



NEW KENT COUNTY BOARD OF SUPERVISORS

May 27, 2025, 3:00 PM

Boardroom, County Administration Building, 12007 Courthouse Circle, New Kent, VA
23124 - WORK SESSION

AGENDA

CALL TO ORDER AND ROLL CALL

Times are approximate

- | | | | |
|-----------|------|----|--|
| 3:00 p.m. | ITEM | 1 | Resolution R-09-25 (R1) - Easement to Dominion Energy for Electrical Service Line
<i>Rodney Hathaway, County Administrator</i> |
| 3:10 p.m. | ITEM | 2 | FY26 Tax Levies on Real and Personal Property - Ordinance O-05-25
<i>County Administrator Rodney Hathaway</i> |
| 3:20 p.m. | ITEM | 3 | Amendment to Appendix A - Fees of the New Kent County Code - Ordinance O-06-25
<i>County Administrator Rodney Hathaway</i> |
| 3:25 p.m. | ITEM | 4 | Amendment to Appendix A - Fees and Establishment of Appendix B - Public Utility Fees of the New Kent County Code - Ordinance O-07-25
<i>County Administrator Rodney Hathaway</i> |
| 3:30 p.m. | ITEM | 5 | Adoption and Appropriation of FY 2025-2026 Capital Improvement Program - Resolution R-17-25
<i>County Administrator Rodney Hathaway</i> |
| 3:40 p.m. | ITEM | 6 | Adoption and Appropriation of FY 2025-2026 Governmental and School Budgets - Resolution R-18-25
<i>County Administrator Rodney Hathaway</i> |
| 3:50 p.m. | ITEM | 7 | Adoption and Appropriation of FY 2025-2026 Public Utility Fund Budget - Resolution R-19-25
<i>County Administrator Rodney Hathaway</i> |
| 4:00 p.m. | ITEM | 8 | Adoption of Reimbursement Resolution - Resolution R-20-25
<i>County Administrator Rodney Hathaway</i> |
| 4:05 p.m. | ITEM | 9 | Other Business |
| 4:15 a.m. | ITEM | 10 | Adjournment |

MEETING SCHEDULE: The next regularly scheduled meeting of the Board of Supervisors will be held at 6:00 p.m. on Monday, June 9, 2025 and the next work session will be held at 9:00 a.m. on Tuesday, June 24, 2025, both in the Boardroom of the County Administration Building.

If a meeting cannot be held because of the closing of State and/or County offices, the meeting will be held

on the next business day that the County offices are open.

AGENDA ITEM REQUEST
(TO BE SUBMITTED NO LATER THAN 12 DAYS PRIOR TO
THE MEETING)

Meeting Date: 5/27/2025

Agenda Item

Motion: "Mr. Chairman, I move to (not required for Consent Agenda items)	adopt Resolution R-09-25 (R1) granting Dominion Energy a thirty-foot variable width easement across New Kent County owned property identified as Tax Map Parcel #37-9A.
Subject	Resolution R-09-25 (R1) - Easement to Dominion Energy for Electrical Service Line
Issue	Dominion Energy has requested an easement across county-owned property; specifically, the Henrico Jail East site. The easement is for electrical service to provide power to a cellular communications tower that was previously approved in 2017.
Recommendation	Staff recommends adoption of the proposed motion.
Fiscal Implications	None
Policy Implications	Staff is in compliance with local and State laws regarding dedication of an easement to a public utility company.
Legislative History	The Board of Supervisors previously approved a conditional use permit for the cellular communications tower in Resolution R-27-17.
Discussion	Please see the attached documents.

Time Needed:	3:00 p.m.	Person Appearing:	Rodney Hathaway, County Administrator
Request prepared by:	Rodney Hathaway, County Administrator	Telephone:	(804) 966-9683
Copy provided to:			

ATTACHMENTS:

Description	Type
R-09-25 R1 Dominion Right of Way - Polish Town Rd (PDF)	Resolution Letter
Easement (PDF)	Exhibit
Easement Plat (PDF)	Exhibit
Resolution R-27-17 Henrico Jail East CUP	Backup Material

REVIEWERS:

Department	Reviewer	Action	Date
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Administration	Hathaway, Rodney	Approved	5/20/2025 - 8:16 AM
Administration	Hathaway, Rodney	Approved	5/20/2025 - 8:16 AM
Attorney	Hathaway, Rodney	Approved	5/20/2025 - 8:17 AM

**BOARD OF SUPERVISORS
COUNTY OF NEW KENT
VIRGINIA**

R-09-25 R1

At a meeting of the Board of Supervisors of the County of New Kent, in the Boardroom of the Administration Building in New Kent, Virginia, on the 27th day of May, 2025:

Present:

Vote:

Ron Stiers
Jordan T. Stewart
John P. Moyer
Amy Pearson
Thomas W. Evelyn

Motion was made by _____, which carried _____, to adopt the following resolution:

**RESOLUTION APPROVING RIGHT OF WAY
AGREEMENT WITH DOMINION ENERGY VIRGINIA
TO GRANT A UTILITY EASEMENT ACROSS
TAX MAP PARCEL #37-9A**

WHEREAS, the County owns tax map parcel #37-9A consisting of 43 acres located off of New Kent Highway, State Route 30; and

WHEREAS, Dominion Energy Virginia has requested a 30-foot variable width easement across tax map parcel #37-9A for the installation of a new electrical line that will serve a cellular communications tower; and

WHEREAS, In accordance with section 15.2-1800(B) of the Code of Virginia, the New Kent County Board of Supervisors have conducted a duly advertised public hearing; and

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of New Kent County, Virginia that the County Administrator is hereby authorized to execute the proposed Right of Way Agreement on behalf of New Kent County to grant a 30-foot variable width easement across tax map parcel #37-9A to Dominion Energy Virginia.

Adopted this 27th day of May, 2025

Rodney A. Hathaway
County Administrator

Thomas W. Evelyn
Chairman



Right of Way Agreement

THIS RIGHT OF WAY AGREEMENT, is made and entered into as of this _____ day of _____, 2025, by and between COUNTY OF NEW KENT ("**GRANTOR**") and VIRGINIA ELECTRIC AND POWER COMPANY, a Virginia public service corporation, doing business in Virginia as Dominion Energy Virginia, with its principal office in Richmond, Virginia ("**GRANTEE**").

WITNESSETH:

1. That for and in consideration of the mutual covenants and agreements herein contained and other good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, **GRANTOR** grants and conveys unto **GRANTEE**, its successors and assigns, the perpetual right, privilege and exclusive easement over, under, through, upon, above and across the property described herein, for the purpose of transmitting and distributing electric power by one or more circuits; for its own internal telephone and other internal communication purposes directly related to or incidental to the generation, distribution, and transmission of electricity; for fiber optic cables, wires, attachments, and other transmission facilities, and all equipment, accessories and appurtenances desirable in connection therewith, for the purpose of transmitting voice, text, data, internet services, and other communications services, including the wires and attachments of third parties; and for lighting purposes; including but not limited to the rights:

1.1 to lay, construct, operate and maintain one or more lines of underground conduits and cables including, without limitation, one or more lighting supports and lighting fixtures as **GRANTEE** may from time to time determine, and all wires, conduits, cables, transformers, transformer enclosures, concrete pads, manholes, handholes, connection boxes, accessories and appurtenances desirable in connection therewith; the width of said exclusive easement shall extend FIFTEEN (15) feet in width across the lands of **GRANTOR**; and

1.2 to construct, operate and maintain a pole line including, without limitation, all wires, poles, attachments, ground connections, one or more lighting supports and lighting fixtures as **GRANTEE** may from time to time deem advisable, equipment, accessories and appurtenances desirable in connection therewith, including the right to increase or decrease the number of wires; the width of said exclusive easement shall extend THIRTY (30) feet in width across the lands of **GRANTOR**; and

1.3 to apportion, lease, or license the voice, text, data, internet service, and other communications rights herein in whole or in part to third parties as may be useful or practical, including the rights to transmit third party data and the right to apportion, lease, or license surplus communications capacity to third parties for the exercise of such rights.

2. The easement granted herein shall extend across the lands of **GRANTOR** situated in NEW KENT COUNTY, Virginia, as more fully described on Plat(s) Numbered 28-25-0005, attached to and made a part of this Right of Way Agreement; the location of the boundaries of said easement being shown in broken lines on said Plat(s), reference being made thereto for a more particular description thereof.

3. All facilities constructed hereunder shall remain the property of **GRANTEE**. **GRANTEE** shall have the right to inspect, reconstruct, remove, repair, improve, relocate on and within the easement area, including but not limited to the airspace above the property controlled by **GRANTOR**, and make such changes, alterations, substitutions, additions to or extensions of its facilities as **GRANTEE** may from time to time deem advisable.

This Document Prepared by Virginia Electric and Power Company and should be returned to: Dominion Energy Virginia, 902 G Street, Hampton, VA 23661.

Initials: _____

(Page 1 of 4 Pages)

DEVID No(s). 28-25-0005

GPIN 28-3439-3805

Form No. 728493-1 (Dec 2021)

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Right of Way Agreement

4. **GRANTEE** shall have the right to keep the easement clear of all buildings, structures, trees, roots, undergrowth and other obstructions which would interfere with its exercise of the rights granted hereunder, including, without limitation, the right to trim, top, retrim, retop, cut and keep clear any trees or brush inside and outside the boundaries of the easement that may endanger the safe and proper operation of its facilities. All trees and limbs cut by **GRANTEE** shall remain the property of **GRANTOR**.

