

MINUTES
BOARD OF SUPERVISORS
COUNTY OF YORK

Regular Meeting
May 16, 2023

6:00 p.m.

Meeting Convened. A Regular Meeting of the York County Board of Supervisors was called to order at 6:01 p.m., Tuesday, May 16, 2023, in the Board Room, York Hall, by Chairman Thomas G. Shepperd, Jr.

Attendance. The following members of the Board of Supervisors were present: Walter C. Zaremba, Sheila S. Noll, W. Chad Green, G. Stephen Roane, Jr., and Thomas G. Shepperd, Jr.

Also in attendance were Neil A. Morgan, County Administrator; Mark L. Bellamy, Jr., Deputy County Administrator; Brian Fuller, Assistant County Administrator; Richard E. Hill, Jr., County Attorney; and Diane C. Ingram, Senior Administrative Coordinator.

Invocation. Ms. Megan Peters, York County Youth Commissioner, gave the invocation.

Pledge of Allegiance to the Flag of the United States of America. Chairman Shepperd led the Pledge of Allegiance.

PRESENTATIONS

2023 OUTSTANDING YOUTH AWARDS

Chairman Shepperd commended the recipients of the Outstanding Youth Awards in the categories of Courage, Compassion, Community Service, and Overall Achievement. He explained the application process whereby students were nominated, and the composition of the Selection Committee that chose the winners. He stated that each winner receives an engraved Jefferson Cup and a \$1,000 educational scholarship, which can be used in post-high school studies.

Board members then gave a brief summary of the individual award recipients, played a video of each, and personally presented the respective awards as follows:

- Community Service Award: Gavin Peters
- Compassion Award: Elise Hoglund
- Courage Award: Nathaniel Lambright
- Overall Achievement Award: India Givens

Chairman Shepperd congratulated each recipient and thanked their nominators.

YORK COUNTY YOUTH COMMISSION (YCYC) QUARTERLY UPDATE AND COMMENDATION OF THE 2022-2023 YOUTH COMMISSIONERS

Mr. Thomas Shriner presented the final quarterly report for the York County Youth Commission (YCYC) for the 2022-2023 school year, which highlighted the following information and events:

- The YCYC motto is Your Community – Youth Community.
- The goals of the Commission are to participate and offer community service opportunities, conduct student surveys, and contribute to the common good of the community.

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- Dr. Victor Shandor, York County School Superintendent, spoke at the YCYC April meeting, at which time he provided an informative presentation on the School Division, its challenges, and its successes.
- At the YCYC May meeting, Mr. Brien Lee, the 911 Systems Administrator, provided a tour of the 911 Call Center and explained its operation.
- The Grafton High School Youth Commissioners provided the teachers with much-needed school supplies to show their appreciation for all they do for York County youth.
- From April 18 to April 21, each of the high schools in York County hosted the Annual York County School Division Town Hall Meetings. At these meetings, YCYC members posed a list of questions, submitted by the student body, to members of the Board of Supervisors and School Board.
- Earlier this spring, the YCYC sponsored a Spring Movie Night at Bruton High School to which all York County students were invited to see *Spiderman No Way Home* on Bruton's practice field.
- At the Pirates Market held at the waterfront, YCYC members had fun while helping children make pirate ships.
- The YCYC members chaperoned a recent Skate, Rattle, and Roll event at Dare Elementary School, where everyone had a wonderful time.

Mr. Shriner stated that the applications for the 2022/2023 Outstanding Youth Awards were excellent and numerous, which made the decisions by the Award Committee very difficult. He congratulated the 13 seniors on the current YCYC roster who would be graduating shortly. He thanked Board Supervisor, Mr. Roane, for his excellent leadership series, Ms. Lisa Hanks, Recreation Supervisor II, and Mr. Scott Hendricks, Recreation Supervisor I, for their dedication to and support of the YCYC. In conclusion, he recognized each member of the YCYC by name and their respective district.

Chairman Shepperd stated that it was his great pleasure, on behalf of the entire Board, to recognize the members of the York County Youth Commission. He asked that the YCYC members come forward and meet Board Member Roane at the dais.

