

BOARD OF SUPERVISORS
COUNTY OF STAFFORD
STAFFORD, VIRGINIA

MINUTES

Regular Meeting

May 3, 2011

Call to Order A regular meeting of the Stafford County Board of Supervisors was called to order by Paul V. Milde III, Vice Chairman, at 3:02 p.m., Tuesday, May 3, 2011, in the Board Chambers, Stafford County Administration Center.

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

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

Presentation of a Proclamation to Designate May 2-6, 2011 as Citizen Volunteer Appreciation Week in Stafford County Dr. Crisp presented the proclamation.

Presentation of a Proclamation Recognizing Chief Ronne Martin (Ret.) of the White Oak Volunteer Fire Department and Stafford County Sheriff’s Office, Sgt. C.W. Reed, for Their Heroic Acts and Service Dr. Crisp presented the proclamation.

Legislative; Presentations by the Public:

- Betty Hall - Flippo Road Paving
 Lou Silver - Redistricting (unable to attend PH)

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

- Susan Stimpson - Deferred
 Bob Woodson - Deferred
 Harry Crisp - R Board Recycling 56.8%, 2 x state average
 - Infrastructure Committee report
 Gary Snellings - Public Safety Committee report
 Cord Sterling - Deferred
 Paul Milde - M. C. Moncure gave an update on County
 Fare Restaurant after being a participant on
 the television show “Restaurant Impossible”
 Mark Dudenhefer - Absent

Legislative; Report of the County Attorney Mr. Charles Shumate, County Attorney, deferred his report.

Legislative; Report of the County Administrator Mr. Anthony J. Romanello, County Administrator, reported on a Leadership Award honorable mention won by Tourism Manager, Ms. M.C. Moncure, presented by the Virginia Tourism Council. Mr. Romanello also noted an article in the New York Times detailing four prime Civil War sites including White Oak Museum and Mr. D. P. Newton.

Legislative; Additions and Deletions to the Regular Agenda and Closed Meeting Agenda.

There were no additions or deletions to the Regular Agenda or the Closed Meeting Agenda. At Mr. Dudenhefer’s request, the Closed Meeting was moved to the evening session to follow the public hearing.

Legislative; Consent Agenda Mr. Sterling motioned, seconded by Mr. Woodson, to adopt the Consent Agenda, consisting of Items 4 thru 14, omitting Item 9.

The Voting Board tally was:

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

Nay: (0)

Absent: (1) Dudenhefer

Item 4. Approve Minutes of the April 19, 2011 Board Meeting

Item 5. Finance and Budget; Approve Expenditure Listing

Resolution R11-135 reads as follows:

A RESOLUTION TO APPROVE EXPENDITURE LISTING (EL)
DATED APRIL, 19 2011 THROUGH MAY 2, 2011

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 3rd day of May 2011 that the above-mentioned EL be and hereby is approved.

Item 6. Utilities; Authorize Contract for the Purchase of Odor Control Chemicals

Resolution R11-136 reads as follows:

A RESOLUTION TO AUTHORIZE A CONTRACT WITH BASIC CHEMICAL SOLUTIONS, INC. FOR ODOR CONTROL CHEMICALS

WHEREAS, the Utilities Department 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, bids were solicited and received for a calcium hydroxide solution for odor control; and

WHEREAS, Basic Chemical Solutions, Inc. submitted the lowest bid for a Custom Blended Alkalai CBA-45 chemical solution which meets the bid specifications; and

WHEREAS, funds have been appropriated in the FY2012 Facilities Maintenance Operating budget for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 3rd day of May, 2011, that the County Administrator be and he hereby is authorized to execute a contract with Basic Chemical Solutions, Inc. to provide Custom Blended Alkalai CBA-45 for odor control in an amount not to exceed Four Hundred Thirty-four Thousand Five Hundred Dollars (\$434,500) in FY2012.

