

MINUTES
BOARD OF SUPERVISORS
COUNTY OF YORK

Regular Meeting
June 21, 2022

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, June 21, 2022, in the Board Room, York Hall, by Chairman Sheila S. Noll.

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

Chairman Noll read a statement certifying that Walter C. Zaremba will participate remotely due to a personal matter.

Also in attendance were Neil A. Morgan, County Administrator; Mark L. Bellamy, Jr., Deputy County Administrator; Brian Fuller, Assistant County Administrator; Richard Hill, Deputy County Attorney, and Heather L. Schott, Legislative Assistant.

Invocation. Reverend John Falk, Grafton Christian Church, gave the invocation.

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

PRESENTATIONS

HAMPTON ROADS ALLIANCE

Mr. Morgan introduced Mr. Doug Smith, President and Chief Executive Officer of the Hampton Roads Alliance. He pointed out that the Alliance is very fortunate to have a leader that understands both the economy and local government.

Mr. Smith gave an overview of the Alliance which represents 13 localities including York County. During his presentation, he highlighted the following information:

- Its mission is to work collaboratively to lead the 757 Region in attracting, growing, and retaining companies and talent to create a more resilient, inclusive, and equitable region of choice.
- The Alliance works as a catalyst between localities and the Virginia Economic Development Partnership.
- The values include: instilling confidence and encouragement; fostering working together as a team and with our partners; supporting unique perspectives and thought processes, and earning the trust of the business community to represent our region.
- A study performed by IBM in 2018 led to changes in how the Alliance does business. Those changes included:
 - Establishing a new business model.
 - Expanding staff in roles including BRE and offshore wind supply chain development.
 - Decreasing the Alliance Board from 70 members to 13, six Mayors/Chairs and seven private sector individuals.
 - Including collaboration among the regional organizations, higher education and business entities.
 - Changing the funding model to 50 percent public and 50 percent private.
- The role is guided by the master agreement for Regional Economic Development which will be presented to every participating locality and the IBM-PLI Investment Promotion Strategy which establishes the new game plan for the Alliance.
- Moving forward the IBM study is helping the Alliance to advance competitiveness through regional collaboration; to implement process improvements to advance target

industry development; to promote Hampton Roads through strategic marketing; and to strengthen regional competitiveness by organizing around market intelligence.

- The Alliance markets Hampton Roads businesses and talent; facilitates decision-making for companies considering our area; assists existing businesses that are poised for growth; utilizes research databases to provide impactful information to prospects; and engages the region's top leaders to understand key trends and the region's economic competitiveness.
- The target industries that the Greater Williamsburg Partnership study found for the region are the same for the Alliance except we have added offshore wind.
- In 2021, PM&P, a contractor for the Alliance, established an outreach program that touched over 30,000 companies, resulting in 685 meetings being held, and led to 801 companies requesting follow-up information.
- Off-shore wind is a huge one-time opportunity for our region and so a lot of our efforts are placed in pursuit of this prospect.
- Recent announcements of businesses that the Alliance is working with included Certified Origins, CMA CGM, Breeze Airways, and others.
- An Offshore Wind Landing has been established in the World Trade Center that provides office space to the companies involved in this endeavor. Currently, 20 companies from around the world that deal with offshore wind have located in this office space which has received visits from many noteworthy government officials.
- The Alliance stays in communication with the businesses and ensure they are progressing; however, before calling on businesses in York County we first reach out to staff prior to doing so.
- They were very involved in pursuing Build Back Better opportunities and we formed a Hampton Roads Infrastructure Coalition to include many state, regional, and local organizations.
- The Alliance provides useful business intelligence data to the participating localities that they otherwise would not have access to or be able to afford.
- Although regionally marketing has not been our strong suit in the past. We now are aggressively pursuing marketing on social media with the help of a local contracted firm.
- Moving forward one of the areas they will be focusing on will be energy to ensure that our existing businesses and future businesses have access to the type and quantity of energy their respective company requires. The Alliance is sponsoring a study on this issue currently and it will result in a regional energy master plan.
- A Regional Industrial Development Strategy has not yet but will be developed and the Alliance will get involved with attracting talent to the region.
- Obtaining the necessary talent for new businesses is just as important as drawing new businesses in the area.

