
BOARD OF COUNTY SUPERVISORS

RULES OF PROCEDURE

Amended: July 21, 2020

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PRINCE WILLIAM
COUNTY

**RULES OF PROCEDURE
BOARD OF COUNTY SUPERVISORS
PRINCE WILLIAM COUNTY, VIRGINIA**

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1 **RULES OF PROCEDURE**
2 **BOARD OF COUNTY SUPERVISORS**
3 **PRINCE WILLIAM COUNTY, VIRGINIA**

4
5 **Adopted January 3, 1984**

6 Amended January 21, 1986, January 7, 1992, January 2, 1996, January 4, 2000, February 8, 2000,
7 March 14, 2000, effective March 14, 2000, September 19, 2000, effective September 19, 2000,
8 Amended February 20, 2001, Amended January 6, 2004, Amended January 9, 2007, Amended
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10 Amended June 5, 2012, Amended January 14, 2014, February 9, 2016, Amended June 21, 2016,
11 Amended November 21, 2017, Amended February 19, 2019, Amended February 4, 2020, Amended
12 May 12, 2020

13 **Amended July 21, 2020**
14

15 **SECTION A: MEETINGS**

16 1. (a) *Regular Meetings* - The Board of Supervisors shall adopt a schedule of the
17 times, dates, and places of its regular meetings, for each calendar year, at its annual meeting, or as
18 soon thereafter as practicable. The "annual meeting" is hereby specified to be the first meeting after
19 the election of new members, and the corresponding first meeting of each subsequent year. Regular
20 meetings shall be held on Tuesdays and will generally occur on the first, second, and third Tuesday
21 of each month. Meetings shall begin at 2:00 P.M., and may reconvene at 7:30 P.M. or other
22 convenient time for public hearings. There must be at least one scheduled meeting per month that
23 occurs in the evening. In setting its regular meeting schedule, the Board may consider avoiding
24 scheduling meetings when they would conflict with such occurrences as legal holidays and other
25 meetings for the purpose of furthering public business which the majority of the Board has
26 traditionally attended. The Board may schedule regular meetings each year as it deems appropriate,
27 and may likewise cancel regular meetings, as provided in Subsection 1(c), below, after the annual
28 meeting schedule is adopted, so long as the Board meets in regular session not less than once each
29 month.

30
31 (b) *Changing or Adding Regular Meetings* - The Board may change the date, time,
32 or place of any regular meeting to another date, time, or place, when such meeting conflicts with
33 any holiday or any such change is otherwise deemed necessary by the Board, or it may establish
34 additional regular meetings in any month. Such change to, or addition of a regular meeting may be
35 accomplished by adoption of a resolution changing, or adding a regular meeting date, done at a
36 regular or special meeting, which is provided for in this section. The Clerk shall cause a copy of such

1 resolution to be posted on the door of the courthouse, in the James J. McCoart Administration
2 Building, on the County's internet website, and on the County's social media pages as well as via the
3 County's email system at least one week prior to the changed or added meeting. If possible, notice
4 of the change to, or addition of, a regular meeting shall also be inserted in a newspaper of general
5 circulation in the County prior to the day on which the meeting was to have occurred.

6
7 (c) *Eliminating Regular Meetings.* The Board may eliminate any regular meeting
8 shown on its annual schedule of meeting dates in the event that it determines that it can
9 successfully complete its work in fewer meetings. This may be accomplished by resolution of the
10 Board, adopted at a regular or special meeting. In the event that it becomes apparent to the Chair
11 that a regular meeting should be eliminated for this reason, and there are no regular or special
12 meetings intervening before the meeting that should be eliminated, the Chair or the Chair's staff
13 shall individually, and consistent with the Virginia Freedom of Information Act, notify each of the
14 Board members of the Chair's determination that the meeting should be eliminated. Members
15 should avoid responding to multiple Board members at the same time in order to comply with the
16 Virginia Freedom of Information Act. All members shall be provided a reasonable opportunity to
17 raise an objection to the cancellation of the meeting directly to the Chair. If no member of the Board
18 objects, following reasonable efforts to contact all members and seek their input, consistent with the
19 Virginia Freedom of Information Act, then the Chair may declare the meeting cancelled. The Clerk
20 shall send a notice of the elimination of the meeting to all Board members. The Clerk shall promptly
21 notify the media and post the notice at the Judicial Center (where public notices are regularly
22 posted), or at the James J. McCoart Administration Building (in the Office of Executive Management
23 where public notices are regularly posted), on the County's social media pages as well as via the
24 County's email system, and on the County's Internet website as far in advance of the meeting to be
25 cancelled as possible under the circumstances. If possible, notice of the elimination of the meeting
26 shall also be inserted in a newspaper of general circulation in the County prior to the day on which
27 the meeting was to have occurred.

28
29 The Chair, after consultation with the County Executive and County Attorney, may cancel a
30 meeting in the event that holding the meeting would present a threat to public safety. The Clerk
31 shall promptly provide notice to all Board members and the media, and to the extent possible, post
32 such notice on the County's Internet website, on the County's social media pages as well as via the

1 County's email system, and in the James J. McCoart Administration Building (in the Office of
2 Executive Management and where public notices are regularly posted).

3

4 2. *Special Meetings* –

5 (a) The Board may hold special meetings by establishing a special meeting date,
6 time, place, and an agenda for said meeting at a regular meeting. The Clerk shall post and publish
7 notice of the special meeting in accordance with the Virginia Freedom of Information Act, including
8 §2.2-3707 VA Code Ann., and on the County's social media pages as well as via the County's email
9 system.

