

VIRGINIA: AT THE CONTINUATION MEETING OF THE DINWIDDIE COUNTY BOARD OF SUPERVISORS HELD IN THE MULTI-PURPOSE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 1ST DAY OF JULY 1998, AT 4:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	LEENORA V. EVERETT, VICE-CHAIR	ELECTION DISTRICT #3
	AUBREY S. CLAY	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	MICHAEL H. TICKLE	ELECTION DISTRICT #2

OTHER:	BEN EMERSON	COUNTY ATTORNEY
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Mr. Emerson arrived at 5:16 P.M.

IN RE: CALL TO ORDER

Chairman Edward A. Bracey, Jr. called the meeting to order at 4:07 P.M.

IN RE: WORKSHOP - CIP

Mr. R. Martin Long, County Administrator stated the following items have been authorized in the 97-98 CIP - Now they need to be prioritized:

1. Administration Building Expansion - in progress
2. Health Department Improvements (presently have \$30,000 in budget from Health Department revenues)
3. Jail - Generator - presently have \$30,000 in Jail Phone Commission
4. Jail - HVAC - requested by Sheriff
5. Old Courthouse Repairs - (presently have \$100,000 State match)

The following items have been discussed for the 98-99 CIP but not authorized or prioritized:

1. EMS/Fire Station - \$300,000
2. Dinwiddie VFD - Tanker Truck - \$200,000
3. McKenney Fire Station - \$300,000
4. McKenney Pumper Truck - \$210,000
5. Ford 1st Responder - \$35,000 - (not included in 98-99 CIP - but Department offered to fund 50%)

(\$1,045,000 - which could be financed through short term lease-purchase)

6. Trash Delivery Service - authorized for bidding
7. County-wide GIS - \$250,000 - Needs Assessment Authorized
8. Whippnook Recreation Area - \$50,000 (Contract under consideration)
9. Eastside School Renovation - Recreation/Library - \$2,000,000
10. Northside Elementary School - possible School Board Office - \$1.5 M
11. McKenney Elementary School - Community/Rec. Room - ?

After discussion it was decided the above items should be placed in the following order of priority for the 1997-98 CIP:

1. Administration Building Expansion - in progress - This is hoped to be completed by September 1998.
2. Health Department Improvements (presently have \$30,000 in budget from Health Department revenues) - Administration is currently accepting bids for tree removal. Mr. Long was instructed to write the Health Department a letter stating that we are ready to move forward as soon as they can get their office in order.

3. Jail - Generator - presently have \$30,000 in Jail Phone Commission – Authorization was granted to obtain bids – generator should not exceed the \$30,000.00 in the Jail Phone Commission.
4. Old Courthouse Repairs - (presently have \$100,000 State match). – Administration was instructed to obtain bids to repair the roof and windows.
5. Jail - HVAC - requested by Sheriff – no action was taken on this project.

Mr. David M. Jolly, Public Safety Officer, stated the lease on the housing currently used by the EMS was up in April 1999. At this time it appears that the lease may not be renewed. Also the EMS housing does not meet Fire Prevention, or OSHA requirements. He stated he felt housing for EMS was the highest priority item.

For the 1998-99 CIP, the prioritized order is as follows:

1. Dinwiddie EMS/Fire Station - \$300,000
2. McKenney Fire Station - \$300,000 – McKenney has obtained land and is ready to proceed with this project. Until a new building is obtained McKenney cannot purchase any new equipment because none of the new equipment, which meets specifications, will fit into the current building.
3. Dinwiddie VFD - Tanker Truck - \$200,000 – Because of the refurbishing of the vehicle at Namozine Volunteer Fire Department a vehicle from that Department is being transferred to the Dinwiddie Volunteer Fire Department.
4. Ford 1st Responder - \$35,000 - (not included in 98-99 CIP - but Department offered to fund 50%) – Mr. Jolly was instructed to look into Grant funds for an ambulance instead of a 1st responder unit.
5. McKenney Pumper Truck - \$210,000

Mrs. Wendy Weber Ralph stated Namozine Volunteer Fire Department had a request in for a new ambulance that had not been submitted for CIP.

Mr. Jolly stated he did not feel that a new ambulance was needed at this time and they might be able to refurbish the one they currently have.

No action was taken on the final six (6) items.

6. Trash Delivery Service - authorized for bidding
7. County-wide GIS - \$250,000 - Needs Assessment Authorized
8. Whippervock Recreation Area - \$50,000 (Contract under consideration)
9. Eastside School Renovation - Recreation/Library - \$2,000,000
10. Northside Elementary School - possible School Board Office - \$1.5 M
11. McKenney Elementary School - Community/Rec. Room - ?

IN RE: FIRE/EMS STATION DESIGN PLANS

There was discussion on what was needed in a fire/EMS building and what type of action needed to occur next.

Upon motion of Mrs. Everett, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting “aye”,

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for Administration to move forward in obtaining a Fire/Emergency Medical Services building design that could be used for all Fire/EMS buildings throughout the County.

IN RE: DINWIDDIE VOLUNTEER FIRE DEPARTMENT - SALE OF VEHICLE

Mr. David Jolly stated he felt he could get more for the Dinwiddie vehicle by auctioning it himself then would be received by placing it in an auction held by the School Board for surplus County property.

Upon motion of Mr. Moody, seconded by Mrs. Everett, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted to the Public Safety Officer to assist Dinwiddie Volunteer Fire Department in selling the 1971 Ford Pumper.

IN RE: COUNTY RADIO COMMUNICATION SYSTEM

Mr. David Jolly voiced concerns to the Board about the current radio communication system being used by the County. He suggested the Board begin to look down the road at changing to a high band frequency.

IN RE: FINANCING RECOMMENDATIONS

Mr. Bracey requested Mrs. Ralph and Mr. Long provide the Board with the financing options available to pay for the CIP projects.

IN RE: JOHN RANDOLPH FOUNDATION FUNDS

Upon motion of Mrs. Everett, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Authorization is granted for Administration to apply for funds from the John Randolph Foundation for an EMS/Fire Building. The deadline for application is August 1, 1998.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Tickle, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye" pursuant to the Virginia Freedom of Information Act, Section 2.1-344 (A) - 1 Discussion of employment, salaries disciplining of public officers, appointees, or employees of any public body (Planner/Zoning/Compliance Officer; Custodian); Section 2.1-344 (A) 3 - Discussion or consideration of the condition, acquisition or use of real property for public purpose, or of the disposition of publicly held property; and Section 2.1-344 (A) 7 - Consultation with legal counsel - update on inducement agreement - Chaparral; the Board moved into Executive Session at 4:45 P.M.

