

AGENDA

Board of Supervisors
County of Prince George, Virginia
Regular Meeting: September 27, 2022
County Administration Bldg. Boardroom, Third Floor
6602 Courts Drive, Prince George, Virginia

Regular Meeting

Work Session

6:00 p.m.

Business Meeting

7:00 p.m.

***Public Hearings Will Be Heard at 7:30 p.m.**

The meeting will be live-streamed at the following link:

https://www.princegeorgecountyva.gov/live_stream/index.php

Public comments may be made in person during any meeting. You may also submit any public comments on our website at

https://www.princegeorgecountyva.gov/departments/board_of_supervisors/public_comment_form.php.

Any public comments received in person or by website form up until the public comment section is closed by the Chair of the Board of Supervisors on September 27 may be entered into the meeting minutes if desired by the citizen.

CALL TO ORDER

Roll Call

WORK SESSION

Disc Golf Ribbon Cutting - Lower Scott Park, Ball Field #2

INVOCATION –

PLEDGE OF ALLEGIANCE TO U.S. FLAG

PUBLIC COMMENTS

ADOPTION OF AGENDA [1]

ORDER OF CONSENSUS

C-1. Draft Minutes – September 13, 2022 Regular Meeting. [2]

- C-2. Resolution; Approval of Donation of Progard Vehicle Partition for a 2014 Chevrolet Tahoe to the City of Staunton Sheriff's Office. (Chief Keith Early) [3]
- C-3. Resolution Authorizing the Suspension of Section 6A of the Prince George County Board of Supervisors By-Laws for the October 11, 2022 Board Meeting. (Dan Whitten, County Attorney) [4]

PRESENTATIONS

SUPERVISORS' COMMENTS

COUNTY ADMINISTRATOR'S COMMENTS

REPORTS

Preliminary Quarterly Financial Report – Betsy Drewry [5]

POSTPONED ITEMS

T-1. Resolution: Award of Contract and Budget Transfer (\$189,050 Organizational Review and Staffing Level Study – Managing Results, LLC). (Betsy Drewry, Deputy County Administrator, Finance) [6]

ORDER OF BUSINESS

- A-1. Resolution; Award of Contracts; Annual Engineering Services Contracts. (Frank Haltom, County Engineer) [7]
- A-2. Resolution; Appropriation of \$88,052.38 Virginia Public School Authority Bond Series 2021 Accumulated Interest To County-Wide CIP Fund, New Elementary School Project Budget. (Betsy Drewry, Deputy County Administrator, Finance) [8]
- A-3. Resolution: Award of Contract for County Fiber Upgrades Net100 (\$213,796.84) and a Budget Transfer from ARPA Contingency Account for \$235,177 to Cover Award Plus Ten Percent Contingency. (Clifton Young, IT Director) [9]
- A-4. Resolution: Award of Contract for Additional Services for the Evaluation, Design, Permitting and Construction Administration of the Temple Avenue Water Storage Tank And Pumping Station (\$118,000). (Frank Haltom, County Engineer) [10]
- A-5. Resolution; Authority to Advertise an Ordinance to Amend “The Code of the County of Prince George, Virginia,” as Amended, by Amending §74-5 Relating to Authorizing the Treasurer to Approve Refunds Up to Ten Thousand Dollars Without the Approval of the Board of Supervisors in Accordance with Virginia Code Section 58.1-3981(A). (Dan Whitten, County Attorney) [11]

PUBLIC HEARINGS

P-1. Public Hearing; SPECIAL EXCEPTION SE-22-08: Request of Vonda Capria to permit the rental of rooms not to exceed four, including bed and board, within a R-A

(Residential-Agricultural) Zoning District, pursuant to Prince George County Zoning Ordinance Section 90-103(52) "Cottage industry home occupation on a parcel of five acres or more in area.". The subject property is approximately 6.18 acres in size, located at 8601 Robin Road, and is identified as Tax Map 530(0A)00-043-A. The Prince George County Comprehensive Plan Future Land Use Map indicates the property is planned for Agriculture uses. (Julie Walton, Deputy County Administrator, Community Development) [12]

- P-2. Public Hearing; **REZONING RZ-22-01:** Request of SL Well Station Road LLC to conditionally rezone 880.4 acres from I-2 General Industrial District to M-2 General Industrial District. The purposes of the rezoning are to update the zoning of the parcel to be consistent with the current adopted zoning ordinance and update the proffered conditions for current market conditions in preparation for the owner to market the property for industrial development. The subject property is located on both sides of Wells Station Road and is presently identified as Tax Map 340(0A)00-134-0. The Comprehensive Plan Future Land Use Map indicates the property is planned for Industrial development. (Julie Walton, Deputy County Administrator, Community Development) [13]

ADJOURNMENT

Board meeting format: Closed Meeting at 5:00 p.m., followed by a Business Meeting at 7:00 p.m. with Public Hearings being heard at 7:30 p.m. **Visit Prince George County website for information www.princegeorgeva.org.**

MINUTES
Board of Supervisors
County of Prince George, Virginia

September 27, 2022

County Administration Bldg. Boardroom, Third Floor
6602 Courts Drive, Prince George, Virginia

MEETING CONVENED. Chair Marlene J. Waymack called a regular meeting of the Board of Supervisors of the County of Prince George, Virginia, to order at 6:00 p.m. on September 27, 2022 at the Pine Valley at Scott Park Disc Golf Course, 6000 Scott Memorial Park Road, Prince George, Virginia for the ribbon cutting and introduction of the new Disc Golf Course.

ATTENDANCE. The following members responded to Roll Call:

Marlene J. Waymack, Chair	Present
Donald R. Hunter, Vice-Chair	Present
Floyd M. Brown, Jr.	Present
Alan R. Carmichael	Present
T. J. Webb	Present

Also present was: Jeff Stoke, County Administrator; Betsy Drewry, Deputy County Administrator; Julie C. Walton, Deputy County Administrator; and Dan Whitten, County Attorney.

Work Session

Chair Waymack welcomed everyone to the Grand Opening of “Pine Valley at Scott Park” an 18-hole disc golf course located at 6000 Scott Memorial Park Road, Prince George, VA 23875, next to the outfield of Ballfield #2. After Chair Waymack, and Parks and Recreation Director Keith Rotzoll said a few words, the Board of Supervisors cut the ribbon officially opening the park to the public. Mr. Rotzoll gave a big thanks to Richard Scott and Jay Risher, both of whom volunteered countless hours designing and developing the course.

For those unfamiliar with the sport, disc golf is played much like golf. Instead of a ball and clubs, players use a flying disc on the course. The sport was formalized in 1970’s, and shares with golf, the object of completing each hole in the fewest strokes (or in the case of disc golf, fewest throws). The course has both long and short wooded and open holes. There is a mix of doglegs, left and rights with some tricky shot shapes. The course is free and open to the public. Participants must supply their own equipment.

Chair Waymack called for a recess at 6:09 p.m. The Board walked the course and watched a few citizens play a couple of holes. The meeting reconvened at 7:00 pm.

Invocation. Mr. Brown gave the Board’s invocation.

Pledge of Allegiance to U.S. Flag. Mr. Hunter led the Pledge of Allegiance to the U.S. Flag.

