

BOARD OF SUPERVISORS
STAFFORD COUNTY, VIRGINIA
MINUTES
REGULAR MEETING
SEPTEMBER 19, 2023

CALL TO ORDER – A regular meeting of the Stafford County Board of Supervisors was called to order by Dr. Pamela Yeung, Chairman, at 3:00 p.m. on Tuesday, September 19, 2023 in Board Chambers, George L. Gordon, Jr. Government Center, 1300 Courthouse Road, Stafford VA.

ROLL CALL – The following members were present: Dr. Pamela Yeung, Chairman; Thomas C. Coen, Vice Chair; Tinesha O. Allen, Meg Bohmke, Darrell E. English, Monica L. Gary, Crystal L. Vanuch

Also, in attendance were Randal E. Vosburg, County Administrator; Rysheda McClendon, County Attorney; Cheryl Giles, Deputy Clerk; various staff members; and other interested parties.

CHAIR REMARKS

Dr. Yeung said that their thoughts and prayers went out to the family of Aquia Harbour Police Chief Craig Cunningham who passed away unexpectedly earlier in the week. She said that he left behind a legacy of more than 30 years of service as a policeman in New York City, Prince William, and the last four years at Aquia Harbour Police Department. She said that Aquia Harbour residents cherished him and he would be greatly missed. She said that last week, the County conducted their annual 9/11 Memorial Ceremony, offering a dignified tribute to heroes lost on the tragic day of September 11, 2001. She said that on behalf of the County, the Board extended their sincerest appreciation to the dedicated teams from the Sheriff's Office, Fire and Rescue, Community Engagement, and Facilities Staff for the well-coordinated community event.

Dr. Yeung said that the County Registrar was seeking 50 to 100 poll worker volunteers to fill openings with the November election. She said that not only did the County have additional precincts to cover, but also as a result of the political climate, one's words mattered. She asked the public to please consider volunteering for this important position that helped ensure the elections were accessible to everyone. She said that more information was available on the County website at staffordcountyva.gov. She asked the public to kindly join the Sheriff's Office in their annual National Night Out event on Tuesday, October 3rd from 5:00 p.m. to 8:00 p.m. at Stafford Marketplace in North Stafford. She said that since Board members participated in this event and it conflicted with the Board of Supervisors meeting, the next Board meeting was held on that Wednesday, October 4th, which was the following day.

PRESENTATIONS

PRESENTATION OF A PROCLAMATION HONORING AND RECOGNIZING CATHY CHMIELEWSKI FOR 29 YEARS OF SERVICE TO STAFFORD COUNTY

Dr. Yeung said that Ms. Chmielewski had been an integral part of the County's IT department during a period of substantial transformation. She said that Ms. Chmielewski had exhibited strong leadership by spearheading numerous innovations and process improvements for the organization. She said that Ms. Chmielewski had been a very active member of all the committees supporting the County's employees in the broader community. She read the proclamation.

Ms. Chmielewski said that she was grateful to Dr. Yeung and all the other Board members. She said that it made her nervous standing up here but time flew by quickly. She said that there were numerous changes in Stafford County which she had the privilege of witnessing along with many dedicated employees who worked hard for its growth.

Assistant Director of Information Technology Keith King said that they were really going to miss Ms. Chmielewski as she was a great asset to the team. Being new to the County, he and Mr. Harrison were very grateful for all the institutional knowledge that she had brought and continued to transfer to the team. He said that they would surely miss her but wished her the best in her retirement.

PRESENTATION OF A PROCLAMATION IN REMEMBRANCE OF THE SERVICE OF MIA ETHRIDGE TO STAFFORD COUNTY

Dr. Yeung said that Captain Gustavo Leite was present to accept a proclamation honoring the life of Mia Ethridge. She said that Ms. Ethridge was a young volunteer firefighter for Stafford County and a career firefighter for Louisa County, and she tragically lost her life way too soon at the tender age of 20 for injuries sustained in an accident on duty. She read the proclamation.

Captain Leite said that he would like to express his gratitude on behalf of the Stafford Volunteer Fire Department and the Stafford County Fire and Rescue for everyone who was present. He said that he appreciated their support and dedication toward their services, as they would never forget Ms. Ethridge. He said that although she was extremely short in her time here, they cherished every moment they had with her, and he thanked them for their support and said that they were still grieving and grateful for everything they have done for them.

PRESENTATION OF A PROCLAMATION RECOGNIZING SEPTEMBER 17-23, 2023 AS CONSTITUTION WEEK

Dr. Yeung said that the Falls of the Rappahannock Daughters of the American Revolution were present to accept the proclamation for Constitution Week. She said that Constitution Week was celebrated from September the 17th through the 23rd. She welcomed Vice Regent Tracy Ramos, Jessica Dorian, and Martha Newton. She said that for those who were not familiar, it was noteworthy that two permanent figures in history were natives of Stafford County, George Mason and George Washington. She said that George Washington's leadership during the Constitutional Convention and his unanimous election as the first President of the United States in 1789 set important precedents for the new federal government.

Dr. Yeung said that his two terms as President helped shape the executive branch and establish its authority. She said that George Mason was similarly dedicated to individual rights and his contributions to the development of constitutional principles continue to be celebrated. She said that he was often regarded as one of the lesser known but highly influential founding fathers of the United States. She read the proclamation.

Ms. Ramos gave her gratitude for being honored at the event and providing the proclamation for Constitution Week. She said that as a society, it was important to remember their country's history and preserve it to continue on in service. She said that they truly appreciated it.

2023 VIRGINIA ASSOCIATION OF COUNTIES (VACo) ACHIEVEMENT AWARD PRESENTATION, PRESENTED BY JEREMY BENNETT, VACO DIRECTOR OF INTERGOVERNMENTAL AFFAIRS

Dr. Yeung said that Mr. Bennett would present a VACo Achievement Award to Utilities and School staff members for their partnership in creating high school utilities internship pipeline to employment. She said that she wanted to invite the following people to come forward and be recognized: the Director of Utilities Chris Edwards, Ann Wooldridge from Utilities HR, Ferida Cralle Work-Based Learning Coordinator from Stafford County Schools Scott Flath from Stafford County Schools, and Edgar Davis a Staffordian and 2023 graduate of Brooke Point High School who was now a Smith Lake Water Treatment Facility Operator.

Mr. Jeremy Bennett, Director of Intergovernmental Affairs with the Virginia Association of Counties VACo said that it was a distinct privilege for him to present the VACo Achievement Awards for a truly outstanding program, which already had a graduate, and that was phenomenal to hear. He said that VACo had existed since 1934 to support the Board's efforts as County officials through various ways such as advocacy of the state and federal government, education and membership engagement programs, educational program services, and communication efforts. He said that in 2003, they established the VACo County Achievement Awards, which were programs designed to recognize counties that had adopted innovative approaches to providing public

services and identifying programs that could serve as models for other counties to emulate. He said that it was his honor to present Stafford County with an Achievement Award that day.

Mr. Bennett said that this was VACo's 21st annual program and in 2023, they received 135 entries of which 33 winners were selected from 20 counties. He said that it was a truly competitive program as less than 25% of entries were actually selected as winners. He said that Stafford County won awards in 2003, 2005, 2006, 2010, 2013, three awards in 2016, another award in 2018, 2021 and 2022. He acknowledged the presence of the former VACo President Meg Bohmke.

Mr. Bennett said that when the judges were considering this program, there were a few criteria that they considered which included whether the program provided an innovative solution to a problem, situation or delivery of services, promoted intergovernmental cooperation in addressing a problem or situation, and provided a model that other local governments might want to emulate. He said that he could not think of another program that hit all three of those criteria here. He requested the folks from the program to brag on themselves and talk a little bit about it.

Mr. Edwards said that back in November 2021, he approached Ferida Cralle and Ann Wooldridge about an internship program with the Stafford County Public Schools. He said that through their hard work, they were able to establish an internship program where students could apply directly to the Utilities Department and internships. He said that his first intern was Eddie Davis here from Brooke Point High School at Smith Lake, and they were able to hire him on directly afterwards. He said that one of the things he actually gained out of this was over a year of experience prior to graduating high school. He said that for those who did not know, it took about five years to become a licensed class one operator, so that was at least a year under his belt.

Ms. Wooldridge she that it was shortly after she got hired when Chris approached her with this idea, and it was just a really great idea to reach out to the community and present opportunities for students to learn about industries that they might not know exist. She said that when Eddie applied, he already had a little bit of base knowledge from family members that had been in the industry, so it was just a perfect fit and he made it all the way through, and now he is a full-time employee. She said that she found it really exciting to see it happen.

Ms. Cralle said that they were extremely pleased with Mr. Davis' program. She said that as work-based learning coordinators, her role was to establish partnerships with businesses in order to offer opportunities for the students and create a pipeline between industry and community, so she was very proud of their collaboration with local government and providing employment for the students.

ADDITIONS - DELETIONS AND APPROVAL OF THE REGULAR AGENDA

Mr. Vosburg said that there was a deletion request for an item on the agenda. He said that the item in question was number 24 under new business and had been requested to be removed by the individual who submitted it.

Mr. Vanuch motioned, seconded by Mr. Coen, to approve the Consent Agenda as amended.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, English, Gary, Vanuch, Yeung

Nay: (0)

PRESENTATIONS BY THE PUBLIC - I (3 MINUTES EACH)

Dr. Yeung read the protocol for public presentations.

1. Teresa Hegenbart said that she was an adjoining property owner located on Deacon Road across the street from the methadone facility. She said that she appreciated being allowed to speak at that time and requested everyone's undivided attention. She said that after Judge Strickland's ruling dated September 11th, the interpretation of the decision was that the County ordinance could not be upheld in court and thus appeal rights were not even acknowledged due to the parties not being informed in a timely manner. She said that the petitioners were encouraging the Board to take action via the appeals process to the appellate court, as it would show them their support in coming to an amicable conclusion for the situation at hand. She said that some of the Board members here tonight said they wanted to help their community, but she believed actions spoke louder than words and if they truly wanted to help their community, they should take action.

Ms. Hegenbart said that they were encouraging the Board to file an appeal with the appellate court due to the disconnect in the judge's decision to gain understanding of the appeals right process. She said that this was identified within the decision in which the judge said no further appeal rights were granted because such an appeal was not done in a timely fashion, simply because notification was not sent to all adjoining property owners.

Ms. Hegenbart also said that there was deception taking place in this description of this facility, as it was identified in a formal court document as providing behavioral health services which implied counseling, yet in actuality, it was a distribution site for suboxone and methadone. She requested the Board to file an appeal to the appellate court regarding Judge Strickland's decision so that their local ordinances could be and will be upheld in a court of law.

2. Judith Miller stated that she lived in the Deacon Woods subdivision located beside Woodlawn Shopping Center in Falmouth district. She said that she had been a resident of Stafford County since 1994 and had lived at her current residence for the last 15 years. She said that in her previous speech, she said that she knew firsthand the effects of addiction as one of her family members had been battling this disease for the past 20 years.

Ms. Miller said that she acknowledged the need for a facility but expressed concerns about its profit-driven nature and suitability for the intended clientele. She said that she lived next to the shopping center and said that the only issues she had experienced were related to the introduction of the vape shop and now the proposed facility, which seemed like a wise choice for those two locations, and she was now coming to them regarding the parking situation at Woodlawn Shopping Center.

Ms. Miller said that the facility would be opening without adequate parking, and it had come to her attention that they planned on increasing the parking up against her property line. She said that it was her one last barrier between the facility. She asked what would be enough. She said that she knew that it was not in her backyard or out of sight, out of mind, but this was not in the Board members' neighborhood; this was in her front yard. She said that she felt threatened.

Ms. Miller said that now due to the negligence of the County, she was in the process of procuring a surveyor to submit her application to the County for vacation of the easement in her front yard. She said that if she did get approved, she would need to hire someone to install a new fence, and would cost her thousands on top of what she had already spent due to the facility opening. She said that she cringed at the thought of bringing this up as she felt that she would be spited and all would be denied for some ordinance.

Ms. Miller said that according to the ruling last week, the Stafford ordinance was basically null and void. She said that however, she expressed concern about her child's safety as they cannot discriminate against children or those with disabilities. She said that her child was now worried that they may have to move, and she asked how they could do that when interest rates alone made that a ridiculous decision, and she questioned why she should have to move due to the lack of empathy shown by the County. She said that with this facility location, the Board stood to lose millions of dollars in home values within a two-mile radius, which was taxpayer money for this County, for a company that invested \$1 million in a start-up. She said that Stafford had to wake up, they were going to lose more of that in the long run. She urged the Board to protect their family, property, and community.

3. Kristin Maxson said her address was 1816 Richmond Highway. She thanked the previous speakers and the Board for their work. She said that during that week, it was recognized as Constitution Week, and she had the opportunity to say the Constitution of the United States of America, which was an acronym that represents a boundary, and no other boundary could follow that boundary without belittling the true country as USA.

Ms. Maxson said that they would celebrate civil rights and the people's right to process, which was a good topic for discussion, however, she expressed her concern about how the civil rights agenda today was undermined and not supported. She said there was a bond with the R-Board that was very long and scary due to what was buried in the local dump. She said that despite not understanding the bond, it was important. She said that the last meeting on the 5th had an agenda of 697 pages but ended up being 700 pages long after completion.

Ms. Maxson said that this was a violation of the bylaws. She said that when they looked at the video, and took the actual feed, the feed did not match the information on the video. She said that there was a discrepancy, and she believed that they had lost 10 minutes. She said that people did not want ghosted databases; they want real information to be presented to them. She said that regarding the Constitution, the people asked the Board to consider this. She said that people would like to be represented. She said that early voting would start on September 22nd, which was right around the corner. She said that people did not want satellite locations; they want the locations to be on public property. She said they did not want more logistics and did not want to accept rental agreements for another location. She asked to please have voting right here across the parking lot.