IN RE: BREAK FOR DINNER

Mr. Bracey called for a dinner break at 5:25 P.M.

IN RE: RETURN TO OPEN SESSION

A vote having been made and approved the meeting reconvened into Open Session at 7:32 P.M. in the Board Meeting Room of the Pamplin Administration Building.

IN RE: CERTIFICATION

Upon motion Mr. Clay, seconded by Mr. Tickle, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye", the following resolution was adopted:

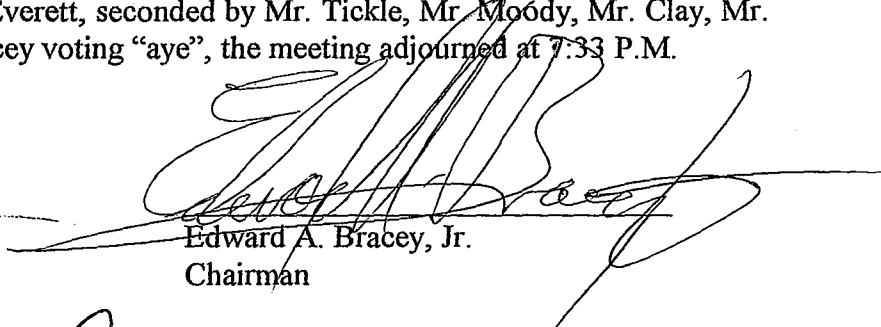
WHEREAS, the Board of Supervisors of Dinwiddie County convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by the Board of Supervisors of Dinwiddie County, that such Executive meeting was conducted in conformity with Virginia law;

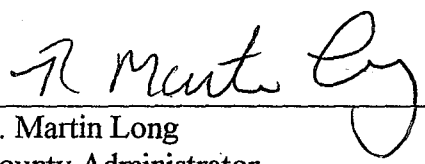
NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, hereby certifies that, to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification resolution applies; and (2) only such public business matters as were identified in the motion convening the executive meeting were heard, discussed or considered by the Board of Supervisors of Dinwiddie County, Virginia.

RE: ADJOURNMENT

Upon motion of Mrs. Everett, seconded by Mr. Tickle, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye", the meeting adjourned at 7:33 P.M.


Edward A. Bracey, Jr.
Chairman

ATTEST:


R. Martin Long
County Administrator

/pam

VIRGINIA: AT THE REGULAR MEETING OF THE DINWIDDIE COUNTY BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 1st DAY OF JULY, 1998, AT 7:30 P.M.

PRESENT: EDWARD A. BRACEY, JR., CHAIRMAN ELECTION DISTRICT #4
LEENORA V. EVERETT, VICE-CHAIRMAN ELECTION DISTRICT #3
AUBREY S. CLAY ELECTION DISTRICT #5
HARRISON A. MOODY ELECTION DISTRICT #1
MICHAEL H. TICKLE ELECTION DISTRICT #2

OTHER: BEN EMERSON COUNTY ATTORNEY

IN RE: INVOCATION – PLEDGE OF ALLEGIANCE – AND CALL TO ORDER

Mr. Edward A. Bracey, Jr., Chairman, called the regular meeting to order at 7:34 P.M. followed by the Lord's Prayer and the Pledge of Allegiance.

IN RE: AMENDMENTS TO THE AGENDA

Mr. Bracey asked if there were any amendments to the agenda.

Mrs. Wendy Weber Ralph, Assistant County Administrator, stated under claims there was a Courthouse Requisition which failed to be placed on the agenda. She requested this be added to Item 5. She continued under County Administrator Comments there needed to be added 1) A friendly filing for condemnation in the Industrial Access Road process. There is a Public Hearing required. Mr. Ben Emerson, County Attorney, will be covering this with the Board. This would be added under Item 14.

Mr. Harrison Moody stated we need to make an overpayment refund. He asked if that could be added as Item 14B.

Mrs. Ralph stated also there needed to be action on property options, which should be Item 14C.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the following Amendment to the Agenda be added as listed:

Item 5. Courthouse Requisition #22
Item 14. Friendly Filing of Condemnation – Public Hearing
Item 14B. Overpayment Refund
Item 14C. Property Options

IN RE: MINUTES

Mrs. Everett stated under her Board Comments, she felt that the words "to it's Basic Service" needed to be added to her comments on Adelphia Cable. Adelphia Cable already offers the Disney Channel but this would be a change to add it to the Basic Service.

Mrs. Ralph stated that the figures listed under 1998-1999 Budget Amendments have been corrected. Mrs. Ralph explained why these figures were different from the ones reported to the Board at the last meeting. She stated the motion for the amendment was correct but she had to make the revenue and expenditures correspond.

Upon motion of Mr. Tickle, seconded by Mrs. Everett, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the minutes of the June 17, 1998 Regular Meeting; are approved with corrections, as stated above.

IN RE: CLAIMS

Mr. Tickle stated he was concerned about the dollar figure on Diamond Springs bottled water. He recommended to the Board the bottled water be removed from all buildings.

There was much discussion regarding this matter and it was decided that the Administration look into alternatives. It was requested before the next Board meeting the water be tested by the Health Department and a report presented to the Board at that time.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the following claims are approved and funds appropriated for same using checks numbered 1010988 - 1011277 (void check(s) numbered 1011222; 1011989; 1011075 through 1011108; 1011277 and 1010876); for Accounts Payable FY 97 - FY 98 in the amount of \$168,857.63: General Fund \$110,996.71; Jail Phone Commission \$718.29; E911 Fund \$2,028.80; Self Insurance Fund \$354.57; Fire Programs & EMS \$26,099.29; Forfeited Asset Sharing \$346.97; Capital Projects \$22,613.00; County Debt Service \$5,700.00; June 1998 Payroll in the amount of \$301,984.06; General Fund \$300,140.14; and CDBG Grant Fund \$1,843.92; and Accounts Payable for FY 98 - FY 99 in the amount of 220,138.80: General Fund \$59,926.30; Self Insurance Fund \$78,312.50; and County Debt Service \$81,900.00

IN RE: COURTHOUSE CONSTRUCTION - REQUISITION #22

Mrs. Ralph stated the following invoices are included in Requisition Number 22:

C. W. WARTHEN COMPANY	\$3,650.00
JMJ CORPORATION	<u>1,480.76</u>
TOTAL OF REQUISITION # 22	\$5,130.76

Upon motion of Mrs. Everett, seconded by Mr. Tickle, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Requisition Number 22 in the amount of \$5,130.76 be approved and funds appropriated for CIP expenses for the Courthouse Project Fund.

