

VIRGINIA:

At a regular meeting of the King George County Board of Supervisors, held on Tuesday, the 18th day of January, 2022 at 6:30 p.m. in the Revercomb Building Board Room at 10459 Courthouse Drive, King George, Virginia:

PRESENT: Richard Granger, Vice-Chairman
Cathy Binder, Member
TC Collins, Member
Annie Cupka, Member
Chris Miller, County Administrator
Kelly Lackey, County Attorney

REMOTE: Jeff Stonehill, Chairman

0:00:01.1 Richard Granger: I call to order this meeting of the King George County Board of Supervisors. The following member is participating through electronic and remote means pursuant to the rules previously adopted by this board, Jeffrey Stonehill. I direct the clerk to include this statement and any statement of remotely participating board members to include their physical location, address, and reason for absence to be memorialized in the minutes. Mr. Stonehill, could you please state your location, and address, and the reason for your absence?

0:00:36.0 Jeff Stonehill: Jeff Stonehill, and it's 17094 Perry Dock Road, and I am under the weather, sick.

0:00:46.4 R. Granger: Thank you, sir. We hope you recover quickly. Okay. Moving on, do we have any amendments to the agenda?

0:00:56.6 Chris Miller: Yes, sir. It is necessary to have a closed session.

0:01:02.1 R. Granger: I will entertain a motion.

0:01:03.3 Annie Cupka: I move to amend the agenda to accommodate a closed session.

0:01:08.2 Cathy Binder: I second.

0:01:09.5 R. Granger: Any discussion? All those in favor say, aye.

0:01:13.3 C. Binder: Aye.

0:01:13.8 TC Collins: Aye.

0:01:15.5 A. Cupka: Aye.

0:01:16.2 J. Stonehill: Aye.

0:01:16.9 R. Granger: Any opposed? Chair votes aye, motion carries. Thank you, everyone. I will open the floor to public comment. Comments will be limited to three minutes per person in order to afford everyone an opportunity to speak. If comments relate to a specific public hearing item, we ask that you offer those comments at the time of the public hearing. If anyone is here just to provide public comment, please feel free to come up, state your name, your address, and Mr. Dines will start the clock once you finish providing that information, and you'll have your three minutes.

0:01:51.2 Tracy Blake: Good. Good evening, folks. My name is Tracy Blake. I live right back here on Rectory Lane. A lot of times we don't hear a lot of the... We hear too much of the bad news. I'm here to come up and give you some good news and say thank you. So, I guess during the snow storm two weeks ago, January 3rd, we were without power for a number of days. I'm not gonna go into the whole story 'cause I'll run you way over three minutes. The bottom line is, we needed some help, we called a member of the board. Specifically, we wanna thank Ms. Cathy Binder for her response, her positive response, her actions and reactions to get us help that day. We'd been without power for about four and a half days, and probably within about three and a half, four hours after our call and her positive action, we had a couple of vertical trucks and some inline trucks that help us out. So, I just really wanted to come up and say thank you to the board, to the Emergency Operations Center personnel who helped provide that work, and specifically to Ms. Binder for her actions. So, thank you very much. Have a good evening.

0:03:00.3 R. Granger: Thank you, sir. Anyone else here to provide comment? Mr. Dines, do we have anyone online? Did anyone receive any correspondence to be read in? Okay. In that case, I will close public comment and I will move on to reports from members of the board. I will start with Mr. Stonehill, since he's attending remotely. If you have anything you'd like to share, Mr. Stonehill, feel free, if you would like to wait till you come back, I certainly understand that as well, but it is your opportunity, sir.

0:03:38.3 J. Stonehill: I'll just give it... I'll just give a short report due to being remote, and my voice. And I apologize for not being there, like I said, I am under the weather, and I look forward to being there on the 1st. And I just wanted to say thank you for everybody at the EOC and everybody in the county that worked really hard to get everybody back on line. And for the snowstorm that we had a couple of weeks ago, the county worked fantastically as a team, they really... Everybody really pulled together. And on a local level, I don't even... I can't even think of what we could have done better than what they did.

But I just wanted to tell all the staff, thank you very much, and it's definitely a learning experience, and that we all did learn a few things, and hopefully we can work with the state about getting the roads and the power back on. And a real special thanks to all the power company crews that came from far and wide to help us. I know, I was down with a crew on Mathias Point, and they were all from Florida, and they were out there in the snow putting those lines back together. So, I just

wanted to say they did a fantastic job, it was a tough place to work, but they did a great job. And I would like to... That's it for a report, but I would like to do a citizen appointee to the BZA, and that would be Kevin J. Buckley.

0:05:23.4 R. Granger: So, this would be a forwarding of a recommendation to the Courts to have this individual put on to the BZA, so that if you wanna make a motion to forward the recommendation to the Courts for that individual, then we can second it and move on it, if you would like, Mr. Stonehill?

0:05:41.7 S2: Yes, I would like to forward a motion to send off to the clerk of the Court to appoint Kevin J. Buckley to the BZA.

0:05:52.4 A. Cupka: Second.

0:05:53.2 R. Granger: Alright. We have a motion seconded. Do we have any discussion? All those in favor say, aye.

0:05:58.5 C. Binder: Aye.

0:06:00.4 TC Collins: Aye.

0:06:00.5 A. Cupka: Aye.

0:06:01.4 J. Stonehill: Aye.

0:06:02.0 R. Granger: Any opposed? Chair votes aye. Motion carries.

0:06:05.5 J. Stonehill: Thank you. That's all I have.

0:06:06.5 R. Granger: Was that it? Was that it, Mr. Stonehill? I'm gonna assume that was.

0:06:12.6 J. Stonehill: What's that?

0:06:13.3 R. Granger: Were you finished with your report? Did you have any other appointments?

0:06:15.6 J. Stonehill: No, sir, I was just saying, thank you, that's all I have.

0:06:19.4 R. Granger: Okay. Apologies. Thank you, sir. Ms. Binder?

0:06:24.8 C. Binder: Thank you, Mr. Chair. I would like to... And since you came, Mr. Blake, I wanna... Specifically, I called Chief Moody to thank, and Mr. Miller and staff for helping the residence of his area. And why I'm bringing it out is I had made a comment at the last board meeting to look out for your neighbors, and that gentleman did look out for his neighbors because his neighbors had medical conditions, including somebody who was on an oxygen machine, so being without power was life-threatening for his neighbors. So, with that in mind, I had mentioned to Mr. Miller about, is there a possibility even at the EOC maybe we can have a list of those that provided of people that have medical conditions that need electricity, so when we have an emergency, maybe we can reach out to them to see if they need

assistance, because if it wasn't for Mr. Blake calling on his neighbors, this power might not have been restored as fast, and it was important because somebody needed electricity for his oxygen machine, and we have a lot more neighbors, and that's all I was bringing up.

So, I wanna thank Mr. Blake for coming and saying the nice comments, but I wanna point out that it was a neighbor looking out for their other neighbors also. So, I appreciate all of our staff Service Authority and our EMS fire, police, and everyone else in our community that had helped out during the storm. Someone coming from the north, in the South is not as easy, they were a little more prepared up north, but our staff did an excellent job of weathering the storm and looking out for our citizens, and I really appreciate their efforts.

I also wanna bring out a couple of other things. One is I mentioned at the last meeting about the Coalition of High Growth Communities, and right afterwards I got an... Afforded an email from Ms. Cupka that I checked into it, is... I wasn't getting the emails because they were going to two county administrators before, so we've figured that out. I did participate in a Zoom meeting on the Coalition of High Growth Communities and see some importance to it, and a lot of the time we don't have a lobbyist for King George, but they provide lobbying efforts for us, which is important. We did discuss matters of King George, and then at the February 2nd and 3rd with the VAcorp and Rural Caucus, we were gonna have a meeting talking about issues with communities, like King George, that are in high growth.

So, I think it is an important role that being on that community, even though there's huge counties in it, it is important, so I just wanted to bring that up. And then lastly, I toured with Mr. Collins the base with Captain Copland and his staff, and we also got to tour the Space Force Command, and I really appreciated the tour, it was a lot of fun, and I learned a lot more of what the base does. Ms. Cupka and I took a short tour before... Just before COVID, we never got to see the full tour, so it was nice being able to.

And I'm gonna mention, 'cause Dr. Boyd is here, I spoke a lot with them about helping making some connection special for the Space Force with the schools, 'cause they would like to be more involved to come in and explain what Space Force does, maybe have some internships for students or even opportunities for summer coming in for like a camp. So, I'll be reaching out to school staff about that. They've talked about the high school and middle school particularly, and I thought that would be really cool because we lose a lot of our young people, they go to college and they don't come back, maybe this is a way with where Space Force expanding on the base that maybe we could keep some more people here in King George and they stay as King George. But that is my board report. Thank you.

0:10:00.3 R. Granger: Thank you, Ms. Binder. Ms. Cupka?

0:10:03.0 A. Cupka: Thank you, Mr. Chairman. I wanna again thank all of our staff who maintained our operations during the duration of the snow emergency, we greatly appreciate that. I see Dr. Boyd is here this evening. I wanna congratulate you on your appointment to Deputy Superintendent. Well-deserved. Congratulations, sir. Mr. Blake, I realize he's gone, but thank you to him for coming out and providing public comment this evening. On Thursday, January 6th, I had a telephone call with Senator Richard Stuart regarding the resources that we might need in King George County to respond to the snow emergency.