Item 7. Authorize Contract for Design and Engineering Services at the Old Route 3 Pump Station for Sewage Pump Replacement

Resolution R11-137 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR
TO EXECUTE A CONTRACT FOR ENGINEERING AND DESIGN
SERVICES FOR THE OLD ROUTE 3 SEWAGE PUMP STATION
REPLACEMENT

WHEREAS, the Old Route 3 Sewage Pump Station is deteriorating and in need of replacement; and

WHEREAS, this capital project has been approved and funds are available in the FY2011 budget; and

WHEREAS, the Board authorized R10-332 which provided a list of engineers selected to be used in support of the Utilities Department's Capital Improvement Plan; and

WHEREAS, Wiley Wilson was one of the engineers selected and has proposed to provide engineering services for the design and construction of these improvements for the fee of \$132,950; and

WHEREAS, staff reviewed Wiley Wilson's proposal and determined that it is reasonable;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 3rd day of May, 2011, that the County Administrator be and he hereby is authorized to execute a contract with Wiley Wilson in an amount not to exceed One Hundred Thirty-two Thousand Nine Hundred Fifty Dollars (\$132,950), unless

changed by a duly-executed change order, for engineering services for the design and construction of the replacement Old Route 3 Sewage Pump Station.

Item 8. Utilities; Authorize Contract for Design and Engineering Services at the North Stafford Industrial Park Pump Station for Sewage Pump Replacement

Resolution R11-138 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR
TO EXECUTE A CONTRACT FOR ENGINEERING AND DESIGN
SERVICES FOR THE NORTH STAFFORD INDUSTRIAL PARK SEWAGE
PUMP STATION REPLACEMENT

WHEREAS, the North Stafford Industrial Park Sewage Pump Station and force main are in need of replacement due to age-related deterioration; and

WHEREAS, this capital project has been approved and funds are available in the FY2011 budget; and

WHEREAS, the Board authorized Resolution R10-332 which provided a list of engineers selected to be used in support of the Utilities Department's Capital Improvement Plan; and

WHEREAS, Wiley Wilson was one of the engineers selected and has proposed to provide engineering services for the design and construction of these improvements for the fee of \$155,030; and

WHEREAS, staff reviewed Wiley Wilson's proposal and determined that it is reasonable;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 3rd day of May, 2011, that the County Administrator be and he hereby is authorized to execute a contract with Wiley Wilson in an amount not to exceed One Hundred Fifty-five Thousand Thirty Dollars (\$155,030), unless changed by a duly executed change order, for engineering and design services of the North Stafford Industrial Park Sewage Pump Station Upgrades.

Item 10. Public Works; Authorize Acceptance of Streets in the Smith Lake Subdivision, Including Mirage Drive, Pelham Way and Kimberwick Lane into the Secondary System of State Highways

Resolution R11-139 reads as follows:

A RESOLUTION TO PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE MIRAGE DRIVE, PELHAM WAY AND KIMBERWICK LANE, WITHIN SMITH LAKE ESTATES SUBDIVISION, INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS

WHEREAS, the Board, pursuant to Section 33.1-229 of the Code of Virginia (1950), as amended, desires to add Mirage Drive, Pelham Way and Kimberwick Lane within Smith Lake Estates Subdivision into the Secondary System of State Highways; and

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

WHEREAS, in accordance with Section 24 Virginia Administration Code 30-91-140, a Street Surety Bond in the amount of \$50,000 is required to be posted, however, VDOT has agreed to accept surety in the form of a resolution by the Board;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 3rd day of May 2011 that VDOT be and it hereby is petitioned to include the following streets into the Secondary System of State Highways:

| <u>Street Name/State Route Number</u> | <u>Station</u> | <u>Length</u> |
|---------------------------------------|---|---------------------|
| Mirage Dr. (SR-2078) | From: Int. Ebenezer Church Rd. (SR-696) To: Pelham Way (SR-2079) | 0.11 mi. ROW 50' |
| Pelham Way (SR-2079) | From: 0.04 mi. SE Int. Mirage Dr. (SR-2078) To: Mirage Dr. (SR-2078) | 0.04 mi. ROW 50' |
| Pelham Way (SR-2079) | From: Int. Mirage Dr. (SR-2078) To: Kimberwick Ln. (SR-2080) | 0.15 mi. ROW 50' |
| Kimberwick Ln. (SR-2080) | From: 0.39 mi. NW Int. Pelham Way (SR-2079) To: Pelham Way (SR-2079) | 0.39 mi. ROW 50' |
| Kimberwick Ln. (SR-2080) | From: Int. Pelham Way (SR-2079) To: 0.56 mi. E Int. Pelham Way (SR-2079) | 0.56 mi. ROW 50' |