IN RE: CITIZEN COMMENTS

Mr. Bracey asked if any citizens had signed up to speak.

Mrs. Pamela A. Mann, Administrative Secretary, replied she had one citizen signed up. She called Ms. Thelma Stevens.

Ms. Thelma Stevens came forward to address the Board regarding her overpayment refund. She was not pleased with the outcome and response from the County Attorney stating the statute of limitations had expired. She did not understand why the Board could not decide to refund the \$342.45.

Mr. Emerson responded it was State Law and the County had no recourse. If they paid the refund they would be in violation of the law.

Mr. Bracey asked if there were any other citizens present who wished to speak but had not signed up.

There being none Mr. Bracey moved forward.

**IN RE: LETTER OF COMMENDATION – NAMOZINE VOLUNTEER
FIRE DEPARTMENT**

Mr. David Jolly, Public Safety Officer, and Mr. Long came forward to present a letter of commendation to the Namozine Volunteer Fire Department. He asked Chief Foster and the other representatives to join them at the podium. Mr. Jolly read the following letter:

July 1, 1998
Chief Raymond Foster
Namozine Volunteer Fire Department
3913 Pelham Street
Petersburg, Virginia 23803

Dear Chief Foster:

On behalf of the members of the Board of Supervisors, I would like to commend you and your membership on the recent refurbishing of the 1981 Ford Tanker. Your organization's hard work has resulted in a saving of \$6,710.50 to the taxpayers of the County.

It is through commitment such as this that the County is able to provide the quality of service that is expected by the citizens.

I know the citizens of the County join us in asking you to extend our appreciation for a job well done to each and every member of your organization.

Sincerely,

Edward A Bracey, Jr.
Chairman

Mr. Long and Mr. Jolly both thanked the gentlemen present and asked that they convey to all the members of Namozine Volunteer Fire Department their appreciation for a job well done.

**IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION –
CHANGE IN SIX-YEAR PLAN**

Mr. Harold Dyson came forward to present to the Board a proposed change in the Six-Year Plan. He stated Route 665, Walkers Mill Road, was in need of immediate attention. He continued by stating they had explored several avenues to try to obtain funds to repair this road to no avail. This road has been damaged by the heavy truck traffic from the mineral plant located in the area. He stated there are approximately fifteen (15) areas between 25 and 100 feet which had to be repaired with stone. Some areas of the road are rutted approximately six inches (6") deep. This is going to require extensive repair. He felt it would take cutting the areas out and placing seven to eight inches (7 to 8") of stone; then a five inch (5") base asphalt; then on top of that a leveling course to get the road back into the crown; and then two inches (2") of intermediate mix to give it a proper surface and strength. In order to do this there needed to be a modification to the six-year plan. He would like to advertise a Public Hearing at the July 15th meeting. This is necessary to move forward with this project.

There was discussion between the Board and Mr. Dyson about other avenues of revenue to correct this problem. Mr. Bracey instructed Mr. Long to write to the Governor and the General Assembly requesting help in this matter.

Mr. Long stated he would contact the company in question and ask if they could do anything to help in repairing this road.

Mr. Dyson stated he would suggest the Board move forward with the Public Hearing in case the other avenues do not produce the needed funds.

Mr. Tickle stated he felt we should move forward because we can withdraw the amendment at any time.

Mr. Bracey voiced concern about the 4-way stop signs.

Mr. Moody voiced concern about White Oak and Grubby Road. He felt this was a very dangerous area and that 4-way stop signs are needed there also.

Upon motion of Mr. Clay, seconded by Mrs. Everett, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett voting "aye" and Mr. Bracey voting "nay",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for Mr. Dyson to move forward with a Public Hearing on the Amendment to the Six Year Plan to be held on July 15, 1998.

IN RE: PUBLIC HEARING – P-98-4 – REZONING – JOHN P. CHAPPELL

Mr. William C. Scheid, Director of Planning came forward stating that minutes from the Dinwiddie County Planning Commission were located in the back of the room for the citizens.

This being the time and place as advertised in the Dinwiddie Monitor on June 17, 1998 and June 24, 1998 for the Board of Supervisors of Dinwiddie County, Virginia to conduct a public hearing for the purpose of considering a request to rezone Section 45, parcel 38B, of the County Tax Maps from Residential Limited R-1, to Business, General, B-2. Said parcel contains 9.18 acres of land and is generally located on the west side of Boydton Plank Road south of the Village Mart in the Dinwiddie Courthouse area.

Mr. Scheid continued by presenting P-98-4, rezoning for John P. Chappell. Mr. Scheid read excerpts of the June 10th minutes of the Dinwiddie County Planning Commission:

Planning Staff Report

File: P-98-4
Applicant: John Chappell
Property Address: 13570 Boydton Plank Road (Estimated)
Magisterial District: Rowanty
Acreage: 9.18 Acres
Tax: 45-38B
Zoning: Residential, Limited, R-1 District
Water Source: on-site
Sewer Disposal: on-site

EXECUTIVE SUMMARY

The applicant, John Chappell, is seeking a rezoning of the property from Residential, R-1, District to Business, B-2, District. Mr. Chappell made this request for the purpose of developing the property for commercial (office building) use & other commercial uses in the future. The property is located on the west side of Boydton Plank Road (Rt. 1) There is a mixture of residential and commercial uses found in this area. The comprehensive land use plan identifies this area for commercial use. The properties on the north and south side of this property are used for single family residences. There is commercial, public and residential uses located across the road (Rt. 1).

Staff recommends approval (noting concerns) of the request for rezoning the property in part from Residential, Limited, R-1 to Business, General, B-2. (see recommendation statement at end of report)

BACKGROUND INFORMATION:

There are no records for any rezoning request of the land parcel in question. The parcel contains approximately 9.18 acres of land with 576 feet of frontage along Route 1. Most of the property is high, well-drained with a creek draining the southern portion of the property. The Department of Housing and Urban Development flood maps do not indicate any of the land being within the 100 year flood plain delineation. The soil maps generally define the soil grouping on this site as Appling (2B). There are moderate to slight limitations regarding structures and drain field location on site. While the Planning Department does not have access to wetlands delineation mapping, it is possible that a small portion of the low land on this parcel qualifies for such designation. Public water and sewer are not available to this site. The vertical and horizontal sight distance appear adequate for compliance with VDOT standards for a commercial entrance. VDOT currently owns an eighty (80) foot right-of-way in front of the property requested for rezoning. There are mature hardwood and softwood trees on the premises which could be used for buffering purposes

ANALYSIS

There are several matters which the Planning Commission may wish to consider in reaching a recommendation on this rezoning case to the Board of Supervisors. The following analysis attempts to present those matters which the planning staff considers most relevant. The items discussed are not intended as a priority listing nor is it intended to be all-inclusive.