I had telephone calls with Dominion Energy, Virginia Director of State and Local Legislative Affairs regarding prioritization of our critical infrastructure. I mentioned this during the Service Authority report, but also as well we had some fire stations that were still on generator. So, I'm appreciative of Mr. Miller and the EOC's work to make sure that the power companies have an accurate list of our critical infrastructure, and as well the lack of redundancy issue at the Hopyard

line.

Then I had a telephone call with the Statewide Director of Emergency Management regarding prioritizing our fuel needs for the Service Authority assets, and if needed, requesting support of the Virginia National Guard ahead of the electric alignment to clear down trees and ask that both of those organizations work through our EOC for further guidance.

That same day I received a telephone call from Delegate Margaret Ransone checking on our community and also regarding our request to amend the code of Virginia regarding the re-assessment, if you will recall at our December 21st meeting, I asked for consensus of the board to reach out to our state representatives to request a modification of that section, and unfortunately, she advised that the deadline for pre-filing of bills had already passed on December 5th, that she was trying to get permission to add on, but she didn't think she would get it, and then that the next day, Friday was the last day she would know for sure.

I have not heard back that she was able to be successful; right before this meeting, I did check the list of bills that she's patron on and there isn't anything like that, so I think that we were just too late. So, again, another good reason why we could use... It would behoove us to have someone doing some sort of legislative research or guiding us to make us aware of things when the deadlines are for pre-filing and things like that.

Monday, January 10th, I visited the Hopyard Farms, the new section regarding the cluster mailbox installation. I had a discussion with the project superintendent regarding the same. I wanna thank representative Rob Whitman's office for sending our constituents' frustrations with our local post master's mailbox assignment process on to the US Postmaster General. The affected constituents and I found the Postmaster General's response inadequate, and we'll be taking additional measures in an attempt to resolve the situation. And I have made Mr. Granger and Mr. Miller aware throughout the process of giving them updates as far as what was going on since this first started in December.

Wednesday, January 12th, I sent a letter to the vice president of customer service of Breezeline Communications, formerly known as Atlantic Broadband, via Facebook Messenger, since they don't answer their telephone for two hours, to forward numerous outage reports and customer service complaints on behalf of our citizens. The next day I received a telephone call from Breezeline Communications social media team in response to my letter of the previous day, he had indicated that a ticket was entered the prior day for all the addresses listed in my letter. I thanked him and requested he forward my letter up his chain of command and would like a call from a superior regarding their plans going forward to remedy their ongoing customer service issues. Later that day, I had a telephone call from The Breezeline Communications call center senior director, who reports directly to the vice president of customer service, I confirmed with him that we have customers waiting up to two hours on the telephone to submit a service request regarding an outage. He readily admitted they have work to do to improve their call center operations. I do have a lengthy report that I will not read the rest of, but I will have it posted on the county website on my supervisor link, and I have also already shared it on social media. And I do have another call lined up later this week with a technical type from Breezeline who may be able to give us some information on things you can do to troubleshoot your connection on your own while you wait to make a service request. I also sent an email to the call center senior director regarding a credit for customers who have been without service for more than one business day, we'll see if anything comes of that.

One last item, I have a Redistricting Committee update. So, staff has selected Thursday, January 27th, from 6:00 PM to 7:30 PM to host their redistricting workshop for the public to view the maps and ask questions, we'll have phone boards on display on easels, we'll have a little paper survey so folks can write down comments that they have. Staff will be on hand to answer questions. It will be

at LE Smoot Memorial Library, Meeting Room A, and our staff has respectfully request an alternate site here in the boardroom, if the library should for any reason find it necessary to suspend offering meeting room space to the public. So, would that be all right with the board, if we had an alternate meeting room here that evening? I believe the boardroom is available that night. Yes?

Okay, and then, so that's the public workshop that we previously talked about. Then based on the notice requirements under the law, I request consensus of the Board of Supervisors to direct staff to advertise the public hearing, back before us, before the board at our regular meeting on Tuesday, February 15th, so we can complete our local process in time and obtain approval from the Attorney General's office in time for early voting in May for the June 2022 primary election. And I respectfully defer to Ms. Lackey, the county attorney, she came up with the timeline for us, marked back the number of days and how long we would have in the process, so if you all have questions about that timeline, I would defer to Ms. Lackey.

0:17:08.0 R. Granger: Does anyone have any questions? Did you say it's a public hearing that we would need...

0:17:14.7 A. Cupka: A hearing.

0:17:15.3 R. Granger: So, we would need to make a motion then to...

0:17:16.5 A. Cupka: We would need a motion because we need to direct staff to advertise it, so we'd be looking for a public hearing before the Board of Supervisors on our regularly scheduled meeting on Tuesday, February 15th.

0:17:27.6 R. Granger: Is that the motion?

0:17:29.3 A. Cupka: I move.

0:17:31.1 C. Binder: I second.

0:17:31.5 R. Granger: Alright, thank you. Any discussion? Okay. In that case, all those in favor say "Aye."

0:17:39.7 C. Binder: Aye.

0:17:39.8 TC Collins: Aye.

0:17:41.6 A. Cupka: Aye.

0:17:41.9 J. Stonehill: Aye.

0:17:42.1 R. Granger: Any opposed? Chair votes "Aye." Motion carries. Thank you.

0:17:45.4 A. Cupka: Thank you very much for your consideration. That ends my report.

0:17:48.4 R. Granger: Thank you, Ms. Cupka. Mr. Collins?

0:17:50.2 TC Collins: Thank you. I came on board January 1st, and then we had a major snow

storm. I met with Mr. Miller on the 3rd and received my equipment to get started. During that time, I observed the Fire Department, the Sheriff's Office, the Property and Grounds, or whatever the name of the... They call it, were out all in full force. So, I'd like to thank you, Chief Moody, Sheriff Giles, and all the county folks that were out there working hard. I drove my district to see what was going on in my district, how many people had power out, were any other needs? As you know, it was a massive power outage. January 4th, I drove by my district again, and then I got in contact with the Dominion Power, which serves most of my constituents in my area, and they promised the power would be on the next day. As we know, that that didn't happen until Friday and Saturday. One of the complaints I got from a lot of constituents was that they gave a time that when the power would be on that evening by 11, 6 to 11, and none of that occurred, it just kept on being the same thing. So, folks had pets, they had children, livestock, and so it was really a tough go when they couldn't make arrangements because they didn't know what was going on. So, I hope that we can address that with Dominion. Northern Neck had a good response.

On the 4th, I drove to Fredericksburg and I live near the Fairview Beach area, Dominion told me, I drove to the home district, and they told me that there were two trucks in my district on that day. I drove from Fairview Beach to Fredericksburg, when I hit Stafford County line to Butler Road, there were 127 Dominion trucks, and there were two in my district. They kept promising there would be more and there'd be... But it just didn't work out so well, as you know.

So, anyhow, we finally did get power and we continued contacting Dominion and let them know that in my district we had the water and sewer that needed to be on board. During that time, I had constituents with needs, everything from propane to transportation. I was on a generator myself, a propane generator. For that week, it cost me \$745 to run that generator, 'cause I had some neighbors and some elderly people at my house. I was also able to contact one particular propane company who was very responsive to my constituents in King George, Anderson Propane.

January 13th, I toured Dahlgren with Ms. Binder. There's a lot of... As everybody knows, there's a lot of neat things happening on in Dahlgren. Some of the things only happen in Dahlgren, nowhere else in the United States or in the world. We spoke a lot about mutual aid and other things, how the base can help us and how we can help the base. And the last thing I have is... I would like to bring this in front of the board.

So, from my observations, I've been watching board meetings and Water Authority meetings for years and years and years. The Water Authority does the pledge of allegiance and a moment of silence, but then the board does not, and they are separate boards. So, sometimes folks only tune in to the Board of Supervisors, and I've often wondered why we don't do the pledge and a moment of silence or a prayer, so I'd ask that to come in front of the board to see if we can make that change.

0:22:23.5 R. Granger: So, are we looking to make a motion, or you wanna have that discussion when Mr. Stonehill comes back to amend our process?

0:22:34.2 TC Collins: I could make a motion.

0:22:35.1 R. Granger: Okay.

0:22:36.6 TC Collins: I'd like to make a motion to add the Pledge of Allegiance and a moment of silence to the monthly or bimonthly meetings or any meeting of the Board of Supervisors.

0:22:50.0 R. Granger: I'm sorry, just a moment.

0:22:52.8 C. Miller: Officially, it's an invocation. If you wanna make it a moment of silence... I

think they're two distinct things, so I just... Right, whatever you want.

0:23:04.2 TC Collins: Yeah, that is an invocation.

0:23:05.0 R. Granger: Okay, okay.

0:23:06.5 A. Cupka: Second.

0:23:07.3 R. Granger: Okay. Do we have any further discussion?

0:23:10.8 C. Binder: Yes. I just want to ask one question. Did you clarify that also work sessions, any meeting or...

0:23:16.6 TC Collins: Any meeting of the Board of Supervisors.

0:23:18.9 C. Binder: Okay, thank you.

0:23:22.4 R. Granger: Mr. Stonehill, did you have anything you would like to weigh in on this?

0:23:31.4 J. Stonehill: No.

0:23:33.2 R. Granger: Okay. In that case, will all those in favor say, aye.