PUBLIC COMMENTS. Chair Waymack announced that anyone wishing to come before the Board may do so at this time. She noted that this was the time for unscheduled general public comments. Chair Waymack opened the public comments at 7:03 p.m. There was no one to speak and the public comments period was closed.

APPROVAL OF AGENDA. Mr. Brown made a motion, seconded by Mr. Webb, to adopt the agenda as presented. Roll was called on the motion.

On roll call the vote was:

In favor: (5) Hunter, Webb, Waymack, Carmichael, Brown

Opposed: (0)

Absent: (0)

ORDER OF CONSENSUS. After requesting that Item C-1 be extracted, Mr. Carmichael made a motion, seconded by Mr. Brown, that the consensus agenda be approved as presented. Roll was called on the motion.

R-22-177

C-2.

RESOLUTION; APPROVAL OF DONATION OF PROGARD VEHICLE PARTITION FOR A 2014 CHEVROLET TAHOE TO THE CITY OF STAUNTON SHERIFF'S OFFICE

WHEREAS, The Office of the Prince George County Police Department has a Progard vehicle partition for a 2014 Chevrolet Tahoe that has been declared surplus due to it not meeting the dimensions of the new vehicles; and

WHEREAS, The City of Staunton Sheriff's Office has expressed a need for this item and can use it; and

WHEREAS, Donation of such property is allowable under the *Code of Virginia* §15.2-953(C);

NOW, THEREFORE, BE IT RESOLVED That the Board of the Supervisors of the County of Prince George this 27th day of September, 2022, does hereby approve the donation of a Progard vehicle partition to the City of Staunton Sheriff's Office.

R-22-177A

C-3.

RESOLUTION AUTHORIZING THE SUSPENSION OF SECTION 6A OF THE PRINCE
GEORGE COUNTY BOARD OF SUPERVISORS BY-LAWS FOR THE OCTOBER 11, 2022
BOARD MEETING

WHEREAS Section 6A of the 2022 Prince George County Board of Supervisors By-laws and Rules of Procedure states that the agenda shall be made available to Board members no later than five calendar days prior to the regular meeting; and

WHEREAS the Clerk to the Board of Supervisors is attending a conference and will not be able to provide the agenda and Board packet to the Board members until four calendar days prior to the October 11, 2022 meeting; and

WHEREAS the Board of Supervisors desires to suspend Section 6A of the 2022 Prince George County Board of Supervisors By-laws and Rules of Procedure for the October 11, 2022 meeting.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Prince George County, this 27th day September, 2022 does hereby suspend Section 6A of the 2022 Prince George County Board of Supervisors By-laws and Rules of Procedure for the October 11, 2022 meeting to allow for the Clerk to provide the agenda and board packet to the Board members four calendar days prior to the October 11, 2022 meeting.

On roll call the vote was:

In favor: (5) Hunter, Webb, Waymack, Carmichael, Brown

Opposed: (0)

Absent: (0)

C-1. Draft Minutes – September 13, 2022 Regular Meeting. Mr. Carmichael made a motion, seconded by Mr. Hunter, to approve the minutes as presented. Roll was called on the motion.

On roll call the vote was:

In favor: (4) Hunter, Webb, Waymack, Carmichael

Opposed: (0)

Abstained: (1) Brown

SUPERVISORS' COMMENTS

Mr. Hunter stated that the Pine Valley at Scott Park Disc Golf Course ribbon cutting was a very nice event.

Chair Waymack asked everyone to be keep the people in Florida in their thoughts and prayers for the impending hurricane.

COUNTY ADMINISTRATOR'S COMMENTS

Mr. Jeff Stoke, Deputy County Administrator, stated that absentee voting began on September 23 for early in-person voting (Mon-Fri, excluding Holidays), P.G. Registrar's Office, 6602 Courts

Drive or 804-722-8748 for more information 8:30am - 4:30pm. The Prince George County EDA meeting has been rescheduled for September 28 at noon, which was previously to be held on September 21. National Night Out Number 2 will be on October 4 from 5:00 pm to 9:00 pm at multiple community sites.

REPORTS

Preliminary Quarterly Financial Report – Ms. Betsy Drewry, Deputy County Administrator, Finance, gave the preliminary quarterly financial report for year-end June 30, 2022. Collections for General Fund Revenue were beyond expectations at 107.89% collected; \$1,014,231 more than budgeted. Planned use of Fund Balance included County and School purchase order carryovers, an insurance re-appropriation, grant/donation carryover, elementary school project carryover, School CIP carryover, garage expansion cash funding, and the convenience station A&E services. However, because actual revenues exceed the amended budget, no fund balance was needed for these initiatives. Total General Fund Expenditures were 96.32% spent; \$2,475,410 less than budgeted. Our revenues exceeded our expenditures by \$3.48 million with \$753,035.96 reserved for County purchase orders and grants, leaving \$2,736,605.32 to add to Fund Balance. In addition, the School Division's revenues exceeded its expenditures by \$999,382.99 with \$187,042.32 reserved for School operating purchase orders, leaving \$812,340 to add to Fund Balance. So, the beginning Fund Balance was \$33.4 million and now we are projecting \$36.5 million, net of the School carryover, and the purchase orders. The School Health Fund is running a deficit at about \$628,000. There are some initiatives currently planned for Fund Balance, which includes the Circuit Courtroom renovations, convenience station number two, and vehicle and School Bus purchases. Real Estate Tax projection was accurate within 0.84%. The FY2023 budgeted amount increased due to growth in assessed values and the Board approved a \$.04 reduction in the Real property Tax Rate for FY2023. They have begun testing the Real Estate land book process for billing and they will monitor collections as normal. We exceeded the budgeted targets in personal property by 36.9%. We also collected more than budgeted in Public Service Corporation taxes, business licenses, permit fees, lodging tax, and mobile home tax. Sales Tax revenue was right on target. The County is in periods of recovery in EMS transport fees, recreation fees, interest revenues, and penalties and interest. The County did fall short on credit card convenience fees, interest on investments revenue, and State Communication Taxes. The Utility Fund is still a work in progress with multiple entries pending. Ms. Drewry went over several CIP Projects, including public safety radio project, Jefferson Park Fire Station, assessor software replacement, County garage, Crew Building Electrical Upgrade, Public Safety 2019 Bond Repurpose holding Account, Fire/EMS equipment, Circuit Courtroom renovations, convenience station #2, and Temple Avenue Tank & Pump Station, and School Capital Projects. The Tourism and Economic Development Funds ended with favorable revenue over expenditures. The same for Riverside Criminal Justice Agency. There was \$20,000 collected in the Proffer fund in 2021. The Board has the option to use proffer balances for upcoming projects in lieu of issuing debt as long as the project is in accordance with the proffer agreement. RedFlex Program FY22 collections at June 30, 2022 were \$2,648.94. The Health Insurance balance is \$1.8 million. The premiums fell short of claims paid. The final audit is scheduled for October 31 through November 4. The CAFR preparation is targeted for completion by November 30, 2022.

