

**VIRGINIA:**

At a regular meeting of the King George County Board of Supervisors, held on Tuesday, the 9<sup>th</sup> day of November, 2021 at 6:30 p.m. in the Revercomb Building Board Room at 10459 Courthouse Drive, King George, Virginia:

**PRESENT:** Annie Cupka, Chairman  
Cathy Binder, Member  
Richard Granger, Member  
Chris Miller, County Administrator

**REMOTE:** Jeff Stonehill, Vice-Chairman  
Matthew Britton, County Attorney

**ABSENT:** Jeff Bueche, Member

**0:00:03.8 Madam Chair:** I appreciate your patience. It's been a trying evening with the audio-visual equipment, but we have muddled through it as best as we can. All righty then. I hereby call to order this meeting of the King George County Board of Supervisors. I do need to note for the record... "Please note in the record, Mr. Bueche will be absent due to a medical condition, and Mr. Stonehill has properly notified the Chair that he is unable to attend the meeting due to a personal matter, and he will be participating remotely", and if we could note that in the record of the meeting as well. Thank you very much. Alright. Do we have any amendments to the agenda, Mr. Miller?

**0:00:57.2 Chris Miller:** We do in the sense the... We can do it here, now. The Department of Finance under the award of contract for Tourism Advisory Committee, videography services, we were going to recommend that it be pulled and tabled indefinitely.

**0:01:16.1 Richard Granger:** Move to amend the agenda as presented.

**0:01:18.5 Cathy Binder:** Second.

**0:01:19.6 Madam Chair:** All those in favor, say aye.

**0:01:22.9 C. Binder:** Aye.

**0:01:23.3 R. Granger:** Aye.

**0:01:23.8 C. Miller:** And I... When we come to that item I can give you... Oh, I'm sorry, I Interrupted.

**0:01:30.3 Madam Chair:** So if we're removing it, you don't even... We're just removing it. We won't need you to speak to it at all. Is that what you're asking?

**0:01:36.4 C. Miller:** I think I'm gonna need a motion to do a no award at this time, because we don't wanna leave the procurement open. We can do that now or we could leave it on and do that.

**0:01:52.3 Madam Chair:** So I would rather then if you can rescind the motion. I think that makes more sense. If you still need to speak to it and you need board direction for a notice of no award, then let's just leave it on and that's how we'll handle it for now.

**0:02:09.1 C. Miller:** My apologies.

**0:02:09.8 Madam Chair:** That is quite alright.

**0:02:11.2 R. Granger:** I moved to rescind my motion to amend the agenda.

**0:02:16.3 C. Binder:** Second.

**0:02:16.3 Madam Chair:** All those in favor. Say aye.

**0:02:19.8 C. Binder:** Aye.

**0:02:20.0 R. Granger:** Aye.

**0:02:20.8 Jeff Stonehill:** Aye.

**0:02:21.3 Madam Chair:** Any opposed? Chair votes aye, motion carries. So the agenda will stand. Public comments. 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. When you come forward, please do state your name and address. And Mr. Dines, I see you have our timer ready. Alright, very good. Is there anyone here in the board room this evening who wishes to provide public comment? Please come forward now.

**0:03:12.1 Anna Maria Lovell:** Hi my name is Anna Maria Lovell, I live in Presidential Lakes in 10260 Roosevelt Drive. First, I wanna thank all of you for helping the county. You're doing a great job. And second, I feel I wanna congratulate Mrs. Cathy Binder on her winning the election. And also, I want to thank Ms. Lorrie Gump for a terrific job, and also her employees. I was worried about voting fraud. I noticed in King George, we have many illegals. I noticed these people have driver license. I am glad that in order to be qualified to vote, current law require everyone who is voting to have a valid ID. I also want to say that the people of King George are worried about the price of the real estate assessment. For example, my house went from \$243,000 to \$350,000 plus my land, they're separate, an increase of \$108,000. The people will appreciate it if you don't increase our taxes too much. People in King George like lower taxes. Thank you.

**0:04:34.6 Madam Chair:** Thank you, ma'am. Anyone else here in the board room who wishes to come forward to speak? So, sir, if you would like to, you can come forward to the podium. You need to be on the microphone. Sir, you can ask a question, but right now is not a back and forth, but if you just wanna put your question out on the record, you are more than allowed to do so.

**0:04:57.2 Michael Ryan:** When will there be hearings for this new taxes that...

**0:05:00.4 Madam Chair:** Can you state your name and address first?

**0:05:01.6 M. Ryan:** My name is Michael Ryan. I live in Mathias Point, 18094 Osprey Road. My wife and I have lived there for three and a half years.

**0:05:10.2 Madam Chair:** Thank you, sir.

**0:05:12.8 M. Ryan:** Okay. Question, when do you wanna bring up the subject of these taxes, upcoming taxes?

**0:05:17.7 Madam Chair:** So we're not gonna answer that question right now 'cause this is just public comments. So you can come and speak. I suspect you're gonna get an answer to your question if you stick around for a little bit.

**0:05:28.2 M. Ryan:** Appreciate that.

**0:05:28.9 Madam Chair:** Please be patient. Thank you. We have to follow the process, sir. Anyone else here in the audience who wishes to come forward to provide public comment? Mr. Dines, do we have anyone online? Okay. Members, do any of you have correspondence from constituents? Mr. Stonehill?

**0:06:00.3 J. Stonehill:** No.

**0:06:01.1 Madam Chair:** Thank you, sir. Alright, with that, I'll now close public comment and we'll move on to reports of members of the board. And Mr. Stonehill, I'm gonna ask that you go first, sir, if you have a report.

**0:06:15.3 J. Stonehill:** No report tonight. Thank you.

**0:06:17.7 Madam Chair:** Thank you, sir. Mr. Granger?

**0:06:19.6 R. Granger:** Yes, ma'am. Thank you. First of all, I'd like to say thank you for those who came out to speak. Ms. Lovell, I appreciate your comments about our service that we provide. It's always nice to hear that, and so thank you for saying that, as well as your comments about the election, I know Ms. Gump is professional and the staff she has, as well as the volunteers, I agree, done an outstanding job. So thank you, Ms. Gump as well for what you have done and the service you provide to this community to make sure that voting is done and it's done the right way. And I have every confidence that it continues to happen. As far as taxes, I know Mr. Ryan also asked about taxes, so this is... These assessments are just showing you the assessed value of your property. Taxes will come up with the new fiscal year. And so the board will at that point, so we're looking

probably when we'll start doing work sessions where we have to discuss the budget for the next fiscal year, we'll probably start in the February, March timeframe, and that's when we'll start looking at what it will cost in order to provide all the services that the county requires, and at that point, we will look at the tax rate. And so I know as well, due to Virginia law, and I know Mr. Britton's on, so if I misspeak, please let me know if I'm mistaken, I believe it is, if the Delta and the amount of taxes that the locality would receive between what they make in one year versus the next year due to a re-assessment is more than 1% different.

So let's say, I'm just gonna use really easy numbers, \$100, so say the county made \$100 in revenue, if they made more than \$101 in revenue, they would have to equalize the tax rate, which means you'd reduce the amount of cents that you tax citizens in order to generate the same amount of revenue, or they would have to hold a public hearing, like they would have to hold a public hearing anytime that they wanna raise taxes. And so that is gonna be what the process would be. And so you're asking when that's gonna be, it's gonna be for the new fiscal year. So everything that's come out, that's not your tax rate for right now. That's not what you're gonna be paying through the rest of this fiscal year, which is from July 1st through June 30th. And so when we start discussing a new tax rate, it will then be to go into effect for July 1st of 2022.

So I hope that helps to answer your question. It's not a back and forth now. I know you've probably got more questions. If you do have questions, you're welcome to reach out to any of us. I'll do my best to answer 'em. If you wanna stick around after the meeting, I'll do my best to answer any questions you have as well. But I hope that helped to clarify some things for you. And I know Ms. Hart as well is going to... I believe she's going to maybe to talk to the re-assessments a little bit in that process, I believe tonight. But that's all... [chuckle] That's all I really have to share at the moment upon that. So I hope that does help. Other than that, on... Let me see, on October 26th, I attended our final CIP work session. So I know that we'll be looking to adopt our CIP budget here soon.

And then on the 20th of October, I attended our FRA annual meeting. We had a panel of professionals who came in and toured the region and provided some input and they talked about some things I kinda took away, as they were talking about the biggest growth in this industry as being residential building, food and beverage, and then one of the big ones was packaging for shipping because there's so much delivery of products now going on, and that's something that's really grown is the need to create packaging just to ship stuff. Biggest issue which I'm probably, no surprise to most people is supply chain. And then I think we probably all can attest to that being probably a bit of a problem for all of us, even just going to the grocery store, just what's available there. So I thought it was a pretty good panel though and the information they provided. And then today at the Mary Washington, we had our COMREL meeting. This was opportunity for King George to host it. So Captain Copeland came, he's briefed us. We're still in the Bravo Plus state. So there's a minimized workforce on the base. They're hoping to come out of that after Thanksgiving to drop back down to Bravo, which then would increase the amount of workforce. So hopefully they'll be able to do that and we won't have the numbers go up on infections that would drive that decision and not come out of that situation.

The other thing I'd like to bring up is... I know they're not here, but I was impressed with the Anchored4Life Program. There were, I think it was seven children from the Dahlgren School, Lily, Emily, Harry, Madison, James, Abigail, and Jocelyn. I just bring it up. They came out... They had technical difficulties, kind of like we're having tonight with their presentation, and they didn't even have their presentation available, so they had to wing it and had to memorize what... Or had to remember what they were gonna be presenting. And they did an amazing job and seeing young kids that are able to do that, it's... That's tough to do as an adult, and to see kids do it, it was really encouraging and it was really cool. So that's all I had though, and thank you.

**0:11:13.8 Madam Chair:** Thank you Mr. Granger. Ms. Binder?

**0:11:16.3 C. Binder:** Yes. First of all, I would like to thank all my constituents for re-electing me to the Board of Supervisors. I'm excited to finish what I started for the first four years. You kinda learn in the first four and you can implement in the next four. So I'm very excited about that. And one other thing, I would like to echo my thanks to the Register's Office. I was here a lot sitting out by that little dogwood tree, waving at people some days at lunchtime for votes. But it was a very efficient system. Some people had to be given directions. They did very well. But I didn't hear one complaint from people coming in and out. There was a lot of people that came in and took advantage of the early voting, and even with the small space, I think it went very well. And Lorrie Gump and her staff did a nice job, and even when people were dragging cones across the parking lot, I saw that a couple times too. But they did a nice job and I wanna congratulate them. And Ms. Lovell, thank you for coming out as always. I always like to see your nice and shining face and you always compliment our staff and I think they do a great job, and thank you for coming out. Tax assessment, broadband, and many other items I heard at the polls in my last couple of weeks, and while I was sitting out on the day of the election, so I know I'm looking at all them, especially the tax assessments, Mr. Granger already spoke about it, it is something that will come up again at the beginning of the year. That's when we look at all of that. And I encourage, as I encourage everybody that came up to me at the polls, come out to the work sessions, give your input, maybe volunteer to be a citizen on the committee, but I encourage you to come out and let your voice be heard and at the public hearing. And anybody who has any questions, please reach out to me and I'd love to chat with you. I also attended the CIP work session and the COMREL this morning, and I had a great call with our Congressman Wittman concerning broadband today. So that's all I have, and thank you very much.

**0:13:15.2 Madam Chair:** Thank you, Ms. Binder. So I have a couple of things, I have a housekeeping item that I need to take care of first with regard to the last meeting. For the October 19th, 2021 meeting, I need to have the documents entered into the record of that meeting that the board was provided by Treasurer Randy Jones. I have forwarded them to the clerk and I will read them aloud. They are fiscal year 2020-2021 statement of accounts, fiscal year 2020-2021 uncollected taxes, list of receipts and expenditures for September 2021, 07/21 state cash log July 2021, 07/21 state recon certification, 08/21 state cash log August 2021, 08/21 state recon certification, 09/21 state cash log September 2021, and 09/21 state recon certification. So that we truly are transparent and the actual items are in fact in the public record and available for public inspection. And then just to let my colleagues know going forward, each time the treasurer reports to us at the second meeting of the month, we need to enter those documents into the record of the meeting going forward. So in January, I won't be Chairman anymore, but if we can make sure that happens at every meeting going forward, please. Alright, very good.