0:23:38.6 C. Binder: Aye.

0:23:38.8 TC Collins: Aye.

0:23:40.7 A. Cupka: Aye.

0:23:41.3 J. Stonehill: Aye.

0:23:42.7 R. Granger: All those opposed say, nay. Chair votes, aye. Motion carries.

0:23:45.2 TC Collins: Yeah. That's the end of my report, thank you.

0:23:52.4 R. Granger: Thank you, Mr. Collins. Okay. I'm sorry, I'm a little off. Obviously, Mr. Stonehill is not here, so I'm filling in as the chair today. So, as I said before, we're really hoping Mr. Stonehill gets well soon and is ready to come back and run these meetings. So, other than that though, I'd like to say thank you to Mr... Was it Blake or Lake? I'm mis... Blake, okay. Thank you to Mr. Blake for coming out and sharing his experience and the positive feedback that he had, and Ms. Binder, thank you for sharing that he was watching out for his neighbors, that's important, I agree. So, thank you, Mr. Blake, for doing that and just helping your neighbors and being a good neighbor.

I'd like to say thank you to all the staff, to the fire and EMS, to Sheriff Department, to Service Authority, this was a heck of a storm, a very difficult time, and out of power for a number of days, I know it was difficult on a lot of people, it was difficult on my own family as well. But I thank you to all those who served and just helped those who were in need. Thank you to the power company for working. I know they brought in so much mutual aid to help just address the situation, so thank

you for doing that as well, and then also to VDOT working to clear the roads. I know they were a mess, and it was a lot of work. So, thank you to all those who were involved and in just trying to keep the environment safe and keeping everyone here in King George safe.

I did have a conversation with Mr. Bill from VDOT, I had a citizen ask about the road debris, and so I reached out to Mr. Beale to ask him about it, and so, he said that there's still debris, and, obviously, I'm sure everyone's seen it on the side of the road, and he said, in the region, it's gonna take probably a couple of months to get to the point where they're gonna clear everything. He did say though if there's any trouble areas, in particular, to let him know, so if we are aware of anything, we can reach out to Mr. Beale and let him know there's a particular road or a particular area of the road that might need to be addressed, and he said they would move it towards the top to work on, but it could still take a couple of weeks 'cause there's just so much going on in regards to trying to clean up, so try to bear with them through that as they go along. So, I'll just leave that to all of you to know.

Other than that, I do have a motion I would like to make. Mr. Kristofer Parker's term on the Planning Commission will be expiring at the end of February, so I reached out to Mr. Parker to see if he was still interested in serving. I appreciate his time that he served and would like him to stay on, I think he's got a lot of experience and knowledge and has a good head on his shoulders. So, he agreed, and so I would like to make a motion to appoint Mr. Kristofer Parker to the Planning Commission starting March 1st, 2022.

0:26:34.2 C. Binder: I second.

0:26:35.3 R. Granger: Any discussion? All those in favor say, aye.

0:26:39.4 C. Binder: Aye.

0:26:40.8 TC Collins: Aye.

0:26:41.2 A. Cupka: Aye.

0:26:42.5 J. Stonehill: Aye.

0:26:43.4 R. Granger: Any opposed? Chair votes, aye, motion carries. And with that, I just have one more thing for Ms. Cupka. So, we wanna say thank you for this past year for your service to this community for serving on the Board of Supervisors, and just steering the ship, and it's been a challenging year, I know, and so the last couple of years have been really challenging, so we really appreciate all you've done, and this is as a small token of appreciation for what you've done, I'll read it for everyone so they can hear. Ann C. Cupka, in appreciation of your dedication and hard work in serving as chairwoman, in the King George County Board of Supervisors January 1st through December 31st, 2021. Presented at January 18th, 2022. So, should we...

[pause]

0:28:39.0 A. Cupka: Thank you all very much.

0:28:46.7 R. Granger: Okay, I think that concludes my report or reports. And we'll move on to the consent agenda.

0:28:57.1 C. Binder: I will make a motion to accept the consent agenda as presented.

0:29:02.9 A. Cupka: I second.

0:29:02.9 R. Granger: Any discussion? All those in favor say, aye.

0:29:08.9 C. Binder: Aye.

0:29:09.8 TC Collins: Aye.

0:29:14.3 A. Cupka: Aye.

0:29:14.3 J. Stonehill: Aye.

0:29:14.4 R. Granger: Any opposed? Chair votes, aye, motion carries. Constitutional officers, I don't see that we have any today.

0:29:22.3 A. Cupka: So, Mr. Chairman, may I ask a question about that?

0:29:27.1 R. Granger: Yes, ma'am.

0:29:27.2 A. Cupka: Whether it's you or Mr. Miller or Chair Stonehill, this is the second meeting of the month, and typically the treasurer reports, and I didn't see an email. Did the chairman get an email or the administrator get an email on with the report? And if that's the... If not, can we have staff follow up regarding that? 'Cause that was the schedule that we set, a second meeting of every month.

0:29:52.6 R. Granger: Yes, ma'am. I'll ask Mr. Stonehill just to make sure. Mr. Stonehill, did you receive any reports from Mr. Jones in regards to the treasury reports?

0:30:02.5 J. Stonehill: No, sir, I did not.

0:30:03.8 R. Granger: Okay.

0:30:07.4 A. Cupka: Very good, thank you.

0:30:08.3 R. Granger: In that case, Mr. Miller, would you please reach out and see about having those provided? I can appreciate maybe this past time might have been a little bit more difficult with being end of the month, and so maybe that's what it was, but yes, I agree. Thank you, Ms. Cupka, for bringing that up, yes, absolutely. We'll move on to report of the county attorney. Ms. Lackey?

0:30:33.5 Kelly Lackey: The only thing I wanted to mention was that one of the action items tonight is a construction management at risk guideline or procedure or policy. I just wanted to give a quick little overview of the fact that there was a presentation made to the board in March of 2020 about using that procurement method, so that'll just close the loop by modeling the state guidelines for a procedure for using that method, which is the method proposed for building of the Court House.

0:31:06.3 R. Granger: Did anyone have any questions? Do you have anything else, Ms. Lackey? Oh, I'm sorry.

0:31:14.3 C. Miller: And we do have Mr. Bell from Moseley Architects here, and he will provide an overview, again, a refresher, if you don't, for those who weren't maybe a part of that meeting, and then you would want to consider adopting them so that we have them from now on.

0:31:29.8 R. Granger: Yes, sir. Yes, sir, I see we have that as one of our action items, so I'm assuming we'll go into that detail at that point. But I'm sorry, Ms. Lackey, was there anything else?

0:31:38.5 K. Lackey: No, I just wanted to give that quick overview. Thank you.

0:31:39.3 R. Granger: Alright. Thank you so much. In that case, we will move on to presentations and reports. Northern Neck Broadband Project presentation. I'm not sure who we would be having...

0:31:50.7 C. Miller: So, we had asked if they could come tonight, 'cause I know that the Supervisor Binder had been asking, and, of course, this is one of the major projects for this county, and they had a conflict. I did receive some information that I can share with you, and they do want to come... Their representatives wanna come on the 1st of February in the next meeting. And they... I did share this with you all in an email, if you haven't had a chance, but it does show you their service territory on this project, this particular project, I will tell you that they have been working with the DHCD folks, and I think they kind of estimate that it'll be middle of April before they completely have that project or have that contractual arrangement in place. They are... They indicate that they are on track for substantial completion by the end of fiscal year 2023. They also indicated that they have been told that there is rural digital opportunity funds available, and now that's available for the county, and that will also help this project.

But I know that, specifically, I believe they are also working so that there'll be a link either on their project site or their website that we'll be able to go in and kinda see progress on the construction front. And so, I know that was something that Supervisor Binder had asked, is, where were we? What was the status... I know that Ms. Cupka, Supervisor Cupka, had also been pretty involved in this, and I don't know if you had any further information that you might wanna share, I know that they indicate that they have... They're working in the northwest section, which would be us, and so I think that they're moving forward, but I would reserve any further comments until they come to see you on the 1st.

0:34:09.1 R. Granger: Thank you, Mr. Miller. Did anyone have any questions? Ms. Cupka?

0:34:13.9 A. Cupka: I didn't have any questions, I just wanna thank staff for getting an update for us because we are getting questions from many of our constituents, and I think it would be helpful if they are able to in the future kind of re-tool their website a little bit more. I know when you go in and you sign up for service, it says what phase of the project you're in, if you are. And it has a percent progress bar, but a lot of folks either aren't seeing a progress bar or it says 0%, so it's kind of deflating, and so we are getting lots of questions from constituents who wanna know where... Where are we? And they have every right to know that, and so I'm glad to see that there's an update and I'm looking forward to them being able to provide more robust information directly to the citizens on their website, if they can make that happen, I think that would help all of us. Thank you very much.

0:35:10.8 R. Granger: Thank you, Ms. Cupka. Okay. Then we'll move on. Action items, Department of Finance, authorization to enter into an agreement to purchase a replacement fire engine pumper. Ms. Pitts?

0:35:24.9 Megan Pitts: Good evening, Mr. Chair, members of the board. I'm here before you this evening to request that you authorize staff to enter into a goods and services agreement with Atlantic Emergency Solutions Inc. For the purchase of a 2023 Pierce Enforcer Pumper. The price that's attached to this fire engine will be \$694,963. With that, I'm happy to take any questions.