10

11 (b) Special meetings shall be held when called by the Chair or requested by two
12 or more members of the Board. Such request shall be in writing, addressed to the Clerk of the
13 Board, and shall specify the date, time and place of meeting and the matters to be considered at the
14 meeting. Upon receipt of such request, the Clerk shall immediately notify each member of the
15 Board, the County Executive, and the County Attorney, in writing, to attend the special meeting at
16 the date, time and place mentioned in the request. Such notice shall specify the matters to be
17 considered at the meetings, and shall be delivered to each member of the Board of County
18 Supervisors, the County Executive and the County Attorney, in person, or to their residence or place
19 of business, and by e-mail. No matter not specified in the notice shall be considered at such
20 meeting, unless all the members of the Board are present or sign a written waiver. The Clerk shall
21 post and publish notice of the special meeting in accordance with the Virginia Freedom of
22 Information Act, §2.2-3707 VA Code Ann.

23

24 3. *Adjourned Meetings* - Any regular or special meeting may be adjourned to a date and
25 time certain prior to the next regular meeting of the Board.

26

27 4. *Place of Meeting* - Unless otherwise changed as provided in Subsection 1(b), above, or
28 unless otherwise provided by resolution adopted by the Board, the Board's regular meetings shall
29 be held in the Board Chambers at the James J. McCoart Administration Building, One County
30 Complex Court, Prince William, Virginia. Special meetings shall be held at the McCoart Building, or in
31 the place specified by the notice required under Subsection 2(a) or (b), above.

32

1 5. *Public Hearings* - Public hearings shall be held after notice has been given in
2 accordance with the Code of Virginia. Except as provided herein, once a public hearing has been
3 advertised on any matter including a rezoning or special use permit application the public hearing
4 shall then be held to avoid inconvenience to the public. The Chair may then

5
6 (a) close the public hearing at its conclusion, and the Board may take or defer
7 action on the matter including referral back to the Planning Commission of
8 any land use issue within its jurisdiction; or

9
10 (b) hold the hearing open for further public comment and Board action at a later
11 date. Any applicant for a rezoning or special use permit may withdraw their
12 application at any time prior to Board action thereon, subject to the
13 provisions of Section 32-700.70 of the Code of Prince William County.

14
15 No public hearing shall be held on any rezoning or special use permit application which has been
16 withdrawn in writing by the applicant under the provisions of that section. Any applicant for a
17 rezoning or special use permit may request Board approval of a deferral of action on their
18 application prior to the holding of a public hearing. If the Board agrees to such deferral, the Board
19 need not conduct the originally advertised public hearing if it believes that a public announcement
20 of the deferral request and postponement of the hearing would not substantially inconvenience the
21 public.

22
23 6. *Consideration and Adoption of Annual Budget* – The Board shall conduct the following
24 major steps in the procedure for adopting the annual budget during evening sessions of its
25 meetings: 1) the provision of budget guidance to the County Executive; 2) the presentation of the
26 County Executive’s proposed budget; 3) at least two public hearings on the proposed budget; 4)
27 budget markup by the Board; 5) budget recap; and 6) the adoption of the annual budget, and it shall
28 prescribe whether such discussions shall be held during an evening session. The Board may elect to
29 hold other discussions of a proposed annual budget, and it shall prescribe whether such discussions
30 shall be held during an evening session.

1 2. *Required Absence* - No action shall be taken by the Board unless a quorum is present,
2 provided, however, that the temporary absence from the meeting room of members sufficient to
3 constitute a quorum shall not be deemed to prevent the hearing of presentations or the discussion
4 of matters submitted to the Board. The Chair, Clerk, or the County Executive shall suggest the
5 absence of a quorum prior to the taking of any action by the Board, but a failure to suggest the
6 absence of a quorum shall not be deemed to alter the effect of this rule requiring a quorum as a
7 prerequisite to any action.

8
9 3. *Actions* - The Board shall act in one of the following ways:

10 (a) *Ordinances* - If required by law, action shall be taken by the adoption of
11 ordinances. Ordinances shall be proposed for adoption, notice given, and adoption accomplished as
12 is provided for by the Code of Virginia.

13
14 (b) *Resolutions* - If action by ordinance is not required by law, the Board may act
15 upon adoption of a resolution, in the following manner:

16
17 (i) A resolution shall be presented in writing, along with any supporting
18 materials the Supervisor or Chair intends to be considered by the Board, to the Clerk with sufficient
19 time to be included in the published agenda packet for the meeting in which the action is sought;

20
21 (ii) The Clerk shall deliver a copy of any proposed resolution to all
22 members of the Board, the County Executive, and the County Attorney before the resolution is
23 proposed for adoption.

24
25 (iii) Notwithstanding any other provision of the Board's Rules of
26 Procedure, the Board may act, without prior notice, upon adoption of a resolution as a result of
27 matters discussed in closed session, pursuant to the Virginia Freedom of Information Act.

28
29 (c) *Motion* - If action is required on matters simply stated, the Board may act on
30 oral motion only. Any oral motion made and seconded, including any procedural motions pursuant
31 to these Rules, shall be voted on by the Board and fully recorded in the minutes of the meeting.