POSTPONED ITEMS

T-1. Resolution: Award of Contract and Budget Transfer (\$189,050 Organizational Review and Staffing Level Study – Managing Results, LLC). Ms. Betsy Drewry, Deputy County Administrator, Finance stated that the Board engaged in a County Strategic Plan process, and one of the strategic goals the Board approved by consensus on May 14, 2022, was to engage services to prepare an Organizational Review and Staffing Level Study. The Strategic Plan consultant, Managing Results, and Staff held implementation plan meetings in June, and preparation of a Request for Proposals (RFP) to solicit vendors to complete this Organizational Review and Staffing Level Study was outlined as the first step. A Request for Proposals was prepared and issued on June 14, 2022 [RFP#22-02-000], with proposals due on July 12, 2022. The County received five (5) proposals, and the proposals were reviewed and evaluated by a panel consisting of: Corrie Hurt, Director of Human Resources; Keith Early, Police Chief; Denise Waff, Director of Riverside Criminal Justice Agency; Betsy Drewry, Deputy County Administrator, Finance. The proposals were evaluated and scored, and the top two firms were interviewed on August 8, 2022. The proposal and interview scores were combined, and the resulting total scores are shown on the next page. Staff recommends contracting with Managing Results for completion of this organizational review and staffing level study in two phases, for a total amount of \$189,050. When presented to the Board of Supervisors on September 13, the Board expressed some concerns using \$189,050 of General Fund Contingency this early in the fiscal year and asked if completion of the two phases could be divided between fiscal years 2023 and 2024. Managing Results provided an alternate pricing proposal, dividing phase 1 and phase 2 between fiscal years 2023 and 2024. It should be noted that moving a formal Board presentation to phase 1 did shift more of the cost to phase 1 (all presentations were priced as part of phase 2 in the original proposal). The total price of \$189,050 did not change. If phase 1 and phase 2 are divided between fiscal years, the per phase price is as follows: Phase 1 - \$111,350 {FY2023} – 58.9%, Phase 2 - \$77,700 {FY2024} – 41.1%, Total - \$189,050. The updated proposal has study completion in two phases with phase 1 completed by January 31, 2023 and phase 2 by November 2023. {Original Managing Results proposal had study completion in two phases, with phase 1 completed by January 1, 2023 (now would be January 31, 2023) and phase 2 by April 1, 2023 (now would be April 30, 2023)}. This study was not included in the adopted FY2023 budget. A transfer from General Fund Contingency is required to complete the study, either for phase 1 only (Option 1) or for the entire study (Option 2). The balance of the FY2023 General Fund contingency prior to this transfer is \$665,845.50. If funding for phase 1 only is approved (Option 1), the cost of phase 2 (\$77,700) will be included in the FY2024 budget. Mr. Brown stated that he was not at the September 13 meeting and his concern was that the cost was way more than expected. However, he is okay with it if it can be split between the two fiscal years. Mr. Carmichael agreed. Mr. Brown stated this helps the Board to plan appropriately for positions within a budget. Ms. Drewry clarified for Mr. Webb that Managing Results will still be able to finish Phase 1 in January, 2023. Mr. Webb made a motion, seconded by Mr. Carmichael, to authorize the County Administrator to execute a contract with Managing Results, LLC not to exceed \$189,050 for phases 1 and 2 of an Organizational Review and Staffing Level Study and to approve a Budget Transfer from General Fund Contingency for \$111,350 for completion of phase 1 {Option 1} and direct Staff to include \$77,700 in the FY2024 budget to complete phase 2.

RESOLUTION; AWARD OF CONTRACT (\$189,050 ORGANIZATIONAL REVIEW AND STAFFING LEVEL STUDY – MANAGING RESULTS, LLC; PHASE 1 IN FISCAL YEAR 2023 AT \$111,350 AND PHASE 2 IN FISCAL YEAR 2024 AT \$77,700) AND TRANSFER FROM GENERAL FUND CONTINGENCY (\$111,350)

WHEREAS, the County issued RFP #22-02-000 requesting proposals for the development of a County Organizational Review and Staffing Level Study to meet a Board approved County Strategic Goal; and

WHEREAS, Five (5) proposals were received and evaluated by an employee panel with the selection of Managing Results, LLC as the most qualified respondent; and

WHEREAS, Managing Results, LLC proposes and Staff recommends a price not to exceed \$189,050 for study completion. The cost of this project was not included in the adopted FY2023 budget and requires a transfer from General Fund Contingency and/or inclusion in the FY2024 County Operating Budget.

NOW, THEREFORE, BE IT RESOLVED That the Board of the Supervisors of the County of Prince George this 27th day of September, 2022, hereby authorizes the County Administrator to execute a contract with Managing Results, LLC not to exceed \$189,050 for completion of County Organizational Review and Staffing Level study in two phases.

Phase 1 will be completed in Fiscal Year 2023 with a target completion date of January 31, 2023 at a cost not to exceed \$111,350, and phase 2 will be completed in Fiscal Year 2024 with a target completion date of November 30, 2023 at a cost not to exceed \$77,700. The cost of phase 1 will require a transfer from the General Fund Contingency of \$111,350 in FY2023, and the \$77,700 cost of phase 2 will be included in the FY2024 budget.

NOW THEREFORE, BE IT FURTHER RESOLVED That the Board of Supervisors of the County of Prince George this 27th day of September, 2022, does hereby authorize the following increase of funds within the 2022-2023 Budget, such line items increased as follows, which monies shall be expended for purposes authorized and approved by the Board of Supervisors of the County of Prince George:

<u>FUND/ORGANIZATION</u>		<u>AMOUNT</u>
<u>General Fund</u>		
<u>Expenditure:</u>		
0100-09-401-0917-49199	General Fund Contingency	(\$111,350) Decrease
0100-01-002-0101-43101	County Administration Professional Svc	\$111,350 Increase

On roll call the vote was:
In favor: (5) Hunter, Webb, Waymack, Carmichael, Brown
Opposed: (0)
Absent: (0)