An unrestricted right-of-way (ROW), as indicated above, for each street with necessary easements for cuts, fills and drainage is guaranteed, as evidenced by Plat of Record entitled Smith Lake Estates, recorded in PM 020000237 with Instrument No. LR020034970 on November 21, 2002; and

BE IT FURTHER RESOLVED, this Board hereby guarantees the performance of the streets requested herein to become a part of the state-maintained Secondary System of Highways for a period of one year from the date of this resolution and will reimburse all costs incurred by VDOT to repair faults in the streets and related drainage facilities associated with construction, workmanship or materials as determined exclusively by VDOT; and

BE IT STILL FURTHER RESOLVED that a copy of this resolution be forwarded to the Area Land Use Engineer (North) at the VDOT Fredericksburg District Office.

Item 11. Public Works; Request VDOT to Transfer Prior Year Revenue Sharing Funds

Resolution R11-145 reads as follows:

A RESOLUTION TO REQUEST THE TRANSFER OF UNEXPENDED PRIOR YEAR REVENUE SHARING PROGRAM FUNDS

WHEREAS, there is a \$191,665 balance in unexpended prior year Revenue Sharing Program Funds from the Juggins Road Connector project (UPC #65551); and

WHEREAS, this project has been discontinued and these funds are no longer required for the project for which they were originally allocated; and

WHEREAS, these funds can be transferred to another Stafford County project by request of the Board to the Virginia Department of Transportation (VDOT); and

WHEREAS, the Board desires to transfer these funds to the Mountain View Road Youth Driver Task Force project (UPC #91916);

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 3rd day of May, 2011, that VDOT be, and they hereby are, requested to transfer the unexpended balance of \$191,665 in previously allocated prior year Revenue Sharing Funds from the Juggins Road Connector project (UPC #65551) to the Mountain View Road project (UPC #91916).

Item 12. Public Information; Designate May 2-6, 2011 as Citizen Volunteer Appreciation Week in Stafford County

Proclamation P11-06 reads as follows:

A PROCLAMATION TO DECLARE THE WEEK OF MAY 2-6, 2011

AS CITIZEN VOLUNTEER APPRECIATION WEEK IN STAFFORD COUNTY

WHEREAS, one foundation of a decent and just society is the willingness of people to work together for the common good through volunteers mobilized to help those experiencing a variety of problems and/or issues; to give of their time to recreational and cultural programs; and to contribute their expertise to local government services; and

WHEREAS, volunteer citizens provide switchboard, reception and ombudsman services as needed in the Administration Center and have responded more than 100,000 times to requests from citizens during the year; and

WHEREAS, Citizen Assistance volunteer teams have given more than 10,000 hours of service during the past year by responding to citizen requests; providing data entry support and traffic and transportation service to the Sheriff's Office, and clerical and reception services to the Circuit and General District Courts and other offices as needed; and immediate response and assistance during disasters; and

WHEREAS, the Board of Supervisors desires to call public attention to the dedication of these citizens, in particular, to recognize volunteers who have contributed significant hours of service to include: Charlotte Crismond, 864 hours; Nick Kopchinsky, 644 hours; Al Thompson, 417 hours; Debbie Shelton, 403 hours; Doris McAdams, 392 hours; Howard Rose, 353 hours; Al Fleitell, 332 hours; Valerie Hart, 295 hours; Linda Belles, 294; Joe Maguigad, 265 hours; Ida Ansell, 262 hours; Jim Smith, 261 hours; Claire Marble, 258 hours; Anita Dodd, 251 hours; Robert Green, 231 hours; and Bill Smith, 224 hours;

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors that the week of May 2-6, 2011 be designated as Citizen Volunteer Appreciation Week.