4. Kristen Halstead – (comments attached)
5. Kathy Robinson – (comments attached)
6. Jerry Rayadi – (comments attached)

REPORTS BY BOARD MEMBERS

Mr. Coen – remarked that he attended the 50th anniversary for McLane Trucking and appreciated that the County Administrator and several of his staff came as well. He said that the company had been an institution in Stafford for 50 years, and they also honored one of their employees who served for 50 years, which was pretty amazing. He said that he had the honor of attending the funeral for Mia Ethridge, whom he got to meet and did a ride along with. He said that she was truly a remarkable young lady and somebody who will be missed, and definitely a bright light.

Mr. Coen said that in the same vein, he did the Tunnels to Towers and wanted to show his respect for those who came out and joined that, particularly the Fire and Rescue personnel who wore their gear all through that. He said that it was a good telling, a nice visual for what the real people had to go through, and in telling people at his work, many people want to do it next year, so he has to spread the word.

Mr. Coen said that he had a big shout out for the program recognized by VACo and credited people from both the school division and Donna Krauss as well as Mr. Vosburg's team on the school side, along with Ferida Cralle and Scott Flath for their efforts in vocational education. He said that it was amazing how they had not shifted in 27 years to come up with new ways of providing vocational education that helps people get jobs. He said that it was Constitution Week, which tied in nicely with Spirit Week since the Homecoming game was this week.

Mr. Coen said that his students were singing an amendment to the Constitution in the Bill of Rights and putting it to music. He said that he did it as well, putting the First Amendment to Beethoven's Ode to Joy, but they were doing different pieces, and it was a good way for them to do the word for word and an explanation so they saw the relevance of it and it actually stuck in their head. He said that he saw somebody at an event Sunday who said that was one of the things they remembered from his class was the amendment they sang and what it meant, so that was really neat. He said that the Constitution was a document that touched the lives every day in many different ways, and it was worth celebrating and honoring.

Mr. English – remarked that he would like to send out kudos to the School Board and the school staff for keeping the figures for the new high school under \$140 million. He said that he appreciated their hard work in trying to get it down, and while he hoped that they could keep it way under that amount, he understood that it might not be possible. He said that he extended his condolences to the Aquia Harbour community and the families of Police Chief Craig Cunningham. He said that he was a wonderful man, a law enforcement officer, and leader who had served the County well. He expressed his sympathy for the family of Eloise Lewis, who passed away last month in Maryland. He noted that her name might not be familiar to most people but was significant to many longtime residents of Stafford and Widewater.

He said that Eloise Lewis was a friend and co-worker. He said that she was the first African-American female deputy hired in Stafford Sheriff's Office. He said that she was from Widewater and raised five kids. He said that she was hired by the Sheriff Dickie Ashby in the 1970s and also was promoted to the rank of corporal, making her the first African-American female deputy ever promoted in Stafford Sheriff's Office. He said that Sheriff Ashby promoted her to the rank of corporal. He said that she was a wonderful co-worker, a friend, a public servant, and may God bless her family in the continued grief of her loss. He said that she was a remarkable lady. He said

that he recalled working with her when he first came to the Sheriff's Office and making the first transport when they went to Florida, where she was just a light to the Sheriff's Office at the time.

Ms. Gary – remarked that she attended one of the budget town halls the Superintendent was holding, and it was no surprise to her that they still needed a lot of funding for the schools. She said that they had begun to address that, but they still had a long way to go. She said that as a mother of four kids in the school system, she knew personally about the situation going on there. She said that she did have to leave that meeting early because her son was leaving for the military soon and she received a text message during the meeting about that.

Ms. Gary said that she planned to attend more meetings in the near future to gather more information on what the school was dealing with as they entered the budget season. She said that she believed they would continue to improve. She said that there were some opportunities on the horizon where they could generate revenue and make the necessary investment into the schools that the community had been asking for. She said that on September 11th, she joined many others at the government center to honor those whose lives were lost and many whose lives were changed forever. She said that she was grateful for the sacrifice of all the first responders and brave citizens.

Ms. Gary said that this past month had been difficult for the community. She said that they lost firefighter Mia Ethridge far too soon and it was very hard. She said that additionally, Chief Cunningham, who was beloved by his friends and family, passed away last week. She said that if anyone wanted to honor Chief Cunningham, a candlelight vigil would be held the next evening at 7:30 p.m. at 475 Town Center Boulevard with parking available in front of the subway. She said that candles would be provided and there would also be a drop box for giving cards to the family. She said that she wanted to speak for a moment specifically to the community in the Harbour who had been through so much in the last couple of years, as it seemed like one thing after another with losing police chiefs to various circumstances.

Ms. Gary said that she knew the community was strong and while she understood that they would get through this difficult time, she was praying for them all. She emphasized her availability for anyone who needed assistance and urged the public to contact her or the County if necessary. She said that she had confidence in the Stafford Sheriff's Department's ability to provide support in the Harbour should it be required. She said that the situation was challenging, but they would overcome it together. She said to the audience that she would be present at the meeting the following day and invited anyone who wished to attend. She said that regarding the Library Trustee Board, they had finally reached a point where meetings would be recorded on CRRL's dime. She said that this was something she had committed to when Supervisor Bohmke passed the baton to her and that she had been working toward it, and it was now a reality.

Ms. Gary said that she was very grateful. She said that there would be audio recordings posted online as well for the public's review, so if they wanted to know what was going on with the library, they would have access to all of that information. She said that the trustee board also voted to reopen all of the branches using library funds that were recently received by CRRL from insurance money, which meant that they still had to address the additional request for funds in the coming budget, so it was certain that they would circle back to this conversation again. She said that last Friday, she attended the VRE Policy Board meeting along with Supervisor Bohmke, and she would give an update on that as well. She said that early voting started on Friday, and it would be here at the government center.

Ms. Vanuch – remarked that she would like to send a heartfelt thank you to the Fire Chief, all the Fire and Rescue, and the volunteers for the touching ceremony they did for firefighter Mia Ethridge. She said that she unfortunately was not able to attend due to being out of town for work, but she watched it online later that evening. She said that she appreciated their efforts and thanked them for everything they did for the family and for the Louisa firefighters and all of the Fire and Rescue personnel. She said that on another devastating note, her condolences went out to the family and friends of Chief Cunningham and Aquia Harbour. She said that Ms. Gary did a great job updating everyone on the candlelight vigil if anyone was interested in attending that tomorrow evening as well.

Ms. Vanuch said that she attended the Tunnels to Towers 9/11 stair climb with Fire and Rescue, and she wanted to thank Katie Brady who works really hard to put that on. She said that this was her second annual year doing it. She said that she could walk today but was unable to walk the last two days from climbing 110 flights of stairs. She said that Ms. Brady did a wonderful job with that, so please pass along the gratitude. She said that for her residents who lived on Rose Petal out by Rock Hill Church Road in Mountain View, she realized that they got a letter in the mail about a month ago talking about the County changing their addresses due to some inconsistencies from a public safety perspective.

Ms. Vanuch said that they had talked to County staff and knew there was a deficit there in informing the public of that decision, so the project has been put on hold, and they were putting together some information to come back to the Board of Supervisors so that did not continue to happen in other districts as well and talk about waiverability. She said that those residents had been there for 40 years, so perhaps if they signed a waiver, then they could keep their current address. She asked the public to be aware that that project was on hold and would not be moving forward any time in the near future.

Ms. Vanuch said that they would have Board action to figure out what those best next steps were as they continue to gather more information. She thanked Paul Santay for going door to door to

inform those residents that they were not moving forward after she kept getting frantic emails. She said that she knew he went out and knocked on doors in like 110-degree heat, and she was forever indebted to him for doing that. She said that she also attended the budget town hall at North Stafford High School and was able to view that presentation in preparation of the potential of the upcoming CIP meetings with the joint meetings with the School Board. She said that on the agenda later today was the Lake Arrowhead appointment, so hopefully that would be happening today after they came out of closed session for those votes.

Ms. Vanuch said that Item 9 on consent was the funding for the Lightfoot, Stefanigas, Shelton Shop intersection improvement, which she had been working on for the last four years, and they were finally moving forward, which was really exciting. She said that her last update was about the FAMPO meeting last night. She said that Ms. Gary and Ms. Bohmke sat on that committee with her as the Board appointees, and to inform the Board of Supervisors of the action that they took last night, in addition to a regular meeting, they also had a workshop and they talked about a Regional Transportation Authority (RTA). She said that last year, Senator McPike put in a bill without consulting Stafford County or FAMPO or GWRC or any of the regional partners, and they anticipated that he would be pushing forward another RTA piece of legislation after November.

Ms. Vanuch said that instead of going into this working against him, what they had decided to do was take what he did in that bill and make it better so that the counties could borrow against that for transportation funding and allow for a little more leverage. She said that it also allowed for a pathway to get the \$1 million back that the former Delegate Cole pushed out to Hampton Roads. She said that it did allow them some authority in being able to get that back as well.

Ms. Vanuch said that she was really excited about working with the regional partners on that legislation and asked Anthony to partner with Julia Hammond, the consultant lobbyist, to draft that legislation, which was coming back to FAMPO in October with the intent to bring it to this Board, hopefully in November, but definitely have it for the joint meeting with the legislative delegation in December to discuss that so that they could have an influence over what gets put together at the state level instead of it being done without them.

Ms. Allen – remarked that Tuesday, October 3 was National Night Out at Stafford Marketplace and encouraged everyone to come out and support. She said that usually all of the Board attended because they did not have a meeting on that day. She said that as the weather changed, she asked everyone to be cognizant of respiratory illness season and suggested getting flu shots which were available and often free through one's insurance company. She said that for any retired nurses or nurses in the community who had some time, she recommended signing up to be a substitute school nurse for the schools as they were in need of such substitutes. She said that she recently signed up and thought it was a great opportunity to help the schools out.

Ms. Bohmke – remarked that she wanted to thank everyone who came out today and every two weeks for a public comment period. She said that the Board appreciated everything they had to say as it was always very enlightening and interesting to hear the perspective of those people living in Stafford County. She said that she missed the Tunnels to Towers event due to being out of town for a week. She explained that she was training hard for the event but unfortunately could not participate this year.

Ms. Bohmke said that the 9/11 ceremony was always a gut-wrencher and painful for her as it honors all those who lost their lives and their family members still around, continuing to understand what went on in their lives. She expressed regret that she missed the ceremony but knew that the Fire and Rescue Department would do a phenomenal job of loving and supporting those they lose and helping the family along. She said that she echoed her colleagues' comments about Ms. Ethridge's family and Chief Cunningham, sending her thoughts and prayers to them during this difficult time.

Ms. Bohmke said that she wanted to end on a positive note by mentioning that Hazardous Waste Day was coming up on September 30th. She said that anyone with hazardous items could bring them to the Stafford Airport free of charge from 9:00 a.m. to 3:00 p.m. on that day. She thanked Jeremy Bennett from VACo for acknowledging the good work of the staff and expressed gratitude toward Chris Edwards and his team, as well as the school team, for their efforts in educating local people and keeping them employed in Stafford County. She asked the County Administrator to look at all the awards and achievements given by VACo each year and consider implementing similar initiatives throughout the Commonwealth.

Ms. Bohmke said that if he could have a staff member take a look at some of those achievement awards and see if there's some kind of low-hanging fruit that they could jump on and make any changes or adjustments in anything that they were doing here in Stafford. She said that Ms. Vanuch did summarize what happened at FAMPO last night. She said that she had already contacted the lobbyists and the administrator, so that connection had been made and they would be working on that.

Ms. Bohmke said that regarding VRE, they were still at 6,300 passengers a day for VRE, and they had a long way to go to 18,000 passengers. She said that they were making some changes in the Fiscal Year 25 budget. She said that they were going to be having train service from down south up to Northern Virginia on the weekends. She said that they did not have the details of that yet, but they had decided that those locomotives could not sit on the side of the road on Saturdays and Sundays and not be used.

Ms. Bohmke said that they were the most precious asset and they had to think creatively since there were so many people working from home, so a result, they had to increase the ridership. She

said that there were a tremendous number of fatalities in people in vehicles and passengers as it related to trains. She said that every three hours, somebody was hit on a train track, which shocked her. She said that she worked with VRE and Amtrak through the libraries and tried to educate people on the importance of safety around the tracks.

Ms. Bohmke said that regarding the budget with VRE, they were looking at jurisdictional subsidies right now. She said that they planned for \$18.3 million in their budget, and the proportionate share was probably going to go up a little bit. She said that during the VRE board meeting, she reiterated that while that was the nut they were trying to move forward with this year, which was basically going back to 2019 before COVID-19, she did not know how Stafford County would vote on that but that they would take it up.

Dr. Yeung – remarked that in her one-on-one with the County Administrator, she talked about expenditures and the revenue basis, and she wanted to make sure that they did not go into the budget season blindly but knew what they would be expecting in terms of the courthouse that needs to be built, increases in school debt in FY 2025, High School #6, the fire stations that need to be built, increases in Sheriff's positions, public safety, increases in salaries of public safety, and increases in salaries for the staff at the Stafford County School Division. She said that they gave them 5%, and there was a matching 2%, she believed, and she heard that Prince William was going to be a total of 7%. She said that that was where she was going with trying to figure out where they were, and she would like to know because if her constituents were asking her, she will ask those questions.

