BOARD OF SUPERVISORS
STAFFORD COUNTY, VIRGINIA
MINUTES
REGULAR MEETING
DECEMBER 12, 2023

CALL TO ORDER – A regular meeting of the Stafford County Board of Supervisors was called to order by Dr. Pamela Yeung, Chairman, at 3:01 p.m. on Tuesday, December 12, 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 she would provide a recap of the delegation dinner as part of her Chairman remarks. She said that the Stafford County Board of Supervisors met with its Virginia General Assembly delegation on November 29, 2023. She said that in attendance were Senator McPike, Senator-elect Durant, Delegate Mundon King, Delegate-elect Cole, Delegate-elect Milde, and Delegate Scott, as well as Supervisor-elect Diggs. She said that the Board provided the delegation with an overview of its two priority legislative initiatives for 2024, which were achieving Stafford's 100% cost of competing adjustment and obtaining authority to hold a local referendum to authorize an additional 1% local sales and use tax for County school construction and renovations. She said that Senator McPike has submitted a bill for the second initiative, while Delegate-elect Cole had submitted one specifically for Stafford County.

Dr. Yeung said that Senator-elect Durant, Delegate-elect Cole, and Delegate-elect Milde would collaborate on carrying out a state budget request to bring Stafford to 100% of the cost to compete adjustment. She said that they held a Christmas Tree Lighting event last Friday. She said that she wanted to express her gratitude to everyone who attended their tree lighting ceremony. She said that she was deeply appreciative of their numerous sponsors who contributed to the success of this occasion. She said that everyone could visit StaffordCountyTreeLighting.com for a list of their generous sponsors. She thanked staff who worked diligently to organize the event and decorate their campus beautifully. She thanked all the members of the Board of Supervisors who attended the event. She said that she appreciated their presence and participation in the event. She said that she hoped that everyone had an enjoyable time and that they all would have a wonderful holiday season.

Dr. Yeung said that as part of their annual tradition, the Chair of the Board would release the State of the County summary, which highlighted the accomplishments of the Board and the County for the year. She said to keep an eye out for a video and story coming out next week, highlighting Stafford initiatives, objectives, and outcomes from this year. She had a few closing remarks as Chair of the Board. She said that she had asked Phillip W. Hathcock to help her create a bicycle restoration program because of a conversation she had with him and a retired employee. She said that the Rappahannock Regional Solid Waste Management Board, or R-Board, began collecting bicycles for the Bicycle Restoration Program in September 2023.

Dr. Yeung said that the program collected gently used bicycles and diverted them from landfills. She said that Stafford Crossing Community Church agreed to be the community partner that refurbished and repaired the collected bicycles. She said that these bicycles were distributed to adults, youth, and children residing in the community. She thanked Mr. Hathcock for helping bring her vision to fruition. She said that they had worked on increasing investment in capital funding sources for Fire and Rescue capital improvement by initiating a fire levy. She said that they also worked on Destination Stafford, and a Request for Proposal was issued for the development of a downtown community in Stafford.

Dr. Yeung said that they sought approval for a data center partner that would invest in Stafford's community infrastructure and schools, thereby relieving the burden on middle-class taxpayers. She said that the first solar farm was approved based on its location, and its source as a renewable source of power, reducing greenhouse gas emissions and mitigating climate change, thus protecting humans, wildlife, and ecosystems. She said that they completed the 2023 three-year strategic plan and transition, and approved a new five-year strategic plan that would commence in January 2024.

Dr. Yeung said that they held a roundtable discussion with Senator Tim Kaine. She said that they collaborated with their federal offices, such as Senators Warner and Kaine, as well as Congresswoman Spanberger, successfully securing funding for infrastructure projects through congressional directed spending. She said that they passed a bipartisan budget, pursued federal funding, and successfully budgeted for federal consultants and federal lobbyists. She said that they experienced a record increase in school funding transfers; they had a high school and were funding two new elementary schools, numbers 18 and 19. She said that they improved relationships with the business community.

Dr. Yeung said that they expanded partnerships to include the School Board, Fredericksburg Regional Alliance, GWRC, Stafford Education Foundation, Housing for Heroes, veteran groups, and furthered their relationship with Quantico. She said that on August 17, Transurban and VDOT opened the 10-mile mainline between Garrisonville Road and Route 17. She said that the 10-mile access included a northbound entry via the I-95 local lanes, serving Route 17 and Route 3 traffic southbound exit and northbound entry via Route 630 Courthouse Road and southbound entry and northbound exit via I-95 near Russell Road. She said that this was near the Marine Corps base. She said that drivers saved approximately 35 minutes, on average, during the trip from D.C. to Fredericksburg during rush hour when they took the express lanes., and saved about 20 minutes in the general purpose lane.

Dr. Yeung said that on Thursday, December 7, rail transportation received nearly $80 million to expand the rail from Amtrak and VRE, reducing the travel time on trains from D.C. to Richmond. She said that she joined Senator Warner, Senator Kaine, Representative Don Beyer, Representative Jerry Connolly, Representative Abigail Spanberger, and Governor Youngkin in working on Governor Youngkin's abatement initiative by becoming the regional leader in administering the opioid grant funds to assist those suffering from methadone addiction. She said that they established a workforce and an affordable housing subcommittee of the Board.

Dr. Yeung said that one vision completed this year involved introducing a program aimed at providing opportunities for black and brown individuals already working in the school system to obtain a teacher's license. She said that this program was called Reflect Stafford, and its goal was to recruit and retain teachers from diverse backgrounds, better reflecting the student body demographics. She said that a diverse teaching workforce benefited all staff and students alike.

Dr. Yeung said that she believed that the future of their nation depended on the education and perspectives of their children. She said that their perspectives were shaped by the world they lived in today. She said that having teachers who shared their backgrounds and experiences could positively impact their academic performance, self-preservation, and perception. She said that these educators served as relatable figures for students seeking guidance, especially when they lacked support elsewhere.

PRESENTATIONS

PRESENTATION OF A PROCLAMATION RECOGNIZING LAURA M. RUDY FOR 16 YEARS OF EXEMPLARY SERVICE TO STAFFORD COUNTY

Dr. Yeung said that Ms. Rudy was retiring after serving the residents of Stafford County faithfully as treasurer for 16 years. She said that she had been a great asset to Stafford County, and they wish her well in her next endeavor. She read the proclamation.

Ms. Bohmke said that she had worked with Ms. Rudy for ten years, and she had given unbelievable service to the community at large. She said that it was quite rare that she received inquiries about issues, and as soon as she forwarded them to Ms. Rudy, they were promptly addressed. She said that they had significant improvements in IT infrastructure since her arrival, given the rapid evolution of the World Wide Web. She said that she recalled that the Eskimo Hill Animal Shelter had no Wi-Fi until the opening of the new animal shelter.

Ms. Bohmke said that Ms. Rudy also had established a lot of credit card services, such as at the landfill, which had been greatly appreciated by the community. She said that Tim Rudy was an example, and they could ask him about attending their R-Board meetings. She said that he had been a great public servant. She said that Ms. Rudy had lived for 41 years in this community and had loved the community.

Ms. Bohmke said that wonderful people had worked with her, resulting in low staff turnover, except for those who moved away or experienced significant life events. She said that this was a testament to her ability as a true leader to inspire and support her team members in their personal growth. She said they would miss her presence and hoped she enjoyed spending time with her grandchildren and continued to hit the ball straight and in one putt.

Ms. Vanuch said that she would be brief. She said that for her, this was not just about Ms. Rudy’s leadership within Stafford County; it also involved a family friendship. She said that she had known Ms. Rudy for most of her life, having ridden the school bus with her children when they attended school and her husband, Tim, once being a police officer alongside her father in Prince William County. She said that at some point or another, he might have been his boss.

Ms. Vanuch expressed her gratitude not only for Ms. Rudy’s service to the community but also for her friendship and leadership. She thanked Ms. Rudy for empowering women. She said that if one looked around the Treasurer's office, they could observe the significant female leadership present. She said that there were men on her team as well, but she found the presence of strong women leaders to be truly commendable. She thanked Ms. Rudy.

Ms. Rudy said that she wanted to thank her husband of 41 years for allowing this dream to become true to serve the community's citizens. She said that she was grateful to the citizens for electing her and entrusting her as their Treasurer. She said that the past 16 years had been truly wonderful and she had loved it. She said that she would try not to cry as she saw many people in the audience who had worked alongside her, had retired, and had long decades of service to the County. She said that she wanted to thank them because without the team's support, her accomplishments would not have been possible.

Ms. Rudy said that she saw a lot of folks from the entire County who had worked with them on various projects. She said that they had improved services and enhanced what they delivered to the citizens. She said that she was grateful for their efforts and the progress they had made over the past 16 years. She said that she wished to see these strides continue in Stafford County's future. She said that she would like to thank this dedicated team for ensuring that this proclamation came to fruition. She said that she also wanted to recognize the chief deputies past and present. She said that she would like to thank everyone and the Board.

Ms. Rudy said that upon reflecting on the pictures on the wall, she estimated that there were approximately 15 former Board of Supervisors members with whom she had worked over the last 16 years, as well as the current seven members and Ms. Bohmke, who has been one of the longest-serving. She said that as the President of the Treasurer's Association, she said that she possessed a coin featuring the Stafford County seal on one side and the Treasurer's Association seal on the other. She said that Ms. Bohmke may have received one already, but she would receive an additional coin. She said that she wanted to present one coin to each Board member, Ms. McClendon, and Mr. Vosburg a symbol of her leadership that she was proud of and hoped everyone was proud of their accomplishments in the Treasurer's office. She thanked everyone.

ADDITIONS - DELETIONS AND APPROVAL OF THE REGULAR AGENDA

Dr. Yeung asked if there were any additions or deletions to the agenda.

Mr. Vosburg said that he had some handouts that he would like to make reference to, which were in the folders in front of them. He said that the first was related to Item 15 and consisted of three pages. He said that the first page contained their responses to questions asked by the Board of Supervisors, the second page was a strikeout version of the resolution concerning this item, and the third page was the clean resolution. He said that changes made included altering the annual dollar amount and also on the back page of the resolution, how that change rolled into the cumulative effect of it being a five-year contract.

Mr. Vosburg said that the last, larger handout in their larger handout in their folder pertained to Item 22. He said that this had been emailed to the Board. He said that the emails and correspondence received by Supervisor Bohmke were distributed to the Board. He said that this was an additional packet for that item. He said that what they did not see, there was also another packet that they emailed to the Board and could provide a paper copy if requested. He said that the packet consisted of 197 slides and had been emailed to the Board, so there was no hard copy in their package but staff was willing to print it out upon request.

Mr. Coen motioned, seconded by Ms. Vanuch, to adopt the regular agenda as presented.

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. Kristin Maxson, 1816 Richmond Highway, said that according to the minutes, number 28, on November 14, ordinance 23 and 27, page 111 of 1,201 pages, seventh paragraph, there was a correction regarding 35 adjoining homeowners and landowners with the proposed Registrar's Office. She said that the [24:34 welcoming?] was questioned, but it was stated that it was directed. She clarified that it was questioned. She said that this concerns public statements which should be corrected word for word. She said that sometimes information got jumbled and reversed. She said that the public wanted the Registrar's Office on public property. She said that this property was not public, and the equipment was not public, which concerned the general public of the citizens of Stafford.

   Ms. Maxson said that on page 112 of 1,201 pages, the applicant statement was not given to the Board. She said that this could be seen in the minutes. She said that they had an application where the proffer statement was not even in-house. She said that this also happened with the Commissioners; the proffer statement was delivered, causing confusion. She said that welcoming the data center was questionable. She said that it was questionable because of the County utilities department. She said that it said in quotes, the County utilities department was not supported and did not support extending utilities to available property owners. She said that they had promised that they would do that.

   Ms. Maxson said that it said in the minutes that they were not supporting that. She said that another quote they had was that they had submitted a revised proffer offer at the Commissioner meeting, addressing additional comments and concerns. She said that they provided the proffer statement at the last minute, and the bylaws stated that the proffer statement must be posted for the public. She said that these were two billion dollar buildings. She said that this was Ordinance 23-27, and they were upgrading 24-inch water upgrades for this, so there was additional cost to the public.

2. Arnold Levine – *(comments attached)*

3. Waylon Marks, 29 Tally Ho Drive, Fredericksburg, Virginia, said that he would like to address the Board of Supervisors regarding an issue that he was certain they did not wish to hear more about. He said that he had concern about the application for the drug treatment center in Woodlawn subdivision. He said that he would like to emphasize how significant this matter was in two ways. He said that first, there was a total recognition of the need for such a facility due to the terrible effects that drug abuse has had, and he did not believe anyone in their community opposed the establishment of it.

   Mr. Marks said that the problem lay in the fact that the center was almost adjacent to a community childcare center and does not meet any recognized need for the location of such a facility. He said that he wanted to thank the Board in advance. He said that he knew that it was difficult, and perhaps that some of the decisions had been made before the current Board was involved, but he would sure like to get their assistance in moving this facility to a much more appropriate place in their County.

4. Mike Gallagher, 24 Aiken Road, said that he was also speaking about the methadone clinic. He said that he understood they were pursuing regulations aimed at preventing situations like the one they currently had from occurring again. He said that however, he was interested in receiving explicit information regarding their plans to mitigate such situations if it comes to pass. He said that they really needed to know what exactly what actions could be taken, what could not be done, and the limitations they may face. He said that their neighborhood needed to be able to assess their increased risk and impact as a community. He said that in addition, as a Board, this was a case of closing the barn door after the horse has already escaped.

   Mr. Gallagher said that part of the Board's responsibility was to provide security and protection through the Sheriff. He said that they needed to step up to that, and in that regard, it would not be easy or fun, and may require some rearrangement of resources, but they must ensure there was an effort to monitor and anticipate issues. He said that he wanted to know if the Sheriff would increase patrols in response to these concerns and if there was going to be any kind of recognition to how the neighborhood can react to this. He said that the fact that the companies involved had not interacted with the local communities in a way that was recommended, that they had not followed most of the recommendations that were not legally required to do but were still the right way of doing things, the fact that they had not pursued any other locations or interacted with anyone did not reflect well on the entire situation.

   Mr. Gallagher said that he had recently visited a dental appointment at a location off Chatham Heights Road, an area filled with medical establishments, many of which were seeking renters.

He said that this was close to the Falmouth Fire Department and the hematology oncology center. He said that there were all sorts of things that made it a much better place, including better parking. He said that they would face issues related to parking, traffic control, and traffic regulation. He said that they may have increased burdens on the County to address them. He said that given these considerations, he believed that he had a reasonable expectation to know publicly what actions would be taken regarding this matter.

REPORTS BY BOARD MEMBERS

Ms. Vanuch – remarked that she would like to begin by wishing everyone a very Merry Christmas and a Happy New Year. She said that this was the last time they would have to be subjected to their faces until the new year. She said that next, she wanted to thank staff for their dedication and efforts in organizing Stafford County's third annual Christmas tree lighting event. She said that she knew that it was a lot of work, and as it continued to grow each year, it would only be more and more work. She thanked the Parks and Rec Department, Community Facilities, Economic Development Department, all the volunteers who assisted in coordinating the event, and those who provided on-the-ground support.

Ms. Vanuch said that she also wanted to thank her constituents for entrusting her with another four-year term of public service to the Rock Hill District. She said that unfortunately, she could not attend the November 14 meeting due to being out of town celebrating her 40th birthday. She said that it was her first Board meeting absence in four years. She said that she also wanted to thank Laura Rudy for her leadership. She said that she knew they spoke with her when she was down there accepting her proclamation; however, 16 years of public service at the Treasurer's Office was an impressive accomplishment. She said that Ms. Rudy did a wonderful job serving the residents in this area.

Ms. Vanuch thanked Supervisor Coen for his service as well. She said that serving in any capacity within the community could be difficult. She said that she began her career in politics on the Planning Commission with him, although that was not technically political, and then became a Supervisor one year after Mr. Coen. She said that it had been a pleasure to serve alongside him and she would like to thank him for his leadership in the George Washington District. She said that she had a few items to pull. She said she would be pulling Items 1, 2, 8, and 14.

Ms. Allen – remarked that she was a little under the weather so she would not take too long. She congratulated Ms. Rudy on her retirement. She thanked her for her dedicated service to Stafford County over the past 16 years. She congratulated Mr. Coen, and although she knew he did not want them to lavish him with acknowledgment, when she first got involved in Stafford County politics a few years ago, Mr. Coen was the first Supervisor to reach out to her and show her the ropes. She said that ever since then, he had been a great source of information and a great sounding board. She said that she would miss his voice, and most of all his impeccable character.

Ms. Allen said that he had endured much in the past couple of years while consistently showing up for the County and his students. She said that this demonstrated not only his commitment as a person but also as a human being. She said that she was forever grateful for the opportunity to have known him. She said that she looked forward to seeing what amazing ways he would continue to serve their County. She said that his voice would indeed be missed in this capacity; however, she knew it would be even louder in the community where he is most sorely needed.

Ms. Allen thanked Mr. Coen for serving with her during these amazing four years, and she looked forward to seeing what else he had in store for Stafford County. She said that in other news, she wanted to give thanks to Supervisor Yeung for her leadership this year as Chairman. She said that it was never easy to wrangle and manage seven different personalities and individuals along both a political and an ideological spectrum. She said that to be able to do it for seven individuals and to move the Board forward during an important time in the County's growth and improvement had been greatly appreciated.

Ms. Allen said that likewise, she wanted to thank Dr. Yeung and their staff for an exceptional Christmas tree lighting ceremony. She said if anyone could not attend, the event surpassed expectations. She said that the turnout and atmosphere were remarkable, reminiscent of a prestigious event like Prince William or Loudoun or Fairfax. She said that she was looking forward to future tree-lighting ceremonies and aimed to maintain this high standard. She said that on a final logistical note, she wanted to acknowledge the recent PRTC event that began yesterday.

Ms. Allen said that PRTC had launched a new commuter choice bus route from the 630 parking lot for those of them who required transportation services to D.C. She said that for those interested in being able to go to work in the morning and avoid traffic, utilizing the express lane, 630 now joined the fleet that included the 610 route and Route 17 buses. She said that this provided three options for different locations, such as Rosslyn, State Department, or the Pentagon, enabling them to commute to D.C. and utilize the new Fred extension lanes.

Ms. Bohmke – remarked that the first thing she wanted to report on was a FAMPO meeting where there was extensive dialogue regarding the Regional Transportation Authority. She said that Supervisor-elect Deuntay Diggs, Delegate-elect Cole, and Senator-elect Durant attended the meeting, as well as existing Senator McPike, who represented a portion of North Stafford County and part of Prince William County. She said that while they were not seated at the table, they provided a tremendous amount of input on why they had proposed legislation in previous General Assembly sessions.

Ms. Bohmke said that the FAMPO Board told them that they were not interested in moving forward with a Regional Transportation Authority at this time and established an ad hoc committee consisting of a few FAMPO members to study the information further, and would present their findings to the FAMPO Board in July. She said that there would be more information about this to come. She said that last year, they had an RTA that almost passed at the last minute, so that was really good conversation at FAMPO. She thanked Ms. Allen for reporting on the new OmniRide service. She said that they visited Spotsylvania yesterday and she believed it would be a great bus program.

Ms. Bohmke said that starting from January, the fare would be $9, allowing passengers to travel all the way up to Washington D.C. She said that the Falmouth park-and-ride lot on Route 17 was where they would pick it up. She said that it did not cost local taxpayers anything. She said as they knew, they always had to pay for something, but it was not hitting their local budgets. She said that that would be coming out of OmniRide fares in three years. She said that she was very excited about attending the ribbon cutting ceremony at Route 1 and the new 7-Eleven at the end of the diverging diamond intersection. She said that this event was quite successful, with a large number of people in attendance. She thanked their public safety staff who came out, both the Sheriff and Fire and Rescue employees.

Ms. Bohmke said that the addition of this gas station was essential for that area, as they already had a Sheetz on the diverging diamond, but required one on Route 1. She said that this new location replaced the smaller 7-Eleven store previously situated near their building, which has now been transformed into a test bed site. She said that lastly, but very important, was a send-off to Mr. Coen for his many years of service. She said that being a Supervisor was a full-time job, and they currently had no additional staff members besides Anthony Toigo, although they were working on addressing this issue. She said that she and Mr. Coen had worked very well together. She said that whenever one of them had someone in their district or the other way around, they communicated with each other.

Ms. Bohmke said that they worked closely on assisting the Patawomeck tribe out at their site, for which she was grateful for his efforts there. She said that she had to mention one funny thing, and asked Mr. Coen if he remembered when they became stuck in the mud while examining different sites. She said that she managed to get out because someone took her out, but unfortunately, Mr. Coen was stuck. She said that he had been a great public servant. She said that he had worked very hard and could be proud of everything he had accomplished and represented, and she thanked him for that.

<u>Mr. Coen</u> – thanked Ms. Rudy for her service and noted that he had known the Rudy family since teaching their daughter. He said that they were an amazing family, in his opinion. He thanked

Chairman Yeung for her leadership this year on many different issues. He said that as Ms. Allen said, it was like herding cats, so her temperament and guidance was helpful. He thanked everyone who contributed to the tree lighting event. He said that one of his school choral groups performed, which was fun. He said that after conversing with Mr. Diggs, he realized they could have all sung a Christmas song in front of the tree. He said that the previous day, he attended a fire training class. He said that it was a fine program they managed to bring back after the School Board had cut it.

Mr. Coen said that he had worked with Supervisor-elect Diggs on numerous issues, including those in their District and County. He said that he would officially request staff if they could proceed next year with the Lake Carroll plan, as they had discussed behind the scenes. He said that he wanted to put it on record that he knew Supervisor-elect Diggs expected this 100%. He said that they had Student Government Day scheduled for March 27. He said that he hoped that the Board members would take this into consideration since students from across the County and high schools would be attending.