Item 13. Public Information; Recognize Rappahannock Adult Activities, Inc. for 35 Years of Service to the Community

Proclamation P11-07 reads as follows:

A PROCLAMATION TO RECOGNIZE RAPPAHANNOCK ADULT ACTIVITIES, INC. (RAAI) FOR 35 YEARS OF SERVICE TO STAFFORD COUNTY AND SURROUNDING LOCALITIES IN PLANNING DISTRICT 16

WHEREAS, Rappahannock Adult Activities, Inc., a program of the Rappahannock Area Community Services Board, is a community-based, developmental day program that promotes dignity, independence, individualization, inclusion and productivity of people with intellectual disabilities in their community; and

WHEREAS, Rappahannock Adult Activities, Inc. serves more than 150 individuals in Planning District 16, of which 40 are from Stafford County; and

WHEREAS, for the past 35 years, Rappahannock Adult Activities, Inc. has helped its participants become active members of their community by providing them with opportunities that include volunteer work at local churches, exercise and vocational classes, community and leisure activities and programs that build their social and recreation skills, all of which allow their loved ones the ability to work and have respite from care responsibilities; and

WHEREAS, Rappahannock Adult Activities, Inc. deserves recognition for its strong commitment to improving the quality of life for people with intellectual disabilities in our community;

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors that the Board be and hereby does recognize and commend Rappahannock Adult Activities, Inc. for its many years of service.

Item 14. Public Information; Recognize Chief Ronnie Martin (Ret.) of the White Oak Volunteer Fire Department and Stafford County Sheriff's Office, Sgt. C.W. Reed for their Heroic Acts and Service

Proclamation P11-08 reads as follows:

A PROCLAMATION TO RECOGNIZE CHIEF RONNIE MARTIN (RET.),
OF THE WHITE OAK VOLUNTEER FIRE DEPARTMENT, AND SHERIFF'S
SGT. C.W. REED FOR THEIR HEROIC ACTS AND SERVICE

WHEREAS, on June 26, 2010, Stafford County Fire and Rescue Department units were dispatched to Interstate 95 southbound for an auto accident with occupants trapped inside a burning vehicle; and

WHEREAS, Ronnie Martin, Past Chief of the White Oak Volunteer Fire Department, had observed the incident while traveling in his personal vehicle and immediately stopped to assist and found an active fire in the engine that had spread to the passenger compartment; and

WHEREAS, Chief Martin and a civilian bystander risked their lives and worked together to remove the driver from the vehicle while the fire steadily spread into the passenger compartment; and

WHEREAS, when Stafford Sheriff's Sgt. C.W. Reed arrived on the scene, he and Chief Martin proceeded to pull the other occupant from the vehicle as fire had engulfed the passenger compartment; and

WHEREAS, firefighters and emergency services personnel play an essential role in the protection of our lives and property; and

WHEREAS, it is appropriate to respectfully recognize Chief Martin and Sgt. Reed for their heroic response, selfless actions, and personal bravery in saving the lives of two citizens;

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors that the Board be and hereby recognize Chief Ronnie Martin and Sgt. C.W. Reed for their heroic acts and service.

Utilities; Provide a Statement of Intent to Abandon Berea Woods Drive Mr. Snellings motioned, seconded by Mr. Sterling, to adopt proposed Resolution R11-114.

The Voting Board tally was:

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

Nay: (0)

Absent: (1) Dudenhefer

Resolution R11-114 reads as follows:

A RESOLUTION TO PROVIDE NOTICE OF INTENT TO ABANDON
BEREA WOODS DRIVE FOR CONSTRUCTION OF THE ROCKY PEN RUN
RESERVOIR

WHEREAS, the Board desires to construct the Rocky Pen Run Reservoir; and

WHEREAS, as part of the construction of Rocky Pen Run Reservoir, parts of Berea Woods Drive will be inundated with water; and

WHEREAS, certain existing homesites will lose access when Berea Woods Drive is inundated with water; and

WHEREAS, the new and permanent access road must cross existing Berea Woods Drive; and

WHEREAS, VDOT cannot approve construction plans on the right-of-way of an existing roadway; and

WHEREAS, VDOT, in good faith, will approve construction plans for new access if the Board acknowledges that the existing Berea Woods Drive will be abandoned;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 3rd day of May, 2011, that it be and hereby is the intent of the Board of Supervisors to abandon Berea Woods Drive prior to the impoundment of Rocky Pen Run Reservoir and the inundation of Berea Woods Drive.

Economic Development; Tourism and Wayfinding Signage Update Tourism Manager, Ms. M. C. Moncure presented an update on Wayfinding Signage and Tourism then answered Board members questions.

