

BOARD OF SUPERVISORS
STAFFORD, VIRGINIA
MINUTES
Regular Meeting
June 1, 2021

Call to Order – A regular meeting of the Stafford County Board of Supervisors was called to order by Crystal Vanuch, Chairman, at 3:01 p.m., on Tuesday, June 1, 2021 in the Board Chambers, George L. Gordon, Jr., Government Center, 1300 Courthouse Road, Stafford, VA.

Roll Call – The following members were present: Crystal Vanuch, Chairman; Cindy C. Shelton, Vice Chairman; Tinesha O. Allen; Meg Bohmke; Thomas C. Coen; L. Mark Dudenhefer; Gary F. Snellings.

Also, in attendance were: Frederick J. Presley, County Administrator; Rysheda McClendon, County Attorney; Cheryl Giles, Deputy Clerk; Julia Holmes, Assistant Deputy Clerk; associated staff and other interested parties.

Chairman Vanuch welcomed County Administrator, Fred Presley to the dais and remarked that it was his first Board meeting where he was able to join the Board members at the dais. She also welcomed County Attorney, Rysheda McClendon back to the dais.

Chairman Vanuch made the following remarks: *"As you know, the Governor removed the mask requirement inside and out for those who are vaccinated last week. As well, he removed the COVID-19 restrictions have been removed in the state of Virginia and the County buildings. Yesterday was Memorial Day and I hope you remembered those who went before us and gave their lives so that we can live in freedom here today. Stafford honored those who made the ultimate sacrifice last Friday at our annual Memorial Day ceremony. This year, we particularly honored the fallen from Vietnam. It was a beautiful ceremony, and thanks to a partnership with the Vietnam War Commemoration, we were able to provide special 50th-anniversary pins to Vietnam War veterans. We thank you for your service, and please know, we will never forget our heroes and the families who lost loved ones in all of wars. We have had two major ribbon cuttings in the last week. Last Tuesday, we gathered in the Aquia District to open Virginia's first Smart Community Testbed at the site next to our government campus. The Testbed allows vendors to test new technologies in a real-world setting that drives faster innovation. This Testbed will help propel both Stafford and Virginia to the forefront of smart community adoption across the country and the world. This morning, we cut the ribbon signifying Stafford joining the National Capital Region Network or NCRnet. This network is a strategic move that will allow Stafford to access critical public safety, emergency management and law enforcement systems around Washington, D.C. In particular, it will allow us to share information during an emergency, like the sniper or 9/11 crisis, with jurisdictions to the north in real-time. We are very proud of both of these accomplishments and want the public to know that we are constantly looking for ways to work better and smarter here in Stafford."*

Presentations – Chairman Vanuch remarked that this was a very special presentation. She introduced Ruby and Larry, two of several working dogs that work for the County. She remarked that we have dogs that find people, sniff out accelerants and accompany traumatized children into court. She remarked that Ruby is a bloodhound puppy who works with the Sheriff's Office. Ruby would primarily be used in search and rescue and recovery operations. Bloodhounds have the ability to track a specific human scent, which would be crucial when tracking an elderly citizen or a missing child. Ruby is being trained by Detective Nick Ridings, a bloodhound trainer, and when Ruby has finished her training, she would work primarily with Deputy Shawn Eastman. Ms. Vanuch thanked H.B. Kennels in Mullins, SC, for graciously donating Ruby to join the six other working dogs in the Sheriff's Office. Next, she introduced Larry. She remarked that Larry is an emotional support dog who works with Fire and Rescue and joins the accelerant sniffing dog, Duchess, who works with the Fire Marshal. Larry was donated by a local company, 1st Responder Canine. They provide purpose-bred services dogs to first responders. Larry is an English Lab, and he spends his time going to stable incidents and visiting Fire and Rescue personnel at the stations. His handler's name is Technician Jeffrey Stocker. Jeff had an interest in working with dogs and went through special training to handle Larry. She remarked that these animals complement the work we are doing with the community and they bring wonderful skillsets, but they also bring joy to staff members and others they encounter throughout the day. She thanked the handlers for all that they do and for sharing Ruby and Larry with everyone.

Fire Chief Cardello shared information about the benefits of having support dogs and shared that Larry was named after a Livonia, Michigan police officer that died in the line of duty on January 17, 2011.

Deputy Eastman remarked that Ruby is six months old and weighs 40 lbs. He stated her primary role would be to search and rescue missing and endangered people and children.

Chairman Vanuch thanked Fire and Rescue department and the dog handlers for the work they are doing for the County and presented Larry and Ruby with a special gift bag of treats.

Additions/Deletions - Approval of the Regular Agenda – There were no additions or deletions to the regular agenda.

Ms. Bohmke motioned, seconded by Ms. Allen, to adopt the regular agenda.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, Dudenhefer, Shelton, Snellings, Vanuch
Nay: (0)

Presentations by the Public – The following persons indicated a desire to speak.

1. Fran Larkins, 40 Battery Point Drive – commented that she opposed the elimination of Stakeholders meetings from the Stafford County redistricting process and remarked that item #4 should be removed from the Consent Agenda.
2. James Minor, 2 Barclay Lane – commented that he was the Vice-President of the NAACP and was speaking on behalf of the NAACP; remarked that they requested the removal of item #4 from the Consent Agenda for further consideration by the Board of Supervisors.
3. Marie Gozzi, 246 Whitson's Run – commented that item #4 should be removed from the Consent Agenda because more input, more transparency, and more participation were needed from the community.
4. Diane Shea, 15 Eagle Bluff Street – commented that she was speaking on behalf of the League of Women Voters and requested that item #4 be removed from the Consent Agenda for further consideration by the Board.
5. Kim Jacoby, 2 Whaleback Lane – requested removal of item #4 from the Consent Agenda to allow for further consideration.
6. Alane Callander, 622 Lancaster Street – requested removal of item #4 from the Consent Agenda; and remarked she was very pleased to see the signs about early voting in the County building.
7. Jacqueline Arthur, 23 Ridge Pointe Lane – commented that she opposed the elimination of Stakeholders meetings from the redistricting process and requested the removal of item #4 from the Consent Agenda.
8. Rob Hollister, 14 Burning Bush Court – requested removal of item #4 from the Consent Agenda because of the elimination of Stakeholders meetings from the redistricting process.
9. Holly Hazard, 59 Hartwood Drive – remarked that she was speaking as Chair of the Stafford County School Board and distributed a 2020-2021 Enrollment Accommodation Plan to Board members and highlighted projected enrollment data listed in the Plan.
10. Ruth Carlone, 300 Mt. Olive Road – requested removal of agenda item #4 from the Consent Agenda.
11. Bill Johnson-Miles, 121 Kimberwick Drive – requested removal of agenda item #4 from the Consent Agenda.
12. Linda Muller, 109 Dishpan Lane – requested removal of agenda item #4 from the Consent Agenda.

Board Member Presentations – Board members spoke on related topics and asked that items as identified be removed from the Consent Agenda for discussion and separate vote:

Ms. Allen – Remarked she echoed Ms. Shelton’s comments about the SMART Community Testbed event; thanked staff for all their work and leadership organizing the event and remarked she had received great feedback from entrepreneurs and from Supervisors in other localities; and remarked she took the Utility Facilities tour and advised residents to not use flushable wipes because they are not bio-degradable.

Ms. Bohmke – Thanked Atlantic Home Builders for helping to create an outside classroom at Stafford Junction; worked with staff on the ad hoc Stormwater Committee to create an application; and pulled Item #9.

Mr. Coen – Thanked staff for all the work they did for the Memorial Day event; and thanked Parks, Recreation and Community Facilities personnel for the work they did handling the crowds at Historic Port of Falmouth during the Memorial Day holiday weekend.

Mr. Dudenhefer – Deferred his remarks.