I would like to also congratulate my colleague, Ms. Binder on her re-election. Looking forward to working with you for, well, my term is two more years, so... I want to thank... I see in the audience, we are joined by Supervisor-elect, TC Collins. He won the James Monroe District election, so congratulations, Mr. Collins. I would like to address our citizens who provided public comment. Thank you both very much for coming out to speak. My colleagues have spoken about the process. I just wanna point out a few more things. So we will not take action on the tax rate currently. We can't, because the tax rate for the remainder of this year was already set. So we will address it once the new board is seated, so that is after January 1, the new board member will come on. So we can't take any action now. So right now your taxes... We have not changed the tax rate. It remains the

same. I will also point out, if you have questions or you disagree with your assessment, please follow the directions on the notice to file an appeal with the assessor and/or file an appeal to the Board of Equalization. You can visit the Commissioner of the Revenue's office to obtain your land card, to give you some more information about your assessment. And in addition to Commissioner Hart's report during constitutional officer's time, I do believe our County Attorney, Mr. Britton, will speak to the board regarding the board making recommendation to the Circuit Court as we need to seat a new Board of Equalization, and those are the citizens who would serve in that capacity to hear your appeals as well. So you have many opportunities to provide input and/or appeal the assessor's assessment, if you see fit.

Alright, rest of the report, Monday, October 25th, attended the GWRC meeting. Wanna let my colleagues know we did adopt the version of the Greenway study that had been presented to us at our October 19th meeting. We tabled the George Washington Regional Resilience plan that was to be presented that evening and we will revisit it in January. I noted to my fellow commissioners that either GWRC or our locality need to adopt this plan as a prerequisite to apply for funding of the... I'm sorry. To apply for funding, is the adoption of a resilience plan, and that was the other meeting that I attended virtually prior to GWRC, which was the community meeting on Flooding and Coastal Resilience at the UMW-Dahlgren Campus hosted by the Virginia Coastal Resilience Technical Advisory Committee. So a grant program will be available for localities impacted by coastal flooding to apply for funding, and Dahlgren has already been identified as a community of interest. So we definitely need to get that GWRC Resilience plan adopted so we can use that to apply for the grant funding.

I too attended the CIP work session. Thank you very much for staff's work on crafting the CIP. Thursday, October 28th, I attended the Rappahannock Regional Jail Board of Directors meeting. Sunday, November 7th, I attended the Caledon Art and Wine Festival. As usual, they had a great turnout of folks from all over the region. Thank you to the friends of Caledon for coordinating the event and Caledon State Park for hosting. And I too attended COMREL this morning with my colleagues, and I wanna thank all of our military and locality partners who attended and the UMW-Dahlgren Campus for hosting it with us. And that concludes my report. We will move on to the consent agenda.

**0:19:14.0 R. Granger:** Move to adopt the consent agenda as presented.

**0:19:16.3 C. Binder:** Second.

**0:19:17.7 Madam Chair:** All those in favor, say aye.

**0:19:20.1 C. Binder:** Aye.

**0:19:20.3 R. Granger:** Aye.

**0:19:25.8 Madam Chair:** Mr. Stonehill?

**0:19:26.3 J. Stonehill:** Aye.

**0:19:27.6 Madam Chair:** Thank you, sir. Chair votes aye, motion carries. County official's reports. Constitutional officers report. Ms. Lorrie Gump, King George County Registrar. Welcome, ma'am.

**0:19:42.7 Lorrie Gump:** Thank you. Good evening, Chairman Cupka, and honorable board

members, Mr. Miller. Thank you for the opportunity to allow me to tell you a little bit about the election update. First of all, I always start out by thanking some very important people who help to make the election safe. Sheriff Giles and his deputies, they stayed at the precincts all day, and a good portion of the evening for us, to make sure that everything was safe and smooth. We appreciate them so much. We are so very fortunate and lucky in this county to have them. Jimmy and his team for helping with the November and June primary, they came in, picked up all of our materials for both of the elections, followed us around and delivered everything. And I cannot tell you how much that has saved us because some of those things are extremely heavy to carry. They are continually our on-call whenever we need them.

They put together our doorbell stands for us, if you saw our little makeshift door stand that we had to provide by law this year, and our precinct protection barriers for the check-ins. Again, our county is very fortunate to have that group of men that come out and work. My staff, Jincy and Vicky for their support and amazing endurance of strength and ability to step up when things needed to be done was truly a blessing. These ladies work countless hours to help when changes had to be made to make sure that we all make the deadlines. My electoral board members, Rick Crookshank, Nancy Lambert and Phyllis Cook, their support and trust in my office for always being available when needed and for believing in the process and knowing that King George County elections are run with the utmost integrity without fraud and deceit. And most of all, the officers of election who give of their time and volunteer tirelessly to make sure that every citizen has the right to vote. We could not do it without these dedicated individuals who come out.

So as you can see, it's not a one-man show, it's the whole community. So it's not about just my office, it's about the whole community coming in and helping to make sure that the elections are run in a fair and with the utmost integrity, whether it's a big election or a small election. So as it stands, we continue to run the elections in the COVID environment, which means that there's a lot more work on the backend, making sure that everything is clean. If you came in to early vote, you would notice that we were wiping down all of the pens, wiping down the counters, spraying, wiping down our marking stations, and they did the same in the precincts as well. So this November proved to be one of the highest turnouts for the non-presidential election. We processed from October 1st until the deadline of October 12, 67 new voter registration applications, and from January 1st until October 12, 793 new voter registrations. Our registered voter count up until election day was 18,880. Of course, it's grown now because of the fact that were closed and now they're open. Our in-person election day... Well, for the 45 days before the election, we had 3,968 early voters. That's the people who actually came into our office. We did over 150 curbside voting. Now, this is with three people in my office, and we mailed out 815 ballots. We cured over 36 ballots. If you remember last year, when I gave the presentation, the state put into law last year about the curing process. That's where every ballot that comes in, we have to open it up, look at the inside envelope, of envelope B, make sure that the signatures on there, make sure that the witness is on there and make sure that the address is on there. So last year, of course, with COVID, they didn't have to have a witness signature. This year, the law changed that they did, so of course, we were getting some in that didn't have witness signatures, and we were able to cure 36 ballots, only three of them did not get cured, and that's not by us not calling, it was just that they didn't... They just didn't come in. Our in-person election day for this election was 6,446. 684 ballots came back from the mail, which... And with the total of our 3,968, that made a total of 10,698 for an overall turnout of 57%. In that 57% breakdown, 22% was early voting, 32% at the polls, and 3% absentee, just a little bit. In the presidential election, our total early voter voting, just in the person, not including mail, was 38%, and like I said, for this election, it was 22. So you can see that the trend of the early voting is not gonna go away. So as last year, the early voting, no excuse, was a bill that the members of the General Assembly wanted, and they've wanted it for a long time. Moving forward, here are a few

obstacles we encountered with this election. Of course, space, the last week of early voting, and particularly the last two days, we had lines down to the treasurer's office. Saturday, we were able to be able to put up more marking stations, so we had eight marking stations, but during the week, we can't do that because of the fact that the building is open. When we have voters who are disabled or handicapped, they're encouraged to use our ADA machine. The ADA machine is inside of the conference room where there's two voting booths. When they're using it, those two booths are not able to be used, so then we're left with just having the three that's outside.

We found out that we need to address the other offices that use drop boxes. We cannot accept ballots in a drop box after 7:00 PM on election night. So what I do on my drop box is I have a tamper evidence seal that I put over right at 7 o'clock. But because now that the Election Day is a holiday, and they don't come in on Tuesday, we don't know if anything has been dropped in their boxes on Monday night. So one of the solutions that I will talk to the other offices about is to be able to put a tamper evidence seal over their boxes Monday evening. That way, it will eliminate the fact that because even though our box is marked, it will eliminate the fact that people won't put in ballots in the other boxes and not be able to get counted. There was not a lag time where the ballots did not get counted on the day and night of the election. All ballots were counted on November 2nd except for the provisionals and the late post-marked ABs. We had 17 provisional ballots with only three that were not eligible. Last year was the first year that we were allowed to accept ballots that were post-marked by election day. Up until Friday, we had 13 post-marked ballots and they were all counted.

I cannot say it enough that King George County is very fortunate to have the volunteers, workers who devote their day to come out and help make the voting process easy and safe for each voter. I am grateful that my staff, my electoral board members, my officers of election have stayed healthy through all of this. Now I just wanna just give you a brief updating on the redistricting. So as it stands right now, the Republicans and Democrats in the General Assembly, each have nominated three experts to draw new state and congressional districts under the direction of the Supreme Court. And under the direction of the Supreme Court, once they have selected them, they will have 30 days in which to produce the maps. They were selected November the 4th, so that means that they have 30 days in which to produce those maps. So best guess estimate, we probably will not be going into redistricting until sometime mid-January, February timeframe. Thank you.

**0:28:32.8 Madam Chair:** Thank you very much, ma'am. Wait, please. So I need to ask my colleagues if they have any questions of you. Thank you very much for your report. Mr. Stonehill. I'd like to start with you, sir.

**0:28:45.8 J. Stonehill:** I don't have any questions, but I just wanted to tell. Mrs. Gump, thank you very much to her and her staff. I did vote in-person down at Potomac Elementary School, everything went very well, and we certainly appreciate all their help. And thank you again.

**0:29:03.4 L. Gump:** Thank you.

**0:29:04.6 Madam Chair:** Thank you, Mr. Stonehill. Mr. Granger.

**0:29:09.7 R. Granger:** I don't have any questions either, but again, I'll just say again, as Mr. Stonehill said, thank you, thank you to you, thank you to your staff, thank you to the citizens as well who volunteer and come out to help make sure that this process goes off without a hitch and it's done with integrity. So thank you so much.

**0:29:23.3 Madam Chair:** Ms. Binder?

**0:29:24.0 C. Binder:** I don't have anything. Just thank you again.

**0:29:27.2 Madam Chair:** And I reiterate my colleagues' comments. Thank you so much to you, your staff, your volunteers, everyone who provided once again, as usual, a safe, secure election for King George County. Thank you so much. Thanks for coming out tonight.

**0:29:44.8 L. Gump:** I forgot to mention, thank you to the pages. Ms. Anderson had pages...

**0:29:49.6 Madam Chair:** The high school students, yes.

**0:29:50.6 L. Gump:** The highschool students, yes. They were awesome. Because this year, so many of my officers of election had called at the last minute, either was sick, something happened, and the pages stayed even beyond the time that they were allotted just to help out. So we couldn't do it without them too. So thank you.

**0:30:11.7 Madam Chair:** Thank you to them as well. Thank you, ma'am. Alright, moving on. Ms. Judy Hart, Commissioner of the Revenue. Welcome.

**0:30:29.1 J. Hart:** Good evening, board members, Mr. Miller, Mr. Britton. My three-and-a-half-year-old granddaughter tells me, "Grandma, I have some good news and some bad news," then she proceeds to tell me her good news and bad news. So I have some good news and some bad news tonight. The good news is we have collected \$1,046,117 in cigarette stamps. Told you I'd be back. The bad news is the general reassessment letters have gone out to the taxpayers of King George and they are not happy. We have gotten lots of calls, we are still getting calls in our office and taking care of those as best we can. Bright Minds told me yesterday that they have gotten 1,439 calls, voicemails, and text messages about the reassessment. Only 200 appeals on 300 parcels have been placed with them so far, and we've got over 13,000 parcels in King George. So I was surprised to hear that small number. The Code of Virginia 58.1 requires the reassessment. It's a Commonwealth of Virginia requirement, not a King George County requirement. King George reassesses every four years. This means that the values have not changed since 2018. The last day to file an appeal with the assessing company, Bright Minds, is November 12th, this Friday by 2 o'clock. The Board of Equalization will be appointed to hear the future, the further appeals after this Friday. For questions regarding the Board of Equalization, they can contact the Commissioner of the Revenue office. We haven't set up the Board of Equalization yet, but it will soon, and I have taken some information from some taxpayers and told them I would call them when the Board of Equalization is organized to set up appointments then. But right now it's just kinda not done yet. So there's my report.