0:35:49.8 R. Granger: Okay. I know Mr. Moody is here as well, I'm sure he's here to maybe answer any questions as well, so I'll open up this to anyone who have any questions about this.

0:35:58.7 TC Collins: Mr. Chair?

0:36:00.8 R. Granger: Mr. Collins, go ahead.

0:36:00.9 TC Collins: Does that include the full build out of that piece of equipment?

0:36:10.1 Chief David Moody: Yes, it does, minus any equipment. Our budget was \$725,000, we got it below budget, and the remainder of the funds will go into some of the equipment. And some of them will come up off the fire apparatus that we are also replacing.

0:36:27.4 TC Collins: Okay, thank you.

0:36:30.0 C. Miller: Mr. Chair, if I may also add, this was included in your CIP that you approved. The reason that we are here tonight is that the chief was notified that prices were gonna go up at the... In February, and so obviously, we felt the need to act on this. So, this certainly is not our usual process, we don't like to rush these things, but this was an opportunity that we had to do.

0:37:00.3 R. Granger: Understood, and I appreciate that clarification. Thank you, Mr. Miller. Did anyone else have any other further questions? Okay. In that case, I'll entertain a motion.

0:37:14.6 A. Cupka: Can I actually ask a question of the county attorney?

0:37:17.8 R. Granger: Yes, ma'am, please.

0:37:19.2 A. Cupka: Ma'am, moving, do we need authorization to enter into an agreement, acceptable subject to form by the county attorney, does that need to be included in the motion?

0:37:33.2 K. Lackey: I've reviewed the contract, I have just a few comments, but I think as a precaution that'd be great.

0:37:39.4 A. Cupka: Okay. So, I move to authorize staff to enter into an agreement, approval subject to form by the county attorney to purchase a replacement fire engine pumper as presented.

0:37:55.6 C. Binder: Second.

0:37:58.8 R. Granger: Do we need to state with the company that it's going to be procured from or was that sufficient?

0:38:07.0 K. Lackey: I think that's sufficient given what's in the package.

0:38:09.7 R. Granger: I wanted to make sure, thank you. Alright. In that case, we have a motion and a second in. Do we have any further discussion? All those in favor say "aye".

0:38:18.9 C. Binder: Aye.

0:38:20.8 TC Collins: Aye.

0:38:22.7 A. Cupka: Aye.

0:38:23.6 J. Stonehill: Aye.

0:38:25.0 R. Granger: Any opposed? Chair votes aye, motion carries. Thank you.

0:38:27.6 M. Pitts: Thanks very much. Have a good evening.

0:38:28.9 R. Granger: Thank you. You as well. We move on to approval of by-law revisions. So, do we have someone who will be presenting this?

0:38:39.6 K. Lackey: So, I can just give a quick overview. If you all would recall last month, due to some of the outages and inconveniences because of the storm, there was some sentiment that there wasn't adequate time to review and ask questions of the revisions. So, last month you all agreed to adopt the 2021 by-laws and then reconsider the proposed revisions for this meeting. The most substantial revisions have to do with electronic meetings, that provision follows the state code procedures that are now in effect now that the budget provisions from the former governor are no longer in effect.

0:39:24.5 R. Granger: Thank you, Ms. Lackey. Did anyone have any questions?

0:39:28.1 C. Binder: I do have... I just wanna thank Ms. Lackey 'cause I called her two days afterwards and we had a good meeting and I clarified my questions, so I just want to thank her.

0:39:35.1 R. Granger: Thank you, Ms. Binder. Anyone else? I'll entertain a motion then.

0:39:43.0 A. Cupka: I move to adopt the by-laws and rules of procedure of the King George County, Virginia Board of Supervisors, with the stipulation that the date of adoption in the document be amended from January 4th, 2022 to today's date, January 18th, 2022 as presented.

0:40:04.2 C. Binder: I second.

0:40:07.0 R. Granger: Any further discussion? All those in favor say "aye".

0:40:15.8 C. Binder: Aye.

0:40:15.8 TC Collins: Aye.

0:40:15.8 A. Cupka: Aye.

0:40:15.8 J. Stonehill: Aye.

0:40:15.9 R. Granger: Any opposed? Chair votes aye, motion carries. Thank you. Alright. We move on to the adoption of construction management at risk guidelines.

0:40:27.5 C. Miller: Well, as we said it earlier, we have a representative from Moseley Architects, and Tony, you wanna come up and give an overview of what the construction manager at risk process is all about? Are there distinctions? So, Mr. Bell?

0:40:46.6 Tony Bell: So, good evening, Mr. Chair and members of the Board of Supervisors. Happy New Year to you. So, I have a brief presentation this evening, and... All this agenda. So, a brief recap of where we've been specifically for Mr. Collins' benefit because he hasn't sat through all the meetings and seen all the documentation that we've gone through so far in the development of Court House. Then we'll review some updated documents, review a cost estimate that is currently in process of being updated at present, and we expect to receive that later this week, and then talk a little bit about the CMAR process.

As Ms. Lackey said, Dr. Young presented what we would call the traditional method and the alternative method back in March of 2020. I have a copy of his slides and I will present those again to you today, not in their entirety, but more so focused on the construction manager at risk process and the benefits that it provides to the county moving forward. So, in terms of recap, obviously, you're very familiar with the site, I'm sure, just south of the existing Sheriff's Office and just west of the existing animal shelter. The proposed building is gonna be roughly 50,000, a little more than 50,000 square feet in size. And you see here are the different departments which will be housed into it. And that's basically the conceptual diagram that was developed during the study process with the building facing basically due east, excuse me, due west with it's back turned to the animal shelter, and that's where the secure parking area would be.

Here are some very basic conceptual diagrams. The building is three stories in height, the lowest level will be strictly Sheriff's Office holding areas. The first floor will be occupied primarily by the General District Court and the JDR Court, that's Juvenile Domestic Relations Court. And then, the second floor, the third level of the building, the second floor of the building will be housing the Commonwealth's Attorney, the Circuit Court, and the Circuit Clerk's Office. So, as you look at the building from the west side, you'll see two stories, if you look at the building from the east side, I.e. From the animal shelter side, you'll see three stories. So, obviously, we've been progressing through a project schedule. This is the most recently updated schedule, and the items there highlighted in yellow are basically where we are today. So, the QC review is our internal quality control review. We're in that process now. Also, we're going through the construction documents cost estimate. And then lastly, we're also in the process of the construction manager at-risk interviews. And those interviews were held last week and this week they'll be included later this week, and the decision will then be made by that Selection Committee.

So, as far as the development of the documents, this is the most recent site plan. And that's... This is the document taken directly from our quality control process. You see it has a great amount of detail as opposed to the document we looked at previously in the presentation. And I also have some renderings to share with you this evening. So, this is an aerial view of the Court House looking at it from the top. You see the Sheriff's Office there at the upper left and the animal shelter there at the

right. So, we're basically gonna move around the building now, starting at the southwest corner. It may be a little slow because of the size of some of these images. I'm gonna move around the building in a counter-clockwise manner. So, you're seeing the building now from basically the southeast corner. The Peninsula you see on the back of the building that's the vehicle sally port, that's where the Sheriff's Office will bring the patrol vehicles or regional jail vans or buses to transfer detainees. What these images don't have is all of the vegetation that will be surrounding the facility. So, you do see a fence line there, which will be directly west of the secure vehicle parking area. West of that will be a vegetated line, and that's in accordance with the county zoning ordinance.

This is obviously the view from the northwest, and this is the view from directly west of the facility. This is an interior view. So, if I was waiting to come into the Court House, I'd come into those doors directly in front of you and might wind my way to these roping areas before I go through the security checkpoint to enter into the Court House. And this is the second floor waiting area. If I'm waiting to go into the Circuit Court, this is where I would be. I'm basically directly above the area I just came from. So, one thing I would caution about these last two images, the building is not proposed to be all white, okay? So, we haven't gotten that far as far as selecting colors, that will be done during the construction process, but it really gives you just a sense of the quality of the space, the size of the space, the order or magnitude of the space as we move things forward. So, in terms of our latest cost estimate, this is our cost estimate paired at the end of the design development phase. You see the construction total there at the bottom, \$22,229,179. You may ask, "Tony, how does that compare to the previous estimate that you presented to us back in June?" Here's a comparison of that.

At the very bottom, the total in June, total of all costs was \$26,460,000, and now we're at about \$28,400,000 in total project cost. Okay? And that's gonna be updated again at the end of this week. So, the numbers you see in bold and underlined and in italics, those numbers aren't changing, what numbers are those? Those are our cost of services. So, although we're seeing escalating construction costs, and I'm sure you're all aware of the supply chain issues that the construction industry is having, and not just construction, all industries for that matter are having, that we're seeing escalating costs. So, we're still, I think, on the front end of that, and I think we're still good to go, move the price aboard, but it is gonna impact that construction cost to some degree, but our cost is not changing. So, those costs are fixed.

Mr. Quesenberry asked that I share a couple of slides here. These next two slides were provided by two or both provided by one of our CM at-risk candidates that says the firms that will interviewed, and it's to reflect the cost increases that they're seeing on their end. So, this first slide shows that the Producer Price Index change, the red line is the month-to-month change, that is the one month change from one month to another, and then the blue line is the 12-month cumulative change. So, as you can see, there is a large spike there in the April, July, October time frame, but you see a little dip, and that's also being illustrated.

You get the laser here. So, as we see this dip here, as we go from April to October, that's why you're seeing this dip here in the 12-month change, so all that we saw is a spike here in the April time frame as evidenced by about a 25% 12-month change, we're starting to see that turn down a little bit. As far as what the future hold, we don't know that right now, but there is hope that we're gonna see prices come down. And why do I say that? Well, because there are some of these prices, for example, soft lumber, wood framing, you see, for wood trusses, two by fours, plywood, things of that nature, we haven't seen a pull-back in those costs, although other things like steel, if you want to go buy a pre-engineered metal building right now, this is not the best time. Okay?

People always look at pre-engineered metal buildings as faster, cheaper, not right now, based on the supply chain issues and the competition for that steel. So, again, we're seeing price increases, we

still think it's an optimistic time to move things forward, but we wanted to make you fully aware. And that as we get a construction management at risk on board, if the county still chooses to move forward with that method, I think the county feels, and Moseley Architects agrees that it can be a very symbiotic relationship, that is, there could be dialogue and working together to get the best price for the county and the best solution for the county, and not just a high bid, low-bid environment that can sometimes create a confrontational relationship. And I know the county has seen some of that projects. So, I'll go back to our schedule.

0:51:17.1 TC Collins: Mr. Chairman, can I ask him a question before he moves forward?

0:51:22.8 R. Granger: Yes, sir, Mr. Collins, go ahead.

0:51:24.8 TC Collins: Mr. Bell, is this design locked in?

0:51:29.8 T. Bell: Is this design locked in, from what standpoint, Mr. Collins?

0:51:30.6 TC Collins: Well, when I saw a lot of roofs that were flat, I was asking, is this design locked in?

0:51:35.8 T. Bell: From that standpoint, we are pretty locked in, yes, sir. So, I'll go back to the image, if you would like. So, the roof design has a slope roof around the perimeter, what we refer to it as basically the mansard portion. There you go, stop right there. And then the portion in the middle is the flat portion. Okay? The advantage that provides is we can put the mechanical equipment up there, and you can move access to the equipment, but also have the equipment feed the hot and cool air into the building very efficiently, as opposed to having ground mountain equipment, or perhaps even an attic roof space, not to say it couldn't be changed, it could, but it would affect us both from a time standpoint, and probably also a cost standpoint, but again, that could be something that we engage the construction manager at risk and get their input on what would that delta be if we went to a fully-sloped metal roof? Or perhaps you have an alternative that we'd also like to consider. Does that answer your question?

0:52:50.0 TC Collins: Yes, sir, I just... Based upon my experience with flat roofs, the county has spent millions and millions and millions and millions of dollars to fix flat roofs, so that's why I asked whether it was locked in or not.

0:53:05.8 T. Bell: And one, I guess, a confirmation certification, clarification perhaps is the best way to put it, is it's not truly flat. Back in the day, roofs like that were constructed dead level, and I think if you go back and you look at your now vacated middle school, that roof may very well have been constructed dead level, and it was just relying on God's blessings to get that water off. The roofs we construct now, they refer to it as low slope, and we can construct them at any number of varying degrees of slope. What we were proposed here is like a quarter inch per foot, we can construct it at a greater slope, we can go up to half an inch, an inch per foot, and obviously you're just talking about more increase in an insulation to create that slope or increase in the structure. But again, those are things we can discuss moving forward, but if the county would like to basically shed over that entire area, we can do that, but it would obviously come with a cost.

0:54:16.5 R. Granger: Does that answer your question, Mr. Collins?

0:54:19.1 TC Collins: That answers a question, yes. Is the selection committee already... who's on the selection committee?

0:54:24.2 C. Miller: If I may, Ms. Binder, if you wanna go ahead and you can talk about the process that's been kind of unfolding for the last one year and a half or so.

0:54:36.1 C. Binder: Yeah, it is a year and a half now. Time flies. I'm on that committee and there's a representative of each department, there's a Sheriff's Office representative there, Officer Govan is there who deals with the security of the courts. Mr. Mason, Circuit Court, and there's... Every player that needs to be there is there. But what I love, one of the things about this committee is that the heads come to the meeting and then they bring it back to their staff to show what is the plans, and then the staff gives input, and then they come back to the meeting or they speak to Mr. Bell and his staff and stuff is addressed ahead of time instead of how we have had in previous projects where we get a lot of change orders.

This is... A lot of the things that you're thinking of comes at the front end in the discussions, and I think it's been a very furtive and a good process. And Mr. Bell, I know you had spoken to me not too long ago about it, it's been one of the most positive experiences for your company, so I give kudos to all of our staff that's involved, from CUNY development to the courts, I think it's a good process. And I kinda stay out of it most of the time, I just sit back and once in a while I give my input or you settle that yourselves, don't bring it in front of the board. Like, we had one disagreement on something, and they settled it amongst themselves. And so, I don't know if that answers your question or... Mr. Miller?

0:55:58.0 C. Miller: Well, if I can just add to it, the main project wrap on this from a staff standpoint is Mr. Quesenberry, and he is our county engineer, and he's worked with the architects and has been the facilitator of all this, but I think Supervisor Binder is correct that there's input is from all of the affected areas. We are currently in the process, like Mr. Bell indicated, we're in the process of selecting the CMR, or CM, the CMAR, as you guys call them, and we do have... We have one final interview this week pending the storm, I guess, but we've already interviewed four, and the next step would be a recommendation, I guess, to this committee, and then back to the board for a final action. So, that's where we are in the process as well. And if you're interested, I'll be happy to let Mr. Quesenberry get with you and kind of explain maybe the technical parts of where we are on this, if that would be helpful, but I do know that this committee has been charging forward and doing a great job, and I think we've got really great representation from our architects as well. And so, whatever questions you may have, we'll be happy to help you with that.

0:57:27.7 TC Collins: So, the CMAR is the same as the Selection Committee?

0:57:32.8 T. Bell: That's gonna be different.

0:57:33.6 R. Granger: Why don't we hold off on that side? I'm sure there's gonna be questions, and there's more presentation. I'll just let you know, it was in our board part of last week, all the members of the Court House Oversight Committee, but when one of them finishes presentation, then we can run through more questions at that point.

0:57:49.7 T. Bell: Did you have additional questions, Mr. Collins?

0:57:53.5 TC Collins: I do, but you told me to stop.

0:57:56.0 T. Bell: Well, I wanna go back to the last question you asked, which is, who is on the Selection Committee? So, there's basically two county committees, as I understand it, that currently exist. One is the Court House Design Committee. Mr. Chair, I think you just gave the official title of them, Court House Oversight Committee. And that was the committee that Ms. Binder was describing. It is composed of all of the different stakeholders in the Court House, and includes a Board of Supervisors member, includes a county administrator.

And I cannot applaud the county enough, that committee has worked together fabulously. They are very open in their discussion, they are very transparent in their agendas. And it's probably one of the best Design Committees that I've ever been a part of in my 30 years of career. That is one committee, okay? That has basically produced the... Helped produce the documents that you see before you tonight. The second committee is the Selection Committee, and Mr. Miller is a part of that, and Mr. Quesenberry is a part of that, I believe Mr. Mason is a part of that. That is a much smaller committee. That's basically the Interview Committee that is interviewing these different candidates for the Construction Manager At Risk.

Now, the third party that you were talking about is the Construction Manager At Risk, that's the contractor who's gonna build this facility. Okay? And to go back to Dr. Young's presentation for March 30th, 2020, I can kinda walk through the two delivery methods that he discussed and then talk to you about the advantages of the Construction Management At Risk versus the Design-Bid-Build process. And I'm not sure, Mr. Collins, about your background or if you're intimately familiar with both of these, but there's pros and cons of each, and no one is wrong or no one is right all of the time. So, basically, a Design-Bid-Build is a very traditional process here, and that's why I always refer to it as conventional here in the Commonwealth.

Basically a design firm creates documents, they're put out for advertisement on the street, contractors submit bids, low bid takes it, and the county then signs a contract with that low bidder, and we move forward into construction. Now, that can deliver a very low cost to the county, but it could also create a very confrontational relationship between contractor and county, because from that day forward, the county is looking for that project to be built for that low cost, and the contractor is looking for mistakes in our documents to try to make up for maybe mistakes he had had on bid day. And we go through the process, we are defending to the teeth our documents and the county's dollars, and the county and the contractor is looking for errors which he can submit a change order.

Now, 95% of the time, I think the contractor has the best of intentions and wants to deliver the best project to the county. I'd say 5% of the time you might find someone who is gonna nickel-and-dime the county to death, but that's the Design-Bid-Build process. The construction manager at risk process is a process that the Commonwealth, and I'll let Ms. Lackey elaborate on the details, but the Commonwealth allows you, the county, to select a contractor based on qualifications and not just cost. So, you can select someone who you think will do the best job, and maybe also give you the best price in the end. But they look at our documents, they talk with the County, excuse me, and move forward with the process that the county makes a selection, and then we have a dialogue before the county signs a contract. They can make suggestions, county can get input, get questions answered. And as Mr. Quesenberry and Dr. Young have said, in the end, they signed a contract for a guaranteed maximum price, a GMP, and that's where the at-risk enters into the equation. So, if we could advance a slide.