Mr. Green asked about the Alliance's budget and how they are funded. In addition, he asked if the Alliance is doing anything with the Newport News/Williamsburg Airport.

In response, Mr. Smith explained that they are funded by the localities and they also have approximately 70 investors. In addition, he noted that they pursue grant funds very aggressively. For example, he stated they have been awarded a half million dollars from the offshore wind initiative via Go Virginia; \$100,000 for the 757 Framework, and more. Regarding the airport, he stated that it is unlikely that we are going to get a new one, so it is important to figure out what the role of the existing airport will be.

Mr. Roane asked about the opportunities here to grow a good workforce that will attract companies to this area to set up shop.

Mr. Smith stated that he works closely with the Workforce Development, but their job is really to help young people and the military to prepare, whether it be through a degree or certificate program, to become part of a valuable workforce that will meet the employment needs of new businesses. He further stated that the Alliance tries to assist them by hosting meetings with the Workforce Development, the higher educational institutions, and the business side to find out exactly what kind of employees are needed and how they can best be prepared for the jobs.

VIRGINIA DEPARTMENT OF TRANSPORTATION

Mr. Rossie Carroll, Residency Administrator, Virginia Department of Transportation (VDOT), gave a quarterly update, from March 1 through May 31, on work completed and scheduled throughout York County. During his presentation, he highlighted the following information:

Accomplishments this quarter:

- Ditching and vactor work on many roadways
- Street sweeping
- Sinkhole repairs at 105 Warf Row and 304 Penrith Crossing

Upcoming Maintenance Activities:

- Drainage Work: Woodlake Crossing, Lambs Creek and Tabb Lakes

Completed Projects:

- Route 199: Design and install fiber optic signal communications
- Route 60: Install crosswalks with pedestrian heads at Waller Mill and Palace Lane

Upcoming VDOT Administered Projects:

- HSIP HR Pedestrian Crossings: Install pedestrian crossings on Route 134 at First Street, Indian Summer Drive, and Long Green Boulevard.
- Pilot Mid-Block Pedestrian Crossing Project: Mid-block pedestrian crossing on Route 60 Bypass, east of Country Inn.
- Asphalt Paving `22:
 - Merrimac Trail, from I-64 ramp westbound to James City County line.
 - Victory Boulevard, 171 east and westbound from Newport News city line to Route 17
 - Goodwin Neck, Route 173 from Route 17 to Dandy Loop
 - Oriana Road, Route 620 from Newport News city line to .18 miles west of Route 17
 - Waller Mill Road, Route 713 from Route 60 Bypass to dead end
 - Cary's Chapel Road, Route 782 from Poquoson city limits to north of Victory Boulevard
- Latex `22:
 - Route 132 from Route 60 Bypass to Route 143
 - Route 132 north and southbound from Williamsburg city limits to Route 60 Bypass
- Penniman Road/Government Road/Roadway Improvements
- Wythe Creek Road Project

Smart Scale Projects:

- Smart18 - Route 17 widening between Route 630 and Route 173
- Smart18 - Route 171 widening between Route 17 and Route 134
- Smart20 - Route 171 capacity enhancements between Routes 134 and 1740

Traffic Engineering Studies:

- Speed Studies - Springfield Road and Charles Road
- No parking signs request on Route 1197
- Traffic control devices - Colonial Parkway on-ramp exiting Route 17
- FYA Intersection Crash Review - Routes 134 and 706

York County VDOT Land Use: (July 1, 2021 - May 24, 2022)

- 112 Plan Reviews
- 247 Permits Issued
- 48 Permits Completed
- 2.42 Lane Miles Added

Mr. Shepperd commended VDOT on the excellent stormwater job they are currently doing that will resolve many minor drainage issues. In addition, he stated that the crews are very receptive to citizen input. However, he noted that he is receiving citizen complaints on the left turn lane at the intersection light at Victory Boulevard and Route 17. Although he knew that this

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single left turn lane would soon be increased to two left turn lanes, meanwhile only three cars can get through the brief green light at this intersection. He asked if the green light could be lengthened 10 additional seconds.