The comprehensive land use plan addresses this situation in several ways. The Policy Statement contained in paragraphs numbered 3 and 6 read as follows: "maintain and enhance the County's ability to coordinate a balanced land-use program among various types of residential, commercial and industrial interests by encouraging development within areas defined as growth centers and/or growth corridors;" and "protect and manage existing growth areas experiencing residential and commercial pressure by developing an area plan to identify the problems and propose short and long term development solutions." Under Economic Development, Goals 2; "encourage commercial developments to cluster in various areas of the County designated for business uses." As objectives within economic development (page 12) it is stated "(a) coordinate the proper mix of residential, commercial and industrial uses so that a mutually beneficial relationship is created and the economic stability of the County is enhanced;" and "(b) discourage strip commercial development along existing state roads."

A copy of the proposed land use plan for the courthouse area (page 111) has been enclosed in your material. It is noted that the land under consideration is within a growth center as well as along a growth corridor. There are several planning guidelines noted on pages 105 and 106 regarding the Community Planning Area. A few of these guidelines are:

1. expect to accommodate 15% of the County's future commercial and industrial development;
2. well and septic fields are permitted with reserve field on-site;
3. commercial and industrial development density will be generally limited to a floor area ratio of 0.30;
4. commercial and industrial uses should have direct access to primary roads; and
5. basic facilities such as roads, utilities, recreation and drainage facilities will be provided by the developer.

The comprehensive land use plan (page 114) classifies U.S. Route 1 as a major arterial. This road classification usually requires a 120 foot right-of-way. As previously mentioned, the VDOT indicated to this office that they currently hold an 80 foot right-of-way in the vicinity of this lot.

Zoning classification of adjacent lands as well as those in the immediate vicinity should be considered. The properties immediately adjacent to the site under consideration are zoned as follows: Residential, limited, R-1; Residential, general, R-2; and Business, general, B-2.

The Planning Commission has reviewed cases similar to the current case. The most recent cases are P-97-3 and P-96-4. Several concerns were raised during these hearings and are listed as follows:

1. the need to rezone the entire tract of land when only a portion was intended to be used at this time;
2. compliance with VDOT regulations and /or County concerns regarding the number of entrances to the land parcel, location of driveway, and acceleration/deceleration (paved) lanes;
3. additional setback from centerline of U.S. Route 1 for all structures, parking areas and loading areas;
4. no storage of junk vehicles and/or vehicles parts on premises;
5. if vehicles are stored on the property for short period of time, they shall be screened from public view from U.S. Route 1 and secured behind an 8' chain link fence;
6. buildings facing or side facing Route 1 shall be of block construction with a brick facade; and
7. buffering of adjacent properties and along U. S. Route 1.

In previous cases, the applicant proffered in writing to the Planning Commission and Board of Supervisors those conditions which the applicant felt were appropriate. As State Code required, any written proffer given to the County may be given at any time prior to the Board of Supervisors meeting. The Planning Commission has expressed their concern that they have an opportunity to review any written proffer prior to their vote on a recommendation to the Board of Supervisors.

RECOMMENDATION

In view of the above analysis, staff can recommend approval of rezoning a portion of this land parcel (northern part) from residential, limited, R-1 to Business, general, B-2. It must be noted that staff's recommendation is given with reservations concerning issues raised in previous cases, as well as those resulting from the current analysis.

Staff would consider amending its recommendation to rezone the entire tract if the applicant could properly address the issues raised by the Comprehensive Land Use Plan regarding "strip commercial development, site access, buffering, setbacks and, in general, a development concept" for the entire land parcel.

Mr. Scheid stated the applicant had submitted the following proffers:

1. Only two entranceways onto U. S. Route 1 on this parcel. All buildings constructed on the parcel must access off of one of these two entranceways.
2. The minimum set-back for all buildings and parking is to be at least 30 ft. from the edge of the existing right of way (70 ft. from the center line of the existing right of way).
3. No outside storage of junk vehicles or vehicle parts permitted on the property.
4. No building shall be constructed on the property which will have exposed cinder block visible to vehicular traffic on U. S. Route 1.
5. All structures on the site must comply with BOCA Code.
6. There shall be a 25 ft. buffer along the rear (West) property line and a 25 ft. buffer along the South property line. The Buffer zone area can be used for drain field if needed, but adequate shrubbery must be planted if the existing natural vegetation is disturbed.

Upon a vote of 6-0, with one Commissioner absent from the meeting, the Planning Commission recommended approval of this rezoning with proffers.

Mr. Bracey opened the Public Hearing for P-98-4.

There being no citizens in attendance wishing to speak Mr. Bracey closed the Public Hearing.

There was discussion regarding the size of the property and the fact it is located in a residential area. Mr. Tickle voiced concerns about shopping centers locating in residential areas.

Upon motion of Mrs. Everett, seconded by Mr. Clay, Mr. Clay, Mrs. Everett, Mr. Bracey voting "aye", Mr. Moody "abstaining", Mr. Tickle voting "nay",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia that the Zoning Map of the County of Dinwiddie be amended by changing the district classification of Section 45, Parcel 38B, containing approximately 9.18 acres, from Residential, Limited R-1 to Business, General, B-2. This rezoning shall include proffers recommended by the Planning Commission. This ordinance shall become effective immediately and in all other respects, said zoning maps remain unchanged, and

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that in order to assure compliance with Virginia Code Section 15.1-491 (g), it is stated that the public purpose for which this resolution was initiated is to fulfill the requirements of public necessity, convenience, general welfare and good zoning practice.

IN RE: PUBLIC HEARING – P-98-5 – REZONING – JOHNNY BAIN

This being the time and place as advertised in the Dinwiddie Monitor on June 17, 1998 and June 24, 1998 for the Board of Supervisors of Dinwiddie County, Virginia to conduct a public hearing for the purpose of considering a request to rezone a portion of Section 32, Parcel 10A, of the County Tax Maps from Agricultural, General, A-1 to Residential, rural RR-1. Said portion of the parcel requesting rezoning contains 82 acres of land and is generally bounded by White Oak Road and Claiborne Road and is located in the Namozine Magisterial District.