Mr. Coen said that he was looking at implementing a public transit system, specifically an environmentally sound trolley, which would travel from a few plazas on 610 to the Rouse Center and their new Embrey Mill shopping area as a separate topic. He said that he had moved away from sports complexes and now they found out that the Capitals were attempting to relocate into Virginia, so they could have tried for that. He said that there was never meant to be a fancy moment about himself, but was about the community.

Ms. Gary read the following statement on Mr. Coen's behalf. "This has never been about me, but the community. Serving the residents of the George Washington District and Stafford has been an excellent and humbling experience. Working with fellow board members and committee members has been rewarding, and some of them are my closest friends. More importantly has been the experience of working along side the fantastic staff throughout this organization. When residents would thank me for something I would put the praise on these terrific men and women. People who chose to serve their community- whether in elective office, on a board or commission, as an employee or volunteer- are committed to the idea of making people's lives better. Service of others. They see residents at some of their worst times. Someone in Utilities is not standing in a hole up to their neck in the middle of winter for the exorbitant salary. Those in social services or public safety are not reaching out to help nights, weekends- for a massive pay check. Every department goes the extra mile because they care about our citizens. Please know that you are appreciated! Often I have said the world does not revolve around me, that it will go on without me. The county will soon be served by my friend, Deuntay Diggs. With his commitment to Stafford and his character – he will do well. We are here to do the business of the county- so let's focus on that."

Mr. English – congratulated Mr. Coen. He said that he recalled that Mr. Coen and he had started out on the Planning Commission along with Ms. Vanuch. He said that he would really miss Mr. Coen, but would still see him around. He said that he had done good for his community and had appreciated everything he did in his work over the past two years. He thanked staff for all their hard work in organizing the Christmas lighting event. He said that they did a fantastic job and he knew it was hard work, so he appreciated what Parks and Recreation and Community Facilities did.

Mr. English said that along with Mr. Coen and Ms. Bohmke he attended the American Legion Oracle on Saturday. He said that there were five outstanding students who discussed amendments to the Constitution. He said that the students did an exceptional job; however, only two amendments could be selected as winners. He said that one received $500, one received $300, and one received $150. He thanked the American Legion Post 290 for their efforts in supporting young people in the community. He said that they did a fabulous job.

Mr. English said that regarding the GWRC, Robinson and Farmers and Cox provided an overview of their audit, resulting in a clean opinion for GWRC. He said that they supported adding Route 3 to the Highway Statewide grants. He congratulated Lori Hayes, who was voted as the VACO Board member, along with Kathy Bender from King George and Ms. Bohmke. He said that the calendar for the year 2024 is out, and they were working on an annual review of their executive director for the GWRC. He said that he would like to discuss another matter with them, which were some concerns regarding Lake Mooney's ramp.

Mr. English said that he was unsure if the water levels had risen since the recent rainfall, but they did encounter issues with that area. He said that someone had mentioned something about a second ramp out there. He said that also, he would like to inform them of two sad events. He said that on November 28, one of their volunteers from Hartwood Fire Department and former Mountain View Rescue Squad member, Eric Warner, passed away. He was a retired officer from the Rappahannock Regional Jail. He expressed his heartfelt condolences to Mr. Warner's wife Amy and daughter Taylor.

Mr. English said that Jeff Decatur from Widewater Fire Department passed away a few days ago. He said that Jeff Decatur was a well-known and respected member of the Widewater community. He said that he’s one of the founding members of the Widewater Fire Department. He said that Mr. Decatur's service was next week. He said that it was impossible to visit Widewater without mentioning Mr. Decatur, as everyone knew who he was. He said that he was always seen with a cigar in his mouth and served as the security guard for North Stafford High School for years. He said that their thoughts and prayers go out to Jeff Decatur's family during this difficult time ahead.

Ms. Gary – remarked that she acknowledged that they continued to have people show up, noting that they were wearing the same color, and today she had heard some reasonable requests regarding maintaining the character of neighborhoods, ensuring safety, and other matters that were the Board's responsibility. She said that she took note of these concerns and wanted to provide that response. She said that as the holiday season approached, she wanted to wish everyone a Merry Christmas, Hanukkah which was ongoing, and Kwanzaa. She said that New Year's Eve was also coming up soon. She said that she hoped everyone stayed safe during this time and kindly reminded them not to feel obliged to answer every call from their family members. She said to be kind and to be safe.

Ms. Gary thanked Ms. Rudy for her service. She thanked her colleague, Mr. Coen, for their friendship and working relationship that made her transition onto the Board much easier. She said that she recalled that prior to her swearing-in ceremony, various matters were unfolding, and he contacted her for opinions on these issues. She said that she could not be present as frequently as the incoming Supervisor-elect Diggs, but she appreciated their collaboration even outside of his district. She said that she had observed him extending support to Mr. Diggs as well, and she found it touching today. She said that the George Washington District and the entire County would benefit greatly from both of their collaborations. She said that she had never seen anything like that, and the example had been inspiring. She thanked Mr. Coen for everything he had done and continued to do.

Ms. Gary said that since their last meeting, she attended the quarterly R-Board meeting. She said that it had been a considerable time since the tipping fees were raised. She said that there has been community discussion regarding the increase in waste management company fees due to different factors, including the rise in tipping fees. She said that if they would prefer, the R-Board could provide a list of companies for further exploration in this matter. She said that not all of the rise in prices was due to the tipping fees being increased. She said that she understood that the prices were quite steep for some individuals, but they did not significantly increase them enough to warrant the feedback they were receiving from the community. She said that if they were seeking a list of waste management companies to explore, please contact the R-Board administrative office at the phone number 540-658-5279.

Ms. Gary said that as Chairwoman Yeung mentioned, a grant was awarded this past week for the Longbridge project. She said that she had also recently attended the VRE Operations Board that she served on and was grateful for it. She said that she was glad they had funding coming from the federal government and she would continue to do everything in her power to secure that service. She said that it was interesting how, as their ridership increased, they gained access to more federal funding and transportation options, allowing them to remove some of the freight from highways. She said that the interconnected nature of these solutions may not always be apparent on the surface, but they were moving in a positive direction to alleviate some of that burden from the highway when they opened the third rail.

Ms. Gary said that Ms. Allen provided a detailed explanation of the new PRTC route, for which she was grateful. She said that the expanded service was greatly appreciated. She said she served on the PRTC Board as well. She said that OmniRide had been running an excellent service, and had led the way in recovering ridership after COVID-19, which was commendable. She encouraged everyone to utilize their services if possible. She said that regarding the RTA discussion at FAMPO, she said that she voted to delay that. She said that in part, she had a side discussion with her colleague, Ms. Bohmke, requesting more time to gain support from elected officials in neighboring localities, but apparently she was not in favor of it.

Ms. Gary said that she had been misled, but she herself was in favor of an RTA as they were the only planning district without one between Washington D.C. and Richmond. She said that the lack of a Regional Transportation Authority was not coincidental with their current traffic issues. She said that they must invest and address these problems. She said that it was a decision that the Board was responsible for making for the benefit of everyone. She said that she would not recap the delegation dinner, as Chairwoman Yeung had covered it in great detail, but she would say that she was confident that they had some legislators at the state level who would fight for things they needed, particularly school funding, which had been a significant issue.

Ms. Gary said that as a locality, they could not bear the needs right now. She said that they were entering their budget season and already having those discussions. She acknowledged that these discussions were challenging to have. She said that some of them might know that she has seven children, three serving in the military, while four were still attending schools. She said that she understood the needs of their public schools and how it affected not just the children but families, educators who serve there every day, and staff. She said that she wanted to continue funding their schools.

Ms. Gary said that she knew that some town halls were coming up and it was crucial for her, as the Supervisor in Aquia and on this Board, to be clear that she had done everything possible to support the schools. She said that she was very disappointed with some recent events that occurred after fighting to secure additional funding for an elementary school. She said that this was not a criticism of the School Board; she had discussed these issues with many of them. She said that some decisions had been made that resulted in losing out on savings of approximately $13 million to $14 million.

Ms. Gary said that as someone who had consistently advocated for public schools, including last year when she voted to advertise the rate required by the School Board and conducted a survey to determine what residents would be willing to pay to fund their schools. She said that she took this matter very seriously and would like to see more diligence, care, and less politicization in managing funds. She said that she did not know all the details nor would she speculate on how these decisions were made, but she knew they were not financially beneficial for the County. She said that she was disappointed in that, but hoped they could find a way forward and make necessary adjustments.

Dr. Yeung – said that she would start by building upon the mention of the RTA, noting that it was previously brought up by Senator McPike and now by FAMPO, as well as their discussion about a subcommittee. She said that this indicated that they, as a Board, needed to be better prepared and informed. She said that she was checking in to ensure that they planned on having a work session prior to creating a subcommittee. She said that there should be consensus on the Board regarding their approach when making decisions. She thanked Ms. Rudy for her dedicated service as their Treasurer. She said that Ms. Rudy's assistance had been valuable, even during times when she did not require bill payments.

Dr. Yeung said that regarding Mr. Coen, who was a teacher and an advocate for supporting new Board members and making informed decisions, particularly in the realm of education and history, and his work he had done for the George Washington District and the whole of Stafford County would be remembered by history. She mentioned that one example that came to mind was when, prior to knowing Mr. Cohen personally, they had scheduled a check-in call for Sunday night at 7, but could not attend that one; they would do so on Monday until she felt comfortable addressing the Board issues and items. She said that as a teacher, he made it his job to ensure preparedness. She expressed gratitude for his commitment.

Dr. Yeung said that she had a few reports she would share as well. She said that she wanted to reiterate the Board's diligent work outside of the meetings and behind-the-scenes discussions, striving to represent not only their area but also the region. She said that on November 14, she participated in the ribbon cutting ceremony for VDOT on I-95. She said that on November 29, she chaired the delegation dinner regarding their two initiatives. She said that on December 1, she cut the ribbon for the Icing Bakery opening, which had supplied cupcakes to be served during their dinner.

Dr. Yeung said that on December 4, she attended the celebration of Transurban, supporting the Virginia Foundation for Community College Education and Germanna Community College Workforce. She said that Ms. Bohmke was also present at the event, which focused on workforce development to ensure that veterans and individuals from Germanna College have both education and employment opportunities upon graduation.

Dr. Yeung said that on December 5, she attended a Commonwealth Attorney meeting, which was a report of public safety personnel, the Sheriff's Office, and discussions regarding the cessation of blood drawings at Mary Washington for DUI arrests. She said that the action items included exploring other community hospitals to determine if they could still perform these tests. She said that a follow-up meeting would be scheduled, and they would receive information from the Sheriff's Office regarding the date and time of the meeting.

Dr. Yeung said that on December 6, she attended the Rappahannock Water Basin meeting at the Mansion House Meadow Event Park in Caroline County. She said that their group would be hosting the next meeting, and they were currently considering various locations with ample space due to the large number of attendees. She said that the meeting provided an overview of best management practices, which included a prioritization tool developed using GIS technology. She said that the tool evaluates structural vegetation and managerial practices for treating, preventing, or reducing water pollution.

Dr. Yeung said that during the same meeting, discussions also covered the DEQ office's water supply and update adoption of new regional water supply planning regulations. She said that one of her questions pertained to the impact of water usage on the Chesapeake Bay, Rappahannock River, and the increasing demand from solar and data center projects. She said that after attending a presentation by the Berkley group, they discovered that Stafford County already collaborated with this organization to develop comprehensive plans and policies for solar facilities.

Dr. Yeung said it was reassuring to be in the room when they acknowledged that Stafford County followed best practices. She said that the next meeting would take place on March 24 here in Stafford County. She said that on December 8, Ms. Vanuch and she attended a legislative meeting where they discussed the Governor's FY24-FY26 budget proposal. She said that they also reviewed the same initiatives as at the delegation dinner and the agenda. She said that Ms. Bohmke mentioned that she wanted to pull Item 15 from the consent agenda, so Items 1, 2, 8, 14, and 15 would be pulled. Mr. English requested that Item 17 be pulled from the consent agenda too.

REPORT OF THE COUNTY ATTORNEY

Ms. McClendon said that she wished Mr. Coen well. She said that it had been a pleasure to work with him over many years. She said that they had transitioned from the Planning Commission to the Board together, and it had been a special opportunity. She said that she wished him well in his future endeavors.

REPORT OF THE COUNTY ADMINISTRATOR

Mr. Vosburg said that he had a few items to address but would begin by thanking Mr. Coen. He said that it had been a shorter time for him, specifically one and a half years, but he thanked Mr. Coen for his leadership in helping him, welcoming his family, and facilitating their transition to Stafford County. He said that he would like to conclude by stating that they were bow tie twins today.

ANNUAL COMPREHENSIVE FINANCIAL REPORT (ACFR)
Mr. Vosburg said that to proceed with the actual items to report, he would begin by requesting Randy Helwig to present the audit results for Fiscal Year 23 and the annual comprehensive financial report.

Randy Helwig, Finance Director, greeted the Board. He said that they had with them today Michael Garber from PBMares, their auditing firm, who would present the financial report for Fiscal Year 23.
Michael Garber said that he was pleased to announce that they would be issuing unmodified opinions on their financial statements. He said that last year marked their first year of conducting the audit through their firm, and they were able to move that date up significantly from the previous year. He said that he had been exchanging emails with his staff, and they were issuing the opinions that day. He said that they had received the last documents required for this process. He said that the representation letter had been mailed out along with signatures, ensuring they remained on track.

Mr. Garber said that last year challenges arose due to Jon Munch's departure and other staff changes within the finance group. He said that Mr. Vosburg and his team had put in a monumental effort to overcome these obstacles and enable them to issue the opinions that day. He thanked everyone for their service and work, as he would be remiss if he had not mentioned how hard they had worked to complete this audit so that today he could deliver the final report rather than a draft version. He said that he was aware that the Board had not yet had the opportunity to review it since they were still making minor adjustments. He said that if they would like him to return once everything has been finalized and they had had a chance to examine the report, he was more than happy to answer any questions they may have.

Mr. Garber said that regarding the unmodified opinion on financials, there were no findings related to internal control or compliance. He said that they found no evidence regarding federal dollars either, so all of those reports would be clean as well. He said that the audit proceeded quite well, although it took longer than anticipated. He said that by its conclusion, all their inquiries had been addressed thoroughly, and any observations they desired were provided to them. He said that he felt comfortable with the reports and opinions presented today. He said that with that said, he did not have much more prepared for discussion, but he would be glad to address any questions they may have. He said that although they had not yet reviewed the materials, he was available to answer questions regarding the process or anything related.

VDOT REPORT

Andrew Thorpe, Assistant Residency Administrator at VDOT, said that this month they had decided to modify their usual report format and discuss winter weather preparations. He said that they certainly did not plan it this way, but given the weather this week, it had become a very relevant topic. He said that he would like to provide an overview of the VDOT Fredericksburg District. He said that the district covers 14 Counties in the Fredericksburg area, Northern Neck, and the Middle Peninsula. He said that these Counties range from Stafford County in the north to Gloucester and Matthews in the south, encompassing approximately 11,000 miles of state-maintained roadways.

Mr. Thorpe said that focusing on the Fredericksburg District specifically, their office was responsible for maintaining 328 lane miles of interstate within Stafford, Spotsylvania, and Caroline Counties. He said that the number has increased since last year due to the recent opening of both the express lanes and the northbound Rappahannock River crossings. He said they would discuss the implications of this for snow removal in this area shortly. He said that they maintained over 600 lane miles of primary routes and over 4,000 lane miles of secondary roadways, as well as 12 commuter lots, many of which were located in Stafford County. He said that there were 511 large bridges and large culverts under their jurisdiction. He said that they had a workforce of more than 100 VDOT residency employees.

Mr. Thorpe said that regarding snow removal and winter weather specifically, VDOT had allocated $220 million for this purpose statewide. He said that this included snow, ice, and any other winter-related conditions. He said that within their resident three Counties, they possessed 42 pieces of state equipment, such as trucks, motor graders, backhoes, and various other tools to facilitate snow removal. He said that they had contracted 689 additional pieces of equipment for this purpose, so these could be any type of equipment used for removing snow.

Mr. Thorpe said there were 167 dedicated pieces of equipment specifically for Interstate 95 in their three Counties. He said that the interstate number increased this year due to the opening of some new express lanes and the northbound Rappahannock River crossing. He said that for the express lanes, they collaborated with their northern Virginia district by utilizing the same contractor as them, so they could maximize coordination on those lanes since they were unique in being reversible. He said that they had over 29,000 tons of salt, sand, and mixed abrasives ready to go, as well as 58,000 gallons of salt brine, which he would discuss further in a moment.

Mr. Thorpe said that to prepare for a storm, they conducted frequent forecast reviews with both the National Weather Service and DTN, their contracted meteorological service. He said that as a storm approached, they set up daily conference calls with the National Weather Service to gain a clear understanding of the forecast. He said that based on those forecasts, they would commence developing their mobilization plans. He said that numerous factors could influence what a storm may look like, including timing, the day of the week it occurred, the type of precipitation falling, and the amount of time they had in advance when they saw the forecast.

Mr. Thorpe said that for smaller events, they strived to ensure that they were mobilizing at least 12 to 18 hours ahead of the storm. He said that for instance, the event they had yesterday morning required crews to be on standby at midnight, prepared for any potential precipitation that might arise, and they did have a good bit of precipitation that morning. He said that in the case of larger events with sufficient advance notice, they would prepare and mobilize some of their equipment 18 to 24 hours before the forecasted time. He said that this involved ensuring contractors had plows and spreaders ready, as well as materials pre-deployed at various locations throughout the area.

Mr. Thorpe said that they also had a staff of VDOT employees who were prepared to assist them in tasks ranging from administrative duties to monitoring road conditions and managing contractors. He said that everybody at VDOT had a snow assignment that they took care of during winter weather events. He said that in recent years, one of the primary focuses had been to enhance coordination with both local and state partners regarding Incident Command.

Mr. Thorpe said that they would stand up Instant Command whenever a significant snowstorm was forecasted, so whenever they reached mobilization level three out of five, they would set up a room in their building where first responders were welcome to join them, and they would coordinate with local Emergency Operations Centers and partner state agencies to facilitate more effective and efficient communication among all stakeholder groups. He said that their aim was to ensure that everyone understood the current conditions and maintained good situational awareness. He said that they planned to hold regular briefings for all partners.

Mr. Thorpe said that pre-treatment was one of the topics they frequently received questions about. He said that salt brine, for them, was simply a saltwater solution, a mixture of salt and water. He said that there was nothing particularly fancy about it. He said that to use pretreatment effectively, there were a few different scenarios and criteria that needed to be considered. He said that one of these was having enough notice before the storm so that they had time to appropriately treat the routes. He said that they must also be cautious of temperatures; they did not want to apply a saltwater solution when the temperatures were below around 20 degrees because it could create more ice issues than it prevented.

Mr. Thorpe said that the decision to use salt brine was made on a case-by-case basis, as each storm was unique. He said that there were many factors that went into this determination, such as the notice they had ahead of the storm, temperatures, and precipitation start type. He said that if the forecast called for heavy rain, pretreatment would not be effective because it would wash off the road before the precipitation changed over. He said that they focused on their high priority routes, such as Interstate 95 with all its ramps, bridges, and overpasses, as well as primary roads like Route 610, Garrisonville Road.

Mr. Thorpe said that they prioritized these routes for clearing as time allowed. He said that when clearing roadways, the top priority was to keep Interstate 95, including all ramps, bridges, and overpasses, as clear as possible. He also said that they aimed to maintain primary roads numbered 599 and below clear. He said that in Stafford, this included major routes like Route 3, Route 17, and Route 1. He said that they prioritized access to public safety facilities, such as hospitals, fire departments, and rescue stations, ensuring first responders could efficiently enter and exit their buildings was essential.

Mr. Thorpe said that they also addressed high volume secondary routes, including Courthouse Road and Shelton Shop, which carried a significant amount of traffic. He said that one of the overall goals when it came to road clearing was to try and hit as many people as quickly as possible. He said that by focusing on some high-volume routes, they aimed to make those roads as passable as possible. He said that they would clear commuter lots, particularly if an event occurs before their morning rush. He said that they would ensure that the parking lots are cleared as much as possible before those morning rushes.

Mr. Thorpe said that once conditions improved in all the facilities mentioned, then they would then start entering subdivisions and lower volume secondary routes. He said that subdivisions in particular received a lot of questions, which the Board might also encounter. He said that when working on subdivisions, their contracted trucks, along with state trucks, reported to their headquarters, where they picked up assigned snow maps with different highlighted routes. He said that one key point was that they began plowing once they had at least two inches of snow on the road, so if they had less than two inches of snow, one may not see them coming in and plowing every subdivision street.

Mr. Thorpe said that again, crews would first plow and treat the main subdivision streets to try and open up access for emergency vehicles. He said that their priority was ensuring that emergency first responders are able to get to where they need to be in the case of an emergency. He said that once that was done, crews would then return to plow side streets and some cul-de-sacs. He said that one of the questions they frequently received was regarding the plow coming down the main street but not through the cul-de-sac in a subdivision.

Mr. Thorpe explained that they were trying to make sure that they hit as many people as possible and as quickly as they could with the goal of creating access for emergency vehicles. He said that their goal was to reach as many residents as soon as possible. Hills, curves, and intersections were sanded to help provide traction. He said that their area headquarters maintained a list of areas that were problematic, particularly hills and curves. He said that their goal was to try and make these roads passable as quickly as possible.