In response, Mr. Carroll stated that the intersection is basically at capacity. To add seconds to the left-turn lane he stated would decrease the movement on other lanes exacerbating traffic backup.

Mr. Green asked that VDOT continue to work on the 35 percent of uncompleted work orders and on drainage improvements. He stated that he understands that Goodwin Neck Road will be repaved and reminded Mr. Carroll of the installation of rumble strips to prevent head-on collisions. He also asked that VDOT, prior to the repaving of Seaford Road, determine if the road shoulders could be widened to improve the safety of pedestrians and bikers along this road.

Mr. Roane asked if the requested study on a potential crosswalk across Route 17 connecting Rain Villa homes to the shopping center and Grafton Baptist Church had been completed.

In response, Mr. Carroll stated that the study has not yet been finalized.

Mr. Roane noted that he understands that VDOT has plans for roadway improvements at the intersection of Victory Boulevard and Big Bethel Road which includes right-turn lanes; however, he asked if left-turn lanes are also proposed.

Mr. Carroll stated that the VDOT Signal Engineers and Traffic Engineers are running models on that intersection right now to determine what if any improvements are needed and can be provided. However, at this time it is unknown how such improvements may impact Victory Boulevard.

Mr. Zaremba thanked Mr. Carroll and VDOT for repairing the many potholes on Mooretown Road.

Chairman Noll asked Mr. Carroll if it is possible for VDOT to schedule repaving when a project involves two localities such as Kiln Creek Development which includes Newport News and York County jurisdictions so that they occur simultaneously.

Discussion followed on repaving schedules.

Mr. Shepperd asked Mr. Carroll to run this assessment equipment through Meadow Lake Farms subdivision as new development is occurring in this area resulting in the rapid deterioration of the roads.

Chairman Noll thanked Mr. Carroll for providing an excellent update on VDOT projects in the County.

CITIZENS COMMENT PERIOD

Katherine Hausknecht, 1000 University Place, Newport News spoke on behalf of the York County Historical Museum regarding the 4th of July Celebration. She then provided a brief overview of all of the activities scheduled for this celebratory event.

Peter Romeo, 207 Bolivar Drive, expressed concern over nationwide inflation, gas prices, and increased real estate assessments resulting in increased taxes. However, he expressed appreciation that steps were taken to provide a modicum of relief in this matter. In addition, he voiced distress over the increased assessment of vehicles which resulted in his bill increasing 64.5 percent from his 2021 bill. He also noted that the impact felt by residents was not uniform as those with higher dollar vehicles were impacted much more than those with older vehicles. He suggested that the most equitable solution is to temporarily adjust the personal property tax so that they are more in line with historical valuations and return to the taxpayer the overage tax from their June bill. Lastly, he suggested that the County look at other localities to see how they mitigated this situation.

Steven Romeo, 115 Tides Run, distributed to the Board copies of his personal property tax statements on a six-month basis for 2020, 2021, and 2022. He expressed concern over the years when his vehicles increased notably. In closing, he thanked the Board for their service.

James Chapman, 130 Yorkshire Drive, thanked Mr. Morgan and the Board for their excellent maintenance of Route 134. However, he expressed concern over his increased personal property tax on his vehicles and stated that he expects to receive a rebate on his December bill. He suggested that the values of vehicles should revert to their previous value, prior to last bill rather than trying to average or recalculate the bills. He also thanked the Board for their time and service.

There being no one else who wished to speak, Chairman Noll closed the citizens' comment period.

RECESS

Chairman Noll called a brief recess at 7:04 p.m.; the meeting reconvened at 7:13 p.m.

PUBLIC HEARINGS

APPLICATION UP-987-22, KAREN RICHARDSON: Resolution R22-105.

The matter was considered and **approved on a vote of 4:1**. A summary of the preceding is below.

Ms. Jeanne Sgroi, Management Analyst, gave a presentation on Application No. UP-987-22, Karen Richardson to authorize the establishment of a tourist home in an existing single-family detached dwelling located at 213 Railway Road. In conclusion, Ms. Sgroi stated the Planning Commission considered this application on April 13, 2022. Subsequent to conducting a public hearing at which one person spoke in opposition based on his concern about increased traffic on Old Railway Road, the Planning Commission recommended approval on a vote of 6:1.

Mr. Shepperd asked, regarding the allowable length of stay for Short Term Rentals (STRs), if during the Planning Commission's deliberations were any changes made or conditions added prior to their recommendation for approval.

In response, Ms. Sgroi stated the Planning Commission had added a condition that the rentals be a maximum of 90 days.

Mr. Zaremba asked if any input from neighbors had been received relative to this request.

Ms. Sgroi stated that the applicant had submitted one letter of support from a resident in the neighborhood and one citizen living directly behind the subject property spoke in opposition to the request at the Planning Commission meeting.

Mr. Roane commended Ms. Sgroi on her thorough presentation and asked if there had been any discussion regarding signage on the property.

Ms. Sgroi stated that there was no condition included in the proposed resolution precluding the erection of a sign on the property. However, she deferred this question to the applicant who was present at the meeting.

Mr. Matt Schertz, the applicant's husband residing at 213 Railway Road, came forward and stated that they had discussed and decided against any signage. He explained that their home includes five bedrooms and since only he and his wife reside in it they decided to rent part of their home. He stated that they expect to rent to military personnel, short-term contractors, or perhaps traveling nurses.

Chairman Noll then called to order a public hearing on proposed Resolution R22-105 that was duly advertised as required by law and is entitled:

A RESOLUTION TO APPROVE A SPECIAL USE PERMIT TO AUTHORIZE A
TOURIST HOME IN AN EXISTING DWELLING AT 213 RAILWAY ROAD

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

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Mr. Shepperd then moved the adoption of proposed Resolution R22-105.

On a roll call the vote was:

Yea: (4) Zaremba, Roane, Shepperd, Noll
Nay: (1) Green

APPLICATION NO. UP-988-22, MICHAEL AND VALERIE MARSHALL: Resolution R22-106.

The matter was considered and **approved on a vote of 4:1**. A summary of the preceding is below.

Mr. Timothy C. Cross, Deputy Director of Planning and Development Services, gave a presentation on Application No. UP-988-22, Michael and Valerie Marshall to approve an application for a Special Use Permit to authorize a tourist home at 714 Baptist Road. In conclusion, Mr. Cross stated the Planning Commission considered this application on May 11, 2022. Subsequent to conducting a public hearing at which only the applicants spoke, the Planning Commission recommended approval on a vote of 4:0.

Mr. Roane asked if there are any plans to change the appearance of the structure so that it no longer looks residential.

In response, Mr. Cross stated that the applicant has no plans to change the appearance of the home.

Mr. and Mrs. Michael Marshall, the applicants and owners of 714 Baptist Road, came forward in support of their request. Mrs. Marshall explained that they have family and friends that live long distances who have and will utilize the upstairs autonomous apartment that they had created. As such, she stated this space is utilized 40 percent of the time by our family and friends; however, they would like to rent this space during the downtimes. She noted that the space will not be rented when they are traveling and they will not rent to multiple parties. Mrs. Marshall explained they will only advertise the rental space a month or two at most in advance so that their personal use of the space is not restricted. She pointed out that they had contacted four of the adjacent property owners all of which had no problem with the request. Regarding any traffic concerns, she noted that it would be less congestion than that which was experienced when their daughter and son-in-law lived in this space for two years. Lastly, she stated that they have a two-car parking pad on the side available to renters.

Mr. Zaremba asked the applicants how they would handle six adults in the two bedrooms provided in the rental unit.

Mrs. Marshall stated that they do not plan to have six adults in the unit, but rather offer it to a married couple with children who would fit into the two bedrooms, one containing a king-size bed and the other with one queen and a twin bed.

Chairman Noll then called to order a public hearing on proposed Resolution R22-106 that was duly advertised as required by law and is entitled:

A RESOLUTION TO APPROVE AN APPLICATION FOR A SPECIAL USE PERMIT
TO AUTHORIZE A TOURIST HOME AT 714 BAPTIST ROAD

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

Mr. Green then moved the adoption of proposed Resolution R22-106.

On a roll call the vote was:

Yea: (4) Roane, Shepperd, Zaremba, Noll
Nay: (1) Green

HICKORY HILLS PUMP STATION REHABILITATION PROJECT: Resolution R22-107.

The matter was considered and **continued on a vote of 4:0** until the July 19, 2022 meeting. A summary of the preceding is below.

Mr. Richard Hill, Deputy County Attorney, stated that the County has a pump station located off of Hickory Hills Drive in District 1 that needs upgrades and repairs. In order to accomplish these tasks, he stated that installation of three-phase power is required which necessitates the acquisition of an easement for use by Dominion Energy. He further explained that County staff has been in negotiations with the heirs of the subject property; however, thus far they have been unsuccessful in acquiring the necessary property. As such, he stated that the County Attorney, James Barnett, is recommending, due to the need to move forward expeditiously, that the commencement of condemnation proceedings be initiated. He added that staff has assessed the value of the required easement at \$100 and is prepared to pay that amount as part of the certificate to take the property. In conclusion, he stressed that this easement acquisition is critical because it is necessary in order to upgrade the deteriorating pump station.

Mr. Roane asked about the size of the subject easement.

In response, Mr. Hill stated that it is approximately 15 feet by 24 feet.

Mr. Roane asked the specific reason for the impasse between the property heirs and County staff.

Mr. Hill stated that it appeared to be unresolved due to the question of the value being offered for the easement. However, he noted that there is also a problem with the title to the property as it was in the name of a gentleman who died, and until recently there was not a comprehensive list of heirs filed on the property. He explained that should the County choose to proceed with the condemnation, the clear title would pass upon filing of the certificate so that the County would not have to be involved in potential title issues.

Mr. Roane asked how long had the purchase price for the property been in negotiation.

Mr. Robert Krieger, Acting Public Works Director, stated that they have been negotiating for approximately six months.

Mr. Hill stated that Mr. James Barnett, County Attorney, had mailed to Ms. Rader, on behalf of the estate of Mr. Smith, a letter on May 25 notifying her of his intention to bring this matter to the Board.

Mr. Roane asked how is the current pump station receiving electrical power and why can we not use the current easement to rehab the pump station.

In response, Mr. Krieger stated that the pump station is currently running on single-phase power; however, to upgrade the pump and renovate the current deteriorating wet well three-phase power is required. He added that in this instance the existing easement cannot be used.

Mr. Green stated that \$100 for this easement is risible and he stated that this matter should have been pursued more aggressively and brought to resolution before this meeting. In addition, he asked why Dominion Energy was not obtaining the easement as opposed to the County doing so.

Mr. Hill stated that the County typically takes care of acquiring such easements and then conveys them to Dominion Energy for use in a public project in the County. He explained that the value of the subject property is \$2,400.