PUBLIC HEARINGS

P-1. Public Hearing; SPECIAL EXCEPTION SE-22-08: Request of Vonda Capria to permit the rental of rooms not to exceed four, including bed and board, within a R-A (Residential-Agricultural) Zoning District, pursuant to Prince George County Zoning Ordinance Section 90-103(52) “Cottage industry home occupation on a parcel of five acres or more in area.” The subject property is approximately 6.18 acres in size, located at 8601 Robin Road, and is identified as Tax Map 530(0A)00-043-A. The Prince George County Comprehensive Plan Future Land Use Map indicates the property is planned for Agriculture uses. Ms. Julie Walton, Deputy County Administrator, Community Development, stated that the applicant has requested a special exception to convert an existing post mid-century split level home into a single family and a bed and breakfast. The existing home will be converted from a 4 bedroom split level to 4 bedrooms with private baths and a working fireplace. The bed and breakfast will be the owner’s private residence. The bed and breakfast will operate year round commencing in 2023. In order to operate the proposed bed and breakfast, the applicant is requesting a Special Exception pursuant to Section 90-103(52) of the Zoning Ordinance for a home occupation cottage industry. The definition of Cottage industry per Section 90-1: “Cottage industry, in addition to those uses permitted under subsections (1) and (2) of this definition, means a home occupation which shall permit the preparation of food products for sale; the rental of rooms not to exceed four, including bed and board; arts and crafts; construction of wood, leather goods, saddles, clothing and other similar products; and lawn care and landscaping businesses with outside storage or the storage or parking of more than one vehicle and one trailer used in association with the business.” The definition specifically provides for the rental of rooms, not to exceed four, including bed and board. The applicants’ request does not include the other cottage industry uses specified in the definition. For a home occupation use, the owner or operator is required to live on the property. Expected impacts of proposed uses on adjacent properties and roadways include: Limited traffic and noise from guests. These impacts would be mitigated by: a Zoning Ordinance (Limitation on the number of rooms to four), distance from adjacent dwellings (the property is separated from other dwellings by distance and natural obstructions such as ponds, farm fields, and trees). The surrounding land use consists of woodland, farmland and rural single-family residences. Within a mile of the property in question is Green’s Raceway and the Lake Fung Barn wedding venue. Other zoning approval required: Business Zoning Approval: The applicants will need to submit a Professional Business Zoning Approval application as part of a business license application, if the Special Exception is approved. The applicant has not proposed any conditions for the special exception uses, therefore County Staff has recommended conditions appropriate for the proposed use, based on conditions from previous cases approved in the County. The Comprehensive Plan Future Land Use Plan shows the requested property is designated for Agriculture uses. Staff finds the use of the property as a Bed and Breakfast to be consistent with the Comprehensive Plan because the proposed use would be a less intense land use compared to what is associated with the nearby Green’s Raceway and the Lake Fung Barn wedding venue. The applicant needs to work with an Authorized Onsite Evaluator or Professional Engineer who can determine what sewage disposal system and water supply needs are for the proposed project. The P.E. can provide the applicant with a Waste Characterization Letter, which will state the waste strength and water flow needed to support the proposed usage for your project. Since this a B & B, the applicant will need to submit an application to the Health Department with the \$40.00 fee. The proposed use will require a low volume commercial entrance to provide access. The existing entrance from SR 618 appears to meet VDOT’s requirements for a low volume commercial

entrance. VDOT has no objection to the submitted special exception application. The Planning Commission recommended Approval, subject to the recommended conditions: this Special Exception is granted for the following use on Tax Map 530(0A)00-043-A: Cottage industry home occupation on a parcel of no less than five acres in size, for the rental of rooms not to exceed four, including bed and board; the cottage industry home occupation (bed and breakfast) use is subject to the following conditions: Overnight accommodations shall not exceed four (4) bedrooms including bed and board (food); the term of overnight stays shall be limited to fourteen (14) consecutive nights and occupants may only rent again after a seven (7) night absence; the owner or operator shall maintain records to uniquely identify occupants and length of stay which shall be provided to the County upon written request; the owner or operator shall collect transient lodging tax which shall be reported and submitted to the Commissioner of Revenue office on a schedule as required by law; during any period in which the property is used for the permitted Cottage industry home occupation use, either the property owner or business operator shall live in the permitted dwelling unit on the property; the applicants shall provide adequate parking on-site; signage for the business on the property shall be limited to two freestanding signs with an aggregate square footage no greater than sixty (60) square feet located outside of the VDOT right-of-way and meeting sign setback requirements in the zoning ordinance; the applicants shall take appropriate measures to ensure compliance with the County Noise Ordinance of the Code of the County of Prince George, as adopted, and as enforced by the Police Department; the applicants shall obtain certification from an Authorized Onsite Soil Evaluator or Professional Engineer indicating the sewage disposal system and water well have been evaluated to support their proposed usage, with review and approval by the Health Department prior to the granting of a business license; the applicants shall obtain and hold all required State and County permit or license approvals, which may include: Drinking water permit from the Virginia Department of Health; Entrance permit from the Virginia Department of Transportation; Compliance with applicable building codes; permits as required for any on-site or off-site food preparation; business licenses from the Commissioner of Revenue; this Special Exception is renewable or transferrable to future owners only with approval from the Board of Supervisors without a public hearing so long as there are no deviations from the conditions; (9) this Special Exception shall become null and void if the use is abandoned for a period of twenty-four (24) consecutive months; and (10) this Special Exception may be revoked by Prince George County or by its designated agent for failure by the applicant to comply with any of the listed conditions or any provision of federal, state or local regulations. Mr. Carmichael asked what the guarantee would be that they not run into the same long term stay problems they had with South Forty in the past. Ms. Walton stated that they would request audits of the records as needed and the School System will notify them if there are any School pickups at that location. The applicant assured the Board that there would not be a stay beyond two weeks. Chair Waymack opened the public hearing at 7:44 pm. There was no one to speak and the public hearing was closed. Mr. Brown thanked the applicant for reaching out to him and all of her due diligence on this project. Mr. Brown made a motion, seconded by Mr. Webb, to approve the Special Exception as presented. Roll was called on the motion.

O-22-28

SPECIAL EXCEPTION SE-22-08: Request of Vonda Capria to permit the rental of rooms not to exceed four, including bed and board, within a R-A (Residential-Agricultural) Zoning District, pursuant to Prince George County Zoning Ordinance Section 90-103(52) "Cottage industry home occupation on a parcel of five acres or more in area.". The subject property is approximately 6.18 acres in size, located at 8601 Robin Road, and is identified as Tax Map 530(0A)00-043-A. The Prince George County Comprehensive Plan Future Land Use Map indicates the property is planned for Agriculture uses.

BE IT ORDAINED by the Board of Supervisors of Prince George County that the Special Exception Application identified as SE-22-08 is granted as an amendment to the official zoning map with the following conditions:

1. This Special Exception is granted for the following use on Tax Map 530(0A)00-043-A:
 - A. Cottage industry home occupation on a parcel of no less than five acres in size, for the rental of rooms not to exceed four, including bed and board.
2. The cottage industry home occupation (bed and breakfast) use is subject to the following conditions:
 - A. Overnight accommodations shall not exceed four (4) bedrooms including bed and board (food).
 - B. The term of overnight stays shall be limited to fourteen (14) consecutive nights and occupants may only rent again after a seven (7) night absence.
 - C. The owner or operator shall maintain records to uniquely identify occupants and length of stay which shall be provided to the County upon written request.
 - D. The owner or operator shall collect transient lodging tax which shall be reported and submitted to the Commissioner of Revenue office on a schedule as required by law.
 - E. During any period in which the property is used for the permitted Cottage industry home occupation use, either the property owner or business operator shall live in the permitted dwelling unit on the property.
3. The applicants shall provide adequate parking on-site.
4. Signage for the business on the property shall be limited to two freestanding signs with an aggregate square footage no greater than sixty (60) square feet located outside of the VDOT right-of-way and meeting sign setback requirements in the zoning ordinance.
5. The applicants shall take appropriate measures to ensure compliance with the County Noise Ordinance of the Code of the County of Prince George, as adopted, and as enforced by the Police Department.
6. The applicants shall obtain certification from an Authorized Onsite Soil Evaluator or Professional Engineer indicating the sewage disposal system and water well have been evaluated to support their proposed usage, with review and approval by the Health Department prior to the granting of a business license.
7. The applicants shall obtain and hold all required State and County permit or license approvals, which may include: Drinking water permit from the Virginia Department of Health; Entrance permit from the Virginia Department of Transportation; Compliance with applicable building codes; Permits as required for any on-site or off-site food preparation; Business licenses from the Commissioner of Revenue.