Mr. Roane, Board of Supervisors' liaison to the YCYC, stated that he had truly enjoyed the time he has spent with the YCYC and commended each of them for their hard work and dedication to the schools and their community. He then distributed the resolutions to each YCYC member, commending them for their service to their community, schools, and peers.

YOUTH LEADERSHIP ACADEMY

Mr. Brennan Thaler, representing the Youth Leadership Academy, a community-based program in York County and Poquoson that helps develop leadership skills in middle school youth, came forward and asked the youth participants to provide their brief presentations. Each member then addressed the Board, explaining how the program has helped them develop self-esteem, improve their social skills, and encouraged them to engage in activities with their peers.

Chairman Shepperd thanked the members of the Academy for speaking to the Board and commended them on their presentations.

CITIZENS' COMMENT PERIOD

Mr. Doug Holroyd, 103 Marina Point, Williamsburg – Mr. Chairman, Supervisors, by now you've each received your tax invoices in the mail. I thank you for the property tax invoice. It was a pleasant surprise to see a slight decrease. I may be the only one in the room, but I saw a rather large increase on my personal property tax bills. My vehicle taxes, one of them up by 26 percent, one of them up by about 10 percent. Now I may be the anomaly, I accept that, but I spoke with the Commissioner of Revenue's office yesterday at length, first to understand what the appeal process would be, which is outlined on the back of the tax form. There is no appeal process so that was pretty clear. When you speak to them, they tell you that the rate is set by the Supervisors and the assessment is from NADA and that's it. There's no further debate on that. So then we had a bit of a discussion on the 23 results versus 21. We had learned from Neil Morgan back in March that we could expect a four percent decrease below the 21 levels in the assessments that were prepared this year. The Commissioner's office felt that the number was much closer to a 20 percent increase. So they're still anticipating a fairly sizable surplus to

be generated this year based on a 20 percent increase over the 21 levels. My request to you is to reconcile the difference between the actual tax invoices that have been sent to our citizens versus the projected budget. Are we looking at a surplus. If we are, we need to be talking about a rebate. Again, that's my request. Thank you.

Mr. James Chapman, 130 Yorkshire Drive - I'm here to talk about the topic of the budget. I spoke previously before the meeting with Mr. Shepperd about a subject - if you'd like to find out what that's about, talk to him. But anyway, what I would like to say is that for the last budget, I made up a recommendation for I think five proposals for the County to consider. I think one of them is going to be acted upon because Mr. Shepperd spoke to that earlier about changing the period or the make of how you do the budget, lengthening it out so that there's probably dialogue between citizens and the County. The other one is - the last comment I'd like to make is, that I did make five recommendations and I think that dialogue between you and the citizens are imperative to the satisfactory establishment of a budget. And if you establish a quorum to look at the next year's process of the budget and you want citizen input, I'll volunteer for that. And I think that it should consider input from the citizens because they're the ones that are making the recommendation. You need to hear from them, what they expect of you. Now I did make five recommendations, there was not a dialogue between you and me about those, whether the pros and cons, do half of it, do all of it, or not at all. I'm going to formally request that I receive a response from the Board as to why they were not acted upon. Thank you very much.