Ms. Shelton – Remarked she attended the SMART Community Testbed event and was proud that Stafford County hosted the testing of new technology; and remarked that she met with staff to discuss the Route 1 Widening project delays.

Mr. Snellings – Pulled Item #4.

Ms. Vanuch – Remarked that Item #7, to Authorize the County Administrator to Execute a Lease Agreement for a Fire and Rescue Station Located at 2133 Garrisonville Road was located in the Rock Hill district. She remarked that it took several months to get the acquisition completed. The Rock Hill Rescue Squad now owns the old Rock Hill Volunteer Fire Station. If approved, the lease would be for a 10-year lease for zero cost to the County and any improvements, up to \$300,000, done to the building would be given back to the County if the Rescue Squad decides to sell it within the 10-year lease. She stated that Rock Hill district residents would no longer have to worry about being displaced. There would now be a full-time, paid crew in the Rock Hill Fire Station and Rock Hill would have a station to utilize for 10 years. She commended all of the volunteers, staff, and Jeannise Ewing, Assistant County Attorney for all the hard work they did to get this item accomplished.

Report of the County Attorney – Ms. McClendon deferred her remarks.

Report of the County Administrator – Mr. Presley thanked employees for how well the SMART Community Testbed and Memorial Day events were organized and ran. He noted for every event the County has, Community Engagement and the Parks, Recreation, and Community Facilities departments are heavily involved in the efforts to have a successful event. He remarked that the

Strategic Plan and Other Priorities Update was included in the agenda packet for the Board's information.

APPROVAL OF THE CONSENT AGENDA

Ms. Allen motioned, seconded by Mr. Coen to adopt the Consent Agenda excluding agenda Item #4 and Item #9.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, Dudenhefer, Shelton, Snellings, Vanuch
Nay: (0)

Item 1. County Administration; Approve Minutes of the May 18, 2021 Board Meeting.

Item 2. County Administration; Reappoint Mr. Gary Adkins to the IDA of the County of Stafford and the City of Staunton, Virginia for a Term Ending on June 30, 2025.

Item 3. County Administration; Appoint Mr. John "Jack" Rowley to the Germanna Community College Local College Advisory Board for a Term Ending on June 20, 2021.

Item 4. County Administration; Approve Amendments to the Board of Supervisors 2021 Redistricting Communications Plan Outline. Mr. Snellings remarked that he would like for this item to be deferred until the June 15th Board meeting to get additional input from the Board and to review the Stakeholders list.

Mr. Snellings motioned, seconded by Ms. Allen to defer this item until the June 15, 2021 Board meeting.

Ms. Bohmke commented that some speakers referenced to "doing things behind closed doors." She remarked that she was offended by that comment because the only business the Board takes up behind closed doors are for Closed Session items. All other meetings, with three or more Board members, are open to the public and the Board welcomed the public's input.

Mr. Coen remarked that when the Redistricting Committee decided to move forward with the creation of the Stakeholders list, they looked at numerous elements and tried to update the list to make it more relevant to the 21st century. He stated he agreed that transparency was the key and getting input from the community. He said one of the main problems was that the census data was so late coming out.

Ms. Shelton remarked that she served on the Redistricting Committee with Mr. Coen. She said this would be an opportunity to communicate with the citizens. She stated she would support the deferral and reviewing the Stakeholders list.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, Dudenhefer, Shelton, Snellings, Vanuch
Nay: (0)

Item 5. Budget and Management; Appropriate Virginia Public School Authority (VPSA) Funds for Schools Repair, Replacement, and Rehabilitation (3R) Projects.

Resolution R21-215 reads as follows:

A RESOLUTION TO APPROPRIATE VIRGINIA PUBLIC SCHOOL AUTHORITY (VPSA) FUNDS FOR SCHOOLS REPAIR, REPLACEMENT, AND REHABILITATION (3R) PROJECTS

WHEREAS, the Superintendent of Schools has requested the Board appropriate funds for the below projects; and

WHEREAS, on July 7, 2020, pursuant to Resolution R20-95, the Board authorized the issuance and sale of VPSA bonds in an amount not to exceed \$10,000,000; and

WHEREAS, the Schools have Repair, Replacement, and Rehabilitation (3R) projects that were approved with the adoption of the FY2021-2025 Capital Improvement Program (CIP); and

WHEREAS, the Board desires to appropriate VPSA funds in the amount of \$510,000 to rebuild chillers at Brooke Point and Mountain View High Schools and \$635,000 to replace tennis courts at Colonial Forge High School; and

WHEREAS, \$71,000 has already been appropriated for design and engineering costs pursuant to Resolution R21-04 for replacement of the tennis courts at Colonial Forge High School;

NOW, THEREFORE, BE IT RESOLVED, by the Stafford County Board of Supervisors on this the 1st day of June, 2021 that it be and hereby does appropriate VPSA funds in the amount of \$1,145,000 to the County's Capital Projects Fund to be transferred as follows:

Fund	Purpose	Amount
County's Capital Project Fund	Transfer to Schools Construction Fund	\$1,145,000

; and

BE IT FURTHER RESOLVED, that \$1,145,000 is appropriated to the Schools Construction Fund as follows:

Fund	Project	Amount
Schools Construction Fund	Brooke Point and Mountain View High Schools – rebuild chillers	\$510,000
Schools Construction Fund	Colonial Forge Hight School – replace tennis courts	\$635,000
Capital Project Fund	Total Transfer to Schools Construction Fund	\$1,145,000

Item 6. Finance; Approve the Expenditure Listing.

Resolution R21-174 reads as follows:

A RESOLUTION TO APPROVE EXPENDITURE LISTING (EL)
DATED MAY 18, 2021 THROUGH MAY 31, 2021

WHEREAS, the Board appropriated funds to be expended for the purchase of goods and services in accordance with an approved budget; and

WHEREAS, the payments appearing on the above-referenced Listing of Expenditures represent payment of \$100,000 and greater for the purchase of goods and/or services, which are within the appropriated amounts;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1st day of June, 2021, that it be and hereby does.

Item 7. Fire and Rescue; Authorize the County Administrator to Execute a Lease Agreement for a Fire and Rescue Station Located at 2133 Garrisonville Road.

Resolution R21-230 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO
EXECUTE A LEASE AGREEMENT FOR A FIRE AND RESCUE STATION
LOCATED AT 2133 GARRISONVILLE ROAD

WHEREAS, Stafford County Tax Map Parcel No. No. 9-4B, located at 2133 Garrisonville Road (Property) is a fire and rescue station, formerly owned and operated by Rock Hill Volunteer Fire Department, Inc., and is now owned by the Rockhill Volunteer Rescue Squad, Inc.; and

WHEREAS, the Board desires to continue providing fire and rescue services from the Property; and

WHEREAS, the Fire and Rescue Department and Rockhill Volunteer Rescue Squad, Inc. have negotiated a lease for the Property for ten years with two optional three-year renewal terms at a base rental rate of \$1.00 per year; and

WHEREAS, the annual cost for the Property will be budgeted into the Fire and Rescue Department budget and be subject to annual appropriation by the Board;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1st day of June, 2021, that County Administrator be and he hereby is authorized to execute a lease agreement for ten years with two optional three-year renewal terms with Rockhill Volunteer Rescue Squad, Inc. to occupy Fire Station 8, located at 2133 Garrisonville Road; and

BE IT FURTHER RESOLVED, that General Fund Reserve funds set aside for lease payments are budgeted and appropriated as follows:

Fund and Expenditure	Amount
General Fund, Fire and Rescue Department	\$1.00

Item 8. Parks, Recreation and Community Facilities; Authorize the County Administrator to Execute a Work Order for Repairs for the Courthouse Community Center Lower Roofing Project.