Mr. Scheid continued by reading excerpts from the June 10th minutes of the Planning Commission regarding P-98-5:

Planning Staff Report

File: P-98-5
Applicant: Johnny Bain, agent for Bear Island Timberland
Property Address: Located on the east of Claiborne Road (Rt. 631) and the north side of White Oak Road (Rt. 613)
Magisterial District: Namozine
Acreage: 82 + acres
Tax Map Parcel: 32-10 & 10A, a portion thereof.
Zoning: Agricultural, General, A-2 District
Water Source: On-site (well)
Sewer Disposal: On-site (septic)

EXECUTIVE SUMMARY

The applicant, Johnny Bain, is seeking to rezone approximately 100 acres of property from Agricultural, General, A-2 to Residential, Rural, RR-1. Mr. Bain has made this request for the purpose of developing Section 3 of Runaround Subdivision, a residential subdivision in which single-family homes with lots fronting onto Claiborne (Route 631)

and White Oak Roads (Route 613), and lots to be served by private roads off of White Oak Road. The areas under consideration are two portions of Tax Map parcels 32-10 & 10A, which contain approximately 82 acres.

Staff recommends **APPROVAL** of the request for rezoning the property from A-2, to RR-1 with proffered conditions.

BACKGROUND INFORMATION

The subject property is located on the west side of Claiborne Road (Rt. 631), adjacent to Section 1 of Runaround Subdivision, and the north side of White Oak Road (Rt. 613), approximately 2100' from the intersection of Claiborne and White Oak Roads. The tract of land was timbered several years ago and contains a relatively young stand of pines along with a few hardwoods. The subject property can be characterized as gently sloping. It contains a natural waterway which drains underneath Claiborne Road.

The portions of the overall tract which are under consideration are (see Attachment # 3):

- a 22 acre portion along Claiborne Road (Rt. 631) which consists of 2100' of road frontage and is 450' deep; and
- a 60 acre portion along White Oak Road (Rt. 613) consisting of 2900' of road frontage and has a maximum depth of 1000'.

The soils, and their characteristics, found on the subject parcel are:

2B – Appling, sandy loam, 2 to 7 percent slope

- Well suited for building site development
- Well suited to septic tank absorption
- Well suited for local roads and streets

2C – Appling, sandy loam, 7 to 15 percent slope

- Well suited for building site development (only limited by slope)
- Moderately suited for to septic tank absorption (moderate permeability and slope)
- Well suited for local roads and streets (limited by low strength and slope)

12B – Mattaponi, sandy loam, 2 to 6 percent slope

- Moderately suited for building development (limited by wetness and shrink-swell potential)
- Poorly suited to septic tank absorption (wetness and slow permeability)
- Moderately suited to local roads and streets (low strength)

There are Civil War earthworks located adjacent to the acreage in question, but the earthworks are not located on the portions in question.

The Dinwiddie County Comprehensive Plan designates this property for agricultural use. The property is located within the **Rural Conservation Area**, as designated by the Dinwiddie County Comprehensive Plan. A brief outline of the applicable strategies for this planning area follow:

Rural Conservation Area (approximately 290,000 acres; 90% of the County)

- expected to accommodate 5% to 10% of future residential development;
- all developments within the rural conservation areas are expected to help maintain the long-term viability of the rural characteristics, with a minimum of land use conflicts between residential and agricultural uses;
- development in these areas will be of a very low density and thus very minimal increases in public services will be needed;

- average overall residential density will be one (1) dwelling unit per five (5) acres, with no individual lot less than two (2) acres; and
- prime agricultural land will be identified and preserved.

While the property is within the rural conservation area, it is located adjacent to the **Community Planning Area** boundary. The Comprehensive Plan shows this boundary line running along Claiborne Road with the eastern side of the road included in the community planning area. The Community Planning Area is characterized by the following:

- accommodate 25 to 30 percent of the County's future residential development;
- well and septic fields are permitted with reserve field on site; and
- the overall density of residential development should not exceed one (1) unit per acre.

The section of White Oak Road adjacent to the site was improved in 1996, and the right-of-way was widened to fifty (50) feet. The Comprehensive Plan designates White Oak Road (Rt. 613) as a *minor collector*. This road classification collects traffic from the region and directs it toward an arterial road, Boynton Plank Road (US Rt. 1).

ANALYSIS

As stated above the property in question is located in a growth area. There are several large lot subdivisions in the area, such as: Dabney Estates, Trench Road and Drive, Gupton Court, and most recently Section 1 & 2 of Runaround Subdivision. There has been considerable roadside development along White Oak Road, Claiborne Road and Butterwood Road. It appears that this request is consistent with development which is occurring in the Sutherland area.

This proposal also is consistent with the characteristics of developments which have previously been approved within the Rural Conservation Area, and it is also consistent with the characteristics of the Community Planning Area.

It is further mentioned that the number of uses contained in RR-1 are significantly less than those in A-2.

While the development for the most part is consistent with the development practices that are currently occurring within the rural regions of the County, Staff has some concern with regard to direct driveway access to both Claiborne and White Oak Roads. Measures should be taken to limit such penetration of the public roads, as the number of driveways entering onto the road increase the potential for traffic conflicts (i.e. accidents) also increases. Staff recommends limiting access to private roads and joint driveways.

The applicant has indicated that the proffers that will be submitted are those that were offered during the rezoning for, P-97-11, Smithfield Subdivision (Midway Road). The for that rezoning were:

1. No lot shall be less than three (3) acres with three hundred (300) feet of frontage.
2. No lot shall be used except for the purpose of a single-family residence. Not more than one (1) single-family residence, together with such out-buildings as may be appurtenant to such single-family residence, shall be erected on any lot. The minimum area of any residence built on the property shall be one thousand three hundred (1,300) square feet, exclusive of garages, porches, and any out-buildings. Up to one-third (1/3) of any such residence may be unfinished.
3. No mobile home, manufactured housing, or house trailers, whether or not permanently attached to the property, shall be allowed on any lot. No structure of a temporary character including without limitation any trailer, tent, or shack, shall be allowed on any lot. However, construction of any permitted building shall be permitted for the duration of such construction.

4. No inoperable or unlicensed motor vehicle shall be stored on any lot except within a fully enclosed garage and must comply with applicable county or state regulations.
5. Fences located in the front yard, as defined in the Zoning Ordinance of Dinwiddie County, of any lot shall be constructed only of split rail solid wood boards, or wooden pickets. Walls located in the front yard of any lot shall be constructed of brick or stone. Fences and walls of other materials may be constructed in the side yards or rear yards, of any lot, provided such fences or walls screened from view from any public road adjoining such lot.

RECOMMENDATION

Staff recommends APPROVAL of P-98-5 in changing the district classification of a 82 acre portion of Tax Map Parcel 32-10 & 10A from Agricultural, General A-2 to Residential, Conservation RR-1, with the proffered conditions, provided that the issue of driveway access can be adequately addressed by the applicant.