Mr. Jacques van Montfrans, 228 Church Street - I live on Church Street, right around the corner from this building. As a long-time resident of York County, I feel very invested in my community. I was surprised to discover recently that while all York County employees - and district students, for that matter - are expected to adhere to codes of conduct, the Yorktown Board of Supervisors operates without such a code. You are unique among governing bodies of this region. The Gloucester, Mathews, and James City County Boards all have adopted codes of ethics, as have Newport News and Williamsburg. This startling fact prompted me to join York Citizens for a Code of Ethics, which I represent here tonight. You have the opportunity to do the right thing by establishing yourselves and future members with a code of ethics that sets a uniformly high standard of behavior for the Board. Such a code need not be punitive; rather, it would serve as a self-enforcing set of expectations that each Board Member would strive to honor. A majority of your constituents would likely agree that taking this action would instill greater public confidence in the way you handle business. On behalf of the York County residents that you collectively represent, the James City County Code of Ethics provides an excellent example of such a code. The preamble reads, "The citizens and businesses of James City County, Virginia, are entitled to have fair, ethical, and accountable local government, which has earned the public's full confidence for integrity. The effective functioning of democratic government requires that public officials, both elected and appointed, comply with both the letter and spirit of the laws and policies affecting the operations of government; that public officials be independent, impartial, and fair in their judgment and actions; that public office be used for the public good, not for personal gain; and that the public deliberations and processes be conducted openly, unless legally confidential, in an atmosphere of respect and civility." It goes on to formulate 18 more detailed expectations related to the preamble and each is required to sign the agreement annually. I've provided a copy of the code for each of you, and we would strongly urge you to draft a similar policy for this Board. It is the right thing to do. Thank you.

Since no one else wished to speak, Chairman Shepperd closed the Citizens' Comment period.

COUNTY ATTORNEY REPORTS AND REQUESTS

Mr. Richard E. Hill, County Attorney, introduced the new Assistant County Attorney, Sheree Konstantinou. He pointed out that she has several decades of legal practice on the Peninsula, including numerous years prosecuting violent crimes and advising the Hampton Chief of Police as Hampton's Deputy Commonwealth Attorney. Already, he noted that she has provided invaluable legal service to the County and is the primary legal advisor/representative to the Department of Social Services and Community Services.

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Ms. Konstantinou stated that she is very happy to be returning to York County, where she was originally sworn in as an attorney by Judge Jake Smith in the Juvenile Court. She added that it is a pleasure to be back in York County.

COUNTY ADMINISTRATOR REPORTS AND REQUESTS

Mr. Neil A. Morgan, County Administrator, stated that he provided an update on the Springfield Road Alternative Study in mid-April, and at Mr. Zaremba's request, he will provide the latest information. He explained that the County has hired a local environmental engineering company to perform this study, which should be drafted sometime in late June. He stated that an update on this matter should be provided to the Board no later than July. On another significant matter of which the Board has been apprised, he stated that the County is working on the consolidation of James City County with the York County, Poquoson, and Williamsburg 911 Center. He noted that the James City County Board of Supervisors has taken action on this matter and has authorized their County Administrator to work with him to prepare an agreement for the Board's formal consideration. Prior to this consideration, Mr. Morgan stated that there are numerous important matters to be considered and resolved, such as fair treatment of employees that would be shifting from James City County to York County, and also ensuring that the one-time and ongoing costs associated with the consolidation are borne by James City County. If all goes well, he stated a proposal for the Board's consideration should be presented at the June 6th meeting.

Mrs. Noll stated that shifting employees from one jurisdiction to another must be difficult to ensure that everyone is treated fairly.

In response, Mr. Morgan stated that James City County has not taken exception to anything that we have proposed or asked. However, defining fairness can be a challenge, especially when considering policies, procedures, and pay scales, although they are not radically different. In addition, he noted there were other issues to be resolved concerning technology, the 911 Center Facility, and health care. He explained that a County team, composed of representatives from the Emergency Communications Department, Human Resources, the Finance Department, the County Attorney, and more are working to address all of these issues.

RECESS

Chairman Shepperd called a brief recess at 6:57 p.m.; the meeting reconvened at 7:07 p.m.

PUBLIC HEARINGS

APPLICATION NO. UP-1006-23, HANS HOHLRIEDER. Resolution R23-76.

The matter was considered and **approved on a vote of 5:0**. A summary of the proceeding is below.

Mr. Timothy C. Cross, Deputy Director of Planning and Development Services, gave a presentation on Application No. UP-1006-23, Hans Hohlrieder to approve a Special Use Permit to authorize the establishment of an auto/light truck sales, rental, and service facility without bodywork or painting, to be located at 100 Ashby Park Drive. In conclusion, Mr. Cross stated that the Planning Commission considered this application on April 12, 2023, and subsequent to conducting a public hearing, at which two citizens spoke in support of the request, the application was approved on a 6:0 vote.