Mr. Sterling asked about using the colors on the signs on County water towers rather than the current green paint used on the towers. Ms. Moncure said that it had not been discussed but she would bring it up and was anxious to consider it. Mr. Sterling said there would be an expense involved but that the change would be welcomed. Mr. Milde said the logo is currently being used but that the colors need to be changed.

Mr. Snellings asked who developed the logo, adding that it does not appear to represent George Washington even though the slogan is “George Washington’s Boyhood Home.” Ms. Moncure said that it represents a colonial activity and was selected because it was a symbol of colonial heritage.

Mr. Sterling asked if the signs were “Interstate Qualified” to which Mr. Milde responded, “That’s the plan.” Ms. Stimpson asked about funding for the signs, about the time frame and if any grant funding was being used, or had been applied for, in support of Wayfinding Signage. Ms. Moncure responded that they applied for a Preserve America Grant but did not receive a favorable response to the County’s application. Mr. Sterling talked about Enhancement Grants for streetscaping. Mr. Milde asked about the types of signs planned for Interstate 95. Ms. Moncure said that they have asked for pictograph signs.

Ms. Moncure then gave a brief update on Tourism efforts in the County and answered Board members questions. Mr. Dale Glasgow, the artist who painted the mural at the Stafford Hospital Center, will paint a mural at the Government Center.

County Infrastructure Projects Update Mr. Michael Neuhard, Deputy County Administrator, introduced the infrastructure projects update and referred to Tab #3 in the agenda binders containing additional information in the Monthly Report.

Mr. Chris Hoppe, Director of Parks, Recreation, and Community Facilities presented an infrastructure update for his department and answered Board members questions.

Mr. Harry Critzer, Director of Utilities, presented an infrastructure update for his department and answered Board members questions.

Mr. Keith Dayton, Director of Public Works, presented an infrastructure update for his department, including a Transportation update, and answered Board members questions.

Recess At 5:02 p.m., the Vice-Chairman declared a recess until 7:00 p.m.

Call to Order At 7:00 p.m., the Chairman called the meeting back to order.

Invocation Mr. Milde gave the Invocation.

Pledge of Allegiance Mr. Dudenhefer led the Pledge of Allegiance to the United States of America

Mr. Dudenhefer, made the following remarks referring to the death of Osama bin Laden; “This historic event marks a victory for this country, for all those who lost loved ones on September 11, 2001, to our servicemen and women in uniform, and the American civilians who are fighting every day to protect our homeland, and for those who seek peace around the world.” As we approach the 10th Anniversary of the September 11th

attacks, I hope that this will provide some comfort to the thousands of families whose lives were changed forever. My thoughts and prayers go out to you.”

Legislative; Presentations by the Public

The following persons desired to speak:

Paul Waldowski - 21st Century Development/HOA Dues

Planning and Zoning; Amend Chapter 9 of the Stafford County Code Entitled “Elections” Concerning Decennial Redistricting Ms. Kathy Baker, Assistant Director of Planning and Zoning, gave a presentation and answered Board members questions.

The Chairman opened the public hearing.

The following persons desired to speak:

Phyllis Filoso

Following the first comments, Mr. Dudenhefer addressed the audience saying that members of the Board would not be answering questions related to redistricting, adding that the public hearing was a time set aside for members of the public to voice their opinion.

Suzanne Hornick

Kathleen Ashley

Barbara Cole

Chris Pomroy

Ann McKrill

Sheila Rogers

Allane Callander

Paul Waldowski

The Chairman closed the public hearing.

Ms. Stimpson motioned, seconded by Mr. Sterling, to adopt proposed Ordinance O11-27.

Following Ms. Stimpson's motion, Dr. Crisp stated that he had serious concerns about the proposed boundaries recommended by the Committee, particularly regarding Section 3 in Aquia Harbour being moved into the Aquia District from the Griffis-Widewater District. Following his statement, Dr. Crisp outlined additional concerns and reasons why he felt that his alternative was preferable then offered a substitute motion, seconded by Mr. Woodson, to amend proposed Ordinance O11-27 to include his alternate redistricting plan. Following Dr. Crisp's motion, Mr. Sterling asked if there could be a discussion of the substitute motion. Mr. Dudenhefer stated that voting to consider the substitute motion would then open it up for discussion.