5. For the purpose of exercising the right granted herein, **GRANTEE** shall have the right of ingress to and egress from this easement over such private roads as may now or hereafter exist on the property of **GRANTOR**. The right, however, is reserved to **GRANTOR** to shift, relocate, close or abandon such private roads at any time. If there are no public or private roads reasonably convenient to the easement, **GRANTEE** shall have such right of ingress and egress over the lands of **GRANTOR** adjacent to the easement. **GRANTEE** shall exercise such rights in such manner as shall occasion the least practicable damage and inconvenience to **GRANTOR**.

6. **GRANTEE** shall repair damage to roads, fences, or other improvements (a) inside the boundaries of the easement (subject, however, to **GRANTEE**'s rights set forth in Paragraph 4 of this Right of Way Agreement) and (b) outside the boundaries of the easement and shall repair or pay **GRANTOR**, at **GRANTEE**'s option, for other damage done to **GRANTOR**'s property inside the boundaries of the easement (subject, however, to **GRANTEE**'s rights set forth in Paragraph 4 of this Right of Way Agreement) and outside the boundaries of the easement caused by **GRANTEE** in the process of the construction, inspection, and maintenance of **GRANTEE**'s facilities, or in the exercise of its right of ingress and egress; provided **GRANTOR** gives written notice thereof to **GRANTEE** within sixty (60) days after such damage occurs.

7. **GRANTOR**, its successors and assigns, may use the easement for any reasonable purpose not inconsistent with the rights hereby granted, provided such use does not interfere with **GRANTEE**'s exercise of any of its rights hereunder. **GRANTOR** shall not have the right to construct any building, structure, or other above ground obstruction on the easement; provided, however, **GRANTOR** may construct on the easement fences, landscaping (subject, however, to **GRANTEE**'s rights in Paragraph 4 of this Right of Way Agreement), paving, sidewalks, curbing, gutters, street signs, and below ground obstructions as long as said fences, landscaping, paving, sidewalks, curbing, gutters, street signs, and below ground obstructions do not interfere with **GRANTEE**'s exercise of any of its rights granted hereunder. In the event such use does interfere with **GRANTEE**'s exercise of any of its rights granted hereunder, **GRANTEE** may, in its reasonable discretion, relocate such facilities as may be practicable to a new site designated by **GRANTOR** and acceptable to **GRANTEE**. In the event any such facilities are so relocated, **GRANTOR** shall reimburse **GRANTEE** for the cost thereof and convey to **GRANTEE** an equivalent easement at the new site.

8. **GRANTEE'S** right to assign or transfer its rights, privileges and easements, as granted herein, shall be strictly limited to the assignment or transfer of such rights, privileges and easements to any business which lawfully assumes any or all of **GRANTEE'S** obligations as a public service company or such other obligations as may be related to or incidental to **GRANTEE'S** stated business purpose as a public service company; and any such business to which such rights, privileges and easements may be assigned shall be bound by all of the terms, conditions and restrictions set forth herein.

9. If there is an Exhibit A attached hereto, then the easement granted hereby shall additionally be subject to all terms and conditions contained therein provided said Exhibit A is executed by **GRANTOR** contemporaneously herewith and is recorded with and as a part of this Right of Way Agreement.

10. Whenever the context of this Right of Way Agreement so requires, the singular number shall mean the plural and the plural the singular.

Initials: _____

(Page 2 of 4 Pages)
DEVID No(s). 28-25-0005

Form No. 728493-1 (Dec 2021)

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Right of Way Agreement

11. **GRANTOR** covenants that it is seised of and has the right to convey this easement and the rights and privileges granted hereunder; that **GRANTEE** shall have quiet and peaceable possession, use and enjoyment of the aforesaid easement, rights and privileges; and that **GRANTOR** shall execute such further assurances thereof as may be reasonably required.

12. The individual executing this Right of Way Agreement on behalf of **GRANTOR** warrants that they have been duly authorized to execute this easement on behalf of said County.

NOTICE TO LANDOWNER: You are conveying rights to a public service corporation. A public service corporation may have the right to obtain some or all these rights through exercise of eminent domain. To the extent that any of the rights being conveyed are not subject to eminent domain, you have the right to choose not to convey those rights and you could not be compelled to do so. You have the right to negotiate compensation for any rights that you are voluntarily conveying.

IN WITNESS WHEREOF, GRANTOR has caused its name to be signed hereto by authorized officer or agent, described below, on the date first above written.

APPROVED AS TO FORM: COUNTY OF NEW KENT
By: _____
(Name) _____
(Title) _____ Title: _____

State of _____, to-wit:
County of _____

I, _____, a Notary Public in and for the State of _____

at Large, do hereby certify that this day personally appeared before me

in my jurisdiction aforesaid _____,
(Name of officer or agent) (Title of officer or agent)

on behalf of _____ County, Virginia, whose name is

signed to the foregoing writing dated this _____ day of _____, 20____, and
acknowledged the same before me.

Given under my hand _____, 20____

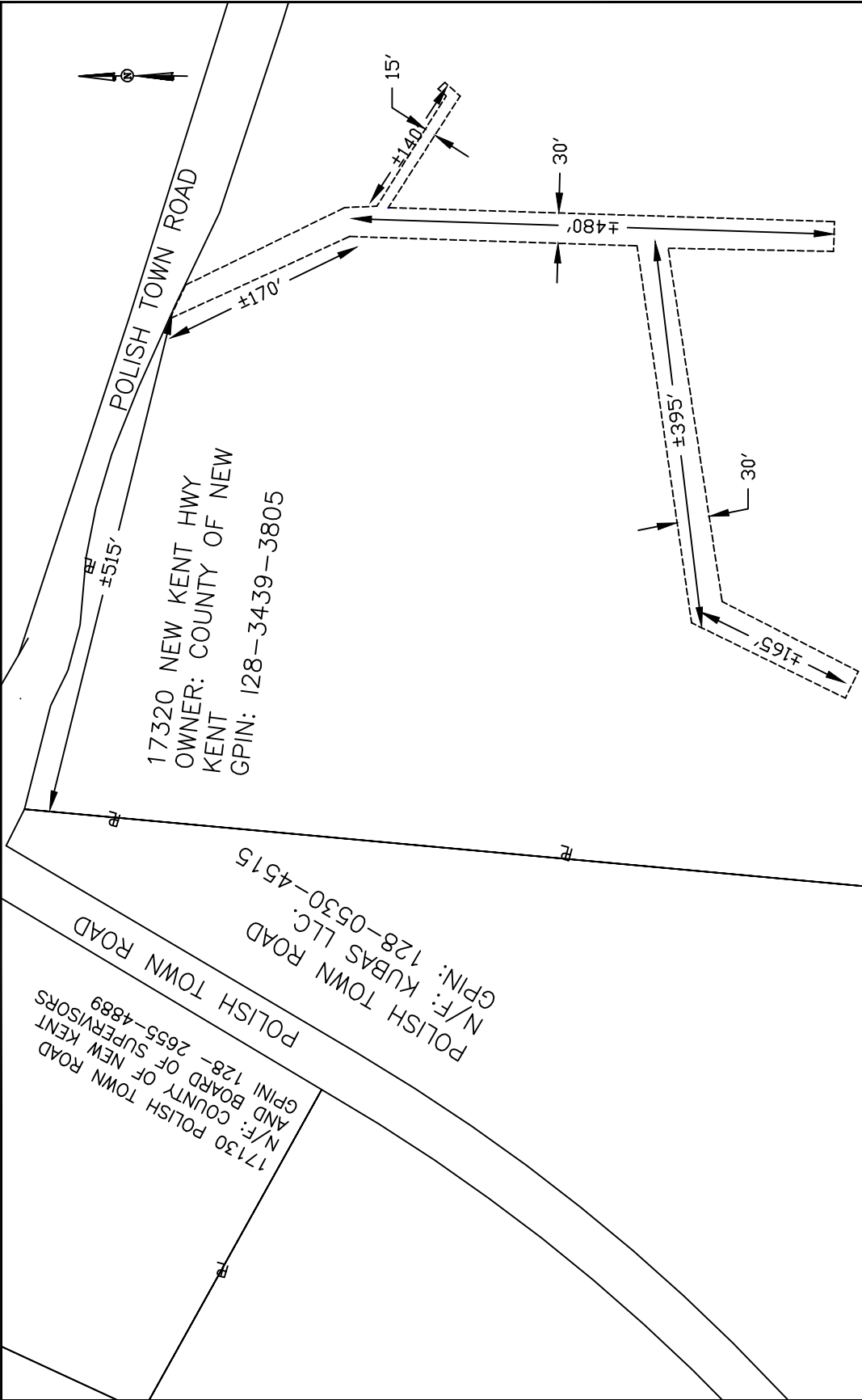
Notary Public (Print Name) Notary Public (Signature)