Mr. Zaremba asked if the staff had received any negative input regarding this request from the residents of the Arbordale townhouse community.

In response, Mr. Cross stated that early in the application process, he had received two emails from residents in the Arbordale Development expressing opposition to the request. The first email was from a resident stating that the dealership should be located in a commercial district. Mr. Cross stated that the subject property is zoned commercial and the resident expressed appreciation for the clarification. The second email came from a couple who were opposed to the dealership until they met with the applicant and afterward spoke in favor of the

application at the recent Planning Commission meeting. He added that in the past two weeks, he received phone calls from three James City County residents who reside on the other side of Mooretown Road who either expressed opposition to or concern over the proposed dealership.

Mr. Zaremba then asked what the applicant's plans are for the site of their existing dealership located at the intersection of Second Street and Parkway Drive.

Mr. Cross stated that the current location of the business is in Williamsburg, and the applicant is not the owner of the property, only the lessor.

Mr. Roane expressed concern over how to maintain an appropriate separation between the proposed business and adjacent residential areas.

Mr. Cross pointed out that he had failed to mention earlier that he had also received emails from two directors of the Arbordale Homeowners Association expressing support for this application. He also noted that development of the Arbordale community has now been completed. Regarding segregation of the business and residential areas, he stated that a 35-foot landscaped buffer will be established on the south side of the subject property, which will meet the Zoning Ordinance's landscape planting ratios, a prescribed mix of trees and shrubs. In addition, he noted that a 45-foot buffer with landscape plantings will be established adjacent to the James City County side of the site, and the front yard will also be landscaped pursuant to the Zoning Ordinance's prescribed planting ratios. Moreover, he stated that the service bay door of the new facility will be visually screened and there will be a 30 to 35-foot transitional buffer on the Arbordale side with an additional 14-and-a-half-foot buffer on the auto dealership side. In conclusion, he noted that on both the south and east sides of the site, a 6-foot opaque privacy fence will be installed.

Mr. Roane asked how noise pollution from the dealership will be addressed.

In response, Mr. Cross stated that all of the work will be performed indoors during daylight hours and that the dealership does not use outdoor speakers or paging systems.

Mr. Greg Davis, Attorney representing the applicant, Mr. Hans Hohlrieder, stated that Mr. Cross had provided an excellent overview of the application. He stressed, however, that the two entrances to the new business will be off of Ashby Park and that the plantings along the 45-foot buffer adjacent to Mooretown Road will be enhanced and maintained. Since the applicant will be adding 14 more feet to the existing 35-foot buffer to the Arbordale development, there will be no less than 50 feet from the property line to the nearest car parked on the dealership property, plus a six-foot fence will be installed along the south and east property lines of this site. He also noted that upon listening to the residents at Arbordale, they have moved the dumpster location from the earlier proposed southeast corner of the property in a westerly direction almost mid-way on the southern property line. In addition, after hearing other adjacent residential neighbors' comments, the fence was changed from opaque to solid. He pointed out that many of the Arbordale residents visited Mr. Hohlrieder at his current business address and asked him numerous questions relative to how he would run the business at the proposed new location. As a result of the changes made to the development and their interaction with Mr. Hohlrieder, they received many supportive emails, and no one spoke in opposition to the application at the Planning Commission meeting. Mr. Davis also stressed that delivery of vehicles is made during daylight hours, and late-night drop-off of vehicles will not occur. In conclusion, Mr. Davis stated that the proposed business use is consistent with longstanding zoning and the County's Comprehensive Plan.

Chairman Shepperd then called to order a public hearing on proposed Resolution R23-76 that was duly advertised as required by law and is entitled:

A RESOLUTION TO APPROVE A SPECIAL USE PERMIT TO AUTHORIZE THE ESTABLISHMENT OF AN AUTO/LIGHT TRUCK SALES, RENTAL, AND SERVICE FACILITY AT 100 ASHBY PARK DRIVE

There being no one who wished to speak concerning the subject application, Chairman Shepperd closed the public hearing.

