

MINUTES
 BOARD OF SUPERVISORS
 COUNTY OF YORK

Adjourned Meeting
 April, 14, 2015

6:00 p.m.

Meeting Convened. An Adjourned Meeting of the York County Board of Supervisors was called to order at 6:01 p.m., Tuesday, April 14, 2015, in the East Room, York Hall, by Chairman Thomas G. Shepperd, Jr.

Attendance. The following members of the Board of Supervisors were present: Walter C. Zarembo, Sheila S. Noll, Donald E. Wiggins, George S. Hrichak, and Thomas G. Shepperd, Jr.

Also in attendance were J. Mark Carter, Interim County Administrator; Vivian A. Calkins-McGettigan, Deputy County Administrator; and James E. Barnett, County Attorney.

WORK SESSION

PROPOSED FISCAL YEAR 2016 BUDGET

Mr. Carter indicated staff tonight would present a series of slides depicting staff’s recommendations that have made regarding various agencies and organizations. He stated following that there would be a briefing from the Cultural and Civic Committee on their work. Mr. Carter started by reviewing the agency/organization funding categories which ranged from required funding to discretionary contributions, and he reviewed the different agencies/organizations and their proposed funding that was included in the proposed FY16 Budget in each of the categories as follows:

Required by State Law

Colonial Community Corrections—Community Criminal Justice Board	\$ 55,975
Greater Williamsburg Chamber & Tourism Alliance - \$2.00 Occupancy Tax	1,060,000
York Poquoson Social Services:	
• Comprehensive Services Act	372,000
• Local Match –	
o Programs/Operations	\$ <u>1,749,855</u>
Sub-total Required	\$ <u>3,227,990</u>

Contractual – Established by Agreement

Child Development Resources (First Steps Child Care)	\$ 115,662
Boys and Girls Club of the Virginia Peninsula (FY2011 – 2021)	100,000
Colonial Group Home Commission	422,810

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Heritage Humane Society	14,000
Middle Peninsula Juvenile Detention Commission Merrimac Center	432,600
Peninsula Health District	303,220
Peninsula Regional Animal Shelter	266,036
Virginia Peninsula Mayors & Chairs Commission On Homelessness	14,454
Virginia Peninsula Regional Jail	2,510,000
Williamsburg Area Transit Authority	338,000
Williamsburg Regional Library	581,520
YMCA – Upper County Center (until FY 2027)	<u>75,000</u>
Sub-total Contractual	<u>\$5,173,302</u>

Regional Partnerships and Commitments—Services Benefit Citizens and Businesses)

Hampton Roads Planning District Commission

• HR Clean Community System	\$ 4,316
• Member Contribution	53,564
• Municipal Construction Standards Committee	2,654
• Metropolitan Medical Response System	13,391
• Regional Stormwater Program	9,876
• Regional Stormwater Legal Support	5,569
• Wastewater Programs	2,947
• Special Assessment for UAWG Planner	3,759
• Regional Water Programs	<u>\$ 2,450</u>
Sub-total HRPDC	<u>\$ 98,526</u>

Civic and Cultural Groups	30,000
Colonial Behavioral Health	825,000
Economic Development Authority	33,000
Regional Economic Development Initiatives	62,956
Hampton Roads Military & Federal Facilities Alliance	33,477

NASA Aeronautics Support Team (NAST)	24,000
Peninsula Council for Workforce Development	28,910
Regional Air Service Enhancement Fund (RAISE)	26,186
Thomas Nelson Community College (TNCC):	
• Capital Program	72,242
• Peninsula Workforce Development Center	21,000
• TNCC Workforce Center Lease	22,796
Virginia Peninsula Chamber of Commerce	2,500
Williamsburg Area Medical Assistance Corp (Olde Towne)	86,611
York County Arts Commission	30,000
York County Historical Committee	5,026
York County Chamber of Commerce	\$ 4,800
Sub-total Regional Partnerships & Commitments	<u>\$1,407,030</u>

Tourism Relation – Encourage Visitation in York & Historic Triangle

Greater Williamsburg Chamber & Tourism Alliance	\$ 392,447
Historic Triangle Collaborative	6,200
Jamestown-Yorktown Foundation (FY16 to FY25)	100,000
Yorktown Foundation	
• Celebrate Yorktown Committee/Symphony	5,000
• Tall Ships Committee	5,000
Virginia Air and Space Center	\$ 10,000
Sub-total Tourism	<u>\$ 518,647</u>

A brief discussion followed on the status of the Crossroads Group Home and the Colonial Group Home Commission being tasked with investigating a solution and coming up with recommendations.