Resolution R21-209 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO
EXECUTE A WORK ORDER FOR THE REPLACEMENT OF THE LOWER
ROOF SECTION OF THE COURTHOUSE COMMUNITY CENTER

WHEREAS, the Courthouse Community Center roof has exceeded its end of life expectancy; and

WHEREAS, staff recommends replacing a portion of the roof to insure facility integrity;
and

WHEREAS, the work can be procured through the County's Job Order Contract with The Matthews Group, Inc. dba TMG Construction Corporation, Contract #20-1210-SP134.2TMG;
and

WHEREAS, funds are available in the FY2021 Capital Improvement Program (CIP) Repair, Replacement and Rehabilitation (3R) Projects for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1st day of June, 2021, that the County Administrator be and he hereby is authorized to execute a work order with The Matthews Group, Inc. dba TMG Construction Corporation for the replacement of the lower roof on the Courthouse Community Center in an amount not to exceed Four Hundred Eighty Thousand Six Hundred Thirty-Four Dollars (\$480,634), unless amended by a duly-authorized change order.

Item 9. Parks, Recreation and Community Facilities; Authorize the County Administrator to Execute a Work Order to Replace Elevator #3. Ms. Bohmke remarked that she needed additional

information about this item. She requested information about the County renting space to the Health Department. Mr. Mike Morris, Director of Parks, Recreation and Community Facilities explained that the elevator is located in the Economic Development, Voter Registrar, and Health Department building. He stated the elevator is 42 years old and parts could no longer be obtained for it. The Asset Management System informed staff that it should be replaced. He said there is an agreement that the County pays the Health Department for operation and a portion of that money is paid back to the County to rent the building and the building located at Rowser. Mr. Morris stated the lease agreement would be renewed and updated and brought back to the Board for approval.

Ms. Bohmke motioned, seconded by Mr. Coen to adopt proposed Resolution R21-210.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, Dudenhefer, Shelton, Snellings, Vanuch
Nay: (0)

Resolution R21-210 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO
EXECUTE A WORK ORDER FOR THE REPLACEMENT OF ELEVATOR #3
LOCATED IN THE GOVERNMENT CENTER

WHEREAS, the parts for Elevator #3, located in the Government Center, and shared by the Registrar, Virginia Department of Health, and the Department of Economic Development and Tourism, are obsolete and will soon be unavailable; and

WHEREAS, installing a new hydraulic elevator system will provide a more smooth, safe and reliable operation, and bring the elevator in compliance with the latest ASME/ANSI A17-1 Code Firefighters' Emergency Operation; and

WHEREAS, the work can be procured through the County's Job Order Contract with Brown & Root Industrial Services, LLC, Contract #20-1210-SP137.4B&R; and

WHEREAS, funds are available in the FY2021 Capital Improvement Program (CIP) Repair, Replacement and Rehabilitation (3R) Projects for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1st day of June, 2021, that the County Administrator be and he hereby is authorized to execute a work order with Brown & Root Industrial Services, LLC, for the replacement and installation of a new elevator in the Government Center in an amount not to exceed Three Hundred Twenty-One Thousand Eighty-Four Dollars (\$321,084), unless amended by a duly-authorized change order.

Item 10. Public Works (Capital Construction); Authorize the County Administrator to Execute a Contract for Concrete Repairs at the Aquia Wastewater Treatment Facility and Little Falls Run Wastewater Treatment Facility.

Resolution R21-213 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH CREATIVE MAINTENANCE SOLUTIONS, LLC FOR CONCRETE REPAIRS AT THE AQUIA WASTEWATER TREATMENT PLANT AND LITTLE FALLS RUN WASTEWATER TREATMENT PLANT

WHEREAS, the concrete tanks at both Aquia and Little Falls Run Wastewater Treatment Plants are exhibiting signs of surficial failure and require rehabilitation to ensure successful operation; and

WHEREAS, the County contracted with O'Brien & Gere Engineers, Inc., now Ramboll Americas Engineering Solutions, Inc., to design improvements to structurally restore the concrete tankage; and

WHEREAS, the County solicited bids the concrete repairs pursuant to Invitation for Bids (IFB) #21-024-9408SB-R; and

WHEREAS, staff determined that Creative Maintenance Solutions, LLC, was the lowest responsive and responsible bidder, submitting a bid in the amount of \$468,979.94, which is reasonable for the scope of work proposed; and

WHEREAS, funds are available and have been appropriated in the Utilities Enterprise Funds;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1st day of June, 2021, that the County Administrator be and he here hereby is authorized to execute a contract with Creative Maintenance Solutions, LLC in an amount not to exceed Four Hundred Sixty-Eight Thousand Nine Hundred Eighty Dollars (\$468,980) for the construction of the concrete repairs at the Aquia and Little Falls Run Wastewater Treatment Plants, unless modified by a duly-authorized change order.

Item 11. Public Works (Transportation); Authorize the Installation and Maintenance of One "Watch for Children" Sign on Lord Fairfax Drive (SR-1630).

Resolution R21-220 reads as follows:

A RESOLUTION AUTHORIZING THE INSTALLATION AND MAINTENANCE OF ONE "WATCH FOR CHILDREN" SIGN ON LORD FAIRFAX DRIVE (SR-1630), LOCATED IN THE GEORGE WASHINGTON ELECTION DISTRICT

WHEREAS, the Board is concerned with transportation safety on residential streets; and

WHEREAS, the Board adopted the Residential Traffic Management Plan (RTMP) on February 19, 2008, to provide Stafford County citizens with various programs to address traffic-related concerns; and

WHEREAS, the installation of "Watch for Children" signs is authorized pursuant to Virginia Code § 33.2-251; and

WHEREAS, residents along Lord Fairfax Drive (SR-1630) requested the installation of a "Watch for Children" sign along the road; and

WHEREAS, the Virginia Department of Transportation's (VDOT) policy permits the installation of a "Watch for Children" sign, which will be posted approximately 200 feet past the posted speed limit sign on Lord Fairfax Drive; and

WHEREAS, the proposed location on Lord Fairfax Drive meets the essential criteria for the installation as it is a residential road, based on the current RTMP, "Watch for Children" sign program; and

WHEREAS, the Board finds that installing the sign promotes the health, safety, and welfare of the County and its citizens;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1st day of June, 2021, that it be and hereby does authorize the purchase and installation of one "Watch for Children" sign on Lord Fairfax Drive (SR-1630); and

BE IT FURTHER RESOLVED that the County Administrator, or his designee, shall transmit a copy of this Resolution to the Virginia Department of Transportation.

Item 12. Public Works (Utilities); Authorize the County Administrator to Approve Additional Expenditures for Public Utility Equipment with Related Accessories and Supplies.

Resolution R21-222 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO
APPROVE ADDITIONAL EXPENDITURES FOR THE PURCHASE OF
PUBLIC UTILITY EQUIPMENT WITH RELATED ACCESSORIES AND
SUPPLIES

WHEREAS, bypass pumps, equipment and related accessories are essential for the repair, reconditioning and replacement of wastewater pump stations; and

WHEREAS, the County currently has a contract, Rider Agreement No. 21-065-5030CO, with Thompson Pump and Manufacturing Company, Inc. (Contractor), with a current contract term ending on March 14, 2022, and one additional one-year renewal term; and

WHEREAS, the Department has expended \$183,972 for necessary pumps and related accessories and have identified an additional \$350,000 needed to acquire additional pumps, equipment, and related accessories for the remainder of the contract term; and

WHEREAS, funds for these equipment and supplies are available in the FY2021 and FY2022 Public Works, Utilities Fund Budget;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1st day of June, 2021, that the County Administrator be and he hereby is authorized to approve additional expenditures with Thompson Pump and Manufacturing Company, Inc. to supply public utility equipment with related accessories and supplies in an amount of Three Hundred Fifty Thousand Dollars (\$350,000), for a total contract amount not to exceed Five Hundred Thirty-Three Thousand Nine Hundred Seventy-Two Dollars (\$533,972), unless modified by a duly executed contract amendment.