Virginia Notary Reg. No. _____ My Commission Expires: _____

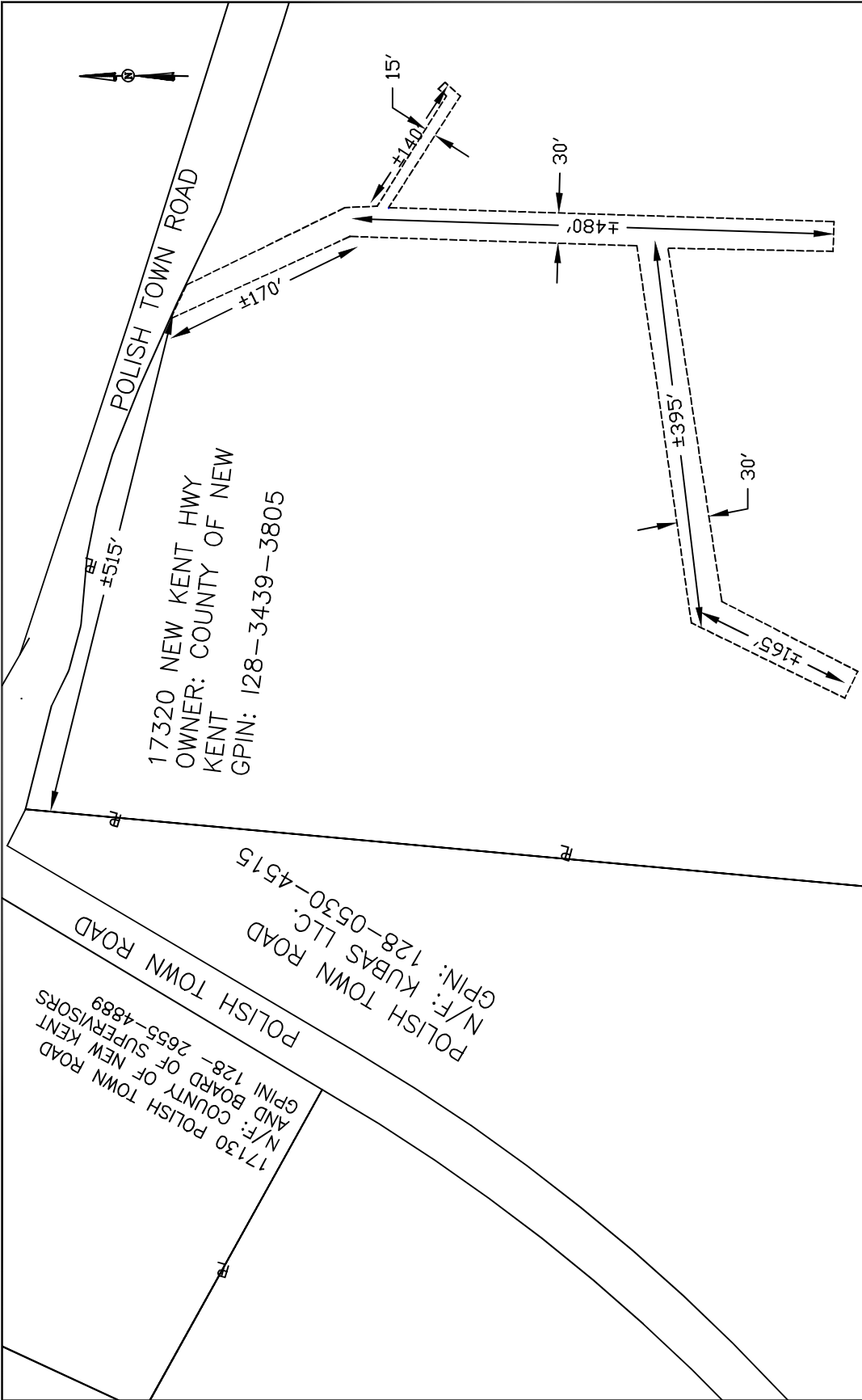
(Page 3 of 4 Pages)

ROW No(s) 28-25-0005

(Notary Seal Here)



LEGEND		Region	Local Office	State	OH/UG/C	
--- Location of Right of Way Boundary		EASTERN	WILLIAMSBURG	VA	PLAT TO ACCOMPANY	
== Indicates Property Line is Right of Way Boundary		County/City			RIGHT OF WAY AGREEMENT	
		NEW KENT			VIRGINIA ELECTRIC AND POWER COMPANY	
		Work Request Number	DEVID No.	Grid Number	doing business as	
		10701520	10701520	M1547	Dominion Energy Virginia	
		Date	By	Scale		
		2/5/2025	ERIN LAWSON	Not to Scale		
OWNER INITIALS _____					Page 4 of 4	



LEGEND		Region	Local Office	State	PLAT TO ACCOMPANY RIGHT OF WAY AGREEMENT VIRGINIA ELECTRIC AND POWER COMPANY doing business as Dominion Energy Virginia	OH/UG/C
--- Location of Right of Way Boundary		EASTERN	WILLIAMSBURG	VA		
		County/City		Grid Number		
		NEW KENT		M1547		
		Work Request Number	DEVID No.	Scale		
		10701520	10701520	Not to Scale		
--- Indicates Property Line is Right of Way Boundary		Date	By			
		2/5/2025	ERIN LAWSON			
OWNER INITIALS _____						Page 4 of 4

**BOARD OF SUPERVISORS
COUNTY OF NEW KENT
VIRGINIA**

R-27-17

At the regular meeting of the Board of Supervisors of the County of New Kent, in the Boardroom of the Administration Building in New Kent, Virginia, on the 14th day of August, 2017:

<u>Present:</u>	<u>Vote:</u>
Patricia A. Paige	Aye
Ron Stiers	Aye
Thomas W. Evelyn	Aye
C. Thomas Tiller, Jr.	Aye
W. R. Davis, Jr.	Aye

Motion was made by Mr. Stiers, which carried 5:0, to adopt the following resolution:

**A RESOLUTION TO APPROVE CONDITIONAL USE PERMIT
APPLICATION CUP-04-17, PYRAMID NETWORK SERVICES LLC,
TO AUTHORIZE THE CONSTRUCTION OF A
WIRELESS COMMUNICATIONS TOWER
LOCATED ON A PORTION OF TAX MAP 37-13 (GPIN I29-0505-3387)**

WHEREAS, New Kent County (property owner) and representatives from Pyramid Network Services, LLC (applicant), have submitted a "Conditional Use Permit Application" dated June 9, 2017; and

WHEREAS, said application requests a conditional use permit to construct a wireless radio communications tower (as defined by the New Kent County Zoning Ordinance) on a portion of a parcel identified on the New Kent County digital map as GPIN #I29-0505-3387 (Tax Map and parcel 37-13); and

WHEREAS, subsequent to receiving a complete application and within the timeframes established by Code, the Planning Commission scheduled and conducted a formal and duly advertised public hearing on July 17, 2017 where they carefully considered the public comment received and voted 10:0:1 to forward a recommendation of approval to the Board of Supervisors; and

WHEREAS, within the timeframes established by the Code of Virginia and New Kent County Code, the Board of Supervisors scheduled and conducted a formal and duly advertised public hearing on August 14, 2017, and carefully considered the comments received; and

WHEREAS, the Board of Supervisors has evaluated the application based on the current zoning of the parcel, which is Agricultural, the standards set forth in the Conditional Use Permit Provisions of the Zoning Ordinance (Article XIX, § 98-745 (12) et seq.), and the proposed conditions in the staff memo; and

WHEREAS, the Board of Supervisors finds that approval of CUP-04-17 with the conditions stated herein is appropriate to address, protect, and promote public convenience, necessity, general welfare, and good zoning practices in the County and the health, safety, and general welfare of the Citizens in the County;

NOW THEREFORE, BE IT RESOLVED that on this, the 14th day of August, 2017, by the New Kent County Board of Supervisors, that Conditional Use Permit Application CUP-04-17 submitted by New Kent County (property owner) and Pyramid Network Services, LLC (applicant), be, and it hereby is, approved, subject to the following conditions:

1. This Conditional Use Permit shall apply only to the application and supplemental application materials submitted as CUP-04-17 on June 9, 2017 to the Community Development Department.
2. A dedication of a ten-foot-by-ten-foot ground space shall be reserved to New Kent County for the purposes of possible construction of a communications tower shelter for tower equipment and any other purposes pertaining thereto.
3. From the date of approval of CUP-04-17, the applicant shall have one year to relocate equipment identified as "RAMIS" (two antenna dishes) from the communications tower located on Tax Map 27-6J to the proposed communications tower located at Tax Map 37-13.
4. A dedication at the highest operable position shall be reserved solely to New Kent County.
5. The applicant shall work towards, in a viable manner, to become further integrated with the New Kent County emergency services communications systems to create a more efficient and effective integration system.

BE IT FURTHER RESOLVED, that the County Administrator be, and he is hereby, directed to have a fully executed copy of this Resolution recorded upon the Land Records of the County in the office of the Clerk of the Circuit Court.

Attest:



Rodney A. Hathaway
County Administrator

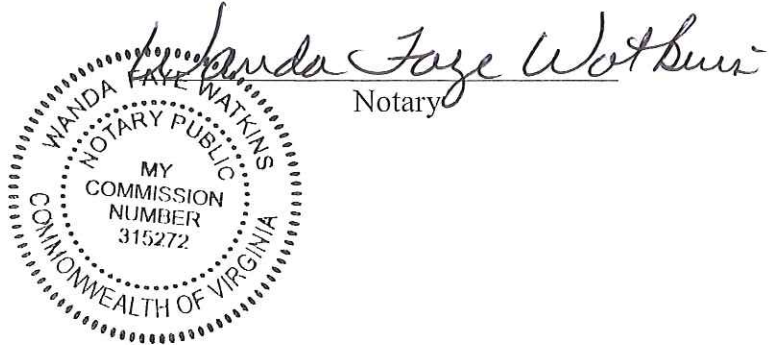


W.R. Davis, Jr.
Chairman

COUNTY OF NEW KENT
COMMONWEALTH OF VIRGINIA

The foregoing instrument was acknowledged before me this 15th day of August, 2017 by Rodney A. Hathaway, County Administrator and Clerk of the New Kent Board of Supervisors.