Mr. Thorpe said that when defining what a passable road was, a passable road may not have completely bare pavement from edge to edge. He said that their primary goal during the initial pass was to ensure that essential routes were accessible during emergencies. He said he would like to address some frequently asked questions now. He said that the first question was what time would the plow reach a specific street. He said that they aimed to make all roads passable within 48 hours after the storm ended. He said that with significant snowfall of one to two feet, it may take them longer to clear certain routes. He said that unfortunately, they could not provide specific time frames for residents.

Mr. Thorpe said that to ensure their plows operated efficiently, they followed predetermined plans developed throughout the season. He said that sticking to these plans helped them prioritize and address critical areas as quickly as possible. He said that the next question was asking why residents on a cul-de-sac street had other roads in their neighborhood which received priority plowing. He said that he had discussed this issue, but essentially, their primary goal was to provide coverage to as many people as possible.

Mr. Thorpe said that another common question was that if someone had a medical emergency during a storm, how would emergency services know to reach them. He said that if it was a true emergency, they should call 911. He said that while VDOT staff occasionally received these phone calls from concerned individuals, they were not trained in Emergency Medical Services, so he would encourage anyone experiencing a medical emergency to dial 911. He said that they maintained regular communication with Fire and Rescue services, so if an individual required urgent assistance, they did have some trucks that were dedicated to assisting emergency vehicles in reaching their destinations.

Mr. Thorpe said that regarding the use of sand and salt before snowfall, the simple reason for doing so was that traffic and wind would blow the materials off the road. He said that if they had the opportunity and the conditions were suitable, they applied a brine pretreatment at that time because the liquid helped the salt keep the salt down on the road; however, they could not put dry materials there or else they would simply come off the road. He said that another frequent questions was why the plow pushed snow in front of mailboxes, and he responded that they were attempting to make as many roads accessible as swiftly as possible, so they could not return to remove snow from driveways and mailboxes.

Mr. Thorpe said that they encouraged their crews to minimize the creation of large piles in cul-de-sacs near people's driveways, sidewalks, or fire hydrants. He said that they also advised residents to avoid doing double work when shoveling their driveways. He said that as they faced the road, they should ensure that they pushed the snow to the right side of their driveway so that the plow did not push the pile they just created back into their driveway when it passed through. He said that it was indeed an unintended consequence, and there were limitations to the extent of actions they could take regarding it, but they did try to minimize its impact as much as possible. He said that additional information that may be helpful for folks was that staff members were designated as snow monitors for quality control purposes.

Mr. Thorpe said that they ensured that contractors performed their tasks appropriately and if they did not, they had measures in place to account for that. He said that one such measure was the use of automated vehicle locators; all state and contracted equipment was equipped with GPS units. He said that this allowed them, from both an audit perspective and an overall operational standpoint, to keep track of where all their trucks were. He said that in a large enough storm, these GPS units were activated and the public could view the locations of plow trucks on the VDOTplows.org website. He said that the online platform enabled users to monitor the progress of different plow trucks in their area, and the image on the bottom right of the slide was an example of that.

Mr. Thorpe said that drivers or residents could assist by doing the following. He said that prior to and during storms, they requested individuals to closely monitor the forecast. He said that if people were able and their employer permitted it, teleworking was an excellent option, or just adjusting commutes in an attempt to avoid congested roads. He said that should people need to venture out, VDOT kindly asked that individuals ensure they had sufficient gas, wiper fluid, tires, food, and any other necessary items in case of an emergency situation on the roads. He said that after the storms, once again, people should adhere to the driveway shoveling tips.

Mr. Thorpe said that citizens should ensure the plows had ample space. He said that staff was working 24/7 during snow operations, and their plow trucks were large and heavy vehicles navigating challenging conditions; thus, they asked for people's patience and understanding as they would eventually get to everyone. He said that lastly, he would provide some information resources. He said that listed were all valuable sources of information during winter weather events. He said that he mentioned the VDOT plows.org website, and the Virginia 511 was another valuable resource. He said that they dedicated staff ensuring that 511 remained up-to-date throughout the storm. He said that people could visit the website or use the VDOT 511 mobile app, which allowed them to view some of the cameras as well.

Mr. Thorpe said that they maintained various social media handles where they posted extensive information during winter weather events. He said that the number at the bottom of their slide was their standard 1-800-FOR-ROAD number, which people could call if they needed to report any issues on the roads. He said that they had additional staff prepared to manage this number and handle increased call volume during such times. He said that this concluded his presentation, but wanted to express his gratitude to Mr. Coen for all of his support over the past several years. He said that he had done everything from handing letters and flyers out to folks to helping them out at public hearings, and his support of VDOT had been very appreciated.

Dr. Yeung said that she noticed that on the slide that depicted the partnerships with VDOT, the school system was not listed. She said that she knew that they did the highways first, then secondary roads, but she also knew that the schools waited for their roads to be improved in order to pick up children. She asked if they had a plan to ensure that the individuals who lived in areas with unpassable roads were able to reach school.

Mr. Thorpe said that in all honesty, they should be on that slide because they frequently coordinated with the school system. He said that they ensured the schools were included in their mobilization plans before a storm and maintained communication with them throughout the storm. He said that the school system had been one of their most effective partners in identifying any missed roads and providing them with locations and pictures. He said they sent trucks to address areas or cul-de-sacs that could pose problems for them. He said that they frequently communicated with the school system to facilitate the quick return of children to school after a storm.

Ms. Allen asked, in the context of the 2021 snow event, which was likely the most recent significant storm event, how VDOT addressed road clearance and maintenance for subdivisions like hers where there was only one access road serving around 40 homes.

Mr. Thorpe said that those roads in subdivision streets may not be as high-volume as secondary or primary roads, but when working on subdivisions, those with one entry and exit point were prioritized to ensure effective access. He said that in situations where issues arose and concerns were raised by residents, they could evaluate the situation accordingly. He said that subdivisions with a single entry and exit point were higher on their priority list compared to cul-de-sacs or similar designs.

UPDATE ON COMMERCIAL DEVELOPMENT PROCESS REVIEW STUDY

Paul Santay, Chief Director of Community Development, thanked Mr. Coen for his service. He said that he was pleased to provide a quick update on the Commercial Development Process Review Study. He said that they had completed the study, and the draft report was ready. He said that the proposed fee schedules were also prepared and would be presented at the February 6 CEDC committee meeting. He said that this presentation would include an overview of everything that went into the effort to reach their current position. He said that the consultant would be present to address any questions and explore various issues, scenarios, stakeholder input, code amendment proposals, and timelines for the Board's consideration. He said that he wanted to acknowledge the progress they had made despite the challenges and moving goal posts throughout the process.

Mr. Santay said that they were now ready to move forward with what the Board would like to consider in terms of commercial development review processes. He said that the final piece of information he would discuss pertained to the period from now until February 6. He said that during this time, they would conduct a comprehensive analysis of their consultants' recommendations regarding recommended practices. He said that some suggestions might not be mandatory; they might prove inefficient or wasteful in terms of time, resources, and funding. He said that they aimed to clarify these points before proceeding. He said that for the most part, they had completed their work, and he was eagerly anticipating February 6. He said that there would be no presentation today, but if the Board wished to submit any last-minute requests, he would convey them to the consultant.

Mr. Gary said that this was exciting for many reasons. She asked if this was combining the work of the committee as well as the feedback from the consultant, or if this was separate.

Mr. Santay asked if Ms. Gary was referring to the CEDC committee.

Ms. Gary apologized for her confusion. She asked if this was reviewed by the committee of former Planning Commissioners.

Mr. Santay said that this was separate.

Dr. Yeung asked Mr. Vosburg if he had anything further to present.

Mr. Vosburg said that he would only bring the Board's attention to the two documents in the packet, which were the Infrastructure Committee action list and the monthly expenditure report.

CONSENT AGENDA

Dr. Yeung said that the items to be pulled were Items 1, 2, 8, 14, 15, and 17. She asked if there was a motion to approve the Consent Agenda as amended.

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

The Voting Board tally was:
Yea: (7) Allen, Bohmke, Coen, English, Gary, Vanuch, Yeung
Nay: (0)

ITEM 1. COUNTY ADMINISTRATION; APPROVE NOVEMBER 14, 2023 BOARD OF SUPERVISORS MEETING MINUTES.

Ms. Vanuch said that she had pulled Item 1 because she had not attended that meeting, so she would abstain from the vote.

Mr. Coen motioned, seconded by Ms. Allen, to approve the minutes of the November 14, 2023 regular meeting of the Stafford County Board of Supervisors.

The Voting Board tally was:
Yea: (6) Allen, Bohmke, Coen, English, Gary, Yeung
Nay: (0)
Abstain: (1) Vanuch

ITEM 2. APPROVE NOVEMBER 14, 2023 BOARD OF SUPERVISORS FIVE YEAR FINANCIAL PLAN WORK SESSION: GENERAL FUND AND OTHER FUNDS MINUTES.

Ms. Vanuch said that regarding Item 2, she also had not attended that meeting so she wished to abstain from the vote.

The Voting Board tally was:
Yea: (6) Allen, Bohmke, Coen, English, Gary, Yeung
Nay: (0)
Abstain: (1) Vanuch

ITEM 3. COUNTY ADMINISTRATION; APPROVE OCTOBER 26, 2023 BOARD OF SUPERVISORS TRANSPORTATION WORK SESSION MINUTES.

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

ITEM 5. COUNTY ADMINISTRATION; ENDORSE THE VIRGINIA ASSOCIATION O COUNTIES' 2024 LEGISLATIVE PROGRAM.

Resolution R23-270 reads as follows:

A RESOLUTION ENDORSING THE VIRGINIA ASSOCIATION OF COUNTIES' 2024 LEGISLATIVE PROGRAM

WHEREAS, the Board recognizes that Virginia and its local governments are partners in providing many services to our citizens; and

WHEREAS, Virginia Association of Counties (VACo) exists to support County officials, to effectively represent, promote, and protect the interest of counties, and to better serve the people of Virginia; and

WHEREAS, a formal endorsement of the VACo legislative program provides Stafford's legislative delegation and liaisons with a clear statement of Stafford's intent to support VACo's legislative positions and advocacy efforts, thereby maximizing Stafford's lobby efforts through shared resources; and

WHEREAS, the Board is also seeking enabling legislation and amendments to the Virginia Code to accomplish Stafford County's legislative priorities—identified in a separate General Assembly Legislative Program adopted pursuant to Resolution R23-200 on June 27, 2023 for the 2024 Virginia General Assembly sessions; and

WHEREAS, the Board reserves the right to adopt positions contrary to VACo in the event VACo's positions adversely affect Stafford County or contradict those expressed by the Board;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 12th day of December, 2023, that it be and hereby does endorse the Virginia Association of Counties' 2024 Legislative Program; and

BE IT FUTHER RESOLVED that staff and the County's legislative consultants will keep the Board appraised of legislative changes and other matters that may adversely impact Stafford County and its residents and businesses; and

BE IT STILL FURTHER RESOLVED that the County Administrator, or his designee, will provide a copy of this Resolution to each member of the Stafford County General Assembly legislative delegation.

ITEM 6. CAPITAL PROJECTS TRANSPORTATION; REQUEST REIMBURSEMEN FROM THE POTOMAC AND RAPPAHANNOCK TRANSPORTATIO COMMISSION (PRTC) FOR TRANSPORTATION EXPENDITURES FOR FY2023.

Resolution R23-323 reads as follows:

A RESOLUTION REQUESTING REIMBURSEMENT FROM THE POTOMAC AND RAPPAHANNOCK TRANSPORTATION COMMISSION (PRTC) FOR TRANSPORTATION EXPENDITURES

WHEREAS, the County budgeted funds in the Fiscal Year (FY) 2023 Transportation Fund for various programs, including the FREDericksburg Regional Transit Authority, Stafford Regional Airport Authority, and road improvements; and

WHEREAS, gas tax receipts due to the County from the Commonwealth of Virginia are held by the Potomac and Rappahannock Transportation Commission (PRTC) as the fiscal agent until reimbursement is requested for eligible expenses; and

WHEREAS, the County expended $1,567,928 in qualifying transportation-related expenses in FY2023; and

WHEREAS, the Board desires to request PRTC to reimburse the County for these qualifying transportation-related expenses from the County's Motor Fuels Tax Fund;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this 12th day of December, 2023, that it be and hereby does request the Potomac and Rappahannock Transportation Commission (PRTC) reimburse the County for qualifying transportation-related expenses in the amount of One Million Five Hundred Sixty-Seven Thousand Nine Hundred Twenty-Eight Dollars ($1,567,928) for Fiscal Year 2023 from the County's Motor Fuels Tax Fund; and

BE IT FURTHER RESOLVED that the County Administrator, or his designee, is authorized to provide a copy of this Resolution to the PRTC.

ITEM 7. COMMUNITY ENGAGEMENT; PROCLAMATION HONORING AND RECOGNIZING BRIAN ROINESTAD FOR NINE YEARS OF EXEMPLARY SERVICE ON THE TELECOMMUNICATIONS COMMISSION.

Proclamation P23-31 reads as follows:

A PROCLAMATION HONORING AND RECOGNIZING BRIAN ROINESTAD FOR NINE YEARS OF EXEMPLARY SERVICE ON THE TELECOMMUNICATIONS COMMISSION

WHEREAS, Brian Roinestad was appointed to the Telecommunications Commission (TCC) in August 2014 as a representative for the Aquia District, more recently serving as the Rock Hill District representative; and

WHEREAS, during his service, he was elected Vice Chairman in 2016 and 2019, and served as Chairman for half of 2016 and in 2017, 2018 and 2023; and

WHEREAS, Mr. Roinestad began his service to assist his disabled veteran friend in receiving broadband. Over the years, Mr. Roinestad's steadfast advocacy for residents has been instrumental in significantly reducing complaints and the number of dissatisfied citizens at TCC meetings; and

WHEREAS, Brian Roinestad was incredibly vital during his participation in the negotiation of three different franchise agreements, with his knowledge of contracts and the construction industry; and

WHEREAS, Mr. Roinestad cultivated positive relationships with franchise provider representatives as well as their construction teams, ensuring a smooth working relationship during Stafford's Virginia Telecommunication Initiative (VATI) Grant partnership with Comcast; and

WHEREAS, Brian Roinestad supported staff and the County's efforts in applying for three VATI Grants and facilitating the two grants won by the County; and

WHEREAS, Brian Roinestad's expertise and knowledge contributed immeasurably to efforts to bring broadband to residents over the last several years, especially during the COVID pandemic when it was crucial for education and business;

THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors on this the 12th day of December, 2023, that it be and hereby does honor and recognize Brian Roinestad for his service in moving forward cable and broadband service in Stafford County and for its residents.

ITEM 8. COMMUNITY ENGAGEMENT; PROCLAMATION RECOGNIZING AND COMMENDING THOMAS COEN FOR OUTSTANDING SERVICE ON THE STAFFORD BOARD OF SUPERVISORS AND TO THE CITIZENS OF STAFFORD COUNTY.

Dr. Yeung said that the next item up for discussion was Item 8.

Ms. Vanuch asked, as she had not listened to Mr. Coen for the last four years on the Board, why she would start today. She said that Mr. Coen was a humble person. She said that although they may not agree on many political issues, she could confirm that he was a true public servant who did not enjoy being in the spotlight. She said that despite his preference for privacy, they decided to present him with a proclamation publicly. She said that during the meeting, staff discreetly handed him the document, and she took it from his box and placed it in her purse until the appropriate time arrived. She said that in previous years, they held a Board and Commission Christmas party on election years when Supervisors might be retiring from the Board.

Ms. Vanuch said that during these events, the entire Board stood in front of staff and volunteers to present proclamations to the departing members. She said that this year, due to their investment in the tree lighting ceremony, they had decided not to continue with those BACC Christmas parties, so unfortunately, Board members would no longer have this opportunity. She said that she did not want Mr. Coen to miss this opportunity, so she would ask that Mr. Coen could step down so that Chairman Yeung could present this, and the entire Board should join them.

Dr. Yeung read the proclamation for Mr. Coen.

Ms. Bohmke motioned, seconded by Mr. English, to approve Proclamation P23-32, recognizing Thomas Coen.

The Voting Board tally was:

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

Nay: (0)

Proclamation P23-32 reads as follows:

A PROCLAMATION RECOGNIZING AND COMMENDING THOMAS COEN FOR OUTSTANDING SERVICE ON THE STAFFORD BOARD OF SUPERVISORS AND TO THE CITIZENS OF STAFFORD COUNTY

WHEREAS, Thomas Coen was first elected to the Stafford County Board of Supervisors in a special election in November 2018 and was elected again in 2019, serving through December 2023; and

WHEREAS, during his service, he was elected Vice Chairman by his fellow Board members in 2020 and 2023; and

WHEREAS, Supervisor Coen served as the George Washington District representative on the Agricultural Commission, which became the Agriculture/Purchase of Development Right (PDR) Committee, from 2006 to 2012, during which time he assisted in creating and establishing Stafford's PDR Program; and

WHEREAS, Supervisor Coen served on the Planning Commission from 2014 to 2018 as the George Washington District representative; and

WHEREAS, Supervisor Coen continued his work from the Planning Commission to upgrade zoning categories and rules to match new technologies; and

WHEREAS, Thomas Coen used his experience as a teacher in Stafford County Public Schools to help the Board make important decisions regarding the Schools during the COVID-19 epidemic; and

WHEREAS, Supervisor Coen has been a strong advocate for the schools, pushing for the reinstatement of the fire training program for high school students, working to improve Board/School Board relations and assisting a group of students to create Helen's Law on the state level in memory of Helen Wang; and

WHEREAS, Supervisor Coen worked to update a more realistic and accurate Capital Improvement Plan (CIP) to accelerate the building of schools. He also worked with the school system for creative and innovative solutions for their CIP and development needs; and

WHEREAS, Supervisor Coen worked with County staff to create more internships and workforce careers, making connections between the school system and critical jobs in Stafford County Government; and

WHEREAS, Thomas Coen was instrumental in the creation of the Patawomeck Museum and Cultural Center, securing the location and memorandum of understanding within eight months of his election, aiding the tribe in a 50-year quest; and

WHEREAS, Supervisor Coen served as the chairman of the Redistricting Committee, resulting in the adoption of the plan with no objections by state and federal government; and

WHEREAS, Thomas Coen worked with the Board to secure public safety pay increases to recruit and retain employees. He also was a strong proponent of school resource and protection officers; and

WHEREAS, Thomas Coen worked to get the data center approved in Stafford County; and

WHEREAS, Supervisor Coen was a strong advocate for the safe and appropriate use of the Historic Port of Falmouth, as well as the work Fire and Rescue did to predict flooding from upstream and mitigate safety for park users; and

WHEREAS, Supervisor Coen promoted Stafford County's rich and vibrant history and tourism; and

WHEREAS, Thomas Coen has also served Stafford County in his capacity as a teacher in Stafford County Public Schools, teaching for 13 years at Brooke Point High School and teaching for the last eight years at Colonial Forge High School;

THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors on this the 12^{th} day of December, 2023, that it be and hereby does recognize and comment Thomas Coen for his outstanding service on the Board of Supervisors and to the residents of Stafford County.

ITEM 9. COMMUNITY ENGAGEMENT; PROCLAMATION RECOGNIZING LAURA M. RUDY FOR 16 YEARS OF EXEMPLARY SERVICE TO STAFFORD COUNTY.

Proclamation P23-33 reads as follows:

A PROCLAMATION RECOGNIZING LAURA M. RUDY FOR 16 YEARS OF EXEMPLARY SERVICE TO STAFFORD COUNTY

WHEREAS, on January 1, 2008, Laura M. Rudy commenced her career as Stafford County's elected Treasurer and has served the citizens of Stafford County with commitment and integrity for 16 years; and

WHEREAS, Laura Rudy's unparalleled leadership is reflected in her dedication to serving the citizens of Stafford County despite many challenges, including a recession in 2008 and COVID in 2020. Her expertise in financial management played a key role in Stafford County achieving and maintaining its AAA bond rating. During her tenure, she identified opportunities and technology advancements to implement collection efficiencies, including cutting-edge online payment platforms and partnering with the Department of Motor Vehicles (DMV) to provide DMV Select services to citizens; and

WHEREAS, Laura Rudy was a member of several statewide and national treasury and finance associations and, in 2010, earned her certification and designation as a Master Governmental Treasurer from the University of Virginia's Weldon Cooper Center for Public Service and School of Continuing and Professional Studies under the auspices of the Treasurers' Association of Virginia and achieved numerous certifications from other state and national associations; and

WHEREAS, Laura Rudy was recognized with The Treasurers' Association of Virginia Presidents Award in 2021, the Prestigious Treasurers' Associations Commonwealth Award in 2022, and the Lifetime Achievement Award for Women in Public Finance in 2023; and

WHEREAS, Laura Rudy was the first Stafford County Treasurer to serve as President of the Treasurers' Association of Virginia in 2016 and served as President of the Virginia Association of Local Elected Constitutional Officers in 2014. She also served as a Trustee Board Member on the Virginia Association of Counties/Virginia Municipal League Pooled OPEB Trust from 2012 to 2021; and

WHEREAS, Laura Rudy and her husband Tim have served their community for over 40 years and raised their daughters here in Stafford. Laura is a respected leader in her community as a founding member of the Stafford Education Foundation in 2006 and currently sits on her church Finance Council at St. William of York Catholic Church and is a Board of Trustee for the Spotsylvania Regional Medical Center; and

WHEREAS, this proclamation for presentation to Honorable Treasurer Laura Rudy is an expression of respect and admiration for her leadership and dedication to Stafford County;

THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors on this the 12th day of December, 2023, that it be and hereby does honor and recognize the Honorable Treasurer Laura Rudy for 16 years of service to the residents of Stafford County.

ITEM 10. DEVELOPMENT SERVICES; AUTHORIZE THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO REPEAL AND REPLACE COUNTY CODE CHAPTER 27, "WETLANDS".