Item 13. Sheriff; Authorize the County Administrator to Advertise a Public Hearing to Consider Amending and Reordaining the County Code to Create Sec. 1-12.4 "Electronic Summons System Fee" to Begin Assessing a \$5 Fee for the Electronic Summons System.

Resolution R21-204 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO CONSIDER AN ORDINANCE TO AMEND AND REORDAIN THE STAFFORD COUNTY CODE TO CREATE SEC. 1-12.4 "ELECTRONIC SUMMONS SYSTEM FEE" TO BEGIN ASSESSING A \$5.00 FEE FOR THE ELECTRONIC SUMMONS SYSTEM

WHEREAS, the Sheriff's office and the Circuit and District Court clerks currently manually enter the majority of summons in their respective systems; and

WHEREAS, implementing an electronic system will allow efficiencies for Deputies initiating summons and citizens resolving cited violations; and

WHEREAS, Virginia Code § 17.1-279.1 allows for an additional fee of up to \$5 to be charged in criminal and traffic matters to defray the costs of implementing and maintaining an electronic summons system; and

WHEREAS, the Sheriff has requested the implementation of this fee, as a funding source for a future upgrade to provide the anticipated electronic services; and

WHEREAS, the Board desires and is required to hold a public hearing to consider amending the County Code to implement the fee;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1st day of June, 2021, that the County Administrator be and he hereby is authorized to advertise a public hearing to consider amending the County Code to create Sec. 1-12.4 "Electronic summons system fee," pursuant to proposed Ordinance O21-31.

Item 14. Sheriff; Authorize the Conversion of a Part-Time to Full-Time Position for Sheriff's Deputy Courts Sergeant Position.

Resolution R21-208 reads as follows:

A RESOLUTION AUTHORIZING THE CONVERSION OF A PART-TIME TO FULL-TIME POSITION FOR SHERIFF'S DEPUTY COURTS SERGEANT POSITION

WHEREAS, the Stafford County Sheriff's Office currently has a part-time Courts Sergeant position that is vacant due to retirement; and

WHEREAS, the Sheriff has requested a conversion of the position to full-time to facilitate recruitment of this necessary position; and

WHEREAS, the financial impact of converting the position is \$46,721 and can be absorbed in the Sheriff's Office fiscal year (FY) 2022 budget;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this 1st day of June 2021, that the authorized strength of the County workforce be and it hereby is increased as follows for fiscal year (FY) 2022 to convert the part-time Courts Sergeant position with the Sheriff's Office to full-time:

General Fund		
• Non-Public Safety	412	412
• Public Safety	493	<u>494</u>
Utilities Fund	162	162
Capital Projects Fund	2	2
Transportation Fund	2	2
Total	<u>1,071</u>	<u>1072</u>

Item. 15. Sheriff; Authorize the County Administrator to Execute a Contract with Enersys Delaware Inc., for Public Safety Radio Tower Site Batteries.

Resolution R21-223 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR
TO EXECUTE A CONTRACT WITH ENERSYS DELAWARE INC. FOR PUBLIC
SAFETY RADIO TOWER SITE BATTERIES

WHEREAS, the Stafford County public safety radio communications system (System) requires annual support, maintenance, and necessary upgrades for critical systems to keep it in optimal working condition and to allow for better interoperability; and

WHEREAS, if the batteries fail, the tower site would experience a hard shutdown, possible damage, and the loss of radio connectivity for county responders and employees; and

WHEREAS, the batteries are beyond their normal life expectancy and in need of replacement; and

WHEREAS, the County solicited competitively sealed bids pursuant to Invitation for Bid #21-040-3220SB to furnish and install replacement batteries at various System tower sites; and

WHEREAS, Enersys Delaware Inc. was determined to be the lowest responsive and responsible bidder to provide the requested goods and services; and

WHEREAS, savings have been identified in fiscal year (FY) 2020 and FY2021 Capital Improvement Program (CIP) for the battery replacement costs;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1st day of June 2021, that the County Administrator be and he hereby is authorized to execute a contract with Enersys Delaware Inc. in an amount not to exceed Three Hundred Ninety-Nine Thousand Five Hundred Twenty-Six Dollars (\$399,526), unless amended by a duly-executed contract amendment.

UNFINISHED BUSINESS

Item 16. Planning and Zoning: Receive a Progress Report of the Comprehensive Plan 5-Year Update. Mr. Mike Zuraf, Principal Planner presented an update about this item and highlighted the following key factors being considered by the Planning Commission's Comprehensive Plan 5-Year Update Subcommittee:

- Extend the Urban Services Area (USA) Boundary along Courthouse Road to include Stafford Middle School and Brooke Point High School.
- Eliminate the Brooke TGA.
- Eliminate the Leeland Station TGA.
- Consider different development densities for the Courthouse, Centerport, and Warrenton Road TGAs.
- Specify that large projects in the TGAs must have some components of mixed use (residential, office, commercial, and recreational) tied to their development.
- Phase in development approvals based on availability of infrastructure and prior approvals.
- Develop a list of actions that could be implemented to streamline the development review process inside the TGA to promote development of these areas.
- Remove Redevelopment Areas and Priority Focus Areas from the Future Land Use Map.
- Simplify Airport Compatible Land Use recommendations in the future and Plan chapter.
- Modify the water extension policy for lands outside the USA.
- Acknowledge the implications of climate change as referenced in a study from NOAA.
- Update and modify the various Transportation network improvement maps.

Ms. Shelton commented that she would like to see the data that was driving the Planning Commission's recommendations. She remarked that the Brooke TGA was the only train station in the Commonwealth of Virginia that was not built out. She said that removal of the Brooke TGA did not make sense to her and that she was interested in seeing what data was being used to drive the removal of the Brooke TGA.

Item 17. Planning and Zoning; Consider a Request for a Conditional Use Permit to Allow a Communication Facility Within the A-1, Agricultural Zoning District on Tax Map Parcel No. 37-48A (Project Known as Telecom Tower American Legion Post 290). Mr. Zuraf briefly highlighted background information. He stated that the American Legion Post provided a letter stating that the tree clearing was not a part of their proposal and noted that no future clearing was anticipated.

Mr. Snellings motioned, seconded by Mr. Dudenhefer to adopt proposed Resolution R21-125.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, Dudenhefer, Shelton, Snellings, Vanuch
Nay: (0)

Resolution R21-125 reads as follows:

A RESOLUTION TO APPROVE A CONDITIONAL USE PERMIT TO ALLOW A TELECOMMUNICATIONS FACILITY IN THE A-1, AGRICULTURAL ZONING DISTRICT, ON TAX MAP PARCEL NO. 37-48A, LOCATED WITHIN THE HARTWOOD ELECTION DISTRICT

WHEREAS, NB&C, on behalf of Verizon Wireless, applicant, submitted application CUP20153524 (Application) requesting a conditional use permit (CUP) to allow a communication facility in the A-1, Agricultural Zoning District on Tax Map Parcel No. 37-48A, located within the Hartwood Election District; and

WHEREAS, the Application was submitted pursuant to Stafford County Code, Sec. 28-35, Table 3.1, which permits this use in the A-1 Zoning District, after a CUP is issued by the Board; and

WHEREAS, the Board carefully considered the recommendations of the Planning Commission and staff, and the public testimony, if any, received at the public hearing; and

WHEREAS, the Board has considered the criteria in Stafford County Code Sec. 28-185 and finds that the request meets the standards of the Zoning Ordinance for issuance of a CUP;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1st day of June, 2021, that a conditional use permit (CUP) pursuant to application CUP20153524 be and it hereby is approved with the following conditions:

1. This CUP is to allow one telecommunications facility (Facility) in the A-1, Agricultural Zoning District on Tax Map Parcel No. 37-48A (Property).
2. One telecommunications tower associated with the Facility is permitted on the Property. The tower shall be a monopole type construction and shall be no more than 113 feet in height. Safety lighting extending an additional 3 feet above the top of the tower is permitted.
3. The location of the Facility on the Property shall be in conformance with the plan entitled "Verizon Ramoth – Post 290 1131 Mountain View Road Fredericksburg, Virginia 22406," prepared by Morris and Ritchie Associates, dated September 18, 2020, as last revised on April 9, 2021 (Plan).
4. Lights on the Facility shall be limited to any required by the Federal Aviation Administration, except baseball field lighting is permitted on the Facility.
5. There shall be no signs on the Facility other than an identification sign required by the Federal Communications Commission or other federal or state agency.
6. A security fence and screening strips shall be installed and maintained along the perimeter of the Facility at the base of the telecommunications tower. A sign identifying the name of the tower owner and a telephone number to call in the event of an emergency shall be installed and maintained on the security fence.
7. Once the tower is no longer in use, written notice shall be sent to the County Administrator specifying the discontinuance of use of the Facility. All the Facility's structures shall be removed within six (6) months of cessation of commercial public telecommunications use or the expiration of the lease, whichever comes first.
8. The tower shall be designed to accommodate at least three (3) telecommunications providers.
9. Prior to issuance of a final zoning permit for the Facility, copies of a certified as-built survey for the telecommunications tower shall be provided to the County. The as-built survey shall identify the mean surface elevation for the base of the tower and the top of the tower and shall include any lightning rods or similar appurtenances.
10. Any frequencies or signals emitted by equipment at the Facility shall not interfere with or be incompatible with telecommunications frequencies associated with the County's Emergency 911 system or the Stafford Regional Airport.
11. This CUP may be revoked or conditions amended by the Board for violation of any of these conditions or any applicable County, federal, or state code, law, ordinance, or regulation.

NEW BUSINESS

Item 18. Planning and Zoning; Consider a Request for Relief from the Right-of-Way Dedication Requirement Along Jefferson Davis Highway (US Route 1) on Tax Map Parcel No. 21-58, for Dalo Auto Salvage Facility. Mr. Jeff Harvey, Planning and Zoning Director presented background information about this item. He stated that Dalo Auto Salvage (DAS) has a site plan for onsite improvements to augment their facility. The onsite improvements would include some entrance improvements, a scale, as well as a turnaround area, and an outdoor loading facility. Mr. Harvey highlighted graphics on the Generalized Development Plan (GDP) and stated DAS were requesting relief from the Right-of-Way dedication requirement along Route 1. He said our Comprehensive Plan recommends the Right-of-Way be 160 feet wide or 80 feet from the center line. He said there is a code section in our zoning ordinance that allows for an exception from the Right-of-Way dedication requirement. He stated that staff recommends approval of the Right-of-Way dedication requirement.

Ms. Shelton commented about the topography lines on the GDP and expressed concern that there was not any stormwater management around the site. She said she would like to see this taken care of, but understands the needs of DAS.

Mr. Harvey responded that this item was of significant importance for the Applicant because they currently have a site plan in Planning and Zoning. He said DAS is concerned about delaying this until August when a new ordinance might come forward that would make this a moot point. He said the Applicant does have a sense of urgency for this request.

Ms. Shelton motioned, seconded by Mr. Snellings to deem this item time-sensitive.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, Dudenhefer, Shelton, Snellings, Vanuch

Nay: (0)

Ms. Shelton motioned, seconded by Ms. Bohmke to adopt proposed Resolution R21-206.

Mr. Coen expressed concern about the stormwater management and requested additional information about how it would be addressed.

Mr. Harvey responded that as part of the site plan review, any impervious surface that would be added has to be addressed with stormwater management and erosion control. He stated that this would be resolved with approval of this plan.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, Dudenhefer, Shelton, Snellings, Vanuch

Nay: (0)

Resolution R21-206 reads as follows:

A RESOLUTION, PURSUANT TO COUNTY CODE SEC. 28-256(C)(1), TO GRANT RELIEF FROM THE REQUIREMENT TO DEDICATE RIGHT-OF-WAY ALONG JEFFERSON DAVIS HIGHWAY (US-ROUTE 1) ON TAX MAP PARCEL NO. 21-58, LOCATED WITHIN THE AQUIA ELECTION DISTRICT

WHEREAS, Stafford County Code Sec. 28-256(c)(1) requires dedication of at least half of the necessary right-of-way when submitting a site plan for development of property abutting a road identified for transportation improvement projects in the Comprehensive Plan; and

WHEREAS, Dalo International Shipping, Inc. (Dalo International) desires to redevelop Tax Map Parcel No. 21-58 (Property), to further expand an existing auto salvage facility, and proposes to construct a truck scale, asphalt access drive and associated appurtenances (Proposed Development); and

WHEREAS, the Comprehensive Plan identifies future road improvements for this section of Jefferson Davis Highway (US-Route 1) and in accordance with the County Code, eighty (80) feet of right-of-way from the centerline on US-Route 1 should be dedicated; and

WHEREAS, Stafford County Code Sec. 28-256(c)(1) allows the Board to grant relief from the requirement to dedicate right-of-way; and

WHEREAS, dedication of any additional right-of-way along US-Route 1 will inhibit the Proposed Development from meeting development standards and create a non-conformity due to the layout and location of existing structures on the Property; and

WHEREAS, Dalo International has requested relief from the dedication requirement, pursuant to Stafford County Code Sec. 28-256(c)(1); and

WHEREAS, the Board has considered the recommendations of staff, and believes that it is appropriate to grant relief from the requirement to dedicate right-of-way;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1st day of June, 2021, that it be and hereby does, pursuant to Stafford County Code Sec. 28-256(c)(1), grant relief from the requirement to dedicate right-of-way on Tax Map Parcel No. 21-58 along Jefferson Davis Highway in accordance with the site plan entitled "3001 Jefferson Davis Highway, Stafford Virginia, 22554," dated March 4, 2021, as last revised.

Item 19. Discuss FY2023-2024 Transportation Alternatives Project Pre-Applications and FY2027-2028 Revenue Sharing Pre-Applications. Mr. Alex Owsiak, Transportation Program Manager presented an overview about the of the FY2027-2028 Transportation Revenue Sharing

Program and about the FY2023-2024 Transportation Alternatives Project funding. He then highlighted aspects about the following FY2027-2028 Revenue Sharing Projects:

- Garrisonville Road Widening
- Route 1 and Layhill Road Intersection

Next, Mr. Owsiak highlighted aspects about the following FY2023-2024 Transportation Alternatives Projects:

- Salisbury Drive Sidewalk
- Foreston Woods Sidewalk
- Stafford Avenue Sidewalk
- Mine Road Sidewalk
- Brafferton Boulevard Sidewalk
- Eustace Road Sidewalk
- Plantation Drive Sidewalk
- Juggins Road Sidewalk

Mr. Owsiak remarked that staff was seeking the Board's direction and input on the following projects recommended by staff:

- Salisbury Drive Sidewalk
- Mine Road Sidewalk
- Foreston Woods Sidewalk
- Stafford Avenue Sidewalk
- Eustace Road Sidewalk
- Plantation Drive Sidewalk

Ms. Allen inquired if the funding for the Juggins Road Sidewalk project could be reallocated to fixing the back gate of where Aquia Harbour and Decatur Road intersected. Mike Smith, Deputy County Administrator responded that the Transportation Alternative Program Funding had to be used for sidewalks and could not be used to fund the Decatur Road project. He said when the paving is completed for Decatur Road, staff plans to request wedge widening too. Ms. Allen requested using the funds to extend the sidewalks on Onville Road. Mr. Smith noted that there was \$2M district-wide allocated for 14 counties. He said there was already \$970,000 in our CIP and staff could add any additional projects that the Board would like included, but the chances of getting more projects was slim.