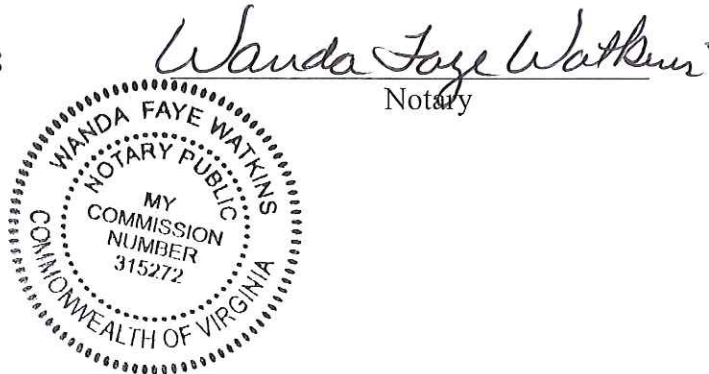
My commission expires: 12-31-2018
My Commission Number: 315272



COUNTY OF NEW KENT
COMMONWEALTH OF VIRGINIA

The foregoing instrument was acknowledged before me this 17th day of August, 2017 by W.R. Davis, Jr., Chairman of the New Kent Board of Supervisors.

My commission expires: 12-31-2018
My Commission Number: 315272



INSTRUMENT 170002597
RECORDED IN THE CLERK'S OFFICE OF
NEW KENT COUNTY CIRCUIT COURT ON
August 22, 2017 AT 11:38 AM
AMY P. CRUMP, CLERK
RECORDED BY: KSM

AGENDA ITEM REQUEST
(TO BE SUBMITTED NO LATER THAN 12 DAYS PRIOR TO
THE MEETING)

Meeting Date: 5/27/2025

Agenda Item

Motion: "Mr. Chairman, I move to (not required for Consent Agenda items)	adopt Ordinance O-05-25 as presented, to impose tax levies on real and personal property for the 2025-2026 tax year.
Subject	FY26 Tax Levies on Real and Personal Property - Ordinance O-05-25
Issue	
Recommendation	Adoption of O-05-25
Fiscal Implications	
Policy Implications	
Legislative History	A public hearing on proposed FY26 tax levies was conducted on April 14, 2025.
Discussion	

Time Needed:	3:10 p.m.	Person Appearing:	County Administrator Rodney Hathaway
Request prepared by:	W. Watkins, Deputy Clerk of the Board	Telephone:	804-966-9687
Copy provided to:			

ATTACHMENTS:

Description	Type
Ordinance O-05-25 FY26 Tax Levies - 62 cents (PDF)	Ordinance

REVIEWERS:

Department	Reviewer	Action	Date
Clerk	Watkins, Wanda	Approved	5/19/2025 - 4:42 PM
Administration	Hathaway, Rodney	Approved	5/20/2025 - 8:10 AM
Attorney	Hathaway, Rodney	Approved	5/20/2025 - 8:11 AM

**BOARD OF SUPERVISORS
COUNTY OF NEW KENT
VIRGINIA**

O-05-25

At a meeting of the Board of Supervisors of the County of New Kent, in the Boardroom of the Administration Building in New Kent, Virginia, on the 27th day of May, 2025:

Present:

Vote:

John P. Moyer
Amy M. Pearson
Ronald P. Stiers
Jordan T. Stewart
Thomas W. Evelyn

Motion was made by _____, which carried ____:____, to adopt the following ordinance:

**AN ORDINANCE TO IMPOSE TAX LEVIES ON REAL AND
PERSONAL PROPERTY FOR THE 2025-2026 TAX YEAR IN
THE COUNTY OF NEW KENT, VIRGINIA**

WHEREAS, the Board of Supervisors of New Kent County, in preparing its annual budget, determined that certain taxes are necessary;

NOW, THEREFORE BE IT ORDAINED that pursuant to the authority granted under Virginia Code §§ 58.1-3200 *et seq.*, 58.1-3320 *et seq.*, and 58.1-3500 *et seq.*, the following tax levies are imposed on personal property and real estate in the County of New Kent, effective for tax year beginning January 1, 2024:

1. The Levy on real estate will be \$0.62 per \$100.00 of assessed valuation;
2. The Levy on vehicles without motor power, used or designed to be used as manufactured homes as defined in Virginia Code § 36-85.3 will be \$0.62 per \$100.00 of assessed valuation;
3. The Levy on Public Service Corporation Real Property will be \$0.62 per \$100.00 of assessed valuation;
4. The Levy on tangible property not otherwise exempt or set out will be \$3.75 per \$100 of assessed valuation;

5. The Levy on Public Service Corporation tangible personal property not otherwise exempt or set out will be \$3.75 per \$100 of assessed valuation;
6. The Levy (special rate) for tangible personal property not otherwise exempt or set out for one vehicle for qualified fire-rescue volunteer or auxiliary deputy volunteer will be \$1.55 per \$100 of assessed valuation;
7. The Levy on motor vehicles as prescribed in Virginia Code § 58.1-3506(B) will be \$3.10 per \$100 of assessed valuation;
8. The Levy on boats, campers and recreation vehicles will be \$3.25 per \$100 of assessed valuation;
9. The Levy on aircraft will be \$0.75 per \$100 of assessed valuation; and
10. The Levy on machinery and tools will be \$0.75 per \$100 of assessed valuation.

Adopted this 27th day of May, 2025.

Rodney A. Hathaway
County Administrator

Thomas W. Evelyn
Chairman

AGENDA ITEM REQUEST
(TO BE SUBMITTED NO LATER THAN 12 DAYS PRIOR TO
THE MEETING)

Meeting Date: 5/27/2025

Agenda Item

Motion: "Mr. Chairman, I move to (not required for Consent Agenda items)	adopt Ordinance O-06-25 as presented, amending Appendix A - Fees (General Government Fees), of the New Kent County Code.
Subject	Amendment to Appendix A - Fees of the New Kent County Code - Ordinance O-06-25
Issue	
Recommendation	
Fiscal Implications	
Policy Implications	
Legislative History	A public hearing on proposed amendments to Appendix A - Fees was conducted on April 14, 2025.
Discussion	

Time Needed:	3:20 p.m.	Person Appearing:	County Administrator Rodney Hathaway
Request prepared by:	W. Watkins, Deputy Clerk of the Board	Telephone:	804-966-9687
Copy provided to:			

ATTACHMENTS:

Description	Type
Ordinance O-06-25 Amendment to Appendix A (PDF)	Ordinance

REVIEWERS:

Department	Reviewer	Action	Date
Clerk	Watkins, Wanda	Approved	5/19/2025 - 3:53 PM
Administration	Hathaway, Rodney	Approved	5/20/2025 - 8:09 AM
Attorney	Hathaway, Rodney	Approved	5/20/2025 - 8:12 AM

**BOARD OF SUPERVISORS
COUNTY OF NEW KENT
VIRGINIA**

O-06-25

At a meeting of the Board of Supervisors of the County of New Kent, in the Boardroom of the Administration Building in New Kent, Virginia, on the 27th day of May, 2025:

Present:

Vote:

Amy M. Pearson
Ronald P. Stiers
Jordan T. Stewart
John P. Moyer
Thomas W. Evelyn

Motion was made by _____, which carried ____:____, to adopt the following ordinance:

**AN ORDINANCE AMENDING APPENDIX A OF THE
NEW KENT COUNTY CODE (FEE SCHEDULE) TO CHANGE
CERTAIN FEES CHARGED FOR COUNTY SERVICES
UNDER THE AUTHORITY GRANTED IN
THE CODE OF VIRGINIA**

WHEREAS, the County of New Kent imposes user fees for certain county services; and

WHEREAS, the costs of providing some of these services are greater than the fees presently charged; and

WHEREAS, some fees must be increased so that taxpayers would not have to bear the costs of paying for these services.

**NOW THEREFORE UPON A PUBLIC HEARING DULY HELD, BE IT
ORDAINED AND ENACTED**, by the New Kent County Board of Supervisors pursuant to the authority granted in the Code of Virginia, that the current Appendix A Fees be amended as follows:

**NEW KENT COUNTY
PROPOSED FY26 BUDGET
FEE CHANGES**

ANIMAL CONTROL

Item	Current	Proposed
Control of dangerous dog Dangerous dog initial registration	\$50.00	\$150.00
Dangerous dog annual renewal	*NEW*	\$85.00

BUILDING PERMIT FEES

Item	Current	Proposed
Residential building permits: Estimated market value per \$1,000.00 or fraction thereof	\$2.00	\$2.25
Zoning verification fee collected with building permit application	\$30.00	\$40.00

PUBLIC SAFETY – FIRE DEPARTMENT

Item	Current	Proposed
<u>Cost Recovery for Emergency Response:</u>		
Deputy Fire Marshal	\$65.00/HR	\$130.00/HR
Assistant Fire Marshal	\$40.00/HR	\$80.00/HR
Fire Captain	\$35.00/HR	\$90.00/HR
Battalion Chief	\$55.00/HR	\$110.00/HR
Firefighter(s)	\$25.00/HR	\$70.00/HR
Emergency response fee for individuals convicted of operating a vehicle or watercraft while intoxicated, reckless driving, driving with no operator's license or on a suspended or revoked license, or improperly leaving the scene of an accident	\$250.00	\$1,000.00
<u>Cost Recovery for Emergency Medical Services:</u>		
Outside agency annual permit fee	\$100.00	\$500.00
Permit Fee	\$25.00 annually	\$0.00

<u>Private Event Request: (Minimum 4 hours)</u>		
Fire-Rescue Personnel	\$60.00/HR	\$120.00/HR
Fire Marshal's Office Personnel	\$65.00/HR	\$130.00/HR
Emergency Management Personnel	\$60.00/HR	\$120.00/HR

This Ordinance will take effect on July 1, 2025.