Dr. Yeung said that on September 11th, she and some colleagues gathered in a ceremony to provide solace to grieving families of the fallen, assuring them that their loved ones would always be remembered. She said that she emphasized how important it was to reassert the character of the nation as a diverse and united people representing individuals from across various religions, backgrounds, and nationalities, recognizing that diversity was a mosaic of heritage and strength.

Dr. Yeung said that on that day, she had a busy schedule. She said that she was invited to celebrate with Stafford County Public Schools' Stafford Education Foundation and Silver Company supporting minority teacher's licensure in Stafford Schools' program. She said that with their first group of diverse incoming teachers, this program aimed to bring additional teachers from different cultures and backgrounds.

Dr. Yeung said that she shared with the audience that day that the future of the nation lies in the hands of the children. She said that their perspective was shaped by the world they live in today. She said that one contribution they can make was to provide them with teachers who reflect their

backgrounds and experiences, as it has a profound impact on their lives just like it did when she was a little girl. She said that it influenced not only their academic performance but also their self-perception. She said that it offered them a relatable figure to turn to when they needed guidance, especially if they lacked such support in other places.

Dr. Yeung said that on Thursday, September 14th, she attended the Embrey Mill Neighborhood Crime Watch and heard that the Multicultural Day celebration on Saturday at Embrey Mill was a great success. She said that her thoughts and prayers went out to the families who lost someone during this difficult time, including the Ethridge family, Cunningham family, and the Hampton Oaks Association manager whose youngest son that was a Marine had passed away recently. Her heart went out to her and her entire family as they mourned their loss.

REPORT OF THE COUNTY ATTORNEY

Ms. McClendon said that she had no report this evening.

REPORT OF THE COUNTY ADMINISTRATOR

Mr. Vosburg said that there were three reports found in the Board packet. The first report was the monthly expenditure listing report, the second was the Community and Economic Development Committee action list, and the third was the Infrastructure Committee action list. He said that he had one more item to discuss, which could also be found in the Board packets, regarding a brief update on the state budget. He said that as the Board was aware, the long-awaited amended budget passed the General Assembly on September 6th and was signed by the Governor at the end of last week.

Mr. Vosburg said that there were quite a few items in the budget, and he had hit some of the highlights in their Board packet. He said that one of the big items coming out of the budget was a tax rebate of \$200 for single filers and \$400 for joint filers. He said that annual sales tax holiday was also reinstated and would occur on October 20th. He said that there was an extra 2% salary increase for state employees, constitutional officers, and state supported local employees.

Mr. Vosburg said that there was an adjustment for Commonwealth Attorney's Office, Circuit clerks, General District, and JDR court clerks, and some comp board funding positions for the Treasurer and the Commissioner of the Revenue. He said that they were going through all of it that had come forth. He said that the last component related to education. He said that there was an amount of around \$16.5 million earmarked for Stafford County for education, and a majority of that, about \$10.4 million, was considered one-time money, while the remaining approximately \$6 million was recurring. He said that about \$4.4 million of that was for staff support, and an

additional 2% compensation amounted to about \$1.6 million of those dollars.

Mr. Vosburg said that he had several discussions with School Board staff. He said that he talked to the Superintendent today, Andrea Light talked to Chris Fulmer, who was in the audience, and they were having those dialogues and going back and forth and kind of wading through what some of the implications of these funding items were. He said that at first blush, it was good news, there was money coming into the County. But as they knew, sometimes money comes with strings, so they were looking through some of those strings and limitations that they would be faced with as they went through that.

Dr. Yeung asked if there were any questions for Mr. Vosburg.

Ms. Gary said that she had a comment regarding the 2% cap on fees for provider services said by the Deputy Administrator Donna Krauss during the CPMT meeting. She said that there was a sunset on this cap, and an attempt to extend it was made but later removed from the budget. She said that as a result, there would be significant increases in these fees.

Ms. Vanuch said that when Mr. Vosburg was doing some of his research, she just wanted him to confirm what the lobbyists had informed them prior to their voting on the budget. She said that was not just about the school salaries but even the constitutional officer salaries, including law enforcement officers. She said that as long as they received at least a 5% pay increase in the two-year budget annual, they would be able to access all of that money. She said that because that was what was told to them, even by the Governor's Office when they met with them afterwards, that the schools would not lose any money as long as the paid raises from last year and this year totaled 5% or maybe now 7% since they bumped it up to the 7%.

Ms. Vanuch said that she wanted to provide some clarity on the budget vote taken by the Board. She said that they had initially voted for a tax rate of \$0.91, which was 5% higher than the previous year's rate. She said that Mr. Fulmer suggested that the state might increase the rate to 7%, so they adjusted the rate and included one-time funds and an additional penny on the tax rate to ensure that schools had enough money to meet the 7% requirement if they chose to do so. She said that she believed that this decision should have been made earlier in June rather than September, as it would have prevented any delays in signing contracts with teachers. She asked Mr. Vosburg to provide more information on these two points.

Dr. Yeung said that she did not think it was correct and believed it was maxed at 5%, not 7%. She said that the conversation could be had with Mr. Vosburg and Dr. Taylor.

CONSENT AGENDA

Mr. Coen motioned, seconded by Ms. Bohmke, to approve the Consent Agenda as presented.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, English, Gary, Vanuch, Yeung

Nay: (0)

ITEM 1. COUNTY ADMINISTRATION; APPROVE SEPTEMBER 5, 2023 BOARD OF SUPERVISORS MEETING MINUTES.

ITEM 2. COUNTY ADMINISTRATION; APPROVE AUGUST 8, 2023 BOARD OF SUPERVISORS SPECIAL MEETING MINUTES.

ITEM 3. COUNTY ADMINISTRATION; APPROVE SUGUST 29, 2023 DATA CENTER COMMUNITY MEETING MNUTES.

ITEM 4. COUNTY ADMINISTRATION; RECEIVE CENTRAL RAPPAHANNOCK REGIONAL LIBRARY'S QUARTERLY REPORT.

ITEM 5. BUDGET AND MANAGEMENT; BUDGET AND APPROPRIATE REMAINING CONSTRUCTION FUNDS FOR HIGH SCHOOL NUMBER 6.

Resolution R23-273 reads as follows:

A RESOLUTION TO BUDGET AND APPROPRIATE FUTURE BOND PROCEEDS TO LET THE CONSTRUCTION CONTRACT FOR HIGH SCHOOL #6

WHEREAS, High School #6 was approved within the adoption of the FY2024- 2033 Capital Improvement Program (CIP) R23-273; and

WHEREAS, the School Board is requesting Budget and Appropriation to let the full construction contract, in accordance with the adopted capital improvement plan which will be funded by Virginia Public School Authority (VPSA) funding at a future dated based on cashflow needs; and

WHEREAS, staff is requesting Budget and Appropriation for the remaining construction costs for High School #6 to provide sufficient fiscal authority to allow for the construction contract based on the FY2024-33 CIP with a total project cost of \$183,059,000 One Eighty Three Million, Fifty-Nine Thousand Dollars) in the School's Capital Project Fund, of which \$156,449,859 (One Hundred Fifty-Six Million Four Hundred Forty-Nine Thousand Dollars) has been budgeted and appropriated which would leave \$26,609,141 (Twenty-Six Million, Six Hundred Nine Thousand On Hundred Forty-One Dollars) to be budgeted and appropriated;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 19th day of September, 2023 \$8,900,000 (Eighty Million, Nine Hundred Thirty Thousand) future VPSA revenue, to the Schools Capital Project Funds be and there hereby are appropriated as follows for construction services for High School #6:

Fund	Project	Amount
Schools' Construction Fund	High School #6 – Construction	\$8,900,000

ITEM 6. CAPITAL PROJECTS TRANSPORTATION; PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE CHANGES TO THE SECONDARY SYSTEM OF STATE HIGHWAYS FOR THE ESTATES AT MONROE PLACE.

Resolution R23-252 reads as follows:

A RESOLUTION TO PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE CHANGES TO THE SECONDARY SYSTEM OF STATE HIGHWAYS FOR THE ESTATES AT MONROE PLACE SUBDIVISION, LOCATED WITHIN THE HARTWOOD ELECTION DISTRICT

WHEREAS, pursuant to Virginia Code § 33.2-705, the Board desires to petition the Virginia Department of Transportation (VDOT) to include Connelly Drive, Fila Court, and Cobble Hill Lane, as described on the attached Additions Form AM-4.3, into the Secondary System of State Highways; and

WHEREAS, VDOT inspected these roads and found them satisfactory for acceptance into the Secondary System of State Highways;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 19th day of September, 2023, that the Virginia Department of Transportation (VDOT) be and it hereby is petitioned to include Connelly Drive, Fila Court, and Cobble Hill Lane within the Estates at Monroe Place subdivision as described on the attached VDOT Additions Form AM-4.3, into the Secondary System of State Highways; and

BE IT FURTHER RESOLVED that an unrestricted right-of-way with necessary easements for cuts, fills, and drainage is guaranteed, as evidenced by Plat of Record entitled, The Estates at Monroe Place, recorded among the land records of Stafford County, Virginia in Plat Map No. PM190000109 with Instrument No. LR190017782 on October 4, 2019; and

BE IT STILL FURTHER RESOLVED that the County Administrator, or his designee, shall forward a copy of this Resolution to the developer, and to the VDOT Transportation and Land Use Director, Fredericksburg District.

ITEM 7. CAPITAL PROJECTS TRANSPORTATION; PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE CHANGES TO THE SECONDARY SYSTEM OF STATE HIGHWAYS FOR AQUIA OVERLOOK SECTION 3.

Resolution R23-253 reads as follows:

A RESOLUTION TO PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE CHANGES TO THE SECONDARY SYSTEM OF STATE HIGHWAYS FOR AQUIA OVERLOOK SECTION 3 SUBDIVISION, LOCATED WITHIN THE GRIFFIS-WIDEWATER ELECTION DISTRICT

WHEREAS, pursuant to Virginia Code § 33.2-705, the Board desires to petition the Virginia Department of Transportation (VDOT) to include Rock Raymond Drive and Tribal Lane, as described on the attached VDOT Additions Form AM-4.3, into the Secondary System of State Highways; and

WHEREAS, VDOT inspected these roads and found them satisfactory for acceptance into the Secondary System of State Highways;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 19th day of September, 2023, that the Virginia Department of Transportation (VDOT) be and it hereby is petitioned to include Rock Raymond Drive and Tribal Lane within Aquia Overlook Section 3 subdivision, as described on the attached VDOT Additions Form AM-4.3, into the Secondary System of State Highways; and

BE IT FURTHER RESOLVED that an unrestricted right-of-way with necessary easements for cuts, fills, and drainage is guaranteed, as evidenced by Plat of Record entitled, Aquia Overlook Section 3, recorded among the land records of Stafford County, Virginia in Plat Map No. PM140000091 with Instrument No. LR140008310 on June 9, 2014; and

BE IT STILL FURTHER RESOLVED that the County Administrator, or his designee, shall forward a copy of this Resolution to the developer, and to the VDOT Transportation and Land Use Director, Fredericksburg District.

ITEM 8. CAPITAL PROJECTS TRANSPORTATION; PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE CHANGES TO THE SECONDARY SYSTEM OF STATE HIGHWAYS FOR GRACELAND ESTATES.

Resolution R23-254 reads as follows:

A RESOLUTION TO PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE CHANGES TO THE SECONDARY SYSTEM OF STATE HIGHWAYS FOR GRACELAND ESTATES SUBDIVISION, LOCATED WITHIN THE ROCKHILL ELECTION DISTRICT

WHEREAS, pursuant to Virginia Code § 33.2-705, the Board desires to petition the Virginia Department of Transportation (VDOT) to include Graceview Lane, as described on the attached VDOT Additions Form AM-4.3, into the Secondary System of State Highways; and

WHEREAS, VDOT inspected this road and found it satisfactory for acceptance into the Secondary System of State Highways;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 19th day of September, 2023, that the Virginia Department of Transportation (VDOT) be and it hereby is petitioned to include Graceview Lane within the Graceland Estates subdivision, as described on the attached VDOT Additions Form AM-4.3, into the Secondary System of State Highways; and

BE IT FURTHER RESOLVED that an unrestricted right-of-way with necessary easements for cuts, fills, and drainage is guaranteed, as evidenced by Plat of Record entitled Graceland Estates, recorded among the land records of Stafford County, Virginia in Plat Map No. PM160000002 with Instrument No. LR160000228 on January 5, 2016; and

BE IT STILL FURTHER RESOLVED that the County Administrator, or his designee, shall forward a copy of this Resolution to the developer, and to the VDOT Transportation and Land Use Director, Fredericksburg District.

ITEM 9. CAPITAL PROJECTS TRANSPORTATION; BUDGET AND APPROPRIATE PRIOR YEAREND FUNDS FROM THE TRANSPORTATION FUND TO COVER A SHORTFALL ON THE STEFANIGA AND MOUNTAIN VIEW ROAD ROUNDABOUT TRANSPORTATION PROJECT.