Ms. Shelton asked which of the selected projects were covered by STARS funding. Mr. Owsiak remarked that only the Foreston Woods Sidewalk project was covered by STARS funding.

Discussion ensued about additional sidewalk projects that could be considered.

Following the discussion, Mr. Owsiak received clarification to consider the following projects for the FY2023-2024 Transportation Alternatives Project:

- Foreston Woods Sidewalk
- Eustace Road Sidewalk
- Plantation Drive Sidewalk
- Stafford Avenue Sidewalk
- Vista Woods Sidewalk
- Onville Road Sidewalk

CLOSED MEETING

At 4:51 p.m., Ms. Shelton motioned, seconded by Mr. Coen, to adopt proposed Resolution CM21-10.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, Dudenhefer, Shelton, Snellings, Vanuch
Nay: (0)

Resolution CM21-10 reads as follows:

A RESOLUTION TO AUTHORIZE CLOSED MEETING

WHEREAS, the Board desires to hold a Closed Meeting for discussion and consideration of the acquisition of property for a high school, which is a public purpose, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the Board; and

WHEREAS, pursuant to Virginia Code § 2.2-3711 (A)(3) such discussion may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1st day of June, 2021, that it be and hereby does authorize discussion of the above matters in Closed Meeting.

CLOSED MEETING CERTIFICATION

At 5:11 p.m., Ms. Shelton motioned, seconded by Mr. Snellings, to adopt proposed Resolution CM21-10 (c).

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, Dudenhefer, Shelton, Snellings, Vanuch
Nay: (0)

Resolution CM21-10 (c) reads as follows:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE STAFFORD COUNTY BOARD OF SUPERVISORS IN A CLOSED MEETING ON JUNE 1, 2021

WHEREAS, the Board has, on this the 1st day of June, 2021, adjourned into a Closed Meeting in accordance with a formal vote of the Board and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, the Virginia Freedom of Information Act provides for certification that such Closed Meeting was conducted in conformity with the law;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors does hereby certify, on this the 1st day of June, 2021, that to the best of each member's knowledge (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act, and (2) only such public business matters as were identified in the Motion by which the Closed Meeting was convened, were heard, discussed, or considered by the Board.

At 5:11 p.m., Chairman Vanuch recessed the afternoon session of the June 1, 2021 Board meeting.

At 7:00 p.m. Chairman Vanuch called the evening session to order. Ms. Shelton gave the invocation and Mr. Coen led the Pledge of Allegiance to the flag of the United States of America.

Chairman Vanuch wished happy birthday to Network Analyst, John Palmer and thanked his wife for the delicious cupcakes she brought in to share.

Presentations – There were no presentations.

Presentations by the Public – II - The following person indicated a desire to speak.

1. Jo Knight, 103 Nautical Cove – commented about the traffic impact issues the Downtown Stafford project would have in Stafford.

PUBLIC HEARINGS

Chairman Vanuch announced that agenda Item #23, a public hearing to Ratify Acceptance of and Consider Budgeting and Appropriating (a Portion of), American Rescue Plan Act (ARPA) Funding would be held first.

Item 23. Budget and Management; Ratify Acceptance of and Consider Budgeting and Appropriating (a Portion of), American Rescue Plan Act (ARPA) Funding. Ms. Andrea Light, Budget and Management Director remarked that the the ARPA was signed into law on March 11, 2021. She said the ARPA provided \$65 billion in funding for counties based on the population across the nation. She stated the funds would be provided to Stafford County in the amount of \$14.8M in two tranches, for a total amount of \$25.6M dollars. In May, the County received its first tranche of funding and anticipated receiving the second tranche in May of 2022. She remarked the Schools are anticipated to receive \$14.8M, of which 20% must be spent on learning loss. Almost \$1.8M has been allocated as part of their FY2022 adopted budget. She explained that the Board was being asked to hold a public hearing because the amount exceeds the budget by 1% and the Court of Virginia requires a public hearing to be held. She said that proposed Resolution R21-194 requests the Board ratifies acceptance of ARPA funds, and budget and appropriates \$80,208 for consulting work. The consultant would be same one that was used for the CARES Act to provide guidance on compliance of funds being used. Currently, staff is developing a strategy to use these funds for the betterment of the County. The proposed strategy would be brought to the June 15 Finance, Audit and Budget Committee (FAB) meeting. Also, future budget and appropriation requests for the Schools and the County would be brought before the Board to consider.

Chairman Vanuch opened the public hearing.

No persons indicated a desire to speak.

Chairman Vanuch closed the public hearing.

Ms. Bohmke motioned, seconded by Mr. Coen to adopt proposed Resolution R21-194.

The Voting Board tally was:

Yea:	(7)	Allen, Bohmke, Coen, Dudenhefer, Shelton, Snellings, Vanuch
Nay:	(0)	

Resolution R21-194 reads as follows:

**A RESOLUTION TO RATIFY ACCEPTANCE OF AND BUDGET AND
APPROPRIATE AMERICA RESCUE PLAN ACT (ARPA) FUNDING**

WHEREAS, on March 11, 2021, the Federal Government approved funding to localities and school districts through the American Rescue Plan Act of 2021 (ARPA); and

WHEREAS, Stafford County is anticipated to receive \$29,650,522 in total, paid in two tranches with the first tranche in the amount of \$14,825,261 being received in May 2021 and the second within one-year of the ARPA being signed into law; and

WHEREAS, Stafford County Public Schools are anticipated to receive \$14,872,000, of which twenty percent must address learning loss, and as part of the School Boards FY2022 Budget \$1,728,562 of said funds have already been allocated for one-time and pandemic related projects; and

WHEREAS, the Board desires to ratify acceptance of the ARPA funds, provided in response to the COVID-19 pandemic's negative impacts on the economy and to lay a strong and equitable foundation for recovery; and

WHEREAS, as required by Virginia Code § 15.2-2507, the Board held a public hearing and carefully considered the recommendations of staff and the public testimony, if any, received at the public hearing; and

WHEREAS, the Board desires to amend the FY2021 and FY2022 Budgets to account for the ARPA funding received, which is greater than 1% of the County's budgets; and

WHEREAS, the Board recognizes the need for sound accounting and reporting practices in administering the ARPA funds and meeting federal grant requirements, and therefore, creates a new fund—ARPA Grant Fund; and

WHEREAS, the Board desired to budget the ARPA funding for FY2021 and any unspent funds remaining at the end of FY2021 to FY2022; and

WHEREAS, the Board desires to appropriate \$80,208 of ARPA funding for consulting services needed to administer the grant funding;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1st day of June, 2021, that it be and hereby does ratify the acceptance of American Rescue Plan Act of 2021 (ARPA) funds in the amount of Twenty-Nine Million Six Hundred Fifty Thousand Five Hundred Twenty-Two Dollars (\$29,650,522) in two tranches; and

BE IT FURTHER RESOLVED that County Administrator and the Controller are authorized to execute any documents they deem necessary and appropriate to effectuate this Resolution and their execution of the acceptance of funds document, dated on or before May 24, 2021, is ratified; and

BE IT FURTHER RESOLVED that Fourteen Million Eight Hundred Seventy-Two Thousand Dollars (\$14,872,000) in ARPA funding is budgeted to the County's ARPA Grant Fund for FY2021 and any unspent funds at the end of the fiscal year are budgeted to the County's ARPA Grant Fund for FY2022; and

BE IT STILL FURTHER RESOLVED that ARPA funding is appropriated as follows for consulting services to assist with administering the ARPA grant funding and requirements:

FUND	Department	Amount
County's ARPA Grant Fund	Finance and Procurement	\$80,208

Item 20. Planning and Zoning: Consider a Request for a Conditional Use Permit to Allow Motor Vehicle Sales in the B-2, Urban Commercial and HC, Highway Corridor Overlay Zoning Districts on Tax Map Parcel No. 38-25H (Project Known as Perchwood Drive Auto Sales Park). Mr. Jeff Harvey presented background information about this item and highlighted the following aspects about the project.