Resolution R23-331 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO CONSIDER AN ORDINANCE TO REPEAL AND REPLACE STAFFORD COUNTY CODE CHAPTER 27, "WETLANDS"

WHEREAS, Stafford County Code Chapter 27, "Wetlands" (Wetlands Ordinance) regulates tidal wetlands pursuant to Virginia Code § 28.2-1302 et seq.; and

WHEREAS, Virginia Code § 28.2-1302 requires amendments to the Wetlands Ordinance in the form shown pursuant to proposed Ordinance O24-01; and

WHEREAS, the Board desires and is required to hold a public hearing to consider proposed amendments to the Wetlands Ordinance by repealing and replacing County Code Chapter 27, "Wetlands," pursuant to proposed Ordinance O24-01;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 12th day of December, 2023, that the County Administrator be and he hereby is authorized to advertise a public hearing to consider amendments to Stafford County Code Chapter 27, "Wetlands," pursuant to proposed Ordinance O24-01.

ITEM 11. DEVELOPMENT SERVICES; PETITION VDOT TO INCLUDE STREAMVIEW DRIVE, LANDING DRIVE, LOOKOUT WAY, RISING SUN ROAD, AND ROLLING VALLEY DRIVE WITHIN THE RAPPAHANNOCK LANDING SECTION 4 SUBDIVISION INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS.

Resolution R23-339 reads as follows:

A RESOLUTION TO PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE CHANGES TO THE SECONDARY SYSTEM OF STATE HIGHWAYS FOR RAPPAHANNOCK LANDING SECTION 4 SUBDIVISION, LOCATED WITHIN THE GEORGE WASHINGTON ELECTION DISTRICT

WHEREAS, pursuant to Virginia Code § 33.2-705, the Board desires to petition the Virginia Department of Transportation (VDOT) to include Streamview Drive, Landing Drive, Lookout Way, Rising Sun Road, and Rolling Valley Drive, 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 12th day of December, 2023, that the Virginia Department of Transportation (VDOT) be and it hereby is petitioned to include Streamview Drive, Landing Drive, Lookout Way, Rising Sun Road, and Rolling Valley Drive within the Rappahannock Landing Section 4 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, Rappahannock Landing Section Four, recorded among the land records of Stafford County, Virginia in Plat Map No. PM190000010 with Instrument No. LR190001190 on January 29, 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 12. DEVELOPMENT SERVICES; PETITION VDOT TO INCLUDE SUNFLOWER DRIVE WITHIN THE MARKET AT EMBREY MILL DEVELOPMENT INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS.

Resolution R23-340 reads as follows:

A RESOLUTION TO PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE CHANGES TO THE SECONDARY SYSTEM OF STATE HIGHWAYS FOR THE MARKET AT EMBREY MILL, LOCATED WITHIN THE GARRISONVILLE ELECTION DISTRICT

WHEREAS, pursuant to Virginia Code § 33.2-705, the Board desires to petition the Virginia Department of Transportation (VDOT) to include Sunflower Drive, 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 12th day of December, 2023, that the Virginia Department of Transportation (VDOT) be and it hereby is petitioned to include Sunflower Drive within the Market at Embrey Mill, 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, Market at Embrey Mill, recorded among the land records of Stafford County, Virginia in Plat Map No. PM210000089 with Instrument No. LR210028411 on August 20, 2021; 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 13. DEVELOPMENT SERVICES; PETITION VDOT TO ACCEPT CHANGES TO RAMOUTH CHURCH ROAD, WINDING CREEK ROAD, COURTHOUSE ROAD AND KELSEY ROAD WITHIN THE SECONDARY SYSTEM OF STATE HIGHWAYS.

Resolution R23-341 reads as follows:

A RESOLUTION TO PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE ADDITIONS TO RAMOUTH CHURCH ROAD (SR-628), WINDING CREEK ROAD (SR-628), AND KELSEY ROAD (SR-759), ABANDONMENT OF SEGMENTS OF RAMOTH CHURCH ROAD (SR-628), WINDING CREEK ROAD (SR-628), AND KELSEY ROAD (SR-759) AND MAKE CHANGES TO COURTHOUSE ROAD (SR-630) BETWEEN THE RAMOUTH CHURCH ROAD/WINDING CREEK ROAD (SR-628) INTERSECTION AND THE CEDAR LANE (SR-732) INTERSECTION

WHEREAS, Virginia Department of Transportation (VDOT) Project 0630-089-202, C-501 reconstructed 2.08 miles of Courthouse Road (SR-630) located between the Ramouth Church Road/Winding Creek Road (SR-628) intersection and the Cedar Lane (SR-732) intersection (Project) in the Rock Hill, Garrisonville and Hartwood Election Districts; and

WHEREAS, the completion of the Project resulted in adjustments to the existing roadway alignment, abandonments and additions to the State Secondary System of State Highways (Secondary System); and

WHEREAS, several sections of Courthouse Road (SR-630) need to be added to the Secondary System and abandoned from the Secondary System as described on the attached VDOT Additions Form AM-4.3; and

WHEREAS, the new roads serve the same citizens as those portions of old road identified to be abandoned and those segments no longer serve a public need; and

WHEREAS, pursuant to Virginia Code § 33.2-912, the Board desires to petition

VDOT to abandon 0.20 miles of Ramouth Church Road/Winding Creek Road (SR-628) at the intersection of Courthouse Road and 0.07 miles of Kelsey Road (SR-759) at the intersection of Courthouse Road (SR-630); and

WHEREAS, pursuant to Virginia Code § 33.2-705, the Board desires to petition VDOT to include 0.23 miles of Ramouth Church Road/ Winding Creek Road (SR-628) at the intersection of Courthouse Road (SR-630) and 0.06 miles of Kelsey Road (SR-759) at the intersection of Courthouse Road; and

WHEREAS, pursuant to Virginia Code § 33.2-705, the Board desires to petition VDOT to make changes to 2.08 miles of Courthouse Road (SR-630) between Ramouth Church Road/ Winding Creek Road (SR-628) intersection and Cedar Lane (SR-732) intersection; 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 12th day of December, 2023, that the Virginia Department of Transportation (VDOT) be and it hereby is petitioned to include additions and abandon segments of Ramoth Church Road (SR-628), Winding Creek Road (SR-628), and Kelsey Road (SR-759), and make changes to Courthouse Road (SR-630) as described on the attached VDOT Additions Form AM-4.3, in the Secondary System of State Highways; and

BE IT FURTHER RESOLVED that an unrestricted right-of-way for these streets with necessary easements for cuts, fills, and drainage is guaranteed; and

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

ITEM 14. FINANCE; ACCEPT THE FEDERAL FY2023 STATE CRIMINAL ALIEN ASSISTANCE PROGRAM (SCAAP) GRANT AWARD AND TO BUDGET AND APPROPRIATE GRANT FUNDS TO THE RAPPAHANNOCK REGIONAL JAIL,

Dr. Yeung asked if Ms. Vanuch would like to address Item 14.

Ms. Vanuch said that Item 14, regarding accepting federal FY 2023 State Criminal Alien Assistance Program grant funding for budgeting and appropriating those grant funds. She said that it was Proposed Resolution R23-342. She said that as the Stafford County representative on the Rappahannock Regional Jail, she felt it was her responsibility to answer questions about this matter, not only for the media but also for the public. She said that in essence, this funding from the federal government aimed to help cover some of the costs associated with housing illegal aliens after their arrest. She said that Stafford County had a strong partnership with ICE, and there was an ICE agent on staff at the Rappahannock Regional Jail.

Ms. Vanuch said that once an individual was identified as an illegal alien, ICE had 48 hours to pick them up and utilize them through the ICE office. She said that if they did not pick them up within 48 hours, they were released. She said that they did check with their superintendent at the jail, and because of their excellent partnership with ICE, no one was released. She said that every criminal was turned over to ICE within 48 hours due to the on-staff ICE agent. She said that this grant proposal was coming before the Board. She said that she did not recall any previous grant proposals coming before them, but they received one every year.

Ms. Vanuch said that the reason for this was that they had updated their grant policies, and now every grant they accepted must come before the Board of Supervisors, regardless of the amount of money involved. She said that was why they were seeing this proposal for the first time. She clarified that it was not a new initiative that they had just begun participating in; rather, they had been participating in it for quite some time. She said that she simply wanted to provide transparency to the public.

Ms. Vanuch motioned, seconded by Ms. Gary, to approve proposed Resolution R23-342.

The Voting Board tally was:

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

Nay: (0)

Resolution R23-342 reads as follows:

A RESOLUTION TO ACCEPT THE FEDERAL FISCAL YEAR 2023 (FY2023) STATE CRIMINAL ALIEN ASSISTANCE PROGRAM (SCAAP) GRANT AWARD AND TO BUDGET AND APPROPRIATE GRANT FUNDS

WHEREAS, the U.S. Department of Justice's (DOJ) Bureau of Justice Assistance (BJA) Program makes payments to eligible states and units of local government that incur certain types of costs due to incarceration of undocumented criminal aliens during a particular 12-month reporting period; and

WHEREAS, SCAAP provides federal payments to localities that incurred correctional officer salary costs for incarcerating undocumented criminal aliens with at least one felony or two misdemeanor convictions for violations of state or local law, and incarcerated for at least four consecutive days during the reporting period; and

WHEREAS, $23,585 has been awarded to Stafford County on behalf of the Rappahannock Regional Jail (RRJ) for partial payment of RRJ's correctional officer salary costs for incarcerating undocumented criminal aliens between July 1, 2021 through June 30, 2022; and

WHEREAS, upon receipt of award funds, the $23,585 will be passed through to the RRJ;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 12th day of December, 2023, that County Administrator, or his designee, be and he hereby is authorized to execute the grant agreement; and

BE IT FURTHER RESOLVED by that the SCAAP grant funds are budget and appropriated in the amount of Twenty-Three Thousand Five Hundred Eighty-Five Dollars ($23,585) to the Rappahannock Regional Jail.

ITEM 15. FIRE AND RESCUE; AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH FRONT LINE MOBILE HEALTH TO PROVIDE ONSITE MEDICAL SERVICES FOR THE DEPARTMENT OF FIRE AND RESCUE.

Dr. Yeung asked if Ms. Bohmke would like to address Item 15.
Ms. Bohmke said that this was a Fire and Rescue item as it related to the frontline mobile health. She said that she had sent Mr. Vosburg a few questions and since had a conversation with Joe Grainger and Chief Cardello. She asked if they could explain a bit more about why the numbers changed. She asked if they could also explain what the transition period would be in detail.

Mr. Vosburg said that this was one of the items in the packet that he had made reference to, and those questions had been answered in red.

Joe Grainger, Assistant Fire Chief, said that he was addressing Item 15, proposed Resolution R23-334, which concerned on-site medical and physical services. He said that this was a process they had been working on within the Fire and Rescue Department for the past 12 months. He said that currently, they utilized a local facility in Spotsylvania County to provide both new hire and incumbent medical physicals for all of their personnel, both career and volunteer. He said that they had reached the point where the number of people that they had on staff and the complexity of services
required them to consider moving to an on-site location where they would bring a vendor in to conduct their incumbent physicals.

Mr. Grainger said that they would continue to utilize the location in Spotsylvania County for new hires and return-to-work physicals; however, the annual physical that their active firefighters underwent would be conducted on-site during the period when the vendor conducted those physicals. He said that the amended resolution in the addendum folder was based on a change regarding the annual maximum. He said that initially they had submitted in Civic Clerk not to exceed $350,000, which was an error in estimation and required them to increase it to $450,000. He said that this was reflected in the amended resolution within the packet. He said he would be happy to address any questions the Board may have.

Ms. Bohmke said that if she understood, they would still continue with the regional services they had with Spotsylvania, but would be using this new service even though the other did not expire until September.

Mr. Grainger said that they had six years of renewal on that, and he did not think the contract with Spotsylvania expired until 2030. He said that with Mary Washington Health Care, they would continue to send new hires, including new volunteers and career staff, to go through physicals at Mary Washington Occupational Health. He said that instead of going there for his own annual physical exam, he would participate in this on-site service with Frontline Mobile Health.

Ms. Bohmke asked if this would be more efficient. She asked what the two reasons were for moving to this.
Mr. Grainger said that two primary reasons led them to implement these changes. He said that first, they had added ultrasound diagnostics to their physical assessments for incumbents because the prevalence of cancer in firefighters was significant and they faced a higher risk of numerous types of cancer compared to the general population. He said that by incorporating ultrasound diagnostics into their physicals for incumbents, they could now provide more comprehensive care. He said that secondly, they had exceeded the capacity of Mary Washington Health Care's Occupational Health Center with their annual physicals. He said that they sent approximately 300 to 350 people there each year, and they also handled CDL physicals and general medicine. He said that as a result, he said that they had reached a point where their needs were too much for them to manage efficiently.

Dr. Yeung asked when the increase of $100,000 became known.

Mr. Grainger said that they provided the response to the questions that came from Ms. Bohmke in the amended resolution last night.

Dr. Yeung said that she thought that it was instead of, rather than in addition to.

Mr. Grainger said that the reason for maintaining a local option was due to the contract for on-site medical services, which would be available for a duration of two to four weeks based on the number of people scheduled per week to receive their completion. He said that if they had a new career staff member joining in July or a volunteer starting in September, he still required a nearby location where he could send them for an onboarding physical. He said that the other aspect involved the return-to-work component. He said that for instance, if an employee experienced a shoulder dislocation and underwent a process to return to work, but this took longer than the two to four weeks of the on-site medical service's presence, he needed a local option.

Dr. Yeung asked why the local option was not the most efficient option for all services.

Mr. Grainger reiterated that they currently were utilizing the local option, and they had exceeded their capacity, which was why they needed the mobile unit.

Dr. Yeung asked why they would not choose to do all services through the mobile unit if they were already paying for that service.

Mr. Grainger said that they worked with clients across the United States, so their ability to come and set up was established once the contract was awarded. He said that there would be a 12-week ramp-up period before they would be on the schedule, which would be two to four weeks and complete all of the incumbent physicals for the next calendar year.
Dr. Yeung asked if the $100,000 was just for the first year. She asked what the total was for the number of years needed.

Mr. Grainger said that the contract was for one calendar year from the date of award, not to exceed $450,000 per year, and there were four optional renewals available for a total of five years.

Dr. Yeung asked if there would be ongoing updates given to the Board about how the process was going.

Mr. Grainger said that this had been a topic discussed frequently with the Board regarding their transition with the comprehensive occupational health program, so they would certainly continue that dialogue in the future.

Mr. Coen motioned, seconded by Ms. Bohmke, to approve proposed Resolution R23-334.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, English, Gary, Vanuch, Yeung
Nay: (0)

Resolution R23-334 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH FRONT LINE MOBILE HEALTH TO PROVIDE ONSITE

MEDICAL SERVICES FOR THE DEPARTMENT OF FIRE, RESCUE, AND EMERGENCY SERVICES

WHEREAS, the County currently contracts with Mary Washington Healthcare/Reese Medical to provide firefighting physicals and medical services; however, additional resources are needed to process employee medical services and health screenings for the Department of Fire, Rescue and Emergency Services (Department) in a more efficient and cost-effective manner; and

WHEREAS, pursuant to Request for Proposals (RFP) No. 23-028-3640-SP, the County solicited proposals from qualified medical providers to provide onsite medical services and National Fire Protection Association (NFPA) physicals for career and volunteer firefighters; and

WHEREAS, staff evaluated the proposals received and determined that Front Line Mobile Health was the most qualified medical provider to perform the services requested; and

WHEREAS, annual expenditures for Front Line Mobile Health are estimated to be $350,000 per year for five years; and

WHEREAS, funds are available in the Department's operational budget, and funding for subsequent renewal years is subject to annual Board budget and appropriation;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 12th day of December, 2023, that the County Administrator be and he hereby is authorized to execute a contract for one year with four optional one-year renewals terms with Front Line Mobile Health for onsite medical services for the Department of Fire, Rescue and Emergency Services, in a total contract amount not to exceed One Million Seven Hundred Fifty Thousand Dollars ($1,750,000), unless amended by a duly authorized contract amendment.

ITEM 16. FIRE AND RESCUE; AUTHORIZE ADDITIONAL SPEND WITH CHANGE HEALTHCARE TECHNOLOGY ENABLED SERVICES, LLC TO PROVIDE EMS AMBULANCE TRANSPORT BILLING AND COLLECTION SERVICES.

Resolution R23-335 reads as follows:

A RESOLUTION RATIFYING A CONTRACT AND AUTHORIZING ADDITIONAL EXPENDITURES WITH CHANGE HEALTHCARE TECHNOLOGY ENABLED SERVICES, LLC TO PROVIDE EMS AMBULANCE TRANSPORT BILLING AND COLLECTION SERVICES

WHEREAS, the Department of Fire, Rescue, and Emergency Services (Department) requires ambulance transport billing and collection services; and

WHEREAS, these services are purchased from an existing County contract with Change Healthcare Technology Enabled Services, LLC (Change Healthcare), Rider Agreement No. 22-

057-3220CI, which was cooperatively procured pursuant to Fairfax County Contract #4400009801, with an expiration date of June 30, 2030; and

WHEREAS, the Department has expended $193,000 to date, and the projected annual expenditures for services with Change Healthcare are $165,000 per year, requiring approval for the additional $1,155,000 for the seven years remaining on the contract; and

WHEREAS, funding is available in the Department's operating budget, with subsequent contract years subject to annual Board budget and appropriation;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 12th day of December, 2023, that the County Administrator be and he hereby is authorized to ratify a contract with Change Healthcare Technology Enabled Services, LLC, Rider Agreement No. 22-057-3220CI, executed on June 8, 2022, and expiring on June 30, 2025, with five optional one-year renewals, in an amount not to exceed One Million Three Hundred Forty-Eight Thousand Dollars ($1,348,000) for the life of the contract, unless amended by a duly authorized contract amendment.

ITEM 17. PARKS, RECREATION, FACILITIES & TOURISM; AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A WORK ORDER TO REPLACE THE GYM FLOOR AND WOODEN BLEACHERS AT COURTHOUSE COMMUNITY CENTER.

Dr. Yeung asked if Mr. English would like to address Item 17.

Mr. English asked if Mr. Brion Southall would be able to answer these questions. He asked if they got bids for this.

Brion Southall, Director of Parks and Recreation, Facilities, and Tourism, said that they reviewed the JOC contract, which stood for the Job Order Contract. He said that this contract was competitively bid through the schools, and the County partnered with them. He said that the schools handled the administrative tasks and also contributed to some engineering aspects, such as defining the scope of work and building requirements.

Mr. English asked if the best bid available was for $300,000. He asked if they could get it any lower than that.

Mr. Southall said that a previous inspection revealed that the floor was approximately 56 years old. He said that there were various options to prolong its life. He said that they did an inspection hole in the floor to determine the underlying issue. He said that the wooden floor rested on a substrate or framework which had joists. He explained that the joists beneath the floor had deteriorated, causing dead spots in the flooring. He said that address this, they planned to remove the existing substrate and build a new one.

Mr. Southall said that once that was complete, they would resurface the floor, repaint the lines for volleyball, basketball, and pickleball courts, and demolish and remove the old wooden bleachers that had been in place since 1964. He said that the new bleachers would have handrails installed. He said that currently, temporary side rails had been adapted to prevent patrons from falling off the sides. He said that permanent handrails would be added, and there would also be ADA-compliant seating for wheelchair users. He said that the wooden flooring was planned to be restored as part of this renovation project, which should last another 50 to 60 years.

Mr. English asked if there were other options to consider for the gym floor, or if a wooden floor was the best option. He asked if they still had basketball games there.

Mr. Southall said that yes, it was their primary basketball court, and volleyball required wooden courts.

Mr. English said that he wanted to know if they got more than one bid.

Mr. Southall said that they ran it through the JOC program.

Mr. English asked if the JOC program was the one that did the bidding.

Mr. Southall said yes, they had four or five contracts that had been informed. He said that they were all itemized and listed, so it had already been competitively done.

Mr. English said that this was a County-owned facility and not a school-owned facility. He said that he wondered if they might have been better off to get different bids than that, because it was awful high. He asked if Mr. Southall thought it was high.

Mr. Southall said that with all the work that had to go into it, in order for them to bid on it, they would likely need to hire an engineer to redesign it prior to putting it out to bid in order to ensure they received competitive bids. He said that the JOC program provided a fixed price, so if they pulled up and found out something was wrong, that was it.

Mr. English asked if they screwed up at $400,000, they had to eat it.

Mr. Southall said that was it. He said that the purpose of the substrate, and whatever caused that, was not clear. He said that if it was, for example, an earthquake that damaged the foundation about ten years ago, which cracked the foundation and allowed water to enter, that was their responsibility to address. He said that they would attempt to find a solution for that issue before allowing the schools to. He said that there were still many unknown factors in that area.

Dr. Yeung asked how much it would cost to hire an engineer for this work.

Mr. Southall said that it was difficult to determine with factors such as the inflation right now. He said that it would likely be around $20,000 for an engineer, and a year or so for the bid process.

Ms. Gary said that she would like some clarifying context regarding the wood floors. She said that she could not just take the wood floors from her house and put them into this floor. She asked if it was a different type of wood.

Mr. Southall said that it was a maple, but it was a totally different system.

Ms. Gary said that there were specifically for athletics that it was specialized for.

Mr. Southall said that was correct. He said that it was specialized and the substrate underneath was also specialized for that.

Ms. Vanuch said that to be transparent, a former Board member had sent an email that raised some important questions. She said that this person was someone she respected greatly and valued their opinion. She said that they got this email, and the former Board member questioned whether they had completed the bids due to concerns about potential high costs. She said that in future discussions related to the type of contract mentioned, specifically a JOC contract, it would be helpful to address the issues that they were talking about. She said that one point that stood out to her was that her husband, who was a contracting officer for the National Guard Bureau, often discussed similar language in these situations. He said that he was currently unavailable as he was working.