Resolution R23-278 reads as follows:

A RESOLUTION TO BUDGET AND APPROPRIATE PRIOR YEAREND FUND BALANCE FROM THE TRANSPORTATION FUND TO COVER A SHORTFALL ON THE STEFANIGA AND MOUNTAIN VIEW ROAD ROUNDABOUT TRANSPORTATION PROJECT

WHEREAS, a funding shortfall of \$1,137,980 exists on the transportation Capital Improvement Program (CIP) project for the Stefaniga and Mountain View Road Roundabout project (Project), which has a total Project cost of \$5,430,280; and

WHEREAS, the Virginia Department of Transportation requires full funding to keep the Project on schedule and moving forward, which will require this Project to be fully funded by December 2023; and

WHEREAS, at its meeting on September 5, 2023, the Infrastructure Committee recommended adding additional funding from the Transportation Fund prior yearend fund balance to this Project to cover the shortfall; and

WHEREAS, prior yearend fund balance funds are available in the Transportation Fund and can be used for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 19th day of September, 2023, that prior yearend fund balance funds held in the Transportation Fund be and they hereby are budgeted and appropriated to cover the shortfall on the Stefaniga and Mountain View Road Roundabout project as follows:

Fund	Purpose	Amount
Transportation Fund	Stefaniga and Mountain View Road Roundabout project	\$1,137,980

ITEM 10. COMMUNITY ENGAGEMENT; PROCLAMATION RECOGNIZING SEPTEMBER 17-23, 2023 AS CONSTITUTION WEEK.

Proclamation P23-11 reads as follows:

A PROCLAMATION RECOGNIZING SEPTEMBER 17-23, 2023, AS
CONSTITUTION WEEK IN STAFFORD COUNTY

WHEREAS, the Constitution of the United States of America is the guardian of our liberties and embodies the principles of limited government in a Republic dedicated to rule by law; and

WHEREAS, September 17, 2023, marks the two hundred and thirty-sixth anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS, two of America's and Stafford's most revered native sons, George Washington and George Mason, attended and had significant impacts on the Constitutional Convention of 1787; and

WHEREAS, George Mason wrote the Virginia Declaration of Rights, which became the basis for the Bill of Rights, and then became the first ten amendments to the Constitution; and

WHEREAS, it is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary; and to the patriotic celebrations which will commemorate the occasion; and

WHEREAS, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week;

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford Board of Supervisors, on this the 19th day of September, 2023, that the Board be and hereby does encourage citizens to reaffirm the ideals of our founding fathers by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties, the Constitution of the United States of America.

ITEM 11. COMMUNITY ENGAGEMENT; PROCLAMATION HONORING AND RECOGNIZING CATHY CHMIELEWSKI FOR 29 YEARS OF SERVICE TO STAFFORD COUNTY.

Proclamation P23-24 reads as follows:

A PROCLAMATION HONORING AND RECOGNIZING CATHY CHMIELEWSKI FOR 29 YEARS OF SERVICE TO STAFFORD COUNTY

WHEREAS, Cathy Chmielewski began her career with Stafford County on March 6, 1994; and

WHEREAS, Ms. Chmielewski worked for IT when it was called the Office of Technical Information Systems, then the Department of Computer Services and finally, the Department of Information Technology; and

WHEREAS, over the years, Cathy Chmielewski was integral to researching, ordering, implementing and training on new software and computer equipment, introducing a reluctant organization to Microsoft Office; and

WHEREAS, during her purchasing responsibilities, she developed beneficial working relationships with vendors and company representatives that ensured the best pricing for Stafford County; and

WHEREAS, Cathy Chmielewski developed and managed the Computer Equipment Inventory System for the County, oversaw software licensing, served employees via the IT Help Desk and developed an environmentally friendly process for disposing of old equipment; and

WHEREAS, Ms. Chmielewski was a tireless and enthusiastic supporter of her fellow employees and the community by serving on the Activities Committee for 27 years, helping with the Health Fair, assisting with BEST University, participating with the United Way Day of Caring for 20 years, and many more philanthropic activities; and

WHEREAS, Ms. Chmielewski has been a living embodiment of Stafford County's core behavioral values of proactive ownership, unwavering respect, an ardent learner, stronger together, customer first and infinite possibilities and will be sorely missed;

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford Board of Supervisors, on this the 19th day of September, 2023, that the Board be and hereby does honor and recognize Cathy Chmielewski for serving Stafford County faithfully for 29 years.

ITEM 12. COMMUNITY ENGAGEMENT; PROCLAMATION IN REMEMBRANCE OF THE SERVICE OF MIA ETHRIDGE TO STAFFORD COUNTY.

Proclamation P23-25 reads as follows:

A PROCLAMATION IN REMEMBRANCE OF THE SERVICE OF MIA
ETHRIDGE TO STAFFORD COUNTY

WHEREAS, Louisa County firefighter and EMT and Stafford County volunteer firefighter and EMT Mia Regina Ethridge died on September 1, 2023, from injuries suffered in a line-of-duty accident in Louisa County; and

WHEREAS, Mia Ethridge was a member of the Stafford Volunteer EMT Class in 2022 and the Volunteer Fire Academy in 2023, and a volunteer at Company 2 in Stafford County. She was 20 years old; and

WHEREAS, Ms. Ethridge was raised and lived in Stafford County and was a long-time lifeguard for the Rouse Center; and

WHEREAS, Mia Ethridge made a positive impact on everyone around her during her short life and is described as a leader and encourager, whose abilities and future had no limits; and

WHEREAS, Ms. Ethridge's spirit will live on in those who knew her and Stafford County will remember and honor her life;

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford Board of Supervisors, on this the 19th day of September, 2023, that the Board be and hereby does honor and memorialize Mia Ethridge for her service to Stafford County and all whose lives she touched.

ITEM 13. PARKS, RECREATION, FACILITIES, & TOURISM; SUPPORT THE VIRGINIA AMERICA 250 COMMISSION TO PREPARE FOR AND COMMEMORATE THE 250TH ANNIVERSARY OF VIRGINIA'S PARTICIPATION IN AMERICAN INDEPENDENCE, AND TO ESTABLISH A LOCAL COMMITTEE AND DESIGNATE A LOCAL CONTACT PERSON.

Resolution R23-259 reads as follows:

A RESOLUTION IN SUPPORT OF THE VIRGINIA AMERICA 250 COMMISSION TO PREPARE FOR AND COMMEMORATE THE 250TH ANNIVERSARY OF VIRGINIA'S PARTICIPATION IN AMERICAN INDEPENDENCE, AND TO DESIGNATE A LOCAL CONTACT PERSON AND ESTABLISH A LOCAL COMMITTEE

WHEREAS, the Board is dedicated to the furtherance of economic development and tourism in Stafford County; and

WHEREAS, the Virginia America 250 Commission (VA250) was created in 2020 by the General Assembly for the purpose of preparing for and commemorating the 250th anniversary of Virginia's participation in American independence; and

WHEREAS, VA250 has requested that each locality form a local VA250 committee including representatives from tourism, economic development, education, tribal representatives, museums and historic sites, local historical and cultural groups, and the Board of Supervisors (Local Committee); and

WHEREAS, the Local Committee will plan and coordinate programs occurring within the locality and communicate regularly with VA250; and

WHEREAS, the VA250 also requires localities that have formed Local Committees to designate a local contact person to be a liaison between the Local Committee and the VA250; and

WHEREAS, the Board desires to support VA250 to promote and commemorate this important milestone;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 19th day of September, 2023, that it be and hereby does support the Virginia America 250 Commission (VA250) and its efforts to prepare for and commemorate the 250th anniversary of Virginia's participation in American independence; and

BE IT FURTHER RESOLVED that the Tourism Program Director is designated as the local contact for the VA250; and

BE IT FURTHER RESOLVED that the local committee in support of the VA250 (Local Committee) is established in order to fulfill the requirements to take advantage of opportunities provided by the VA250 and subject to the limitation herein; and

BE IT STILL FURTHER RESOLVED that the Tourism Program Director is authorized to draft and present to the Board for adoption a charter for the Local Committee that shall provide the purpose and rules for the Local Committee and any other information deemed necessary and appropriate to form the Local Committee, including a recommendation of representative from the community for appointment to the Local Committee, at the Board's organizational meeting in January 2024, or as soon thereafter as the Board may take up this matter.

ITEM 14. REGISTRAR; AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH BEITZELL CONSTRUCTION, INC. FOR SECURITY FENCING AND GATES AT THE FORD T. HUMPHREY PUBLIC SAFETY BUILDING.

Resolution R23-269 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO AMEND AND REORDAIN STAFFORD COUNTY CODE SEC. 9-47, "LOCATION" AND SEC. 9-51, "VOTER SATELLITE OFFICES," TO RELOCATE THE REGISTRAR'S OFFICE, CENTRAL ABSENTEE PRECINCT, AND VOTER SATELLITE OFFICE

WHEREAS, due to the timing of early voting and the need for additional space to manage local elections, the Registrar's Office required a new office space outside of the George L. Gordon Administration Building; and

WHEREAS, the Board prioritized the needs of the Registrar's Office, staff, and residents of Stafford County and obtained a new space for the Registrar's Office, with an anticipated move in date by the end of 2023; and

WHEREAS, the Board desires to consider amending County Code provisions to designate the Registrar's Office new location and the Central Absentee Precinct and Voter Satellite Office; and

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

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 19th day of September, 2023, that the County Administrator, or his designee, be and he hereby is authorized to advertise a public hearing to consider amending County Code Sec. 9-47, "Location" and Sec. 9-51, "Voter Satellite Offices," to relocate the registrar's office, central absentee precinct, and voter satellite location, pursuant to proposed Ordinance O23-23.

ITEM 15. SHERIFF; AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH BEITZELL CONSTRUCTION, INC. FOR SECURITY FENCING AND GATES AT THE FORD T. HUMPHREY PUBLIC SAFETY BUILDING.

Resolution R23-271 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH BEITZELL CONSTRUCTION, INC. FOR SECURITY FENCING AND GATES AT THE FORD T. HUMPHREY PUBLIC SAFETY BUILDING

WHEREAS, in 2019, a comprehensive security risk assessment was completed of the Ford T. Humphrey Public Safety Building from which upgrading the security fencing and gates was recommended; and

WHEREAS, County solicited competitively sealed bids pursuant to Invitation for Bid (IFB) No. 23-009-3120SB-R to provide and construct the security fence and gates; and

WHEREAS, Beitzell Construction Inc. was the lowest responsive and responsible bidder, submitting a bid in the amount of \$660,000; and

WHEREAS, the Board previously budgeted and appropriated American Rescue Plan Act (ARPA) revenue replacement funds for this project but due to procurement requirements, the previously designated ARPA funds will be reprogrammed to cover Sheriff Deputies' salaries—a qualifying use; and

WHEREAS, funds no longer obligated to Sheriff Deputies' salaries within the General Fund are available and can be used for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 19th day of September, 2023, that the County Administrator be and he hereby is authorized to execute a contract with Beitzell Construction, Inc. for the installation of security fencing and gates at the Ford T. Humphrey Public Safety Building in an amount not to exceed Six-Hundred Sixty Thousand Dollars (\$660,000), unless amended by a duly-authorized change order.

ITEM 16. SHERIFF; RATIFY APPLICATION TO AND ACCEPT THE 2024 DMV HIGHWAY SAFETY SELECTIVE ENFORCEMENT ALCOHOL GRANT, AND BUDGET AND APPROPRIATE THE GRANT FUNDS.

Resolution R23-275 reads as follows:

A RESOLUTION TO RATIFY THE GRANT APPLICATION AND ACCEPT THE
2024 DMV HIGHWAY SAFETY SELECTIVE ENFORCEMENT ALCOHOL
GRANT AND TO BUDGET AND APPROPRIATE GRANT FUNDS

WHEREAS, Stafford County seeks to help pay deputies for special enforcement time to patrol for alcohol use to ensure we are keeping Stafford County residents and visitors safe; and

WHEREAS, the National Highway Traffic Safety Administration has implemented the DMV Highway Safety Selective Enforcement Alcohol Grant to ensure Safety has been and will continue to be a high priority in Virginia; and

WHEREAS, the County successfully applied for the 2024 DMV Highway Safety Selective Enforcement Alcohol Grant (Grant) and received a total award of \$23,050; and

WHEREAS, the Grant has a required close-out date of September 30, 2024; and

WHEREAS, the Grant has a required local match for vehicle maintenance with fuel and repair costs, which the Sheriff's Office estimates to be approximately \$11,525;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 19th day of September, 2023, that it be and hereby does ratify application for and does

accept the 2024 DMV Highway Safety Selective Enforcement Alcohol Grant (Grant) in the amount of Twenty-Three Thousand Fifty Dollars (\$23,050); and

BE IT FURTHER RESOLVED, that the Grant funds are budgeted and appropriated as follows for the purposes of keeping the residents and visitors of Stafford County safe:

FUND	DEPARTMENT	AMOUNT
Grants Fund	Sheriff's Office	\$23,050

ITEM 17. SHERIFF; RATIFY APPLICATION TO AND ACCEPTANCE OF THE 2024 DMV HIGHWAY SAFETY SELECTIVE ENFORCEMENT "POLICE TRAFFIC SERVICES" GRANT, AND BUDGET AND APPROPRIATE THE GRANT FUNDS.

Resolution R23-276 reads as follows:

A RESOLUTION TO RATIFY THE GRANT APPLICATION AND ACCEPT THE 2024 DMV HIGHWAY SAFETY SELECTIVE ENFORCEMENT "POLICE TRAFFIC SERVICES" GRANT AND TO BUDGET AND APPROPRIATE GRANT FUNDS

WHEREAS, the National Highway Traffic Safety Administration has implemented the DMV Highway Safety Selective Enforcement Police Traffic Services Grant (Grant) to ensure safety has been and will continue to be a high priority in Virginia; and

WHEREAS, the County successfully applied for the 2024 Grant and received a total award of \$40,890; and

WHEREAS, the County seeks to help pay deputies for special enforcement time to patrol for speed and occupant protection use to ensure they are keeping Stafford County roads safe; and

WHEREAS, the 2024 Grant has a required close-out date of September 30, 2024; and

WHEREAS, the Board desires to ratify the application, accept the Grant, and budget and appropriate the funds to the Stafford County Sheriff's Office;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 19th day of September, 2023, that it be and he hereby does ratify application to the 2024 DMV Highway Safety Selective Enforcement Police Traffic Services Grant (Grant) and acceptance of the Grant award in the amount of Forty-Four Thousand Eight-Hundred Ninety Dollars (\$44,890); and

BE IT FURTHER RESOLVED that 2024 DMV Highway Safety Selective Enforcement Police Traffic Services Grant funds are budgeted and appropriated as follows:

Fund	Department	Purpose	Amount
Grants Fund	Sheriff's Office	For the Sheriff's Department special traffic enforcement compensation.	\$44,890

ITEM 18. SHERIFF; AUTHORIZE APPLICATION TO AND ACCEPTANCE OF THE 2023 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) FROM THE UNITED STATES DEPARTMENT OF JUSTICE (DOJ), AND BUDGET AND APPROPRIATE THE FUNDS.