Rodney A. Hathaway
County Administrator

Thomas W. Evelyn
Chairman

AGENDA ITEM REQUEST
(TO BE SUBMITTED NO LATER THAN 12 DAYS PRIOR TO
THE MEETING)

Meeting Date: 5/27/2025

Agenda Item

Motion: "Mr. Chairman, I move to (not required for Consent Agenda items)	adopt Ordinance O-07-25 as presented, amending Appendix A - Fees and establishing Appendix B - Public Utility Fees of the New Kent County Code.
Subject	Amendment to Appendix A - Fees and Establishment of Appendix B - Public Utility Fees of the New Kent County Code - Ordinance O-07-25
Issue	
Recommendation	
Fiscal Implications	
Policy Implications	
Legislative History	A public hearing on proposed amendments to Appendix A - Fees and the establishment of Appendix B - Public Utility Fees was conducted on April 14, 2025.
Discussion	

Time Needed:	3:25 p.m.	Person Appearing:	County Administrator Rodney Hathaway
Request prepared by:	W. Watkins, Deputy Clerk of the Board	Telephone:	804-966-9687
Copy provided to:			

ATTACHMENTS:

Description	Type
Ordinance O-07-25 Appendix B Public Utility Fees (PDF)	Ordinance

REVIEWERS:

Department	Reviewer	Action	Date
Clerk	Watkins, Wanda	Approved	5/19/2025 - 3:55 PM
Administration	Hathaway, Rodney	Approved	5/20/2025 - 8:09 AM
Attorney	Hathaway, Rodney	Approved	5/20/2025 - 8:13 AM

**BOARD OF SUPERVISORS
COUNTY OF NEW KENT
VIRGINIA**

O-07-25

At a meeting of the Board of Supervisors of the County of New Kent, in the Boardroom of the Administration Building in New Kent, Virginia, on the 27th day of May, 2025:

Present:

Vote:

Ronald P. Stiers
Jordan T. Stewart
John P. Moyer
Amy M. Pearson
Thomas W. Evelyn

Motion was made by _____, which carried ____:____, to adopt the following ordinance:

**AN ORDINANCE AMENDING APPENDIX A FEES
OF THE NEW KENT COUNTY CODE
AND ESTABLISHING
APPENDIX B PUBLIC UTILITY FEES**

WHEREAS, the County of New Kent imposes user fees for certain county services; and

WHEREAS, the costs of providing some of these services are greater than the fees presently charged; and

WHEREAS, some fees must be increased so that taxpayers would not have to bear the costs of paying for these services; and

WHEREAS, the County of New Kent wishes to establish Appendix B Public Utility Fees and by doing so, remove all Public Utility fees from Appendix A Fees.

**NOW THEREFORE UPON A PUBLIC HEARING DULY HELD, BE IT
ORDAINED AND ENACTED**, by the New Kent County Board of Supervisors pursuant to the authority granted in the Code of Virginia, that the current Appendix A Fees be amended and Appendix B Public Utility Fees be established as follows:

**NEW KENT COUNTY
PROPOSED FY26 BUDGET
CREATION OF APPENDIX B (PUBLIC UTILITY FEES) &
PUBLIC UTILITY FEE AMENDMENTS**

PUBLIC UTILITIES

Item	Current (Appendix A)	Proposed (Appendix B)
<u>New Account Fees:</u>		
Water deposit fee (homeowners)	\$50.00	\$50.00
Water deposit fee (non-owner, pursuant to Va. Code Section 15.2-2119)	\$100.00	\$100.00
Sewer deposit fee (non-owner, pursuant to Va. Code Section 15.2-2119)	\$150.00	\$150.00
Irrigation deposit fee (non-owner, pursuant to Va. Code Section 15.2-2119)	\$100.00	\$100.00
Water meter installation/transfer fee Administrative Fee	\$35.00	\$35.00
<u>Miscellaneous Fees:</u>		
Meter reinstallation fee	\$100.00	\$100.00
Turning water on and off after-hours fee	\$50.00	\$0.00
Restoring water service terminated for nonpayment	\$50.00	\$50.00
Payment extension fee	\$15.00	\$15.00
Testing water meter	\$35.00	\$35.00
<u>Construction/Hydrant Meters:</u>		
Construction water meter deposit – 3” meter with backflow preventer	\$950.00	\$950.00
Construction water meter deposit – 3” meter without backflow preventer	\$750.00	\$0.00
Construction water meter deposit – 1” meter	\$400.00	\$400.00
Construction water user fee	\$50.00	\$50.00
<u>Development/Engineering Fees:</u>		
Plan Review - Per linear foot of mainline pipe	\$0.50	\$0.50
New Plan Review - minimum fee	\$250.00	\$250.00
Plan Review - Major Utility Asset (pumping station, elevated	*NEW*	\$1,500.00

storage tank, etc.)		
GIS as-built insertion fees, per linear foot of installed pipe	\$1.00	\$1.00
GIS as-built insertion - minimum fee	\$1.00	\$250.00
Construction Inspection - Water: Per linear foot of mainline pipe	\$1.00	\$1.00
Construction Inspection - Sewer: Per linear foot of mainline pipe	\$1.50	\$1.50
Construction Inspection - Major Utility Asset (pumping station, elevated storage tank, etc.)	*NEW*	\$1,500.00
New Construction Inspection - minimum fee	\$250.00	\$250.00
Hydrant Flow Testing Fee	*NEW*	\$250.00
Expedited Plan Review Fee	*NEW*	\$500.00
<u>Domestic Water Meter Installation Fees (based on size of water meter):</u>		
5/8"	\$350.00	\$400.00
3/4"	\$400.00	\$425.00
1"	\$450.00	\$500.00
1½"	\$1,650.00	\$1,850.00
2"	\$1,750.00	\$2,100.00
3"	Per supplier invoice	\$2,500.00
4"	*NEW*	\$4,250.00
6"	*NEW*	\$7,250.00
<u>Irrigation Meter Installation Fees – Residential:</u>		
Installation - 5/8" meter only	\$350.00	\$400.00
Installation - service line, box, 5/8" meter	\$1,750.00	\$1,800.00
<u>Reclaimed Water Fees:</u>		
Reclaimed water (per 1,000 gallons - no minimum - billed monthly)	\$0.93	\$0.97
<u>Water User Rates:</u>		
Number of billings per year (bi-monthly)	6	6
Number of gallons for minimum usage charge	6,000 or fewer	6,000 or fewer
5/8" and 3/4" meter minimum usage charge (0-6000 gallons)	\$49.51	\$51.49
1"-meter minimum usage charge (0-6000 gallons)	\$92.58	\$96.28

1½" meter minimum usage charge (0-6000 gallons)	\$195.11	\$202.91
2"-meter minimum usage charge (0-6000 gallons)	\$293.21	\$304.94
3"-meter minimum usage charge (0-6000 gallons)	\$511.49	\$531.95
4"-meter minimum usage charge (0-6000 gallons)	\$819.05	\$851.81
6"-meter minimum usage charge (0-6000 gallons)	\$1,636.97	\$1,702.45
8"—10" meter minimum usage charge (0-6000 gallons)	\$2,926.12	\$3,043.16
<u>Plus - Charges per 1,000 gallons over minimum usage for total water consumption (domestic and plus irrigation):</u>		
Usage 6,001—12,000 gallons	\$7.44	\$7.74
Usage 12,001—18,000 gallons	\$8.10	\$8.42
Usage 18,001+ gallons	\$8.50	\$8.84
<u>Sewer User Rates:</u>		
Number of billings per year (bi-monthly)	6	6
Number of gallons for minimum usage charge	6,000 or fewer	6,000 or fewer
⅝" and ¾" meter minimum usage charge (0-6000 gallons)	\$68.80	\$71.55
1"-meter minimum usage charge (0-6000 gallons)	\$162.04	\$168.52
1½" meter minimum usage charge (0-6000 gallons)	\$316.37	\$329.02
2"-meter minimum usage charge (0-6000 gallons)	\$547.87	\$569.78
3"-meter minimum usage charge (0-6000 gallons)	\$1,095.70	\$1,139.53
4"-meter minimum usage charge (0-6000 gallons)	\$1,780.70	\$1,851.93
6"-meter minimum usage charge (0-6000 gallons)	\$3,645.41	\$3,791.23
8"—10" meter minimum usage charge (0-6000 gallons)	\$7,473.82	\$7,772.77
<u>Plus - Charge per 1,000 gallons over minimum usage for all size meters:</u>		
Usage 6,001—12,000 gallons	\$10.31	\$10.72
Usage 12,001—18,000 gallons	\$11.17	\$11.62
Usage 18,001 + gallons	\$11.77	\$12.24
<u>Water Availability Fees (based on water meter size):</u>		
⅝" and ¾"	\$2,500.00	\$2,500.00
1"	\$3,900.00	\$3,900.00
1½"	\$7,635.00	\$7,635.00
2"	\$13,360.00	\$13,360.00