**0:32:58.7 Madam Chair:** Alright, thank you, ma'am. Questions or comments? We'll start with you, Mr. Stonehill.

**0:33:10.6 J. Stonehill:** No questions right now. I guess I'll find out more information later, but just thank you, Mrs. Hart for coming out and giving that information to us and the public.

**0:33:24.0 J. Hart:** You're welcome.

**0:33:25.6 Madam Chair:** Thank you, Mr. Stonehill. Mr. Granger?

**0:33:27.5 R. Granger:** Ms. Hart, thank you for coming out, I appreciate you coming to explain the process. So I guess I'll just... How was Bright Minds selected?

**0:33:38.3 J. Hart:** Well, we had bids from several assessing companies, and they were chosen based on the bid that we had received.

**0:33:46.5 R. Granger:** Okay. Was an RFP put out? I guess... Okay. Just...

**0:33:50.8 J. Hart:** Yes.

**0:33:52.5 R. Granger:** To make sure and so other people can hear what the process is in regards to finding the assessor. And then did the assessor complete all the actions that were required to the contract?

**0:34:05.1 J. Hart:** Yes, as far as I know, yes, they have.

**0:34:09.4 R. Granger:** Okay, thank you.

**0:34:09.5 J. Hart:** You're welcome.

**0:34:10.5 Madam Chair:** Thank you, Mr. Granger. Ms. Binder?

**0:34:12.4 C. Binder:** Before I get to the assessment, can you repeat the number for the cigarette tax so I can write it down?

**0:34:17.5 J. Hart:** \$1,046,117.

**0:34:22.1 C. Binder:** Alright, thank you. Considering the re-assessment, I came to talk to you a few times, I've even called the assessor on the phone, and I learned a new term called the field sheet, which I got it on my property. So one question, if the citizen finds things on this field sheet, which I have found, that don't exist on my property but have a value that was assessed to my property, is that an appeal?

**0:34:49.4 J. Hart:** That might be something that my office can take care of, but let us see it.

**0:34:53.1 C. Binder:** Okay.

**0:34:54.6 J. Hart:** Because each case might be different, but we do encourage taxpayers to come look at those field sheets because it's what you're being billed for, so you need to make sure it's up to the taxpayer to make sure they're correct.

**0:35:07.7 C. Binder:** Okay. 'Cause until the assessor told me about the field sheet and you told me about the field sheet, I didn't know what they were. I mean if a public like to see... They look like this, they'd look like what you'd see online if you're purchasing a property, and it tells you exactly what your property has on it and the different features of it. So it might be interesting for the public to understand that because, well for myself, I found out that I have a fireplace I don't know I had, so

that's pretty amazing to me...

**0:35:34.2 J. Hart:** We can come take out a wall and find it for you. That's...

**0:35:36.9 C. Binder:** Yeah, so other people in the public might have those items. So I encourage those who have questions about their value to go get their field sheet 'cause you might find things on there that might be a discrepancy. So thank you for that. And then for the Board of Equalization, can you give the citizens a little bit more information about that?

**0:35:57.5 J. Hart:** Well, this board will be appointed, I believe, by the judge, if I'm correct on that. I didn't play a part in it last time. And those meetings will be held January, February-ish. There'll be a small application, just a little bit of information I'm gonna need these taxpayers to complete once I have those applications ready, and we'll set up an appointment with you and you can meet with the board. They're usually in the evenings, they were the last time, I assume they will be this time, but we'll find out more later.

**0:36:30.5 C. Binder:** And where does the public get one of those appeals forms?

**0:36:33.1 J. Hart:** Through my office.

**0:36:34.7 C. Binder:** Okay.

**0:36:35.2 J. Hart:** Commission of the Revenue.

**0:36:35.9 C. Binder:** Thank you very much.

**0:36:37.0 J. Hart:** You're welcome.

**0:36:40.5 Madam Chair:** Thank you very much for your report, ma'am. I have a number of questions. As you know, your office has dealt with a number of questions and inquiries and concerns about their re-assessments, and so too have all members of the Board of Supervisors. So please know I'm asking these questions as the at large supervisor on behalf of every citizen of the county. So my first question is, I filed a FOIA request for the contract, the professional services agreement, and in that, so that's for everyone listening, the professional services agreement is basically the contract as it was executed between the county and the company which provided the services. So in that it states: "Scope: All goods and/or services shall and always comply with and provide at least the goods and/or services set forth in the specifications, set forth in the invitation for bid, request for proposal number, and it references that which is still available publicly in EVA on our procurement page, even though it is closed, attached and incorporated into this agreement as exhibit three." So I note in the RFP, specific conditions on page five, 1.4.3 work format for contractor. First bullet point, "Contractor shall visit each parcel of land and make a complete physical inspection." Do you know if that was done or not?

**0:38:32.7 J. Hart:** That's... I know that that's what they're supposed to do.

**0:38:38.7 Madam Chair:** So why I'm asking that question is because I have been contacted by numerous citizens who have informed me that upon contacting the assessor regarding the concerns they had about their re-assessment, they were told by said assessor that they did not actually

physically visit the property, they used a drone to perform the assessment.

**0:39:05.3 J. Hart:** I do know they use a drone. I don't know what the extent... How they did with the drone, did they just stand there and fly it or does it... I don't know that process, but I do know they use a drone.

**0:39:16.1 Madam Chair:** Okay, so then my next question. So if we don't know if they physically were, physically present at every parcel and made a complete physical inspection, how do we know then if they complied with the second item in the work format, which was contractor shall digitally photograph each main building, including dwellings, a minimum two photographs shall be taken, front and rear of main buildings. And I ask that question because I have seen the field cards for someone's property and the field card for this recent reassessment, the pictures looks exactly the same as the pictures as the last assessment.

**0:40:03.9 J. Hart:** They haven't provided us the pictures yet.

**0:40:07.0 Madam Chair:** They haven't.

**0:40:07.7 J. Hart:** No, they have not.

**0:40:09.7 Madam Chair:** But you expect to be provided those at a later date?

**0:40:12.1 J. Hart:** Yes, we will get the pictures.

**0:40:13.7 Madam Chair:** Because I wanna make sure that they did in fact do what...

**0:40:17.3 J. Hart:** Because... So then when we print the new field sheet for '22, those new pictures will be on there, even though we can give you a '22 now.

**0:40:25.8 Madam Chair:** Right, so the '22 right now is proposed, basically, is what you're saying.

**0:40:29.5 J. Hart:** Yes.

**0:40:29.7 Madam Chair:** So, it's not final?

**0:40:31.0 J. Hart:** Right.

**0:40:32.0 Madam Chair:** Okay. And they will provide...

**0:40:33.9 J. Hart:** It is final. Now, the figures are final on the '22 assessment...

**0:40:37.1 Madam Chair:** Subject to appeal?

**0:40:38.1 J. Hart:** Right, right, right.

**0:40:41.0 Madam Chair:** Okay, so then the other question I have is also in looking at those field cards, it states "Contractor shall keep a record of each visit on the property card to include date, time, name of appraiser and persons interviewed." So are you going to get that information later

too?

**0:41:03.3 J. Hart:** I would... Yes. I should be getting that information to have for the taxpayers.

**0:41:09.3 Madam Chair:** So I think we probably... I'll poll the board, the will of the board, but I think that when you get that information, we would expect you to reach out to us so that you will be able to come back like you did tonight and provide us an update that it's complete. Is that alright with my colleagues, if we ask that? Okay. So then the other question I have with regard to the content of the mailing, so is there a reason the mailing went out the way it did where it said 2022 proposed assessment in the left-hand column, then it had a record number, and underneath it had values, and then the use class, and then district. So all of that is in the top regarding 2022. And I get that that's the proposed assessment for 2022, but there's a whole another box underneath of fields that say percent levy change information. And you can report what the percent levy change was for 2020 and 2021 because the Board of Supervisors did assess a tax rate.

**0:42:36.8 J. Hart:** Right.

**0:42:37.2 Madam Chair:** Right? So we know what folks' taxes were for those two years because the board itself imposed the tax rate. But what I'm getting at is for 2022 tax year, it says tax rate, and there's a little asterisk and it says TBD. But then it says, "Total tax," and there is a dollar amount there, and then, it says "percent levy change". My issue is, the Board of Supervisors did not assess the tax rate, and therefore, there should never have been a dollar amount listed under total tax. It also should have said TBD. The percent levy change never should have been listed because mine, frankly, is different than hers, and it's different than his, and it's different than theirs, and it's different than hers. Do you see the point I'm making here?

**0:43:35.9 J. Hart:** Yes.

**0:43:36.2 Madam Chair:** Because I have... Mine was 0.48. I've talked to folks who were 0.35. I've heard from folks who were 0.56. I've heard from folks who were 1.03. I even heard from someone who was 3.05. So the point I'm trying to make here is, I don't understand why that information was included on the mailing. I suspect that that information, the way it was reported on the mailing, and perhaps there's some new state requirement that it has to be reported somewhere on the mailing, and I would be okay if it were reported somewhere on the mailing, but not in the fashion that it was. I frankly think that led to the uproar that we have seen with folks being upset, with folks misunderstanding, thinking, "They just gave me a 48% increase and my new tax bill is this many dollars and it went up 50% higher than it was, and there's a dollar amount and that's going to be my new tax... My new tax bill is gonna be that much money next year. Done deal, sealed, signed, sealed, delivered." And that's not what happened here. And we have just across the board, people, inconsistency... It's just physically impossible for that to have happened. So I guess my point is, I looked at my assessment back from 2010, none of that stuff was on there. And so I don't understand why that's on there now. And if we could maybe in the future, work together so that if you have something that they're gonna mail out, send it to the board and say, "This is what it's going to look like. Do we see any issues with this?" Because, yeah, I would have looked at that and said, "No, thank you." We didn't know that they had been mailed out until we got our own in our mailbox. So if we could work together in the future to try to have a little more communication as far as what it's going to look like, I would greatly appreciate it.

**0:45:48.6 J. Hart:** Sure. I can get with the company and do that.

**0:45:51.4 Madam Chair:** Okay. And then the other comment is, as stated, we will have an update with regard to the Board of Equalization during Mr. Britton's county attorney report. I believe the Circuit Court has requested that the board make recommendation to the court. So we'll be talking a little bit more about that.

**0:46:11.6 J. Hart:** Okay.

**0:46:12.0 Madam Chair:** Alright.

**0:46:12.8 J. Hart:** And when would that be by chance?

**0:46:15.4 Madam Chair:** He's gonna explain the process to us and we'll get into it more once it's time for his report next.

**0:46:25.2 J. Hart:** Gotcha.

**0:46:25.7 Madam Chair:** So if you can be patient...

**0:46:26.8 J. Hart:** I will.

**0:46:27.5 Madam Chair:** And we'll get there in just a moment. Alright. And thank you, ma'am. Thanks for coming out tonight. I appreciate your service to our community.

**0:46:33.4 J. Hart:** Thank you. Thanks.

**0:46:43.7 Madam Chair:** Next item, report of the county attorney, Mr. Britton.

**0:46:48.6 Matt Britton:** Can you hear me, Madam Chair?

**0:46:50.7 Madam Chair:** We sure can, loud and clear.

**0:46:52.2 M. Britton:** So I'll switch it around a little bit and jump right into the Board of Equalization.

**0:46:57.4 Madam Chair:** That would be great.

**0:47:00.2 M. Britton:** Seems logical. So the different localities in the Commonwealth of Virginia assess property at different times: One year, two years, four years. We have a four-year reassessment. Whatever amount of time you do that, you have to appoint a Board of Equalization, and so if you do it every year, then you have a permanent board, one or two years, if you don't, then you have to appoint it each time you do a four-year reassessment. The code requires that the Circuit Court appoint the Board of Equalization so that it is independent from the Board of Supervisors, because the Board of Supervisors has nothing to do with the tax assessment, nothing to do with the individual property assessment, but they set the rate. And I believe it was Mr. Granger earlier who referred to the code section that says that if the tax rates, I mean, excuse me, the general property assessment increases 1% or more in any given assessment, then it's the duty of the Board of

Supervisors to equalize that rate by changing the levy or the tax rate, unless you hold a public hearing and you find good cause not to do that. That's the duty of the Board of Supervisors. The Board of Equalization has nothing to do with the tax rate. They have nothing to do with the levy or the assessments. What the Board of Equalization does is they hear appeals on individual property cases. So as Ms. Hart alluded to, if the individual person has a problem, they can go to the commissioner of revenue's office and say, "Hey, well, I think Binder said there's a chimney and she doesn't have a chimney," or vice-versa, and that can either be taken care of by the Commissioner of the Revenue or by the assessor. If that doesn't happen, then every individual real estate owner who was assessed has the ability to go before the Board of Equalization appointed by the Circuit Court, and they will hear that case, and they will determine on a case by case basis whether they want to adjust the assessment. They can keep it the same, they can move it down, they can move it up. The qualifications of the board members on the Board of Equalization are fairly robust and set out in the code, and there are three to five members, and in our case, because we don't have a permanent board, the Board of Supervisors can also request that one alternate be appointed. Traditionally, we have had five members, and traditionally, the board has made suggestions to the Circuit Court. I've spoken with the Circuit Court clerk and he has asked the board to do that again and to do the due diligence on those folks to make sure that they are qualified, not... The qualifications are that they are residents, that they are... The majority of them have to be pre-holders, property owners in the county, and they then have various qualifications for individual members such as commercial or residential real estate appraisers, builders, developers, lawyers, accountants, and so on.