Chairman Shepperd asked for information regarding the Commission on Homelessness.

Mr. Zarembo asked if anyone was working on the benches for the bus stops.

Mr. Carter stated all three localities have agreed to some in-kind services, and WATA has agreed to coordinate the effort.

Mr. Zarembo noted that WATA had a bigger ridership than most think. He stated some of the bus stops have shelters, but many did not, and not all had benches.

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Mr. Carter explained why the proposed budget was not including the requested increase to the Economic Development Authority. He recommended that the Board of Supervisors make individual decisions on special tourism-related requests and noted that funds were included in the proposed budget to be considered by the Board for allocation as requests come forward from time to time.

Mr. Zaremba stated the Economic Development Authority has a fund that was used to stimulate the economic well-being in the County. He noted one of its major initiatives was to work closely with the other two EDAs in Williamsburg and James City County in developing an economic development plan addressing the Historic Triangle. He suggested the Board have Mr. Noel provide them a briefing on the plans.

Mr. Carter explained the Williamsburg area EDAs were looking at establishing Regional Economic Development Initiatives instead of membership in the Hampton Roads Economic Development Authority. He stated there had been no benefit over the years in the County's membership, and no leads were received for economic development opportunities.

Chairman Shepperd spoke of the benefit of membership in the Hampton Roads Military and Federal Facilities Alliance and how the organization has helped York County this year as well as other localities on the Peninsula and in Hampton Roads.

Mr. Carter stated, with regard to funding for the Arts Commission, Mrs. Myers had requested that the contribution by the County increase over the years to \$1.00 per capita. He also indicated he did not recommend full funding for the Greater Williamsburg Chamber and Tourism Alliance (GWCTA) because the County had its own Tourism Coordinator, Kristi Olsen, and programs to encourage visitation in York County and the Historic Triangle.

Mr. Zaremba stated he felt there needed to be a session with Mrs. Riordan of the GWCTA, Ms. Olsen, and himself to help Ms. Riordan understand the difference in the budgets and why York County did not provide a higher contribution because what York does with its tourism program also helps other localities and their tourism efforts.

Mr. Carter indicated there had also been a letter from the Williamsburg Hotel and Motel Association asking that the Board give them the contribution recommended for the Alliance. He stated he did not recommend that course of action.

A discussion ensued regarding the Historic Triangle Collaborative (HTC) which was a collaboration of leaders who came together for the Jamestown 2007 celebration for the 400th birthday of Jamestown. It was noted that all the members were the executives of their respective organizations, and the HTC was an organization that cost very little and brought those executives of the region together to develop strategies and initiatives for consideration.

Mrs. Noll asked if the Regional Issues Committee had been disbanded.

Mr. Carter stated the issue to disband would be on the next Regional Issues Committee agenda. He stated the HTC has a higher level of expertise than does the Regional Issues Committee.

Mrs. Noll indicated she would like to see funding for the Celebrate Yorktown Committee to be increased to help pay for the symphony.

Mr. Carter recommended that the Board consider those types of requests on an individual basis as they come in during the year.

Mr. Zaremba asked about the \$200,000 for the Hermione.

Mr. Carter explained the many on-going fundraising efforts for the Hermione. He stated he would provide the Board members with a calendar of events in the very near future.

Mr. Zaremba asked why the County was supporting the Virginia Air and Space Museum. He stated Hampton did not support York County's Watermen's Museum.

Mr. Carter explained the Museum does provide some sort of admission discount and complimentary education materials to the teachers throughout the year. He indicated he did not know what other localities contributed.

Mr. Carter indicated Mr. Walt Akers, Chairman of the Civic and Cultural Grants Advisory Committee, would explain the committee's recommendations for contributions recommended for the FY16 Budget. He noted the committee was made up of five citizens, one member from each voting district. He stated the proposed FY16 allocation to be funded for this purpose was \$30,000, and the committee had received 19 applications totaling \$121,201.

Mr. Akers indicated the members of the Civic and Cultural Grants Advisory Committee met last year to go through the allocations the Board made last year and then met again this year for the FY2016 allocations. He reviewed the approach the committee made, stating the members reviewed each application and made calls to the applicants for further information. He stated the committee used GuideStar to cross check each applicant to make sure everything was legitimate. Mr. Akers indicated the committee then reviewed the list of 19, and eliminated about 35 percent of them because they did not seem to be good matches for the County's money. Lastly, the committee reviewed the applicants individually on established guidelines and criteria, as well as other sources of income for the applicants. Mr. Akers then reviewed the proposed allocations for FY16, providing an explanation for each allocation as follows:

Housing Partnerships	\$ 1,300
Jamestown 4-H Center	760
Lackey Free Clinic	7,500
Natasha House	1,460
Peninsula Agency on Aging	1,720
The Arc of Greater Williamsburg	360
Transitions	2,480
Virginia Peninsula Foodbank	2,100
Williamsburg Area Meals on Wheels	620
York County 4-H Club	500
York County Meals on Wheels	3,280
Youth Volunteer Corps	400
	<u>\$30,000</u>

Chairman Shepperd expressed the Board's appreciation for the work Mr. Akers and the committee members did in considering how to allocate this money. He asked Mr. Akers what his thoughts were regarding the \$30,000 amount and whether or not he felt it was an appropriate amount.

Mr. Akers indicated the committee talked about it, and they were of two minds—some felt there should be more and some felt the committee should sharpen its pencils.

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Chairman Shepperd stated the maximum benefit for the taxpayers' dollars happens when the Board can contribute to an organization to do a job better than government can do it. He stated that was the charge for the committee's focus. He stated the Board would like the committee to discuss this again and recommend to the Board what it felt was needed.

Mr. Akers noted the bigger amount the Board makes available, the more applicants it will get. He stated the committee would talk again and provide the Board with its feeling on the amount.

Mr. Zaremba asked Mr. Akers to make sure the number of hours the members spend on this mission be recorded so that it will be a made a part of the County's Annual Volunteer Report.

Chairman Shepperd then noted that after the public hearing on the budget, the Board would have another meeting to discuss other subjects it may want to address.

Mrs. Noll indicated she felt the Board should have the work session scheduled April 28.

Chairman Shepperd noted the date was scheduled if it was needed.

OPEN DISCUSSION

Mr. Zaremba noted that all the Board members were aware of a complaint by a resident in the upper York County about small arms firing. He stated the Sheriff's office had exhausted itself visiting the individual doing the firing and could not find anything wrong. He noted there was possibly firing onto Williamsburg Pottery property, and he asked if the Pottery had any input.

Mr. Carter stated he had heard from the Pottery today, and they went out to the property to see if there was any evidence of firing on its property, and they did not find anything.

Mr. Zaremba asked what the homeowner's next step was if it did not impact the Pottery.

Mr. Barnett suggested the Board might consider amending the York County Code to limit it to firing on a private range. He stated in terms of bullets coming from another property onto one's own, it was a private nuisance.

Mr. Zaremba stated he had received a call from Mr. Jons a few days ago regarding the water system in Carver Gardens. He stated the water system has failed for a short period of time, and the system was ancient. He asked where the County was in trying to work with them to get this serious problem resolved.

Mr. Barnett stated Carver Gardens and about half of its residents are served by York Public Utilities, and Aqua Virginia serves the other half of the residents at a higher billing rate. He indicated the owner of York Public Utilities/Mountain Lakes Water Company lives in Standardville, but he had spoken with the owner's attorney who indicated the owner would like the County to take over the system. He noted that years ago the County entered into an agreement with the owner specifying that York Public Utilities would buy water from the County, which the County would buy from Newport News, and the County would charge York Public Utilities a percentage over what it had to pay NNWW. The agreement also required York Public Utilities to pay 10 percent interest on any delinquencies in his payments to the County. Since York Public Utilities fell significantly behind in payments due, the County filed suit and asked the court for an injunction requiring the owner to run his business better and to raise his fees to cover his obligations. Mr. Barnett indicated the owner did raise his fees, but he received only about \$1,000 more per month as a result of the increase, which is not sufficient to correct the delinquency and improve the system.

Mr. Zaremba stated the residents up there need water since their system had failed to be maintained properly by York Public Utilities. He stated he felt the solution was foreclosure and the County taking over the system, or contracting with Aqua Virginia to take it over.

Mr. Barnett stated Aqua Virginia had no interest in assuming ownership of the York Public Utilities system.

Mr. Carter explained the problem was the distribution lines within the neighborhood. He noted that Carver Gardens was listed in the Utilities Strategic Capital Plan for a water project in the out years.

Mrs. Noll noted this project would cost several million dollars.

Mr. Carter indicated he recalled the cost estimate to be approximately \$1.5 million.

Chairman Shepperd stated the residents could not go without water, and his suggestion was to bring this matter back to the Board with a recommendation for a course of action to fix the problem. He stated the County might need to get another company to provide the water, get York Public Utilities to increase its rates in order to maintain its water lines, or the County may have to take the system over. He stated this matter should be addressed as soon as possible.

Mr. Barnett stated when the Board amended its water ordinance, he recommended the Board keep a rate system so that in the event the County had to take a private system over, it could be back in the water business without having to adopt another ordinance.

Mr. Zaremba addressed the "little house," a residence in the upper county which was a recreational vehicle brought into a trailer park, and allegedly did not meet all the State building code requirements. He stated on Channel 13 there had been a recent program about the little house with lots of lies being told regarding the owners. He stated they were taxpaying citizens, and they communicated with the County and provided what they had with respect to criteria for the home. Mr. Zaremba stated they did not do a good job in meeting what the County's Codes and Compliance staff expected. He indicated he had been to visit it, and it was very comfortable for older people on a fixed income. Mr. Zaremba noted that County staff had sent a letter to the State that included about 20 different things that were characterized as deficiencies, many of which he thought were also probably on many of the trailers that are now located in the trailer park. Mr. Zaremba stated the County should be working with the owners to see how this home could be made to work and fit the applicable codes.

Mrs. Noll stated she understood that Codes and Compliance tried to help the owners correct the deficiencies.

Mr. Carter noted the State building code administrators called today, and they were looking at this issue to determine whether or not the home could be modified to meet the state building code. He stated the letter was just transmitting the information the state needed to make their determinations.

Mr. Zaremba stated it was his desire that County staff be proactive in helping citizens make things work.

Mr. Carter indicated the staff had come up with a creative way to allow the owners to stay in the unit as a recreational vehicle until the state had made its determination.

Chairman Shepperd stated he could identify if the trailer was a recreational vehicle or a mobile home. He asked how this situation affects the owner of the mobile home park, and did it put them in jeopardy for having this type of vehicle located in it. He asked what the state law was and how it was interpreted.

Mr. Zaremba noted the County could not make up its mind whether it was a recreational vehicle or a mobile home, so the County should give the benefit of the doubt to the resident.

Chairman Shepperd stated he personally felt if the structure met the state code, and the County Code could be modified to allow it, it would be a good solution.

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Mr. Wiggins indicated the problem was that the County inspectors could not inspect something if the walls were all closed up and they could not see if things were done to building standards.

Mr. Zaremba asked Mr. Carter to provide the Board members with copy of the letter to the state.

Mrs. Noll thanked Ms. Laurie Coleman and Ms. Lynn McMullen for allowing AARP to do taxes at the Senior Center this year. She noted the computers they had to use were very old, and they ran into many problems. She stated the volunteers need adequate equipment and materials from the State.

Chairman Shepperd stated he would be attending the HRPDC, HRTPO, HRTAC this coming Thursday.

Meeting Adjourned. At 8:23 p.m. Chairman Shepperd declared the meeting adjourned sine die.



J. Mark Carter
Interim County Administrator



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