8. This Special Exception is renewable or transferrable to future owners only with approval from the Board of Supervisors without a public hearing so long as there are no deviations from the conditions.
9. This Special Exception shall become null and void if the use is abandoned for a period of twenty-four (24) consecutive months.
10. This Special Exception may be revoked by Prince George County or by its designated agent for failure by the applicant to comply with any of the listed conditions or any provision of federal, state or local regulations.

On roll call the vote was:

In favor: (5) Hunter, Webb, Waymack, Carmichael, Brown

Opposed: (0)

Absent: (0)

P-2. Public Hearing; REZONING RZ-22-01: Request of SL Well Station Road LLC to conditionally rezone 880.4 acres from I-2 General Industrial District to M-2 General Industrial District. The purposes of the rezoning are to update the zoning of the parcel to be consistent with the current adopted zoning ordinance and update the proffered conditions for current market conditions in preparation for the owner to market the property for industrial development. The subject property is located on both sides of Wells Station Road and is presently identified as Tax Map 340(0A)00-134-0. The Comprehensive Plan Future Land Use Map indicates the property is planned for Industrial development.

Ms. Julie Walton, Deputy County Administrator, Community Development, stated that this request is to conditionally rezone 880.4 acres from I-2 General Industrial to M-2 General Industrial in order to market the property for leasing of the existing facilities and to commence development of the remaining acreage for build-to-suit and speculative opportunities. SL Well Station purchased 880.4 acres of land located at 8800 Wells Station Road within the Crosspointe Logistics Center. The Property was previously owned by Rolls-Royce Crosspointe LLC and contains the manufacturing facility and accessory uses previously used by Rolls-Royce for the production of gas turbine engines. The Rolls-Royce facility recently closed. The applicant wishes to rezone 880.4 acres of land located at 8800 Wells Road from I-2, General Industrial to M-2, General Industrial in order to market the property to lease the existing facilities and to commence developing the remaining acreage for build to suit and speculative opportunities. The rezoning request includes a conceptual plan and a voluntarily submitted proffer statement. The applicant is requesting a zoning change from I-2 to M-2 because the I-2 zoning district no longer exists as a zoning district within the County's current Zoning Ordinance and because the conditions of the zoning case further limit the development potential of the property for new industrial users. The proffered conditions that applied to the property when it was rezoned to accommodate Rolls-Royce and the production of gas turbine engine are no longer applicable since the company has ceased operation on the property. The applicant desires to rezone the former site of the Rolls-Royce facility to M-2, which is a zoning district that does exist in the current Zoning Ordinance, and to provide a set of proffered conditions that are up-to-date and on-trend with current market conditions. This rezoning would enable the applicant to more effectively market the property for leasing and other development opportunities. Rezoning Case ZM-08-004 rezoned the property to I-2, General Industrial with proffered conditions that were specifically designed for Rolls-Royce and suppliers for the production of gas turbine engines.

The proposed rezoning affects land and structures utilized in the past for industrial purposes (Rolls-Royce gas turbine engine facility) as well as the remaining land that remains undeveloped at this time. Two parcels that were part of the original Rolls-Royce property are not part of this request and will remain zoned I-2. The owner has submitted a subdivision plat to divide the subject property into two parcels, with the former Rolls-Royce facility on its own parcel. Approval of the plat will follow after the Board considers this request. The proposed rezoning is consistent with the Comprehensive Plan because the Future Land Use Map calls for Industrial Uses in this area. VDOT can support the amended proffer included in the 9-1-22 email from Andy Condlin.. The property is located within the Prince George Planning Area. Connection to the public water and wastewater systems will be required. The only available capacity for the property is at the existing building where connection fees have been paid. There is currently no additional capacity for new buildings proposed on the property. This property is located in the Enterprise Zone. Comments will be reserved for site plan submission. Staff ran the required legal ads for this request in the *Progress-Index* prior to the public hearing. The applicant reviewed a copy of this report prior to the Planning Commission hearing date. No comments from the community were received prior to finalizing this report. The Planning Commission Recommends Approval, subject to Staff's recommended conditions (based on the proffered conditions executed 9-6-22). This recommendation is based on the following considerations: the applicant's request is compatible with existing and surrounding land uses; a rezoning from I-2, General Industrial to M-2, General Industrial is consistent with the Prince George County adopted Comprehensive Plan; the rezoning will serve to remove the I-2 designation from the subject property, which is an improvement because I-2 is not a zoning classification in the current Zoning Ordinance. Also, the proffers tied to the former Rolls-Royce operation at this location will be removed; there are no major concerns from other County departments; no negative feedback was received from adjacent property owners and community prior to publishing this Staff report; the applicant has proffered several conditions which Staff finds acceptable and supports, with minor changes to number all conditions and reference the current zoning ordinance. In addition, proffered conditions include the use of the Property shall be subject to, unless otherwise excluded or limited by these proffers, the uses and development standards permitted in the M-2 (General Industrial) Zoning District, as stipulated in the current adopted County of Prince George Zoning Ordinance; the following development limitation is applicable to the Property: development on the Property shall be limited to 491,689 square feet of manufacturing use (Land Use Code 140) and 1,700,000 square feet of warehouse use (Land Use Code 150) of building space total on the Property, resulting in an Average Daily Trip (ADT) count of 4,982 vehicles per the Institute of Traffic Engineers (ITE) *Trip Generation Manual, 11th Edition*, or the equivalent traffic density (but in no case allowed to exceed 5,000 ADT on the entirety of the Property) based on the Land Use Code determination at the time of Site Plan approval; the following uses will not be permitted upon the Property: Correctional Facility, Industry, Heavy, Landfill, Construction Debris, Landfill, Rubble, Landfill, Sanitary, Meat Packing and Related Industries, Sawmill, and Scrap and Salvage Service; the following development standards shall be applicable to the Property: a vegetative buffer of not less than seventy-five (75) feet, shall be installed between the manufacturing operations facilities and all residential areas. The Director of Planning, as part of any site plan application, must approve a landscape plan. Mr. Webb asked why there are still a couple of buildings that will remain I-2 when it is considered to be no longer. Mrs. Walton stated that Rolls-Royce sold one parcel to SEM and they have not requested a rezoning and another parcel that Rolls-Royce still owns will

remain I-2. Mr. Webb then stated that you cannot say we are doing away with I-2 if they are going to be allowed to keep it at that. Why not change it all? Mrs. Walton said that the County can look into that. Mr. Webb stated that it is best for the Industrial Park to make it all one zoning moving forward. This should be initiated by the County. Mr. Brown agreed. It should not be cherry-picked. Mr. Webb stated that if Rolls-Royce is not here anymore, all of the adjacent land owners have had the opportunity to come before the Planning Commission. He is not comfortable with this. If it is not going to be on the books, how are we going to go back and argue anything later down the road. Ms. Walton stated that M-2 is on the books as a replacement for I-2. No one can no longer come up and ask for I-2. Mr. Webb stated that he would understand leaving it at I-2 if Rolls-Royce was still there, but these properties are vacant now so why not change them to M-2 under the new ownership. Ms. Walton clarified that those properties are still owned by SEM and one part Rolls-Royce. Mr. Andrew Condlin with Roth Jackson Gibbons Condlin, PLC stated that the intent of the applicant is to clean up this property and be able to use it for something other than Rolls-Royce and be compliant with the County Ordinance as an M-2. Chair Waymack opened the public hearing at 8:07 p.m.