And then once we get that, we make sure that all the people who are suggested meet the qualifications and are otherwise acceptable with the commissioner of revenue, not being in arrears on taxes, things like that, and then we forward those recommendations. And that's all they are similar to the BZA, although it's required for the Board of Zoning Appeals that you make recommendations, but it's not required here. And then the Circuit Court does the appointing. I have drafted a preliminary petition to the court to appoint them and a preliminary order. So that leaves us in the... Quite soon, the Board of Supervisors should make their recommendations to the county administrator, and the county administrator should assign that to whomsoever he sees fit in order to do the qualifications check or background, and then report that to my office, and then I will report it to Vic Mason's office and he will take it to the judge in proper form. That is all.

**0:51:50.3 Madam Chair:** Thank you, Mr. Britton. Do I have questions? Let's do this item by item, about the Board of Equalization from my colleagues. Mr. Stonehill, do you have any questions?

**0:52:06.8 J. Stonehill:** No, no questions about that.

**0:52:09.0 Madam Chair:** Thank you. Mr. Granger? Ms. Binder? Alright, so Mr. Miller, is it your intention then as a county administrator to retain the supervision of qualifications of candidates that the board recommends to the Circuit Court, sir?

**0:52:25.5 C. Miller:** Yes, ma'am. And what we'll do is kinda handle it just like what we would do with the personnel background check on folks.

**0:52:33.5 Madam Chair:** And I have already, just to let my colleagues know, I've already provided a suggestion for a person with a financial background to Mr. Miller and that's one of the hardest ones to find so hopefully there won't be any issues with that. So I would encourage my colleagues, if you have other folks, that you could bring forward to Mr. Miller's attention for vetting as soon as

possible so we can make recommendation to the circuit court. I hope that we could possibly have a motion to recommend at our November 23rd meeting. So if everyone could get on that forthwith, please. Thank you. All right. Mr. Britton your next slide sir?

**0:53:19.2 M. Britton:** Madam Chair, just to remind you, one third of the members, which is why it's a good idea that more than three members have to have those qualifications, Real Estate Appraisers, professionals, builders, developers and so on. And then every single tax case, at least one of those qualified professionals has to be sitting. So that's what probably also a good idea to have an alternate, but with COVID and what have you, you may want to get as many difficult professionals as possible so that you can have, not just 3 members sitting but also least one of them being qualified.

**0:54:04.9 Madam Chair:** Very good. Thank you, sir.

**0:54:09.1 M. Britton:** There are two Dominion Power notices. The tradition of the county has been that the Dominion Power notices bill by law to usually the chair and to the county attorney, sometimes I get them, sometimes you get them. Thank you for passing these along to me. I didn't get either of these for some reason, but a lot of them in the past couple of years. But these are two very different things. One is an application for rate adjustment. And it goes back to 2012-2013 regarding the Brunswick County Power Plant and basically Dominion Power is applying for recovery costs of \$265 million. There is a scale put in there, they basically say that for the first year, your bills are gonna go up 70%... 70 cents, excuse me, not 70%, 70 cents a month. And then subsequent to that, will go down 45 cents in year two monthly.

If you want to understand that better. Or if you want to make comments either as a board or as individuals listening to this, you can look at page 10 of the order attached to the Board Report, which I would ask as is our tradition to post on the county website and it'll tell you that there is a hearing for public comment on four, five April the 5th of next year at 10 AM The deadline to sign up for that is April the 1st of next year. And then the actual hearing itself after you make your comments will be held on the next day, April the 6th at 10 AM You can attend virtually, by calling or by going to Richmond and all that information is in the order. There's a second location, called a petition for waiver that relates to the upgrades for the Surry and North nuclear power plants, both units one and two in each power plant.

But again, there is copious information. It's extremely complex, what they are applying for and what they're asking for. But basically, there's an extension for many years, decades of the permits and trying to get the money necessary and then recoup those costs to keep them running and keep them running safely. Again, if you would like to make comments about that, you need to sign up by April 22nd, 2022. You can give your comments on April 26th 2022, either by calling in virtually or attending at 10 AM in Richmond and then the public hearing will be held on April the 27th at 10 AM in Richmond. I would ask that the county administrator post both of these on the county website so that the public can make comments and attend as they see fit.

**0:57:16.2 Madam Chair:** Thank you, Mr. Britton. Any questions or comments from my colleagues about those? Mr. Stonehill?

**0:57:28.0 J. Stonehill:** No questions.

**0:57:29.1 Madam Chair:** Thank you. So consensus of the board to direct staff to post those on the county website. Alright, thank you very much.

**0:57:37.1 J. Stonehill:** Yes.

**0:57:37.4 Madam Chair:** All right. And your last item, Mr. Britton?

**0:57:42.5 M. Britton:** Madam chair as you know the Virginians, county of Virginians no longer maintains a county road system, however that means that roads are either private or they're in the state system. But there are some other roads that are county roads. But there are also private roads. Those roads by code may be patrolled by law enforcement. So that the stop signs and the speed limit signs and the yield signs are valid and enforced. Presidential lakes all tiers had back in 1992. On September the 15th 1992, requested and got the board of supervisors to pass an ordinance allowing law enforcement patrolling of those private roads. 1992 was a long time ago, it's so long ago, in fact that we don't have a code section 46.1, it's called 46.2 now. Lieutenant Weston has asked on behalf the sheriff that we update. So I explained the process to him, and the process is that the Presidential Lakes Property Owners Association Inc has to ask for it, which they did, and I've attached that to my report and October 26, 2021, the Home Association or Property Zone Association requested that we re-ordain, get a new ordinance from 1992 and update it so that all of the sections of Presidential Lakes tiers I, II, and III may be patrolled for law enforcement purposes. I've also drafted the statute, the ordinance, and I have included that in the report. And basically what I'm asking tonight on behalf of the sheriff is that you consider a motion authorizing the advertisement of a public hearing to adopt and re-do the Presidential Lakes, updating it for tiers I, II and III, updating the code for law enforcement access and enforcement of the traffic laws on the private roads and Presidential Lakes. I provided the language to the county administrator.

**1:00:12.1 Madam Chair:** Thank you, Mr. Britton. Any questions from my colleagues? Mr. Stonehill do you have any questions, sir?

**1:00:20.5 J. Stonehill:** No ma'am.

**1:00:22.6 Madam Chair:** Alright then. Do we have a motion?

**1:00:28.5 R. Granger:** Just give me that language, I'm trying to capture it all.

**1:00:31.5 Madam Chair:** Do you have that language?

**1:00:33.5 C. Binder:** Mr. Granger, it would be that if you wish someone was to do it, that they move to authorize the advertisement and setting of a public hearing for ordinance updating and re-ordaining the current ordinance for law enforcement of the private roads in Presidential Lakes, all tiers.

**1:01:04.3 R. Granger:** So moved.

**1:01:05.2 C. Binder:** Second.

**1:01:06.3 Madam Chair:** And Mr. Britton, would the first meeting in December meet the time advertising requirements? So we're clear on what we're doing...

**1:01:16.7 M. Britton:** I don't know when they can get... Yes, yes, it would, but I don't want to speak for when Mr. Miller can get it advertised.

**1:01:28.5 Madam Chair:** Yeah. Because today is November 9th, so...

**1:01:32.9 M. Britton:** It'd be nice to have them enforcing it under the new ordinance by New Year, and it is a revenue, it's a positive fiscal impact. So the earlier, the better, but yeah. One of the meetings in December, I think would be great so that the state police and sheriff can, with confidence, enforce the traffic code in Presidential Lakes.

**1:02:00.3 Madam Chair:** Thank you, Mr. Britton. So December 7th, Mr. Miller?

**1:02:04.0 C. Miller:** Probably is good. I was gonna go and check on that, but...

**1:02:09.6 Madam Chair:** Or the 21st, but if we get it done in December?

**1:02:12.6 C. Miller:** Definitely it'll be done before December.

**1:02:14.9 Madam Chair:** It'll be done in one of the December meetings then. Okay. So we have a motion properly seconded?

**1:02:22.2 R. Granger:** Did someone second it? I'm sorry, Ms, I didn't...

**1:02:27.0 Madam Chair:** Any further discussion? All those in favor say aye.

**1:02:32.8 C. Binder:** Aye.

**1:02:33.6 R. Granger:** Aye.

**1:02:34.2 Madam Chair:** Any opposed?

**1:02:36.2 J. Stonehill:** Aye.

**1:02:36.4 Madam Chair:** Chair votes aye motion carries. Thank you, Mr. Britton, and thanks for your patience this evening with our technical difficulties, we greatly appreciate it. Alright.

**1:02:49.8 C. Miller:** Madam Chair, December 7th will be fine.

**1:02:52.3 Madam Chair:** It will work? Okay, thank you. 11-02 Board/Commission/Agency reports and public hearings. The King George County Board of Supervisors will now hold a public hearing that has been properly advertised to receive public input regarding Case Number 21-09-Z02, Amendment to the King George County Zoning Ordinance to comply with the National Flood Insurance Program regulations by updating the date of the Flood Insurance Rate Map. Amendments to Section 9.19. I will first ask for the staff report, I will then open the floor for public comment. Public comment is limited to three minutes per speaker in order to afford everyone an opportunity to speak. Please state your name and address before you comment. Upon completion of public comment, I will bring the matter back to the board for consideration. The board may or may not take action tonight depending on information received during public comment. And here on behalf

of the Department of Community Development is... You're senior planner now right? Our senior planner, Mr. Louis Pancotti. Welcome, sir.

**1:04:06.0 Louis Pancotti:** Thank you. Good evening, Madam Chair, members of the Board of Supervisors. I will be presenting case number 21-09-z02. This is a text amendment to the zoning ordinance to comply with the National Flood Insurance Program regulations by updating the date of the Flood Insurance Rate Map. The flood insurance study and the Flood Insurance Rate Map are prepared by the Federal Emergency Management Agency or FEMA. These maps are updated periodically. In accordance with FEMA regulations, the updates to the maps can be appealed by the county or individuals. 19 letters were sent to property owners with a structure in the area with either a proposed increase or decrease in the flood plain were sent out and new flashes on the website were posted. As you may recall, Mike New chuck presented the map for his vision at the October 20th, 2020 Board meeting and requested that the Board Direct Staff to issue a letter to FEMA indicating that King George will not appeal the proposed updates. And after the 90-day appeal period, FEMA did issue a final letter of determination on June 30th, 2021. Just as a refresher, this map shows the changes between the new and old maps, the decreases in flood plain are shown in yellow and the increases are shown in purple. And this map shows the structures that are in the areas with changes since the last map.

Article Nine, Floodplain management overlay district, establishes the regulations that are intended to prevent the loss of life and property, the creation of wealth and safety hazards, the disruption of commerce and governmental services, the extraordinary and unnecessary expenditure of public funds for flood protection and relief, in the impairment of the tax base. Section 9.19, Basis of districts, applies these regulations to the areas based on the flood insurance study in the Flood Insurance Rate Map, which are again prepared by FEMA, because a new map will go into effect on December 2nd 2021. A text amendment is needed to replace the old map date of January 18th 2015 to December 2nd 2021. Continuation of participation with the National Flood Insurance Program is relying on acceptance of these new maps. Here you can see the proposed text amendment in red, the old date is simply being replaced by the new date.