Ms. Vanuch said that a contract that involved the contractor assuming all liability and risk would generally be more expensive than if they opted for contracts where the County obtained the bids. She said that this type of contract could be strategically employed when, as a vendor or owner, they were uncertain about what lied beneath the surface. She said that in such cases, it may be worth paying a higher price initially to allow for independent contracting and securing more competitive bids on other items. She said that if they were more mindful of what they were putting out in the public so that people understood the scope of work included in these contracts.

Ms. Vanuch said that it was not entirely clear that the bleachers would be replaced or that the entire subfloor had to be removed, as remodeling work could often reveal unexpected issues behind walls. She said that the importance of this understanding for the public was significant because otherwise it may appear as though they were undertaking a $350,000 project that could have been completed for $150,000. She said that ensuring there was a criteria established by the Board when evaluating and awarding these contracts or riding on JOC contracts was crucial. She said that if there were opportunities, such as in renovation work where the underlying structure was sound, to opt for less expensive alternatives instead of utilizing more expensive contracts.

Ms. Allen motioned, seconded by Ms. Gary, to approve proposed Resolution R23-332.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, English, Gary, Vanuch, Yeung
Nay: (0)

Resolution R23-332 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A WORK ORDER TO REPLACE THE GYM FLOOR AND WOODEN BLEACHERS AT COURTHOUSE COMMUNITY CENTER

WHEREAS, Courthouse Community Center is originally part of the former Stafford Middle School, and the gymnasium portion of the building was built in 1964; and

WHEREAS, staff recommends replacing the gym floors and bleachers at Courthouse Community Center because they are original to the gymnasium and have exceeded their end-of-life expectancy; and

WHEREAS, TMG Construction Corporation provided a proposal using the County's Job Order Contract, Contract #23-SCPS-022-TMG, to perform Work Order No. SC-TMG-027; and

WHEREAS, funds are available in the Capital Improvement Program for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 12th day of December 2023, that the County Administrator be and hereby is authorized to execute a work order with TMG Construction Corporation to replace the gym floors and bleachers at Courthouse Community Center in an amount not to exceed Three Hundred Eighteen Thousand, Seven Hundred Fifty-Nine Dollars ($318,759), unless amended by a duly authorized change order.

ITEM 18. UTILITIES; AUTHORIZE THE COUNTY ADMINISTRATOR TO APPROVE ADDITIONAL EXPENDITURES FOR WATER AND WASTEWATER CHEMICALS.

Resolution R23-316 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO APPROVE ADDITIONAL EXPENDITURES FOR WATER AND WASTEWATER CHEMICALS

WHEREAS, the Department of Utilities (Department) requires various chemicals for the treatment of water and wastewater; and

WHEREAS, the Department purchases sodium hypochlorite, a compound used for water purification, from Univar USA Inc. through Contract No. 23-008-5040-SB; and

WHEREAS, pursuant to Resolution R22-298, the Board authorized up to $650,000 for the purchase of sodium hypochlorite over the six-year contract; and

WHEREAS, the Department has expended $678,880 on sodium hypochlorite since 2022, and requires additional authority in the amount of $700,000; and

WHEREAS, the Department purchases corrosion inhibitor, Sterling Water Technologies' CP-78D, and Praestol DW-27 polymer, formerly Magnafloc LT-27, from George S. Coyne Chemicals Co., Inc., through Contract Nos. 20-5025-SS001B and 20-5010-SS044A; and

WHEREAS, pursuant to Resolution R23-157, the Board authorized $120,980 for the purchase of CP-78D and $25,200 for Magnafloc LT-27 for Fiscal Year (FY) 2024; and

WHEREAS, additional authority is needed for the remaining six months of the fiscal year in the amount of $100,000 for CP-78D and $50,000 for Magnafloc LT-27, now Praestol DW-27; and

WHEREAS, funds are budgeted and appropriated for the treatment chemicals in the FY2024, Utilities Operating Budget, and expenditures for contract renewal terms are subject to annual Board budget and appropriation;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 12th day of December, 2023, that the County Administrator be and he hereby is authorized to approve additional expenditures with Univar USA Inc., Contract No. 23-008-5040-SB, to furnish and deliver sodium hypochlorite, in the amount of Seven Hundred Thousand Dollars ($700,000), in a total contract amount of $1,378,880, unless modified by a duly executed contract amendment; and

BE IT FURTHER RESOLVED that the County Administrator is authorized to approve additional expenditures for Fiscal Year 2024 with George S. Coyne Chemical Company, Inc., Contract Nos. 20-5025-SS001B and 20-5010-SS044A, to furnish and deliver Sterling Water Technologies' CP-78D corrosion inhibitor, in the amount of One Hundred Thousand Dollars ($100,000), for a total expenditure amount of $220,980; and Praestol DW-27 polymer, in the amount of Fifty Thousand Dollars ($50,000), for a total expenditure amount of $75,200.

ITEM 19. UTILITIES; AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A TASK ORDER WITH JACOBS ENGINEERING GROUP INC. FOR ENGINEERING SERVICES RELATED TO A PILOT SCALE STUDY FOR POLYFLUOROALKYL

SUBSTANCES (PFAS) REMOVAL AT THE SMITH LAKE WATER TREATMENT FACILITY.

Resolution R23-330 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A TASK ORDER WITH JACOBS ENGINEERING GROUP INC. TO CONDUCT A PILOT STUDY FOR POLYFLUOROALKYL SUBSTANCES (PFAS) REMOVAL AT THE SMITH LAKE WATER TREATMENT FACILITY

WHEREAS, United States Environmental Protection Agency (USEPA) proposed National Preliminary Water Regulation contaminant limits for selected polyfluoroalkyl substances (PFAS) in March 2003; and

WHEREAS, the Virginia Department of Health (VDH) has provided guidance for water utilities with detectable levels of PFAS to undertake a comprehensive sampling program that identifies sources and means to remove the contaminants; and

WHEREAS, Jacobs Engineering Group Inc. (Jacobs) assisted the County with the initial testing of the raw water sources, with Smith Lake being identified as having higher contaminant levels than set forth by the USEPA; and

WHEREAS, following the initial testing, VDH requires that water utilities complete pilot scale studies that confirm the methodology of the removal treatment that will successfully remove the contaminant; and

WHEREAS, Jacobs will conduct a one-year pilot study at Smith Lake to test different treatment processes through regular laboratory testing to determine the effective removal rates through seasonal changes and provide a recommended treatment process; and

WHEREAS, these engineering services may be procured from Jacobs via a task order through the County's On-Call Professional Engineering Services Contract for Water and Wastewater Treatment Facilities, Contract No. 22-00405001-SP-JAC; and

WHEREAS, staff has reviewed the proposal received from Jacobs, in the amount of $375,440, and determined it to be reasonable for the scope of services proposed; and

WHEREAS, funds are available in the Utilities Capital Improvement Program (CIP) Fund and can be used for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 12th day of December, 2023, that the County Administrator be and he hereby is authorized to execute a task order with Jacobs Engineering Group Inc. for the pilot study at Smith Lake for the polyfluoroalkyl substances (PFAS) removal process in an amount not to exceed Three Hundred Seventy-Five Thousand Four Hundred Forty Dollars ($375,440), unless modified by a duly executed change order.

ITEM 20. UTILITIES; AUTHORIZE THE COUNTY ADMINISTRATOR TO APPROVE A WORK ORDER WITH FHP TECTONICS CORP. FOR THE CELEBRATE VIRGINIA SEWER PUMP STATION REHABILITATION PROJECT.

Resolution R23-336 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO APPROVE A WORK ORDER WITH FHP TECTONICS CORP. FOR THE CELEBRATE VIRGINIA SEWER PUMP STATION REHABILITATION PROJECT

WHEREAS, the Department of Utilities' repair, replacement and rehabilitation (3R) project program includes the rehabilitation of the existing wet wells, safety screens for existing hatches, and upgrades to electrical; and

WHEREAS, rehabilitation work is needed for the Celebrate Virginia sewer pump stations to include replacement and upgrade of existing pumps, replacement of slice gates, new concrete channel to improve flow in the structure, installation of a generator quick connect panel and junction box, and replacement existing soft starts; and

WHEREAS, work may be procured through the County's Job Order Contract with FHP Tectonics Corp., Contract No. 23-SCPS-022-FHP; and

WHEREAS, funds are available in the Utilities Capital Improvement Program (CIP) Fund and can be used for this purpose;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 12th day of December, 2023, that the County Administrator be and he hereby is authorized to approve a work order with FHP Tectonics Corp. for the Celebrate Virginia Sewer Pump Station Rehabilitation project in an amount not to exceed Five Hundred Twelve Thousand Nine Hundred Twenty Dollars ($512,920), unless modified by a duly executed change order.

UNFINISHED BUSINESS

ITEM 21. BOARD OF SUPERVISORS; CONSIDER ADOPTING AN EMERGENCY ORDINANCE TO TEMPORARILY SUSPEND PENALTIES AND INTEREST ON THE LATE PAYMENT OF PERSONAL PROPERTY TAXES DUE ON DECEMBER 5, 2023

Ms. Vanuch motioned, seconded by Mr. English, to approve Proposed Emergency Ordinance EO23-02.

Dr. Yeung said that previously, she abstained because she believed the government shutdown would be averted. She said that she was uncertain about future actions. She said that some of them believed in timely bill payments and fulfilling their duty to pay taxes for proper government functioning. She said that she decided not to support it this time due to potential funding concerns. She said that she trusted the intention was genuine, but she would not vote for it at present.

Ms. Gary said that she had received messages and calls from people inquiring about this particular issue due to their struggles and expectations. She said that there was some uncertainty and difficulties involved, so she would support it. She said that she believed it was prudent for them to address this matter beforehand.

The Voting Board tally was:

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

Emergency Ordinance EO23-02 reads as follows:

AN EMERGENCY ORDINANCE TO TEMPORARILY LOWER PENALTIES AND INTEREST TO ZERO FOR PERSONAL PROPERTY TAXES DUE ON DECEMBER 5, 2023

WHEREAS, pursuant to County Code Sec. 23-3.1, personal property taxes are due and payable on or before December 5, 2023; and

WHEREAS, due to the financial uncertainty faced by Stafford County residents as a result of continued discussions around and delayed adoption of the federal budget, the Board desires to allow personal property owners who need more time to gather funds to pay the tax levy to do so; and

WHEREAS, pursuant to Virginia Code § 15.2-1427, the Board may adopt an emergency ordinance for this purpose, which shall be effective for no longer than 60 days; and

WHEREAS, the Board desires to temporarily reduce the penalties and interest to zero for personal property taxes through January 5, 2024; and

WHEREAS, in consideration of the public's health, safety, and general welfare, the Board desires to adopt this Emergency Ordinance;

NOW, THEREFORE, BE IT ORDAINED BY EMERGENCY by the Stafford County Board of Supervisors on this the 12th day of December, 2023, that the following County Code Sections be and they hereby are temporarily amended with all other portions remaining unchanged:

Sec. 23-3.1. - Penalty on delinquent tangible personal property taxes.

Any taxpayer failing to pay any personal property tax on or before the fifth day of ~~June or the fifth day of~~ December~~, as applicable~~, shall incur a penalty thereon of zero (0) percent until January 5, 2024 and then of ten (10) percent thereafter of the tax past due on such property, which penalty shall be added to the amount of taxes due from such taxpayer and which, when collected by the treasurer, shall be accounted for in his settlements.

Sec. 23-4. - Interest on delinquent taxes generally.

Interest at the rate of ten (10) percent per annum, shall be collected by the county on all delinquent taxes, except personal property taxes which interest shall be collected at a rate of zero (0) percent for personal property taxes due on December 5, 2023 and only until January 5, 2024. Such interest shall commence on the first day of the month following the month in which such taxes were due.

; and

BE IT FURTHER ORDAINED BY EMERGENCY that this Emergency Ordinance shall not be codified and shall not become a part of the Stafford County Code; and

BE IT STILL FURTHER ORDAINED BY EMERGENCY that this Emergency Ordinance shall expire on January 5, 2024.

NEW BUSINESS

ITEM 22. BOARD OF SUPERVISORS; DISCUSS PROVIDING COMMENTS TO THE VIRGINIA DEPARTMENT O F BEHAVIORAL HEALTH AND DEVELOPMENTAL SERVICES REGARDING THE LICENSE APPLICATION FOR CONCERTED CARE GROUP FREDERICKSBURG, LLC.

Kathy Baker, Acting Director of Planning and Zoning, said that they were discussing a letter from the Virginia Department of Behavioral Health and Development Services requesting the Board's comment. She said that the Planning and Zoning Department had been asked to confirm that the facility's proposed location and use complied with the applicable County codes in terms of the local zoning ordinance. She said that to provide some background, the proposed clinic was situated within a vacant suite in the Woodlawn Shopping Center, which was currently zoned B-2 Urban Commercial. She said that a clinic use was allowed in the B-2 zoning district under their current zoning regulations. She said that an application for a commercial change permit had been submitted to the Development Services in January and reviewed by their zoning staff for compliance with Chapter 28 of the County Code.

Ms. Baker said that it had been approved, and a Certificate of Occupancy had been issued in September. She said that the Planning and Zoning Department had determined that the proposal was in compliance with the zoning ordinance regulations, but she understood there were questions regarding the parking requirements for this project. She said that for background, the shopping center was constructed in 1986. She said that at that time, the Food Lion grocery store, now Weis, was expanded in 1996. She said that the parking requirements were the same as they were today, which was four per thousand square feet of floor area.

Ms. Baker said that following the site plan approval, VDOT took right-of-way on Deacon Road in 2005 when the road was expanded. She said that the shopping center continued to operate as a legal non-conforming use with the reduced number of parking spaces. She said there was a letter from the Zoning Administrator at the time that confirmed its ability to exist as it currently was, despite not having the originally approved parking spaces. She said that she would be glad to address any questions they may have.

Ms. Bohmke asked if they were in compliance with the parking situation, would Ms. Baker please validate that there were no overflow parking options outside of the parking area for the shopping center.
Ms. Baker said that while she did not look into that issue, the only potential overflow would be the adjacent uses that had been constructed, and on the outparcels there was a way to have shared parking, but she would have to look at those parking numbers in those outparcels.

Ms. Bohmke asked why they would not have to comply with five parking spots now, which was their current ordinance.

Ms. Baker said that for shopping centers, the current ordinance requirement was four spaces per thousand square feet of gross floor area. She said that it was based on the entire shopping center, regardless of those uses permitted within the shopping center.

Ms. McClendon said that she would continue to provide the Board with some more context before the Board considered the action. She said that ultimately, pursuant to Virginia Code §37.246, the Board had received a letter from the Virginia Department of Behavioral Health and Development Services regarding the licensing application of the Concerted Care Group of Fredericksburg. She said that in accordance with state law, were two questions that were asked. She said that staff had already addressed the compliance aspect with local ordinance. She said that the other part that the Board must consider was whether or not the County wished to make a comment on the application.

Ms. McClendon said that no comment was required; however, if the Board chose to make a comment, Proposed Ordinance R23-338 had been provided in their Board package. She said that this proposed ordinance would forward the community's comments to the state licensing board for their consideration. She said that Ms. Bohmke had provided sets of comments from the community for the Board’s consideration. She said that there were two in their Board packages, and there were also two provided in their add-on folder today. She said she would now turn it over to Ms. Bohmke to discuss the comments she would like the Board to consider and then present the Board's options for action.

Ms. Bohmke motioned, seconded by Mr. English, to deem this matter time-sensitive in order to ensure compliance with submitting the County's response to the state in a timely fashion.

Ms. Gary asked if there was a timeline associated with this action.

Ms. McClendon said that there was a 30-day time limit from when the letter was issued, which was November 8, so 30 days was on December 8. She said that however, there was a 10-day grace period that the Board was allowed to comment, and they were within that grace period currently. She said that the state did reach out yesterday to the County Administrator to remind the Board that the comment was due back.

Ms. Gary apologized for her misunderstanding.

Dr. Yeung asked if they were sending the state licensing board the comments from the Board or from the community.

Ms. McClendon said that state law required comments from the County, and the Board was the only entity that had the authority to speak on behalf of the County.

Ms. Vanuch said that she believed that they should at least deem this matter time-sensitive in order to provide some comment from the Board, and after they voted on that they could decide what comment specifically they should submit. She clarified that the Board was the legislative body of the County and were elected to serve as representatives of constituents within the County, so the community's voice was the Board's voice. She said that she thought they absolutely should submit comments.

Dr. Yeung called the vote to deem the matter time-sensitive.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, English, Gary, Vanuch, Yeung
Nay: (0)

Ms. Bohmke motioned, seconded by Mr. English, to approve Proposed Resolution R23-338, along with handwritten letters included as Attachment 9 in the add-on folder.

Dr. Yeung said that the document they received yesterday was about 800 pages in total. She said that one of the letters struck her as something that perhaps should not be forwarded. She said that comments that the community made to specific Board members perhaps should not be transferred to the state without review. She said that one called Ms. Bohmke by her first name, and said that they were eager about her progress in toppling this travesty. She said that she would like to read more into what the travesty was here, and at this point in time she felt that they needed more time to review this information.

Ms. Gary said that she had reservations regarding submitting the package as a formal representation from the Board. She said that there were concerns there for multiple reasons. She said that if they were to provide the information in an accessible format, such as including a link to the state to review all of that material separately. She said that this way, it would not be part of their formal letter, and they would not need to put a stamp on it. She said that there was a lot there, so it might be better as an attachment with a clear method for accessing the information. She asked if the Board was amenable to that. She asked Ms. McClendon if it was something they could do.
Ms. Gary said that she was wondering if there was an alternative method for accessing this information without formally incorporating it into the letter. She said that instead, they could provide a link to a collection of scanned files or compiled data that they could read it. She said that she had reservations about including this as part of the formal letter itself because it represented the voice of the community rather than the Board's perspectives. She said that they must be cautious in presenting these views legally. She said that she wanted to make this information available for their reference. She asked if it was possible to achieve something along those lines.

Ms. McClendon said that she believed that what Ms. Gary described was already incorporated into the proposed posture. She said that the resolution aimed to forward the community's comments to the state for their consideration; the board did not necessarily endorse the comments but rather brought the state's attention to how the community assessed and evaluated the application. She said that according to proposed Resolution R23-338, this was its intended purpose.

Dr. Yeung asked if they had the opportunity to summarize the 800 pages of community input.

Ms. McClendon said that it was up to the discretion of the Board. She said that ultimately, the form letter was provided, so they had fulfilled the form provided as Exhibit A. She said that anything the Board chose to attach would be at the Board's purview.

Mr. English said that he would support sending the letters, because individuals had been present every month to voice their specific concerns, and their voices were important. He said that they were, as Ms. Vanuch said, the voice of the community, so if they were not being heard, then he questioned who was. He said that he supported sending the letters, because they should send it whether they would read it or not. He said that it was their job to read it. He said that the Board had previously failed these people and they owed it to them to send these letters.

Ms. Vanuch said that in the proposed resolution, the County was not taking a position. She said that they were saying that pursuant to Virginia Code 37.2406, they had to comment to the state agency. She said that page 447 of the 1200 page packet showed that they replied back to the agency, and Ms. Bohmke had recommended that they also provide all of the community emails they had received to make them available for FOIA. She said that it was the community's voice, and they were sending that on. She said that whenever she represented a client to a state or federal agency, she also submitted a letter with a position as an organization. She said that the Board had not yet discussed whether to submit their official position on the matter.

Dr. Yeung said that more time was needed for those discussions.

Ms. Vanuch said that they had to operate within the time limit. She said that she would like the Board to list some of their major concerns so that staff could compile a letter to be submitted as the Board's position as attached to the resolution that the Chair would sign with that direction. She said that they all had concerns regarding this particular location, and there was nothing wrong with taking a stance on that to let the state know that as a local government, there would be a cost shift to the taxpayer on allowing this to move forward and for them to weigh in on that.

Ms. Gary said that she had not had access to everything because she had just switched computers, so she appreciated their patience as she understood what was formally in the resolution. She said that they were saying the same thing, but she did have reservation about rushing through to say that they had concerns. She said that they had different concern amongst the Board members, so they were not prepared to do that right now. She asked if it was something they could come back to.

Mr. Vosburg said that the state was waiting for comment, so if there was interest to include something other than what was presented, which currently was the form that the state required plus the attached comment, staff did not have anything prepared, so it would require some time based on input. He said that they would prefer to wrap it up today at some point.

Ms. Gary said that she was supportive of what staff had prepared and attaching the comments to be read in addition.

Mr. Coen said that Ms. McClendon had done an excellent job in wording the statement. He said that it effectively conveyed that the staff's opinion was based on community feedback while emphasizing the Board's legal obligation to perform a specific task. He said that the document provided insights into the community's concerns regarding the ordinance. He agreed with Ms. Gary that it would be beneficial to address the broader issues and implications of this state law, which may be problematic. He said that in dealing with the Iron Triangle, a term used in government, it was crucial for them to communicate effectively with their elected leaders and bureaucracy about the macro-level problems and concerns related to the ordinance or law. He said that the unintended consequences observed were because they believed they were undertaking X; however, Y occurred.

Mr. Coen said that it was now the Board's responsibility, and the Board could come back in January with input from themselves to present the concerns regarding the state's decision to conduct these types of activities in such a manner on a macro level. He said that this could be done at any time and allowed them to lobby their legislators and bureaucrats in Richmond, highlighting the broader issue with implementation. He said that they may not have considered this, but it was necessary. He said that due to the time constraint of this matter, he was in favor of approving what was before them today because it fulfilled their requirements imposed by the state and allowed them to communicate the various concerns of those affected, which was legitimate. He said that they could do both things but not delay it past tonight.

Dr. Yeung asked if these comments were represented by an attorney or already sent to the state.

Ms. Bohmke said that some of the items referenced in the Board document were sent the state under a separate cover. She said that she had not physically seen those documents and did not review those documents.

Dr. Yeung said that she took pride in completing her homework. She said that she had not finished reading through all the comments. She said that she was not in favor of sending out these comments until she was done. She said that she wanted to ensure that they were timely with their submissions. She said that if they were receiving input from staff members, she asked if there was a way for them to modify it and separate the two. She said that they could create a summary letter stating that they had received comments and they were in their possession, and prepare a summary of the parking-related concerns, space availability, and medical information. She said that they should avoid including something in their submission if they were unsure or unaware of its implications. She said that they should only send information that they fully understood and were confident about, especially if things had already been sent.

Ms. Vanuch said that if they were to do a letter, which they had done a lot of times when there were hot political items that the General Assembly would address. She said that in the past, staff had collaborated with them to take positions on these matters. She said that while these letters may not be as aggressive as individual Supervisor statements, they were carefully crafted by staff to address County and taxpayer concerns without appearing overtly political. She asked Mr. Vosburg if he believed that staff could prepare a letter addressing the issues they had discussed around parking. She said that Kathy Baker had discussed the grandfathering issue that affected the site.

Ms. Vanuch said that if a similar facility were built today, it would not receive the same grandfathering status. She said that there were parking challenges related to public safety, not only from the perspective of the Sheriff's Office and the cost of adding deputies and allocating resources but also the safety of patients. She said that the Board had had extensive conversations regarding this issue due to the lack of walkability and the need for patients to drive to and from the facility. She said that this raised concerns for pedestrians, schoolchildren in the area, as well as patients and their passengers. She said that by focusing on these specific issues, they could address them more effectively.

Dr. Yeung said that in addition, the other stores that were there in the shopping center had concerns about the clients being attracted.

Ms. Vanuch said that if they were to do that, send it to the Board, and they were okay with the tone of that letter, they could submit it. She said that currently, the Board was not taking a position. She said that the state agency would certainly notice that the Board, a legislative body, did not take a position and only provided the required comments. She said that there were clear financial and safety issues that could be pointed out. She asked if staff could do this and if they were comfortable with it.

Mr. Vosburg said that he could be comfortable with it if the Board gave clear direction on what they would like to include. He said that he was not comfortable for staff to speculate on those items. He said that if the Board deemed public safety to be an issue or parking to be an issue, they would take that direction from the Board to create language to present to them. He said that he was comfortable so long as staff did not need to speculate on what those specific items would be.

Ms. Allen said that she was not in favor of the letter because it sounded very speculative. She said that there was no quantifiable data for them to be able to say with certainty that they would have specific consequences due to the business. She said that they did not know yet; it was not there, and she did not want to attribute something to that letter if they did not know yet. She said that unless the Sheriff had mentioned something and he had data that he wanted to provide or if the Commissioner of the Revenue was able to give information on the values of the homes or something, she could not make a recommendation for something that seemed like they were speculating.

Ms. Gary said that she committed herself to taking care of the community. She said that they all were dedicated to addressing its needs in various ways. She said that at this stage, she would not submit comments like that. She said that whatever actions they needed to take to ensure safety and maintain stability was their responsibility, which did not change regardless of the letter they submitted to the state. She said that she believed it should proceed as already prepared with the attached comments for the state's consideration.

Mr. Coen said that he stood by his statement regarding sending what was before them today. He said that they should send what was before them today, and he was unsure if staff necessarily had to rush to do it by December 18. He said that the larger, systemic issues related to this concept and topic required a thoughtful, meaningful approach and needed to be addressed through multiple applications rather than just one. He said that this would necessitate a macro-level solution that could not rely solely on one person or board. He said that to achieve this, they should reach out to VACo and other relevant parties, explaining the unintended consequences of their actions and proposing necessary fixes. He said they should not delay in sending the comments and voting tonight.

Ms. Gary asked if they could put something in the letter to the effect of bringing the recipient's attention to the attached comments so that they would understand their importance to the County without being explicitly endorsed by the Board of Supervisors.

Ms. Vanuch clarified that Ms. Gary was referring to the resolution and not the letter.

Ms. Gary said that was correct.

Ms. Vanuch said that she was concerned about the Board not submitting a letter with their challenges in order to have it on the record. She said that how they would put it on the record to change that legislation for the future was by explaining the unintended consequences of the ordinance and how it was impacting localities. She said that this strategy allowed for a less aggressive approach that would be palatable to both Democrat-controlled and Republican-controlled Houses and Senates. She asked whether the Board had an interest in tabling the public comments and submitting only the resolution that addressed those issues, or send the public comments with the resolution and not send a letter in which the County took a position.

Dr. Yeung said that she did not want to send the comments because she had not read all of them. She said that she would support sending a summary letter that gave the Board decision. She asked if they were still in litigation as a defendant.

Ms. McClendon said that there was currently an appeal that was pending with the Virginia Court of Appeals, and that litigation was ongoing.

Ms. Gary said that she would like to provide some context on how this situation arose. She said that this was a unanimous vote at the state level. She said that it was unlikely that this would be changed. She said that it was not about controlling one party or another. She said that it was done in part due to something in Pennsylvania that had occurred, which required compliance with the ADA and federal law because they lost their Supreme Court cases. She said that going forward with changing some kind of legislation for the future was not a factor in this situation.

Ms. Gary said that their primary focus should be ensuring that the voices of the people present were heard by those at the state who received the information from the Board. She said that they must emphasize the public's perspectives as much as possible without taking a position as the Board. She said that anything they did to give gravity to their voices and ensuring the state read it when they received it was her main objective.
Ms. Bohmke said she would strongly support sending a letter from the Board. She said that she would recommend for the Board to consider including in the letter the public safety of all individuals within the area. She said that the current absence of sidewalks and the previous retail space being designed for a Dollar General store instead of a clinic should be taken into account. She said that considering the clinic's layout, it could accommodate between 275 to 400 visitors daily based on available parking spaces. She said that there was a daycare center within a football field distance. She said that there were K -12 bus stops located on the perimeter of the parking lot. She said that those were the major factors. She said that if the Board was not comfortable with the additional comments, there were comments attached to the resolution prepared by Ms. McClendon, and she believed the letter to the state was more important.

Dr. Yeung asked if Ms. Bohmke was modifying her to have the letter instead of the comments.

Ms. Bohmke motioned to modify her motion to include a letter from the Board instead of the community's comments.

Mr. English said that he would like to include the letters to be sent.

Ms. Gary said that she would not support the letter being done this way. She said that if they were going to send communications from the community, they should be presented differently.

Ms. Vanuch said that they did not currently possess sufficient votes to forward public comments. She said that they had secured four votes to submit a Board letter outlining their position. She said that one Supervisor preferred to only send a letter instead of both constituent comments and a letter. She said that the only action they were taking today was by sending a letter. She explained that unless one of them changed their mind regarding sending a letter and incorporating constituent comments, they did not have four votes to send in just the constituent comments.

Ms. Gary said that in that case, staff would have to work with them today to get it done. She said that this was very sloppy and she did not like the way it was being done. She said that highlighting the community's voice was the best they could do and that was her position.

Ms. Vanuch seconded Ms. Bohmke's amendment to her motion.

Dr. Yeung called the vote.

Ms. McClendon said that to clarify, this motion would be to send a letter as directed and answer the letter the state provided because they had to do so. She said that Ms. Bohmke stated that their overall concerns, which were, for the benefit of County Administrator Vosburg so he could draft the letter, public safety issues, such as the lack of sidewalks, the space being intended for retail rather than a clinic, the presence of a daycare center in close proximity, and K-12 bus stops. She asked if that was the entirety of Ms. Bohmke's point.

Ms. Vanuch said that also the lack of walkability and public transportation options should be included.

Mr. Coen said that they must take action that night. He said that he did not see the value in delaying a decision on the letter for six days. He said that they had public comment and supported moving forward with the resolution as it was currently presented. He said that if the only alternative was to proceed without incorporating the public comments into a named letter, which would be addressed later, he would support it, because the neighborhood deserved to be heard. He said that he did not foresee any issues arising from this approach since the resolution's wording indicated that they had considered and received input. He said that it did not imply that they necessarily believed these points; rather, it acknowledged their existence for those who may have concerns. He said that he still advocated voting in favor of what was currently before them.

Ms. Gary said that she could not support sending a letter without knowing what would be specifically included in the letter, and she did not have confidence that everyone on the Board would not pressure staff or harass County employees. She said that she had seen this so much in her two years on the Board that she would not move forward and say that they should send a letter that allowed people to say whatever they wanted. She said that it was upsetting and she would not move forward with something so obscure and subject themselves or their staff to that. She said that they all should carefully consider what they were getting themselves into if they were doing it this way.

Dr. Yeung said that there was not enough support among Board members for a letter to be sent. She asked if Ms. Vanuch would like to send the comments.

Ms. Vanuch said that they should send the comments, but the letter was more important. She said that she would like to direct staff to craft a letter for herself to send to the state agency as Crystal Vanuch, Stafford County Board of Supervisors member representing the Rock Hill District. She said that any other Supervisor that wanted to submit a letter on behalf of themselves and their district could be sent.

Ms. Allen said that she was unsure if that would be permissible under their by-laws, which dictated that no one Supervisor could utilize staff time to an excessive amount.

Ms. Bohmke said that the identified key issues regarding the location were public safety, lack of sidewalks, and parking designed for retail use instead of medical clinics had been present since the beginning. She said that there was nothing new in this regard. She said that additionally, there was a daycare center nearby, K-12 bus stops around the perimeter, and no walkability or public transit options. She said that these concerns were discussed extensively in letters sent out and emails received by their entire Board from community members back in June and July.

Ms. Bohmke said that there was nothing new here; all these items were old and well-established, having been present for quite some time. She said that she genuinely experienced discomfort over this list of issues causing consternation. She said that if they preferred to exclude the items from the addendum that were not incorporated and were given as handouts, she had no objection to that. She said that she believed that it was the Board’s responsibility, as elected officials, to send a letter to the state addressing these matters.

Ms. Gary motioned, seconded by Mr. Coen, to approve Proposed Resolution R23-338.

<u>Resolution R23-338 reads as follows:</u>

> A RESOLUTION TO PROVIDE COMMENTS ON BEHALF OF STAFFORD COUNTY TO THE VIRGINIA DEPARTMENT OF BEHAVIORAL HEALTH AND DEVELOPMENTAL SERVICES IN RESPONSE TO THE STATE LICENSE APPLICATION SUBMITTED BY CONCERTED CARE GROUP FREDERICKSBURG, LLC FOR A PROPOSED MEDICATION ASSISTED TREATMENT FACILITY LOCATED AT 282 DEACON ROAD

WHEREAS, Concerted Care Group Fredericksburg, LLC submitted its license application to the Virginia Department of Behavioral Health and Developmental Service (VDBHDS) for a proposed medication assisted treatment facility located at 282 Deacon Road on or about September 13, 2023 (Application); and

WHEREAS, pursuant to Virginia Code § 37.2-406, on behalf of the Commissioner, the VDBHDS sent notice to the County in a letter dated November 8, 2023, seeking zoning compliance acknowledgement and comment on the Application; and

WHEREAS, also pursuant to Virginia Code § 37.2-406, "within 30 days of the date of the notice, the local governing body…shall submit to the Commissioner comments on the proposal or application;"

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 12th day of December, 2023, that it be and hereby does submit the response, included as **Exhibit A** to this resolution, in response to the letter sent from VDBHDS, dated November 8, 2023, requesting the County provide zoning compliance acknowledgment and comments on the license application of CCG for a proposed medication assisted treatment facility located at 282 Deacon Rd; and

BE IT FURTHER RESOLVED that along with this Resolution and Exhibit A, the Board forwards to the VDBHDS for its review and consideration, as it sees fit, questions, comments, and evaluations the Board received from members of the community concerning CCG's license application, included as **Attachments to Exhibit A**; and

BE IT STILL FURTHER RESOLVED that the County Administrator, or his designee, is authorized to transfer any and all documents he deems necessary and appropriate to effectuate this Resolution.

ITEM 23. DISCUSSION ON BOARD OF SUPERVISORS' ACTIONS THAT VIOLATE THE BY-LAWS

Ms. Vanuch said that she was not present at the previous meeting where they voted to establish a new committee of the Board. She said that it was essential for the Board to understand that their bylaws served as their governing document and all standing committees were listed in these bylaws. She said that upholding and maintaining the integrity of the bylaws was crucial for the transparency to the public. She said that in the upcoming year, she knew they had discussed potential changes to their meeting structure and committee structure, but they should ensure the Board's true intention was to create an affordable housing and workforce housing committee, they would need to amend the bylaws as well.

Ms. Vanuch explained that this process required advertising the proposed change publicly at two separate Board meetings, the proposal must be publicly advertised, and receive support from twothirds of the board members. She said that failing to meet these requirements could raise questions about its legitimacy since it was not one of their listed committees in the bylaws. She said that she was informed that no staff were contacted regarding the time required for this additional committee. She said that the specific meeting day or time had not been set, as their Board meetings already commenced at noon.

Ms. Vanuch said that previously, all Board members attended committee meetings to discuss intricate details. She said that she intended to bring up this topic in the upcoming year, suggesting that all seven of them should attend these committee meetings. She said that she knew may propose changes to accommodate this. She said that the current proposal did not align well with their existing bylaws. She said that creating another committee, particularly one requiring the involvement of their Chief Deputy Director responsible for the Planning and Zoning office, posed challenges since they did not have a Zoning Administrator or Planning Director. She said that this was a significant issue. She said that he focused on proffers and bringing businesses to the community, but it raised concerns regarding his time allocation. She said that this was a major worry for her.

Ms. Vanuch said that her final remark was that it was essential to note that no other committees had been created to address policy issues. She said that all existing committees dealt with budget, public safety, finance, and infrastructure. She said that when the Board was asked to establish a transportation committee, they declined, stating it falls under infrastructure. She said that all housing-related matters had always fit under community and economic development. She said that she was merely making these comments as if she had been present during the November meeting when that vote took place. She said that she believed that appointing members to this committee without amending their bylaws would violate them.

Dr. Yeung asked if the Board was violating any policy in this manner.

Ms. McClendon said that she believed that Ms. Vanuch was speaking about the Board's potential actions in the future. She said that this would be for the Board to decide in January when they appointed their committees. She said that the Board had the opportunity at that time to decide if the committee was constituted appropriately to appoint to it, and if not, the Board did not have to appoint to it.

Ms. Gary said that she appreciated the feedback provided. She said that some of the points raised were noteworthy. She said that one aspect that stood out during Ms. Vanuch's comment was the importance of attracting businesses to create job opportunities. She said that they needed places for people to live in order to work at these businesses. She said that to address this issue, they prioritized workforce development and focused on it heavily. She said that the report regarding this matter was available in the packet from their previous meeting where it was approved as part of the consent agenda. She said that she would like to confirm with Ms. McClendon that no bylaws have been violated; however, there were certain actions required to ensure proper implementation. She asked kindly for the necessary information to be provided to the Board so that they could make an informed decision if needed.

Ms. McClendon said that they would make sure that they had the bylaws information, and next year when the bylaws committee was reappointed, if the committee chose and the Board was directed to take it up at that time.

ITEM 24. DISCUSS REQUEST BY FREDERICKSBURG AREA METROPOLITAN PLANNING ORGANIZATION (FAMPO): ROUTE 3 PROPOSAL AS A CORRIDOR OF STATEWIDE SIGNIFICANCE

Bryon Counsell, Chief Director of Infrastructure, said that this item before the Board was a request by the Fredericksburg Area Metropolitan Planning Organization (FAMPO) for the Stafford County Board of Supervisors to provide a resolution of support or letter of support for FAMPO's request to the Commonwealth Transportation Board. He said that the request pertained specifically to Route 3, the portion within Stafford County, being recognized as a corridor of statewide significance.

Ms. Vanuch asked what the time limit was for this item.

Mr. Counsell said that in their packet, there was a letter from FAMPO to the Secretary of Transportation, which outlined all the necessary information. He said that he was unsure about the specific process or timelines.

Ms. Bohmke said that she did not believe this issue was time-sensitive; however, if they wanted Route 3 to be considered a statewide significant road, there was no reason not to proceed.

Ms. Bohmke motioned, seconded by Ms. Vanuch, to deem the matter time-sensitive.

The Voting Board tally was:

Yea:	(7)	Allen, Bohmke, Coen, English, Gary, Vanuch, Yeung
Nay:	(0)	

Ms. Gary motioned, seconded by Mr. Coen, to provide a letter of support to FAMPO.

Ms. Allen asked for context about the statewide significance of Route 3 and what it would do other than open the County up for more funding.

Mr. Counsell said that staff was introducing this item for the Board to discuss FAMPO's request. He said that in their letter to the Secretary of Transportation, FAMPO outlined their reasoning as to why it would be important for Route 3 to become a corridor of statewide significance. He said that staff had no involvement in this matter and held no position regarding it.

Ms. Bohmke asked if there was a letter in the packet.

Mr. Counsell said that it was FAMPO's letter in the Board's packet, and there was no prescribed letter on behalf of the Board at this time, as it needed to be drafted.

Dr. Yeung said that she had asked Mr. Vosburg to send them the information they had, so they could review it and replicate it using the appropriate wording.

Ms. Bohmke said that they had just had a big discussion about not seeing a letter written by the County Administrator, and it was the same thing they were looking at here.
Ms. Gary asked if there was any litigation surrounding this item.

Mr. Counsell said that he was not aware of any.

Dr. Yeung asked what Ms. Bohmke would like to do as chair of the FAMPO committee.

Ms. Bohmke motioned, seconded by Mr. English, to reconsider the vote to make the matter time-sensitive.

The Voting Board tally was:

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

Dr. Yeung called the vote to deem the matter time-sensitive.

The Voting Board tally was:

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

Mr. Coen asked Ms. Bohmke if she could get FAMPO to send the Board a sample letter before the next meeting in order to facilitate understanding among their members.

Ms. Bohmke said that they could make that happen.

ITEM 25. SHERIFF; AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH MOTOROLA SOLUTIONS, INC. FOR THE PURCHASE OF NEW PUBLIC SAFETY PORTABLE RADIOS

Major Jason Dembowski said that this Resolution R23-318 aimed to execute a contract with Motorola for purchasing new portable radios. He said that these radios were crucial equipment for maintaining emergency communications and fire services, and for law enforcement, timely dissemination of critical information was essential. He said that their current portable radios had been purchased in 2010, making them approximately 13 to 14 years old. He said that the average life expectancy of a portable radio was 10 years, so they had already surpassed that threshold. He said that they did not want any of their portable radios to fail in the field, as the vendor no longer supported technology upgrades, parts, or equipment for these radios.

Mr. Dembowski said that as a result, they must continue using what they currently had. He said that they had collaborated closely with procurement, who identified a contract, and the County Attorney negotiated its terms. He said that they were seeking to complete the purchase of portable radios tonight. He said that this matter was time-sensitive because after the beginning of the year, the price would increase significantly, and they aimed to be responsible stewards and make the best possible decision regarding this item.

Ms. Gary motioned to deem the matter time-sensitive.

Ms. Vanuch asked why this item was not on the Consent Agenda. She said that they had dedicated ARPA funds to this, and it had been before the Board multiple times.

Mr. Dembowski said that he did not have the answer to that. He said that this was approved in the FY24 adopted budget.

Mr. Vosburg said that the original draft was on consent, but it was pulled to new business because of the dollar amount.

Ms. Vanuch asked if that was at the direction of the Board.

Mr. Vosburg said that it was at the direction of the Chair.

Ms. Vanuch apologized to Mr. Dembowski for having to wait to address this item that the Board had already made a decision on.

Dr. Yeung said that in the past, when the amount went over as high as this did, she wanted to ensure that staff was present to explain any issues.

Mr. Coen seconded the motion to deem the matter time-sensitive.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, English, Gary, Vanuch, Yeung
Nay: (0)

Resolution R23-318 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH MOTOROLA SOLUTIONS, INC. FOR THE PURCHASE OF NEW PUBLIC SAFETY PORTABLE RADIOS

WHEREAS, the Stafford County Sheriff's Office and Fire and Rescue Department rely on portable radios in the field to relay critical and lifesaving information; and

WHEREAS, the current portable radios in use are over 13 years old and are no longer supported or available for purchase by the vendor; and

WHEREAS, it is imperative to have interoperability between all portable radios and mobile radios for scene management, coordination, and incident command; and

WHEREAS, the County may purchase new portable radios and equipment from Motorola Solutions, Inc. through a cooperative Sourcewell contract, Contract No. 042021-MOT; and

WHEREAS, funds has been budgeted and appropriated in the Fiscal Year 2024 budget through Capital Improvement Program Fund and American Rescue Plan Act (ARPA) Grant Fund for the purchase of new portable radios;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 12th day of December, 2023, that the County Administrator be and he hereby is authorized to execute a contract with Motorola Solutions, Inc. for new portable radios, equipment, and related software for the Stafford County Sheriff's Office and the Department of Fire, Rescue and Emergency Services in an amount not to exceed Five Million Nine Hundred Seventy-Eight Thousand One Hundred Twenty-Three Dollars ($5,978,123), unless amended by a duly-authorized contract amendment; and

BE IT FURTHER RESOLVED that execution of the contract is subject to prior review and approval of the terms and conditions by the County Attorney, or her designee.

RECESS

At 6:02 p.m., the Board recessed its meeting.

At 7:02 p.m. Chairman Yeung called the evening session to order. Mr. Coen gave the invocation. Mr. English led the Board in reciting the Pledge of Allegiance to the Flag of the United States of America.