Mr. Barry Lewis (8800 Bowbridge Road). Mr. Lewis is an adjacent landowner and on behalf of himself and his neighbors, he wanted the Board to know they are not in support of any additional buildings or roads around their property. They would like to hold on to their little piece of rural County.

There was no one else to speak and the public hearing was closed at 8:09 pm. Mrs. Walton stated that she does not foresee roads being added. There may be interior road improvements with the existing buildings. In order for any extra roads to be built, the applicant would have to come back before the Board. Mr. Hunter made a motion, seconded by Mr. Webb, to approve an Ordinance for a one-time waiver of Code Sections 82-311(a) and 82-591 to allow the use of private water and wastewater facilities to serve tax parcel 340(06)00-001-A until the completion of the necessary public water and wastewater improvements to serve the property. Roll was called on the motion.

O-22-29

P-2.

REZONING RZ-22-01: Request of SL Well Station Road LLC to conditionally rezone 880.4 acres from I-2 General Industrial District to M-2 General Industrial District. The purposes of the rezoning are to update the zoning of the property to be consistent with the current adopted zoning ordinance and update the proffered conditions for current market conditions in preparation for the owner to market the property for industrial development. The subject property is located on both sides of Wells Station Road and is presently identified as Tax Map 340(0A)00-134-0. The Comprehensive Plan Future Land Use Map indicates the property is planned for Industrial development.

BE IT ORDAINED by the Board of Supervisors of Prince George County that the Rezoning Application identified as RZ-22-01 is granted as an amendment to the official zoning map; and

The Property, known as Tax Map # 340(OA)00-134-0, consisting of approximately 880 acres, as delineated in recorded Instrument # 220001922, is hereby rezoned from I-2 General Industrial District, as stipulated in the Prince George County Zoning Ordinance adopted December 27, 2007, to M-2 General Industrial District, as stipulated the current adopted zoning ordinance; and

The Owner in this zoning case, pursuant to §15.2 2303 of the Code of Virginia (1950 as amended) and the Zoning Ordinance of Prince George County, for themselves and their successors or assigns, proffer that the Property will be developed in accordance with the following conditions voluntarily agreed to by the Applicant:

1. The use of the Property shall be subject to, unless otherwise excluded or limited by these proffers, the uses and development standards permitted in the M-2 (General Industrial) Zoning District, as stipulated in the current adopted County of Prince George Zoning Ordinance.
2. The following development limitation is applicable to the Property: Development on the Property shall be limited to 491,689 square feet of manufacturing use (Land Use Code 140) and 1,700,000 square feet of warehouse use (Land Use Code 150) of building space total on the Property, resulting in an Average Daily Trip (ADT) count of 4,982 vehicles per the Institute of Traffic Engineers (ITE) *Trip Generation Manual, 11th Edition*, or the equivalent traffic density (but in no case allowed to exceed 5,000 ADT on the entirety of the Property) based on the Land Use Code determination at the time of Site Plan approval.
3. The following uses will not be permitted upon the Property:
 - (1) Correctional Facility: A public or privately operated use providing housing and care for individuals legally confined and designed to isolate individuals from a surrounding community.
 - (2) Industry, Heavy: An establishment that has the potential to be dangerous or extremely obnoxious. Included are those in which explosives are stored, petroleum is refined, natural and liquid gas and other petroleum derivatives are stored and/or distributed in bulk, radioactive materials are compounded, pesticides and certain acids are manufactured, and hazardous waste is treated or stored as the establishment's principal activity.
 - (3) Landfill, Construction Debris: The use of land for the legal disposal of construction and demolition wastes consisting of lumber, wire, sheet rock, broken brick, shingles, glass, pipes, concrete, and metals and plastic associated with construction and wastes from land clearing operations consisting of stumps, wood, brush, and leaves.
 - (4) Landfill, Rubble: The use of land for the legal disposal of only inert waste. Inert waste is physically, chemically and biologically stable from further degradation and considered to be non-reactive, and includes rubble, concrete, broken bricks, and block.
 - (5) Landfill, Sanitary: The use of land for the legal disposal of municipal solid waste derived from households, business and institutional establishments, including

garbage, trash, and rubbish, and from industrial establishments, other than hazardous wastes as described by the Virginia Hazardous Waste Regulations.

- (6) Meat Packing and Related Industries: The processing of meat products and by-products directly from live animals or offal from dead animals.
- (7) Sawmill: The use of land for the storage of harvested timber and/or the sawing of timber into lumber products.
- (8) Scrap and Salvage Service: A place of business primarily engaged in the storage, sale, dismantling or other processing of uses or waste materials which are not intended for reuse in their original forms. Typical uses include paper and metal salvage yards, automotive wrecking yards, junk yards, used tire storage yards, or retail and/or wholesale sales of used automobile parts and supplies.

The following development standards shall be applicable to the Property: A vegetative buffer of not less than seventy-five (75) feet shall be installed between the manufacturing operations facilities and all residential areas. The Director of Planning, as part of any site plan application, must approve a landscape plan.

On roll call the vote was:

In favor: (5) Hunter, Webb, Waymack, Carmichael, Brown

Opposed: (0)

Absent: (0)

ORDER OF BUSINESS

A-1. Resolution; Award of Contracts; Annual Engineering Services Contracts. Mr. Frank Haltom, County Engineer, stated that a “Request for Proposals” (RFP) for annual engineering services was solicited publicly with the closing date for proposals on September 8, 2022. Nine proposals were received. County Staff evaluated and scored each of the proposals based on the criteria outlined in the RFP. The term is for a one-year period and may be renewed by the County for three (3) years at successive one-year periods under the terms and conditions of the original contract. Individual awards for specific projects in excess of \$50,000 will be provided to the Board for approval. These contracts will be effective on October 10, 2022. Staff recommends an award of the annual engineering services contracts to Gannett Fleming, Dewberry, WW Associates, Timmons Group, Bowman, Draper Aden and RK&K for providing comprehensive engineering services in accordance with the terms and conditions provided for in RFP #23-01-0103. Mr. Hunter made a motion, seconded by Mr. Webb, to approve the resolution to award the contracts for Annual Engineering Services to Gannett Fleming, Dewberry, WW Associates, Timmons Group, Bowman, Draper Aden and RK&K. Roll was called on the motion.

R-22-179

A-1.