3"	\$24,575.00	\$24,575.00
4"	\$42,325.00	\$42,325.00
6"	\$76,375.00	\$76,375.00
8"—10"	\$133,635.00	\$133,635.00
<u>Water Connection Fees (based on water meter size):</u>		
5/8" and 3/4"	\$4,650.00	\$4,650.00
1"	\$7,700.00	\$7,700.00
1½"	\$15,400.00	\$15,400.00
2"	\$26,650.00	\$26,650.00
3"	\$52,450.00	\$52,450.00
4"	\$84,850.00	\$84,850.00
6"	\$174,300.00	\$174,300.00
8"—10"	\$357,900.00	\$357,900.00
<u>Sewer Availability Fees (based on water meter size):</u>		
5/8" and 3/4"	\$2,500.00	\$2,500.00
1" meter	\$3,900.00	\$3,900.00
1½" meter	\$7,635.00	\$7,635.00
2" meter	\$13,360.00	\$13,360.00
3" meter	\$24,575.00	\$24,575.00
4" meter	\$42,325.00	\$42,325.00
6" meter	\$76,375.00	\$76,375.00
8"—10" meter	\$133,635.00	\$133,635.00
<u>Sewer Connection Fees (based on water meter size):</u>		
5/8" and 3/4"	\$9,275.00	\$9,275.00
1"	\$13,875.00	\$13,875.00
1½"	\$27,750.00	\$27,750.00
2"	\$47,800.00	\$47,800.00
3"	\$95,625.00	\$95,625.00
4"	\$155,850.00	\$155,850.00
6"	\$319,350.00	\$319,350.00
8"—10"	\$654,150.00	\$654,150.00

This Ordinance will take effect on July 1, 2025.

Rodney A. Hathaway
County Administrator

Thomas W. Evelyn
Chairman

AGENDA ITEM REQUEST
(TO BE SUBMITTED NO LATER THAN 12 DAYS PRIOR TO
THE MEETING)

Meeting Date: 5/27/2025

Agenda Item

Motion: "Mr. Chairman, I move to (not required for Consent Agenda items)	adopt Resolution R-17-25 to adopt and appropriate the New Kent County, Virginia Fiscal Year 2025-2026 Capital Improvement Program.
Subject	Adoption and Appropriation of FY 2025-2026 Capital Improvement Program - Resolution R-17-25
Issue	
Recommendation	Adoption of Resolution R-17-25
Fiscal Implications	
Policy Implications	
Legislative History	A public hearing on the proposed FY 2025-2026 Capital Improvement Program was conducted on May 6, 2025.
Discussion	

Time Needed:	3:30 p.m.	Person Appearing:	County Administrator Rodney Hathaway
Request prepared by:	W. Watkins, Deputy Clerk of the Board	Telephone:	804-966-9687
Copy provided to:			

ATTACHMENTS:

Description	Type
FY 2025-2026 Capital Improvement Program - Resolution R-17-25 (PDF)	Resolution Letter

REVIEWERS:

Department	Reviewer	Action	Date
Clerk	Watkins, Wanda	Approved	5/19/2025 - 3:43 PM
Administration	Hathaway, Rodney	Approved	5/20/2025 - 8:11 AM
Attorney	Hathaway, Rodney	Approved	5/20/2025 - 8:11 AM

**BOARD OF SUPERVISORS
COUNTY OF NEW KENT
VIRGINIA**

R-17-25

At a meeting of the Board of Supervisors of the County of New Kent, in the Boardroom of the Administration Building in New Kent, Virginia, on the 27th day of May, 2025:

Present:

Vote:

Jordan T. Stewart
John P. Moyer
Amy M. Pearson
Ronald P. Stiers
Thomas W. Evelyn

Motion was made by _____, which carried ____:____, to adopt the following resolution:

**A RESOLUTION TO ADOPT AND APPROPRIATE
THE NEW KENT COUNTY, VIRGINIA
FISCAL YEAR 2025-2026
CAPITAL PROJECTS BUDGET**

WHEREAS, the County Administrator has prepared and recommended a Five-Year Capital Improvements Program to the Board of Supervisors; and

WHEREAS, The Five-Year Capital Improvements Program was reviewed by the New Kent County Planning Commission on Tuesday, January 21, 2025, and the recommendations of the Commission have been transmitted to and considered by the Board of Supervisors;

NOW, THEREFORE BE IT RESOLVED that the Board of Supervisors of New Kent County does hereby adopt and appropriate the Capital Improvements Program for Fiscal Year 2025-2026 for the following categories and amounts:

Summary Totals By Function	Totals
Airport	\$ 845,911
Colonial Downs Reserve for Future Capital Projects	2,000,000
Central Virginia Transportation Authority	7,109,867
Economic Development	640,500
Fire Rescue	5,845,737
General Services	202,000
Information Technology	445,000
Parks and Recreation	353,125
Community Development	300,000
School Board	4,561,235
Sheriff Office	695,195
Voter Registrar	48,000
Vehicle Replacement	767,701
Computer Replacement	216,100
Copier Replacement	77,500
Subtotal	\$ 24,107,871
Transfers To Other Funds	(1,439,511)
Total Capital Projects	\$22,668,360

Adopted this 27th day of May, 2025.

Rodney A. Hathaway
County Administrator

Thomas W. Evelyn
Chairman

AGENDA ITEM REQUEST
(TO BE SUBMITTED NO LATER THAN 12 DAYS PRIOR TO
THE MEETING)

Meeting Date: 5/27/2025

Agenda Item

Motion: "Mr. Chairman, I move to (not required for Consent Agenda items)	adopt Resolution R-18-25 to adopt and appropriate the New Kent County, Virginia Fiscal Year 2025-2026 Governmental and School Budgets.
Subject	Adoption and Appropriation of FY 2025-2026 Governmental and School Budgets - Resolution R-18-25
Issue	
Recommendation	adoption of R-18-25
Fiscal Implications	R-18-25: FY 26 Gov & Schools Fund – This includes the budget as advertised (\$0.03 Tax Increase with a \$5 million transfer from Colonial Downs to Debt Service Fund)
Policy Implications	
Legislative History	A public hearing on the proposed FY 2025-2026 Governmental and School Budgets was conducted on May 6, 2025.
Discussion	

Time Needed:	3:40 p.m.	Person Appearing:	County Administrator Rodney Hathaway
Request prepared by:	W. Watkins, Deputy Clerk of the Board	Telephone:	
Copy provided to:			

ATTACHMENTS:

Description	Type
R-18-25 FY26 Gov and School Funds (PDF)	Cover Memo

REVIEWERS:

Department	Reviewer	Action	Date
Clerk	Watkins, Wanda	Approved	5/20/2025 - 8:11 AM
Administration	Hathaway, Rodney	Approved	5/20/2025 - 8:14 AM
Attorney	Hathaway, Rodney	Approved	5/20/2025 - 8:14 AM

**BOARD OF SUPERVISORS
COUNTY OF NEW KENT
VIRGINIA**

R-18-25

At a meeting of the Board of Supervisors of the County of New Kent, in the Boardroom of the Administration Building in New Kent, Virginia, on the 27th day of May, 2025:

Present:

Vote:

John P. Moyer
Amy M. Pearson
Ronald P. Stiers
Jordan T. Stewart
Thomas W. Evelyn

Motion was made by _____, which carried ____:____, to adopt the following resolution:

**A RESOLUTION TO ADOPT AND APPROPRIATE
THE NEW KENT COUNTY, VIRGINIA
FISCAL YEAR 2025-2026
GOVERNMENTAL AND SCHOOL BUDGETS**

WHEREAS, the Board of Supervisors of New Kent County has developed an annual budget for the fiscal year beginning July 1, 2025 and ending June 30, 2026; and

WHEREAS, a public hearing was held, pursuant to Title 15.2 and Title 22.1 of the Code of Virginia, as amended, on May 6, 2025 at 6:30 p.m. (or soon thereafter) to take public comments regarding said annual budget.

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of New Kent County does hereby adopt the County of New Kent's Fiscal Year 2025-26 Budget for the following funds and amounts.

Fiscal Year 2025-26 Governmental & School Funds	Budget Totals
General Fund	\$ 37,006,333
Social Services Fund	2,369,942
Human Services (CSA) Fund	1,004,799
Virginia Wireless (E-911) Grant Fund	98,096
Debt Service Fund	14,626,296
Airport Fund	2,288,213
Computer Replacement Fund	293,600
Colonial Downs Revenue Fund	3,696,739
Central Virginia Transportation Authority (CVTA) Fund	504,522
School Governmental Funds	50,867,914
School Nutrition Fund	2,200,382
Total Governmental Funds	\$114,956,836
CIP Budget – Separate Motion (Shown here to reconcile total budget)	22,668,360
Total FY26 Budget	\$ 137,625,196

NOW THEREFORE BE IT FURTHER RESOLVED that the Board of Supervisors of New Kent County does hereby appropriate the funds and amounts detailed in this resolution for Fiscal Year 2025-26.

Adopted this 27th day of May, 2025.