The Planning Commission voted unanimously to forward the amendment to the board with a recommendation for approval at its October 12th meeting and, therefore the Department of Community Development Staff and the Planning Commission recommends that the Board of Supervisors approve case number 21-09-Z02 Amendment to the King George county zoning ordinance to comply with the National Flood Insurance Program regulations, by updating the date of the Flood Insurance Rate Map amendment to section 9.19. I'd be happy to answer any questions you may have.

**1:07:21.2 Madam Chair:** Thank you, sir. Questions. Mr. Stonehill, do you have any questions for staff?

**1:07:32.6 J. Stonehill:** No questions. But thank you for the presentations regarding...

**1:07:38.1 Madam Chair:** Thank you. I will now open the floor for public comment. Is there anyone here in the boardroom this evening who wishes to come forward and offer public comment during this public hearing? All right, Mr. Dines, do we have anyone online who wishes to provide public comment on this matter?

**1:08:00.2 Madam Chair:** And to my colleagues and to staff. Were any written statements received to be read into the public hearing? Mr. Stonehill, Did you receive any written statements to be

recorded?

**1:08:12.2 J. Stonehill:** No.

**1:08:14.4 Madam Chair:** Okay, very good. I will now close the public hearing and bring the matter back to the board for consideration. Do I have a motion?

**1:08:24.3 R. Granger:** I move to approve Case Number 21-09-Z02, amendment to the King George County Zoning Ordinance to comply with the National Flood Insurance Program regulations by updating the date of the Flood Insurance Rate Map. Amendment to section 9.19, to the board of super... I'm sorry... As presented.

**1:08:43.7 C. Binder:** Second.

**1:08:44.7 Madam Chair:** Any further discussion? All those in favor say aye.

**1:08:50.1 C. Binder:** Aye.

**1:08:51.2 R. Granger:** Aye.

**1:08:52.7 J. Stonehill:** Aye.

**1:08:52.7 Madam Chair:** Any opposed? Chair votes Aye. Motion carries. Thank you, sir. Alright, next item. Presentations and reports. Courthouse planning update presentation by Ms. Cathy Binder.

**1:09:09.9 C. Binder:** Mr. Dines, Do you have the... So I'm gonna provide to the public some pictures that have been vetted to show it to the public. This is what are... Thank you.

**1:09:28.2 Madam Chair:** So before you get into anything, have all of these slides been cleared by the committee?

**1:09:37.1 C. Binder:** Yes.

**1:09:37.4 Madam Chair:** Because there's something on the top of a slide here. That makes me ask that question.

**1:09:42.9 C. Binder:** Yes, I have because when we were at our last meeting with Mr. Miller was at... And Mr. Dines was at... We... The pictures were done by Moseley architects, and they were the Sheriff's office and the courthouse steps and it was fine. And I didn't even catch the very top of those pictures. But they were they were cleared.

**1:10:07.9 Madam Chair:** Okay, go ahead.

**1:10:09.5 C. Binder:** So I will take responsibility for them. So the first picture is just an overview of what it would look like if a drone flew over it. And that is the parking area and then you have the courthouse and then the back area for employee parking. What I like about this committee I will say a 100% is, I feel that everyone has been listened to from the first year employee all the way up the chain, and they've spent a year working, where the department heads come to the meeting and then

they bring it back to their staff, and they have catches you know, things we might not have think... Thought of. And hopefully we'll cut down on all of the change orders that we had with the middle school project. And that's the biggest part. And so this should be... We're now at the process where it's going out for bid, and we're moving on with the program and you'll see in a minute, an update of the timeframe.

So I will go to the next picture. That is a picture from the front side. Looks really nice, sort of looks like our current courthouse. Our next one is the... Nice... They had a very... Sketch, I would call it, and they colored it in, and the flagpoles are there, and that would be the entrance that the public comes in, to the courthouse. This is an example of Fredericksburg courthouse. And it's... Ours is gonna look similar to that, but it is not a 100% gonna look that. But it looks very nice. There are some different changes, especially up near the judge's desk, but that is basically what it's gonna look like. And then the last, These are some important dates to remember. Prepare schematic design for the cost estimate is right there, a date. The big one everybody wants to know, is the groundbreaking is supposed to happen sometime in the spring of next year.

Site plan submitted August 6th of this year. That already happened. And then the other big date, if you look on there, somewhere there, is ready for move in on October 1st of 2023. And so those are exciting, especially to a lot of the staff. They would like it to come a little quicker, that date, but I really enjoy... I know Mr. Miller has only been in on one meeting, but Mr. Hanes been there for the whole time. I think it's a really good process and I think the staff especially feels that they have a vested interest in the building of this building and that their needs have been taken care of. And we've had arguments and I'm not saying argument, I wasn't part of that, but from toilets to where to put a data drop. So it's all worked out and I think it's gonna be a really nice building. Do we have any questions?

**1:12:58.1 Madam Chair:** Mr. Stonehill, do you have any questions?

**1:13:05.3 J. Stonehill:** No questions. It's a good-looking building.

**1:13:10.6 Madam Chair:** I couldn't hear. Mr. Granger?

**1:13:13.6 R. Granger:** No questions, but just say thank you to Ms. Binder for the presentation. And I look forward to the new courthouse as well, probably not as much as those who currently use it, but it's definitely long overdue.

**1:13:27.3 Madam Chair:** Thank you, Ms. Binder. In the future, please make sure that anything you have has that disclosure removed.

**1:13:35.6 C. Binder:** Yes, I understand that.

**1:13:36.1 Madam Chair:** Thank you very much for your presentation and thank you for your service on the committee. Alright. FRED Transit update presentation by Mr. Chris Miller.

**1:13:48.4 C. Miller:** I believe you have a memorandum that summarizes where we are in this process. If you remember back in July, we had the GWRC folks come and present the plans they were working on for... Basically it was a survey and the result... You had asked me to follow up and I came back to you a little bit later and explained that I had an opportunity to meet with folks at GWRC who were gonna facilitate a meeting with the folks from FRED Transit and also with Mr. Hastings, who's from the Dahlgren Facility and Supervisor Binder and Chair Cupka had also

participated in a meeting that we had and we got the information and I believe you have this memorandum. I think at this point with the range of impact that the county would have to absorb from \$65,000 up to \$327,000 to run a pilot program for one year and the fact that I believe that the base is just in a position right now where they can't really offer...

One, they can't offer the assessment of what the interest might be from some of their employees. And then two, I think the issue of funding isn't quite there from their perspective. I was hoping that what we would be able to do would be able to get something in place that you could build up the interest over time. I just think that there's other reasons to spend \$65,000 at a minimum and certainly a lot of big reasons for \$327,000. So my opinion would be that... My recommendation would be that we say thank you, but maybe we hold off in any participation on this. I don't know... And I would defer obviously to the Chair and to Supervisor Binder who were also part of those meetings. So I certainly... That's the staff recommendation.

**1:16:22.5 Madam Chair:** Thank you, Mr. Miller. So I guess my question... We have really two questions here. One is, are we interested in funding this? And if we're not, that's okay, but then the other issue is FAMPO, because I'm the primary on FAMPO, FAMPO is still going to want to bring this forward at one of their future meetings to adopt the study. So we can still allow that, that we have seen the study, we agree with the work that was done, but that when that time comes, the County has decided we're not in a position to immediately implement it. Would everyone be comfortable with that type of recommendation? So my question then... My question is, it's much the same thing that just happened with the Greenway study. We allowed it to be adopted because it is the work of the regional body and they have to have things to show for their work and the budget that we allocate towards those activities and this was part of the rural work plan. So what would the pleasure of the board be with regard to that? Ms. Binder, you look like you would like to say something?

**1:17:51.1 C. Binder:** I'm not sure 'cause I know... I'm on GWRC and FAMPO and I know it's very important, but with these numbers and I thought of it when we were heading the meeting that, yeah, I don't think it's gonna fly because not enough people would use it.

**1:18:04.0 Madam Chair:** Yeah. And that doesn't mean we have to fund it. We can still say there's value in the study. Like I said, just like we did with the Greenway. My other suggestion is that the infrastructure package just passed, and there's going to be a lot of money in it for public transit. And so maybe there'll be an opportunity down the line to apply for funding to implement it that way. So that's why I don't want to completely can it.

**1:18:32.6 C. Binder:** I also understand, too, that for those grants you need to have studies and surveys, so that would be important.

**1:18:37.7 Madam Chair:** Right. And then this would allow... It would make it... If we did apply for something like that, we would be more competitive because we will have a study to back it up. So, Mr. Stonehill, can I call on you, sir?

**1:18:51.5 J. Stonehill:** I would be inclined to go ahead with the study, so we do have that information for down the road later on. And probably hold off for now on the funding, but I would certainly like to see the numbers that comes up in the study.

**1:19:11.5 Madam Chair:** Very good. Thank you, sir. So what I'm hearing is consensus of the

board is to direct Mr. Miller to notify the FAMPO administrator that the Board of Supervisors does approve the study, however, is declining to commit funding towards implementation of it at this time. Does that work for everyone? Does that work for you, Mr. Stonehill?

**1:19:38.6 J. Stonehill:** Yes.

**1:19:39.3 Madam Chair:** Very good. Mr. Miller, will you make that notification then, sir?

**1:19:43.1 C. Miller:** Yes, ma'am.

**1:19:44.4 Madam Chair:** Thank you so much, and thanks for all of your work on sussing this out. I feel like you answered our questions, we had a lot of questions that were still unanswered the last time we heard about this, so thank you for that. Alright, Christmas tree lighting presentation by Mr. Chris Clarke, Director of Parks and Recreation.

**1:20:08.9 Chris Clarke:** Good evening, Madam Chair, members of the board, on behalf of the King George County Historical Society and King George Parks and Recreation, I come before you tonight to invite you and the community to this year's Christmas tree lighting. This year, our Christmas tree lighting will be held on Sunday, December 5th, from 4:00 to 6:00 PM, just outside this room on the courthouse lawn. Event as usual is a partnership between the King George County Historical Society and Parks and Recreation. This year, we will have musical guests from Marcel X 17 youth band, Sealston Elementary Choir, the Sealston Elementary band, and the King George High School brass ensemble. General Properties has already completed much of the work on the tree itself, and in the coming weeks we'll be adding the tree topper as well as the power pole decorations throughout the downtown area. We also have Lifepoint Church prepared to assist, they are providing gifts for the children who visit our most important guest, Santa Claus, and we'll also be providing s'mores packets.

We do have some things that folks could help us with. We are looking for assistance from civic groups, churches and scouts who've helped us in the past. We've had food trucks. At this point, we have not nailed any of these down. I know some groups are a little slower in meeting, but we'd love to have food trucks or hot chocolate fire pits, so that we can do these s'mores. Some way we're gonna get that done, but if there was a group that wanted to provide the fire pits and provide that, we would love to have them take part. And then games also and other activities for children that are there. Anybody who has anything they would like to offer, feel free to contact me at Parks and Recreation, the phone number there is 540-775-4386. And with that I'm happy to answer any questions.

**1:21:54.9 Madam Chair:** Thank you, Mr. Clarke. Mr. Stonehill, do you have any questions for Mr. Clarke?

**1:22:05.9 J. Stonehill:** No questions.

**1:22:07.9 Madam Chair:** Thank you. Mr. Granger?

**1:22:10.2 R. Granger:** No questions, but thank you.

**1:22:11.4 Madam Chair:** Ms. Binder?

**1:22:13.3 C. Binder:** No. Thank you.

**1:22:15.1 Madam Chair:** Thank you. As always, Mr. Clarke, looking forward to it.

**1:22:17.9 C. Clarke:** I look forward to seeing everyone there.

**1:22:19.2 Madam Chair:** Yep, have a good night. Oh, you'll be back in a little while, won't you? Alright, don't go anywhere. Alright, actions items. Department of Finance. Change order numbers one through four associated with King George Elementary School roof replacement project. Good evening, Ms. Turner.