Resolution R23-277 reads as follows:

A RESOLUTION TO AUTHORIZE APPLICATION TO AND ACCEPTANCE OF THE 2023 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) FROM THE UNITED STATES DEPARTMENT OF JUSTICE (DOJ), AND TO BUDGET AND APPROPRIATE FUNDS

WHEREAS, the U.S. Department of Justice (DOJ) has implemented the 2023 Edward Byrne Memorial Justice Assistance Grant (Grant) to assist Law Enforcement agencies efforts to prevent and reduce crime; and

WHEREAS, the County seeks to apply for the Grant, which is a non-competitive formula grant program; and

WHEREAS, the Grant will open a second application round in October 2023; and

WHEREAS, Stafford County seeks to purchase approved equipment through the Grant; and

WHEREAS, the Grant requires an application be submitted for review to a local governing body not less than 30 days prior to application submission and certification; and

WHEREAS, \$44,681 in Grant funds may be allocated to Stafford County under this program; and

WHEREAS, the Board desires to authorize application to and acceptance of the Grant;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 19th day of September, 2023, that the County Administrator be and he hereby is authorized to submit a 2023 Edward Byrne Memorial Justice Assistance Grant (Grant) and to sign any documents he deems necessary and appropriate to effectuate this Resolution including, but not limited to, the Certifications and Assurances by the Chief Executive of the Applicant Government form no sooner than 30 days after presentation of this Grant information to the Board; and

BE IT FURTHER RESOLVED that Forty-Four Thousand Six-Hundred Eight-One Dollars (\$44,681) in Grant funds are accepted for the purchase of approved equipment; and

BE IT STILL FURTHER RESOLVED that 2023 Edward Byrne Memorial Justice Assistance Grant funds are budgeted and appropriated to the Grants' Fund as follows:

Fund	Purpose	Amount
Grants Fund	Sheriff's Office: For the purchase of authorized equipment.	\$44,681

CLOSED MEETING

At 4:10 p.m., Mr. Coen motioned, seconded by Ms. Gary, to adopt Resolution CM23-19 to authorize closed session.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, English, Gary, Vanuch, Yeung

Nay: (0)

Resolution CM23-19 reads as follows:

A RESOLUTION TO AUTHORIZE CLOSED MEETING

WHEREAS, the Board desires to hold a Closed Meeting for (1) consultation with legal counsel and briefing by staff members pertaining to pulling the securities for a specific development, which is probable litigation, where such consultation or briefings in open meeting would adversely affect the litigating posture of the Board, (2) consultation with legal counsel pertaining to *Grove, et al. v. Stafford County Bd. of Zoning Appeals, et al.* (CL22-875), where such consultation or briefings in open meeting would adversely affect the litigating posture of the Board, and (3) discussion concerning the County Administrator position.; and

WHEREAS, pursuant to Virginia Code § 2.2-3711 (A)(1) and (A)(7) such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 19th day of September, 2023, that it be and hereby does authorize discussion of the above matters in Closed Meeting.

CERTIFY CLOSED MEETING - SEC. 2.2-3711 (A)

At 5:09 p.m., Mr. Coen motioned, seconded by Ms. Vanuch, to adopt Resolution CM23-19 (C) to certify the closed meeting.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, English, Gary, Vanuch, Yeung

Nay: (0)

Resolution CM23-19 (C) reads as follows:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE
STAFFORD COUNTY BOARD OF SUPERVISORS IN A CLOSED
MEETING ON SEPTEMBER 19, 2023

WHEREAS, the Board has, on this the 19th day of September, 2023, 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 19th day of September, 2023, 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.

RECESS

The Board recessed at 5:10 p.m. and reconvened at 7:00 p.m.

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

PRESENTATIONS BY THE PUBLIC-II

1. Arnold Levine – (comments attached)
2. Lisa Kuca, 50 Hamlin Drive, said that due to Judge Strickland's order, she received messages from community members and businesses in the area expressing concerns about the patients' priorities being given precedence over those of the constituents. She said the

community urged her to come and deliver a message on their behalf. She said she assured them that this was not the case, and that the court had placed everyone in a difficult situation. She said the only viable option for both the homeowners and the Board of Supervisors was to appeal the decision. She emphasized that they were willing to work together toward finding a solution that would benefit everyone involved. She acknowledged the concerns surrounding the protected class aspect of the issue but reiterated that it was a complex matter that required careful consideration.

Ms. Kuca said that they had heard from others about the protected classes within the community and emphasized their significance. She said that they needed more input from attorneys and subject matter experts, as law was specialized and one lawyer cannot give advice on all areas of law. She asked them to seek out the necessary guidance to navigate through the situation effectively. She said she wanted to work together with them toward a unified decision that would benefit everyone involved. She highlighted the seriousness of the situation and acknowledged the difficulty of the decision they faced, as well as the implications for local governance under the Dillon rule.

3. Nana Noi, representing the nonprofit Community Outreach Patient Engagement (COPE) Program health and support lifesaving campaign in Stafford at 250 Executive Center Parkway. She said the event was called “You Are the Help Until Help Arrives.” She said the title meant they wanted everyone who lived and worked there to know lifesaving skills like stop the bleed, hands-only CPR, and knowing the signs of stroke as well as diabetes. She said that attendees would be able to save a life. She said the campaign was kicking off with a 5K run at John Pratt Memorial Park where they would give lifesaving skills training and have free health screenings with doctors on board. She said literature related to education on health would be available.

Ms. Noi said that the second thing was they were having a forum on October 2, 2023, to discuss substance abuse and addiction. She said the main difference between this forum and others was that it would include workshops specifically designed for businesses. She said it was important for saving lives in their community. She asked if she could send an email with all the necessary information so the County could share it on social media circles and spread the word about the event.

Ms. Noi said that it was crucial for them as a community to come together and support each other. She encouraged them to check on the elderly, make sure they were okay, and offer assistance if needed. She said COPE, a 501c3 organization focused on public health, education, and awareness, and they aimed to ensure that everyone lived a healthy life. She shared that they were spreading the word about their efforts. She said this was her first

meeting with them, and she expressed her desire to attend more frequently to keep them informed about what they were doing to save lives within the community.

4. Jessica Tipling, 1 Sequoia Lane, said she lived less than 0.2 miles from the future addiction treatment facility at Deacon Woods Shopping Center. She noted that the services provided by the clinic were vital in addressing the growing opioid crisis, but it was obvious that Stafford County took no time to discuss the appropriateness of location prior to approval. She expressed concern for the privacy of patients who desperately needed this service, as the location did not offer any anonymity compared to other locations throughout the County.

Ms. Tipling said her husband was a law enforcement officer who observed and reported growing drug trafficking behind the shopping center. She said she was concerned that these patients were vulnerable to the dealers and would be victimized by them. She said she believed that placing the patients in this situation would increase crime and victimization in the area. She said that Stafford County was putting them as addicts in a position of temptation that would only harm their path to recovery, thus working against the effort to end of the opioid crisis.

Ms. Tipling said that lastly, these services should be offered in an area where medical and police support can ensure safety and fulfill needs to reduce the risk of death or potential criminal activity. She noted she has a 14 year old kid who walked in the neighborhoods to babysit, see her friends, and go to the store. She said she was afraid for her daughter's safety due to the approval of the clinic in that location. She said she had to worry about what was happening behind the shopping center. She said it was a necessary service in the wrong location. She said she was ashamed of the lack of concern that Stafford County had shown for the adequate placement of the services and the safety of the Stafford County citizens. She requested the Board to take caution in its next steps pertaining to the clinic.

5. Clay Mihoulides, 19 Steeplechase Road, said he was a small business owner. He said he lived around the corner from the Woodlawn Neighborhood Center and Concerted Care Group's potential 9,100 square foot opioid treatment facility. He said he had three school-aged children that resided with him and attended Stafford County Schools. He noted that they enjoyed their freedoms of walking and riding their bikes together with their friends around the neighborhood and over to the Weis grocery store. He said that he lost a sibling to addiction, and he had seen the toll it takes on a family and loved ones.

Mr. Mihoulides said he was in favor of opioid treatment facilities but believed they needed to be appropriately sized and located in areas that were safe for the patients. He said they

needed to be located in areas that made sense for the surrounding community. He said that Concerted Care Group's choice of location was poor at best as it was a 9,100 square foot facility that was insufficiently parked, lacked safe pedestrian accessibility, and its proximity to schools and preschools was poor. He noted that it was only 500 feet from a preschool.

Mr. Mihoulides said that this was not a political issue but rather a common sense one. He urged immediate action to eliminate any possible ambiguity in the zoning ordinance and require opioid treatment facilities to obtain a conditional use permit. He said that the locations of these facilities should be properly assessed and proffer guidelines could be tailored depending on the location. He said that they did not have that with this situation, and he urged them to stop acting out of fear of litigation involving Concerted Care Group. He asked the Board to acknowledge the zoning determination was incorrect and fight to afford their constituents the due process they deserved.

6. Kenneth Brown said he lived off Highpoint Boulevard. He asked the Board to consider putting either sidewalks or street lights on Mine Road between Highpoint Boulevard and the Walmart shopping center. He said when he first moved there about seven years ago, he had to walk to the commuter lot to take public transportation to Washington, DC. He said that at night, walking back from the commuter lot to his house along Mine Road was very dark. He noted there were no street lights between that area, and there were no sidewalks. He said there was only a gravel path going north. He said that it was not safe to walk on because there were no shoulder lanes. He said he had been working on having somebody consider this for about seven years. He said it looked like an accident waiting to happen and could be a tragedy. He noted that a lot of pedestrians and bicycles use the path, and it was hard to walk along the narrow path.
7. Justin Vandebroek, 1314 31st Street, said that he would be appearing before them in a couple weeks after the Planning Commission and staff had recommended approval of the Enon Road solar farm. He said he had spent a significant amount of time in the community, on site and meeting with neighbors as they continued to tweak the site plan. He explained how they had eliminated some sections of the site on the corner of Trusslow and Enon to ensure that as one approached the corner, there would no longer be any part of the project visible.

Mr. Vandebroek said many community members expressed concern about the intersection, view shed, and abutting park, so they made a concerted effort to address those concerns by removing that section from the site plan. He invited the Board out to a site visit so they could walk the site and see how well it was concealed. He said that in total,

they had committed to planting 400 trees and 500 shrubs, with trees at eight feet tall at time of planting. He said there was a \$0.25 million investment in landscape buffering to ensure that the remaining aspects of the border of the project were largely concealed.

Mr. Vandebroek said that sometimes these projects got swept under the rug. He said that the project in question was meant to provide electricity to low- to moderate-income families, and it was large enough to power 600 of them, regardless of their income level. When he looked at how they sold the power, which offered a savings of between 10% and 20%, he realized that even a 10% savings would amount to \$100,000 in annual savings for Stafford County residents. He said this was a considerable sum of money.

Mr. Vandebroek said the project was an investment of \$7 million in the district, but it would generate an additional \$400,000 in property tax revenue over its lifetime. He said that they were committed to supporting other initiatives, such as Musselman Park and playgrounds, and that they wanted to ensure that the power generated by the project was serving County residents rather than people in Richmond who subscribed to it. He said that they were using US-made and manufactured panels from Dalton, Georgia, and that they were using US steel and aluminum. He invited the Board to visit the site at their convenience and see for themselves how the project was being done the right way.

PUBLIC HEARINGS

ITEM 25. CAPITAL PROJECTS TRANSPORTATION; CONSIDER AN APPLICATION FOR THE VDOT TRANSPORTATION ALTERNATIVE PROGRAM (TAP) FOR THE FORESTON WOODS AND ROUTE 1 BIKE/PED PROJECT.

Mr. Bryon Counsell said that before the Board was a consideration for providing a resolution of support to VDOT to support the application for the district TAP program, or Transportation Alternatives, for the Forest and Woods Sidewalk and Crosswalk project. He said they were going to revise that scope to just a crosswalk project before making the application. He said it was a new VDOT requirement that a public hearing must be held for all TAP applications.

Mr. Counsell said in June, the Board approved pushing three projects forward into the TAP application process. He noted that at the time, they did not know it was going to require a public hearing. He explained that there were two types of TAP funding, and TAP was the old word. He said the program was now just called Transportation Alternatives. He said there was the district funding, which came to VDOT from the federal government and was distributed among the districts. He said the money was used to score projects and award based on CTB actions.

Mr. Counsell said that the other funding stream was called the North Stafford TMA, and it was based on census scoring, and it totaled about \$190 thousand per year. He said that the funding required a 20% match with a maximum value of \$2 million per project. He noted that all of the projects approved in June were over \$2 million.