- Location and Zoning
- Existing Conditions
- Generalized Development Plan
- Design Standards
- Proposed Conditions
- Comp Plan – Land Use
- Evaluation – Staff Findings
- Recommendation

The Applicant's agent, Mr. John Carter thanked Mr. Harvey for the presentation and requested the Board's approval of the proposed request. He remarked he was available to address the any further questions about the project.

Chairman Vanuch opened the public hearing.

No persons indicated a desire to speak.

Chairman Vanuch closed the public hearing.

Ms. Bohmke motioned, seconded by Ms. Shelton to adopt proposed Resolution R21-142.

Ms. Bohmke commented that she met with the Applicant and was familiar with the project. She stated the project would be an improvement to the area.

The Voting Board tally was:

Yea:	(7)	Allen, Bohmke, Coen, Dudenhefer, Shelton, Snellings, Vanuch
Nay:	(0)	

Resolution R21-142 reads as follows:

A RESOLUTION APPROVING A CONDITIONAL USE PERMIT (CUP) TO ALLOW MOTOR VEHICLE SALES IN THE HC, HIGHWAY CORRIDOR OVERLAY AND THE B-2, URBAN COMMERCIAL ZONING DISTRICTS ON TAX MAP PARCEL NO. 38-25H, LOCATED WITHIN THE FALMOUTH ELECTION DISTRICT

WHEREAS, Guria, LLC submitted Application CUP20153513 (Application) requesting a conditional use permit to allow vehicle fuel sales in the HC, Highway Corridor Overlay and the B-2, Urban Commercial Zoning Districts, on Tax Map Parcel No. 38-25H, located within the Falmouth Election District; and

WHEREAS, the Application was submitted pursuant to Stafford County Code Sec. 28-35, Table 3.1, which permits this use in B-2, Urban Commercial Zoning District and Stafford County Code Sec. 28-59(e), which permits this use in HC, Highway Corridor Overlay Zoning District, after a CUP is issued by the Board; and

WHEREAS, the Board carefully considered the recommendations of the Planning Commission and staff, and the public testimony, if any, received at the public hearing; and

WHEREAS, the Board has considered the criteria in Stafford County Code Sec. 28-185 and finds that the request meets the standards of the Zoning Ordinance for issuance of a CUP;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1st day of June 2021, that a conditional use permit pursuant to application CUP20153513 (CUP) be and it hereby is approved with the following conditions:

1. This CUP allows motor vehicle sales in the B-2, Urban Commercial and HC, Highway Corridor Overlay Zoning Districts on Tax Map Parcel No. 38-25H, consisting of 0.862 acres (Property), in the location identified on the Generalized Development Plan prepared by TEAC, LLC, entitled "Perchwood Auto Sale Park General Development Plan 38 Parcel 25H Fredericksburg Virginia," last revised May 17, 2021 (GDP).
2. Development of the Property shall occur as generally depicted on the GDP. Changes to the location and treatment of improvements depicted on the GDP shall be allowed at the time of site plan review for engineering purposes or to comply with changes to federal, state, or local laws.
3. The building on the Property shall be constructed in general conformance with the styles and materials depicted on the architectural renderings prepared by VM Architecture, P.L.L.C., entitled "Liberty Auto Service 15 Perchwood Ln Stafford County, VA," dated March 5, 2021.
4. The ten (10) parking spaces nearest to U.S. Route 1 shall be reserved for customer parking, as shown on the GDP.
5. All outdoor storage of vehicles for sale shall be limited to the paved parking spaces within the Property and shall not be located in open space areas.
6. All vehicles for sale shall be parked in designated display spaces.
7. There shall be no vehicles parked on U.S. Route 1 or Perchwood Drive.

8. Vehicles associated with the Property shall be prohibited from parking along the access road serving the site.
9. Delivery of vehicles to the Property shall either be by single-vehicle flatbed or tow truck or driven directly to the Property.
10. All loading and unloading of vehicles being transported to and from the Property shall occur on the Property and shall not occur on the access road serving the Property.
11. Vehicle detailing shall be limited to vehicles being sold on the Property and shall be conducted in an enclosed building.
12. Each parking space on the Property shall have direct access to a drive aisle.
13. Outside storage of inoperable vehicles, totaled vehicles, tires and vehicle parts is prohibited.
14. This CUP may be revoked for a violation of any of these conditions or any applicable federal, state, or County code, law, ordinance, or regulation.

Item 21. Public Works (Utilities); Consider an Amendment to Stafford County Code Sec. 25-98, "Sewer Charges Generally" to Allow for Evaporation Credits for Non-Residential Sewer Customers. Mr. Chris Edwards, Director of Utilities presented background information about proposed Ordinance O21-17. He stated that the proposed Ordinance change would allow for sanitary credit or a reduction in the amount of sewage charge when a significant amount of evaporation occurs in a customer's process. He said that the current ordinance allows for the County to set a separate water meter in front of the master meter. The Ordinance change would strengthen the language to allow the subtraction meter and to allow the County the option to give a secondary metering method. The customer would be responsible for paying for the maintenance and cost of the meter. The sewer credits would be for nonresidential accounts and would be for evaporation only. Mr. Edwards highlighted the reasons why the proposed Ordinance amendment would be beneficial.

Chairman Vanuch opened the public hearing.

No persons indicated a desire to speak.

Chairman Vanuch closed the public hearing.

Ms. Shelton motioned, seconded by Mr. Snellings, to adopt proposed Ordinance O21-17.

The Voting Board tally was:

Yea:	(7)	Allen, Bohmke, Coen, Dudenhefer, Shelton, Snellings, Vanuch
Nay:	(0)	

Ordinance O21-17 reads as follows:

AN ORDINANCE TO AMEND AND REORDAIN STAFFORD COUNTY CODE
SEC. 25-98, "SEWER CHARGES GENERALLY" TO ALLOW EVAPORATION
CREDITS FOR NONRESIDENTIAL SEWER CUSTOMERS

WHEREAS, Stafford County Code Sec. 25-98 "Sewer charges generally" stipulates, in subsection (c), that all sewer customers shall pay charges based on water consumption; and

WHEREAS, certain nonresidential users are charged sewer usage fees when a portion of the water used is lost through evaporation and not through return to the County's sanitary sewer system; and

WHEREAS, staff proposed an amendment to allow nonresidential customers to apply for a reduction in the sewer portion of their utility bill, if they are able to demonstrate that a measurable portion of their water use is not returned to the County's sewer system due to evaporation in their facility as proven by the installation of a water sewage meter to calculate the reduction in water flow; and

WHEREAS, the Board carefully considered the recommendation of the Utilities Commission and staff, and the public testimony, if any, received at the public hearing; and

WHEREAS, the Board desires to amend the County Code to permit sewer evaporation credits for nonresidential customers;

NOW, THEREFORE, BE IT ORDAINED by the Stafford County Board of Supervisors on this the 1st day of June, 2021, that Stafford County Code Sec. 25-98, "Sewer charges generally," be and it is hereby amended and reordained as follows with all other portions remaining the same:

Sec. 25-98. – Sewer charges generally.