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Mr. Green then moved the adoption of Resolution R23-76.

On a roll call the vote was:

Yea: (5) Zaremba, Noll, Green, Roane, Shepperd
Nay: (0)

APPLICATION NO. UP-1005-23, CLIFF'S AUTOMOTIVE LLC. Resolution R23-75.

The matter was considered and **approved on a vote of 5:0**. A summary of the proceeding is below.

Ms. Jeanne M. Sgroi, Management Analyst, gave a presentation on Application No. UP-1005-23, Cliff's Automotive to approve a Special Use Permit to authorize auto/light truck sales, rental, and service, limited to golf cart sales and service at 8427 George Washington Memorial Highway. In conclusion, Ms. Sgroi stated that the Planning Commission considered this application on April 12, 2023, and subsequent to conducting a public hearing, at which only the applicant spoke, the application was approved on a 6:0 vote.

Mr. Roane asked if the proposed business would service any golf carts or only those they sell and if they will test drive them on the site. Also, he asked if the battery-powered golf carts would present any emergency challenge to the County's Fire Department.

In response, Ms. Sgroi stated that she will defer to the applicant to respond to these questions; however, she noted that the application had been forwarded to Fire and Life Safety for their review, and they made no comment.

Mr. Green commented that it appears the applicant is having to jump through numerous hoops in order to sell only a few golf carts, and he asked if he would have to go through the same process again should he choose to sell lawnmowers.

In response, Mr. Cross stated that although he did not have the applicable ordinance with him this evening, he did not believe the applicant would have to follow the same approval procedure in order to sell lawnmowers.

Chairman Shepperd asked if the golf carts that will be sold are certified for use on VDOT (Virginia Department of Transportation) roadways and if they will be electric or gas vehicles.

In response, Ms. Sgroi stated that the golf carts will all be electric, but regarding VDOT certification, the applicant will have to respond.

The applicant, Mr. Richard Jenkins, 102 Broken Bridge Road, came forward in support of this request. He stated that he will also service golf carts that he does not sell, but all of the carts will be electric. He pointed out that the County Code allows these carts to be driven on roadways of 25 mph or less; however, their top speed is approximately 20 mph. He explained that he does not see how these carts would be a fire safety hazard as they have deep cycle batteries, no different than all the other golf carts that are used in the County within the prescribed speed limit. He explained that part of the business will be to train young techs on how to maintain electric engines since that is the future for all vehicles.

Chairman Shepperd asked where he thought most of the sales would be generated.

Mr. Jenkins stated that he believed most sales would come from the County's bigger neighborhoods, such as Kiln Creek, Coventry, Edgehill, and Marlbank.

Chairman Shepperd then called to order a public hearing on proposed Resolution R23-75 that was duly advertised as required by law and is entitled:

A RESOLUTION TO APPROVE A SPECIAL USE PERMIT TO AUTHORIZE AUTO/LIGHT TRUCK SALES, RENTAL, AND SERVICE - LIMITED TO GOLF CART SALES AND SERVICE - AT 8427 GEORGE WASHINGTON MEMORIAL HIGHWAY

There being no one who wished to speak concerning the subject application, Chairman Shepperd closed the public hearing.

Mrs. Noll then moved the adoption of Resolution R23-75.

On a roll call the vote was:

Yea: (5) Noll, Green, Roane, Zaremba, Shepperd
Nay: (0)

SIX-YEAR SECONDARY SYSTEM IMPROVEMENT PROGRAM – FY 2024 THROUGH FY 2029.
Resolution R23-77.

The matter was considered and **approved on a vote of 5:0**. A summary of the proceeding is below.

Mr. Timothy C. Cross gave a presentation on the Six-Year Secondary System Improvement Program – FY 2024 through FY 2029 to approve a Project Priority Listing for Secondary Road Construction for the six-year period FY 2024 through FY 2029 and to approve a Construction Budget for FY 2024. In conclusion, Mr. Cross stated all of the preparatory work has been completed, the project is fully funded, and should be ready to commence by October 2023. He noted that once this project is initiated, the County can then focus on other smaller projects. In conclusion, Mr. Cross stated that the Code requires a joint County and VDOT public hearing on this application.