32

1 (d) *Unanimous Consent/Board Directives to Staff* - If action by ordinance or
2 resolution is not required by law or these Rules, and no objection is heard, a request of a member
3 shall be deemed a request of the Board without further action, provided that such request is made
4 at a meeting with a quorum present, and further provided that the Chair states that such request
5 shall be deemed to be a request of the Board. Such request may be a Board directive to staff
6 directing that certain actions be taken by staff.

7
8 4. *Proclamations and Commendations.*

9 (a) The Board may issue proclamations on such issues and at such times as it
10 shall deem appropriate. Proclamations shall only be issued upon Resolution of the Board adopted
11 as other Resolutions are adopted. Such proclamations shall be signed by the Chair of the Board, and
12 may be signed by all members of the Board.

13
14 (b) The Board shall have two forms of Commendation:

15 (i) *Board Commendations.* The Board itself may issue Commendations
16 to any persons or groups for meritorious service to the community or other act meriting public
17 notice, by Resolution adopted as other Resolutions are adopted. Such Commendations shall be
18 signed by the Chair of the Board, and may be signed by all members of the Board.

19
20 (ii) *Supervisors' Commendations.* The Board hereby expressly authorizes
21 any Supervisor to prepare Commendations for any persons or groups for actions that such
22 Supervisor shall deem worthy of note, and which may be signed by such Supervisor on behalf of the
23 Board, without the necessity of further formal Board action or vote thereon.

24
25 5. *Proposal of Policy and Appointment Resolution by an Individual Supervisor.*

26 (a) *Policy Resolution Proposed by an Individual Supervisor.*

27 (i) A Supervisor shall announce their intent to seek Board action
28 regarding a policy proposal/resolution at a future Board meeting during Supervisors' Time; if at least
29 one other Supervisor present at the meeting verbally concurs with the announcement, such
30 proposals would appear on the agenda in Supervisors' Time at the next meeting for Board
31 consideration pursuant to the provisions of this Subsection 5(a), or at such meeting as may be
32 specified by the Board or other code provisions; or
33

1 (ii) Pursuant to Subsection F(2)(a), an individual Supervisor, in
2 coordination with the Chair shall provide to the Clerk the written resolution, along with appropriate
3 written materials, in a timely fashion for inclusion on the published agenda for the meeting where
4 the action is scheduled for Board consideration during Supervisors' Time. No Board Action can be
5 taken on any matter where the written resolution is not published in the agenda for the meeting.
6

7 (iii) In the event that the Board has agreed by motion to waive the
8 provisions of Subsection 5 (a)(i)-(ii) above, and/or Subsection F(2)(a), thus permitting a Supervisor to
9 present a resolution for Board action which has not previously appeared on the Board's agenda or
10 has not been included in the meeting materials for prior review by the public, a copy of that
11 proposed resolution placed before the Board for action shall be shown on the overhead projector or
12 otherwise displayed in the Board chambers prior to any vote.
13

14 (b) *Appointment Resolution Proposed by an Individual Supervisor.*

15 (i) When appointments to policy or administrative boards are
16 recommended by an individual Supervisor, they shall be accompanied by a résumé of experience
17 and/or qualifications for the prospective appointee. These boards are the Community Services
18 Board, Human Rights Commission, Library Board, Planning Commission, and Service Authority.
19

20 (ii) Appointments to other boards, committees and commissions shall
21 be initiated as above and shall be accompanied by an abbreviated résumé that includes name,
22 address, phone number and an abbreviated statement of qualifications and/or interest in the
23 appointment.
24

25 6. *Process for Appointment of Supervisors to Various Entities.*

26 (a) A vacancy on any entity to which a Supervisor is to be appointed shall be
27 announced to the Board as soon as possible by the Chair. This announcement can be made at a
28 Board meeting, by voice or electronic mail message, or in writing. A copy of any written
29 announcement from the entity for which the appointment is to be made should be provided to the
30 Board.
31

32 (b) Supervisors who are interested in being appointed, should announce their
33 interest to the Board as soon as possible.

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(c) The Chair shall notify the Board of the meeting at which such appointment will appear on the agenda to be considered by the Board and when discussion of the appointment will occur in closed session. The Chair shall request the Clerk to the Board to prepare for the agenda a draft resolution for appointment with a blank for the name of the Supervisor to be considered if the Board has not discussed the appointment in closed session. If the Board has already discussed the appointment in a closed session, then the Chair may request the Clerk to include a Supervisor's name in the draft resolution.

(d) The Board shall vote on all such appointments of Supervisors at a regular Board meeting.

7. Process for adopting non-editorial changes made to previously advertised language amending the Comprehensive Plan or the Zoning or Subdivision Ordinances, including the Design and Construction Standards Manual following a special public input process.

Where the Board establishes a public involvement process when it initiates any five-year update to the Comprehensive Plan, or a significant amendment to the text of the Zoning Ordinance or the Subdivision Ordinance, including the Design and Construction Standards Manual, the Board may provide in the initiating resolution or elsewhere that any non-editorial change to the language published to the public as recommended for adoption by the Board will be made available to the public for review prior to adoption of such non-editorial change. The purpose of providing notice of the proposed non-editorial change prior to its adoption is to allow a sufficient time prior to Board action on the non-editorial change to give the public a meaningful opportunity to comment on the proposed non-editorial change. At all times, the Board will adhere to legal requirements for advertising proposed language or proposed changes to advertised proposed language. Where re-advertising non-editorial changes is not legally required, the Board may exercise its discretion in determining how to provide the public with notice of a proposed non-editorial change and the time that will elapse between the public notice and action on the proposed non-editorial change. The Board may, but is not required to, provide detail concerning the process for consideration of non-editorial changes to advertised proposed language, such as the time period for public notice prior to action, the method for providing public notice, etc., in the initiating resolution.