County Attorney, Mr. Shumate, stated that the Board was at liberty to discuss the substitute motion after which Mr. Sterling said that he appreciated all of Mr. Crisp's hard work but that he cannot support the alternative "Crisp Plan" for redistricting. He added that the County was constrained by Census blocks and regulations set forth by the Department of Justice, and there was not a great deal of flexibility afforded staff or the Redistricting Committee. Mr. Sterling said that no one is being moved, they are staying in their houses. He cited population numbers and the need to adhere to the aforementioned regulations and Census blocks to equalize County districts as mandated by the Voting Rights Act and the Constitution. Mr. Sterling said that he did not believe there was any "packing" as had been alleged at an earlier meeting.

Ms. Stimpson talked about minority allocations in districts and said that while she appreciates Dr. Crisp's concerns, she supports the original Committee recommendation. Dr. Crisp responded that while minorities are one of his concerns, his other concerns were relying on Aquia Creek as a natural boundary and keeping Sections 2 and 3 of Aquia Harbour together.

Mr. Milde noted that his district was losing one-quarter of the Courthouse Complex as well as an area behind Stafford Marketplace which had shown him strong support. He stated that he wishes the County could keep the districts "as-is" but since that was not an option he will support the original recommendation.

The Voting Board tally to consider the substitute motion was:

Yea: (2) Crisp, Woodson

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

Following the vote on the substitute motion, Mr. Woodson made the following comments: “I am opposed to the Committee’s Redistricting Plan because it packs minorities into two districts, the Griffis-Widewater and George Washington Districts, and it dilutes their voices in other districts.”

Mr. Sterling said that he supports seven (7) at-large districts, run county-wide, and elected like Constitutional Officers. He said that there is little on which the Board votes that impacts only a single district, adding that staff made a good effort at developing compact, contiguous districts and that the recommended changes were based on the rules of the Department of Justice and determined by Census blocks. Mr. Sterling said that he was not happy about losing part of his district to the Hartwood District, adding that parts of two neighborhoods, not entire neighborhoods, were being shifted to the Hartwood District. He restated that the Committee did a good job although he still prefers seven (7) at-large districts.

Mr. Milde said that is the nature of redistricting, that thousands would be moved into new districts or into new precincts and that residents would not be happy about it. He talked about inaccuracies in comments made during public comments and said that if Aquia Harbour had not been split as it was according to the Committee’s recommendations; two current members of the School Board would no longer live in the District in which they were elected to serve. He added that if the original recommendation passed his, (the Aquia) district would have the third largest minority concentration.

Mr. Dudenhefer said, regarding the inference of intended minority packing, that his, (the Garrisonville) district had a 39% minority population and an increase, or decrease, in the number of minorities did not enter into his decision.

The Voting Board tally on the original motion was:

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

Nay: (2) Crisp, Woodson

Legislative; Closed Meeting. At 8:22 p.m., Mr. Sterling motioned, seconded by Mr. Milde, to adopt proposed Resolution CM11-07.

The Voting Board tally was:

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

Nay: (0)

Resolution CM11-07 reads as follows:

A RESOLUTION TO AUTHORIZE CLOSED MEETING

WHEREAS, the Stafford County Board of Supervisors desires to discuss in Closed Meeting the Potential Acquisition of Real Property for Public Purpose; and

WHEREAS, pursuant to Section 2.2-3711 A.3, Va. Code Ann., such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors on this the 3rd day of May, 2011, does hereby authorize discussions of the aforestated matters in Closed Meeting.

Call to Order. At 8:38 p.m., the Chairman called the meeting back to order.

Legislative; Closed Meeting Certification. Mr. Sterling motioned, seconded by Mr. Milde, to adopt proposed Resolution CM11-07(a).

The Voting Board tally was:

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

Nay: (0)

Resolution CM11-07(a) reads as follows:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE STAFFORD
COUNTY BOARD OF SUPERVISORS IN A CLOSED MEETING ON
MAY 3, 2011

WHEREAS, the Board has, on this the 3rd day of May, 2011 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 3rd day of May, 2011, 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 8:39 p.m. the Chairman declared the meeting adjourned.

Anthony J. Romanello, ICMA-CM
County Administrator

Mark Dudenhefer
Chairman