Mr. Scheid pointed out the proffers that are listed above have been amended slightly and are correctly listed below:

1. No lot shall be less than three (3) acres with three hundred (300) feet of frontage and having an overall lot average of at least five (5) acres.
2. No lot shall be used except for the purpose of a single-family residence. Not more than one (1) single-family residence, together with such out-buildings as may be appurtenant to such single-family residence, shall be erected on any lot. The minimum area of any residence built on the property shall be one thousand three hundred (1,300) square feet, exclusive of garages, porches, and any out-buildings. Up to one-third (1/3) of any such residence may be unfinished.
3. No mobile home, manufactured housing, or house trailers, whether or not permanently attached to the property, shall be allowed on any lot. No structure of a temporary character including without limitation any trailer, tent, or shack, shall be allowed on any lot. However, construction of any permitted building shall be permitted for the duration of such construction.
4. No inoperable or unlicensed motor vehicle shall be stored on any lot except within a fully enclosed garage and must comply with applicable county or state regulations.
5. Fences located in the front yard, as defined in the Zoning Ordinance of Dinwiddie County, of any lot shall be constructed only of split rail solid wood boards, or wooden pickets. Walls located in the front yard of any lot shall be constructed of brick or stone. Fences and walls of other materials may be constructed in the side yards or rear yards, of any lot, provided such fences or walls screened from view from any public road adjoining such lot.
6. Bear Island Timber, L. L. C. proffers as a condition of rezoning that there be no more than five (5) total entrances each on White Oak Road and Claiborne Road for a total of ten (10) entrances.

Again Mr. Scheid stated the Planning Commission made the recommendation on a 4-1 vote with two (2) members not present to vote, to recommend approval to the Board of Supervisors of this rezoning request with the proffers.

Mr. Bracey opened the Public Hearing on P-98-5.

Mrs. Mann stated she had several citizens signed up to speak. The following citizens addressed the Board:

1. Forrest P. Clay, Jr., 18603 White Oak Road, came forward stated he was opposed to this rezoning. He was concerned about what the plans were for the additional acreage in this tract of land. He did not feel rezoning should occur

until the earthworks have been given long term protection. He was concerned about the size of homes that would be coming into the area. He had concerns about the plans of the Park Service. His last concern came from the conflict of interest of persons in the Planning/Zoning Office working on this while pursuing purchase of adjacent property.

2. Mr. Ben Wilson, Jr., 19606 White Oak Road, came forward stating he was against the rezoning of this property. He stated he owned property directly across the road from the proposed rezoning. He stated he planned to have his residence on this property within the next 18/24 months. He felt that the square footage was inadequate and that 2,000 square feet would be more in line with other homes in the area. He based his assumption on Dabney Estates homes. He stated the County is growing and there was a need for affordable housing. He stated he was gracious to Mr. Bain for taking him of a tour to show him some of the homes he had built in other areas of the County. He just felt that 1300 square feet was not equal to what was already in the area.
3. Burton Harman, 17502 White Oak Road, came forward speaking against the rezoning of this property. He felt by building small homes that the area was inviting problems. He was concerned about the roads in this area and the additional traffic this subdivision would bring. He also voiced concern for the watershed. He left the Board with a Chinese Proverb of "Today's generation plants the trees and tomorrow's generation harvests the shade."
4. Anne Scarborough, asked about impact studies and when the County requires one.

Mr. Scheid stated an impact study is done when it is suspected this would have a major impact on the County.

Mr. Bracey invited Mr. Bain to come forward to speak on his rezoning request.

Mr. Bain came forward stating he had been before the Board prior to tonight for other similar rezoning requests. He stated they had done approximately two hundred (200) lots since 1988. Of these over one hundred seventy five (175) of them have had restrictions that are far greater then what the County requires. He stated 1300 square feet may be a bit bigger but it is a whole lot bigger then what the County has required. He stated he could not say this was the best thing since sliced bread but it meets all the criteria set forth in the zoning ordinance and he had further made proffers that they felt would make this subdivision better. He stated the adjacent property is not being included in this rezoning request and every effort is being made to protect the earthworks in the area.

Mr. Patrick Casale 15474 Wilkinson Road came forward stating 1300 square feet is not an extremely big house but it is not a house that is going to sell for peanuts. He asked what the cost of such houses would be.

Mr. Bain replied in the Midway Road area houses in this size range are selling for \$110,000; \$115,000; and \$120,000. He felt even though the house may be smaller it will be a good quality house and he felt that may be more important than size.

Mr. Larry Warstler, 19611 White Oak Road, stated he had moved back to Dinwiddie County two (2) years ago for the quality of life. He stated he had a substantial investment in his home of 2800-2900 square feet. He did not feel that you can get a quality home with just 1300 square feet. He felt this should be referred to as a cracker box. He felt 2000 square feet would be fine for the area.

There being no additional citizens wishing to speak Mr. Bracey closed the Public Hearing.

Mr. Harman asked Mr. Bain about Claiborne Road.

Mr. Bain replied he would like to see it better but it was not in his power.

Mr. Bracey polled the Board for their feelings on this rezoning request.

Mr. Clay stated he had mixed feelings but if Mr. Bain had met all criteria set forth in the County Code then he felt we should support the rezoning.

Mrs. Everett stated she would like to see a 2000 square footage requirement. She also had concerns for the earthworks and the White Oak Battlefield Park. The County needs to protect these properties.

Mr. Moody questioned Mr. Scheid about the use of this land should the Board not approve this rezoning.

Mr. Scheid stated he could have two (2) lots without rezoning.

Mr. Tickle stated he would not support this rezoning. He had concerns about the private road issue. He felt the private road issue was for the small developer and Bear Island Timberlands, in his opinion, was not a small developer. They are using old logging roads as private roads.

Mr. Moody asked that we postpone this rezoning request until the next meeting or next month.

Mr. Bracey asked Mr. Scheid if this proposed rezoning met all the Code requirements.

Mr. Scheid stated this was similar to 8/9 cases in the past 8/9 months. It does meet all Code requirements with additional proffers.

Upon motion of Mr. Tickle, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett voting "aye" and Mr. Bracey voting "nay",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the rezoning case P-98-5 be tabled until August 5, 1998.

IN RE: FIVE MINUTE RECESS

Mr. Bracey called for a five minute recess at 9:16 P.M.

IN RE: PUBLIC HEARING – SA-98-2 – SPECIAL EXCEPTION – PATRICK CASALE

20749-X
This being the time and place as advertised in the Dinwiddie Monitor on June 17, 1998 and June 24, 1998 for the Board of Supervisors of Dinwiddie County, Virginia to conduct a public hearing for the purpose of considering a request to rezone a portion of Section 32, Parcel 10A, of the County Tax Maps from Agricultural, General, A-1 to Residential, rural RR-1. Said portion of the parcel requesting rezoning contains 82 acres of land and is generally bounded by White Oak Road and Claiborne Road and is located in the Namozine Magisterial District.