1 **SECTION D: VOTING**

2
3 1. *Votes* - Votes shall be taken only upon motions made and seconded. Votes shall be
4 taken in accordance with the Virginia Freedom of Information Act, §2.2-3707 VA Code Ann.

5
6 2. *Method of Voting* - All voting shall be taken by electrical equipment permitting push-
7 button voting from each Board member's seat. At the discretion of the presiding officer, a roll call
8 vote may be taken for the vote on any ordinance or resolution.

9
10 3. *Restating the Question* - The Chair may restate the question or ask the Clerk to restate
11 the question prior to the taking of a vote, provided, however, that at the request of the Chair, a
12 Board member may restate the question if it is the opinion of the Chair that such procedures will
13 expedite the decision of the question.

14
15 4. *Tie Votes* - In the event of a tie vote, the motion under consideration shall be deemed
16 defeated.

17
18 **SECTION E: RECONSIDERATION**

19
20 Action on an ordinance, resolution or motion may be reconsidered one time and only upon
21 motion of a Board member voting with the prevailing side on the original vote, which motion must
22 be made at the same or immediately subsequent regular meeting as defined by Section A.1.(a) of
23 these Rules of Procedure. A motion to reconsider may be seconded by any member. Any such
24 matter defeated by a tie vote may be reconsidered upon motion by any Board member having voted
25 to defeat the matter at the same or the next regularly scheduled meeting.

26
27 Action upon reconsideration of a question shall be taken only following notice as required by
28 law and at least as much notice as was given prior to the original action, unless such action upon
29 reconsideration is taken at the same meeting as the original action.

30
31 In instances involving the reconsideration of the adoption, or rejection of an ordinance,
32 whether by tie vote or otherwise, the ordinance shall be re-advertised in accordance with the
33 advertising requirements for ordinances specified by the Code of Virginia prior to action on the

1 reconsidered question. A motion to reconsider an ordinance made at any other meeting than that at
2 which a lawful vote thereon shall have first been taken, shall constitute instruction to the Clerk to re-
3 advertise the said ordinance for further proceedings according to law.

4
5
6 **SECTION F: ORDER OF BUSINESS**

7
8 1. *Commencement of Meetings.*

9 (a) At the time specified in Section A of these Rules for the commencement of
10 regular meetings, and at the hour specified for adjourned or special meetings, the presiding officer
11 shall call the meeting to order, and direct the Clerk to note the presence or absence of Board
12 members. A quorum shall be required for the commencement of any meeting.

13
14 (b) The Board shall open each meeting, regular or special, with the reading or
15 recitation of a prayer, with an invocation by a cleric invited for the purpose, or with a moment of
16 silence or quiet reflection, and with the Pledge of Allegiance.

17
18 2. *Agenda* - The Chair, with the County Executive, shall prepare an agenda for each
19 meeting.

20 (a) Any member having matters to be considered by the Board, as well as any
21 presentations to make to the Board, which shall include any written or graphic materials, and/or
22 audio or video recordings of any kind to be read, viewed, heard, observed, and/or considered by the
23 Board at any point during any meeting, shall submit them to the Clerk to the Board for inclusion on
24 an appropriate agenda, in consultation with the Chair, and such materials shall be included with the
25 other materials dispatched to Board members and the public for that meeting's agenda in
26 preparation for the meeting.

27
28 (b) When County staff proposes that the Board take action in a meeting on a
29 particular matter County staff shall provide to the Clerk the staff reports that provide detailed
30 explanations and impact statements on the recommended action.

31
32 (c) No votes shall be permitted on matters placed on the Agenda at the request
33 of County staff for which the County staff report was not provided to the Board in the published
34 Agenda for the meeting for which a vote is sought.

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3. *Consent Agenda* – The Chair is authorized and directed, in consultation with the County Executive, to prepare a consent agenda for regular Board meetings, for matters of a routine, non-controversial nature. Motions to approve the consent agenda shall not be debatable, and shall be adopted only by unanimous consent of all Board members present at the meeting. Matters may be removed from the consent agenda and placed on the regular agenda for presentation, questions, or debate at the request of any Board member, the County Executive, or the County Attorney.

4. *Public Comment Time* –The Board shall set aside Public Comment Time at the beginning of each afternoon session of a regular meeting of the Board, and again at the beginning of each evening session of a regular meeting. During Public Comment Time the Board will receive comment from any member of the public on any item not on the public hearing calendar for the day, provided that the use of obscenity or other speech tending to create a breach of the peace is prohibited; and provided further that no individual member of the public shall be permitted to address the Board for more than three (3) minutes. The Chair is vested with the Board’s authority to enforce these limitations. Individuals wishing to speak at Public Comment Time shall sign up in person to speak by providing their own name and address on a list provided for this purpose by the Clerk to the Board. No one shall be allowed to sign another individual’s name on the list provided by the Clerk to the Board. Members of the public residing in Prince William County shall be called to speak prior to members of the public residing outside of the County. The Board shall provide members of the general public with the opportunity for public comment time during a regular meeting at least quarterly as required by Virginia Code § 15.2-1416(D). Decorum shall be maintained as outlined in Section H: Decorum

The Board recognizes that some members of the public may not be able to attend Board meetings in person. These individuals may have an interest in specific Agenda items and, in order to facilitate the timely review of their comments, the Board will accept comments on a virtual agenda comment section on the official County website as follows:

- The official County website shall allow for members of the public to provide comments on agenda matters that shall open at the time of the publication of the agenda for a meeting, and close not sooner than two hours prior to the start of the meeting for which the agenda was published.

- 1 • Members of the public can click on the Agenda item they wish to comment on, and it will be
- 2 sent by email directly to the members of the Board of County Supervisors
- 3 • All submitted comments shall be subject to the Virginia Freedom of Information Act (FOIA).

4

5 5. *Supervisors' Time* – On each agenda there shall be a period designated “Supervisors’

6 Time,” during which each Board member shall be entitled to unrestricted use of five (5) minutes for

7 such purposes as each member deems appropriate. A member may announce their intent to seek

8 Board action but may not make a motion during Supervisors’ Time except as provided under Section

9 C(5)(a). At the end of the five-minute period for each member, the presiding officer shall call the

10 Board to order, and any continuation of the matter then under discussion shall go over to the end of

11 the Agenda, or to a subsequent meeting, as the Board may determine. As provided elsewhere in the

12 Rules, member presentations must be dispatched with other agenda materials, and where a

13 Supervisor requests Board action that requires a resolution, all resolutions must be submitted to the

14 Board in writing, in advance.

15

16 6. *County Executive, County Attorney, and Board Matters* – To the maximum extent

17 possible County Executive, County Attorney, and Board matters shall be scheduled in the period

18 from 2:00 P.M. to 4:00 P.M. at the regular Board meetings. Under unusual circumstances, they may

19 be scheduled at such other time during a regular meeting as the Chair may deem expedient.

20

21 7. *Administrative and Informational Matters* - Administrative and informational matters

22 shall not be placed on the agenda or considered by the Board until the interested member shall

23 have ascertained from the administrative staff, through the County Executive, that all appropriate

24 administrative actions have been taken, or until an unreasonable amount of time following a

25 request for administrative action has elapsed and insufficient action has been taken. Matters having

26 to do with actions or failures to act by the administrative staff shall not be placed on the agenda or

27 considered by the Board until the County Executive shall have been given a reasonable opportunity

28 to furnish the interested member or members with an explanatory statement.

29

30 8. *Agency Matters* – Matters having to do with agencies not under the administrative

31 supervision of the County Executive shall not be placed on the agenda or considered by the Board

32 until the affected agency or agencies shall have been given a reasonable opportunity to furnish the

33 interested members of the Board with background information or data.

34

1 9. *Consolidated Land Use Public Hearing Agenda.*

2 (a) The Chair is authorized and directed, in consultation with the County
3 Executive, to prepare a consolidated land use public hearing agenda for regular Board meetings, for
4 those Comprehensive Plan map amendment, rezoning, proffer amendment and special use permit
5 applications that meet the criteria set forth in this Subsection. The Chair shall consolidate all public
6 hearings on the land use matters on the consolidated agenda into a single public hearing. Each
7 individual item on the consolidated land use public hearing agenda will be subject to the same
8 requirements for preparation of a written staff report, to be distributed to the Board and the public
9 at the same time as the staff reports are distributed for land use matters on the standard public
10 hearing agenda. Written staff reports for all land use matters, regardless of whether the public
11 hearing occurs on the consolidated or the standard public hearing agenda, shall be subject to the
12 same requirements for content and thoroughness.

13
14 (b) Matters may be removed from the consolidated land use public hearing
15 agenda and placed on the standard public hearing agenda for presentation, questions, or debate at
16 the request of any Board member, the County Executive, or the County Attorney. Therefore, relevant
17 County staff will be present and prepared to make full presentations on any and all land use matters
18 on the consolidated land use public hearing agenda to facilitate the ready removal of any matter
19 from the consolidated land use public hearing agenda to the standard public hearing agenda.

20
21 (c) Only Comprehensive Map amendment, rezoning, proffer amendment or
22 special use permit applications which have received recommendations of approval from County
23 staff and the Planning Commission, and where there are no unresolved issues between the
24 applicant and County staff or the Planning Commission may be placed on the consolidated land use
25 public hearing agenda. Further, no application can be placed on the consolidated land use public
26 hearing agenda without the consent of the Supervisor in whose district the land which is the subject
27 of the application is situated.

28
29 (d) The Chair will individually announce each land use case which is on the
30 consolidated land use public hearing agenda at the beginning of the consolidated public hearing.
31 Applicants may choose to make a presentation during the public hearing, but are not required to do
32 so.

33

1 10. *Agenda Order*

2 (a) Order on the agenda shall be established by the Chair, in consultation with
3 the County Executive, taking into account probable public interest and the need for staff or other
4 presentations. Insofar as is practicable, agenda order shall maximize convenience to the public and
5 minimize any adverse impact on performance of normal staff functions. The Board may amend the
6 agenda by majority vote.

7
8 (b) Matters neither included on the agenda nor disposed of during each
9 member's unrestricted time shall be taken up only if the presiding officer determines that:

- 10 (i) they are emergency in nature;
11 (ii) they involve persons who are present but would not be present
12 at a subsequent meeting; or
13 (iii) action is required by Robert's Rules of Order or these Rules of
14 Procedure.

15
16 11. *Minutes* – The Clerk shall keep minutes of the open meetings of the Board and shall
17 also maintain one recording, by means of electronic device, of the proceedings at any Board
18 meeting, except closed sessions. One copy of the minutes of the recorded proceedings shall be
19 made available by the Clerk to any person requesting same, with a fee to be paid to the County for
20 the cost of producing such copy. All copies shall be made by the County to fulfill requests by
21 members of the public.

22
23 12. *Closed Sessions* – Each agenda shall specify a time at each regular Board meeting of
24 the month, generally after all public business shall have been concluded during the afternoon
25 session, for closed sessions properly called. When so requested by the County Attorney, County
26 Executive, or any Board member, however, the Chair may permit a closed session at any other time
27 prior to consideration of any agenda item. Minutes shall not be kept of closed sessions.

28
29 **SECTION G: ORDER IN CONDUCT OF BUSINESS**

30
31 1. *Persons Addressing the Board* – Persons addressing the Board shall limit their
32 presentations to the time allotted by the Chair, unless the Board extends such time by unanimous
33 consent. The Chair, in allotting such time, shall take into account the complexity of the matter, its
34 importance in relation to other business of the Board, and the time available during the Board

1 meeting. At the discretion of the Chair, the conduct of business by the Board may be reordered to
2 allow earlier consideration of matters about which a substantial number of persons desire to
3 address the Board. Insofar as is practicable, persons addressing the Board shall furnish the Clerk
4 and members of the Board with a written copy of their remarks, at or before the meeting.

5
6 2. *Recognition* – Recognition shall be given only by the presiding officer. No person shall
7 address the Board without first having been recognized. When all public testimony has concluded,
8 and the Board is considering and discussing the matter, no person shall thereafter be recognized to
9 address the Board.

10
11 3. *Zoning and other Public Hearings* – Hearings on zoning applications and special use
12 permits shall be conducted as public hearings, provided that to the maximum extent possible, the
13 applicant’s presentation shall be limited to twenty (20) minutes, which time may be divided as the
14 applicant sees fit. An applicant’s time is typically divided into fifteen (15) minutes for presentation
15 and five (5) minutes for rebuttal. Speakers, other than the applicant, shall have three (3) minutes
16 each for their presentation. Persons representing and speaking on behalf of a civic association, a
17 home owners association, or any organizations formally recognized and current with Internal
18 Revenue Service and/or the Commonwealth of Virginia State Corporation Commission shall have
19 five (5) minutes for their presentation. In the event that there is a question as to whether an
20 organization is recognizable for purposes of the extended time limitation, the Chair shall so
21 determine. A speaker may not yield time to another speaker. Individuals wishing to speak at the
22 Public Hearing shall sign up in person to speak by providing their own name and address on a list
23 provided for this purpose by the Clerk to the Board. No one shall be allowed to sign another
24 individual’s name on the list provided by the Clerk to the Board. Members of the public residing in
25 Prince William County shall be called to speak prior to members of the public residing outside of the
26 County.

27
28 a. The Board shall not conduct public hearings on residential land use matters
29 and/or land use matters of mixed use with a residential component, including applications for
30 special use permits, rezonings, and Comprehensive Plan amendments, during the intervening
31 period between the General Election for the Board seats and the seating of the new Board, unless
32 such action on the matter(s) is consistent with the applicable provisions of the Virginia Code. In
33 addition, County staff shall not schedule such residential land use matters and/or land use matters

1 of mixed use with a residential component for Planning Commission public hearing during this
2 intervening period, unless such action on the matter(s) is consistent with the applicable provisions of
3 the Virginia Code. As with any of the Rules of Procedure, the Board may waive this provision upon a
4 majority vote of a quorum of the Board during a Board meeting.

5
6 4. *Repetitive Testimony* – Testimony that is repetitive shall not be permitted on any
7 matter. Persons of the same position as a previous speaker shall simply state their names and the
8 positions with which they agree.

9
10 5. *Questions* – Questions by members of the Board shall be reserved for the end of a
11 presentation to avoid interrupting the speaker, disrupting the time-keeping process, and duplicating
12 ground the speaker may cover.

13
14 6. *Plans, Renderings, Exhibits* – Plans, renderings, and exhibits shall be permitted to be
15 used in the course of hearings on applications for rezoning and special use permits only when the
16 applicant shall first have provided the Board with instruments executed in such form as to assure
17 development and construction in conformity with any such plan, rendering, or other such graphic
18 exhibit in the event the requested zoning action is taken. Such instruments shall be held in escrow
19 by the County Attorney pending Board action, and shall be returned to the applicant in the event
20 such action is other than that requested, unless the applicant shall have consented on the record to
21 some other disposition of them.

22
23 7. *Board Discussion* – Discussion and debate by the Board shall be conducted following
24 the presentation of testimony on the item of business pending. Supervisors shall not speak to the
25 item until recognized by the Chair. A Supervisor who has spoken to the item shall not again be
26 recognized until each other member desiring to speak shall have had an opportunity to speak.

27 28 **SECTION H: DECORUM**

29
30 1. *Board Members* – Decorum of Board Members shall be maintained in order to
31 expedite disposition of the business before the Board. Questions and remarks shall be limited to
32 those relevant to the pending business. Supervisors shall address all remarks to the presiding
33 officer.