Mr. Counsell said that there were three projects that had been prioritized by the County for the past year. He noted that they were working on a number of studies related to pedestrian and bicycle safety, as well as the master plan which required a different approach to analysis. He said that the projects were located in Aquia, George Washington, and Garrisonville, and they all aimed to improve sidewalk accessibility at a significant cost. He said that after discussions with VDOT about refining the application process, it was recommended that the County submit only one project for consideration. He said the least expensive of the three options, which was around \$2.5 million, was chosen as the most viable option. He said that during the previous infrastructure meeting, it was suggested by staff and agreed upon by the committee to focus on crosswalks instead of a full-scale project for better value in terms of cost.

Mr. Counsell said that staff had presented a presentation to put in front of the Board for consideration, to push this one project forward into the application process. He noted there were a couple of different options that the Board could choose. He explained they could vote to approve a resolution of support for the project, or the Board could choose not to push any projects forward. He said the projects for this TAP round would not be funded by only round of TAP, even if it scored well. He said it may take two or three rounds to fully fund any of the projects. He said that the last sheet in the presentation was just some statistics for the project, some aerial views, some photos, and the description of the work.

Mr. English said that he was not for doing something right there because he did not think it was the best bang for the buck. He said that if they were going to do anything, he suggested moving it up a little further where the hotel was since he believed more people would go across to use a restaurant. He thought that the people who would walk would go to the Weis and not Wawa. He asked for the reason why they did it there and not move it toward the hotel, which he considered as a logical place to put it.

Mr. Counsell said that they did not have exact numbers on the people who cross the road to use that. He said the project was developed as part of a STAR study which examined the entire Route 1 corridor, all the intersections, and where traffic was going. He said that as part of that study, a good number of people were recorded crossing the road. He said he would get back to the Board with that specific number.

Mr. Counsell said the project was part of a larger overall program on Route 1 aimed at promoting pedestrian safety and providing access to both sides of the road. He said there were several other projects in the study that were going to be recommended over the years, at least maybe a year or two, and they were all aimed at providing better access. He said that as far as an overall study was concerned, he can get those numbers for them. He said that there was a deadline for the TAP applications coming up, and they needed to make that decision in order to make the application date.

Ms. Gary said that when Mr. Counsell brought up the figures, they had previously discussed doing the sidewalk and the crosswalk, or one or the other. She said the crosswalk would be better if they just did one. She asked what those figures were for and if they were for both.

Mr. Counsell said that the estimated project cost at present was \$2.5 million, and that amount covered only the crosswalk and the sidewalk.

Ms. Gary said that they might be able to reduce the project's scope to only the crosswalk.

Mr. Counsell said that they were in the process of working with VDOT to obtain an accurate cost estimate for the project. He said the project involved a significant amount of electronic equipment, relocating mast arms, updating stop light infrastructure, and right-of-way considerations. He said they still had work to do on that front. He said that they would have to put in a lot of effort to complete everything by the application date.

Ms. Gary said she did not want to move forward with the whole project if it was possible to only do the crosswalk. She asked what the timeline would be for just the crosswalk portion.

Mr. Counsell said that he believed they could collaborate with the engineer and VDOT to obtain a cost estimate for only the crosswalks, if that was the desire of the Board. He assured them that it would be possible to make it happen.

Ms. Gary asked if it was possible for the item to be deferred.

Ms. Bohmke said that if one was looking at what people were purchasing while coming down from Foreston, they walk right in front of a Weis grocery store. She said all their needs should be able to be taken care of there unless they were walking with a gas can and needed to get gas to mow their grass at the gas station, or if they had other needs at Wawa that they could not buy at Weis. She said that there were so many intersections in the County that could use a crosswalk, while that was the only property on that side of the street. She said that in the future, there could be other

development that comes, which would hopefully allow these people to access those businesses. She said that she was not in favor of this because it did not really make any sense.

Mr. Counsell said that he understood her point completely.

Ms. Bohmke said that her support for this project was solely based on her vision for the future, and she could not predict what kind of businesses would emerge in the area. She said that any potential development should be located on the western side, heading toward Stafford Printing, as the land in that area had some topographical challenges.

Ms. Vanuch said that on page two of the presentation, they discussed the Mine Road and Greenspring Drive sidewalk. She asked how far away it was from Highpoint Boulevard. She asked whether there were any aspects of the Mine Road project that could impact Highpoint Boulevard.

Mr. Counsell said that the Mine Road-Greenspring project would provide a sidewalk on the west side of Mine Road from the Goddard School all the way up to Greenspring Drive, and it was located on the Walmart side.

Ms. Vanuch clarified that the location would be just south of Highpoint Boulevard.

Mr. Matthew Lehane, Transportation Planning and Funding Manager said that the specific sidewalk portion of the project was on Greenspring Drive. He said that the project would provide crosswalks across Mine Road.

Ms. Vanuch asked if there was anything at Highpoint Boulevard. She noted the need to reach the commuter lot. She asked whether they had any plans for a bike-pedestrian path on Highpoint Boulevard and where it would be located.

Mr. Lehane said that he believed there was a potential development that had been potentially approved, which included a sidewalk or shared use path that would fill in the entire gap between Highpoint Boulevard and Greenspring Drive.

Ms. Vanuch asked if an update could be sent to the Board. She explained that Supervisor Yeung could send it to her constituent about where the project was located, and they could figure out what needs to be done. She said that if there was a project already approved in the bike-pedestrian area, they would be required to put a sidewalk in and likely put lights up as well. She asked if they could just get an update on that as it would be helpful.

Ms. Allen said that the project had been removed from the plan because there was a proposed development which would take it into account. She said in terms of the recommendation, she did not care in which neighborhood it went. She said that they needed to be in the business of developing bike-pedestrian infrastructure. She noted that it was not just the Foreston people, but also Bells Hill and the neighborhood by Coal Landing. She said people walked toward Wawa and Weis, and there was also Dominoes and the shopping center.

Ms. Allen said it was not just Foreston that utilized the intersection, it was the neighborhoods further up Route 1 South. She said people in Foreston also walked toward Garrisonville Road to hotels and to the shopping center. She said it was not only one neighborhood that utilized the pedestrian path. She said that they had to do something, whether it was at Greensprings or Town Heights, and they had to invest in the pedestrian and bike infrastructure.

Dr. Yeung said that she would open the public hearing to comments from the public. Noting there were no comments, she brought the matter back to the Board and closed the public hearing.

Ms. Gary said that there were many people who walk through the area, and it was incredibly unsafe, especially at the bridge. She said people came from Bells Hill and Coal Landing to walk because they did not have a vehicle. She noted that entire families walked through the area, and it was incredibly unsafe. She said there were people with disabilities who walked all the way to Garrisonville to work at Target and other stores without sidewalks. She said that the very least they could do was provide a crosswalk at a point that had been determined to be a good place for crossing, such that they would be able to obtain certain funding. She said it was not just about needing a crosswalk somewhere; it was a real safety issue for people in that area, and she would appreciate support from the Board.

Mr. English said that he disagreed because he believed that statistics on how many people use the area in question were necessary before allocating funds for its improvement. He said that it would be a waste of money and suggested that the funds should be redirected toward a more usable location. He noted that despite working in the area frequently, he did not see many people walking around that area of Route 1. He said that moving the proposed development closer to the motels, where pedestrian traffic was higher, would be a better idea. He said he was not going to support the proposal.

Dr. Yeung said that she had responded to Mr. Brown and noted the nursing home and the buildings being built, which would require a sidewalk. She clarified that they were discussing the sidewalk by Wicomico and the Greenspring area. She requested for staff to go back and see if they could receive funding for the project, competing against Spotsylvania and other places. She said she could not support this. She said she did not agree to spend TAP funds on a crosswalk across six

lanes of a major highway for a group of people who were in the habit of going to the gas station as a convenience store. She noted that a gas station was meant to pump gas and allow customers to pick up sandwiches or other items before moving on to their next destination. She said that they were not thinking strategically about how to best utilize the funds. She said she did not agree that it was the most effective use.

Dr. Yeung said that Supervisor Bohmke had noted during the committee meeting how long some projects had been on the list. She said she wanted to make a difference but also considered what made more sense. She said there was a community behind Wawa, off Route 610, and individuals crossed the road from Widewater behind Stafford Marketplace. She noted there was a community off Highpoint. She said that this was a step in the right direction for improving pedestrian access. She noted that Walmart was the store residents used for milk and bread, and they walked on a gravel road. She said it was not about which area was better; she wanted everyone to think strategically, logically, and consider what made more sense.

Dr. Yeung said she supported proceeding with the full scope of the project, sidewalks and crosswalks. She asked where the crosswalk would end if they only did a partial scope. She said that either way, the project should be completed, or they should find another project. She said if it was not Garrisonville, fine, but it should be a project that they could complete and put all the money toward.

Ms. Allen asked if they did not use the TAP funds, what were the limitations in applying the TAP to other projects. She asked whether it would require additional funding from the County.

Mr. Counsell said that TAP was only for bicycle and pedestrian improvements. He explained the limits were that TAP will not award more than \$2 million for any one project, and there was a 20% local match. He continued that anything over \$2 million, the locality had to fund 100%. He said the County could get a \$2 million award total with the 80% and the 20% of locality, then anything over \$2 million was borne by the locality. He said that the Greenspring and Mine Road intersection was probably more in line for a SmartScale sized project. He said the Board will have the opportunity during the coming year to decide on the projects that get submitted for SmartScale. He said there was another opportunity for both of those projects to be part of the SmartScale, but SmartScale started competing with Roadway. He noted it would be a complex issue for the Board to review.

Ms. Allen clarified that the funds could not be transferred to any other project within the County, and they had to be specifically allocated for the projects that met the set criteria. She noted that they could not divert the funds to the next intersection on Route 1.

Mr. Counsell said that there were an infinite number of projects they could use the money for all over the County, but the North Stafford TMA could only use it there. He said that over the last year or so, staff had been working on a number of studies that would bear all these different opportunities out. He said the Board would see these and go through a prioritization process. He noted that since they had been doing so many studies, they already knew about these from past studies, such as the STAR studies. He said the projects were low-hanging fruit, not cheap, but the County was aware of them.

Mr. Counsell said that there were projects they could put in front of the Board to decide what the priorities were. He said that once the Garrisonville mobility study was complete and the master plan was complete, there would be multiple projects to consider using TAP funds for. He said the Board did not have to act on these, but these were ones available for the Board to utilize the year's available funding. He said that they could forego the district TAP grant program this year and keep storing money from the North Stafford TMA. He said that they had about \$900,000 in the fund to use on other projects as soon as they went through the prioritization process with the Board later in the fall and early in the spring.

Mr. Coen said that in the presentation, it was said that the cost for the sidewalk was estimated to be \$1.5 million while the crosswalk was less than \$1 million. He asked what amount was being requested to come out of TAP for both the sidewalk and the two crosswalks.

Mr. Counsell said that the project had been presented to Infrastructure back in June for the full project, including crosswalk and sidewalks. He said that during the meeting, it was suggested to staff that if they could make it more affordable for Stafford County while still getting some of the project done, the most important part of the project would be the crosswalk portion. He said that if the Board chose to move forward with this, they could de-scope the project to just include the crosswalks and submit an application to see what happens with the scoring and funding.

Mr. Coen said that the issue of safety while crossing Route 1 and reaching Wawa could be addressed separately from other projects. He said he was cautious about the possibility of funds being diverted toward roads instead of sidewalks if they decoupled the project. He said that more efforts should be made to improve sidewalks.

Ms. Bohmke asked if the 20% match for the STAR study was from gas tax money or general fund money.

Mr. Counsell said that it would be a fund containing a little bit of everything. He said that if this project were to move forward, they would have to show that they would fund the 20%, and they would probably use transportation fund balance. He said it would reduce available funding to the

Board when they went through the full prioritization process later. He said they could fund it now, but that would take away from some of the higher priority projects the Board had indicated they wanted to do.

Ms. Bohmke asked if Mr. Counsell meant both the sidewalk and the crosswalk.

Mr. Counsell said it was either one.

Ms. Bohmke clarified that it was a combination of general fund and gas tax revenues.

Mr. Counsell said that it was not the general fund but rather the transportation fund. He said the funding came from the general fund through the personal property tax.

Ms. Gary said that it was important for her to speak on this topic because there were people who were poor and disabled who walked across the road all the time. She asked if they had time to defer the matter. She said the item could come back with the information that was being requested by Supervisor English, and they could have the numbers to support whatever studies had been done.

Mr. Counsell said that applications were due at the end of next week. He said that when this was presented to the Board, the Board voted in June to push these three projects forward. He explained that in July, VDOT informed the County that they had to have a public hearing for the TAP application.

Ms. Vanuch said that slide four of the presentation indicated the Foreston project was suitable for TAP funding even if they removed the crosswalk and only constructed the sidewalks. She said that the project would still have logical termini and be eligible for TAP funding, as said in a bullet point. She clarified that Supervisor Gary was only interested in moving forward with the construction of the crosswalk, which could be funded through the TMA TAP funding.

Mr. Counsell said that was correct, and they could use the TMA funding for the project as it was located in the North Stafford TMA.

Ms. Vanuch asked why they had applied for the TAP funding when they could have easily funded it through the TMA funding.

Mr. Counsell said that they could use the North Stafford TMA funding of between \$800,000 and \$900,000. He said that they were trying to get an exact number from VDOT. He said that the

project value was \$2.5 million to put in everything. He said that they did not know the crosswalk cost yet.

Ms. Vanuch said that the problem was because they were saying the sidewalk would be eligible for TAP funding, but the crosswalks would be eligible for TMA TAP funding. She noted this was a hearing on TAP funding, but Supervisor Gary said she just wanted to fund the crosswalks. She said they could already pay for the crosswalks under the TMA tap funding. She asked if the crosswalks would cost more than \$900,000. She noted that all the money in the reserves for the TMA would be going to this particular crosswalk if approved.