Mr. Scheid moved forward by reading excerpts from minutes from the June 10th meeting of the Planning Commission as follows:

VIRGINIA: MINUTES OF THE REGULAR MEETING OF THE DINWIDDIE COUNTY PLANNING COMMISSION HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING ON THE 10TH DAY OF JUNE, 1998 AT 7:30 P.M.

PRESENT: Daniel Lee, Chairman
C. Floyd Perkinson, Vice Chairman

Gilbert Wood
Harrison Moody
Dean McCray
Edward H. Titmus, III

ABSENT: Lillian Stewart

OTHER: William C. Scheid, Director of Planning
John M. Altman, Jr. Senior Planner
Dutch Bumgardner, County Attorney

IN RE: SA-98-2, PATRICK CASALE, SPECIAL EXCEPTION

Mr. Lee asked Mr. Altman to give the staff report on this case. Mr. Altman stated that the applicant is seeking a special exception to the Subdivision Ordinance, Sections 18-98(a)-(2) and (3). It is their request to reduce the stone base required from 24' to 20' and the width of pavement from 22' to 18'.

Mr. Scheid stated that the County amended the subdivision ordinance within the past few years to require stricter subdivision standards than previously required. One concern addressed was the width and surface requirement for subdivision roads. It appeared that the tar and gravel requirements of VDOT was not withstanding the wear and tear of vehicular and truck traffic. While addressing this issue, the road width requirement of VDOT was not addressing his issue, the road width requirement of VDOT (18' in subdivisions was questioned. The County amended this requirement by increasing the paved width to 22'.

Mr. Altman added that the applicant believes that this requirement is excessive in his case for the following reasons:

1. This road is to function as a cul-de-sac, thus there will be limited vehicular traffic on it;
2. As a cul-de-sac, there will not be through traffic, therefore, there will not be a need to widen the road in the future;
3. The existing State road (Scotts Road) is only 18' in width; and
4. The Comprehensive Land Use Plan indicated Scott Road to remain as a secondary road for the foreseeable future.

It was stated that the applicant is seeking relief as provided by Section 18-10 of the subdivision ordinance.

A copy of Section 18-10 is enclosed for your reference. Specific attention must be given to paragraph (b). There are four (4) conditions which must be met in order that the Planning Commission grant the relief sought. Mr. Altman added that staff has not made a recommendation in this case since the ordinance clearly outlines those matters which must be considered in rendering a decision.

Mr. Lee asked if the Planning Commissioners had any questions for Mr. Altman. Since there were no questions, Mr. Lee asked if the applicant would like to come forward to speak to the request. The applicant, Mr. Patrick Casale, was not present for the meeting. Mr. Lee then opened the public hearing and asked if there were any persons speaking for or against the request. Since there was not, Mr. Lee closed the public hearing and asked for discussion among the Planning Commissioners.

General discussion among the Planning Commissioners was as follows:

1. Opposition was expressed for two specific reasons. One was that emergency vehicles will need the additional width. The other reason was that this road could be extended to the additional property at the rear of this cul-de-sac.
2. It was questioned why the applicant did not show up for the meeting. It was noted that the applicant was personally handed a letter informing him of the meeting date and time.

3. It was questioned why this road had to be 22' wide when the state road requirements are 18' in subdivisions.
4. Planning Commissioners were concerned with the increasing number of exceptions to the Ordinance being requested. They felt as if the ordinance and its requirements were set for specific reasons and granting exceptions for such specifications could set a precedence.

With no other questions or discussion, Mr. Lee asked if the Planning Commission was ready to make a motion on the request.

BE IT RESOLVED, that in order to assure compliance with Virginia Code Section 15.2-2286(A)(7) it is stated that the public purpose for which this Resolution is initiated is to fulfill the requirements of public necessity, convenience, general welfare and good zoning practice.

BE IT FURTHER RESOLVED, that upon motion by Mr. Moody, seconded by Mr. Titmus, Mr. McCray, Mr. Perkinson, Mr. Moody, Mr. Wood, Mr. Titmus, Mr. Lee voting "aye", the Planning Commission voted to disapprove SA-98-2, Patrick Casale.

Mr. Bracey opened the Public Hearing portion of this case.

The following addressed the Board:

1. Patrick Casale, 15474 Wilkinson Road, came forward stating this was more than a private road. This will become a State maintained asphalt cul de sac road. This road would be coming off of Scotts Road which is a 18' state road. He asked the Board to please grant his request.
2. Mr. Ronald Gordon, 14331 Courthouse Road, came forward to speak on behalf of Mr. Casale stating he is trying to work with the County to do away with the private road issue. He stated he knew the Board had the authority to grant this special exception for him and hoped they would try to work with him.

Mr. Bracey asked if there were any other citizens wishing to speak on SA-98-2. There being none Mr. Bracey closed the Public Hearing.

There was discussion among the Board regarding State specifications and the criteria required for road building. Mr. Scheid stated County Code exceeded State road requirements. There was concern if they approved this exception would they be setting a precedence.

Upon motion of Mr. Tickle, seconded by Mrs. Everett, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that SA-98-2 is hereby accepted and approved.

**IN RE: PUBLIC HEARING – A-98-5 – BED AND BREAKFAST
ESTABLISHMENT WITH CONDITIONAL USE PERMIT**

This being the time and place as advertised in the Dinwiddie Monitor on June 17, 1998 and June 24, 1998 for the Board of Supervisors of Dinwiddie County, Virginia to conduct a public hearing for the purpose of amending Section 22-84(17) of the Zoning Ordinance by allowing "Bed and Breakfast Establishments" with a conditional use permit in the Rural Conservation RR District.

Mr. Scheid stated his final hearing was on A-98-5 and read excerpts from the Planning Commission minutes from May 13th.

VIRGINIA: MINUTES OF THE REGULAR MEETING OF THE DINWIDDIE COUNTY PLANNING COMMISSION HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING ON THE 13TH DAY OF MAY, 1998 AT 7:30 P.M.