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2. *Others* – Decorum of persons other than Board members shall be maintained by the Chair, who may request such assistance as may appear necessary. Persons addressing the Board shall limit their remarks to those relevant to the pending items, and to answering questions. The Chair shall call the speaker to order; if out-of-order remarks, or other indecorous conduct persists, the Chair may order the speaker from the lectern. The order with gavel, if not heeded, will then cause the Chief of Police or the Chief of Police’s designee to carry out the order.

Persons whose allotted time to speak has expired shall be warned by the Chair to conclude in one minute, after which such person shall leave the lectern, unless they are asked to remain to answer questions from the Board. No persons in attendance shall be allowed to voice remarks except as recognized by the Chair after audibly stating their name, address, and who they represent, if applicable. Groups or individuals in the audience creating an atmosphere detrimental or disturbing to the conduct of the meeting will be asked to leave by the Chair. The Chair may call a recess when groups or individuals in the audience violate the rules on decorum, and/or threaten the safety of any Board member or other person in attendance.

SECTION I: MISCELLANEOUS

1. *Robert’s Rules of Order* – Robert’s Rules of Order Newly Revised shall govern the conduct of all meetings of the Board to the extent that they are not inconsistent with these Rules of Procedure.

2. *Amendment of Rules* – These Rules of Procedure may be amended by majority vote of the entire membership at the annual meeting. Any proposed amendment shall be subject to further amendment at the meeting at which the vote is taken.

3. *Seating at the Dais and Reserved Area* – The Board members shall be seated at the Board dais, with the County Executive at one end and the County Attorney at the other. The Chair at Large shall sit at the center of the dais.

During a Board meeting, only members of the Board, the County Executive, County Attorney, administrative staff, and other persons expressly invited shall be permitted to enter the Area behind the Board dais, the adjacent hallway and the Potomac conference room.

1 4. *Press* – In the interest of serving the public, the County shall, to the extent possible
2 within the space available, provide work areas for the working press. These Rules of Procedure shall
3 govern the use of such space, and decorum therein.

4
5 5. *Supervisor's Office Expense Accounts.*

6 (a) Expenditures from appropriated office expense accounts for each individual
7 Supervisor or the Chair cannot be used for any cash donations or in-kind donations to any non-
8 governmental organization, or any governmental entity that is the recipient of appropriated funds in
9 the Prince William County budget;

10
11 (b) Expenditures from appropriated District or Chair Office expense accounts
12 cannot be used to sponsor non-official activities or for advertising in any publications associated
13 with those non-official activities. This limitation shall not be construed to limit Supervisor or Chair
14 sponsored events organized and funded by that Supervisor's or Chair's office. Funds can be used to
15 purchase a single ticket for admission to events for the individual District Supervisor or Chair and/or
16 a designated staff member when that event attendance is in furtherance of the official duties of the
17 District Supervisor or Chair;

18
19 (c) Any fund balances remaining in District Office or Chair's expense accounts at
20 the end of the fiscal year must be transferred to the County Capital Reserve or approved
21 infrastructure projects identified in the adopted Comprehensive Plan, at the direction of the District
22 Supervisor or Chair, provided that approval is granted by the Board of County Supervisors using
23 current procedures for reviewing and approving such expenditures. The Board will address all post-
24 fiscal year requests for transfers of remaining office funds to infrastructure projects, and after the
25 amount of funds available has been confirmed by audit with the audit results communicated to the
26 Board. Notwithstanding the above, a Supervisor or Chair may dedicate and maintain from their
27 existing Office expense account an Employee Reserve Fund, not to exceed ten percent (10%) of the
28 salary and benefit expense costs for the current fiscal year, to pay any unanticipated staff salary or
29 benefit obligations from year-to-year.

30
31 6. *Employees of Supervisor's Offices:*

- 32 • No Board Member will either pay or incur a legal obligation to pay overtime or
33 allow incurred comp time to Board office employees;

- 1 • No Board Member will employ or retain any full-time or part-time employee on
- 2 the County payroll who owns, is employed by, or is a contractor to any company
- 3 which has provided or provides services for hire to a political campaign of that
- 4 Board Member;
- 5 • No Board Member will engage or retain any vendor services using County funds
- 6 where the vendor has been or is retained by the political campaign of that Board
- 7 Member; and
- 8 • Every Board Member will follow Section 6.10 of the County Personnel Manual –
- 9 NEPOTISM, in hiring employees and managing Board Offices.

10

11 7. *Freedom of Information Act – Costs*

- 12 • As a policy matter, elected officials will not be treated any different from any
- 13 other member of the public, when the County charges the reasonable and actual
- 14 cost incurred by the County for responses to request for public records pursuant
- 15 to the Virginia Freedom of Information Act (FOIA);
- 16 • “Elected officials” includes, but is not limited to, members of the Board of County
- 17 Supervisors; and
- 18 • Payment of the reasonable and actual costs for responses to these requests
- 19 made by members of the Board of County Supervisors may not come from their
- 20 County operational budget or from other County funds.

**Prince William Board of County Supervisors Policy Regarding the
Attendance of Meetings Electronically Pursuant to § 2.2-3708.2, VA Code Ann.
and the 2020 Governor's Budget Amendments**

The Prince William Board of County Supervisors may, in accordance with the applicable provisions of the Virginia Code and this Policy, conduct any meeting wherein the public business is discussed or transacted through electronic communication means.