Chairman Shepperd then called to order a public hearing on proposed Resolution R23-77 that was duly advertised as required by law and is entitled:

A RESOLUTION TO APPROVE A PROJECT PRIORITY LISTING FOR SECONDARY ROAD CONSTRUCTION FOR THE SIX-YEAR PERIOD FY 2024 THROUGH FY 2029 AND TO APPROVE A CONSTRUCTION BUDGET FOR FY 2024

There being no one who wished to speak concerning the subject application, Chairman Shepperd closed the public hearing.

Mr. Roane then moved the adoption of Resolution R23-77.

Chairman Shepperd opened the floor for Board discussion.

Several Supervisors commented that they were happy to see this project finally come to fruition because it would free up funds that may be used for additional sidewalk and trail projects.

On a roll call the vote was:

Yea: (5) Green, Roane, Zaremba, Noll, Shepperd
Nay: (0)

MATTERS PRESENTED BY THE BOARD

Mr. Green stated that he and Chairman Shepperd attended ribbon-cutting ceremonies for two new businesses in the County, Worley's Home Services and Dodd RV, both of which are located on Route 17. He wished them great success with their respective business.

Mrs. Noll stated that she truly enjoys each year when the York County youth are recognized for their character and achievements. She stressed their importance as our future leaders and noted how fortunate the County is to have such fine young people. In addition, she pointed out that the Juried Art Show held last weekend at the Waterfront marked the tenth anniversary of this special event and she wished them much success in their future events.

Mr. Zaremba stated that he had mentioned earlier to Mr. Morgan that he was going to comment on the Springfield Road situation. He stated that he was very pleased to learn this evening that the County has entered into a contract with an engineering firm to study the situation to determine its proper resolution. He added that he hopes the study will be accelerated so the Board of Supervisors can decide how to best support the citizens who live along Springfield Road.

Mr. Roane commended the Social Services Department, the County Attorney’s Office, and the Community Services Department for their quick action when he recently alerted them of a potential homeless person in need of assistance. He stated that he and Mr. Morgan, over the past year, have discussed the possibility of securing some open green space in the County for future uses while the property is still available. He added that he would like to take this matter to the next level as soon as possible. Mr. Roane explained that it has been a joy to celebrate our youth as we watch them grow and mature into fine young adults. However, he added that we need more opportunities to celebrate the victories of our youth and asked citizens to submit ideas on how we might do this moving forward. He stressed the need to provide our youth with more opportunities to excel.

Chairman Shepperd echoed Mrs. Noll’s earlier comments about the importance and the excitement associated with the growth and development of the County’s youth into tomorrow’s leaders. He stated that there are currently insufficient opportunities to celebrate our youth and welcomed suggestions from the public also on how we can help support and provide additional occasions for the positive development of our young people. He also concurred with Mr. Green’s earlier comments about the recent large number of ribbon cuttings for new businesses. He congratulated all of the new businesses, as well as all of those who have worked so hard to make their business a success. He also commended the Sheriff’s Department for the quick arrest of those individuals involved in the recent murder. He added that this is why he is so excited about the new Law Enforcement Building so that this department will have the space and the resources they need to keep our community and residents safe. He also stressed to residents that they need to be mindful of what occurs in their neighborhood and be ready and willing to report suspicious incidents to our Sheriff’s Office.

UNFINISHED BUSINESS – None.

CONSENT CALENDAR – None.

NEW BUSINESS – None.

CLOSED MEETING

At 8:08 p.m. Chairman Shepperd moved that the meeting be convened in Closed Meeting pursuant to Section 2.2-3711(a)(1) of the Code of Virginia pertaining to appointments to Boards and Commissions and the performance and salary of a specific public officer/appointee/employee.

On roll call the vote was:

Yea: (5) Roane, Zaremba, Noll, Green, Shepperd
Nay: (0)

Meeting Reconvened. At 8:28 p.m. the meeting was reconvened in open session by order of the Chair.

