Works, 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. Snellings motioned, seconded by Mr. Thomas to adopt proposed Resolution R12-205.

The Voting Board tally was:

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

Resolution R12-205 reads as follows:

A RESOLUTION TO CONSIDER THE VACATION OF A PORTION OF A COUNTY-OWNED UTILITY EASEMENT ON TAX MAP PARCEL 35-86E TO AT&T FOR UTILITY RELOCATION IN CONNECTION WITH STAFFORD COUNTY'S ROAD IMPROVEMENT PLAN

WHEREAS, the Board identified the completion of road improvements in the vicinity of Warrenton Road (US-17), and Poplar Road (SR-616), as a critical part of Stafford County's road improvement plan; and

WHEREAS, these improvements were recommended in the 2003 Transportation Plan Update, included as part of the Impact Fee Analysis, and financed by road impact fees collected from the Central West Impact Fee District; and

WHEREAS, the Board approved the acquisition of the properties necessary for completion of the road improvements, right-of-way, and utility easements; and

WHEREAS, the Board acquired approximately 0.378 acres of Tax Map Parcel 35-86E for a utility easement; and

WHEREAS, on July 13, 2011, the Board acquired the utility easement for the sole purpose of dedicating it to the various utility companies for their use; and

WHEREAS, the Board desires to vacate 0.189 acres of Tax Map Parcel 35-86E to AT&T for use as an exclusive utility easement for relocation of AT&T utility lines and facilities; and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 21<sup>st</sup> day of August, 2012, that the Board be and it hereby does authorize the County Administrator to execute any and all necessary and appropriate documents to vacate 0.189 acres of Tax Map Parcel 35-86E to AT&T as an exclusive utility easement for relocation of AT&T utility lines and facilities.

Legislative; Closed Meeting. At 7:51 p.m., Mr. Sterling motioned, seconded by Mr. Schieber, to return to Closed Meeting.

The Voting tally was:

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

Nay: (0)

Call to Order At 9:28 p.m., the Chairman called the meeting back to order.

Legislative; Closed Meeting Certification Mr. Sterling motioned, seconded by Mr. Thomas, to certify closed meeting.

The Voting Board tally was:

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

Nay: (0)

Adjournment At 9:29 p.m. the Chairman declared the meeting adjourned.

---

Anthony J. Romanello, ICMA-CM  
County Administrator

---

Susan B. Stimpson  
Chairman