This Policy shall be applied strictly and uniformly, without exception, to the entire membership of the Board and without regard to the identity of the Member requesting remote participation or the matters that will be considered or voted on at the meeting.

A quorum of the Board shall be physically assembled at one primary or central meeting location as dictated by the Board's Meeting Calendar for a meeting to be conducted in accordance with Sections 1 and 2 of this policy.

In addition, the Board hereby directs the County Executive to make arrangements for the voice of the remote participant to be heard by all persons at the primary or central meeting location.

This Policy's requirements are as follows:

1. Except in cases of an Ordinance of Continuity of Government due to an enemy attack or other disaster, or in cases of a state of emergency declared by the Governor as discussed in Sections 3 and 4 of this policy, a Member of the Board may electronically *participate* in a Board or committee meeting, open or closed:
 - a. If, on or before the day of a meeting, the Member of the Board notifies the Chair that:
 - i. Such member is unable to attend the meeting due to a temporary or permanent disability or other medical condition that prevents the member's physical attendance; or
 - ii. Such Member is unable to attend the meeting due to a personal matter and identifies with specificity the nature of the personal matter. Participation by a Member pursuant to this subdivision is limited each calendar year to two meetings; and
 - iii. Request to electronically participate, and provide verifiable assurances and verification that participation in any closed session of the meeting shall remain confidential and not be disclosed to any unauthorized persons or entities;
 - b. In response to the notice and request, the Board shall:
 - i. Cancel the meeting if the member(s) physically present will not constitute a quorum;
 - ii. Approve or disapprove the request uniformly and without exception pursuant to the following standard:
 1. Electronic participation from a remote location shall be approved unless participation violates this policy or any provisions of the Virginia Freedom of Information Act; and

2. If electronic participation from a remote location is challenged for being in violation of this policy or any provisions of the Virginia Freedom of Information Act, the Members of the Board physically present at the subject meeting shall vote whether to allow such participation,
 - iii. If approved,
 1. record within the minutes
 - a. the fact that the Member participated through electronic means due to a temporary or permanent disability or other medical condition that prevented the Member's physical attendance (the specific disability or medical condition is not required to be identified); or
 - b. the specific nature of the personal matter given by the Member electronically participating, and
 - c. the remote location from which the member is electronically participating (the remote location need not be open to the public), and
 2. make arrangements for the voice of the remote participant to be heard by all persons physically present at the meeting,
 - iv. If a Member's participation from a remote location pursuant to a personal matter is disapproved because such participation would violate the policy, such disapproval shall be recorded in the minutes with specificity. (The Member may continue to monitor the meeting from the remote location, but may not participate in the proceeding and may not be counted as present at the meeting.)
2. To electronically *monitor* a Board or committee meeting, open or closed,;
 - a. the Member shall NOT:
 - i. Be visible or audible to other Members of the Board, regardless of whether the other Members are physically present,
 - ii. Communicate by any means with other Members of the Board or their staff, until the meeting is adjourned,
 - iii. Be counted as present for any purpose, or
 - iv. Participate in any way.
 - b. the Member shall provide assurances and verification that monitoring any closed session of the meeting shall remain confidential and not be disclosed to any unauthorized persons or entities; and
 - c. the Board shall note within the meeting minutes each member electronically monitoring the meeting.
3. a. The Board may meet by electronic communication means without a quorum of the Board physically assembled at one location when the Governor has declared a state of emergency in accordance with § 44-146.17, VA Code Ann., provided that:
 - i. the catastrophic nature of the declared emergency makes it impracticable or unsafe to assemble a quorum in a single location and
 - ii. the purpose of the meeting is to address the emergency.

- b. The Board convening a meeting in accordance with this Section shall comply with the provisions of this Section and:
 - i. Give public notice using the best available method given the nature of the emergency, which notice shall be given contemporaneously with the notice provided to members of the public body conducting the meeting;
 - ii. Make arrangements for public access to such meetings; and
 - iii. Otherwise comply with the provisions of 2.2-3708.2, VA Code Ann.
 - c. The Member(s) shall provide assurances and verification that participation in any closed session of the meeting shall remain confidential and not be disclosed to any unauthorized persons or entities; and
 - d. The nature of the emergency, the fact that the meeting was held by electronic communication means, and the type of electronic communication means by which the meeting was held shall be stated in the minutes.
4. a. The Board may meet by electronic communication means without a quorum of the Board physically assembled at one location when the Governor has declared a state of emergency, provided:
- i. The nature of the declared emergency makes it impracticable or unsafe for the public body to assemble in a single location;
 - ii. The purpose of the meeting is to discuss or transact the business statutorily required or necessary to continue operations of the public body and the discharge of its lawful purposes, duties, and responsibilities;
 - iii. The public body shall make available a recording or transcript of the meeting on its website;
 - iv. Notice must be given to the public using the best available method given the nature of the emergency, which notice shall be given contemporaneously with the notice provided to the Board;
 - v. Arrangements shall be made for public access to the meeting including, to the extent practicable, videoconferencing technology;
 - vi. If the means of communication allows, provide the public with an opportunity to comment;
 - vii. Otherwise comply with the provisions of § 2.2-3708.2, VA Code Ann.; and
 - viii. The minutes of the meeting shall state the nature of the emergency, the fact that the meeting was held by electronic communications means, and the type of electronic communications means used; and
- b. the Member shall provide assurances and verification that participation in any closed session of the meeting shall remain confidential and not be disclosed to any unauthorized persons or entities.