**1:22:37.4 Tina Turner:** Good evening, Madam Chair, members of the board. Congratulations, Ms. Binder, on your re-election. Item number 11-04, change order numbers one through four associated with King George Elementary School roof replacement project. Recommended action, authorize the county administrator to issue change orders one through four to Virginia Roofing Incorporation to increase the contract price of the King George Elementary School roof replacement project by \$22,641. In August 2021, a construction service agreement was executed with the Virginia Roofing Incorporation for the King George Elementary School roof replacement project. As work has commenced, additional work items have been identified. The cost associated with the additional work have been reviewed, negotiated, and agreed to. The additional work includes the following. Installation of metal caps to the existing HVAC curbs at the existent I-beam supports to allow for flashing installation, which will cost \$8,187.

Lowering one of the existing drain that is too high to provide proper drainage is \$3918. Wrap existing electrical conduit and deteriorating castings with waterproofing material is \$8819.

Installation of new conductors and downspouts to match scupper detailing is \$1717. The change order request has been reviewed and are recommended by Roofing Consulting Services. This change order will increase the current total costs of the agreement with Virginia Roofing Incorporation from \$626,243 to \$648,884. There is no change in the contract time. There are funds available in the project construction contingency funds for this change order.

**1:24:43.4 Madam Chair:** Thank you, Ms. Turner. Mr. Stonehill, do you have any questions?

**1:24:52.7 J. Stonehill:** No questions.

**1:24:55.1 Madam Chair:** Thank you. Mr. Granger? Ms. Binder? I'll entertain a motion.

**1:25:00.7 R. Granger:** I move to authorize the county administrator to issue change orders one through four to the Virginia Roofing Incorporation to increase the contract price of the King George Elementary School roof replacement project by \$22,641.

**1:25:14.3 C. Binder:** Second.

**1:25:15.5 Madam Chair:** Any further discussion? All those in favor say aye.

**1:25:18.4 C. Binder:** Aye.

**1:25:20.2 R. Granger:** Aye.

**1:25:21.4 J. Stonehill:** Aye.

**1:25:21.6 Madam Chair:** Any opposed? Chair votes aye. Motion carries. Thank you, Ms. Turner. Next item, Department of Finance award of contract for Tourism Advisory Committee videography services. Mr. Miller.

**1:25:38.0 C. Miller:** This is the item that I would request that you table indefinitely and then also, excuse me, also authorize a no award on this procurement.

**1:25:51.6 R. Granger:** So moved.

**1:25:54.1 C. Binder:** Second.

**1:25:54.1 Madam Chair:** Any further discussion? All those in favor say aye?

**1:26:01.1 C. Binder:** Aye.

**1:26:02.5 R. Granger:** Aye.

**1:26:02.7 Madam Chair:** Any opposed? Chair votes aye. Motion carries. Thank you, Mr. Miller. 1106, Department of Finance addition of a full-time position for landfill. Director of Finance, Miss Donna Han. Welcome, Ms. Hahn.

**1:26:22.7 Donna Hahn:** Good evening, Madam Chair, members of the board. We'd looked at salary and benefits for a full-time CDL driver for the landfill, for the remainder fiscal year 2021-2022, and it's gonna be approximately \$40,000. Considering the changes that are taking place at the landfill and the impending purchase of the roll off truck, the landfill needs to hire a full-time employee who also possesses a CDL license. I'm recommending that you authorize the county administrator to transfer 40,000 from the general fund balance to the landfill budget and proceed with the hiring of a full-time CDL driver.

**1:27:09.0 Madam Chair:** Any questions? Mr. Granger, go ahead.

**1:27:12.9 R. Granger:** Yes, ma'am. Ms. Hahn, thank you. So this is for... The funds is for the rest of this current fiscal year. So obviously...

**1:27:20.5 D. Hahn:** That's correct. And then that position would be added into the...

**1:27:23.0 R. Granger:** Budget.

**1:27:24.1 D. Hahn:** The next budget cycle.

**1:27:25.2 R. Granger:** So what would the total obligation be for a full year's worth?

**1:27:30.5 D. Hahn:** Well, this is for approximately eight months of the year.

**1:27:36.1 R. Granger:** So have to get more. So about 60,000?

**1:27:39.3 D. Hahn:** Yes.

**1:27:39.9 R. Granger:** Okay. Thank you.

**1:27:41.1 Madam Chair:** Ms. Binder, any questions?

**1:27:45.1 C. Binder:** No.

**1:27:45.9 Madam Chair:** Mr. Stonehill. Any questions, sir?

**1:27:50.2 J. Stonehill:** No questions.

**1:27:52.2 Madam Chair:** Do I have a motion?

**1:27:53.1 R. Granger:** Move to authorize the county administrator to transfer \$40,000 from the general fund bounds to the landfill budget and proceed with the hiring of a full-time CDL driver.

**1:28:04.2 C. Binder:** Second.

**1:28:05.4 Madam Chair:** Any further discussion? All those in favor say aye.

**1:28:11.4 C. Binder:** Aye.

**1:28:11.8 R. Granger:** Aye.

**1:28:12.2 J. Stonehill:** Aye.

**1:28:12.6 Madam Chair:** Chair votes aye. Motion carries. Alright. Ms. Hahn, will you be handling the next several items as well?

**1:28:20.0 D. Hahn:** Yes, ma'am.

**1:28:20.7 Madam Chair:** Very good. 1107. Department of Finance adoption of King George County fiscal year '21-'22 through fiscal year '25-'26 capital improvement plan.

**1:28:34.1 D. Hahn:** In your packet was a document that represents the five-year capital improvement plan as reviewed by the Board of Supervisors at its work sessions over the past two months. It is used as a planning purpose in future years. And the recommended action is to adopt as presented.

**1:28:54.1 Madam Chair:** Thank you, ma'am. Do I have questions from members? Mr. Stonehill, any questions?

**1:29:01.8 J. Stonehill:** No questions.

**1:29:04.9 Madam Chair:** Do I have a motion?

**1:29:05.2 R. Granger:** Move to adopt the capital improvement plan fiscal year 2021-2022 to 2025-

2026 as presented.

**1:29:14.1 C. Binder:** Second.

**1:29:15.0 Madam Chair:** Any further discussion? All those in favor say aye.

**1:29:20.4 C. Binder:** Aye.

**1:29:20.9 R. Granger:** Aye.

**1:29:21.4 Madam Chair:** Chair votes aye. Motion carries. Alright, Ms. Hahn, adoption and appropriation of King George County fiscal year 2021-2022 capital budget.

**1:29:34.6 D. Hahn:** At the work session on October 26th 2021, the King George County Board of Supervisors reviewed the capital projects budget for fiscal year 2021-2022. The list below, as well as the funding sources that were in your packet that were identified. So the purpose of this action is to request the adoption and appropriation by project as presented below. And so we ask that you adopt and appropriate the funds for the approved capital projects as presented.

**1:30:08.2 Madam Chair:** Thank you, Ms. Hahn. Any questions from members? Mr. Stonehill?

**1:30:14.6 J. Stonehill:** No questions.

**1:30:16.6 Madam Chair:** Very well. Do I have a motion?

**1:30:18.6 R. Granger:** Move to adopt an appropriate funds for the approved capital projects as presented.

**1:30:23.5 C. Binder:** Second.

**1:30:24.9 Madam Chair:** Any further discussion? All those in favor say aye.

**1:30:29.2 C. Binder:** Aye.

**1:30:29.6 R. Granger:** Aye.

**1:30:30.1 J. Stonehill:** Aye.

**1:30:30.5 Madam Chair:** Chair votes aye. Motion carries. Alright. 1109, Adoption of a reimbursement resolution, Ms. Hahn.

**1:30:40.1 D. Hahn:** During the CIP process, there was a discussion concerning projects with considerable funds required to proceed. By approving a reimbursement resolution this will allow the county to proceed with initial stages of the projects to be refunded later from the proceeds of a bond sale for said project. This resolution does not require any bond action at this time. The recommended action is that the board adopt the reimbursement resolution as presented.

**1:31:09.7 Madam Chair:** Thank you, Ms. Hahn. Any questions from members? Mr. Stonehill, any

questions, sir?

**1:31:18.6 J. Stonehill:** No questions.

**1:31:19.0 Madam Chair:** Alright, then. Do I have a motion?

**1:31:23.7 R. Granger:** Move to adopt the reimbursement resolution as presented.

**1:31:27.6 C. Binder:** Second.

**1:31:28.4 Madam Chair:** Any further discussion? Very well, I'm gonna need a roll call vote on this. And for the record, if the clerk will note Mr. Bueche as absent on the resolution, please. Mr. Granger?

**1:31:42.1 R. Granger:** Aye.

**1:31:42.9 Madam Chair:** Ms. Binder?

**1:31:43.8 C. Binder:** Aye.

**1:31:44.7 Madam Chair:** Mr. Stonehill?

**1:31:46.8 J. Stonehill:** Aye.

**1:31:47.1 Madam Chair:** Chair votes, Aye. Motion carries. Thank you, Ms. Hahn.

**1:31:51.1 D. Hahn:** Thank you.

**1:31:52.3 C. Miller:** If I could just add an addendum on this. No change to anything, but just to re-emphasize that this is like a positioning effort. This is something that you will be able to utilize possibly in the future. If you remember, your CIP has some major projects that this community needs, and this is essentially a tool that you'll have the opportunity to utilize when the time comes. And having it on the books now is something that will be advantageous to it. It is not committing yourself to anything other than you have a tool that you can use when the time comes. I just wanted to make sure, so that people don't think that you're spending all kinds of money.

**1:32:39.6 Madam Chair:** Thank you, Mr. Miller. And thanks for putting that out there and for your work and Ms. Hahn's work, and working with Davenport to bring this forward to us so quickly. Thank you, thank you very much. Alright then, we'll move on to 11-10, Department of Parks and Recreation, American Rescue Plan, Travel Tourism and Outdoor Recreation, Competitive Tourism Grants. Welcome back, Mr. Clarke.

**1:33:04.9 C. Clarke:** Good evening again, Madam Chair, members of the board. Tonight, I ask for your support for applying for an American Rescue Plan, EDA, Travel Tourism Outdoor Recreation Grant. As part of the American Rescue Plan, the US Economic Development Administration was awarded \$240 million to, "Help communities that have been hardest hit by challenges facing the travel, tourism and outdoor recreation sectors to invest in infrastructure, workforce or other projects to support the recovery of the industry, and economic resilience of the community in the future."

These grants are currently being accepted on a rolling basis for the suggested deadline of March 15th, 2022. Barnesfield Park Sports Tourism, excuse me... Current snapshot of the Sports Tourism hosted at Barnesfield Park in 2021. One Nation's Softball is our most frequent tournament sponsor. In June of 2020, we were one of the first jurisdictions to re-open to softball tournaments. One Nation was that tournament director and continue to use our facilities on a regular basis. This year they have held, or will hold, 12 days of tournaments while working around the schedule of King George Little League. So if you go to Barnesfield during the fall and the spring, that park is continuously in use on weekends.

This year we also hosted the Little League baseball nine to 11-year-old state tournament. Earlier this year, Mr. Jim Roberts presented a very thorough report on the success of that event, and the needs that park has for hosting larger events in the future. In the capital improvement plan that was just approved, Barnesfield Park lighting was included. The monies approved tonight for next year are... For this year, are retrofit of obsolete lighting on field A. For FY '24, Parks and Recreation continues to recommend adding the lightings to fields B and C, to enhance both sports tourism opportunities as well as local leagues and programs. King George's Parks and Recreation recommends applying for a grant for \$900,000 for both segments of the project.

The reason why comes from the frequently asked questions on the EDA website. "EDA expects to fund at least 80% of project costs through the competitive tourism grants. EDA may increase the federal share up to 100% on a case by case basis, depending on whether circumstances of the proposed project warrant a federal share in excess of 80%, including whether the applicant has exhausted its effective taxing or borrowing capacity, the extent of the economic impact of the Coronavirus pandemic on the regions travel, tourism and outdoor recreation, or whether the region meets other thresholds for elevated need based on the relative economic distress of the region. Projects providing higher levels of match may be more competitive." In putting these two projects together, we would have approximately 33% of the match, which should make our project more competitive. I'm happy to answer any questions.

**1:36:01.8 Madam Chair:** Thank you, Mr. Clarke. Mr. Stonehill, I'll start with you.

**1:36:11.6 J. Stonehill:** Thank you for the presentation. Mr. Clarke, it looks like... what you need to get some of this, the games and the... Thank you for your presentation.