RESOLUTION: AWARD OF CONTRACTS FOR ANNUAL ENGINEERING SERVICES

WHEREAS, A “Request for Proposals” (RFP) was solicited publicly with the closing date for proposals on September 8, 2022, and nine proposals were received; and

WHEREAS, the proposals were evaluated and scored by County Staff based on the criteria outlined in the RFP; and

WHEREAS, the term is for a one-year period and renewable by the County for three (3) additional years at successive one-year periods under the terms and conditions of the original contract. Individual awards for specific projects in excess of \$50,000 will be provided to the Board for approval. These contracts will be effective on October 10, 2022; and

WHEREAS, Staff recommends an award of the annual engineering services contracts to Gannett Fleming, Dewberry, WW Associates, Timmons Group, Bowman, Draper Aden and RK&K for providing comprehensive engineering services in accordance with the terms and conditions provided for in RFP #23-01-0103

NOW, THEREFORE BE IT RESOLVED: that the Board of Supervisors of the County of Prince George this 27th day of September, 2022, hereby awards the annual engineering services contracts to Gannett Fleming, Dewberry, WW Associates, Timmons Group, Bowman, Draper Aden and RK&K.

On roll call the vote was:

In favor: (5) Hunter, Webb, Waymack, Carmichael, Brown

Opposed: (0)

Absent: (0)

A-2. Resolution; Appropriation of \$88,052.38 Virginia Public School Authority Bond Series 2021 Accumulated Interest To County-Wide CIP Fund, New Elementary School Project Budget. Ms. Betsy Drewry, Deputy County Administrator, Finance, stated that in March of 2021, the Prince George County Board of Supervisors authorized the issuance of Virginia Public School Authority (VPSA) bonds for the construction of a new elementary school to replace William A. Walton Elementary School (new Middle Road Elementary School). The bond proceeds were deposited in a State Non-Arbitrage Program (SNAP) account. SNAP investment accounts earn interest, and those interest earnings are recorded monthly. Investment interest earnings for this Series 2021 SNAP account can only be used towards the new elementary school construction. As of August 31, 2022, accumulated interest was \$88,052.38. Staff is requesting that accumulated interest as of August 31, 2022 be appropriated to the elementary school project budget within the County-wide CIP fund. Staff will prepare an appropriation quarterly, and if it is acceptable, include future interest appropriation requests on the Board’s agendas under Order of Consensus. Mr. Carmichael made a motion, seconded by Mr. Brown to approve the appropriation of \$88,052.38 in accumulated SNAP investment earnings to the elementary school construction budget within the county-wide CIP fund. Roll was called on the motion.

A-2.

RESOLUTION; APPROPRIATION OF \$88,052.38 VIRGINIA PUBLIC SCHOOL AUTHORITY BOND SERIES 2021 ACCUMULATED INTEREST TO COUNTY-WIDE CIP FUND, NEW ELEMENTARY SCHOOL PROJECT BUDGET

BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 27th day of September, 2022, does hereby authorize the following increase of funds within the 2022-2023 Budget, such line items increased as follows, which monies shall be expended for purposes authorized and approved by the Board of Supervisors of the County of Prince George:

<u>FUND/ORGANIZATION</u>	<u>AMOUNT</u>
CAPITAL IMPROVEMENT PROJECT FUND	
<u>Expenditure:</u>	
CIP Fund – New Elementary School	
0311-06-208-3194-00000-000-000-000-48240	\$88,052.38
<u>Revenue:</u>	
CIP Fund – Interest Revenue	
0311-10-505-8111-00000-000-000-000-315102	\$36,152.07
CIP Fund, Fund Balance	
0311-40-900-8208-00000-000-000-000-399999	\$51,900.31

On roll call the vote was:

In favor: (5) Hunter, Webb, Waymack, Carmichael, Brown

Opposed: (0)

Absent: (0)

A-3. Resolution: Award of Contract for County Fiber Upgrades Net100 (\$213,796.84) and a Budget Transfer from ARPA Contingency Account for \$235,177 to Cover Award Plus Ten Percent Contingency. Mr. Clifton Young, IT Director, stated that network fiber supporting the County Administrative building, and surrounding facilities, is in need of repair/replacement. Professionally conducted testing shows that many of the existing fiber connections are not passing an adequate amount of light. Several connections are not passing any light at all, rendering them unusable. With network connectivity and reliability being critical to operations, the IT Department is recommending the repair of existing fiber connections and the addition of new connections that will provide better redundancy for geographically separated buildings. After a careful evaluation, Staff recommends an award of contract to Net100 (cooperative VASCUPP Contract # UVA-AGR-1774). Staff further recommends the allocation of contingency funding for this project to support any unexpected challenges that may require re-engineering of underground paths and handholds, and/or the installation of new fiber and fiber panels. Mr. Brown asked what the backup plan is if the problems are more than just at the panel considering it would be a significant additional cost. Mr. Young stated that a ball park estimate to replace the fiber between buildings would be roughly \$10,000 per building connection. He added that a 10% contingency was put in as well for unforeseen problems. Mr. Brown said that 10% will not cover connections for multiple buildings. Mr. Carmichael asked if we will lose service to any department as they make the repairs. Mr. Young stated that it will be a mix.

There may be certain scenarios where they make have to take certain departments down. Mr. Carmichael made a motion, seconded by Mr. Webb, to authorize and award of contract for fiber repairs and enhancements to Net100 and to approve a transfer from ARPA Fund Contingency of \$235,177.00 to support the quoted estimates and contingency funding. Roll was called on the motion.

R-22-181

A-3.

RESOLUTION: AWARD OF CONTRACT FOR COUNTY FIBER UPGRADES NET100 (\$213,796.84) AND A BUDGET TRANSFER FROM ARPA CONTINGENCY ACCOUNT FOR \$235,177 TO COVER AWARD PLUS TEN PERCENT CONTINGENCY

WHEREAS, the County has experienced some fiber connectivity issues and desires to replace fiber and wishes to expand connections and redundancy at the County Government Complex and several neighboring County facilities; and

WHEREAS, the County has received an evaluation and a proposal from Net100, using cooperative VASCUPP Contract # UVA-AGR-1774, to replace and expand fiber in and around the County government complex and neighboring County facilities for a total price of \$213,796.84; and

WHEREAS, sufficient American Recovery Plan Act (ARPA) Funding is available to cover these project costs.

NOW, THEREFORE BE IT RESOLVED: that the Board of Supervisors of the County of Prince George this 27th day of September, 2022, hereby awards the contract for Fiber upgrades and expansion to Net100 using cooperative VASCUPP Contract # UVA-AGR-1774 for \$213,796.84.

NOW THEREFORE, BE IT FURTHER RESOLVED That the Board of Supervisors of the County of Prince George this 27th day of September, 2022, does hereby authorize the following increase of funds within the 2022-2023 Budget, such line items increased as follows, which monies shall be expended for purposes authorized and approved by the Board of Supervisors of the County of Prince George:

<u>FUND/ORGANIZATION</u>	<u>AMOUNT</u>
<u>ARPA Fund</u>	
<u>Expenditure:</u>	
0231-03-500-0612-49199 ARPA Fund Contingency	(\$235,177.00)
Decrease	
0231-01-002-0405-48107 ARPA Info Technology Equip Replacement	\$235,177.00
Increase	

On roll call the vote was:

In favor: (5) Hunter, Webb, Waymack, Carmichael, Brown

Opposed: (0)

Absent: (0)

A-4. Resolution: Award of Contract for Additional Services for the Evaluation, Design, Permitting and Construction Administration of the Temple Avenue Water Storage Tank And Pumping Station (\$118,000). Mr. Frank Haltom, County Engineer, stated that WW Associates was awarded the contract for professional engineering services for the design of a new water storage tank, pumping station and water line to allow the County to deliver 2 million gallons per day (MGD) of water to Southpoint Business Park (SBP). After surveying the alignment of the new waterline, the alignment is restricted by existing utilities and federally owned lands. Due to these restrictions, an alternative alignment for the water line is recommended. WW Associates investigated possible alternative routes and recommends an alignment. The proposed alignment avoids the railroad crossing and eliminates the need to jack and bore the water line under the railroad. The alignment also avoids a heavily congested area of existing utilities and avoids the intersection requiring significant traffic control. Avoiding these conditions will reduce construction costs and avoid time delays to gain easements from the federal government and the railroad company. Additionally, WW Associates has provided a water model to demonstrate if 2 MGD can be achieved at SBP with the proposed improvements. The model has determined additional water line improvements are required along Allin road and Courthouse Road to deliver the volume of water required per the contract. WW Associates has provided a fee proposal for the additional services to survey, design and complete the construction plans for the new alignment and for the additional design of the water line improvement along Allin Road and Courthouse Road for \$118,000. Staff recommends award of additional services to ensure the new water line has the capability of serving 2 MGD of water at the SBP. Mr. Carmichael asked Mr. Haltom if he knew about the concerned areas prior to purchasing the property. Mr. Haltom stated that he did not. There are going to be disturbances. There are at least two wells that are going to have to be moved on the property. Mr. Carmichael asked if they could speak to an adjacent property owner about an easement. Mr. Haltom stated that there is opportunity, but it has not presented itself as a reality. Mr. Brown asked should not the engineering group have realized the pipe size needed in the beginning. Mr. Haltom stated that WW Associates was looking at the model based on current needs. The improvements are defined in the Master Plan. Mr. Haltom stated that he can update them on what the actual model requires at a later time. Mr. Hunter suggested Mr. Haltom can present a report at a later date. Mr. Brown made a motion, seconded by Mr. Webb, to approve the resolution to authorize the Change Order for additional services by WW Associates for \$118,000; and the appropriation of funds from the Utility Reserve Fund in the amount of \$118,000 to fund the costs of these services. Roll was called on the motion.

R-22-182

A-4.

RESOLUTION: AWARD OF CONTRACT FOR ADDITIONAL SERVICES FOR THE EVALUATION, DESIGN, PERMITTING AND CONSTRUCTION ADMINISTRATION OF THE TEMPLE AVENUE WATER STORAGE TANK AND PUMPING STATION (\$118,000)

WHEREAS, WW Associates was awarded a contract for professional engineering services for the design of a new water storage tank, pumping station and water line to allow the County to deliver 2 million gallons per day (MGD) of water to Southpoint Business Park; and

WHEREAS, the current alignment is restricted by existing utilities and federally owned lands, and an alternative alignment for the water line is recommended.

WHEREAS, WW Associates has provided a water model and determined additional water line improvements are required along Allin road and Courthouse Road to deliver the volume of water required per the contract; and

WHEREAS, the County has received a proposal from WW Associates for the additional services to survey, design and complete the construction plans for the new alignment and for the additional design of the water line improvement along Allin Road and Courthouse Road for \$118,000; and

NOW, THEREFORE BE IT RESOLVED: that the Board of Supervisors of the County of Prince George this 27th day of September, 2022, hereby awards the contract for additional services to survey, design and complete the construction plans for the new alignment and for the additional design of the water line improvement along Allin Road and Courthouse Road for \$118,000.

NOW, THEREFORE BE IT FURTHER RESOLVED: that the Board of Supervisors of the County of Prince George this 27th day of September, 2022, does hereby authorize and appropriate the following increase of funds within the 2022-2023 Budget, such line items increased as follows, which monies shall be expended for purposes authorized and approved by the Board of Supervisors of the County of Prince George:

<u>FUND/ORGANIZATION</u>		<u>AMOUNT</u>
Utilities Fund		
Expenditures:		
0620-04-104-7003-49172	Utilities – Transfer to CIP	\$118,000
Revenues:		
0620-40-900-8208-399999	Utilities Fund, Fund Balance	\$118,000
CIP Fund		
Expenditures:		
0311-04-104-3223-48405	CIP – Temple Avenue T& PS	\$118,000
Revenues:		
0311-90-901-8207-399104	CIP – Transfer from Utility Fund	\$118,000

On roll call the vote was:

In favor: (5) Hunter, Webb, Waymack, Carmichael, Brown

Opposed: (0)

Absent: (0)

A-5. Resolution; Authority to Advertise an Ordinance to Amend “The Code of the County of Prince George, Virginia,” as Amended, by Amending §74-5 Relating to Authorizing the Treasurer to Approve Refunds Up to Ten Thousand Dollars Without the Approval of the Board of Supervisors in Accordance with Virginia Code Section 58.1-3981(A). Mr. Dan Whitten, County Attorney, stated that the 2022 Virginia General Assembly passed HB 368: Refunds of local taxes; authority of treasurer. This bill states the treasurer may refund a taxpayer up to \$10,000 in taxes paid as a result of an erroneous tax assessment. A motion approving authority to advertise the ordinance for a public hearing on October 25, 2022, is requested. Mr. Hunter made a motion, seconded by Mr. Carmichael, to approve the advertisement of an Ordinance authorizing the Treasurer to approve refunds up to \$10,000 without the approval of the Board of Supervisors in accordance with Virginia Code Section 58.1-3981(A). Roll was called on the motion.

R-22-183

A-5.

RESOLUTION; AUTHORITY TO ADVERTISE AN ORDINANCE TO AMEND “THE CODE OF THE COUNTY OF PRINCE GEORGE, VIRGINIA,” AS AMENDED, BY AMENDING §74-5 RELATING TO AUTHORIZING THE TREASURER TO APPROVE REFUNDS UP TO TEN THOUSAND DOLLARS WITHOUT THE APPROVAL OF THE BOARD OF SUPERVISORS IN ACCORDANCE WITH VIRGINIA CODE SECTION 58.1-3981(A)

NOW, THEREFORE, BE IT RESOLVED, that the Board Of Supervisors of the County of Prince George this 27th day of September, 2022, does hereby authorize the advertisement of a public hearing on October 25, 2022 for an Ordinance to Amend “The Code of the County of Prince George, Virginia,” as amended, by amending §74-5 relating to authorizing the Treasurer to approve refunds up to ten thousand dollars without the approval of the Board of Supervisors in accordance with Virginia Code Section 58.1-3981(A).

On roll call the vote was:

In favor: (5) Hunter, Webb, Waymack, Carmichael, Brown

Opposed: (0)

Absent: (0)

ADJOURNMENT. Mr. Brown moved, seconded by Mr. Hunter to adjourn. Roll was called on the motion.

On roll call the vote was:

In favor: (5) Hunter, Webb, Waymack, Carmichael, Brown

Opposed: (0)

Absent: (0)

The meeting adjourned at 8:48 p.m.

[Draft Minutes prepared September 30, 2022 for consideration on October 11, 2022; adopted by unanimous vote.]

Marlene J. Waymack
Chair, Board of Supervisors

Jeffrey D. Stoke
County Administrator