PRESENTATIONS

PRESENTATION OF PROCLAMATION HONORING AND RECOGNIZING BRIAN ROINESTAD FOR NINE YEARS OF EXEMPLARY SERVICE ON THE TELECOMMUNICATIONS COMMISSION.

Dr. Yeung said she was confident that the County would not have experienced the advancements in cable and broadband services without the leadership of TCC Commissioner Brian Roinestad. She read the proclamation honoring Mr. Roinestad for his service.

Mr. Roinestad thanked the Board.

PRESENTATIONS BY THE PUBLIC

1. Molly Denham, 232 Holly Berry Rd, said that in March 2020, her daughter was in kindergarten, and like many her age, she was excited to be in school and build her educational foundation. She said that her daughter left school for spring break and did not return that year due to COVID-19. She said her daughter would then spend the next year and a half away from school, including the rest of kindergarten, all of her first grade year, and the first portion of her second grade year. She said that when she returned to school, her education picked up at the pace and expectation level normally required of a second grader, which unfortunately was not where her skills were at that time.

   Ms. Denham said that for over a year during virtual learning, they attempted to keep her up to date with her schoolwork at home. She said that at the time, she was in kindergarten, so she could not read or comprehend most of what was being taught virtually. She said that this was in no way a negative reflection of the teacher, staff, or school. She said that they did an excellent job under conditions nobody could have ever imagined. She said that their learning environment was ideal, and they are now facing the consequences of that disruption.

Ms. Denham said that the failure, in her opinion, was squarely on her and her husband. She said that COVID taught her exactly why she never aspired to be a teacher. She said that she struggled with how to teach a six-year-old the value of a number or explain what addition meant. She said she considered herself an extremely involved parent, and this failure on her part had far-reaching consequences for her child. She said that fast forward now to fourth grade, and her child was still behind. She said that her child had yet to pass any of her state testing in mathematics. She said her daughter started the school year hating math and repeatedly told her that it was stupid, that she was not smart enough, and she just did not get it.

Ms. Denham said that this year, they were extremely fortunate to have been selected for the Virginia Department of Education grant to help with tutoring costs, and it had been a game changer for her daughter. She said that in four short months, her daughter had gone from hating math because she did not understand it to somewhat enjoying it, even if she did not really love it yet. She said that she was still behind but starting to keep pace with new concepts being introduced, and her entire attitude and confidence had made a complete turnabout. She said that this was attributed entirely to the exceptional tutor, Ms. Stephanie. She said the program was set to end this month, and she was unsure how they could maintain this momentum.

Ms. Denham said that her child was on the edge of keeping pace or falling behind and giving up. She said that the Board would hold discussions at the meeting regarding one-time state funding of $10.4 million designated for targeted tutoring. She said that the School Board had done an outstanding job of analyzing the required tutoring needs across the county and devising a plan to effectively utilize these funds and assist the greatest number of children, including her daughter. She said that targeted tutoring was effective. She said she had witnessed it firsthand. It was desperately needed and must be implemented immediately. She said she requested that they approve the one-time funding so they may commence this program.

2. Kevin Wiedel, 123 Lakeshore Drive, said that he thanked Mr. Coen for his public service. He said he had lived in the Lake Carroll Service District, which was established approximately five or six years ago to address a critical issue concerning dams in Virginia, specifically the Kennedy dam that impounded Lake Carroll. He said that the homeowners who owned the dam, 18 of them, were willing to pay for the corrections; however, they required the initial grant. He said that they were discussing an additional million dollars, approximately.

   Mr. Wiedel said that they currently had around $800,000 in the bank, but costs continued to rise. He said he wanted to ensure that everyone was aware of their commitment to repay it; it was not a gift or a grant; although, there may be grants available later on. He said other lakes in Stafford County also faced this issue, and they might hear from them as well. He said that they aimed to develop a realistic plan to move forward and get the job done.

3. Mike Silver said that he was a farmer in the George Washington District of Stafford County. He said that he was there to discuss a proposed campground situated directly across Potomac Creek from Crow's Nest. He said that the developer possessed 70 acres, with only 34 being solid ground; the remaining 36 acres were wetlands. He said that the developer intended to create a 150-spot campground, with facilities such as campsites, bathhouses, and courts situated along the roads. He said that he understood that the developer would request community septic systems for this project.

   Mr. Silver said that he was deeply concerned about the potential environmental impact on Potomac Creek due to this development. He said that there was a proposed 900-1,000 foot pier that would span across those wetlands. He said that he had resided in the county for 50 years. He said that 35 years ago, developers of Potomac Creek Estate initially intended to build a 1,000-foot community pier. He said that the Stafford County Wetlands Board approved it.

   Mr. Silver said that two busloads of farmers, watermen, and environmental activists traveled to Richmond to address the Virginia Marine Resources Commission. He said that they convinced the commission, which then instructed the Stafford Wetlands Board to reconsider their decision. He said that they should keep this issue in mind, discuss it with their appointees on the Planning Commission as well as the Wetlands Board.

4. Kristin Maxson, 1816 Richmond Highway, thanked Mr. Coen for his service. She said she was there to discuss the due process of bylaws and the applications that arose. She said there was an 800-page document containing concerns and complaints generated. She said that one issue she recalled was the lack of due process in contacting neighbors, and nobody was informed. She said that sometimes, the neighbor list was placed on attachment, which does not alert the actual process.

   Ms. Maxson said that every applicant should provide the tax map number and address. She said that in the recent past, specifically last Monday for the historical posting, the applicants failed to include the tax map number or address; they only provided the title, which did not accurately locate the address. She said that the first paragraph of the notice stated that Stafford County treated all applicants equally, without discrimination based on religion, race, sex, age, national origin, and disabilities in its planning, permitting, and utilities of land use processes.

   Ms. Maxson said that the last paragraph stated that Stafford County did not discriminate in its planning, permitting, utilities, and land use processes, practices, and policies. She said that the

County treated all applicants equally. She said that smaller applicants sometimes worked harder on their applications but might not receive the same level of effort as larger ones. She said she requested that the Board consider this issue and be mindful of applicant equality when reviewing submissions.

PUBLIC HEARINGS

ITEM 26. BUDGET AND MANAGEMENT; AMEND THE FISCAL YEAR (FY) 2024 BUDGET AND APPROPRIATE ONE-TIME STATE BUDGET PROCEEDS FOR STAFFORD COUNTY PUBLIC SCHOOLS.

Andrea Light, Chief Director of Financial Services, said that the Board was holding a public hearing to discuss increasing the budget by over 1% due to the proposed state funding for schools. She said that the resolution would budget and appropriate $10,433,741, which would support the schools' planned uses of tutoring, literacy programs, addressing chronic absenteeism, providing buses, and offering retention bonuses for staff. She said that the schools were requesting that the Board consider this matter as time-sensitive to address student needs promptly.

Ms. Allen said she had a question about whether the appropriated money was intended solely for tutoring services or if it could potentially be utilized for other purposes as well.

Ms. Light said that her understanding was that schools across the Commonwealth had to submit a plan to VDOE, who had to approve the use of the funds. She said that the schools implemented their tutoring program, which involved approximately $5.5 million. She said it included buses and retention bonuses for teachers.

Ms. Gary asked if there were items not included in the request for which the funds could be used.

Ms. Light said that her understanding was that it was one-time funding, which could be used for one-time purposes. She said that the VDOE and the governor wanted to target some of the tutoring and absenteeism so that children could return to their appropriate educational levels. She said that this funding was limited to addressing only one-time items.

Ms. Gary asked if there were items that the funds could be used for.

Ms. Light said that she believed they would have to return to the VDOE and reiterate that case, requesting that if they were not going to implement this solution, then they would have to implement an alternative one.

Ms. Bohmke said that she received some information regarding a potential request from schools seeking an expenditure for relocatable classrooms. She asked Ms. Light for confirmation on whether this could be a possibility. She said that at the recent VACo conference, a county supervisor and school employee advocated for funding to support a program addressing absenteeism, which significantly improved their numbers. She said that given her belief in the importance of tutoring due to the impact of COVID-19 on students and families, she wanted to know if these funds could be used for that purpose.

Ms. Light said that on the school board agenda, there was an item requesting portable classrooms at several elementary schools and the North Star Early Education facility. She said that currently, they held approximately $3.5 million in unspent funding from schools' fund balance. She said that the request to the school board was for $4.5 million dollars, which represented a variance of about $1 million dollars. She said that the school board would consider this item and may either reduce the request or request it in full.

Ms. Bohmke said that with that dollar amount, she wanted to know how many relocatable classrooms they were requesting. She asked if these were in addition to classrooms for North Star.

Ms. Light said that she believed it was 28, and increased to 34 when considering North Star. She said that there were eight at North Star, while the remaining were located at elementary schools.

Dr. Yeung asked if school staff could present.

Ms. Vanuch said that she was considering whether they should conduct the public hearing first and then proceed with questions. She said that she would like to hear from the public before hearing from schools.

Dr. Yeung said that the discussion had been about relocatables and related matters. She said that it mentioned that $10 million was allocated for the Tutoring Literacy Act, chronic absenteeism, buses, and retention bonuses for staff. She said that when the audit came from VDOE, they all had to present how they spent it and what performance indicators demonstrated its effectiveness. She said that if there were a certain number of students to be tutored, it must show that they progressed from point A to point B and that the cost was also accounted for. She said regarding the staff bonuses, these were additional payments made to individuals who stayed and worked either over the summer or after hours, as part of the retention bonus program.

Chris Fulmer said that they were utilizing funds for buses, retention bonuses, and approximately $5.5 million was allocated towards all-in tutoring, chronic absenteeism, and the Virginia Literacy

Act. He said that the retention bonuses of $500 for a full-time contracted employee were separate from the tutoring funds.

Mr. Fulmer said that the tutoring funds had been set aside to address learning loss. He said that some of this funding may be used during school hours, most would be allocated for before or after-school programs. He said that the addition of activity buses expanded their capacity and enabled them to provide after-school tutoring while ensuring students could get home. He said that they were continuously expanding their fleet by adding approximately 18 buses with the funds. He said that the bonuses were separate from the tutoring funds.

Dr. Yeung asked, regarding the retention bonuses, if they were allowed to do them. She clarified that if they were audited, it would not cause issues.

Mr. Fulmer said that was correct.

Dr. Yeung opened the public hearing. She said that there was no one wishing to address the Board, so she brought the matter back before the Board.

Ms. Vanuch said that she was concerned that they might receive a bill for portable trailers, which would exceed their budget and require additional funds beyond the $10 million already allocated. She said that given this situation, she asked what insights Mr. Fulmer could offer them.

Mr. Fulmer said that it was a valid concern. He said that he could share what was already public, which corresponded to the request. He said that he could not guarantee that this would be approved by the school board since they still needed to act on it after his presentation concluded. He said that they were proposing an addition of 28 more modular trailers at their elementary schools and eight at North Star. He said that as a result, North Star and Rising Star would reach their maximum classroom space capacity while still projecting the need for three to five additional trailers next year.

Mr. Fulmer said that this year's CIP included either a North Star addition or a Rising Star replacement, which would provide extra seats at the pre-K level. He said that there was definitely a need, but it had not been approved by the school board. He said that at their elementary schools, 28 trailers would be used. He said that he did not believe that the state would approve using one-time funds for trailers and increasing student capacity.

Ms. Vanuch said that there should be clarification of the difference between incorporating a portable trailer and purchasing a bus for transporting tutoring services, as the latter will facilitate student transfers. She said that these resources could be utilized in subsequent years for purposes beyond tutoring.

Mr. Fulmer said that the use of the buses could be tied directly to the tutoring, as they would provide transportation to and from the buildings. He said that the modulars would not be used directly for tutoring sessions because they had classroom space available before and after school hours since students were not present during those times.

Ms. Gary clarified that the funds had to be tied to one-time allocations directly tied to addressing learning loss and absenteeism.

Mr. Fulmer said that the General Assembly passed a resolution focusing on per-pupil funding, allocating a total of $10.4 million. He said that the governor recommended splitting this amount between three initiatives: an all-end tutor program, addressing chronic absenteeism, and implementing the Virginia Literacy Act.

Dr. Yeung said that she would like to inquire about North Star and Rising Star. She asked if these programs were initiated by the state or chosen by Stafford County to assist young individuals in achieving better opportunities. She asked whether this was a mandatory requirement for them to implement. She said regarding placing trailers at the school site, she asked if it was a mandate, a necessity, or a decision made by the school board and the school system.

Mr. Fulmer said that the decision had not been made yet, since the school board had not yet voted. He said the North Star and Rising Star facilities catered to both mandated early childhood special education and pre-K requirements. He said that they must provide services to their special education students regardless of their age, so they offer pre-K services. He said that they had federally funded Head Start programs available at these facilities. He said the Head Start grant provided classrooms at both those locations, and that was an income-restricted program for preschoolers.

Dr. Yeung asked how much federal funding they received for the program.

Mr. Fulmer said that the annual funding was a few million dollars.

Dr. Yeung asked when the last time it was increased.

Mr. Fulmer said that it increased gradually.

Dr. Yeung confirmed that the federal funds were not included in the figures that were presented to the Board.

Mr. Fulmer said that it was in their grants fund, but it was not displayed as an increase.

Dr. Yeung said there were millions available, but they did not know it existed. She said that the other question she had was regarding a Rock Hill school off of 610 and an unspecified street where they used to bus Park Ridge students attending a school across the street. She said that they could walk to that school and now they had been moved 30 minutes away to fill a school that could have been used for North Star and Rising Star students, as it had a capacity of 70%.

Dr. Yeung said that the school was filled, and they were requesting more space at North Star and Rising Star. She said she was concerned, having heard Supervisor Gary earlier in one of their committee meetings, about the potential expansion of academies and labs. She said they were not invited to the academy meetings; however, some of their staff did attend. She said that when asked about the academies and labs by constituents, she must address their concerns. She asked whether funds had been set aside for this initiative and where they were sourcing the necessary finances.

Mr. Fulmer said that for the academies and labs, many initiatives were currently grant-funded. He said that during the kickoff phase of these grants, funding covered specific activities for both academies and lab schools. He said that over time, if grant funds diminished, these expenses could transition to operating funds. He said that initial costs would remain grant-funded. He said that previously, ongoing costs were discussed, but they did not amount to millions of dollars. He said that there were oversight costs involved, and some of the teachers required for these programs were already in place due to shifting students from existing programs and freeing up space for the new academies.

Dr. Yeung said that when political rationalization led them to disregard staff advice regarding school locations and land proffered for an elementary school, they ended up moving trailers and purchasing them instead because they did not listen to staff. She said that the school should have been in Embrey Mill, as staff advised. She said that they were now scrambling to find space due to this decision. She said that their debt increased from $14 million to $54 million because Elementary School 18 and 19 were supposed to save $17 million. She said that as elected officials, they must be good stewards of their funds, which is what their constituents expected from them.

Mr. English asked for more information about how chronic absenteeism would be addressed. He said that he understood the tutoring aspect.

Mr. Fulmer said that he would like to clarify that the direction from the governor was to split the funds and allocate a percentage for addressing chronic absenteeism.

Michael Bolling, Chief Academic Officer, said that the funding of $459,000 was allocated to address chronic absenteeism, which represented approximately 10% of the remaining budget after removing the costs related to buses from the overall total. He said that this money would be used to provide licenses for staff members to monitor chronic absenteeism rates in schools daily. He said they would implement a curriculum focusing on mental wellness, as it was often the underlying cause of absenteeism. He said that they were partnering with the Jed Foundation to offer mental health support services for their students. He said they would be conducting public relations campaigns at no cost.

Mr. English asked if $2.7 million was specifically for buses or if there was another purpose for this amount of money. He said that he was concerned that additional requests would follow without a clear plan. He said that they could not continue allocating funds without a clear understanding. He said that if the intention was to request funding for portable classrooms in the future, he asked why some of this money could not be used for those instead of focusing on buses.

Mr. English said that he did not understand because they must consider the financial burden on taxpayers and the possibility that more requests for classroom funds would arise. He said that in that case, he preferred addressing tutoring needs and teacher bonuses.

Mr. Fulmer said that one significant aspect of the funding was that buses were considered capital items, which allowed for a one-time allocation due to their nature as non-recurring expenses. He said that there were also recurring bus purchases required annually. He said that this funding mechanism did not create additional costs in the future for acquiring more buses; instead, it helped mitigate some of the ongoing expenses related to bus procurement within their operating budget over time.

Mr. English said that they could place it toward classrooms rather than buses.

Mr. Fulmer said that the buses can be linked to the after-school tutoring program; however, it was unclear how modular classrooms could be connected to this initiative. He said that in their submission to the state, they explicitly stated that they would utilize the additional buses for expanding capacity to provide tutoring services.

Mr. Coen said that when the governor interpreted what the legislature passed, they stated that a specific amount had to be allocated for addressing learning loss. He said that this was how it must be implemented. He said that regarding the implementation of tutoring schedules and after-school programs, teachers in each discipline were tasked with devising a plan to accommodate these needs. He said that this included utilizing lunchtime for tutoring sessions in high schools, but since the option was disappearing, the time must be shifted to after school hours instead.

Mr. Fulmer said that there was only a limited amount of tutoring that can be provided during the day without removing students from their classes and creating a deficit in learning in another class. He said that they already offered some pull-out learning for certain students as part of regular instruction, but to address the catch-up and learning loss, they aimed to target the majority of tutoring sessions after school hours.

Mr. Coen said that the transportation aspect had consistently been one of the primary difficulties. He said that was why they attended power hour lunches, to help address people's concerns regarding the bus issue. He said that if they used the money the governor's office claimed they could allocate for buses, and if the new funding replaced the existing budget for buses, then the initial funds could potentially be redirected to other purposes, such as portable classrooms. He asked if this theoretical shift was possible.

Mr. Fulmer said that it could potentially lead to a displacement problem. He said they informed the state that they required an increase in capacity. He said that some of these buses were designed particularly for post-school activities, such as transportation for extracurricular events. He said they were purchasing 18 buses. He said that currently, each bus cost approximately $150,000 when fully loaded with their specific preparations. He said that they only budgeted for nine to ten annual replacements, so it was not a one-for-one replacement.

Ms. Vanuch asked when the school board meeting began.

Mr. Fulmer said that it started at 7 p.m.

Ms. Vanuch suggested tabling the matter until following the public hearing because the School Board may have taken a vote on the matter by then.

Ms. Bohmke asked if activity buses were intended for their pre-K program since she associated them with high school students. She said that the bus seats were too large for the younger children.

Mr. Fulmer said that they now had specialized bus seats for pre-K students.

Ms. Bohmke clarified that the activity buses were for middle and high school students. She said that only $0.5 million would be used to address chronic absenteeism. She asked how much would be allocated for tutoring.

Mr. Fulmer said that it was approximately $4 million.

Ms. Bohmke asked how much was allocated towards the literacy act.

Mr. Fulmer said it was approximately $868,000.

Ms. Bohmke asked for more information about what it would be used for.

Mr. Bolling said that it would be used to implement a program aimed at enhancing literacy skills in schools. He said that interventionists would be hired for elementary schools and tutors for middle schools. He said that these professionals worked either part-time or full-time, while coordinators managed their efforts. He said that progress monitoring tools were provided to assess the effectiveness of tutoring and make necessary adjustments based on data. He said that the Literacy Act highlighted a severe shortage of reading specialists, prompting the creation of a cadre of trained educators. He said that teachers received training in literacy as well, with some funds allocated for this purpose. He said that professional learning opportunities focused on dyslexia identification and utilizing existing resources were offered to reading specialists and coaches.

Ms. Bohmke said that in the future, it would be beneficial if they had a more comprehensive report, which would enable them to ask fewer questions.

Ms. Allen motioned, seconded by Ms. Gary, to approve proposed Resolution R23-304.

Ms. McClendon said that the bylaws prohibited making budget amendments in November and December during an election year. She said that in order to allocate the funds mentioned in the resolution, they would need to waive the bylaws.

Ms. Bohmke motioned, seconded by Mr. Coen, to waive the bylaws.

The Voting Board tally was:

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

Dr. Yeung said that the bus schedule was changed, which led to an increased demand for additional buses. She said that if the schedule were to revert back to its previous format, would they need the additional buses. She said that if altering the bus schedule was required to accommodate the current needs, then that should be their course of action. She said that regarding math and reading, she wanted to ensure they had performance indicators to demonstrate the effectiveness of their efforts.

She asked about interventionists, inquiring where they were from. She said she wanted to know if they were paraprofessionals or teachers that they planned on finding.

Mr. Bolling said that it was unlikely that all of the interventionists would be licensed teachers. He said that some may be present, particularly if they could split a full-time FTE into two part-time positions, allowing some to work in the morning and others in the afternoon. He said this would offer flexibility for schools. He said that the program could also include college graduates without teaching licenses and qualified individuals from the community who genuinely wanted to assist their students.

Ms. Allen motioned, seconded by Ms. Gary, to approve proposed Resolution R23-304.

Ms. Vanuch asked if the Board would be open to an amendment to include portable trailers. She said that, for instance, if the guidance were to loosen or if they received direction from VDOE allowing the use of funds on trailers, it would provide flexibility. She said that there would be no need to return to them for further discussion. She said that this could serve as a compromise that satisfied all parties involved.

Mr. Fulmer said that he was amenable to that flexibility.

Ms. McClendon said that, ultimately, the resolution paragraph that appropriated and budgeted funds was not restrictive because the Board could not restrict how the school board spent the funds. She said that if the state allowed it to be used in that way, they could do so as long as the state grant funding permitted it. She said that the inclusion of the other three provisions may have been due to their informative nature, but they were not necessary for the resolution's operation. She said that if the Board wished to add more informative language, it was allowed; however, it was not mandatory. She said that regarding the portables, adding them would be informative, but it was not required.

Ms. Allen said she did not know whether to deem the amendment as friendly.