Rodney A. Hathaway
County Administrator

Thomas W. Evelyn
Chairman

AGENDA ITEM REQUEST
(TO BE SUBMITTED NO LATER THAN 12 DAYS PRIOR TO
THE MEETING)

Meeting Date: 5/27/2025

Agenda Item

Motion: "Mr. Chairman, I move to (not required for Consent Agenda items)	adopt Resolution R-19-25 to adopt and appropriate the New Kent County, Virginia Fiscal Year 2025-2026 Public Utility Fund Budget.		
Subject	Adoption and Appropriation of FY 2025-2026 Public Utility Fund Budget - Resolution R-19-25		
Issue			
Recommendation	Adoption of R-19-25		
Fiscal Implications			
Policy Implications			
Legislative History	A public hearing on the proposed FY 2025-2026 Public Utility Fund Budget was conducted on May 6, 2025.		
Discussion			

Time Needed:	3:50 p.m.	Person Appearing:	County Administrator Rodney Hathaway
Request prepared by:	W. Watkins, Deputy Clerk of the Board	Telephone:	
Copy provided to:			

ATTACHMENTS:

Description	Type
FY25-26 Public Utility Fund Budget - Resolution R-19-25 (PDF)	Cover Memo

REVIEWERS:

Department	Reviewer	Action	Date
Clerk	Watkins, Wanda	Approved	5/19/2025 - 1:49 PM
Administration	Hathaway, Rodney	Approved	5/20/2025 - 8:09 AM
Attorney	Hathaway, Rodney	Approved	5/20/2025 - 8:13 AM

**BOARD OF SUPERVISORS
COUNTY OF NEW KENT
VIRGINIA**

R-19-25

At a meeting of the Board of Supervisors of the County of New Kent, in the Boardroom of the Administration Building in New Kent, Virginia, on the 27th day of May, 2025.

Present:

Vote:

Amy M. Pearson
Ronald P. Stiers
Jordan T. Stewart
John P. Moyer
Thomas W. Evelyn

Motion was made by _____, which carried ____:____, to adopt the following resolution:

**A RESOLUTION TO ADOPT AND APPROPRIATE
THE NEW KENT COUNTY, VIRGINIA
FISCAL YEAR 2025-2026 PUBLIC
UTILITY FUND BUDGET**

WHEREAS, the Board of Supervisors of New Kent County has developed an annual Public Utility Fund budget for the fiscal year beginning July 1, 2025 and ending June 30, 2026; and

WHEREAS, a public hearing was held, pursuant to Title 15.2 and Title 22.1 of the Code of Virginia, as amended, on May 6, 2025 at 6:30 p.m. (or soon thereafter) to take public comments regarding said annual budget.

NOW, THEREFORE BE IT RESOLVED that the Board of Supervisors of New Kent County does hereby adopt the County of New Kent's Fiscal Year 2025-2026 Public Utility Fund Budget for the following funds and amounts.

Public Utility Fund	
Water/Sewer Fund	\$16,560,742
Bottoms Bridge Utility Fund	\$952,901
Total Public Utility Fund	\$17,513,643

NOW, THEREFORE BE IT FURTHER RESOLVED that the Board of Supervisors of New Kent County does hereby appropriate the funds and amounts detailed in this resolution.

Adopted this 27th day of May, 2025.

Rodney A. Hathaway
County Administrator

Thomas W. Evelyn
Chairman

AGENDA ITEM REQUEST
(TO BE SUBMITTED NO LATER THAN 12 DAYS PRIOR TO
THE MEETING)

Meeting Date: 5/27/2025

Agenda Item

Motion: "Mr. Chairman, I move to (not required for Consent Agenda items)	adopt Resolution R-20-25 declaring the Board's intention to reimburse itself from the proceeds of one or more tax-exempt financings for certain expenditures made and/or to be made in connection with Capital Improvement Projects for the County and the County School System.		
Subject	Adoption of Reimbursement Resolution - Resolution R-20-25		
Issue			
Recommendation	Adoption of Resolution R-20-25		
Fiscal Implications	If not approved and tax exempt monies are borrowed, the County may not be able to reimburse itself.		
Policy Implications			
Legislative History			
Discussion			

Time Needed:	4:00 p.m.	Person Appearing:	County Administrator Rodney Hathaway
Request prepared by:	W. Watkins, Deputy Clerk of the Board	Telephone:	804-966-9687
Copy provided to:			

ATTACHMENTS:

Description	Type
Reimbursement Resolution R-20-25 (PDF)	Resolution Letter
Reimbursement Resolution R-20-25 Schedule A (PDF)	Exhibit

REVIEWERS:

Department	Reviewer	Action	Date
Clerk	Watkins, Wanda	Approved	5/19/2025 - 3:49 PM
Administration	Hathaway, Rodney	Approved	5/20/2025 - 8:10 AM

**BOARD OF SUPERVISORS
COUNTY OF NEW KENT, VIRGINIA**

R-20-25

At a meeting of the New Kent County Board of Supervisors in the Boardroom of the Administration Building in New Kent, Virginia, on the 27th day of May 2025:

Present:

Vote:

Ronald P. Stiers
Jordan T. Stewart
John P. Moyer
Amy M. Pearson
Thomas W. Evelyn

Motion was made by _____, which carried ____:____, to adopt the following resolution:

**RESOLUTION OF THE BOARD OF SUPERVISORS OF
NEW KENT COUNTY, VIRGINIA DECLARING ITS INTENTION
TO REIMBURSE ITSELF FROM THE PROCEEDS OF
ONE OR MORE TAX-EXEMPT FINANCINGS FOR
CERTAIN EXPENDITURES MADE AND/OR TO BE
MADE IN CONNECTION WITH CAPITAL IMPROVEMENT PROJECT(S)
FOR THE COUNTY AND THE COUNTY SCHOOL SYSTEM**

WHEREAS, the County of New Kent, Virginia (**the "County"**) is a political subdivision organized and existing under the laws of the Commonwealth of Virginia; and

WHEREAS, the County has adopted the FY 2026 – 2030 CIP and will pay on and after the date hereof, certain expenditures (**the "Expenditures"**) in connection with the acquisition of certain capital improvement projects, listed on the **attached Schedule A** for the County (**collectively, the "Projects"**); and

WHEREAS, the Board of Supervisors of the County (**the "Board"**) has determined that those moneys previously advanced no more than 60 days prior to the date hereof and to be advanced on and after the date hereof to pay the Expenditures are available only for a temporary period and it is necessary to reimburse the County for the Expenditures from the proceeds of one or more issues of tax-exempt bonds (**the "Bonds"**).

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS
OF NEW KENT COUNTY, VIRGINIA, AS FOLLOWS:**

Section 1. The Board hereby declares, in accordance with U.S. Treasury Regulation Section 1.150-2, as amended from time to time, the County's intent to reimburse the County with the proceeds of the Bonds for Expenditures with respect to the Projects made on and after the date which is no more than 60 days prior to the date hereof. The County reasonably expects on the date hereof that it will reimburse itself for the Expenditures with the proceeds of the Bonds.

Section 2. Each Expenditure was and will be either

- (a) of a type properly chargeable to a capital account under general federal income tax principles (determined in each case as of the date of the Expenditures), or
- (b) a cost of issuance with respect to the Bonds, or
- (c) a nonrecurring item that is not customarily payable from current revenues, or
- (d) a grant to a party that is not related to or an agent of the County so long as such grant does not impose any obligation or condition (directly or indirectly) to repay any amount to or for the benefit of the County.

Section 3. The maximum principal amount of the Bonds expected to be issued for the Projects is set forth on Schedule A.

Section 4. The County will make a reimbursement allocation, which is a written allocation by the County that evidences the County's use of proceeds of the Bonds to reimburse an Expenditure, no later than 18 months after the later of the date on which the Expenditure is paid or the Projects are placed in service or abandoned, but in no event more than three years after the date on which the Expenditure is paid. The County recognizes that exceptions are available for certain "preliminary expenditures," costs of issuance, certain de minimis amounts, expenditures by "small issuers" (based on the year of issuance and not the year of expenditure) and expenditures for construction projects of at least 5 years.

Section 5. This resolution will take effect immediately upon its passage.

Adopted this 27th day of May, 2025.

Rodney A. Hathaway
County Administrator

Thomas W. Evelyn
Chairman

County of New Kent
FY26 Debt Reimbursement Resolution
Attachment A

	FY25 Budget
<u>General Governmental</u>	
<i>Airport:</i>	
T-Hangar Site Prep - Construction	\$ 800,000
T-Hangar Construction	1,200,000
Demolition-Old Terminal Building	25,300
Terminal Conceptual Study	200,000
Off Airport Obstruction Removal - Design	350,000
Off-Airport Obstruction Removal	2,500,000
Master Plan Update	500,000
<i>Administration:</i>	
Colonial Downs Reserve for Future Projects	2,000,000
New Courthouse Construction	60,000,000
Existing Courthouse Renovation for County Offices	10,000,000
<i>Central Virginia Transportation Authority:</i>	
I-64 Exit 211 Interchange Improvement Project	70,857,274
Route 249 and Dispatch Road Roundabout	3,500,000
<i>Economic Development:</i>	
Economic Incentives - AutoZone	2,390,000
Economic Incentives - Buc-ee's	3,287,000
Economic Incentives - CarMax	150,000
Small Business Economic Incentives	50,000
Economic Sponsorship	135,000
<i>Fire Rescue:</i>	
Ambulance Replacement (Qty 1)	2,330,000
EMS Equipment (Mechanical CPR Devices - Qty 6)	144,000
Burn Building	1,560,000
Fire Station Access Control	26,141
Fire Station #2 - New Construction	5,115,596
Support Fire-EMS Apparatus (Qty 2)	485,000
<i>General Services:</i>	
Access Control -Extension Building and Gym	42,000
County Facility Rehab Projects	30,000
Courthouse Roof Repair	85,000
Fire & Rescue Station #1 Roof Repair	50,000
Fire Station #1 HVAC Replacement	80,000
Historic Middle School HVAC Replacement	350,000