Mr. Counsell said that was correct, but he would be hesitant to commit to any value on just the crosswalks. He explained that the crosswalks were simply thermoplastic markings placed on the ground. He said all of the light masts would need to be upgraded to modern technology, which was where the majority of the cost came in. He noted that \$900,000 may not cover the entire cost.

Ms. Vanuch asked what would happen if the estimated cost was \$4 million for sidewalks and crosswalks. She felt that there was a disconnect somewhere and that the process was being rushed through due to the upcoming public hearing and deadline.

Dr. Yeung said her concern was that they would deplete the reserve for North Stafford on just one project. Her worry was regarding the TMA funding being discussed, rather than the TAP.

Mr. Counsell said that both of them were TAP programs. He explained that one was specific for the North Stafford TMA, and the other one was district-wide. He said if the Board chose to fund this, they had the option of utilizing the existing TMA funds of approximately \$900,000. He said they would be poised to apply for the district-wide TAP to assist in that funding. He said the County would then have to put up its 20% match and anything over \$2 million. He said if they scaled it back to just the crosswalks, it was likely to be much less than \$2.5 million, but he did not know if the Stafford TMA money would fund the whole thing. He said they would still need to apply for TAP to fill that gap.

Ms. Vanuch asked what would happen if the project did not move forward and they did not apply for TAP funding.

Mr. Counsell responded that they would not be making any application for the district-wide tap this round.

Ms. Vanuch asked if they were losing out on state funding due to that.

Mr. Counsell said staff did not believe they would be losing out on funding.

Dr. Yeung asked what the staff recommendation was.

Mr. Counsell said he believed it was okay if they did not submit a TAP application in that round, as the projects were too expensive given the amount of funding they could potentially receive. He said that they would be scoring deficient this year due to being red on several projects on the dashboard. He said that the likelihood of their project receiving a high score was not very good. He explained that with all the studies finishing up and the master plan being presented to the Board, they would be bringing forward numerous projects for consideration regarding prioritization and funding. He said he did not believe that they would miss out on anything important by not submitting a TAP application in that round.

Ms. Gary said that in Infrastructure, it was presented as though this was a good opportunity for that funding.

Mr. Counsell said that he was not implying that the opportunity was not good, but rather the chances of performing well and completely financing the project were quite low.

Ms. Gary said that the information presented did not align with what was discussed during the Infrastructure Committee meeting. She asked why they were even there if the chances of success were so low.

Dr. Yeung asked if there was a motion to be made.

Mr. English motioned, seconded by Ms. Vanuch, to deny proposed Resolution, R23-279.

Ms. Gary made a substitute motion, seconded by Ms. Allen, to approve proposed Resolution, R23-279.

Dr. Yeung called the vote on the substitute motion.

The Voting Board tally was:

Yea: (1) Gary

Nay: (6) Allen, Bohmke, Coen, English, Vanuch, Yeung

Mr. Coen made a substitute motion, seconded by Ms. Gary, to approve only the crosswalk portion of the project.

Ms. Vanuch asked how the project would be funded. She asked whether the Board was authorizing the use of all of the TAP TMA funds if the project went through. She said her main concern was that everyone understood what they were voting on.

Dr. Yeung called the vote on the substitute motion.

The Voting Board tally was:

Yea: (3) Allen, Coen, Gary

Nay: (4) Bohmke, English, Vanuch, Yeung

Dr. Yeung called the vote on the original motion to deny proposed Resolution R23-279.

The Voting Board tally was:

Yea: (4) Bohmke, English, Vanuch, Yeung

Nay: (3) Allen, Coen, Gary

CLOSED MEETING

At 8:01 p.m., Mr. Coen motioned, seconded by Ms. Vanuch, to adopt Resolution CM23-20 to authorize closed session.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, English, Gary, Vanuch, Yeung

Nay: (0)

Resolution CM23-20 reads as follows:

A RESOLUTION TO AUTHORIZE CLOSED MEETING

WHEREAS, the Board desires to hold a Closed Meeting for (1) consultation with legal counsel regarding utilities pro rata legislation and related policies and cable fees, which both are specific legal matters requiring the provision of legal advice by such counsel; (2) for consultation with legal counsel regarding probable litigation concerning pro rata, where such consultation in an open meeting would adversely affect the litigating posture of the Board; and (3) for consultation with legal counsel regarding the County's zoning ordinance related to medical clinics and hospitals, which is a specific legal matter requiring the provision of legal advice by such counsel, and for consultation with legal counsel regarding actual litigation concerning a certain clinic, where such consultation in an open meeting would adversely affect the litigating posture of the Board; and

WHEREAS, pursuant to Virginia Code § 2.2-3711 (A)(7) and (A)(8), such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 19th day of September, 2023, that it be and hereby does authorize discussion of the above matters in Closed Meeting.

CERTIFY CLOSED MEETING - SEC. 2.2-3711 (A)

At 8:50 p.m., Mr. Coen motioned, seconded by Ms. Bohmke, to adopt Resolution CM23-20 (C) to certify the closed meeting.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, English, Gary, Vanuch, Yeung

Nay: (0)

Resolution CM23-20 (C) reads as follows:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE STAFFORD COUNTY BOARD OF SUPERVISORS IN A CLOSED MEETING ON SEPTEMBER 19, 2023

WHEREAS, the Board has, on this the 19th day of September, 2023, 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 19th day of September, 2023, 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.

UNFINISHED BUSINESS

ITEM 19. COUNTY ADMINISTRATION; RECOMMEND THE CIRCUIT COURT APPOINT AN ALTERNATE MEMBER TO THE BOARD OF ZONING APPEALS TO FILL A TERM EXPIRING ON DECEMBER 31, 2024.

Ms. Vanuch motioned, seconded by Mr. English, to recommend appointing Nathan Mowery to the BZA for proposed Resolution R23-280.

Dr. Yeung said that Nathan Mowery was the first one. She noted there was Ms. Kelly Robertson and Mr. Petuchov, as well.

Ms. Gary said that she had been able to talk with Mr. Mowery but had not spoken with the others. She said she supported the appointment.

The Voting Board tally was:

Yea: (4) Bohmke, Coen, Gary, Vanuch

Nay: (3) Allen, English, Yeung

Resolution R23-280 reads as follows:

A RESOLUTION RECOMMENDING THE APPOINTMENT OF AN
ALTERNATE MEMBER TO THE STAFFORD COUNTY BOARD OF
ZONING APPEALS

WHEREAS, pursuant to Virginia Code § 15.2-2308 and County Code Sec. 28-341, members of the Board of Zoning Appeals (BZA) shall be appointed by the Circuit Court; and

WHEREAS, County Code Sec. 28-341 authorizes the BZA to consist of seven members and two alternates; and

WHEREAS, on January 5, 2021, the Board adopted Resolution R21-07, which recommended that Mr. Robert Gibbons be appointed to the BZA as an alternate member and on January 27, 2021, the Circuit Court ordered his appointment; and

WHEREAS, Robert Gibbons resigned from his alternate member BZA seat effective September 8, 2023; and

WHEREAS, the term of such vacant alternate position on the BZA expires on December 31, 2024; and

WHEREAS, the Board desires to recommend to the Circuit Court the appointment of Nathan Mowery as an alternate member on the BZA to fill the vacancy;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 19th day of September, 2023, that

<u>NAME</u>	<u>DISTRICT</u>	<u>EXPIRATION DATE</u>
Nathan Mowery	Alternate	December 31, 2024

be and s/he hereby is recommended for appointment as an alternate member for the term stated above, to the Stafford County Board of Zoning Appeals; and

BE IT FURTHER RESOLVED that the County Administrator and County Attorney, or their designees, shall provide a copy of this Resolution to the Circuit Court.

ITEM 20. PLANNING AND ZONING; CONSIDER AUTHORIZING A JOINT PUBLIC HEARING WITH THE PLANNING COMMISSION AND REFER TO THE PLANNING COMMISSION PROPOSED AMENDMENTS TO THE ZONING ORDINANCE REGARDING MEDICAL CLINICS AND HOSPITALS.

Ms. Bohmke motioned, seconded by Ms. Vanuch, to defer proposed Resolution R23-266 to the next meeting on October 4, in order to allow sufficient time for consultation with external legal counsel and experts.

Mr. Coen said that having served on the Planning Commission, whenever an issue regarding ordinances and zoning arose, there was a specific process in place to ensure the language was correct and the matter was handled properly. He said experts were often engaged to ensure everything was done accurately.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, English, Gary, Vanuch, Yeung

Nay: (0)

NEW BUSINESS

ITEM 21. COMMISSIONER OF THE REVENUE; REQUEST FOR A 90 DAY EXTENSION OF OVERLAP OF POSITION RECRUITMENT.

Mr. Scott Mayausky, Commissioner of Revenue, said that Deputy Commissioner of the Revenue Mike Sienkowski would be leaving his role to assume the role of Treasurer, on January 1, 2024. He explained that the office helped generate the \$280 million in property tax revenue. He said they did the real estate and personal property assessments, while the Board set the tax rate. He explained that those two processes came together in this one position. He said the position that Mr. Sienkowski was vacating was the position that created the bill file. He said the bill file then became the tax bill that the treasurer mailed out and collected.

Mr. Mayausky explained that he was asking for a 90-day extension because the nature of the work was so cyclical. He said they only went through two billing processes every year. He said one was coming up this fall for the second half bill cycle. He said it was crucial that they had somebody in place to shadow Mr. Sienkowski and learn the bill file process. He said that this was a classic case of an ounce of medicine was worth a pound of cure. He said they did not want to do anything that

could jeopardize or delay the collection of the first-half taxes. He said the extension would give them enough time to hire someone to shadow Mr. Sienkowski and then take over the role on January 1.

Ms. Vanuch asked if the item was time-sensitive.

Mr. Mayausky said it was time-sensitive.

Ms. Vanuch motioned, seconded by Mr. English, to mark the item as time-sensitive.

Ms. Gary clarified that there was an upcoming election, so the candidate could change.

Mr. Mayausky said that he was running unopposed. He noted the candidate could still potentially lose, but it would be an impressive accomplishment.

Dr. Yeung asked if Mr. Mayausky knew about the bill file process.

Mr. Mayausky said that he did not know how to do the bill file process as it was a highly specialized IT skill.

Dr. Yeung asked if they were using the old system.

Mr. Mayausky said that the system was not old, but it required a lot of data from various sources and extensive testing to ensure accuracy. He said that if tax bills were sent out incorrectly, it would make headlines. He noted such incidents occurred quite frequently. He said they took every precaution possible.

Dr. Yeung said she wanted to ensure that in the future, there would be a clear job description and step-by-step guide for the responsibilities of someone who was departing. She asked when the new employee would be hired.

Mr. Mayausky said that they were hoping to hire someone as early as October. He said that they had already created a job description with HR that outlined the duties of the position. He explained that the bill filing process was a very unique and highly specialized process.

Dr. Yeung said that if the individual arrived at the end of October, there would only be two months left before the new position began in January. She asked what they should do then.

Mr. Mayausky said that if the new position gets in with two months, his hope was that the process would still be fresh so that the new hire can reverse engineer the process as part of the training.

Dr. Yeung called the vote to mark the item as time-sensitive.

The Voting Board tally was:

Yea: (6) Bohmke, Coen, English, Gary, Vanuch, Yeung
Nay: (1) Allen

Ms. Vanuch motioned, seconded by Mr. English, to approve the 90-day extension.

The Voting Board tally was:

Yea: (5) Bohmke, Coen, English, Gary, Vanuch
Nay: (2) Allen, Yeung

ITEM 22. DISCUSSION ON A PROPOSAL FROM AMERESCO TO PLACE SOLAR PANELS AT THE REGIONAL LANDFILL.

Ms. Gary said that there had been a discussion about potentially installing solar panels on top of expired landfill cells as they could not be used for anything else for several years. She said it was proposed to generate revenue. She said they received an unsolicited proposal from Ameresco to do just that. She said it would be beneficial if they put out a request for quotes to see what other options were available.

Mr. Vosburg said that the proposal came before the R-board, and since they were not the landowners, they could not take up the matter. He said the landowners were the County and the City of Fredericksburg. He said it was recommended that the City and County should take up this item. He said options were available. He said they just wanted to know if the Board was interested in pursuing some kind of process and working with the City to look at potential solar energy projects at the landfill.

Mr. Coen asked if there was a storage facility for the power so that it could be stored and used elsewhere. He said that if they only had solar panels without a storage component, the energy would just get dissipated. He said that if they stored it, then it could be put into the grid.

Ms. Bohmke said that Ameresco currently handled the methane at the landfill. She said they would be considered as one of the bidders along with others who put out their proposals. She said it would not be a sole source with just them. She said that the methane was transferred to Dominion.

Ms. Gary said that she was unsure about the process if they were to do this. She said that if the Board was interested in asking staff to look into the details, it would be complex having to work with the City. She suggested that they could just poll and see if it was something they could ask staff to look into.

Dr. Yeung asked Mr. Vosburg how much time it would take to investigate and retrieve the information needed for the upcoming meeting.

Mr. Vosburg said that the outcome of their decision would depend on which option they chose, as there was not much discussion about it. He said the PPEA process was more complex than other options. He explained that they could examine each path and provide an answer at a later time. He said they can also come back and describe the different routes to take by the next meeting.

Dr. Yeung noted that they did require bidders for the project. She said she supported pursuing solar energy as an option, but she was not in favor of a specific company.