(h) Non-residential sewer customers whose entire volume of water used on their premises is not discharged into the county sewer system due to evaporation, may apply for a reduction of the charges imposed under section 25-98(c), if that customer provides, at its expense, a meter which records the water or sewage that discharges, or fails to discharge, into the county sewer system in accordance with this subsection. If a permanent meter cannot be installed and maintained, the applicant shall provide sufficient documentation that metering the water and sewage discharge is not practicable. In such cases, the director at his discretion may allow an alternative metering method.

(1) Applications for evaporation credit shall be on a form prescribed and furnished by the department and each application shall be accompanied by the specifications, measurements, drawings and such other data as will clearly indicate the type of meter or metering method, and physical location on the premises for which the application is submitted.

- (2) The director shall accept, review and render a decision on an application for evaporation credit using the standards set forth in this section 25-98(h), and shall have the right to approve, disapprove, or request revisions and additional data, design or information regarding the meter(s) or metering method. For any disapproval, the customer shall be provided, in writing, specific details of how the meter or metering method, or any other application information, does not comply with the standards set herein.
- (3) Upon approval of the application, customer shall be responsible for the installation, maintenance, and repair of the meter(s) or metering method identified in the application, shall provide department staff with access to the meter(s) or metering method upon reasonable notice, and shall provide information evidencing the calibration of the meter(s) or metering method to the department annually. Customer shall also be subject to periodic inspection of the meter(s) or metering method by the department, to ensure accuracy.
- (4) The reduction of the charge imposed as a result of this section shall be based on the amount of water discharged to county sewers as shown by the meter or metering method reading or by the subtraction of non-sewer flow from water consumption.
- (5) The county reserves the right to revoke or suspend the evaporation credit if customer fails to comply with the requirements of subsection 25-98(h)(3) or as otherwise provided on the application.

Item 22. Public Works (Transportation) Consider Amending and Reordaining Stafford County Code Sec. 15-56, "Designation of Restricted Parking Areas" to Add Certain Streets Within Shelton's Run Subdivision as Restricted Parking Areas. Mr. Alex Owsiak presented background information about this item. He stated that the Board authorized a public hearing at its May 4, 2021 meeting for further consideration of certain restricted parking areas. He said if the proposed Ordinance was approved by the Board, County Code 15-56, "Designation of Restricted Parking Areas" would be amended and reordained to include the requested streets within Shelton's Run subdivision.

Chairman Vanuch opened the public hearing.

The following person indicated a desire to speak:

1. Chad Breeden, President of the Shelton's Run Community Assoc. – commented that there had not been any opposition voiced to move forward with his plan and that he supported moving forward with the proposed Ordinance.

Chairman Vanuch closed the public hearing.

Ms. Vanuch motioned, seconded by Ms. Bohmke to adopt proposed Ordinance O21-15.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, Dudenhefer, Shelton, Snellings, Vanuch
Nay: (0)

Ordinance O21-15 reads as follows:

AN ORDINANCE TO AMEND AND REORDAIN STAFFORD COUNTY CODE, SEC. 15-56, ENTITLED "DESIGNATION OF RESTRICTED PARKING AREAS," TO INCLUDE SELECTED STREETS WITHIN SHELTON'S RUN SUBDIVISION, LOCATED WITHIN THE ROCK HILL ELECTION DISTRICT

WHEREAS, Virginia Code §§ 46.2-1222.1 and 46.21224 authorize the County to regulate or prohibit the parking on any public highway in the County, of any or all of the following: watercraft, boat trailers, motor homes, camping trailers, commercial vehicles, and the parking of motor vehicles, trailers, or semitrailers for commercial purposes; and

WHEREAS, the Board finds that regulating or prohibiting the parking of watercraft, boat trailers, motor homes, camping trailers, commercial vehicles, and the parking of motor vehicles, trailers, or semitrailers for commercial purposes on public highways serves the public health, safety, and welfare of the County and its citizens; and

WHEREAS, the Board adopted Ordinance O10-37, which established criteria for the designation of restricted parking areas; and

WHEREAS, the Shelton's Run Community Association (Association) has approved a letter with a policy resolution requesting the establishment of a restricted parking area within Shelton's Run subdivision (Subdivision) and the letter satisfies the requirements of Stafford County Code Sec. 15-56; and

WHEREAS, the requested streets within the Subdivision meet the established criteria to be designated as a restricted parking area; and

WHEREAS, the Board has conducted a public hearing in accordance with Virginia Code § 15.2-1427; and

WHEREAS, the Board has carefully considered the recommendations of staff and the public testimony at the public hearing, if any;

NOW, THEREFORE, BE IT ORDAINED by the Stafford County Board of Supervisors on this, the 1st day of June, 2021, that Stafford County Code Sec. 15-56, "Designation of restricted parking areas," be and it hereby is amended and reordained as follows, with all other portions remain unchanged:

Sec. 15-56 - Designation of restricted parking areas.

(f) The following constitute the restricted parking areas within Stafford County where the provisions of this section are in full force and effect:

(27) Shelton's Run Subdivision on the following named streets:

(A) Walt Whitman Boulevard;

(B) Bradstreet Court;

(C) Katrine Court;

(D) Longfellow Court;

(E) Irving Court;

(F) Montgomery Drive;

(G) Twain Court;

(H) Melville Court;

(I) Poe Place;

(J) Beau Ridge Drive;

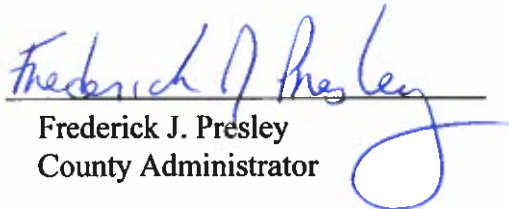
(K) Kline Court;

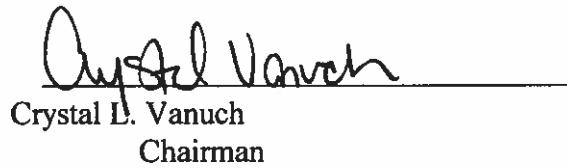
(L) Blake Way;

(M) Beavers Court;

(N) Demian Court.

Adjournment At 7:24 p.m., Chairman Vanuch adjourned the June 1, 2021 Stafford County Board of Supervisors meeting.


Frederick J. Presley
County Administrator


Crystal L. Vanuch
Chairman

Print

Speaker Card - Submission #21009

Date Submitted: 5/31/2021

STAFFORD COUNTY SPEAKER CARD

Citizens may provide comments to be added to the record in lieu of speaking, and directly provided to the Board of Supervisors. If you are signing up to speak, please put that in the "written comments" section below, and make sure to put 3:00 p.m. or 7:00 p.m. PLEASE NOTE THAT SIGNING UP TO SPEAK FOR PUBLIC PRESENTATIONS ENDS AT THE CLOSE OF BUSINESS THE DAY BEFORE ANY PUBLIC MEETING, OTHERWISE YOU MUST SHOW UP TO A FIRST COME, FIRST SERVE PROCESS.

First Name*

Danielle

Last Name*

Farley

Address1*

114 Lark Lane

City

Stafford

State

VA

Zip

22556

Select an option*

Presentations by the Public 3pm

WRITTEN COMMENTS TO BE LIMITED TO THREE MINUTES:*

Not speaking. Comment is in favor of transportation impact study prior to proceeding with Downtown Stafford. From September 2012-July 2017, my family and I lived in Stafford Oaks (located off Red Fern and Red Oak). The area is still a bottleneck despite the new construction. Affordable housing is not attainable in Stafford due to inflation and high demand for new developments. Please consider building Downtown Stafford slowly before negatively impacting the lives of those that live off Red Oak. Thank you for your time. Regards, Danielle

If you plan to speak at the meeting and you are signing up. Please say in these comments that you plan to speak. Thank you.

ADDITIONAL COMMENTS:

