

VIRGINIA:

At a regular meeting of the King George County Board of Supervisors, held on Tuesday, the 21st of March 2023 at 6:30 p.m. in the Revercomb Building Board Room at 10459 Courthouse Drive, King George, Virginia:

PRESENT: Richard Granger, Chairman
Cathy Binder, Member
Annie Cupka, Member
Jeff Stonehill, Member
Chris Miller, County Administrator
Kelly Lackey, County Attorney

ABSENT: TC Collins, Vice-Chairman

0:00:00.4 Chairman: I call to order this meeting of the King George County Board of Supervisors, we will all start... I will provide the invocation and then Mr. Miller will lead us in the pledge of allegiance.

0:00:10.5 Chairman: NO AUDIO.

0:01:19.9 ALL: I pledge allegiance to the flag of the United States of America and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

0:01:30.3 Chairman: Mr. Miller, do we have any amendments to the agenda?

0:01:34.8 Chris Miller: I believe you were gonna possibly consider the movement of the meeting to the 19th or the designation of an alternate Vice Chair, I think is that something that you wanna consider on the...

0:01:46.2 Chairman: I don't know if we need to do that as an amendment, I think it would just be at the time of making adjournment. Yes, so we can have that discussion. Ms. Lackey.

0:01:55.9 Kelly Lackey: So if we do change our regular meeting, we have to adopt a resolution, but I did circulate a draft if that's needed.

0:02:04.2 Chairman: Okay, so could we have that discussion be part of the County Administrator's report perhaps if you had the resolution... That's fine. Okay, thank you. Okay, in that case, I'll open

the floor for public comments, comments will be limited to three minutes per person in order to afford everyone an opportunity to speak, if comments relate to a specific public hearing item, we ask that you offer those comments at the time of the public hearing, and we do have a public hearing this evening, so please, when you do come up, provide your name and your address, and you'll have your opportunity to provide comments, so would anyone like to give comment?

0:03:03.6 Gail Becker: Hello, my name is Gail Becker, and I live on Monmouth Village, in King George. There was an impromptu meeting that we attended on Friday with the service authority, and one of the things that was mentioned was that since the design of the pyramid building was structured like a hotel, the service authority classified it as a nursing home. Now, my question is, if it's designated as a nursing home, is it still a hospital? And reading the minutes from the March 14th Planning Commission to allow the use of the hospital to be permitted only by special with special exception in the general trade district C2. Reading that report... Hold on one second. Oh well... It was mentioned in the planning meeting on April 11th, I'm sorry, that the draft would be... The amendment would be done to specify hospitals under a special exception in the trade district at C2, and it said under one of the comments, that's because hospitals are permitted by special exception in the retail commercial C1 district, and since hospitals are permitted by the special exception in a C1 zoning, it is automatically permitted by a special exception...in the trade C2 district. So I was just wondering if this was actual a special exception, then how did they get by with this by right use. And that's all I have. Thank you very much.

0:06:00.8 Chairman: Thank you.

0:06:07.6 Kim Dodge: I'm Kim Dodge, 6150, McCarthy Drive. And this is back to the Pyramid health drug rehab. It was talked about last meeting, why they picked this location and in real estate, it's location, location, location, and may I suggest because of the bridge into Maryland is why this location was picked... Let me add something really quick, we're gonna have to hire more deputies and sheriffs, and that's gonna affect the taxpayers as well, and we're gonna have to increase taxes with that. Sorry I forgot about that.

0:06:45.8 Kim Clark: Good evening, Kim Clark. Fairfax drive in King George, Virginia, I wanna thank our supervisor Granger for getting and organizing the meeting along with Mr. Miller, to discuss the pyramid particulars, with all the powers that be, that give us a clearer understanding as to how this came to be and what we could expect or what not to expect in the upcoming future. I guess my thing is, I'm concerned. I made a comment. Guilty is as guilty does, I'm gonna add another caveat to it that where there's smoke, there's fire, I wanna employ and challenge the supervisors to please overturn every stone as it relates to this particular hospital rehab center coming into the community. I wanna also reiterate that we are not opposed to individuals getting help, we feel that this is a need, our argument stands in silence as today. Location, location, location. We're not in agreement with the location, all I can say is again, please, please try to do everything within our powers to make sure this doesn't happen in this particular location. Thank you again.

0:08:40.7 Patty Odell: My name is Patty Odell, I'm in Monmouth Village, also on Village Lane. It's just come to our attention that there have been homes for sale in Chatham Village and also Monmouth, and this one particular buyer has decided not to buy in Chatham village because she heard about the drug rehab. The thing is, is that's gonna affect us in Monmouth, we're here, we're citizens, and when the time comes for me, not if, but when the time comes, I am not gonna be able

to sell my house because of the drug rehab. So I just want you... I know it doesn't affect you all, but it does affect us, and we are citizens of King George County, so again, please, we're pleading to you until that first brick is laid, to think about all aspects that we are not gonna be able to sell their homes. People need to move, we have military here who need to move and they are not gonna be able to sell their house because of the drug rehab location. Thank you.

0:09:58.7 Anthony Staats: Anthony Staats. 9007, Clare Street. First off, I wanna echo what Miss Dodge said. I think that as we grow as a county, the need for law enforcement and other services like the fire department are going to increase as well, we all know that we're 60 plus firemen down, we're countless policemen down, our crime is only going up in our county. But something in particular I wanted to echo, knocking in Oakwood Estates, I heard from multiple residents that they're concerned that their community does not have a fire hydrant, their community after talking to multiple people, they are scared that if a fire were to happen in Oakwood Estates that the fire department would not have enough resources to put out a multi-house fire, it's something that after talking to multiple firemen, it is a big concern because the closest fire hydrant is in the elementary school, so that is a really big concern that I heard, and just wanted to pass it along. Thank you.

0:11:03.3 Chairman: Mr. Dines, do we have anyone online?

0:11:08.1 Chris Dines: No, Mr Chairman.

0:11:10.1 Chairman: Did anyone receive correspondence to enter into the record? Ms. Cupka?

0:11:14.5 Annie Cupka: Thank you, Mr. Chair, I have an email for public comment.

“My name is Jerry Lester, I live at 15270 Dixon Lane with my family. I'm pleased that Dixon Lane is being considered for the Rural Rustic Roads Program. I would just like to highlight to the board a few reasons that Dixon Lane is a good candidate, it exceeds the program requirements as discussed below.

Dixon Lane is a short, wide dead-end road that is flat with excellent drainage on either side. It would require a minimum amount of prep work to pave. In addition, it services five homes, with the last home being built in 2006, so there is very little chance of any further development. These factors, I feel more than meet the program requirements and would be one of the least expensive roads on the list to incorporate into the program. Thank you for your consideration.”

0:12:07.7 Chairman: Anyone else? Okay, I will close public comment and we will move on to reports of members of the board, Mrs. Binder?

0:12:20.0 Cathy Binder: Alright, I'll start off first. I promised them I'd wear this t-shirt, but I attended on Saturday, the second annual innovation challenge, which was pretty cool down at UMW. King George came in third, and, I think it was Rappahannock High School came in first. What I thought was really cool about the whole event was the excitement, and one of the unique things being a coach that I saw, was it was amazing to see a different group of students working together to achieve one goal, because the students actually went around helping each other, even though they were competitors and there was a rather large prize, they were helping each other out and it was really nice to see, and one of the little extra benefits that it was a surprise that morning they got was a very expensive 3D printer and I think it was a year's supply of filament so that they could take them back to their schools to use in their classroom.

As everyone knows, I like to walk around and chat with folks, they had the Vice President of the

National Science Foundation there, and someone who is, I think she was an Under Secretary of the Virginia Department of Education. And we got into a very good discussion with 30 minutes, and there was a couple of the teachers from the other schools there, and we talked about workforce development and how communities without raising a lot of taxes can be able to afford regional training centers in that and got the card of the Vice President of the National Science Foundation, and we were talking about grants. But one of the other things I pointed out, and I asked him, I'm not a big proponent in SOL testing and standardized testing, I think it doesn't help students to learn, and especially those that aren't interested in going to college. So I asked him about that and we had a really robust discussion, and I was glad that a representative of the Department of Education was there to discuss it. So it was a really good time, and so I just wanna thank UMW Dahlgren and the base for giving that opportunity to... I think it was 23 regional high schools, so it was a good opportunity.

I did attend on Saturday, the King George Community Forum at King George Elementary School. I went as a fly on the wall, and the same challenges that come up all the time from the citizens when they were asked to give comment, taxes, transportation challenges, places for seniors to go. Healthcare challenges and the King George water and sewer bills. Now, last but not least, I wanna say one other thing. I also wanna give a shout out to one of the Shiloh residents who gave me a very good informative utility pole lesson 101 the other day, but why he wanted to point it out was he was showing me where all the cables are being laid for All Points broadband and I will, at the next meeting, have a couple of questions concerning that because I had a really good tutorial and I do have a question of why it's not, the process is not going a little faster based on evidence of seeing where the lines are already laid.

But now, my last comment is, I wanna thank our community at large as many know, Mr. Collins was involved in an accident just before our board meeting with the school board budget last week, Ms. Cupka, Mr. Stonehill and myself all in some manner helped out, were involved during the incident, but I really wanna thank our community because every person came out to help, including the people that were behind him and involved in the accident, so I think it was pointed out that when it comes down to it, King George is a really good community, and the image is in my head forever, but I am so happy that TC once again will be with us. That's what I'm happy about. So I wanna thank the King George community for what they did that day. Last Thursday. Thank you.

0:16:04.1 Chairman: Thank you, Mrs. Binder. Ms. Cupka?

0:16:06.7 A. Cupka: Thank you, Mr. Chair, I wanna thank everyone for coming out this evening, thank you to everyone who provided comments. I do have a question before I address a few individuals. Mr. Miller, do we have our response yet from Pyramid with regard to the questions that we sent them in writing and we were told at the last meeting were being sent up their chain of command.

0:16:28.4 C. Miller: We received that memo, and that's the only memo that we have received. We sent another memo today, not a memo, another letter to the same person asking for a response, we've not heard anything back yet.

0:16:41.9 A. Cupka: So could I ask my colleagues if there be consent of the board to have a formal letter drafted on Board of Supervisors letterhead, signed by the Chairman of Board of Supervisors demanding that our questions be answered forthwith.

0:17:00.7 Chairman: Amenable, I guess.

0:17:01.0 A. Cupka: Thank you. I attended the budget work session on March 23rd, and I wanna thank staff for their work on that. Monday, March 27th, I attended the GWRC meeting. I just wanna let everyone know that GWRC staff will bring the King George bike ped plan that they presented last month and the rural work plan back to the board for formal approval later this month. So in adopting the bike ped plan that will allow us to use it, and the GWRC safety study, the \$30,000 safety study, and we had a small local match in that, I think \$1600 or so, to apply in the future for a safe roads and streets for all grant application and that program just opened this week, it's a billion, several billion dollar program and is over the course of five years, so hopefully in the future, we can capitalize on that.

Wednesday, March 29th. Mr. Collins and I hosted a meeting at Smoot library for Sierra Ridge homeowners. We provided them with a path forward to attempt to remedy the issues they are experiencing, and staff has sent the developer communication requesting their plan to bring Long Leaf Drive into compliance for entry in the VDOT state road system. Back to individual speakers, many of you did speak about Pyramid, please know we are listening and we are continuing to look for answers, Ms. Becker, I believe you were the one who asked the question about by right and special exception. So how it currently stands, the parcel is zoned C2, so right general trade district. So right now, C2 uses permitted by right. Number 10 is a hospital. What you were looking at was C1, which a hospital is not a use permitted by right. A hospital is additional use is permitted only by special exception, so I know it's confusing to read these zoning ordinances sometimes, but that's how that fell through the cracks, so to speak. But we are moving forward with making sure that type of situation doesn't come up again. But thank you very much for the question. Mr. Staats, I've actually had a conversation. Chief Moody has brought a potential concern about fire hydrants just in the past week or so, to my attention, so I'm sure at some point here in the future in Oakwood Estates that he'll be bringing something to the board to brief us on what the situation is, so thanks for your comment about that.

I spoke to Mr. Collins via telephone today. He's at home, resting. And I wanna thank everyone, and I know he expressed his appreciation to everyone who helped him in his time of need, first responders, whether that be firefighters, EMS, law enforcement, my colleagues are staff, citizens who were here waiting to attend the meeting that night because it was just a few minutes before the meeting was to start, bystanders, passers by, everyone, everyone pulled together to support our colleague, and as Ms. Binder said, we are a community that cares. So thank you all very much. That's all I have, Mr. Chair.

0:21:00.0 Chairman: Thank you, Mrs. Cupka. Mr. Stonehill?

0:21:04.8 Jeff Stonehill: Thank you, Mr. Chair. Good evening everyone. Just wanted to start off first by wishing Mr. Collins a speedy recovery, he was in a terrible accident. So I'm hoping that he will heal quickly and get back on the board and bring his personality back to the board and we can have his banter back and forth up here, but I wish him the best. And again, thanks for everybody that pitched out on the day of that accident.

People that came out, thanks for coming out. Obviously, Pyramid is on the forefront of everybody's conversations here. And as Mrs. Cupka said, we certainly are on it and looking at it and seeing what we can do about this whole project and seeing if we can get some information from there. It sounds like they're a little being a bit cagey on getting their info back to us, but we are still on it.

My report, March 22nd, Wednesday, we actually hosted the Rappahannock River Basin Commission. That's a commission that's made up of local officials, delegates, senators from all over the state that the Rappahannock touches, and this meeting was the first meeting since I've been on

that commission that we've hosted here in King George, and it was at the Citizen Center. Just tell Mr. Clarke that thank you for hosting that event there. Some of the big things they spoke about there were storm water run-off issues, tree canopy keeping the temperatures down, and the general health of the Rappahannock. Also, they spoke briefly about... Not really briefly, but extensively about a bill that was passed on at Richmond to help commercial fishermen deal with blue catfish that have taken over our waters here. That was pushed through by our own Senator Stuart and Delegate Hodges, and that was pretty big. And there's actually gonna be money that's given out to local counties that can be then divvied out to local commercial fisherman that fish for blue cats in our waters. Pretty interesting. And so thank Senator Stuart and Delegate Hodges for getting that through. And the 23rd, we had our budget meeting. Just thanks for staff for getting all that information ready, and that's all I have.

0:23:51.6 Chairman: Thank you, Mr. Stonehill. So first of all, I like to say thank you to everyone who came out. Ms. Becker, you had a couple of points that you'd brought up. So the zoning and the rehab center falls under, I believe, Chief Moody. I mentioned it's like a special hospital, I think was maybe the idea, and so you look at it from the perspective of usage. And there was the comment made of a hotel as an analog in regards to usage, is what it was speaking of, and to figure out the amount of water usage, and that's why it was correlated against the nursing home, 'cause it was more in line with the water usage that would be seen in that kind of an activity. It does fall under... From a zoning perspective, under the hospital heading though, and so that is... There's some nuance there, and it's just a different perspective when you're looking at it from those different points of view. I believe Ms. Cupka did bring up, so yeah, as you said, C1 does... Our C2 says all special exceptions that are allowed in C1 are also special exceptions that are allowed in C2, and in C1, it is a hospital. And then she said though that it is also declared by right in C2. So I appreciate where you're coming from that perspective as well, and so we are going through updating all of our zoning ordinance. There are... It's been a long time since they've been updated. And there's a reason that we need to do, and these are the kinds of situations. So we're going through that and that is part of the process.

Ms. Clark, I agree with you, and I appreciate... Again, I really do appreciate the citizens coming out and voicing concerns and challenges for why it might not be something that should be allowed by right. I certainly don't have a problem with that. It's not a usage that I am interested in seeing. Agreed with you at this location. Not that I'm opposed to the idea of a rehab center, but I think this is a terrible spot. And I agree with you. If there is a legal challenge that we could provide in order to justify saying this isn't allowed, I would be on board. And it's not that I wanna say no to the questions that you're saying, I'd like to say yes, I just... I don't think we have a good answer just to be able to justify saying no, this isn't something that should be allowed. And so yes, we are continuing to look... I would encourage you to continue to look... I know sometimes we can get heated in our discussions, but at the same time, I think it's of value as well, because as you bring those forth, then we can entertain them and look at them, and if something comes forth that bears fruit, then we can stand on that. And so more people looking at it, I think helps as well. So please don't give up in that regards either. We will not give up either, but more eyes is always better. So I do appreciate it.

Ms. Odell, I appreciate the... Again, these are impacts to the citizens, and so definitely the idea of being able to sell a home... Again, I'm not excited about this activity in this location, but at the moment, it is something that's allowed by right. And so, as I said to Ms. Clark, we can continue to look to see if we can find a legal recourse to justify why it might not be allowed.

Mr. Staats, thank you for your input on Oakwood Estates and bringing forth those concerns. I think I covered it all. And I would just like to say thank you to staff for the budget work session on the

23rd as well. And yesterday, April 3rd, we had a COMREL executive meeting, so just kinda set up the plan for the next COMREL, for the actual COMREL meeting. So it's gonna be planned for May 11th and it's gonna be in Colonial Beach. Again, I know all my colleagues are always welcome to attend. I will be there. If you have availability, please come. And if you don't, that is okay as well. So that is all I have, and so I will close reports, members of board, and I will entertain a motion on the consent agenda.

0:27:46.1 C. Binder: I will make a motion to accept the consent agenda as presented.

0:27:50.0 J. Stonehill: Second.

0:27:51.4 Chairman: We have a motion probably seconded. Do we have any discussion? All in favor say aye.

0:27:55.9 C. Binder: Aye.

0:27:56.2 A. Cupka: Aye.

0:27:56.8 J. Stonehill: Aye.

0:27:57.6 Chairman: Any opposed? Chair votes aye, motion carries. Constitutional Officers' reports. We don't have any. Report of the County Attorney.

0:28:13.4 K. Lackey: Good evening. At the last meeting in my report, I mentioned that there was a forthcoming law effective July 1st to have a policy regarding foyer costs, and I appreciate Supervisor Cupka bringing my attention that there's an existing policy that's not easily found on the county website or elsewhere, that it dates back to August 21st, 2018. So I will certainly review that policy and see if there's need for any changes, but... Barring any changes. The policy states that if more than 30 minutes of staff time is required to perform a search, then in general, the default rule is that the hourly cost of those person are billed to the requester. As our cost of production for hard copies, it's \$0.02 per hard copy page, \$0.30 for a data disk, if anybody's still requesting data disks these days. Actual mailing cost, if it's furnished and hard copy, and then GIS records are subject to their regularly applicable GIS rates. So I just wanted to bring that to your attention.

Another matter that was brought to my attention is that the license agreement for the Historical Society was approved on November 1st in 2022. It does not have a specific expiration. However, we had discussion that we would like to see movement towards finalizing a lease within six months or so. So the six months is coming up here very closely, and I do appreciate Ms. Parker reaching out to me to check on the status. However, the Historical Society is still in the process of restoring their corporate status, so my recommendation is that it's premature to negotiate and advertise for public hearing a lease agreement until that matter is clarified, but the license agreement remains in force and effect. There's no change to that barring any action by this board. So I just wanted to raise that to the board's attention.

And then the last matter I wanted to provide an update on is that I have been nominated to serve on the Board of the Virginia Chapter of the National Association of Telecommunications Officers and Advisors. It's a relatively small group in Virginia, but they're very active. They provide a lot of good information about broadband, about cable franchises. So I've been a member of the group, but I've been asked to serve on the board, and so I just wanted to bring that to the board's attention. The elections are gonna be held later this week. That's all I have.

0:31:11.3 Chairman: Any questions? The only thing I'll bring up is, should we have a discussion about the calendar and possibly amending our...

0:31:22.7 K. Lackey: Yes, we can do that. So as mentioned, unfortunately, Mr. Collins is likely to be unavailable on the April 18th date. At the January organizational meeting, the Board of Supervisors adopted a regular meeting schedule. So if the board wanted to consider moving the April 18th meeting, it would need to be done by resolution. I had drafted a proposed resolution that I can read aloud, if you'd like me to, if that's the will of the board.

0:31:56.7 Chairman: We can allow for a second. And so I know, just like I said, maybe add a little more clarification is, I will not be available for the 18th meeting, which occasionally happens. But obviously, then the vice chair takes on that role. And so I don't know. Mr. Collins, God willing, he'll heal fast and he'll be available. Just trying to plan ahead, it's kind of what I was thinking. And in case Mr. Collins is not available, I don't want him to rush back if he's not... And so that was kind of the genesis of why I was asking everyone in regards to maybe how we wanna handle it, so whether it would be moving the scheduled date and if everyone available, then they're available, or appointing someone who would be a... Or it could even, I think, be at the meeting and then someone's just selected to run the meeting if both myself and Mr. Collins are not able to attend. And I apologize, Ms. Lackey, but I'll leave it to my colleagues to decide how you wanna handle it. I'm amenable either way.

0:33:12.3 J. Stonehill: Looking at the different... The options and stuff, I guess... I think just leave the meeting the way it is. If TC is back, that's great. If not, if we elect a temporary vice chair to run the meetings, I think that would probably do, just to keep things on the same day. And the staff and everybody knows it's on Tuesdays at 6:30, and you go from there, but I think I would be more inclined just to have a temporary vice chair if Mr. Collins is not available.

0:33:44.1 Chairman: Okay. Is the rest of my colleagues amenable to that? I might be back. It'll be very tight for me though, so that's my concern.

0:33:52.6 A. Cupka: Mr. Chair, thank you. So I think there was an option for a temporary Vice Chair, suspend the rules of our order, but I think what we were... Maybe it's just we're mincing words here. Is to select a temporary presiding officer to proceed with... Okay, I just wanna make sure 'cause that's something completely different and I don't wanna go down that road of a temporary vice chair. So I would be willing to keep the April 18th meeting, 'cause that's a Tuesday, and hopefully, Mr. Collins will be right here in his chair. And we know Wednesdays are not good days for him.

0:34:33.3 Chairman: It's true.

0:34:33.6 A. Cupka: So if we slide it to Wednesday, that would be a conflict for him anyway. So I would agree with keeping it on the 18th then and select a temporary presiding officer, should it be necessary.

0:34:48.5 C. Binder: I have no problem. And since we do the order, I would be the next person in line based on our way we've been doing it.

0:34:56.7 Chairman: That's fine. And so I just know Mr. Miller would be the one who'd have to call to order the meeting. And then I guess the board would take action, if that were the case, if it comes to fruition that that's the situation. Okay, so it sounds like we'll just continue to have it on 18th. And if Mr Collins is able to make it, he'll be here. Like I said, it's possible I can make it. It'll be really tight if I do. So just trying to plan ahead. But I think we have a plan, so thank you. Thank you, Ms. Lackey. Alright, we do... You had nothing else to report, correct?

0:35:34.4 K. Lackey: Nothing further. Thank you.

0:35:35.4 Chairman: Okay, thank you. I just wanna make sure. I didn't wanna cut you short. So next, we do have a public hearing. The King George County Board of Supervisors will now hold a public hearing that has been properly advertised to receive public input regarding the proposed amendments to Article 2 Section 2.10.2, the King George County Zoning Ordinance, that has been properly advertised... I'm sorry. I would first ask for the staff report. I will then open the floor for public comment. Public comment is limited to three minutes per speaker in order to afford everyone an opportunity to speak. Please state your name and address before you comment. Upon completion of public comment, I will bring the matter back to the board for consideration. Board may or may not take action tonight depending on information received during public comment. So I will ask for the board report first. Mr. Stuart.

0:36:28.8 Richard Stuart: Thank you, Mr. Chairman. Members of the board, I'm Richard Stuart. I'm a planner with the Community Development Office, and I'll be giving a brief overview of Case Number 23-02-Z02. So this case is an amendment to the King George county zoning ordinance to remove hospital as a by right use in the general trade district C2 and to allow the use of hospital as a use permitted only by special exception in the general trade district C2. This is an amendment to Section 2.10.2, that's the general trade permitted uses by right. If you recall back to your February 20th meeting, you directed staff to amend the ordinance by removing hospitals as a use permitted by right in the general trade district and to allow the use of hospital as use permitted only by special exception in the general trade district. Following this direction, the King George County Planning Commission held a public hearing on March 14th, where the commissioners voted unanimously to forward the case with the recommendation of approval. A hospital is defined in Section 1.9, definitions of terms, as an institution receiving inpatients and rendering medical, surgical and/or obstetrical care. This shall include general hospitals and institutions in which services limited special fields, such as cardiac, eye, nose and several others.

The term hospital shall also include sanitariums and sanatoriums, including those where feeble-minded, mental patients, alcoholics, senile psychotics and drug addicts are treated or cared for under supervision of a licensed medical personnel. I will mention that this definition will remain unaffected by this text amendment.

Additionally, the current ordinance permits hospitals only by special exception in the retail commercial, C1 district. In Section 2.10.3, that's additionally uses permitted by special exception within the general trade district, item four states, "All uses permitted by special exception within the retail commercial district." So again, since the use is permitted by special exception in the C1 district, it is automatically permitted by special exception in C2 district. I realize this is a little different from our usual text amendments, but we are working with an ordinance that was drafted in the '80s. The uses also permitted by special exception in the industrial-like district, and I will mention that the proposed amendment is in line with our current draft ordinance, and that is where hospitals are only permitted by special exception in the C1, C2 and I1 zoning districts. The proposed text Amendment will be dissection 2.10.2, permitted uses by right to remove hospital as a

by right use in the general trade district, C2, and to allow the use of hospital as a use permitted only by special exception in the general trade district. You can see example of the proposed text amendment, it is use number 10 where hospital is crossed through. All other provisions of the articles, article 2, will remain in full force and effect. And again, we can look downwards, section 2.10.3, additional uses permitted only by special exception, item four, all uses permitted by special exception within the retail commercial, C1 district. That's why it's only an amendment to the permitted uses by right as it's already permitted in the special exceptions.

And with that in mind, we will end on the recommendation from the King George Planning Commission and the Department of Community Development Staff to approve case number 23-02-Z02, amendment to the King George County zoning ordinance to remove hospital as a by right use in the general trade district C2 and to allow the use of hospital as a use permitted only by special exception in the general trade district C2. At this time, I'd be happy to answer any questions you may have.

0:40:17.5 Chairman: Does anyone have any questions for Mr. Stuart before we open the floor for public comment? Okay, thank you, sir.

0:40:24.5 R. Stuart: You're welcome.

0:40:25.7 Chairman: As I said, I will now open the floor for public comment upon this public hearing matter. So if you do have public comment, please limit it to three minutes per speaker in order to afford everyone opportunity to speak, and please state your name and address before you comment. I will open the floor for the public hearing now. Mr. Dines, do we have anyone online?

0:40:52.6 C. Dines: No, Mr. Chairman.

0:40:55.3 Chairman: Did any of my colleagues receive correspondence upon this text amendment? Okay, I will close the public hearing and bring it back to the board for discussion or action.

0:41:10.1 A. Cupka: Mr. Chair?

0:41:10.9 Chairman: Yes, ma'am.

0:41:11.5 A. Cupka: I move to approve Case Number 23-02-Z02, Amendment to the King George County Zoning Ordinance to remove Hospital as a by-right use in the general trade district C2 and to allow the use of hospital as a use permitted only by special exception in the general trade district C2 as presented.

0:41:33.0 J. Stonehill: Second.

0:41:34.0 Chairman: We have a motion probably seconded. Do we have any discussion? All in favor say aye.

0:41:38.8 C. Binder: Aye.

0:41:39.4 A. Cupka: Aye.

0:41:39.8 J. Stonehill: Aye.

0:41:40.6 Chairman: Any opposed? Chair votes aye, motion carries. Thank you. Alright. Next we have presentations and reports. Mr. Beale, Secondary Six-Year Plan presentation.

0:41:53.1 David Beale: Good evening. David Beale, VDOT resident engineer. It's good to be with you all. So it's that time again, time to update the Secondary Six-Year Plan. I was encouraged... You made me drive. Alright, I was encouraged to hear Ms. Cupka's comment. People are paying attention with a timely comment on which road they would like to be hard-surfaced. These slides are updated from last year, pretty much the same, but we'll run through them and take any questions you all might have.

So this is Secondary Six-Year Plan, so we're working on secondary routes. Those are the routes numbered 600 and above. So not our primary routes, but our secondary routes. It's a six-year plan, so this is fiscal year '24 through '29. This is the cover sheet of the plan. When we're all done, I'll sign off and the county administrator will sign off on your behalf. The funding comes from two sources, tele-fees and unpaved roads. Unpaved road money needs to be spent on roads that have a traffic volume higher than 50 vehicles per day, which we'll see those in a minute. Tele-fees can be spent on almost anything you want to spend them on. And those allocations are estimates, especially in the outer years. We have one project that remains in the Secondary Six-Year Plan. You all prioritized last year the second part of Prim Road. We hard-surfaced the first half of Prim Road last year, and we have shuffled money around that was left over from the other projects that were on the plan that we completed. And the good news is that fiscal year '24 starts July this year, so we plan to hard-surface the second half of Prim Road later this summer and into the fall.

So that will leave you with no projects left in your Secondary Six-Year Plan and a lot of money. So we get to allocate about 2 miles worth of roadway if you continue to choose the hard surface roads with your funding. But you can see we parked all the outer year money in your county-wide engineering and survey. I'd like to leave \$25,000 in there in case something comes up that we need that for. But that still leaves almost \$400,000 in that line item that we can allocate. And then the unpaved roads, there's \$450,000 there that we can use to allocate for projects. Gives us a little over \$850,000ish. We roughly budget about \$80 a foot on hard surfacing roads. So if you wanna allocate about 2 miles for the Rural Rustic Program, that would be about the limit. Of course, tele-fees can be spent on most anything. So I've had conversations with several of you about drainage projects, and one of your constituents contacted me this week about widening Lambs Creek Road. That would be a significant project that we wouldn't be able to fund within the six years without additional funds. But there are a lot of competing interests, but typically the board has hard-surfaced existing state-maintained gravel roads with this funding. That's the Rural Rustic Program.

Rural Rustic Program's practical approach to paving Virginia's low volume roads. It aims to keep traditional rural lane ambiance while improving road services within the right of way. It must already be in the state system, so we're not taking in any new gravel roads that can't carry more than 1500 vehicles a day, which all of your existing state-maintained gravel roads are nowhere near that. It does have to be allocated as a line item in the Secondary Six-Year Plan. It is for predominantly for local traffic. So if there's a big development that's coming or you're gonna rezone a track, that gravel road that you wanna do that on, if that were the case, may not be a good candidate. And it does just need minor drainage improvements.

So these are your list, this is your list. This is what's left. You can see Prim Road Route 625. The Y indicates it's already on the Secondary Six-Year Plan, so that's what's left on there. The roads in yellow are the ones with more than 50 vehicles per day. So your unpaved road funds have to be spent on that list. If there are roads on the bottom half of the list that you wanna hard-surface, we would need to use tele-fees for that.

We heard the comment about Dixon Lane. I'm reminded of Mr. Granger's comment last year about bang for your buck. Certainly that 70 vehicles a day, less than a quarter mile road, it's pretty good bang for your buck. I'd be remiss if I didn't advocate for my guys. The area headquarters, which Dennis is here to make sure I say it, they're anxious to hard-surface Bald Eagle based on some additional houses and traffic that's on Bald Eagle Drive. That is 1.8 miles, so it would use up most of that funding. But it's the board's priority. You set the priority, you name the projects. So if you have anything else you want us to consider, we can do that too.

0:47:37.1 Chairman: Thank you, Mr. Beale. Did anyone have any questions?

0:47:39.8 C. Binder: I do.

0:47:40.4 Chairman: Sure.

0:47:41.1 C. Binder: Thank you, Mr. Chair. You had mentioned Bald Eagle, 'cause I've had folks reach out to me about Bald Eagle. So Bald Eagle is possible to be under the main... On the six years road plan?

0:47:51.8 D. Beale: Mm-hmm.

0:47:52.5 C. Binder: Okay. And then one of the things... I've talked to you a lot because there's quite a few developments that aren't technically subdivisions because they were incorporated before the Chesapeake Bay Act. And just for clarification to the public, not every Rural Rustic road, or what you think is a Rural Rustic road, can be in this road system, correct?

0:48:13.0 D. Beale: Right. I mean, there are a lot of gravel roads in the county that aren't state-maintained. So if the road has a route number and its gravel, then it could be part of this program. But if it's just a private gravel road and VDOT doesn't maintain it, it would not be part of this program.

0:48:29.0 C. Binder: And that's why I asked because especially since I've had a lot of people just assume because the road is dirt and gravel that it can be part of this, but if it doesn't have a route number, it can't be.

0:48:39.1 D. Beale: Right. So we have another program called Rural Addition. This is Rural Rustic. The other one's called Rural Addition, and that's how you get a rural route into the state system. It's a high bar, takes a funding source, which a lot of times when there's no HOA or no county funds, nobody has the money to do the road work to bring it into the system. We don't accept any more gravel roads.

0:49:05.8 C. Binder: And then my question is, Mr. Dines, can you go back to the chart of the roads?

0:49:10.4 D. Beale: I can do it.

0:49:15.6 C. Binder: Is... Where is it? Where is it? Big Timber. How much of that... Is that all of the road, Denise, or is that part of the road, the links for Big Timber?

0:49:27.8 D. Beale: That's almost a mile. So Big Timber is paved part the way down, so that's from the end of the paving and then...

0:49:35.0 C. Binder: So it's the rest of the road?

0:49:36.0 D. Beale: Right.

0:49:36.9 C. Binder: Is there any water issues anymore on that one, or is it still... Is that...

0:49:44.6 D. Beale: I'm told it's good.

0:49:45.8 C. Binder: Okay. Just wanted to make sure, 'cause I used to get a lot of complaints about Big Timber and Prim.

0:49:49.6 D. Beale: Done some ditching through there. If there are water issues, we can certainly work to take care of them.

0:49:54.9 C. Binder: I haven't had any recently anybody reaching out. I just wanted to ask that question. Thank you. I appreciate when you answer all my questions, especially when you gave me the explanation of the tele-fees, which was very insightful, but thank you.

0:50:11.1 Chairman: Ms. Cupka?

0:50:12.4 A. Cupka: Thank you, Mr. Chair. Thank you, Mr. Beale, for coming out this evening. So I would be in favor of moving forward with Dixon Lane and Bald Eagle Drive, both from a public and state benefit, facility benefit as well. I know in early 2021, a number of the parcels from the sale of the golf course were on Bald Eagle Drive, and they're now individual lots with houses in some form, either finished or under construction, so there are a few more folks moving in there that could also benefit. And so there will be more vehicles per day, I would imagine too, because your data for VPD is from 2021. So I would definitely be in favor of moving forward with those two. But as an aside, Alden Road, I know there are lots of drainage issues there, standing water issues, washout issues that perhaps this might not be a good fit because it would require a lot of work, but do we have any kind of plan for Alden Road? Because when it gets bad, it gets really bad. It gets darn near impassible.

0:51:33.9 D. Beale: Right. So down there in the bottom, we can't do any major work without identifying a project. So you could identify a project to raise that bottom up so that it doesn't flood and then do a drainage project on Alden. You could make that a project using your tele-fees, and then you could come back later, and if you wanted to make that a Rural Rustic at some other time, you could do that. I'll commit to you that we'll do everything we can with the forces that we can, but we're maintaining the existing infrastructure in place as it is. So when you get a heavy storm and the ditches are full and the pipes are full and water starts running across the road, we're gonna build the road back, but we can't create a project to raise the road or acquire right of way or easements or whatever without it being a designated project in the Secondary Six-Year Plan.

0:52:34.4 A. Cupka: Okay, thank you very much.

0:52:37.9 Chairman: Mr. Stonehill?

0:52:40.6 J. Stonehill: No real questions. I just wanted to say thank you. Thank you, Mr. Maxie, for coming out. And thanks for taking care of those emails that I sent in on different roads, and just also remind the public that they can go to myvdot.com.

0:52:57.8 D. Beale: Virginiadot.org.

0:53:00.2 J. Stonehill: Okay. And then set up an account and they can send requests directly to them. And they're very good at responding back to you, so just remind the folks about that and just say thanks again for all that you all do.

0:53:16.3 D. Beale: I appreciate that plug. Another way is 1-800-FOR-ROAD, which may be easy, F-O-R R-O-A-D. And I'll just tell a quick little story. I was sitting in church, and my uncle was giving a hard time about a pothole he hit, and I was like, "Look, let me just put this in for you." So I'm sitting there in church and I put it in, and I've gotten three texts today... That was Sunday. I've gotten three texts today saying that, "The pothole is filled." I'm like... I used my wife's name. They didn't even know it was me. So it was just kind of funny. So the system works sometimes. If you all don't have any more questions, I would like to hit a couple of things that are on my report. I'll send my report in for the meeting later this month. But there is a lot happening all at once in King George, and I just wanna make sure as many people know about it as I possibly can. I'm gonna skip... I'm using last month's report, but on the payment schedule of the Plant Mix work starts where Route 3 becomes divided outside of the courthouse and runs through to 301.

They're looking to start late April, early May. The Cape Seal, which is in all the subdivisions, those door hangers have been distributed, so we'll start seeing action on all that in the next couple of weeks. We have a Highway Safety Improvement Project, upgrading signage, curve warning signage, on 218. That's out for bid. That'll be done this summer. We're gonna do Prim Road, hard-surface the second half of Prim Road later this summer. A smart scale project at 206 and 218 is underway. That's under construction, the Scour project that we've been tracking for a few years on 301 Southbound on Pine Hill Creek, which is the bottom between 205 and Route 3, that's been... Bids came in high, but we're moving towards award. And just a reminder, there'll be a lane closure southbound on 301 for six to nine months while that project goes on. That'll be the right lane southbound. The bridge on Prim Road, State Force's bridge crew is getting ready to replace that. I sent an email about that. I believe that start is April 17th. And the Beeman repair project on Fletcher's Chapel over the railroad, that should be completed in June. So pretty much everything on my list that we've been looking at for, I don't know, a year or two is gonna be under construction this summer. So it's gonna be a busy summer. I'll just remind the public, if you see the orange signs, orange cones, slow down and give those guys a break. We're trying to make it better for everybody to get around. So with that, that's it. I appreciate you guys.

0:56:07.8 Chairman: Mr. Beale, I really appreciate you coming out. I'm just gonna ask real quick, and I think Ms. Binder then had another question. So you said we have about 2 miles roughly, so if we were to move forward, once we get to the point where we make the decision officially with Bald Eagle and Dixon, that's 1.01. So is that okay with like roughly? Like is it roughly above or roughly below?

0:56:28.5 D. Beale: We can make it work.

0:56:29.2 Chairman: Okay, just trying to understand.

0:56:30.5 D. Beale: \$80 is pretty conservative. And when it's all on the same road, we come in a lot less. Like we had a \$500,000 and something estimate on Prim, and I think we're just under 400,000. That's why we got to move the money to the second half. So there's an economy of scale when we're all in the same road going the same way. We're not gonna pick up and start over.

0:56:51.6 Chairman: Okay, I appreciate it. Ms. Binder, you had another question?

0:56:54.0 C. Binder: Since you're here, I just wanted to thank you personally. I did notice your crew did fix in the in-drive crossover to 301 and it is much easier to going up where you're afraid you're gonna drop in a big hole, so I do wanna... I appreciate you looking out for the constituents of the Shiloh and those that travel 301, that little cut through that was a little deep there.

0:57:14.6 D. Beale: Right. Thank you.

0:57:16.9 C. Binder: So thank you.

0:57:20.3 D. Beale: Alright. And we'll have a public hearing in May. I think we're aiming for the second meeting in May.

0:57:25.0 Chairman: Sounds good.

0:57:25.8 D. Beale: Okay. Thank you.

0:57:26.7 Chairman: We'll get it done. Thank you, Mr. Beale. Alright, we have a presentation on the Regional Opioid Projects.

0:57:39.6 Joe Wickens: Thank you, Mr. Chairman. Members of the board, my name is Joe Wickens. I'm the Executive Director with Rappahannock Area Community Services Board. I was invited to come and provide some information and share some information about the opioid abatement regional initiatives. And just to give some context and history to this, just in case you're not too familiar with it. Back in 2021, a General Assembly established the OAA, the Opioid Abatement Authority, as an independent body with sole task of remediating and providing abatement to the opioid epidemic in the Commonwealth through financial support, through its fund. And this was made possible because of a large class action suit that resulted in a settlement involving a number of major drug manufacturers and distributors, resulting in tens of billions of dollars to be paid over a course of 10 to 18 plus years. And a portion of that or a percentage of that would be allocated and distributed to localities. Actually, every locality in Virginia. And so fast forward to the end of last year, the George Washington Regional Commission invited the localities to come together and us to discuss and also hear a presentation by the OAA director, who provided an overview of the funding sources, the criteria that needed to be used for the funding, how it works, etcetera. And the mission or the goal after that was to get together with each of the localities then come up with a plan of how we wanted to use these local funds as well as perhaps apply for regional funds. And how it was presented was because the localities were receiving this direct local funding, and we were in a position, we're providing the opioid type services, or we have a history of providing those services, we wouldn't have to start from scratch. It's kind of a mutual partnership, natural type of partnership. So it made sense. From there, the task was to meet with each of the counties. King George reached out to me. Actually, Mr. Miller reached

out to me. Actually, King George was the first to reach out to me saying, "Hey, let's talk. Let's figure this out." So I met with his team, brainstormed some ideas of what we could do to provide supports to fill a gap in our community, and did so with the other localities.

The next step was to meet as a region, each representative from each locality was to meet as a region, and we did that last month, to kinda carve out and hone down our plans to something that we felt was deliverable. And we came up with two separate plans, two different projects, one requiring direct local funding as a source, the other one requiring more regional funding, which we would have to apply for, if that makes sense. And so just to kinda give you a brief rundown of each of the type of programs that we're talking about, the proposal for the local funds from each locality, will provide and support, dedicated detox beds. In one of our current facilities, we run a crisis stabilization residential program called the Sunshine Lady House in Fredericksburg, and it's a 12-bed facility, and we would dedicate three of those beds for detox for individuals with a opioid use disorder. There's a lack of detox facilities or programs in our planning district. In fact, the closest one is out in Culpeper, Boxwood. And we know this because we used to operate detox beds at this facility before we had to close down during the pandemic, and we haven't been able to open back up. So we're hoping that this funding would be able to allow us to initiate that again.

The plan would be for each locality to support this program by paying for a portion of it based on the services we provide currently to each locality. So in other words, King George represents 9% of all the services that we currently provide, so the cut would be 9% for King George, equivalent to about \$22,000 per year. The total cost is \$247,000 per year. And the hope would be that after the first year, it would subsequently go down because we'd be able to bill for some of those services. So that offsetting wouldn't happen totally, it wouldn't cover the complete cost, but it would cover a portion of it. We would need ongoing funding for it.

In addition to the funds that go directly to the localities, the Opiate Abatement Authority also provides funding that is distributed using a grant process. And so the criteria for this is at least two localities partner together along with the provider and submit a grant application based on a service plan. And the plan that we proposed and came up with was for what's called a mobile MAT program. MAT stands for medication-assisted treatment program, and it's an evidence-based practice. It's based on providing medication coupled with intense outpatient services, and we help folks on the road to recovery so they can function daily and be able to maintain jobs and relationships and daily life, really.

But the idea is for a mobile MAT, currently we operate a MAT program at our Fredericksburg clinic. It's highly successful. Highly costly too. It's currently at a deficit. We pay a deficit but it's what we feel that it's worth continuing, especially given the current times and what's happening with the epidemic. But the idea is for this mobile MAT, a large vehicle that's equipped with clinicians and certain staff to be able to come to individual counties where they live. Versus having to come up to Fredericksburg. And one of the biggest barriers is transportation. In addition to transportation, there's just a number of folks, even if they're in Fredericksburg, even if they come to Fredericksburg, sometimes there's a challenge for them to even come and receive services. We literally have actually, we've seen people in the parking lot just trying to convince themselves to come in and receive services. And so we feel that if we come to the counties directly, we kind of open that door a little bit more to provide access for them. And it's not a new idea. It's not a new model. We're basing it off of something that's occurring in other places.

And more research is to be done by it. There's not a lot... We know... It's something that would have to be really highly coordinated, especially if we're going to visit all the localities and all the counties in our planning district. But the cost for that service would be \$695,000 per year for the first year. And that would, after the first year, we're planning for that cost to be reduced to \$525,000 ongoing. We plan to also offset this service. But unlike the detox service, this service doesn't provide much

of a reimbursement if we did bill. It's high cost. And so it would require ongoing funding for this. The project would require us to apply for, it allows us to apply for a five-year term. And that's what we would do, upon which our understanding is we would reapply.

The regional application is due May 5th. And the current plan is for the localities to discuss and hopefully approve the local funding as well as the regional funding. There's an effort to combine the two to get a commitment for the local funding, but also couple it in our grant application to bolster the application to show that we have commitment for this other project. We want to do the same thing for the mobile MAT, to hopefully allow it to have a greater success, if that makes sense.

Currently, as it stands, as of today, last week, Caroline County came back and said, "We're in." The Board of Supervisors approved this the staff request to commit to both local and regional funding. The City of Fredericksburg contacted us earlier this afternoon saying they plan on providing this information to their board. It would require that there is a lead fiscal agent to submit the application. We, as a provider, are not allowed to. And Stafford County has already given us a soft agreement saying, "Yes, we'll be the lead fiscal agent," but they still have to get board approval. That's where we stand currently. I know that's a lot of information real fast. Any questions?

1:06:45.6 Chairman: Thank you, Mr. Wickens. So, you've heard back from Caroline and that they have approved, and the City of Fredericksburg is considering. Has Stafford or Spotsylvania been reached out to or is it...

1:06:56.9 J. Wickens: Stafford, we've met with ongoing. They plan to participate 100%. They're in the process right now, just as you are. Spotsylvania, don't know yet.

1:07:09.0 Chairman: Okay. I appreciate it. And you said it was, so the total, your plan for the Mobile MAT Program was a total of \$695,000 a year.

1:07:17.9 J. Wickens: For the first year.

1:07:18.5 Chairman: For the first year, but that's the total across all the monies coming in in order to fund the project. Program.

1:07:26.2 J. Wickens: Well, here's... That's a good question. Let me, let me clarify a little bit. For the regional application, it doesn't, that funding does not touch your local funding. That's a completely separate pot. That comes directly from the opioid abatement authority.

1:07:39.2 Chairman: Okay. Yeah.

1:07:40.1 J. Wickens: Did I answer your question?

1:07:41.6 Chairman: Yeah, I think we're good. Yeah. I appreciate it. Do any of my colleagues have any questions for Mr. Wickens? Ms. Cupka?

1:07:50.3 A. Cupka: So you did just answer the question I was going to ask. Can we use our opioid abatement authority money for the local match for the regional project?

1:07:58.9 J. Wickens: Yes, absolutely.

1:07:58.9 A. Cupka: Yes. So is it SAMHSA that you're applying for the grant or?

1:08:03.3 J. Wickens: It's not. It's directly to the opioid abatement authority. It's their grant. They've awarded, I mentioned earlier about the portion or partial of a percentage of the total funds to direct local, direct localities. 15% of the funds go to the localities. There's another 35% that you have to apply for. And that's the pot that we're actually reaching and trying to obtain. And then the other percentage goes to state and other places.

1:08:33.2 A. Cupka: So you, and this was for five years, right?

1:08:38.6 J. Wickens: Correct.

1:08:39.6 A. Cupka: So maybe...

1:08:40.8 J. Wickens: For the regional applications.

1:08:40.9 A. Cupka: For the regional application, yes. So maybe when, if we get, if you were to succeed in getting that grant and SAMHSA still has a grant later, maybe you could apply with them because they have one here because that's why I asked you.

1:08:57.3 J. Wickens: Absolutely. In fact, our backup plan, because one of my questions is say the opioid abatement authority chooses not to continue to provide funding for us. We have this great service. What do we do? Our current MAT program is at a deficit of about \$150,000 a year because of the state's, I'm trying to say this very, the state provided initial funding to cover the full cost and they pulled back a little bit. And that was based on the SAMHSA grant. So the backup plan would be that we would apply for SAMHSA grants to provide ongoing service. Yes.

1:09:31.5 A. Cupka: Okay. Thank you so much.

1:09:36.3 Chairman: Ms. Binder, Mr. Stonehill, do either of you have questions for Mr. Wickens? Okay. I appreciate it. Thank you very much. I'm sure we'll be considering in the future meetings.

1:09:47.1 J. Wickens: Okay. Thank you very much.

1:09:55.4 Chairman: All right. Action items. We have Department of Finance amend and appropriate fiscal year 2022-2023 budget for the LATCF.

1:10:05.8 Donna Hahn: Good evening, Mr. Chair, members of the board. Back on December 7th, 2022, on direction from the board, staff completed an application for an additional \$100,000 of ARPA funding through the LATCF, which is the Local Assistance and Tribal Consistency Fund. The application for funding was approved and the county has received the first half of these funds in the amount of \$50,000. Staff suggests that we establish jail code lines similar to what we did with the federal buckets that we received to set up a revenue line and an expenditure line for projects. And that we would put the \$50,000 in that so that we can have that available should you got the board decide to do a project with that money similar to the other. So with that, I would ask that you authorize the county administrator to amend the fiscal year 2022-2023 budget for the \$50,000 funds received from the LATCF and to appropriate the funds as presented.

1:11:17.6 Chairman: Any questions for Ms. Hahn?

1:11:22.1 A. Cupka: I do have a question. And it's not, I don't have an issue with the action, but I'm just curious, has staff identified any projects to which we could apply these funds?

1:11:35.4 D. Hahn: It's possible that the action item that is following could possibly use those funds. I think that what the chief is going to come up and ask for next is within that cost range. I think it's a little bit less than that. But other than that, we, you know, because it's a smaller bucket of money where we've been doing some of the larger projects using the other tranches of money that we've received.

1:12:11.7 A. Cupka: So the only reason I ask is because we were eligible for this money because we host a federal installation here. Is that correct?

1:12:23.2 D. Hahn: I'm not sure all the parameters that were listed in there on the application.

1:12:35.5 A. Cupka: That was my understanding was that we were eligible for this money, this additional money, because we have a federal installation in our community. So I am not going to say no to the suggested use later, but I just was curious if anyone thought of that and had any items or projects in the Dahlgren district that could use it. That's all.

1:13:02.7 D. Hahn: Not that has been brought to my attention at this time.

1:13:04.6 A. Cupka: Or maybe Mr. Stonehill has any input to offer. I don't know. I'm just making a suggestion based on where the money came from.

1:13:16.0 Chairman: Any other questions for Ms. Hahn? Okay. I'll entertain a motion if anyone would like to make one.

1:13:26.2 J. Stonehill: Mr. Chair, I move to authorize the County Administrator to amend the FY 2022-2023 for the 50,000 funds received from the LATCF and to appropriate the funds.

1:13:44.0 C. Binder: Second.

1:13:45.3 Chairman: We have a motion properly seconded. Do we have any further discussion? All in favor say aye.

1:13:49.1 C. Binder: Aye.

1:13:50.6 A. Cupka: Aye.

1:13:51.1 J. Stonehill: Aye.

1:13:52.7 Chairman: Any opposed? Chair votes aye. Motion carries. Thank you, Ms. Hahn.

1:13:53.5 D. Hahn: Thank you.

1:13:57.1 Chairman: I believe we have Chief next. Some mechanical ventilators is my understanding.

1:14:05.6 Chief David Moody: Mr. Chairman, and members of the board, good evening to you. This item is for the authorization to purchase two ZOLL portable mechanical ventilators, the Department of Fire Rescue is in need of replacing our two existing mechanical ventilators. Due to recent failures and hardware issues, these ventilators are used for a variety of medical conditions and required for optimal care in patients exhibiting respiratory failure for various reasons. Trauma, CHF, congestive heart failure, strokes, coma, opioid overdoses, trauma, respiratory, and cardiac arrest events. The recommended action would be to authorize the County Administrator to take the following actions. Transfer the funds in the amount of \$42,299.90 from the American Rescue Plan projects. Line to the general ledger expenditure line to be created for ARP ZOLL mechanical ventilators. And authorize purchase of the two portable mechanical ventilators in the amount of what I just stated, \$42,299.90. And happy to answer any questions about this equipment, what it's used for, etcetera.

1:15:19.4 Chairman: Thank you, Chief. Does anyone have any questions for Chief? So these would be coming in to replace existing ventilators that are nearing end of life?

1:15:33.2 Chief David Moody: Correct, yeah. What our plan is, is we would actually kind of put these in a reserve capacity, the ones that we currently have, and then these would be front line in the field. So...

1:15:45.1 Chairman: So we'd hold on to the existing ones we have as backups is the idea?

1:15:50.0 Chief David Moody: Yes, sir, that's the plan.

1:15:50.2 Chairman: Okay. Is there any way to like refurbish those? I don't know if that even makes sense.

1:15:56.3 Chief David Moody: There is not. It's become an older type of technology. I mean, we bought them used. We knew that they were, when we purchased them years ago, that they were towards their end of life. There were more companies that were willing to and able to make repairs and conduct the annual service. We're seeing that go down. So, you know, we could be within the next couple of years, we just can't, you know, we can't find any parts if something breaks on them. But they have to be serviced and they have to be inspected and tested annually through a licensed biomedical service if it gives you any indication as far as like the value. ZOLL, for these of almost \$42,300, they would give us \$500 apiece for trade-in on our existing ones. So you can see certainly quite a difference in value from what we currently have to the most updated technology. And just as a point to mention, I know it was mentioned about, you know, last week was certainly a hectic week for everyone in this room. But, you know, right after that incident, we used one of these mechanical ventilators right down the road. We had a elderly female go into cardiac arrest and, you know, our existing ventilator, we use those for situations like that. Just one of the many life-saving tools that we, you know, we carry in the toolbox. So...

1:17:33.7 Chairman: I appreciate it. Thank you, Chief. Mr. Stonehill.

1:17:41.0 J. Stonehill: The Lifespan on these things?

1:17:43.7 Chief David Moody: It could be 10 to 15 years, it just really depends on the amount of

use. So it's got quite an extended shelf life. And these, I will say that this is a newer product that ZOLL has come out with, so it's not like, you know, on the end of their design period.

1:18:02.0 J. Stonehill: The older ones, getting rid of those, I mean, are they worthwhile even to donate to a smaller department that can't afford something or are they just not usable?

1:18:17.0 Chief David Moody: Well, we still have, the reason why I think it's, we should keep on to them for a while is because then, you know, we would have four, you know, especially with some of the unknowns about, you know, what we're seeing, some of the changes we're seeing in the county. We got to, you know, certainly with the substance abuse facility, you know, where opioid epidemics is, you know, is we're seeing that trend, you know, start seeing some more increases in that. So right now, I think we ought to keep them and then if we get to that point, you know, we possibly look at donating something to another community.

1:18:55.4 J. Stonehill: Yeah, I was just saying down the road when you said that, you know, they'd give you 500 bucks for them, you know, which is not a whole lot, but if they could be used elsewhere.

1:19:06.5 Chief David Moody: Absolutely.

1:19:07.9 J. Stonehill: Thank you.

1:19:08.6 Chief David Moody: Certainly keep that. And we've done that from time to time. I think we just donated some medical equipment recently that, you know, we couldn't, was no use to us, was no use to anyone else. So...

1:19:21.6 J. Stonehill: Good. Thank you. Thank you.

1:19:25.5 Chairman: Any other questions?

1:19:27.4 J. Stonehill: All right. I move to Authorize the County Administrator to take the following actions. First, transferred funds in the amount of \$42,299.90 from the American Rescue Plan projects line to a GL expenditure line to be created for ARP ZOLL mechanical ventilators. And then two, authorize the purchase of two ZOLL portable mechanical ventilators in the amount of \$42,299.90.

1:20:04.2 C. Binder: Second.

1:20:04.6 Chairman: We have a motion properly seconded. Do we have any further discussion? All in favor say aye.

1:20:09.8 C. Binder: Aye.

1:20:10.7 A. Cupka: Aye.

1:20:11.9 J. Stonehill: Aye.

1:20:12.0 Chairman: Any opposed? Chair votes aye. Motion carries. Thank you, Chief.

1:20:13.1 Chief David Moody: Thank you.

1:20:18.5 Chairman: We do not have any discussion items, so I'll move on to the County Administrator's report.

1:20:25.4 C. Miller: Thank you, Mr. Granger. A couple things. I sent a memo to you earlier that came from Miss Gump that she had requested a use of the floating holiday this Friday, the 7th. I see no reason that that's a problem. She, I know, is open when other county holidays are going on, so I think she is looking to give the staff a break. Obviously, she's going to get ready to crank up here soon, and they'll start throughout the rest of the calendar year. She'll be dealing with early voting and all that, so. Bridge closer. I think that some folks already received the KG alert, so tomorrow I believe it's from 9:00 to 10:00 is the next step that the Maryland Transportation Authority will be doing. The contractor there on the old nice bridge, and so if you get a chance to get up there, I would advise to get up there well before 9 o'clock because I think they'll start backing up traffic, you know, around that time. So I know last time there was a pretty good traffic delay, and it had already happened. So if you can get up there, then, you know, I know they don't want looky loos, but I know this is kind of a historic event, you know, as it comes down. So, Mr. Stonehill already has his spot reserved, I believe, don't you?

The current Christmas tree, so we mentioned that we have a little committee and Mr. Granger, I think, is the chair. I've conferred with him. They are looking. The general properties crews want to cut the existing tree down. As we reported, it's diseased. It's just going to get worse. They want to do it next week. I had said, Okay, well, let me just make sure the plan is we'll get a green giant. It'll come from the Meadows Farms, nurseries and landscape in Stafford. It's going to be about \$500 to \$600. We are looking for a little higher size, but 12 feet is the best that they've got. So it's going to start out kind of a Charlie Brown a little bit, but I think it's going to turn out to be, you know, something really nice. They look at the date of receiving the tree is April or May of this will be this month or next month of, you know, so they'll get it in plenty of time before the real warm weather hits and then they'll take care of it. I think I reported when I mentioned this earlier that because of the diseased nature of the existing tree, the arborist for Stafford County had come out and indicated that you have to be very careful about how you remove that. And so the plan is obviously to cut it down, then grind it and then get it out of there. And so that it doesn't, the fungus that is is very infectious to other plants. So I think that's the key is to get it away as fast as you can. So if you want to watch it, we can let you know or we can film it. But anyway.

A couple of things on your to do list, just... I wanted to provide you with an update, I think we moved some things prematurely to completed and they're not, but I'll provide you with an update. This is the non-capital items. These are the items that are dealing with ordinances and things like that. That indicates those are completed. Some of those are not completed. The salary survey is certainly not completed. Cigarette tax collection and enforcement is a constant deal. The Birchwood rezoning project is obviously the existing effort that they had was is completed. But there are other we were hearing that they're interested in coming back. So that will possibly be a project that will have like a phase two, hunting with dogs. I believe that's something that Ms. Lackey is still dealing with. Is that correct?

1:24:54.0 Ms. Lackey: So Jessica and I are tracking the Court of Appeals decision, but the Circuit Court decision was to uphold the state law, which would not allow the action that the citizen was requesting. So that's just something that we're tracking, but there's not expected to be any immediate actions.

1:25:10.1 C. Miller: The financing for large capital projects, that was obviously an issue to do the courthouse, to do the public radio system, the public safety radio system. It will also, obviously, and that was for gap financing. There also will be an element of that with the new fire station when we get that ready. And then obviously you're gonna have something that'll be part of the CIP on the preschool, or at least some kind of a plan. But, so that may come back. I will tell you this, that there's several new items that are gonna be added that we will provide an update with going forward. One of them is obviously this opioid abatement because there's several different pots as Mr. Wickens had indicated. And the possibility that you could partner with other communities through them, that's something that is obviously gonna be presented to you here in the future. The reassessment committee is obviously another new to-do item. And Ms. Lackey and I will sit down and craft some kind of a proposed plan of or structure for you all to consider. But I know that's something that you wanna get in place. Pyramid Health, which is, it's on the existing one for you. That obviously is an ongoing situation. It's an ongoing situation 'cause of the staff time that's involved in working with the citizens down there and obviously trying to work through this process with the folks from Pyramid Health. I think it's safe to say that we have not had any, obviously no, as I reported, we've not had any kind of communication from them. And I know that that is a concern and it is a concern to staff, but they've not also been communicating with community development. They've done nothing. So there's no permit pulled, there's been no meetings with them. So essentially it's gone silent. And I'm not saying that it's gonna remain that way, but I do say that from the standpoint of the citizens, I think, there's no immediate issue of them doing what they're gonna do or in terms of their building. Micro wineries will be another item that we'll put on there. I will report that the Micro winery special exception will be on the planning commission next week on Tuesday the 11th. And then it would make its way back to you, so, for a public hearing to be adopted. So that could be a, it might have a short life on the to-do list, but it'll be on there. And again, my plan is to give you, be the board of supervisors is, I mean, you got a lot of to-dos going on and we've broken them down by capital and non-capital.

I'd like to do the front meeting of the month on non-capital to give you updates and then we'll provide you a little focus on the second meeting of the month on the capital items just to keep you, just to break it up. I'm happy to talk about any item on the to-do list. It doesn't mean that we don't wanna talk about it, it's just, I think for the sake of management of information and how processing it, I think it would be important to do that.

Budget meetings, as you know, you're meeting on Thursday at 6:00 PM here in the boardroom, we basically pushed the meeting from last Thursday due to the unfortunate events that happened with Mr. Collins and everybody was in agreement that we should cancel that meeting. So I think that's very important. But, Dr. Boyd and the board will be here to pick up and start that discussion. And then the 13th, I believe, Mr. Granger, you were not gonna be in attendance. So the question would be then you guys can make a decision if you want to have another meeting on the 13th or if you wanna just wait until the 20th. I know Ms. Hahn is getting sweaty and nervous over there about the timeline, but I know that our plan is to get you as much information for the meetings going forward after the school board.

1:29:55.2 Chairman: I'll ask my colleagues, do you wanna hold one on the 13th? I will not be able to attend that one, but if you would like to, I'll leave it to you guys to make that decision.

1:30:06.5 A. Cupka: Mr. Chair, can I ask a question?

1:30:09.2 Chairman: Yes, Ma'am.

1:30:10.1 A. Cupka: Thank you. So the content of that meeting on the 13th, would that be what would've been the content on the 6th?

1:30:18.0 C. Miller: Yes, ma'am. And that would've been all of the other county functions talking about proposed pay increases, bringing back any departments that you specifically wanted to have that I believe Mr. Collins had asked for that were 20% or more on their budget increases and then I think the other thing we were gonna do is have a kind of proposed general budget of the whole package. And we can make whatever changes might be made out of the result of the meeting on the 6th, we could then have that ready for you to review on the 13th. So if that does not work, we can move it to another time. Certainly understand.

1:31:01.4 A. Cupka: I feel like between you not being available, Mr. Chair and perhaps our other member could use a little more time 'cause this is just next week we're talking about. So I definitely appreciate staff's concerns, but I feel like it would be prudent to forego a budget work session next week so that we could have fuller participation by everyone the following week. Thank you.

1:31:28.1 Chairman: Ms. Binder?

1:31:29.6 C. Binder: I was agreeing with that even if we had to make the following meeting a little longer to accommodate everything.

1:31:35.5 Chairman: Okay. Agree. Okay, we'll shoot for the 20th and if we need to, even if we need to hold more than one in a week, we might be able to facilitate that maybe the following week 'cause we'll have the Tuesday off then after there's a need and everyone's...

1:31:51.9 C. Miller: And I don't know if it's matters, but the 27th, if you hold a meeting, you would be doing it at Fire and Rescue Company one. So everything else is board meeting, so, or boardroom. So you're good.

1:32:02.5 Chairman: Okay. Thank you, Mr. Miller.

1:32:04.0 C. Miller: The other item I would just, wanted to point out, as you all know, if you're following Service Authority, on effective April 1st Saturday, this last Saturday, Inboden Environmental Services is now the operator for our Water and Wastewater services and they report to the, obviously the King George County Service Authority and under a contract. And I think obviously that is one of those, I don't know if it's a best kept secret or whatever, but if you're not aware of it, it is something that the Board of Directors of the Service Authority felt was in the best interest of the Service Authority going forward to work with the regulatory authority, the Department of Environmental Quality, and also to begin really turning around the wastewater operations as well as the water operations. And so some of the staff was hired by Inboden and we continue to work with staff that that was not. So another item on the Service Authority is the restructuring committee, Ms. Binder and Mr. Parker is the chair of the Service Authority board, are on committee that's working with staff on what is the future now in terms of the organizational structure for the service authority, if you're gonna have a contract to do the water and wastewater operations, I will tell you that the maintenance part of it, the maintenance of the collection system, the maintenance of the distribution system, and the various wastewater plants and the water, the well sites is still maintained by the service authority in coordination with this private operator. So,

definite, if you have any questions or any citizens have questions, please don't hesitate to ask us. Last item I would just venture to tell you about is, obviously as we are being given some degree of interest that large developments have, obviously the last issue that we had with, Birchwood, the plan of attack has always been that our community development department would contract with a third-party planning and slash development-type company. And so we did engage a new third-party for the planning purposes of whenever we have any big large developments like that. If they approach the county in terms of an application for rezoning or an application for a special exception, we will work with a third party. We have a new one that's gonna be available for the staff to use and that's 3TP and they would be handling that planning portion of it. We also are looking at our existing engineering companies that we already have existing relationships with about a site development plan review type engagement. The next thing I will tell you is that we have a procurement that's getting ready to go out, that's gonna seek other staff or other consultants for planning and development services as well. Kind of a refresh of the existing qualifications that we have. And so at this point, I will tell you that we're not getting any interest but and it's due tomorrow, but that may happen by the end of the day. However, again, our goal is to assist the community development department because they just don't have the staff to do this like a Stafford or like a Spotsylvania County for these large developments that might involve multiple uses or multiple parcels or, uses that just aren't in our current zoning bill. I guess that's it.

1:36:27.6 Chairman: Ms. Binder?

1:36:30.7 C. Binder: Yes, I do have a question. Thank you. For that new third-party planning. Who, how did we pick a vendor? How, why was it, why did we reach out for that?

1:36:39.5 C. Miller: Well, I think as I just indicated that it's evident obviously the county went through the Planning Commission and the Board of Supervisors, obviously with the last Birchwood proposal. And the discussions that we had with Birchwood was that we would always entertain the use of a third-party because your current staff could not meet the needs of existing residents for the various developments and things like that, that they have. And then also deal with a large scale development. And, that was, that's the process that we're proposing...

1:37:23.2 C. Binder: Right. But do we have, how did we come up with picking one? Did we have a committee? How did we pick one?

1:37:30.1 C. Miller: So Ms. Hall basically and myself handled the process in terms of, we engage with the conversation with either developments that, or development review companies that are on our existing list. Like we're having a conversation with one tomorrow. We've reached out to several and either due to potential conflicts where they've done some work for Birchwood or they've done some work with other proposed companies that might be associated with Birchwood. We've had to conflict them out and they've had to conflict themselves out. So we're just trying to find a company that doesn't have that relationship that they could come in to perform this work. The Berkeley Group, of course, was doing it in the whole comprehensive process. Berkeley is handling the rezoning overhaul. Going forward the decision was made that we should bring somebody else in perhaps that wasn't so tied to the rezoning.

1:38:43.4 C. Binder: I was just wondering if we put out an RFP so we can...

1:38:46.1 C. Miller: There was an RFP that was put out. Do you know Donna exactly when they

did the one recently or the one that's on the current list?

1:38:54.9 D. Hahn: So there was a, you don't have to put out an RFP unless you expected a certain amount of money to be spent. In this instance for the initial project, the cost meets the procurement standards to just get quotes and not have to put out an RFP, but for ongoing projects, and I don't know the date of that, but we have put out an RFP, it was in the last couple of weeks for a more sound contract going forward, but for the imminent need, we followed the regular procurement guidelines.

1:39:39.6 C. Miller: Which if they're under \$50,000, it's not something that rises to the board's level.

1:39:41.8 C. Binder: I was just wondering, we just reached out to new vendors.

1:39:45.3 C. Miller: Yes.

1:39:45.4 D. Hahn: Yes. And generally the department heads, know of companies that can do these kind of things, but also, and I don't know if they reached out to Megan or not, but if you go on eVA, electronic Virginia, there are certain what they call NITP codes that each vendor that registers with eVA identifies which codes in the industry that they can handle and that they do work on. And if so, if we don't know of any, we can go out and do search for vendors for that and then reach out to those particular vendors and ask for quotes.

1:40:27.6 C. Binder: Okay. Thank you.

1:40:32.3 Chairman: Any other questions for Mr. Miller? Okay, thank you Mr. Miller. In that case, I believe we do have a closed session. Does... Ms. Lackey, did you have the closed session motion?

1:40:58.8 K. Lackey: I can have the language for you. Just a moment, oh.

1:41:07.9 Chairman: Oh, I believe Ms. Fish is coming up with the information. Ms. Okay.

1:41:16.3 C. Binder: I move that the King George County Board of Supervisors convene in closed meeting for discussion of disposition of surplus properties or potential property acquisitions pursuant to Virginia Code Section 2.2-3711 (A3) to discuss the potential acquisition of real property for the purposes of fire and rescue facilities pursuant to Virginia code section 2.2-3711 (A3) and (6). These provisions permit discussion concerning consideration of the acquisition of real property for a public purpose where discussion in an open meeting would adversely affect the bargaining position or negotiation strategy of the public body and discussion or consideration of the investment of public funds where a competition or bargaining is involved. Where if made public initially the financial interest of the governmental unit would be adversely affected.

1:42:12.9 J. Stonehill: Second.

1:42:18.3 Chairman: We have a motion properly seconded. Any discussion? All in favor say aye.

1:42:21.7 C. Binder: Aye.

1:42:22.7 A. Cupka: Aye.

1:42:23.8 J. Stonehill: Aye.

1:42:24.0 Chairman: Any opposed? Chair votes aye. We are in closed session.

[Pause]

1:42:25.0 C. Binder: I move that the King George County Board Of Supervisors return to public meeting and certify by vote that only public business matters lawfully exempted from open meeting requirements by Virginia law and only such business public matters as were identified in the motion convened in the closed meeting were heard, discussed and considered during the closed meeting.

1:42:43.9 A. Cupka: Second.

1:42:50.5 Chairman: We have a motion properly seconded. We will certify by roll call. Ms. Binder?

1:42:53.4 C. Binder: So certify.

1:42:56.6 Chairman: Ms. Cupka?

1:42:57.4 A. Cupka: So certify.

1:42:58.6 Chairman: Mr. Stonehill?

1:42:59.6 J. Stonehill: So certify.

1:43:00.4 Chairman: Chair certifies, we're back in open session. I will entertain a motion.

1:43:37.0 J. Stonehill: I move to adjourn until Thursday, April 6, 2023 at 6:00pm here in the Board Room.

1:43:51.2 C. Binder: Second.

1:43:53.6 Chairman: We have a motion properly seconded, any discussion? All in favor say aye.

1:43:55.6 C. Binder: Aye.

1:43:57.7 A. Cupka: Aye.

1:43:58.6 J. Stonehill: Aye.

1:43:59.7 Chairman: Any opposed? Chair votes aye. Motion carries. We are adjourned.