**1:36:30.7 Madam Chair:** Mr. Stonehill, can you speak up, sir? We heard you acknowledge and thank Mr. Clarke, but we really couldn't make out anything after that.

**1:36:45.2 J. Stonehill:** I'm saying thank you, and I had no further questions.

**1:36:49.5 Madam Chair:** Thank you, Mr. Stonehill. Mr. Granger? Ms. Binder? Alright then, do I have consensus of the board to allow staff to go ahead and apply for this funding?

**1:37:04.9 R. Granger:** Sure, do we need a motion or is it just consensus?

**1:37:13.2 Madam Chair:** Why don't we go ahead and have a motion, only because there might be a funding obligation for a match that is gonna be written in the application. So let's go ahead and have a motion, please.

**1:37:24.1 R. Granger:** Move to authorize staff to apply for a American Rescue Plan, Travel Tourism and Outdoor Recreation, Competitive Tourism Grant for ball field lighting at Barnesfield

Park.

**1:37:35.3 C. Binder:** Second.

**1:37:37.4 Madam Chair:** Any further discussion? All those in favor, say aye.

**1:37:42.0 C. Binder:** Aye.

**1:37:42.5 R. Granger:** Aye.

**1:37:43.2 J. Stonehill:** Aye.

**1:37:45.7 Madam Chair:** Chair votes aye. Motion carries. Thank you, Mr. Clarke.

**1:37:48.2 C. Clarke:** Thank you very much.

**1:37:51.0 Madam Chair:** Alright, 1111, County Administration, Appointment of county attorney.

**1:37:57.0 C. Miller:** I believe that the current county attorney is gonna handle this, if that's okay.

**1:38:02.8 M. Britton:** Thank you, Mr. Miller.

**1:38:04.5 Madam Chair:** Mr. Britton, are you on the line, sir?

**1:38:08.9 M. Britton:** Is that okay, Madam Chair?

**1:38:09.2 Madam Chair:** Yes sir, thank you.

**1:38:11.7 M. Britton:** As you know, I informed the board, I think it was on the beginning of June, that I intend to retire from county attorney and step down as of the end of this year, and from local government law in general as well. The board conducted a comprehensive search, and applications were made, interviews were held, and y'all selected a Ms. Kelly Lackey, who's the deputy in Chesapeake, and comes with great knowledge of King George County as well as copious local government experience as both a judicial clerk as well as a local government attorney. You all negotiated and she has executed a contract of employment beginning on November the 15th, next Monday, 2021. That appointment is indefinite by law, and of course will require that you can only have one county attorney rescind my appointment as of that date as well. So the order of things tonight would be to accept and authorize county administrator to execute, or for one of the board members to execute, the contract of employment with Ms. Kelly Lackey as of November 15th, 2021. There is one correction that had to be made, the relocation stated a 2021 date; I think that got made, Mr. Miller was checking, but if not, it would be to accept the contract as presented with the amendment that the relocation year date be changed from 2021 to 2022, 'cause it's a marked relocation.

The next order, if there were a motion, would be to move to adopt the resolution and appointment of Ms. Lackey as county attorney on 11/15/2021, and there's a short resolution and appointment that I have presented to the board. And then the next motion would be to, as of midnight on November 14th, 2021, rescind my appointment and appoint me as a counsel to the board through December the 26th, 2021, to ensure the smooth transition and continuity of services of the position of county

attorney. So, that being said, Madam Chair, the first order of business would be to accept the contract of employment with the county attorney, Ms. Kelly Lackey, beginning November 15th, 2021, as amended.

**1:41:14.6 R. Granger:** So moved.

**1:41:17.0 C. Binder:** Second.

**1:41:17.2 Madam Chair:** Any further discussion? All those in favor say... That one is the agreement, correct? So I don't need a roll call. I only need a roll call on the resolution, right, sir?

**1:41:32.0 M. Britton:** Correct.

**1:41:32.5 Madam Chair:** Okay, yep. All those in favor say aye.

**1:41:34.5 C. Binder:** Aye.

**1:41:35.0 R. Granger:** Aye.

**1:41:35.4 J. Stonehill:** Aye.

**1:41:36.1 Madam Chair:** Chair votes aye, motion carries. Next motion, sir.

**1:41:42.8 M. Britton:** Yes, the next would be to adopt the resolution and appointment of Ms. Kelly Lackey as county attorney beginning November the 15th, 2021. And in short order, I presented the resolution appointment and it reads, "Whereas, the Board of Supervisors of King George County finds that on October... In October of 2021, Ms. Lackey accepted employment as county attorney and related duties and appointments, and that county now finds it in the best interest of the citizens to appoint Ms. Kelly Lackey as county attorney beginning November the 15th, 2021, and that she shall faithfully discharge all of those duties, providing timely, competent, comprehensive legal advice and services to the board and to the county's departments, boards, commissions and authorities as assigned or required under law and by the rules of ethics and professional responsibility." And that I think is in progress. And so you would need a motion, second, and a vote.

**1:42:43.1 R. Granger:** So moved.

**1:42:45.5 Madam Chair:** Do I have a second?

**1:42:46.5 C. Binder:** Second.

**1:42:47.8 Madam Chair:** Any further discussion? Alright, so I need a roll call on this, please. Mr. Stonehill?

**1:42:56.1 M. Britton:** Yes.

**1:42:57.2 R. Granger:** Is that Mr. Stonehill?

**1:42:58.7 Madam Chair:** No, that was Mr. Britton saying, "Yes, you need a roll call." Mr. Stonehill?

**1:43:04.3 J. Stonehill:** Aye.

**1:43:04.4 Madam Chair:** Thank you, sir. Mr. Granger?

**1:43:05.9 R. Granger:** Aye.

**1:43:06.4 Madam Chair:** Ms. Binder?

**1:43:07.8 C. Binder:** Aye.

**1:43:08.2 Madam Chair:** And the clerk shall note Mr. Bueche as absent. The chair votes aye and the motion carries unanimously. And, sir, just staff listening perhaps upstairs, know that I will be upstairs immediately following the meeting to sign all of the paperwork, so that Ms. Lackey can make whatever notifications she needs to first thing in the morning. Thank you very much, Mr. Britton, for...

**1:43:36.8 M. Britton:** I think that... Yeah there's...

**1:43:40.0 Madam Chair:** Oh, on the last one. You're right, sir. Appointing... Two more, yep.

**1:43:44.2 M. Britton:** Two other motions.

**1:43:44.6 Madam Chair:** Sorry I was... Got lost there. The one with regard to rescinding your appointment as county attorney at midnight on November...

**1:43:55.8 M. Britton:** And appointing me as counsel. You can do it in the same motion.

**1:44:00.4 Madam Chair:** Renaming you as counsel...

**1:44:00.5 M. Britton:** It's in the county appointment. Sorry.

**1:44:02.4 R. Granger:** Was it midnight of November 14th?

**1:44:06.3 M. Britton:** You can rescind the appointment as county attorney as of midnight, November 14th, 2021, and appoint me through 12/26/2021 as of counsel to the board.

**1:44:18.8 R. Granger:** 12/26?

**1:44:22.7 Madam Chair:** Yes.

**1:44:23.9 M. Britton:** In order to ensure the motion... In order to ensure smooth transition and continuity of services of county attorney.

**1:44:33.1 R. Granger:** I move to rescind Mr. Matt Britton as county attorney effective midnight, November 14th, 2021 and to appoint him as counsel to take effect November 15th, 2021 through

December 26th, 2021.

**1:44:54.3 C. Binder:** Second.

**1:44:57.8 Madam Chair:** Any further discussion? All those in favor, say aye.

**1:45:01.6 C. Binder:** Aye.

**1:45:03.6 R. Granger:** Aye.

**1:45:05.3 Madam Chair:** Chair votes aye, motion carries. Yes, Mr. Britton?

**1:45:09.2 M. Britton:** Madam Chair, I just wanted to let you know that things were already filling up for Ms. Lackey and I'll be there obviously to go around and introduce you to everybody, and we have several appointments including with Ms. Hart and others that are here tonight throughout the course of next week and introduce her and ensure that she's up-to-speed going forward. Given that, I would ask for you to consider one last motion, which is to remove the former deputy attorney, county attorney, and appoint Ms. Kelly Lackey to the...

**1:45:49.0 Madam Chair:** Redistricting Committee?

**1:45:53.9 M. Britton:** I can't remember the exact name of the board.

**1:45:55.0 Madam Chair:** The Redistricting Committee, sir?

**1:45:57.4 M. Britton:** Yeah, committee, I'm sorry. It's not a board, that's why. Yeah, the Redistricting Committee, yes ma'am. So that could be in one motion to remove former Deputy County Attorney, Ken Golski, who is no longer here and appoint Ms. Kelly Lackey as of November 15th, 2021.

**1:46:21.5 R. Granger:** So moved.

**1:46:23.3 Madam Chair:** Any further discussion? All those in favor, say aye.

**1:46:26.3 C. Binder:** Aye.

**1:46:27.8 R. Granger:** Aye.

**1:46:28.2 Madam Chair:** Chair votes aye, motion carries. Thank you so much, Mr. Britton.

**1:46:34.1 M. Britton:** Thank you. I'll see you all next week.

**1:46:37.1 Madam Chair:** Have a goodnight. Alright, 11-12 County... No, we just did that one. Sorry. 11-13, county administrator's report, Mr. Miller.

**1:46:47.7 C. Miller:** While we're waiting, I'm just gonna tell you one thing. Between 11:00 and 11:59, on Sunday the 14th, I am gonna wear Mr. Britton out in terms of requests for work. So be ready, Mr. Britton. Okay, so the first item on the county administrator's report is Native American

Heritage Month. We have the representative here. Thank you for enduring the meeting, it's actually a short one, but you go ahead.

**1:47:26.0 Madam Chair:** Welcome Ms. Jane Van Valseh. Did I say your name right, ma'am?

**1:47:29.2 Jane Van Valseh:** Yes.

**1:47:29.9 Madam Chair:** I haven't seen you in a while. It's very good seeing you. Thanks for coming out this evening.

**1:47:33.1 J. Van Valseh:** Thank you for having me. I just wanted to, on behalf of the tribes here associated with King George County, which is the Rappahannock and the Patawomeck tribes, to thank the county for honoring them during the month of American Indian Heritage Month. I really appreciate it. Thank you.

**1:47:55.9 Madam Chair:** Thank you, ma'am. And so the reason we put this on here was, the request did come in after the board packet had been published, but we did follow the procedures in the bylaws, and I asked that it be distributed to all members before the meeting. It was emailed... Yeah, I believe it was emailed several days ago, wasn't it, Mr. Miller?

**1:48:15.5 C. Miller:** Yes.

**1:48:16.2 Madam Chair:** Yep. I think at the end of last... I think it was Friday, perhaps.

**1:48:21.6 C. Miller:** I believe that's correct.

**1:48:22.2 Madam Chair:** Yep. So, do I have a motion?

**1:48:36.0 R. Granger:** I move to adopt the Native American Heritage Month proclamation as presented.

**1:48:41.3 C. Binder:** Second.

**1:48:43.3 Madam Chair:** Any further discussion? Did you say something, Mr. Stonehill? Okay, sorry about that. All those in favor, say aye.

**1:48:57.1 C. Binder:** Aye.

**1:48:57.8 R. Granger:** Aye.

**1:48:58.8 Madam Chair:** Chair votes aye, motion carries. Thank you, ma'am.

**1:49:04.6 C. Miller:** Other items on the administrator's report. One is the Coastal Resiliency meeting, which is spoken about earlier on the 25th of October. My staff and I will meet and we'll talk about what kind of funding projects we might have the ability to get considered. I know with the most recent flooding incidents and high water that we did run into, that's gonna be something that we want to... We definitely would wanna pay attention to. I know that there are people that have had private related concerns, and there is a category that those folks can qualify for some

funding to do some improvements to their property, I believe that that was mentioned at the meeting. And so one of the things that we'll do is work with some of those folks, just making sure that they're getting the answers that they need to get through the Coastal Resiliency program officials.