County of New Kent
FY26 Debt Reimbursement Resolution
Attachment A

	FY25 Budget
<i>Information Technology:</i>	
Server Infrastructure Improvements (Storage)	590,000
Data Networking Infrastructure Campus Network Upgrades	680,000
GIS Topography/Aerial Photography	100,000
Surveillance System	350,000
Backup Solution (Cohesity)	400,000
Microsoft 365	185,000
<i>Parks & Recreation:</i>	
Park Development (Quinton Park - Splash Pad)	16,500
Park Development (Pine Fork Lighting)	825,000
Park Development (Pine Fork Parking)	754,000
Park Development (Pine Fork Park Basketball Court)	61,625
Park Equipment (Qty 1 Ventrac Tractor)	66,000
Park Development (Quinton Park - Playground Replacement)	275,000
Parks and Recreation Master Plan	35,000
Parks Development (Pine Fork Park - Youth Fields)	375,000
Cumberland Marsh: Accessible Kayak/Canoe Launch	595,000
<i>Community Development</i>	
Development Ordinance Rewrite	400,000
<i>School Board:</i>	
Bus Replacement (Qty 4)	2,782,258
Districtwide Lighting	425,000
Districtwide Paving	135,000
HVAC Maintenance	750,000
HVAC Replacement - Weightroom	30,000
New--New Kent Elementary School Construction	60,000,000
NKHS Rooftop HVAC Replacement	4,749,500
NKHS Water Source Heat Pumps	585,000
NKMS HVAC	1,400,000
Office at Transportation	30,000
Replacement Gas Pumps	166,025
Roof Maintenance	175,000
Roof Replacement HS	690,000
School Vehicles (non-bus) - Qty 2	228,000
Schools Improvement/Equip - Paint	175,000
Tennis Court Maintenance	20,450
<i>Sheriff's Office:</i>	
Harris Radio System Refresh (Qty 121 includes F/R)	990,000

County of New Kent
FY26 Debt Reimbursement Resolution
Attachment A

	FY25 Budget
Ballistic Helmets (Qty 12)	36,600
Firearm Suppressors (Qty 35 units)	39,095
Mobile Security/Surveillance Trailer	280,000
Night Vision Binocular (Qty 7)	109,500
Community/Office Protection Vehicle (Bearcat Armored Vehicle)	332,792
 <i>Voter Registrar:</i>	
District 5 Voter Precinct & Wahrani Community Center	1,885,000
Replacement Electronic Poll Books (Qty 30)	48,000
 <i>Vehicle Replacement:</i>	
Commissioner of Revenue - Assessor	200,000
Environmental	35,000
Sheriff's Office	
5 Patrol Vehicles - 1 Animal Control - 2 Civil Processing	4,311,178
Planning	70,000
Social Services	100,000
 <i>Computer Replacement:</i>	
Administration	14,800
Airport	2,500
Building Development	27,400
Children's Services Act (CSA)	6,400
Commissioner of Revenue - Assessor	70,000
County Attorney	6,400
CVTA	3,500
Economic Development	15,200
Environmental	16,000
Fire-Rescue - Office	99,000
Fire-Rescue - Mobile Data Terminals (EPCR Machines)	117,000
Financial Services	18,000
General Services	12,600
Human Resources	9,600
Information Technology	17,000
Parks & Recreation	19,200
Planning	15,100
Sheriff's Office	170,000

County of New Kent
FY26 Debt Reimbursement Resolution
Attachment A

	FY25 Budget
Sheriff's Office - MDT	250,000
Treasurer	12,500
Voter Registrar	10,000

Copier Procurements:

Replacements - FY26 to FY30 - All Departments	274,800
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Public Utilities

Carbon Control System Reconstruction at PLWWTP	225,000
SCADA Upgrades at Parham WWTP	625,000
Brickshire Water Tank	10,250,000
Water System Interconnections Phase 1 - NK Hwy Waterline	5,500,000
Water System Interconnections - Central Water System	125,000
Tank Mixing	200,000
Sewer Field Assessment & Repair	125,000
Sewer Master Plan	75,000
Sewer Pump Stations Upgrades	4,160,000
Surface Water Withdrawal Project - Land Acquisition	1,850,000
Engineering & Construction of Pamunkey River Intake	12,000,000
Design & Construction of New Water Treatment Plant, Raw & Finished Water Pipelines	1,000,000
SWTP Cultural Resources Surveys	450,000
Pamunkey River Withdrawal - Environmental Studies & Mitigation	450,000
Utilities Operations Center Site Planning	5,500,000
Maintenance Yard at Chickahominy Reclaim Distribution Center	150,000
I-64 Easement Access	200,000
Easement Clearing	125,000
Generator Replacements	330,000
Vehicle Replacement(s) - Qty 2	300,000
Computer Replacements	74,400

Total - General Government & Public Utilities	\$ 299,630,234
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New Kent County Board of Supervisors
P O Box 150, 12007 Courthouse Circle
New Kent, VA 23124

AGENDA ITEM REQUEST
(TO BE SUBMITTED NO LATER THAN 12 DAYS PRIOR TO
THE MEETING)

Meeting Date: 5/27/2025

Agenda Item

Motion: "Mr.
Chairman, I move to
(not required for Consent
Agenda items)

Subject

Other Business

Issue

Recommendation

Fiscal Implications

Policy Implications

Legislative History

Discussion

Time Needed:

4:05 p.m.

Person Appearing:

Request
prepared by:

W. Watkins, Deputy
Clerk of the Board

Telephone:

804-966-9687

Copy provided
to:

REVIEWERS:

Department

Reviewer

Action

Date

Clerk

Watkins, Wanda

Approved

5/14/2025 - 10:31
AM

AGENDA ITEM REQUEST
(TO BE SUBMITTED NO LATER THAN 12 DAYS PRIOR TO
THE MEETING)

Meeting Date: 5/27/2025

Agenda Item

Motion: "Mr. Chairman, I move to (not required for Consent Agenda items)	adjourn
Subject	Adjournment
Issue	
Recommendation	Approval
Fiscal Implications	
Policy Implications	
Legislative History	
Discussion	The next regularly scheduled meeting of the Board of Supervisors will be held at 6:00 p.m. on Monday, June 9, 2025 and the next work session will be held at 9:00 a.m. on Tuesday, June 24, 2025, both in the Boardroom of the County Administration Building

Time Needed:	4:15 a.m.	Person Appearing:	
Request prepared by:	W. Watkins, Deputy Clerk of the Board	Telephone:	804-966-9687
Copy provided to:			

ATTACHMENTS:

Description	Type
Closed Session Motion (PDF)	Cover Memo

REVIEWERS:

Department	Reviewer	Action	Date
Clerk	Watkins, Wanda	Approved	5/14/2025 - 10:32 AM

MOTIONS FOR CONVENING A CLOSED SESSION

- 1 I move to go into closed session pursuant to §2.2-3711A.1 of the Code of Virginia for *(discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or County employees)* involving _____.
- 3 I move to go into closed session pursuant to §2.2-3711A.3 of the Code of Virginia for *(discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the County)* involving _____.
- 4 I move to go into closed session pursuant to §2.2-3711A.4 of the Code of Virginia for *(the protection of the privacy of individuals in personal matters not related to public business)* involving _____.
- 5 I move to go into closed session pursuant to §2.2-3711A.5 of the Code of Virginia for *(discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community)* involving _____.
- 6 I move to go into closed session pursuant to §2.2-3711A.6 of the Code of Virginia for *(discussion or consideration of the investment of public funds where competition or bargaining is involved, where, if made public initially, the financial interest of the County would be adversely affected)* involving _____.
- 7 I move to go into closed session pursuant to §2.2-3711A.7 of the Code of Virginia for *(consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by the Board regarding specific legal matters requiring the provision of legal advice by such counsel)* involving _____.
- 19 I move to go into closed session pursuant to §2.2-3711A.19 of the Code of Virginia for *(discussion of plans to protect public safety as it relates to terrorist activity and briefings by staff members, legal counsel, or law-enforcement or emergency service officials concerning actions taken to respond to such activity or a related threat to public safety; or discussion of reports or plans related to the security of any governmental facility, building or structure, or the safety of persons using such facility, building or structure)* involving _____.
- 28 I move to go into closed session pursuant to §2.2-3711A.28 of the Code of Virginia for *(discussion or consideration of records excluded from this chapter pursuant to subdivision 11 of § 2.2-3705.6 by a responsible public entity or an affected local jurisdiction, as those terms are defined in § 56-557, or any independent review panel appointed to review information and advise the responsible public entity concerning such records)* involving _____.

- 29 I move to go into closed session pursuant to §2.2-3711A.29 of the Code of Virginia for *(discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the Board)* involving _____.
- 33 I move to go into closed session pursuant to §2.2-3711A.32 of the Code of Virginia for *(discussion or consideration of confidential proprietary records and trade secrets excluded from this chapter pursuant to subdivision 18 of § 2.2-3705.6.)* involving _____.

CERTIFICATION OF CLOSED SESSION

A. Motion

I move that the Board certify by roll call vote that to the best of each member's knowledge only public business matters lawfully exempted from open session requirements of the Freedom of Information Act and identified in the motion to go into closed session were heard, discussed or considered in the closed session.

B. Vote taken on certification.

Present:

Vote:

Thomas W. Evelyn
John P. Moyer
Amy M. Pearson
Ron Stiers
Jordan T. Stewart