Mr. Fulmer said he did not have any issues with the additional whereas language.

Ms. Allen said that she deemed the amendment as friendly. Ms. Gary said she seconded the amendment.

Ms. Allen said that this was a critical need. She said that last year, her husband ran a tutoring program through Germanna. She said that there was a significant need for addressing learning loss, and one of the issues they faced was transportation - ensuring that children could be picked up and that tutors could be competitively paid due to the competitive nature of private tutoring and online tutoring. She said that allocating this funding would be tremendous, as there indeed was a significant need because many children signed up but not enough tutors were available. She hoped that this would help address the issue.

Dr. Yeung said that during COVID, they implemented an intervention program over the summer, which could be extended throughout the year as buses were now available. She said that all-year schooling was important.

Mr. English moved the prior question.

Mr. Coen said that he had not spoken in a while. He said that year-round school added significant wear on the buildings.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, English, Gary, Vanuch, Yeung
Nay: (0)

Resolution R23-304 reads as follows:

A RESOLUTION TO AMEND THE FISCAL YEAR (FY) 2024 BUDGET AND APPROPRIATE ONE-TIME STATE BUDGET PROCEEDS FOR STAFFORD COUNTY PUBLIC SCHOOLS (SCHOOLS)

WHEREAS, the State budget was approved on September 14, 2023 and identified additional funding for K-12 education; and

WHEREAS, Schools anticipates one-time funding in the amount of $10,433,741 that can be used for the implementation of the Virginia Literacy Act, learning lost recovery, and additional operating and infrastructure support; and

WHEREAS, Schools has identified targeting the following areas with one-time funding:

- Tutoring, Virginia Literacy Act and chronic absenteeism;
- Buses, including activity buses for after-school tutoring;
- Retention bonuses for staff; and
- Modular Classrooms

; and

WHEREAS, the one-time funding exceeds the FY2024 Budget by more than 1% and therefore, requires the Board to hold a public hearing to amend the Budget; and

WHEREAS, the Board considered the information from staff and the School Board, and the public testimony, if any, at the public hearing and desires to amend the FY2024 Budget;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 12th day of December, 2023, that additional one-time funding from the State be and it here by is budgeted and appropriated for FY2024 as follows:

Fund	Purpose	Amount
Schools Grant Fund	Use in Schools identified areas, in compliance with restrictions placed on the funds by State	$10,433,741

ITEM 27. CAPITAL PROJECTS; CONSIDER CONDEMNATION TO ACQUIRE A 4.83-ACRE PORTION OF TAX MAP PARCEL NO. 21-49 IN CONNECTION WITH THE FIRE STATION 9 PROJECT.

Jamie Robinson, Land Acquisition Specialist in Capital Projects, said that the item was a public hearing requesting authority to condemn a portion of property in connection with the Fire Station Nine project. She said that the current Stafford County Fire and EMS Station 9 was located on Washington Drive in the Aquia District. She said that in 2021, a study was conducted by the Fire and Rescue Department to assess the department's operations, response capabilities, staffing, and other resources. She said the study found that Station 9 was one of the most active fire and EMS stations in Stafford County; however, due to the response call demands, age, size, and poor condition of the building, this station needed replacement.

Ms. Robinson said that a property study was conducted to determine the most suitable site for a new fire station in order to maintain appropriate response call times in the North Suburban Demand Zone and to County residents as a whole. She said that based on the size of the proposed fire station and the response perimeter needed, it was determined that a 4.83-acre portion of tax map parcel 2149, owned by Mosaic Aquia owner LLC, was the best location for the fire station in the interest of public safety.

Ms. Robinson said that in September 2023, an offer was made to purchase this portion of property from the owner. She said that staff engaged in negotiations with the owner to reach an agreement. She said that to date, neither the county nor the owner had reached an agreement as there was a difference in purchase price, which resulted in an impasse. She said that staff would continue to work with the property owner and their attorney in order to reach an amicable agreement. She said that staff recommended approval of R23-295, authorizing the condemnation of a 4.83-acre portion of tax map parcel 2149 in order to keep the project on schedule.

Dr. Yeung opened the public hearing. She said that there was no one wishing to address the Board, so she closed the public hearing and brought the matter back before the Board.

Ms. Gary motioned, seconded by Ms. Allen, to approve proposed Resolution R23-295.

Ms. Vanuch said that they had been working on Station 9 since 2020, prior to the pandemic. She said that by utilizing some of their COVID funds strategically, they were able to include it in the CIP to afford a high-quality fire station. She said that this development was crucial for the residents of Aquia, as it signified progress in the town center. She said she hoped that after the condemnation was completed, further improvements would be made. She said that the developer could not collaborate with them; however, this situation represented some progress moving forward. She said that not only did it benefit fire and rescue services and the volunteers working out of Station 9, it also aimed to revitalize the town center development, which may attract much-needed businesses.

Ms. Gary said that it had indeed been a significant source of anxiety for many people. She said there was land that was not being used for the benefit of the community, and now they could address this issue in some way, either through their current plan or by negotiating a more suitable solution. She said it was indeed a significant achievement.

Dr. Yeung called the vote.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, English, Gary, Vanuch, Yeung
Nay: (0)

Resolution R23-295 reads as follows:

A RESOLUTION AUTHORIZING THE CONDEMNATION OF A PORTION OF TAX MAP PARCEL NO. 21-49 IN CONNECTION WITH THE FIRE STATION 9 PROJECT, LOCATED WITHIN THE AQUIA MAGISTERIAL DISTRICT

WHEREAS, the Board identified completion of the Fire Station 9 project (Project) as a critical part of the Capital Improvement Program; and

WHEREAS, the Board approved the acquisition of the property necessary to construct a new fire station, for the completion of the Project; and

WHEREAS, Tax Map Parcel No. 21-49 consists of approximately 24.96 acres of land (Property), owned by Mosaic Aquia Owner LLC (Property Owner); and

WHEREAS, due to the location and design of the Project, the Board must acquire a 4.83-acre tract of Tax Map Parcel No. 21-49 in fee simple title (Property Interest); and

WHEREAS, the fair market value for the Property Interest, together with damages, if any, to the remainder of the Property is Two Million Two Hundred Twenty Thousand Dollars ($2,220,000), based upon a 2023 appraisal (Fair Market Value); and

WHEREAS, the Board, through staff, made bona fide but ineffectual efforts to purchase the Property Interest by offering said Fair Market Value on behalf of the County to the Property Owner; and

WHEREAS, the terms of purchase cannot be agreed upon, and the County's staff was unsuccessful in negotiating a final settlement with the Property Owner, but will continue to work with the Property Owner to attempt to reach an acceptable settlement; and

WHEREAS, pursuant to Virginia Code § 15.2-1903(B), the Board conducted a public hearing on December 12, 2023, to determine the necessity for condemnation, and has carefully considered the recommendations of staff and the public testimony, if any, at the public hearing; and

WHEREAS, the Board declares its intent to use its condemnation powers to acquire the above-referenced Property Interest to construct a new fire station, an approved public use;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 12th day of December, 2023, that it be and hereby does find that public necessity exists for the Board's fee simple ownership of a 4.83-acre tract on Tax Map Parcel No. 21-49 for public use as a fire station, the Fire Station 9 project (Project); and

BE IT FURTHER RESOLVED that the Board determines, notwithstanding the Board's bona fide offer of Two Million Two Hundred Twenty Thousand Dollars ($2,220,000) as just compensation for the 4.83-acre tract of Tax Map Parcel No. 21-49, including damages, if any, to the remainder of Tax Map Parcel No. 21-49, that the Board and Mosaic Aquia Owner LLC (Property Owner) cannot agree on the terms of purchase and settlement; and

BE IT FURTHER RESOLVED that the Board declares its intent to condemn a 4.83-acre tract of fee simple property on Tax Map Parcel No. 21-49 for the construction and operation of the Project, pursuant to Virginia Code § 15.2-1903(B); and

BE IT STILL FURTHER RESOLVED that the Board authorizes the County Attorney, or her designee, to file a petition for condemnation to take possession of the 4.83-acre tract of Tax Map Parcel No. 21-49 and to deposit Two Million Two Hundred Twenty Thousand Dollars ($2,220,000) with the Clerk of the Stafford County Circuit Court, for the Property Owner's benefit, in connection with the condemnation process on behalf of the Stafford County Board of Supervisors in accordance with the law.
A Copy, teste:

ITEM 28. PLANNING AND ZONING; CONSIDER A REQUEST FOR A CONDITIONAL USE PERMIT (CUP) TO ALLOW AN AUTO SERVICE AND REPAIR FACILITY IN THE B-2,

URBAN COMMERCIAL ZONING DISTRICT ON TAX MAP PARCEL NO. 19-31J (PROJECT KNOWN AS CUP23155014, NORTH STAFFORD OFFICE COMPLEX FIRESTONE).

Evelyn Keith, Department of Planning and Zoning, said that the item was a conditional use permit request for an automobile service and repair facility. She said that Firestone Complete Auto Care was the applicant. She said the site was located in the North Stafford Office Complex on Tax Map 19-31J within the Rock Hill Election District. She said that the property was zoned B2 urban commercial and within the highway corridor overlay district. She said that the site was situated on the east side of Furnace Road, approximately 300 feet south of Garrisonville Road. She said that the surrounding zoning districts were B-2 to the north, south, and east, and A1 agricultural to the west.

Ms. Keith said that the property consisted of a single parcel, approximately 1.8 acres, which had been zoned B2 urban commercial since 2004 and subject to existing proffers. She said that the original site zoning was changed from A1 agricultural to B2 urban commercial on July 13, 2004 as part of the North Stafford Office Complex, with proffers. She said that on October 6, 2015, the proffered conditions were amended according to Ordinance 15-32 to modify internal road access and relocate the open space park area.

Ms. Keith said that the site remained undeveloped but was previously graded as part of the overall North Stafford Office Complex and featured established ground cover. She said that a sidewalk had been constructed along Furnace Road frontage within the public right-of-way. She said that Sheets was located to the north, AutoZone to the northeast, Walmart to the east, and residential areas to the west. She said that the proposed layout of the Firestone Auto Service and Repair Facility consisted of a single-story, 5,798 square foot building with eight service bays and a 10,000 square foot park area as required by the approved proffers.

Ms. Keith said that access to the site would be provided through two new entrances along the internal shared access drives utilized by the overall North Stafford Office Complex, with no direct access on Furnace Road. She said that sidewalks would be provided around the perimeter of the site to connect to the existing sidewalk along Furnace Road, and crosswalks would be installed at the two existing intersections along Furnace Road and two proposed internal site intersections. She said that as required by the zoning ordinance, a street buffer was proposed along Furnace Road. Street trees were proposed for the north, south, and east sides of the site.

Ms. Keith said that a detailed landscape plan review would occur at the time of the site plan submission. She said that there were some architectural renderings that were included in the application. She said that staff had noted that the proposed building design conformed with several of the architectural guidelines of the Neighborhood Design Standards Plan and incorporated architectural treatment standards referenced in the proffers. She said that the comprehensive plan identified the property as being within a commercial node in the suburban future land use designation.

Ms. Keith said some of the proposed conditions that would help offset any potential negative impacts included requiring the property to be developed in general accordance with the General Development Plan (GDP), mandating that all vehicle service and repair be conducted within designated service bays, and stipulating that the building be constructed in general performance with the styles and materials depicted on the architectural renderings and comply with the Neighborhood Design Standards Plan.

Ms. Keith said that staff had found positive features or aspects of the application included the proposed use being generally consistent with land use recommendations and the comprehensive plan, the use being consistent with established development patterns within the vicinity, and the proposed building design incorporating architectural treatment standards referencing the proffers that apply to the property and being consistent with the Neighborhood Design Standards Plan. She said that this proposal was in compliance with the proffers established in Ordinance 15-32.

Ms. Keith said that the proposed conditions would help ensure that any potential negative impacts were mitigated. She said that staff had found no apparent negative aspects associated with this application. She said that staff had supported the project and recommended approval of the application with conditions pursuant to Resolution R23-232. She said that on October 11, 2023, the Planning Commission voted 7 – 0 to recommend approval. She said that on November 14, 2023, the Board of Supervisors authorized the public hearing for December 12, 2023, per Resolution R23-328, which waived the Board's bylaws for action.

Dr. Yeung asked the applicant to present.

Todd Hamala, Zaremba Group, based in Cleveland, Ohio, said that he was the applicant. He said that his company was under contract to purchase the property. He said that the property owner had been a terrific person to work with. He said that this was the last parcel in the shopping center to be developed, and it would be very nice to develop it. He said that they aimed to build a terrific project. He said that Sheets was located to the north, while Walmart was situated to the south-southeast. He said that these were great co-tenants. He said that they would construct all the sidewalks around the site. He said that they had heard some concerns regarding pedestrian traffic.

Mr. Hamala said that there was a condition the Planning Commission required at their hearing, which stated that 70% of the trees along Furnace must be evergreen due to the house across the street. He said that they had agreed to comply with this requirement. He said that the business closed at seven o'clock every night except on Sundays, when it closed at five. He said that this made it a suitable operator to be co-located near a residential area, as it did not operate very late into the night. He said that with their approval, they would like to proceed with drawings and return before the Planning Commission for site plan approval. He said that they hoped to begin construction later this summer.

Dr. Yeung opened the public hearing. She said that there was no one to address the Board, so she closed the public hearing and brought the matter back before the Board.

Ms. Vanuch said that the site was a small piece of land situated directly behind the Sheets. She said that Vista Woods, consisting of approximately 443 houses, was situated about 400 yards back off Furnace Road. She said that the entrance and exit points for the community can be found on either Furnace Road or Chop Tank Road, which led to Mountain View, near the high school. She said that many young children reside in the area who enjoyed walking. She said that she was grateful for their consideration in implementing the crosswalks. She said that anything they could do to improve pedestrian safety in that area was incredibly beneficial.

Ms. Vanuch asked for clarification about where the sidewalks would be located. She said that there was a gap on Chop Tank Road that could require additional funding. She said that due to the narrow road and the presence of a small bridge over a waterway, this project was quite expensive.

Ms. Keith said that for Firestone, the sidewalks would specifically be constructed along the perimeter of the site. She said that Furnace Road served as a connection point and they would extend around the entire area.

Ms. Vanuch said that there would be a dead spot to Furnace Road. She said that if they did not have a site coming into this previously, it would almost quadruple the initial cost estimate of $1.2 million. She said she appreciated the inclusion of the tree buffers.

Ms. Vanuch motioned, seconded by Mr. Coen, to approve proposed Resolution R23-232.

Ms. McClendon stated that the Board would have to waive its bylaws to approve the resolution.

Ms. Vanuch withdrew her motion.

Ms. Vanuch motioned, seconded by Mr. Coen, to waive the bylaws.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, English, Gary, Vanuch, Yeung
Nay: (0)

Ms. Vanuch motioned, seconded by Ms. Gary, to approve proposed Resolution R23-232.

Ms. Vanuch said that she had been in discussions with the developer for years regarding potential uses for this property. She said that they had made considerable efforts to address residents' concerns, as many tire stores and oil change facilities already existed nearby. She said that the developer had worked diligently to secure a restaurant or drive-through restaurant on this property; however, it did not have road frontage. She said that drive-through or restaurants preferred locations directly off main roads. She said that the Board did not have the authority to significantly limit what could be built on this property. She said that the developer owned another nearby plot with road frontage and would strive to bring restaurants to the area.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, English, Gary, Vanuch, Yeung
Nay: (0)

<u>Resolution R23-232 reads as follows:</u>

A RESOLUTION APPROVING A CONDITIONAL USE PERMIT (CUP) TO ALLOW AN AUTOMOBILE SERVICE AND REPAIR FACILITY IN THE B-2, URBAN COMMERCIAL AND HC, HIGHWAY CORRIDOR OVERLAY ZONING DISTRICTS ON TAX MAP PARCEL NO. 19-31J, LOCATED IN THE ROCK HILL ELECTION DISTRICT

WHEREAS, Dearborn Land Investments, LLC submitted application CUP23155014 (Application), requesting a conditional use permit to allow an automobile service and repair facility in the B-2, Urban Commercial and HC, Highway Corridor Overlay Zoning Districts on Tax Map Parcel No. 19-31J, located within the Rock Hill Election District; and

WHEREAS, the Application was submitted pursuant to Stafford County Code Sec. 28-35, Table 3.1 and Sec. 28-59(e) which permit this use within the B-2 and HC Zoning Districts, after a CUP is issued by the Board; and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 12th day of December, 2023, that a conditional use permit pursuant to application CUP23155014 (CUP) be and it hereby is approved with the following conditions:

1. This CUP permits an automobile service and repair facility in the HC, Highway Corridor Overlay and B-2, Urban Commercial Zoning Districts on Tax Map Parcel No. 19-31J (Property).

2. Development of the Property shall occur generally as shown on the Generalized Development Plan prepared by CEI Engineering Associates, Inc., entitled "Generalized Development Plans Zaremba Group, LLC North Stafford Office Complex Firestone Stafford, VA," the cover sheet having a date of July 19, 2023, as last revised and sealed July 20, 2023 (GDP).

3. Direct access to the Property shall be through two (2) new entrances along the shared ingress/egress easements, as depicted on the GDP. No additional driveway entrances onto Furnace Road shall be permitted.

4. All vehicle service or repair shall be conducted within designated service bays.

5. Any inoperable vehicle parked on the Property shall be parked no longer than ten (10) days.

6. Outside display or storage of automobile parts on the Property shall be prohibited.

7. A sidewalk shall be constructed along the perimeter of the Property, as depicted on the GDP. Crosswalks shall be installed across the two (2) existing entrances located along Furnace Road and the two (2) proposed internal site entrances, as depicted on the GDP.

8. Within any landscaped street buffer provided along Furnace Road, a minimum of seventy percent (70%) of the total required plant units shall be evergreen.

9. The building on the Property shall be in general conformance with the styles and materials depicted on the architectural renderings prepared by SGA Design Group, P.C., entitled "North Stafford Office Complex Firestone Stafford, VA," dated July 20, 2023 (Renderings).

10. The dumpster on the Property shall be screened from view and constructed with similar material type and color identified in the Renderings.

11. All signage shall be of a coordinated color and design. All monument signage shall consist of materials similar to that of the primary building, as identified in the Renderings.

12. Vehicle travelways shall be kept clear for emergency vehicle access.

13. This CUP may be revoked for a violation of any of these conditions or any applicable federal, state, or County code, law, ordinance, or regulation.

Dr. Yeung stated that they would enter into closed session after which the regular meeting would conclude. She said that they had rescheduled their joint school board meeting and that today there would be no joint meeting. She said that it had been tentatively rescheduled to January 4. She said that the organizational meeting would be held on January 2, 2024.

CLOSED MEETING

At 8:19 p.m., Mr. Coen motioned, seconded by Ms. Gary, to adopt Resolution CM23-26 to authorize closed session.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, English, Gary, Vanuch, Yeung
Nay: (0):

Resolution CM23-26 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 discussion with staff regarding a data center project and entering public contracts that involve the expenditure of public funds, which is a specific legal matter requiring the provision of legal advice by such counsel and where discussion in an open session would adversely affect the bargaining position and negotiating strategy of the Board; (2) discussion and consideration of the acquisition of real property for fire and rescue purposes, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the Board; (3) discussion and consideration of the disposition of County-owned property, where discussion in an open meeting would adversely affect the bargaining position and negotiating strategy of the Board; and (4) consultation with legal counsel regarding the acquisition of public property pursuant to proffers, which is a specific legal matter requiring the provision of legal advice by such counsel and where discussion in an open meeting would adversely affect the negotiating strategy of the Board; and

WHEREAS, pursuant to Virginia Code § 2.2-3711 (A)(3), (A)(8), and (A)(29) such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 12th day of December, 2023, that it be and hereby does authorize discussion of the above matters in Closed Meeting.

<u>CERTIFY CLOSED MEETING - SEC. 2.2-3711 (A)</u>

At 9:32 p.m., Mr. Coen motioned, seconded by Ms. Allen, to adopt Resolution CM23-26 (C) to certify the closed meeting.

The Voting Board tally was:

Yea: (7) Allen, Bohmke, Coen, English, Gary, Vanuch, Yeung
Nay: (0)

<u>Resolution CM23-26 (C) reads as follows</u>:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE STAFFORD COUNTY BOARD OF SUPERVISORS IN A CLOSED MEETING ON DECEMBER 12, 2023

WHEREAS, the Board has, on this the 12th day of December, 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 12th day of December, 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

<u>ADJOURNMENT</u>

At 9:32 p.m., Chairman Yeung adjourned the December 12, 2023 Stafford County Board of Supervisor's meeting.

Randy Vosburg

Randal E. Vosburg
County Administrator

Yeung

Dr. R. Pamela Yeung
Chairman

From: Wufoo
To: Mark A. Kaminski; Andrew L. Spence; Cheryl D. Giles; Julia E. Holmes
Subject: Public Comment Form [#19]
Date: Monday, December 11, 2023 3:12:32 PM

Name *	Anna Rae
Address *	9 Danford Court Fredericksburg, Virginia 22405 United States
Email *	raeae@yahoo.com
Election District	Falmouth
Topic (please see the Public Hearings page for specific topics coming up) *	response to Virginia State regarding the MAT clinic licensure

Online Comments: *

Stafford County is beholden not only to zoning, but also to upholding Virginia and federal codes. As such, I strongly recommend the county supervisors take into account the information brought forward by its residents over the last six months, and consider parking objective information (# of available parking spots, lack of off-road parking), and traffic patterns around the proposed site (no cross walks at intersections and minimal public transportation). Public health and new interventions can only work when they are held accountable by codes and ethics surrounding the practices as these ethics and laws support not only residents, but also patrons; both groups are deserving of the county's utmost consideration.