COVID update, I believe you have that at your desks. We've obviously seen some good things with the current active cases or 109, kinda holding steady there. There were two new cases... Or excuse me, six new cases in King George County. The positivity rate has gone significantly down. It's down sitting at 7.5. So, we're below the Rappahannock Area Health District's number of 9.5. One of the more positive things that obviously this is showing in this report is that our transmission level has moved to a moderate level, and we were at substantial at one time. We still continue to meet as a staff, we meet on a... We now kinda backed it off to a every two weeks timeframe. We're monitoring any employees that individually have been exposed or who have family members or contacts that they have responsibility for who are also being exposed. So, I unfortunately, I do not have the numbers for the schools, but the last time we checked, those numbers were drastically different from the beginning of the school year. I think it good... Another fact of that this just is showing is the number of vaccinated folks 57.3%, which is good. And again, just to try to keep you informed of everything.

The other item on there is the Fredericksburg Regional Industrial Facilities Authority agreement, there should be a handout at your desk. I know that Nick Minor who is here is going to give you a little briefing on that, and he has been working with Matt Britton on the overview of the agreement, and so I'll let Nick go ahead and present a little overview.

**1:52:31.0 Nick Minor:** Thank you Mr. Miller and thank you, Madam Chair and members of the board. So I'm not sure exactly what handout you guys have in front of you right now. I'm gonna assume it's the agreement, the by-laws and possibly the ordinance.

**1:52:44.3 C. Miller:** Yes.

**1:52:44.9 N. Minor:** Okay, does it have... Does it have the comments from the City Attorney and Mr. Britton on it? Because as of right now, that's where we stand. So, the city did provide their comments on the agreement, I believe the ordinance and the bylaws as well. I had no comments on what the city provided. I'm not sure what Mr. Miller stands on, I don't wanna speak for him. But I do have updated information from the city, so I attended their October 26 work session and they unanimously approved to move forward in entering a refill agreement with us if we so choose. At this point, if we are ready to move forward with it, we could go through the process of adopting the ordinance. So, they will be bringing this to their city council for the November 23rd meeting to get that motion as well, to begin adopting it. So at this point, I'll just take any questions that you guys may have on...

**1:53:48.5 Madam Chair:** So Mr. Britton, can you answer this question perhaps? Are you still online? Mr. Miller, do you know if this version that we've been presented, this reflects the back and forth, 'cause I know I was copied on an email, that it went to Fredericksburg city attorney, and then it went to Mr. Britton, and it was coming back to us and that you were gonna bring it to us, so is this...

**1:54:22.4 C. Miller:** Right, this is... To my knowledge, this is the final document that Mr. Britton gave, based on the work at Nick and Mr. Britton had had on this, which I assume would include the latest revisions from the city of Fredericksburg? Is that correct?

**1:54:39.2 N. Minor:** That's correct.

**1:54:42.5 C. Miller:** Okay.

**1:54:42.5 Madam Chair:** And that was my understanding as well, I just thought I'd put that out there 'cause there was a question about what version we had. So, given that it's for adoption of an ordinance, we need to move to authorized staff to advertise a public hearing.

**1:55:05.1 N. Minor:** I move to authorize staff to the advertise public hearing for the RIFA agreement with Fredericksburg.

**1:55:10.4 C. Binder:** Second.

**1:55:11.8 Madam Chair:** Any further discussion? All those in favor, say aye.

**1:55:20.3 C. Binder:** Aye.

**1:55:20.8 R. Granger:** Aye.

**1:55:21.3 Madam Chair:** Chair votes aye motion carries.

**1:55:25.1 C. Miller:** We can put this on the December 7th meeting. I don't think... I mean since most of the work is done. So, we'll have this ready for December 7th.

**1:55:34.4 Madam Chair:** Yep, and thank you to you, Mr. Minor and Mr. Britton for their work on this. We appreciate you seeing it through. I know Mr. Minor, you've had a lot of back and forth with the other localities, and I think this is your third time here speaking to us about it, so thank you very much for persevering. I think it could be a useful tool, particularly given our regional economic development and it's shifts. Thank you.

**1:56:00.5 N. Minor:** Thank you. Chair.

**1:56:01.0 Madam Chair:** Yes, sir. Mr. Miller.

**1:56:02.8 C. Miller:** Thank you. I would ask Chief Moody to come up if he could, and we're gonna tell you about a proposal for the New Dahlgren fire station. As Ms. Hart said, there's good news and there's bad news. But the... I'll let Mr. Chief Moody, tell us. And then would you just wanna stay up for the item that deals with the Birchwood power?

**1:56:33.7 Chief David Moody:** Yeah, yes sir. Absolutely. So Madam Chair, members of the board, just an update on the Dahlgren fire station, as you know, our big dilemma that we've had over the past decade has been finding a suitable and proper location in the Dahlgren area, not only just for having enough land, but having the right piece of property to strategically do the critical mission that our department does. So, we have looked at, I think the last time I counted was roughly about 15 different parcels of land over the past 13 years, and Dahlgren is a very challenging area to find a suitable location when you take in cost, transportation, wetlands. And it's been quite a challenge. Our last hurdle that we have underwent is the land that we were negotiating with the property

owner, they took a vote amongst their membership and their membership has decided to put it on hold indefinitely. So, it wasn't the news that we were certainly being told and that we were looking for. We were very optimistic. We've been in negotiations with that property owner for approximately close to two years. Strategically, it would be a very good location to service the entire Dahlgren Primary Response district. So, not good news to share, but it's the reality, and I've been working with Mr. Miller, I think we've shared some thoughts on plan B and next steps, and we're gonna be taking it from there in the days to come. Is that a pretty good overview or anything?

**1:58:43.6 C. Miller:** Yeah, I did wanna just mention that we're gonna start the process of forming some kind of a request for proposal to get an architect or to get a consultant that can assist the chief in this. He's been fighting this one and working hard on this, and I know Travis Quesenberry had told me the history of it, and we just need to... This is one of our major projects for the future, for 2023, I believe it's in the CIPs. So, we just need to get off dead center on this, and if there's some other alternatives out there, then by all means, let's start considering that opportunity. The chief has done a great job, and I can't imagine the level of patience that he's had dealing with this, and the length of time you've dealing with this.

**1:59:39.5 Chief D. Moody:** Right, and alright I think everybody's aware, you see our monthly reports, you see our annual reports. The county is getting busier every year. Every year, we're adding 100 or 200 more calls. The naval base has many different tenants, it's not just NSWC, there's many different tenants and we'd like to get off Dahlgren Road. And another thing that we get questions from time to time, well why won't you just add on to what you have? And the answer to that is, is that we cannot change the footprint of that building, not by one square foot. In fact, we couldn't build that same facility if we wanted to build it today in that same location, we wouldn't be allowed to. When you take in the setback requirements, the RPAs, the VDOT improvements, the stormwater retention, you couldn't do it. So certainly open-minded if you have any thoughts you'd like to share as we continue to go down this journey, I'm... Certainly send it to me. Thank you. Mr. Miller had asked me to provide an update and just a little overview, I think everyone is fully aware that the Birchwood Power Facility is offline and it's been under the demolition process. And just I wanted to share, I do have permission with the Birchwood Power Leadership to show what I'm getting ready to show and if Chris can, if you can, yes, sir, if you can pull it up. We have been involved, myself and our Fire and Rescue Department have been actively engaged and in constant communication with Birchwood Power, their leadership team, but particularly three phases of the demolition process, and the most recent one was last Thursday, November the 4th. When the building structure implosion along with the boiler implosion, they referred to it as the boiler, but it was essentially the building around the boiler. A big part of the power plant was the boiler. And so we'll show that when it comes up, while Chris is pulling that up, the second phase that we had was on October 21st. Okay, I'll stop here and we can go ahead and play that, Chris. This is from our department, little UAV drone footage.

And just to mention, as that is being shown, 30 seconds of progress here actually is months of planning. So, there's a lot involved into that, we have to review the blast permit. We have to receive all the documentations and licenses, and it's a lot of safety and precautions that are taken in doing, using explosives and doing implosions, such as that. The dust cloud, the winds were blowing to the south west that day, which is pretty unusual, but you can see that was probably about 10, 15 minutes after... About 10 minutes after the implosion, but they went over the Rappahannock River. We were in constant communication with the businesses in the industrial park, we were in communication with Sealston Elementary School. We sent out several KG alerts to just notify the public, you may hear bangs and noises and things like that. The last one, if you could go to the

picture, Chris please, was... The previous one was October 21st, and this was what they referred to as a steam drum drop. This is one that we were in communication with and the picture is a very deceiving. This cylinder is about as long as this room, it's nine stories high, and it weighs 138 tons. And that had to be dropped and couldn't be... Chris, I don't know if you can scroll up or zoom out or... Yeah, that will work. So, the steam drum was actually... Is actually this piece right here, looking at it from ground level and it goes up around here, but this is about as long as this room, as I said, 138 tons, nine stories in the air. And so that had to come down and there had to be a lot of precautions taken in place for that. And then the first demolition part was the chimney stack on June 24th. I think everybody is fully aware of that and reviewing safety plans and procedures, I can tell you I've worked with Birchwood Power for many, many years. They have always pride themselves in having, in taking safety very, very seriously, and certainly they have a lot of... They have some future plans for the site and what they're looking to do, and they're working with the county and the state and everyone on that. But this has been a good, good participation and partnership with them and looking to hopefully continue that, and if there's any questions, I'm happy to answer.

**2:05:45.9 Madam Chair:** Mr. Stonehill did you have any questions?

**2:05:52.1 J. Stonehill:** No questions.

**2:05:58.1 Madam Chair:** Alright, thank you Chief.

**2:06:00.5 Chief D. Moody:** Thank you.

**2:06:00.6 Madam Chair:** Mr. Miller.

**2:06:01.7 C. Miller:** I just wanna say thank you to the Chief and his crew. They did a great job of working with the Birchwood folks. Obviously we had some earlier concerns, but I think it was back in early September, and very proactive in terms of their efforts to coordinate with them, so I appreciate the work. I think I had one other item on there, Chris is it coming up? And I think it was to do with the employee lunch, the date, we have the 14th, 15th and 16th of December as available. So, you all just need to give us the... Which one you wanna choose?

**2:06:52.4 Madam Chair:** So, I'll poll the board. Any of those dates do not to work for my colleagues for lunch, for the holiday luncheon.

**2:07:00.1 R. Granger:** 16th would probably be the hardest for me.

**2:07:01.4 Madam Chair:** The hardest. Okay, so the 14th or out of the 14th or 15th, Mr. Stonehill are any of those days bad for you sir?

**2:07:23.4 Madam Chair:** Mr. Stonehill, can you still hear us?

**2:07:33.9 C. Miller:** Is he on? Is he on? Well, certainly...

**2:07:39.4 Madam Chair:** So, it looks like the 14th or 15th, and then if you get something back from him saying... That helps you narrow which one that's fine, I guess that would work.

**2:07:52.3 R. Granger:** Yeah, either day is fine.

**2:07:53.1 Madam Chair:** Yeah.

**2:07:53.3 R. Granger:** If we wanna pick one though that's... Do you wanna pick one of it's either day. Just say it.

**2:08:00.1 Madam Chair:** You wanna do Monday the 14th?

**2:08:02.4 R. Granger:** It would be Tuesday the 14th or Wednesday the 15th.

**2:08:05.1 Madam Chair:** I'm sorry, right.

**2:08:05.3 C. Miller:** How about we do Wednesday the 15th?

**2:08:07.1 R. Granger:** Sounds good, I like it.

**2:08:09.5 Madam Chair:** Wednesday, yep.

**2:08:10.8 C. Miller:** I think I had one more item on there, and but we may have covered it already, was the... No, it was the Board of Equalization. Is there any... Does anybody have anybody? I don't, Ms. Cupka, you had somebody you wanted to recommend?

**2:08:25.4 Madam Chair:** I sent you an email already.

**2:08:26.7 C. Miller:** Yes, and I've already started that process of...

**2:08:28.8 Madam Chair:** Awesome.

**2:08:29.4 C. Miller:** Alright, so that's it.

**2:08:32.3 Madam Chair:** Alright, with that, I will entertain a motion to adjourn.

**2:08:37.9 R. Granger:** I move to adjourn until November 23rd, 2021 at 6:30 PM in the Board Room.

**2:08:44.7 Madam Chair:** All those in favor say aye.

**2:08:45.7 C. Binder:** Aye.

**2:08:47.1 R. Granger:** Aye.

**2:08:47.4 Madam Chair:** Chair votes aye. Motion carries, we are adjourned.