Mr. Roane moved the adoption of proposed Resolution SR-1 which reads:

A RESOLUTION TO CERTIFY COMPLIANCE WITH THE FREEDOM OF INFORMATION ACT REGARDING MEETING IN CLOSED MEETING

WHEREAS, the York County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711.1 of the Code of Virginia requires a certification by the York County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the 16th day of May, hereby certifies that, to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (2) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed, or considered by the York County Board of Supervisors.

On roll call the vote was:

Yea: (5) Zaremba, Noll, Green, Roane, Shepperd
Nay: (0)

APPOINTMENT TO THE HISTORIC TRIANGLE BICYCLE ADVISORY COMMITTEE. Resolution R23-68.

Mr. Green then moved the adoption of proposed Resolution R23-68.

A RESOLUTION TO APPOINT A MEMBER TO THE HISTORIC TRIANGLE BICYCLE ADVISORY COMMITTEE

WHEREAS, Mark Suiter's term on the Historic Triangle Bicycle Advisory Committee will expire on June 1, 2023; and

WHEREAS, Mr. Suiter has indicated that he would like to seek reappointment;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the 16th day of May, 2023, that the following individual be, and are hereby, appointed to serve on the Historic Triangle Bicycle Advisory Committee for a term of three years, such term to begin June 1, 2023 and expire on June 30, 2026.

Mark Suiter

On roll call the vote was:

Yea: (5) Noll, Green, Roane, Zaremba, Shepperd
Nay: (0)

APPOINTMENTS TO THE COLONIAL COMMUNITY CRIMINAL JUSTICE BOARD. Resolution R23-74.

Chairman Shepperd then moved the adoption of proposed Resolution R23-74.

A RESOLUTION TO APPOINT MEMBERS TO THE COLONIAL COMMUNITY CRIMINAL JUSTICE BOARD

WHEREAS, on May 31, 2023, the term of Andrew Engemann will expire, and he would like to be reappointed; and

WHEREAS, Judge Wade Bowie has moved to the General District Court Bench, and it is necessary in order to comply with the *Code of Virginia* to appoint a new Judge to fill his vacancy; and

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WHEREAS, Juvenile and Domestic Relations Court Judge Brian Smalls has indicated that he is willing to fill the unexpired term and vacancy created by Judge Wade Bowie; and

WHEREAS, due to the resignation of Major Thomas West, a vacancy exists on the Board; and

WHEREAS, the York/Poquoson Sheriff's Office has requested that Captain Alan Sadler be appointed to fill the vacancy created by Major Thomas West's resignation;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this day 16th of May, 2023, that Andrew Engemann be, and is hereby, reappointed to the Colonial Community Criminal Justice Board for a term of three years, such term to begin on June 1, 2023, and end May 31, 2026.

BE IT FURTHER RESOLVED that Judge Brian Smalls be, and is hereby, appointed to the Colonial Community Criminal Justice Board to fill the vacancy created by the resignation of Judge Wade Bowie, for a term of three years such term to begin June 1, 2023, and end May 31, 2026.

BE IT STILL FURTHER RESOLVED that Captain Adam Sadler be, and is hereby, appointed to the Colonial Community Criminal Justice Board to fill the vacancy created by the resignation of Major Thomas West, such term to begin immediately, and end on October 31, 2023.

On roll call the vote was:

Yea: (5) Green, Roane, Zaremba, Noll, Shepperd
Nay: (0)

APPOINTMENTS TO THE YORK COUNTY ECONOMIC DEVELOPMENT AUTHORITY. Resolution R23-70.

Mrs. Noll then moved the adoption of proposed Resolution R23-70.