Mr. Vosburg said that if the Board was prepared, they could examine the paths to move forward and have that information ready for when it appeared as unfinished business.

Ms. Vanuch said that the item was a classic example of something that could be sent to CEDC. She said it should have been created there initially, allowing them to provide more detailed information and guidance. She asked if it could be returned to CEDC.

Ms. Gary said that it was acceptable.

Dr. Yeung said that the recommendation was to send it to CEDC.

ITEM 23. DISCUSSION ON REVIEW OF ALL APPROVED RESIDENTIAL DEVELOPMENTS AND OUTSTANDING PROFFERS.

Ms. Vanuch said that they tracked the outstanding proffer payments from approved subdivisions and when they would be coming into the County coffers. She said that they provided this information to the schools regularly, and it was included in the budget process annually. She said there were often time limits on proffers for subdivisions approved in the '80s, '90s, and early 2000s. She said developers sometimes purposefully delayed building to avoid making proffer payments or land dedications. She said that the County may be losing out on potential proffer payments or land dedication from subdivisions that had been approved.

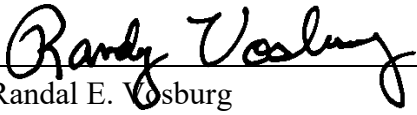
Ms. Vanuch said that it would be great if they could compile and review the proffers on any rezonings, even if they had to send it to an external consultant. She said that anything approved from the '70s or '80s, or any subdivision with outstanding issues should be included in the review. She said it would identify if there was anything that needed to be dedicated to the County. She said there was a subdivision where they were supposed to have over 100 acres dedicated to the County with a road, but because they never took action on that potential request, they lost the land. She said the item could come to CEDC.

Dr. Yeung said that she would like to propose moving this to CEDC with the Board's approval. She said that they had done this exercise when she was on the School Board. She said she could try to find a copy of that document and provide it to them. She noted that it was only a partial review, and it may need to be updated.

Mr. Coen said that he believed Mr. Zuraf had acquired much of the information from the comprehensive plan discussions and from Jeff Harvey's files.

ADJOURNMENT

At 9:08 p.m., Chairman Yeung adjourned the September 19, 2023 Stafford County Board of Supervisor's meeting.



Randal E. Vosburg
County Administrator



Dr. R. Pamela Yeung
Chairman

My name is Kristen Halstead and I live at 279 Deacon Rd. Directly across the street from the proposed methadone treatment center in the Woodlawn shopping center. I am here to speak on the bigger picture from the ruling that was made on 9/11/2023 in Judge J. Bruce Strickland's courtroom. If the decision by Judge Strickland is not appealed and this treatment center is allowed to go in, our county is taking a larger risk of discrimination and litigation from other parties and protected classes than they realize. The Virginia Human Rights Act protects many other classes in this immediate area like children, seniors, disabled constituents, military service members and combinations of all of these. These protected classes are also being discriminated against by having this treatment center being put in this location. All of which can take legal action depending on the circumstances and outcomes. If this treatment center is allowed to go in, the homes within a 2 mile radius will decrease in value anywhere from 17%-25% based on the 30 page article "The Effect of Substance Abuse Treatment Centers on Property Values" written by Claire La Roche, Bennie Waller and Scott Wentland in the Journal of Sustainable Real Estate. This means that the 500-600 homes in this area will see a decrease of anywhere from \$50,000 - \$100,000 per home or more. For the county that is a loss of about \$250,000 - \$300,000 in taxes from these properties per year. These homeowners are incurring approximately \$30-\$60 million dollars in irreparable damages in the decreased values in their homes. With the current interest rates at 7.6%-8.5%, if homeowners decided to sell and purchase somewhere else, they would be paying double their current mortgage payments for non-equivalent homes and school districts. The increase of payment of about \$1700-\$2500 would all be going straight to the

banks for interest. I am now stuck in my house and don't have a choice to move because I can't afford it and all of this is a result of the county taking away my due process. There are other financial impacts related to employment, transportation and education just to name a few. This community has been consistent about this location not being in the best interest for intended patrons. If this treatment center goes in, it will increase the disparity and discrimination to this protected class by not having proper pedestrian access, proper public transportation, or proper traffic safety precautions. It also increases the health disparities to this protected class by not having any other healthcare facilities in the close proximity. All these things compound the potential legal problems that the county is trying to avoid. You, our county representatives, are taking a bigger risk by allowing this treatment center to go in than you would by appalling Judge Strickland's ruling to the appellate court. As a homeowner with vested rights, a member of this community, and an adjoining property owner I am asking you to appeal Judge Strickland's ruling and work with us to find a proper solution for ALL impacted parties including ALL the various protected classes involved in this area. Thank you for your time and please take these words into consideration when you go into closed session tonight to decide on how to proceed with this matter.

Hi, my name is Jerry Rayadi. My family and I live in the Woodlawn sub-division, located behind the Woodlawn shopping center. As you are aware, there is a methadone treatment center set to operate and dispensing methadone and suboxone out of that location between 5:30 am to 11:30 am.

There is an opioid crisis in America. We understand this. My fellow neighbors and I have been advocating that this type of treatment center is **NEEDED** within Stafford County, however, the current location within the Woodlawn shopping center is **NOT THE RIGHT ONE**.

The community has voiced our concerns multiple times to this board to act. To date, we still have not seen any so instead, we had to get the courts involved. This entire process and current outcome demonstrated that due process was ignored, and the community's voices and concerns were never heard.

This treatment center will open in one of the most concentrated areas of schools and day care centers throughout Stafford County. There are **NO** sidewalks leading to this shopping center. There are **NO** stoplights at either entrance or exit. There are **CHILDREN** who wait for the school bus in front of the daycare and **CHILDREN** who wait for the bus on Deacon itself. Also, the Fred Bus D1 route does not start until 8:30 am. With all these notations compounded, it's evident that this location is a high-risk factor for accidents-not to mention the numerous safety concerns for our children, neighbors, patrons of the shopping center, and patients of the clinic.

I am an engineer for a major transit agency. In my professional career, I need to plan to identify risks and how to mitigate those risks. This is a major part of decision making before any sort of judgement to move forward with projects. Currently Stafford County does not have any plans, policies, procedures, or corrective actions in place to mitigate potential negative impacts for this type of treatment center.

Virginia is creating an opioid treatment strategic plan. Several states already have strategic plans in place that enable them to collocate services which will reduce health disparities. They have an order of operations established between the department of social services, department of education, department of corrections and the DOJ.

1. Where is Stafford County's plan?
2. Where is Stafford County's plan for safe pedestrian and vehicle access to treatment centers?
3. Where is Stafford County's plan for establishing consistent sheriff deputy presence around these centers?
4. Where is Stafford County's plan for establishing a robust public transportation system to treatment facilities?

If the county has not yet established any such plans per the Federal recommendations, there is an extreme need to create one! We would like a plan that addresses these questions in a proactive manner, instead of a reactive manner- One that considers public transportation and safety concerns for patients and residents of the surrounding communities.

Reference

Substance Abuse and Mental Health Services Administration. (2015). Federal Guidelines for Opioid Treatment program. <https://store.samhsa.gov/sites/default/files/d7/priv/pep15-fedguideotp.pdf>

COMMENTS DELIVERED AT THE STAFFORD COUNTY
BOARD OF SUPERVISORS MEETING
September 19, 2023

Good evening. My name is Arnold Levine. I reside at 135 Lake Shore Drive in the Argyle Heights neighborhood.

Last month I spoke to you about the challenges facing the nineteen owners of Lake Carroll and the Kennedy Dam. Time ran out before I got to the "punchline," so let me get to it now.

Here is a course of action we believe can bring this project to a successful conclusion:

1. Get an updated estimate for the project from the County's on-call engineers.
2. Set the budget for the project at that number and extend the payback period to 50 years. This assumes lake/dam owners reimburse the full cost of the project.
3. Develop a realistic funding plan. This would include tapping COVID-related and other Federal/State grant funds for the project to reduce the out-of-pocket cost to lake owners.
4. The County adopts the budget cap and funding plan and amends the FY2024/25 budget and tax district agreement to reflect the new estimate.
5. Re-bid the full project, making clear that the project budget a "not to exceed" number.
6. Until the adjusted budget and funding plan is adopted, explore with County staff how best to invest existing resources to make critical improvements to the dam that move us toward compliance without unduly increasing the overall cost of the project.
7. Continue seeking federal and Commonwealth grant funding throughout the life of the project to reduce the budget impact on the County and the pocketbooks of the lakeowners.

Our board held a Zoom meeting a couple weeks ago to discuss our situation, during which this approach was endorsed but not formally voted on.

Thank you.

From: [Wufoo](#)
To: [Mark A. Kaminski](#); [Andrew L. Spence](#); [Cheryl D. Giles](#); [Julia E. Holmes](#)
Subject: Public Comment Form [#8]
Date: Tuesday, September 5, 2023 7:06:35 PM

Name *	Anonymous Anonymous
Address *	☐ Steeplechase Rd Fredericksburg, VA 22405 United States
Email *	anonymous@staffordresident.com
Election District	Falmouth
Topic (please see the Public Hearings page for specific topics coming up) *	Public Hearings
Online Comments: *	I've been attending several public hearings of late. Is the opening prayer really necessary? If I wanted to hear prayer, I'd go to church. This is the business of the public, not time to push your god...

From: [Wufoo](#)
To: [Mark A. Kaminski](#); [Andrew L. Spence](#); [Cheryl D. Giles](#); [Julia E. Holmes](#)
Subject: Public Comment Form [#9]
Date: Wednesday, September 13, 2023 11:21:30 AM

Name * kathy robinson

Address * ☐ 33 fox run lane
fredericksburg, Va 22405
United States

Email * krobmom@aol.com

Topic (please see the Public Hearings page for specific topics coming up) * methadone clinic

Online Comments: *

Drug addiction is a high priority for Governor Youngkin and the federal government. Stafford county has an opportunity to do this right. The board of supervisors need to do the research and work the medical community.

The American Psychiatric Association reports that people needing treatment are in physical and mental pain and have many medical needs. They may have impulsive behavior and struggle with housing and employment. They need social support, family counseling, public health, transportation, housing, and employment offices, and multi-disciplinary teams to address the many needs they have. A treatment center addressing these needs along with detoxification is best suited in a place that can address all these needs in one place or at the same time.

- The Woodlawn Shopping Center location does not provide any of the recommended services and is not in proximity to any of the recommended services that go along with a methadone and detoxification treatment center to make it successful.

- The Woodlawn Shopping Center is not co-located with multiple other services that address housing, employment, and public health. It is not co-located or close to hospitals. It does not have sidewalks. It does not have crosswalks. Roads leading up to it have major intersections and are without crosswalks and sidewalks. It does not have expansive parking.

From: [Wufoo](#)
To: [Mark A. Kaminski](#); [Andrew L. Spence](#); [Cheryl D. Giles](#); [Julia E. Holmes](#)
Subject: Public Comment Form [#10]
Date: Monday, September 18, 2023 3:33:57 PM

Name * Kenny Brown

Address * ☐ 1007 Highpointe Boulevard
Stafford, VA 22554
United States

Email * kenneth.brown@tmbhq.com

Election District Garrisonville

Topic (please see the Public Hearings page for specific topics coming up) * Sidewalks on Mine Road between Highpointe Boulevard and Wal*Mart Shopping Center

Online Comments: *

I am a resident in Stafford County (North Stafford) and I car-pool (slug) in to the Metro DC area for work.

Many individuals walk from our residential area to either the Mine Road Commuter lot or the Route 610 Commuter lot.

One of the unfortunate cons in this walk is that there are no sidewalks in place on Mine Road between High pointe Boulevard and the Walmart Shopping Center entrance.

When I first had expressed my concerns about this in 2017, (based on what the previous County Supervisor, Mark Dudenhefer had given me) that there was a proposed plan that is currently projected and being implemented as we speak for sidewalks to be created on Mine Road.

However, the proposal is only from Cathedral Road to High Pointe Boulevard. They need to extend it from Cathedral Lane to Garrisonville Road. Below details the reasons why:

1. On one side is gravel rocks, which is all at an un-even level.
2. There is no adequate walking path on the other side.
3. There is no shoulder lanes on either side to properly walk on.
4. The safest area to walk is in the middle, which is the only area that is considered safe to walk on. This is especially essential at night, where there's also no street lights, where a pedestrian walking is put at risk.
5. This area is dangerously unsafe for pedestrians where there's little to no safety options for them and are prone to being struck.
6. This is also unsafe for pedestrians that may have young children or any parents that may have to use strollers to commute on Mine Road. The uneven gravel area makes it hard to travel and also considered a safety hazard for pedestrians.

The area that is on the right side of Mine Road (from Garrisonville Road) is a wide vacant surrounding. Not occupied by residents or business property.

I have communicated with VDOT and our County Supervisor about this issue and they said that there

was a project for a facility in that area and they would have sidewalks in place, but this was in 2017 and as of now (2023) the land is still open and nothing has been addressed regarding this. I have been recently informed that the proposal for the retirement community/assisted living is still in place, but the project for construction has not yet moved forward.

I am disappointed to hear the proposal for the sidewalk on the East Side of Mine Road from Greenspring Drive to VDOT entrance was not selected to move forward. If the proposal was approved and passed, that would have been a benefit and a safety measure for pedestrians. As you know there's not adequate shoulder lanes along this area on Mine Road, so this area proposes a safety concern for not only pedestrian but bicyclist as well. Especially at night and during bad weather.

Please consider this concern. Please let me know what we can do or what has to be done in order to get this needed project implemented. Thank you very much.

Kenny Brown