Chairman Noll then called to order a public hearing on proposed Resolution R22-107 that was duly advertised as required by law and is entitled:

A RESOLUTION DECLARING THE NECESSITY TO ENTER UPON AND TAKE A
CERTAIN PERMANENT UTILITY EASEMENT IN CONNECTION WITH THE HICK-
ORY HILLS PUMP STATION REHABILITATION PROJECT

Nancy Rader, 5580 York Haven Lane, Gloucester, explained that the property in question belonged to her late father and is the only item remaining in his estate. She stated she and her siblings, a brother, a stroke victim for whom she has guardianship, and her deceased sister

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who bequeathed everything to her, are the heirs to this property. She noted that she alone has been paying the tax bills on this property and has been cooperating and working to provide the County and Dominion Energy with whatever they have requested in order to resolve the issue. However, she does not believe the proffered payment of \$100 is sufficient. She also expressed confusion over the proposed condemnation and exactly what that would mean.

Mr. Shepperd asked about the size of the subject property. He also asked how much she wanted in compensation for the easement.

Ms. Rader stated that it is .66 acres and she would like \$2,500 for the easement, but she is willing to negotiate the price.

Mr. Morgan stated that there are two big issues to consider. The first of which is the County critically needs to upgrade the subject pump station that serves a neighborhood that is depending on us to do so. The second issue is the cost to acquire the easement. He expressed appreciation for everything Ms. Rader had said relative to costs and it would certainly be reasonable to consider these things when negotiating the price. However, the County needs control of the portion that is required for the easement so we can upgrade the pump station. He suggested that the Board might direct staff to include a greater sum in escrow and direct the County Attorney to work with Ms. Rader to negotiate this matter in an equitable way as rehab of this pump station is crucial.

Mr. Roane agreed with Mr. Morgan's suggestion.

Mr. Shepperd and Chairman Noll suggested that we take the whole piece of property and compensate her for its full value.

Ms. Rader stated that she will negotiate for the sale of the easement, but she does not want to sell the entire parcel.

Mr. Morgan suggested that the Board direct staff to place \$2,500 in escrow and authorize the County Attorney to negotiate an agreement that is fair. He stressed that the main issue is that we must upgrade this pump station.

Mr. Green suggested that perhaps the County Attorney should be given an additional month in which to negotiate the acquisition of the easement unless the pump station is on the verge of failure.

Mr. Shepperd asked Mr. Robert Krieger if the pump station rehab could be delayed another month.

Mr. Krieger stated that it could wait another month, but the pump station is in critical shape.

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

Mr. Roane added that should Ms. Rader in the future wish to sell the parcel, the easement will go with it and the new owners will not be able to block or build upon it.

Mr. Green then moved to continue the proposed Resolution R22-107 to the Board's July 19, 2022.

On a roll call the vote was:

Yea: (4) Roane, Shepperd, Green, Noll
Nay: (0)

Mr. Zaremba was attending via Zoom and did not reply.

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

Mr. Brian Fuller, Assistant County Administrator/Director of Community Services, explained that with the closure of Crossroads Community Youth Home on August 13, 2020, the Colonial Group Home Commission feels that it should change its name to represent its mission. In addition to the name change, there were four basic amendments added to the agreement since its last revision in 2018.

Chairman Noll then called to order a public hearing on proposed Ordinance No. 22-12 that was duly advertised as required by law and is entitled:

AN ORDINANCE TO AMEND THE JOINT COLONIAL GROUP HOME COMMISSION EXERCISE OF POWERS AGREEMENT BETWEEN THE COUNTIES OF YORK, JAMES CITY, AND GLOUCESTER AND THE CITY OF WILLIAMSBURG TO CHANGE THE NAME TO COLONIAL JUVENILE SERVICES COMMISSION

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

Mr. Roane then moved the adoption of proposed Ordinance No. 22-12.

On a roll call the vote was:

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

PROPOSED AMENDMENT OF COUNTY CODE SECTION 21-7.3, ADMINISTRATIVE REFUNDS:
Ordinance No. 22-3

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

Mr. Richard Hill, Deputy County Attorney, stated that this amendment is proposed to allow administrative refunds of taxes up to \$5,000 as permitted by recent General Assembly legislation.

Chairman Noll then called to order a public hearing on proposed Ordinance No. 22-3 that was duly advertised as required by law and is entitled:

AN ORDINANCE TO AMEND COUNTY CODE SECTION 21-7.3 TO ELIMINATE THE NECESSITY OF CERTIFICATION BY THE COUNTY ATTORNEY ON ADMINISTRATIVE REFUNDS ON BUSINESS, PROFESSIONAL, AND OCCUPATIONAL LICENSE (BPOL) TAXES OF UP TO \$5000

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

Mr. Green then moved the adoption of proposed Ordinance No. 22-3.

On a roll call the vote was:

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

CONSENT CALENDAR

The Consent Calendar was considered and **approved on a vote of 5:0**. A summary of actions taken are below.

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Mr. Roane asked for Item Number 7 to be pulled for further discussion. Specifically, he asked if the Williamsburg Area Transit Authority (WATA) is aware of Walmart’s application to allow for a minor expansion of its retail operation at 2601 George Washington Memorial Highway.

Mr. Tim Cross, Deputy Director of Planning and Development Services, stated that Walmart and WATA are working together in order to find the best location for the station stop.

Mr. Shepperd moved that the Consent Calendar be approved as submitted, Item Nos. 6, 7, 8, 9, 10, and 11, respectively.

On roll call the vote was:

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

Item No. 6. APPROVAL OF MINUTES

Thereupon, the following minutes were approved and resolutions adopted:

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Item No. 7. APPLICATION NO. UP-996-22, WALMART REAL ESTATE TRUST: Resolution R22-112.

A RESOLUTION TO APPROVE A REQUEST TO AUTHORIZE A MINOR EXPANSION OF A RETAIL STORE WITH 80,000 OR MORE SQUARE FEET OF GROSS FLOOR AREA LOCATED AT 2601 GEORGE WASHINGTON MEMORIAL HIGHWAY (ROUTE 17)

Item No. 8. REQUEST FOR REFUND OF REAL PROPERTY TAXES – M.S.S.: Resolution R22-113.

A RESOLUTION TO AUTHORIZE A TAX REFUND TO M.S.S. FOR THE TAX YEARS OF 2020-2021

Item No. 9. BYPASS ROAD SIDEWALK REPLACEMENT PROJECT: Resolution R22-108.

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH M&F CONCRETE, INC., FOR THE BYPASS ROAD SIDEWALK REPLACEMENT PROJECT

Item No. 10. URGENT AND EMERGENCY SEWER REPAIRS, ANNUAL CONTRACT (IFB NO. B7348-EY): Resolution R22-115.

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE CONTRACTS WITH CTN ENTERPRISES, INC. OF YORKTOWN, VA (AS “PRIMARY”), TOANO CONTRACTORS, INC., OF TOANO, VA. (AS “FIRST ALTERNATE”), WALTER C. VIA, INC., OF WEST POINT, VA. (AS “SECOND ALTERNATE”), AND HENRY S. BRANSCOME, LLC, OF WILLIAMSBURG, VA (AS “THIRD ALTERNATE”), FOR URGENT AND EMERGENCY SEWER REPAIRS

Item No. 11. TABB FIRE STATION FUEL POINT 2 UPGRADE (IFB NO. B6958-EY): Resolution R22-114.

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH JF ACQUISITION, LLC, FOR CONSTRUCTION SERVICES FOR THE TABB FIRE STATION FUEL POINT 2 UPGRADE

COUNTY ATTORNEY REPORTS AND REQUESTS

Mr. Richard Hill, Deputy County Attorney, had no comment.

COUNTY ADMINISTRATOR REPORTS AND REQUESTS

Mr. Morgan reminded everyone of the upcoming July 4 celebration at the waterfront. He noted that the event highlights include the 9:00 a.m. parade with a myriad of activities throughout the day ending with an 8:00 p.m. jazz band concert followed by the 9:15 pm fireworks.

MATTERS PRESENTED BY THE BOARD

Mr. Roane requested an update on the Personal Property Tax Relief Program.

Mr. Morgan stated that since the last meeting, the staff has done two things to mitigate the June billing. First, a Hardship Program was created which is run through our Community Services Department in cooperation with the Treasurer and Commissioner of the Revenue's offices. He reported that thus far we have received 11 applications and 10 have been accepted into the program. In addition, with the Board's support, the Treasurer has extended the period of the two percent tax penalty until the end of September. In so doing, if somebody was caught by surprise with their June bill, they can basically finance that over the summer at a very minimal cost. Since we have not yet met that deadline, we cannot report on how many people have used this option. He noted that the biggest mitigation effort will be to figure out an equitable way to reduce the December payment cycle. He stated that a staff team composed of the Finance Department, the Commissioner of the Revenue, the Treasurer, and the County Attorney's office is working on that issue and we should be able to provide a detailed report on this matter around the beginning of August. Mr. Morgan added that it is his intention to provide this information to the Board at its August work session detailing how it will work and its impact on our residents. Basically, he stated that we will take the extra revenue from the June payment and recycle it to lower the December bill. He pointed out that this is still subject to more input. However, staff believes we ought to focus the benefit on approximately 80 percent of the vehicles that were owned and taxes were paid in December 2021 by the same individual or entity that paid it in June since the increase was such a surprise to this group. In addition, another reason people experienced an increase in June was that the State's Personal Property Tax Relief Act (PPTRA) funds did not go as far as they did last year as values and the number of vehicles increased so that percentage on your first \$20,000 went down eight or nine percent. As such, staff believes that it would be appropriate to use that same mechanism in reverse for a partial calculation in combination with looking at the actual value of particular vehicles. He added that it has not yet been decided if business vehicles will be included in this matter; however, that decision will also be made prior to the first August work session at which time he will provide a full update. He explained that there are other issues to be worked out such as prorated vehicles and, of course, a dollar amount will have to be chosen to plug into the equation which will be fair and equitable to all parties. He reminded the Board that after the plan is finalized a public hearing will be held to adopt the ordinance enacting this plan in time to implement it in the December bills.

Mr. Zaremba stated that recently the issue of a dog park in the County arose; however, he has not heard anything else about the issue.

Mr. Green stated that he supports the elimination of the car tax in the Commonwealth. He added that the state is currently flush with surplus funds so now is an optimal time to do so. He also suggested that at the same time the state should fill the void that will occur with the elimination of this revenue for localities. He noted that 24 other states plus the District of Columbia already have eliminated this tax.

Chairman Noll thanked all of the County staff that worked on and at the Juneteenth event which was very well done. She added that she hoped next year the attendance will increase and she also thanked the County staff for their hard work in preparation for the July 4 celebration.

NEW BUSINESS

None.

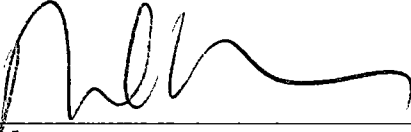
CLOSED MEETING

360

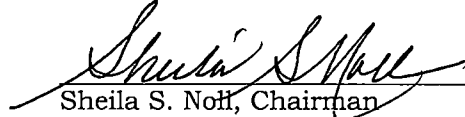
June 21, 2022

None.

Meeting Adjourned. At 8:16 p.m. Chairman Noll declared the meeting adjourned sine die to 6:00 p.m., Tuesday, July 19, 2022, in the Board Room of York Hall.



Neil A. Morgan
County Administrator



Sheila S. Noll, Chairman
York County Board of Supervisors