A RESOLUTION TO APPOINT TWO MEMBERS TO THE YORK COUNTY ECONOMIC DEVELOPMENT AUTHORITY

WHEREAS, on June 30, 2023, the terms of H.J. Coxton and Vernard E. Lockwood, II as members of the York County Economic Development Authority expire; and

WHEREAS, Mr. Coxton and Mr. Lockwood have expressed a desire to serve another four-year term on the Economic Development Authority; and

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors on this 16th day of May, 2023, that H.J. Coxton and Vernard E. Lockwood, II and be, and he is hereby, appointed to the York County Economic Development Authority for a term of four years, such term to begin July 1, 2023, and ending June 30, 2027.

On roll call the vote was:

Yea: (5) Roane, Zaremba, Noll, Green, Shepperd
Nay: (0)

APPOINTMENTS TO THE YORK COUNTY PLANNING COMMISSION. Resolution R23-72.

Mr. Zaremba then moved the adoption of proposed Resolution R23-72.

A RESOLUTION TO APPOINT TWO MEMBERS TO THE YORK COUNTY PLANNING COMMISSION

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WHEREAS, Robert W. "Pete" Peterman and Joseph P. Smith will complete their respective terms as at-large members of the Planning Commission on June 30, 2023; and

WHEREAS, Mr. Peterman will have served two full terms on the Commission and thus is ineligible for reappointment; and

WHEREAS, the Board desires to make appointments to fill these vacancies;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the 16th day of May, 2023, that it does hereby appoint the following individuals as at-large members of the York County Planning Commission to serve terms beginning July 1, 2023, and expiring June 30 2027:

Joseph P. Smith

Jeffrey D. Wassmer

On roll call the vote was:

Yea: (5) Zaremba, Noll, Green, Roane, Shepperd
Nay: (0)

APPOINTMENTS TO THE YORK COUNTY WETLANDS BOARD. Resolution R23-71.

Mr. Roane then moved the adoption of proposed Resolution R23-71.

A RESOLUTION TO APPOINT A MEMBER TO THE YORK COUNTY WETLANDS BOARD

WHEREAS, the term of Eric Ancarrow of the York County Wetlands Board will expire on June 30, 2023; and

WHEREAS, Mr. Ancarrow has indicated that he would like to be reappointed.

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors on this 16th day of May, 2023, that Eric Ancarrow be and is hereby reappointed as a member of the York County Wetlands Board for a term of five years, such term to begin on July 1, 2023, and expire on June 30, 2028.

On roll call the vote was:

Yea: (5) Noll, Green, Roane, Zaremba, Shepperd
Nay: (0)

AMENDMENT TO THE SALARY AND BENEFITS OF THE COUNTY ADMINISTRATOR. Resolution R23-84

A RESOLUTION AMENDING THE SALARY AND BENEFITS OF THE COUNTY ADMINISTRATOR

Mrs. Noll moved adoption of proposed Resolution R23-84 that reads:

WHEREAS, the County Administrator is not included in the County's employee pay plan, and receives only such salary and benefits as the Board shall specifically direct from time to time; and

WHEREAS, the Board desires to amend the salary and benefits set forth in the letter of offer of employment executed April 21, 2015 (the employment contract), as it has been previously modified;

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May 16, 2023

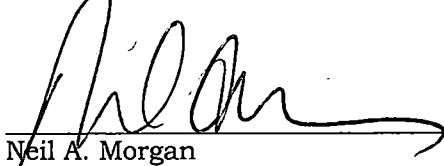
NOW THEREFORE BE IT RESOLVED by the York County Board of Supervisors this 16th day of May, 2023, that the base salary of the County Administrator shall be \$221,250, effective as of May 7, 2023.

In all other respects, the County Administrator's benefits and conditions of employment shall be as established in the employment contract as previously modified.

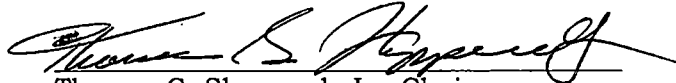
On roll call the vote was:

Yea: (5) Green, Roane, Zaremba, Noll, Shepperd
Nay: (0)

Meeting Adjourned. At 8:29 p.m. Chairman Shepperd declared the meeting adjourned sine die.



Neil A. Morgan
County Administrator



Thomas G. Shepperd, Jr., Chairman
York County Board of Supervisors