So, in terms of the structure, the diagram at the left is the Design-Bid-Build. The owner, the county, has a relationship, a contractual relationship with the contractor, and a contractual relationship with the architect, and all the communication goes back and forth through the county. Under the CMAR relationship, we can have a dialogue with the contractor before the contract is signed and work

things out to the county's best end result. Okay? We still operate under different contracts. The contractor has their contract, Moseley Architects has its contract with the county, but there can be a dialogue and we can work together to deliver the best end product. Does that make sense? Does anyone have any questions about that?

So, in terms of what are the pros? Okay? Well, under the Design-Bid-Build, one of the biggest pros is that you're selecting based on the lowest price, whatever that bid is, okay? The biggest pro of the CMAR is you're selecting based on qualifications. Okay? Now, the advantage of the CM at risk versus, say, a Design-Build process, on a Design-Build process, the county wouldn't... And we're not talking about that tonight, but I'm just comparing it versus construction management at risk. The Design-Bid-Build, the architect works under the contractor. So, we are acting as your agent, but under both of these delivery methods, we do. Okay? So we can give you an honest and forthright opinion as to what the contractor may be proposing, what the contractor may be substituting, things of that nature. So, I'm not gonna read all these to you, they presented it to you in the past. And the cons, there is an up charge for that construction manager at risk, it may be more than the Design-Bid-Build process, which you also may get a better contractor as a result. And 95% of the time you do. The Design-Bid-Build, the owner's at risk for the final construction cost, and low bids can sometimes result in more change orders. If that low bidder made a mistake on bid day, left something out, they're gonna try to get that cost back over the entire construction schedule, and that can make things challenging. So, any questions about that? So, that concludes my presentation. We can go back and relook at anything.

1:05:29.8 R. Granger: I appreciate it. Thank you for the presentation, and the differences between the Design-Bid-Build and the CMAR, so I appreciate that, and I appreciate everyone letting us get through that to make sure we had that information in case it answered any your questions before we started asking them. But I'll open the floor for questions. Does anyone have any questions they would like to address, Mr. Collins?

1:05:52.5 TC Collins: No, no question, it's just that I'm late in the game here, and even though I've been watching the meetings, there's a lot of information I do not have. But the committee for... Design committee, I would... That you might look into a different alternative roofing.

1:06:22.3 R. Granger: Ms. Binder, would you be amenable to take in that to the oversight committee just to socialize and see what the...

1:06:27.8 C. Binder: No problem, just when we have our next meeting.

1:06:30.3 R. Granger: Understood. Thank you, ma'am. Ms. Cupka?

1:06:34.5 A. Cupka: Yes. So, Mr. Dines, are you able to bring up the pack... The board meeting packet. If you click on the section 01-12 adoption of construction management at risk guidelines, in the board packet, consecutive numbers, it's on page 69, which ends up being page seven of the document proper. So, it's under "special terms and conditions applicable to construction management at risk contracts," and it says "Any CMAR contract entered into by the county shall contain provisions requiring that, one, no more than 10% of the construction work as measured by the cost of the work will be performed by the prime contractor with its own forces," so that's the construction manager. Right? So, they don't get more than 10% of the total bid price. Right? Okay, so I wanna make sure I understand that. Then it says the remaining balance of 90% or more of the construction work will be performed by "sub-contractors of the prime contractor who shall procure

such sub-contractors by publicly advertised competitive sealed bidding to the maximum extent practicable." Who does that? Who administers the public... 'Cause it says, "Who shall, to the maximum extent practical," who administers that? Does our staff have to administer that every time the construction manager needs a sub, or how does that work?

1:08:18.2 T. Bell: Ms. Lackey, would you like to take that question, or would you like me to?

1:08:23.0 K. Lackey: I can just take the top of the question and then if you have more detail... That would be the responsibility of the contractor. So, I think the idea is, in the construction community, there's a concern that when you give a large contract to a single contractor, then you are limiting competition, so I think it's kind of an inherent check and balance, the contractor is supposed to use its own... It's not a public procurement and in the same scope that it would be if the county was procuring it, but they have to publicly solicit bids from eligible sub-contractors.

1:08:56.6 T. Bell: I'm in agreement with Ms. Lackey's comments. And it's more about... It's also about transparency, right? So, you are trying to get that... You are still trying to get that best price, right? So, by publicly advertising to multiple electrical sub-contractors, multiple HVAC contractors, collecting those bids, sharing those bids with the county, it's a very transparent process. And also by limiting the amount of services that can be provided by the prime, I.e. The construction manager, to only 10%, it exposes 90% of the project to the county's eyes, right? So, again, it's all for the benefit of the county to make sure that we're getting good numbers, fair numbers, and also there may be sub-contractors out there that the county wants to touch upon, maybe local contractors, maybe contractors that have served the county well in the past, and they know they're gonna get a good solid price and a good solid product from those contractors.

1:10:00.1 A. Cupka: Oh, I'm not saying it's a bad thing by any means, I just was curious as to how that process is administered, who is responsible for it, and then it says deed in the file, documentation placed in the file, detailing the reasons, any work is not procured by publicly advertised competitive sealed bidding. So, if someone wanted to question, "Well, why did this sub get this part of the job?" There would be documentation in the file, right? Okay. Alright.

1:10:32.6 T. Bell: That file would be held by the CMAR. And as Ms. Lackey said, it would not be the responsibly of the county procurement office to advertise, excuse me, advertise all of those individual discipline of the contracts, whether it be electrical, plumbing, mechanical, fire alarm systems, things of that nature.

1:10:50.5 A. Cupka: Right, yeah. I just wanna make sure we weren't putting an additional burden on our department of finance staff, but also that that documentation is available to county staff upon request for inspection.

1:11:02.5 T. Bell: Yes, ma'am. And that would be a requirement of the contract that the county signs.

1:11:07.2 A. Cupka: Okay, thank you. That's the only question I had. Thank you, Mr. Chairman.

1:11:10.1 R. Granger: Yes, ma'am, thank you.

1:11:11.4 C. Binder: Mr. Chair, I just have one. Mr. Bell, could you send us this presentation to

us?

1:11:15.1 T. Bell: Yes, ma'am.

1:11:16.1 C. Binder: Thank you.

1:11:19.2 R. Granger: Thank you. Mr. Stonehill, did you have any questions? Mr. Dines, can you see if Mr. Stonehill is still online? I just wanna make sure nothing happened that would be...

1:11:41.8 TC Collins: Mr. Chair, is it customary that these presentations aren't included in the board packets?

1:11:49.3 R. Granger: It happens sometimes where they're not in there. So, if they are and you would like them, we can... That's what Ms. Binder was asking.

1:11:56.2 C. Miller: And I think it does need to be emphasized that this was something that the board in 2020 reviewed in depth, and the only reason that this is here is because Ms. Lackey has indicated that you got to... You needed to adopt these guidelines. It would have been a... The assumption that I would have had is that that would have been done at the time the presentation was made, but for whatever reason, that wasn't the case, so that's why we're here, but... And we usually will get those kind of things out, but a lot of times if somebody is making a presentation, they bring it to the... They bring it at the time, and we'll get it passed on, you can send it to me or you can send it to Travis and we'll get it distributed to the board.

1:12:43.9 TC Collins: Because I would request any presentation to be given to the county administrator at the time, and then given to the board so we can have time to review it, not in such a short order. Thank you.

1:13:02.2 R. Granger: Sure. Anyone else have any other questions? Okay. Sir, I appreciate, thank you so much for the presentation and the education on CMAR again. In that case, I will entertain a motion, if anyone would like to make one.

1:13:14.9 A. Cupka: I move to adopt the guidelines for the selection, evaluation, and award of Construction Management At Risk contracts as presented.

1:13:23.2 C. Binder: I second.

1:13:24.5 R. Granger: Any further discussion?

1:13:27.1 TC Collins: Ms. Lackey, do you have any input on this?

1:13:32.1 K. Lackey: I did the drafting, it's very similar to something that I drafted in Chesapeake, but honestly, I'm not sure that Chesapeake's actually even used, so King George has something on Chesapeake there. You're moving on ahead with alternative procurement procedures, it's pretty exciting.

1:13:46.6 R. Granger: Awesome. Okay. We have a motion made and seconded, and in that case, all those in favor say, "aye."

1:13:56.5 C. Binder: Aye.

1:13:57.3 TC Collins: Aye.

1:14:02.9 A. Cupka: Aye.

1:14:03.0 R. Granger: Any opposed? Chair votes aye. Motion carries. Could the record please show, I'm not sure if Mr. Stonehill's having technical difficulties, but he did not vote.

1:14:12.0 Chris Dines: He's on.

1:14:15.0 R. Granger: He's on? Okay. Mr. Stonehill, can you hear us? Okay, it's okay, we'll move on. In that case, we will move to the discussion appointment to the Rappahannock Community College Board? Mr. Miller, did you have...

1:14:42.9 C. Miller: Yes, sir. So, it's my understanding that you have a vacancy on the community college board, it is not necessarily one of you all that would be appointed, I guess you could, but it is a citizen appointment. And my note had Dr. McGindenham, but I think Ms. Cupka has indicated there was somebody more recently that was in that position, and she has said she didn't want to continue to serve.

1:15:13.6 A. Cupka: May I, Mr. Chair?

1:15:15.0 R. Granger: Yes, ma'am.

1:15:15.7 A. Cupka: So, I'd like to add, the prior appointee ended in the middle of his term with two years remaining, and I had appointed and the board approved Ms. Tammy Inseth, she served the remainder of his term through the end of the calendar year and is unable to continue with a re-appointment, so it's not too, too stale, but yeah, we do have a vacancy and that we aren't able to re-appoint the incumbent.

1:15:51.1 R. Granger: Thank you, Ms. Cupka. In that case, if the rest of the board would...

1:15:56.1 TC Collins: I'm not going to nominate this person, Dr. Boyd, but he is... He'd be a good one for it.

1:16:01.6 R. Granger: Well, we certainly don't wanna put anyone on the spot, but if you wanna have discussions, and at the next board meeting or at an upcoming board meeting, if you find a candidate, if you wanna share with us, we could certainly entertain it at that time. So, thank you. In that case, we'll move on to the county administrator's report.

1:16:26.0 C. miller: Alright. I believe Mr. Dines is pulling that up. So, I've got a number of items that I wanted to talk about. First of all, I provided a discussion with the... At the Service Authority Board, the COVID update. Our numbers right now, we are at 41% positivity rate. The Rappahannock Area Health District numbers are basically the same at 40.9%, so 41%. I believe we had like 600 and... I can't remember it. 680, was it, roughly, new cases? Or total cases of this, I have it on my email. But the reason I wanted to put this up here is the next thing that I talk about is

employee safety, and I'm providing this as information. My job as your county administrator is to provide that we have a safe work environment and we have employees that are ready to serve you and serve the public. I can tell you that one of the things that we'll talk about here, and down on the third item, is the Winter Storm Frida after action. In addition to doing all the things that fire and rescue was doing, they were down about 11 people with COVID, with most likely the Omicron variant, that kind of swept through a lot of areas of the country, and still is.

We know in the Finance Department we had one employee, and that affected us. And so, what I'm telling you is, is that we are looking at things internally. I think I indicate to you every time I do record on this that we have a meeting every week of my team, of my COVID team, and we talk about the various scenarios, we talk about the various things that we are in need of doing and what we need to continue to do. We get updates on the number of personnel that are out on COVID, either directly having contracted it, or are quarantining because of a spouse or a family member, or they were exposed or potentially exposed.

So, it continues to affect us, it continues to drive how we work, and so I will be letting you know here sometime during the week that we'll be doing some things different in terms of an employee safety standpoint. I'm telling you right now, and I'll get this cleared. There is not gonna be any kind of a mandate, that's not something that we have contemplated, we don't wanna go that way. But I do think that we need to let you know, is your... Is your staff that we wanna continue to serve the public, and so we need to take some extra safety precautions to make sure that we got people showing up every day, we don't have to have folks go to a tele-working environment. We just need to take some things, some measures and necessary to make sure that our employees are safe. And so, I'll be letting you know soon.

The next item on there, the budget update, Ms. Hahn is working diligently with all the departments, then next week, I begin the process of looking at things. We are looking at possibly towards the end of February when we would want to start the work session process with you guys, so I think you just need to be contemplating that, what's the best format? Is it a... Is it an off night? Is it a Tuesday night type of format? So, just let us know, and we'll be coming back to you with some proposed schedules on that. Obviously, there's some time situations here with the... When everything has to be set and everything has to be approved, but we know we wanna give you all plenty of time, ample time to review the presentations and consider the budget.

The third item is Winter Storm Frida after action. So, I gave the Service Authorities after action a little review of that. Clearly, and we certainly appreciate all the real positive comments, the kind words that you had about all of the staff. I could tell you this, that they did an outstanding job. And I'm the beneficiary of being able to work as part of the great team. I felt that there was just nothing but cooperation among every individual that was a part of the EOC. And my role, when you have a good team like that is to just maybe not mess it up, and so I was really fortunate that I had some really good folks working with me, and you have a great team that takes care of this county, so we appreciate your comments. We did hold a meeting today and we went through a number of things that we looked at that we discussed that were really positives, and that there were things that were done very well, and we also then had those things that we need to improve on.

And so, what we would like to do is the meeting on the 1st is get Sheriff Giles, Chief Moody, Service Authority, and Mr. Franklin from the Social Services, and some of the other members of the team that'll be here, Ms. Hahn, and we'll give you a report, we'll go through and give you kind of our recommendations. There are some outstanding stories, and I think some people have heard them, I certainly don't wanna spoil any of them because they're just service above and beyond what expectations are when you hear them, and so we'll provide that information as well, but we'll have that at the next meeting. Hopefully, we're not doing the winter storm, whatever is next, along with this one, but I will tell you that we are prepared to operate the Emergency Operations Center if that

is needed, and I think that we monitor that every day, and as soon as a storm is approaching, then we're very much on top of that, so we'll keep you informed on that.

The fourth item is a huddle meeting tomorrow, as you know, the huddle meetings were started before me, but they are a meeting where all of the constitutional officers are invited and the department heads, and we meet once a month now, and we go over a lot of different things, kind of some of the things that I'm talking about here, but we have set aside some time for an orientation for Supervisor Collins, so it'll begin at 10:00 AM, and it's an opportunity for all of the department heads and the constitutional officers who are able to join us to give an overview of their operations and to talk about their key personnel, their... Some of their issues that they face, so that Supervisor Collins has an overview of that and can have some good information.

Just to let you know, the letter of intent for the Bunche building, which is for the African-American cultural fund grant has been submitted, it's actually not a letter, but it's actually an action on a website, but that's done, and we got that in time. And so, the next thing is, is there's an evaluation if... It's like a 30-day evaluation, and if we meet the next step, then we'll begin the process of having that come to fruition, so we're really excited about that. There's another page, Chris, correct? Okay. So, on the top item, future work session meetings with the Tourism Advisory Committee and Economic Development, and Mr. Minor had indicated that he... Obviously, you guys directed us back in December to hold a meeting with the TAC to go over the Tourism Advisory Committee's strategic plan, so we'd like to follow up. And it would be nice if we could get it in before we get serious about the budget. So, I ask if you could give us some times, possibly even next week, although we do have the redistricting meeting, I guess that... So, it may not work for next week. But the other thing would be a discussion with the Economic Development Authority to go through the Economic Development Strategic Plan. I think as you remember going back, 2019, it was adopted. It's got some really good stats, and I think our feeling, the team that we have is that maybe we ought to update some things and add some more structure to some of the recommendations so that we can begin to really start accomplishing some of those goals. So, that's another discussion that we talked about wanting to have.

And then Service Authority Board, that is probably something that we need to talk about. Again, you have a new year, and it's an opportunity for you to meet with your boards and your commissions, and this would be an opportunity to meet with them. So, just be thinking about that. I know that we do have the budget kinda looming, and that takes a lot of time, but if we could start to look at some off weeks that work for you all, let us know. Public Information Officer. So, this is something that has been discussed with me among a number of board members, it is something that we are looking at, we've got a job description for it. I think that clearly we do a good job, but it's not a centralized job, if you will, for the PIO. And I think that's what the accomplishment of having the Public Information Officer is, is that you would have one centralized voice.

And that's one thing that we really were very, very structured about during this whole storm that we had, is that we had one... We spoke with one voice, we weren't getting multiple AG alerts being put out by different departments or different constitutional officers, we felt the need was the citizens need one uniform message, and that's that you would have also when you have a PIO. So, we'll be bringing something back to you on this. There... Obviously, this is something that's not in the budget, so if we're gonna do it this year, that's gonna be a thing that you're gonna have to authorize the funding, if it's gonna be something that waits until next year, then that would be something that you'd have to include in the budget, but we do need to bring that to your attention.

Next slide, I think, is all the employees. You can see up there Sheriff Giles, Walter Coates, we have Lenore Halkowich, Chief Moody, 18 years, alright. Ms. Hart, we have Patti Buckle who's Commonwealth's Attorney, Anthony Snoke, Travis Witt for General Properties, Gregory Hadsell, and Matthew Chambers, Fire and Rescue, and then we have Triston Beverly, Nicholas Daniels,

Matthew Halsall, and Mariano Icaza, Cory McAndrew are one years of service, but as you can see, those are our new hires that are celebrating anniversaries or our hires that are celebrating anniversaries.

And then we have on the next thing right over, we have our new hires. We do have a Principal Engineer that is working with Mr. Quesenberry, Bryce Young, and then we have a number of new hires in Fire and Rescue, and then two of them in the sheriff's office. So, we just try to give you that information to show you the anniversaries specifically, but also just let you know who we've got, new people. We now have the quarterback from the University of Alabama as our Principal Engineer working for us. I guess he felt that the game against Georgia wasn't as productive as he would have liked, so he came to work for King George County. Now, Mr. Young is a young man that is... He most recently came from Stafford County, and his job is to learn everything he can before Mr. Quesenberry walks out of the door. So, she has some big shoes to fill. That's it.

1:30:34.7 R. Granger: Awesome.

1:30:37.2 C. Miller: I'll answer any questions.

1:30:37.3 R. Granger: Thank you, Mr. Miller. I'm just gonna start real quick. You'd mentioned a couple of meetings, which one was the most critical or pertinent? You said was it...

1:30:42.9 C. Miller: I think the most critical would be your Tourism Advisory Committee before that gets away and maybe the Economic Development, just so that we can kinda... I know that Supervisor or Chairman Stonehill would ask that we get to kinda pick that ball up about the second Industrial Park again, and so we're gonna deliver to you the Phase One environmental on that, and then kind of have an outline of some things. And so, those two are probably the most essential. Service Authority, we've gotta do some things there first before we come to you and along some stuff, but... So, I would think that would be the...

1:31:28.2 R. Granger: I'm tracking with you. Mr. Stonehill, are you online? I'd really like to see if we could maybe set one up at least, but I'm...

1:31:35.9 A. Cupka: Mr. Chairman, can I add something? Just for clarification. So, Mr. Miller mentioned that I had brought up the Redistricting Committee Workshop next Thursday night, I just wanna make it clear to the board, there is no expectation that the board be there the entire time, in fact, it's probably good that if... That we're not so we don't create a meeting by being there, you're all welcome to come, but I don't want you to all think that you have to be there from 6:00 to 7:30, that's the workshop for the public, and then we'll have our own meeting of our own. And the materials are also available on... There is a redistricting app. Kyle Conboy, Mr. Conboy did a very fine job of putting it on the community development website, and the materials are also available on the website, so I just don't want anyone to feel like they have to set aside all of Thursday evening during the times that I said to be there. That's all.

1:32:28.9 R. Granger: Fair enough. I appreciate that. And thank you for that clarification. Do we wanna try to schedule maybe the TAC going session or...

1:32:39.8 C. Miller: I know that the TAC meets Wednesday, and I think Mr. Minor and Ms. Wilson had said, "Well, what about Wednesday?" And I said, "Well, that's up to the Board of Supervisors."

1:32:51.9 R. Granger: Is that tomorrow, or is that next Wednesday?

1:32:53.6 C. Miller: Next Wednesday, 26th.

1:32:55.9 R. Granger: 26th.

1:32:57.7 C. Miller: So, that's up to you all. We're very conscientious of your time, I mean, you're...

1:33:04.7 R. Granger: If we can double up and make it happen... I can make that work I don't know if the rest of my colleagues can. If they can't, then we'll just have to find a different day, but if everyone's amenable to that, then I'd be fine with having a joint session to do that. 26 would be at... Is it 6:00?

1:33:23.1 C. Miller: I believe they meet at... Oh, they meet 3:00? They meet at 3:00, so we could keep them around and have them come back and just do it at 6:00. I don't know.

1:33:33.9 R. Granger: Well, how early can... Well, I'll ask my colleagues. How early could you go?

1:33:39.4 TC Collins: I don't have a job, so I can go any time.

1:33:42.0 R. Granger: Awesome. Thank you, Mr. Collins. Ms. Cupka?

1:33:44.4 A. Cupka: I can't go before 3 o'clock.

1:33:47.7 R. Granger: You cannot go before 3 o'clock?

1:33:50.6 A. Cupka: I could squeeze and get here at 3 o'clock for a 3 o'clock meeting, I cannot go any sooner than that.

1:33:55.2 C. Miller: I think that they were gonna... I think the thought was they do their meeting and then we would just move into a meeting with you all, but... So, if you wanted to do something that was a little later, that's fine. Or...

1:34:04.6 R. Granger: How long are their meetings normally, roughly?

1:34:08.3 C. Miller: I don't know, maybe an hour?

1:34:11.5 R. Granger: Okay. I just didn't know if we could try to back it, so it's not like they have like a couple of hours to kill like 4 o'clock, if people would be amenable to it, then it gives them an opportunity to have a fair amount of their meeting and then we could go.

1:34:23.7 C. Miller: And I can ask Mr. Minor to have them move their meeting back a little bit to maybe 4:00, that way you can meet with them at 5:00, if it... That's something that we could also do.

1:34:35.0 R. Granger: Ms. Binder, how about you? What...

1:34:35.1 C. Binder: I'm fine with it.

1:34:37.4 R. Granger: Okay. Mr. Stonehill, I'm gonna ask again.

1:34:40.9 TC Collins: What was the consensus for?

1:34:44.1 R. Granger: We haven't come to it yet, I'm just trying to figure it out, I'm sorry. His mic is on, you're saying? I'll try texting him real quick if everyone could just bear with me for a minute. Maybe he's having some technical difficulties.

1:35:08.7 C. Binder: When we settle on a time, Mr. Miller, can you send out an invite?

1:35:12.8 C. Miller: Oh, absolutely.

1:35:13.8 C. Binder: Thank you.

1:35:16.1 R. Granger: They said they can hear him well. They can hear him on? Oh, that's interesting. Is there a place to type into maybe if we're having some technical difficulties, that we could at least understand if 4 o'clock on Wednesday of next week, the 26th, would work for him? Wednesday at 4:00. If we want, we can circle back to this. I know we have a closed session, we could have that, and then maybe we can work through the technical difficulties, and then be able to speak with Mr. Stonehill after that, if that... So we don't have to continue to wait.

1:36:20.2 C. Miller: We'll set something up for you and get an invite out.

1:36:21.9 R. Granger: Okay. I think... Yes, sir? 4:30? Would you be able to be here at 4:30? Okay. Understood. Okay, so Mr. Collins was just telling us we're gonna push it back to 4:30, so that's when he has his first availability. Ms. Binder, are you amenable to 4:30? Ms. Cupka, 4:30? Alright, then we'll... Mr. Miller, 4:30.

1:36:56.8 C. Miller: Thank you.

1:36:58.3 R. Granger: Thank you, sir.

1:36:58.7 C. Miller: Alright.

1:37:00.4 R. Granger: We'll wait till the next meeting that... Hopefully when Mr. O'Neil's here and we don't have the technical difficulties to work through the EDA one and the Service Authority one if that's okay with you.

1:37:10.9 C. Miller: We'll work with you on that, yeah.

1:37:14.5 R. Granger: Understood. Thank you, sir. Alright. Did anyone have... I'm sorry. Did anyone else have any questions for Mr. Miller for his report? I know it was a long one. Okay. In that case... And Mr. Miller, you had nothing else? I just wanna make sure. Okay, thank you, sir. In that case, we did have an amendment to the agenda to add a closed session, so I'll entertain a motion

for that.

1:37:34.6 C. Binder: I move that the King George County Board of Supervisors convene in a closed meeting to discuss the legal options to address the misconduct and/or malfeasance of an appointee pursuant to Virginia Code Section 2.2-3711 [A] [8] for consultation with legal counsel regarding specific legal matters requiring the provision of legal advice. I invite the county administrator and county attorney because they are deemed necessary and or their presence will reasonably aid the Board in its consideration of the topics to be discussed pursuant to VA Code Section 2.2-3712 [F].

1:38:09.8 A. Cupka: I second.

1:38:11.4 R. Granger: Any discussion? All those in favor say, aye.

1:38:14.7 C. Binder: Aye.

1:38:15.1 TC Collins: Aye.

1:38:15.4 A. Cupka: Aye.

1:38:17.2 R. Granger: Any opposed? Chair votes aye, motion carries. We are in closed session.

[Pause]

1:38:18.0 C. Binder: Is everybody good?

1:38:23.3 R. Granger: Go ahead, ma'am.

1:38:24.7 C. Binder: I move that the King George County Board of Supervisors return to public meeting and certify by vote that only public business matters lawfully exempted from open meeting requirements by Virginia law and only such public business matters as were identified in the motion, convening the closed session were heard, discussed or considered during the closed meeting?

1:38:42.6 TC Collins: Second and certify.

1:38:44.1 R. Granger: Ms Binder, do you...

1:38:45.8 C. Binder: So certify.

1:38:46.5 R. Granger: Ms Cupka.

1:38:49.2 A. Cupka: So certify.

1:38:49.3 R. Granger: Mr. Collins.

1:38:50.8 TC Collins: So certify.

1:38:51.4 R. Granger: Mr Stonehill.

1:38:52.3 J. Stonehill: So certify.

1:38:52.5 R. Granger: The Chair so certifies; we are back in open session. I have one last thing to do before we adjourn for the evening. I have a statement that I would like to read on behalf of the Board of Supervisors. King George County has endeavored to be a business-friendly community and with that in mind, it's been brought to the King George County Board of Supervisors attention that Planning Commission member Joseph Gaborow has made statements on social media that indicate a predisposition against a business, which is contrary to our expectations of fairness, open-mindedness, and possibly the due process for prospective applicants. Unfortunately, it is not within the authority of the Board of Supervisors to remove a board or commission member because of what was posted in this circumstance. The Board of Supervisors supports citizens' First Amendment rights, but wants to state firmly that Mr. Gaborow's statements do not represent the King George County Board of Supervisors. Thank you.

1:39:10.9 TC Collins: Make a motion to put it into record. No?

1:39:15.8 R. Granger: We shouldn't. It's all... Good question. Thank you. With that, I'll entertain a motion to adjourn.

1:39:13.8 A. Cupka: So just to clarify it, it'll be to January 26th, 2022 at 4:30 PM in the boardroom? Or... That's correct, right?

1:39:24.3 R. Granger: Yes, ma'am.

1:39:25.4 A. Cupka: Okay, I move to adjourn to January 26th, 2022 at 4:30 PM in the boardroom.

1:40:32.9 C. Binder: Second.

1:40:33.9 R. Granger: Any discussion? All in favor say, Aye.

1:40:34.7 C. Binder: Aye.

1:40:35.2 TC Collins: Aye.

1:40:36.4 A. Cupka: Aye.

1:40:38:.5 J. Stonehill: Aye.

1:40:39.4 R. Granger: Any opposed? Chair votes aye. Motion carries. We are adjourned.