PRESENT: Daniel Lee, Chairman
C. Floyd Perkinson, Vice Chairman
Gilbert Wood
Harrison Moody
Dean McCray
Lillian Stewart
Edward H. Titmus, III

OTHER: William C. Scheid, Director of Planning
John M. Altman, Jr. Senior Planner
Mark K. Flynn, County Attorney

IN RE: **A-98-5, Bed and Breakfast establishment with Conditional Use Permit**

Mr. Altman stated that the Board of Supervisors, at it's April 1, 1998 meeting, considered and approved a request for amending and reenacting Section 22-71, Chapter 22, Article IV, Division 3, Agricultural, General, District A-2, by adding "Bed and Breakfast Establishments with a conditional use permit. The Board has asked staff to request the same amendment in an RR, Residential, Conservative District. Thus staff is asking the Planning Commission to consider this request to amend Section 22-84(17), of Chapter 22, Article IV, Division 4, Residential, Conservative, District RR, by adding "Bed and Breakfast Establishments with a conditional use permit".

Mr. Moody stated that this change was requested by the Board in order that so many uses are not permitted just by right. He added that the Board felt this use needed to have some conditions attached.

Mr. Lee opened the public hearing and asked for those persons speaking for or against the request to come forward. No one signed up. Mr. Lee closed the public and asked for discussion from the Planning Commissioners. With no discussion, Mr. Lee asked for a motion.

BE IT RESOLVED, that in order to assure compliance with Virginia Code Section 15.2-2286(A)(7) it is stated that the public purpose for which this Resolution is initiated is to fulfill the requirements of public necessity, convenience, general welfare and good zoning practice.

BE IT FURTHER RESOLVED, that upon motion by Mr. Moody, seconded by Titmus, Mr. McCray, Mr. Perkinson, Mr. Moody, Mr. Wood, Mrs. Stewart, Mr. Titmus, Mr. Lee, voting "aye", the Planning Commission voted to recommend approval of the request to the Board of Supervisors.

Mr. Bracey opened the Public Hearing portion of A-98-5.

There being no citizens wishing to speak Mr. Bracey closed the Public Hearing.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia that Section 22 - 84 (17) of the Zoning Ordinance of Dinwiddie County, Virginia be amended to allow "Bed and Breakfast Establishments" with a conditional use permit in the Rural Conservation RR District. This ordinance shall become effective immediately and in

all other respects, said Zoning Ordinance of Dinwiddie County, Virginia shall remain unchanged, and

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that in order to assure compliance with Virginia Code Section 15.1-491 (g), it is stated that the public purpose for which this resolution was initiated is to fulfill the requirements of public necessity, convenience, general welfare and good zoning practice.

IN RE: 1998-99 BUDGET APPROPRIATIONS RESOLUTION

Mrs. Wendy Ralph came forward to present an appropriation resolution for the 1998-99 Budget. The resolution read as follows:

APPROPRIATIONS RESOLUTION

WHEREAS, the final 1998-99 budget has been adopted by the Board of Supervisors; and

WHEREAS, in order for the various departments and agencies to make expenditures within this budget, an appropriation of funds must be authorized by the Board of Supervisors;

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the total General Fund budget in the amount of \$17,264,977 will be appropriated on a monthly basis as claims are approved; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the following funds are appropriated beginning July 1, 1998:

Law Library - \$5,000; Fire Programs Fund - \$50,550; Virginia Public Assistance Fund - \$2,079,655; CSA Fund \$617,638; E911 Fund - \$47,000; Self Insurance Fund - \$383,671; OYCS Fund - \$87,651; Meals Tax Fund - \$530,000; General Capital Projects Fund - \$2,000,000; CDBG Fund - \$56,322; Jail Phone Commission - \$5,600.00; County Debt Service - \$1,799,180; SVRTC Fund - \$250,000; Head Start Fund - \$160,497; School Cafeteria Fund - \$1,139,344; School Capital Projects Fund (Fund 302) - \$292,460; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the School Construction Fund in the amount of \$6,605,000 be appropriated on a monthly basis as requisitions are presented; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the School Board budget be appropriated by category as follows, beginning July 1, 1998:

Instruction	\$16,772,007
(includes School Textbook fund in the amount of \$211,650)	
Administration, Attendance & Health	\$ 680,296
Pupil Transportation	\$ 1,613,437
Operation & Maintenance	\$ 2,580,405
Facilities	\$ 122,255
Special Projects (Federal Programs)	\$ 882,929
School Debt Service	\$ 2,231,828
(includes \$530,000 transfer from Meals Tax); and	

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that \$6,940 in grant match from the FY 98 budget be reappropriated to the FY 99 budget for the Dinwiddie Airport & Industrial Authority, and \$30,000 in returned Health Department fees in the FY 98 budget be reappropriated to the FY 99 budget for building improvements for the Health Department.

Upon motion of Mr. Clay, seconded by Mrs. Everett, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the foregoing Appropriations Resolution and Reappropriations be adopted.

IN RE: COUNTY ADMINISTRATION COMMENTS – ADMIT ONE FESTIVALS & SPECIAL EVENTS, INC. – SPECIAL ENTERTAINMENT PERMIT APPLICATION

Mr. Long stated he had received an application for a special entertainment permit from Ms. Kendra Perkins, representing Admit One Festivals & Special Events, Inc., requesting permission to hold a carnival, with assistance from the Dinwiddie County Extension Office and the Dinwiddie County Parks and Recreation Department, at the Petersburg Airport between the dates of July 30th and August 2nd, 1998..

Upon motion of Mrs. Everett, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the special entertainment permit application received from Ms. Kendra Perkins, representing Admit One Festivals & Special Events, Inc., requesting permission to hold a carnival, with assistance from the Dinwiddie County Extension Office and the Dinwiddie County Parks and Recreation Department, at the Petersburg Airport between the dates of July 30th and August 2nd, 1998 is hereby approved..

IN RE: COUNTY ADMINISTRATOR COMMENTS – THE NATIONAL TRANSPLANT FUND RAISING ASSISTANCE – SPECIAL ENTERTAINMENT PERMIT

Mr. Long continued also included in their packet was a special entertainment permit application from Ms. Goldie Hawkins, representing The National Transplant Fund Raising Assistance, for an event to be held on August 8th at McDonalds Restaurant on Boydton Plank Road, which also required Board approval.

Upon motion of Mrs. Everett, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the special entertainment permit application received from Ms. Goldie Hawkins, representing The National Transplant Fund Raising Assistance, for an event to be held on August 8th at McDonalds Restaurant on Boydton Plank Road, is hereby approved.

IN RE: COUNTY ADMINISTRATOR COMMENTS – SHERIFF'S OFFICE REQUEST FOR USE OF OLD COURTHOUSE OFFICE SPACE

Mr. Long continued by stating he had included in their packet a request from the Sheriff's Office for the use of one (1) office in the old Courthouse for the purpose of placing the Intozilyzer 5000 in that space. Sheriff Shands stated he would like to specifically request the space previously occupied by the General District Court. This would allow privacy during the administration of breath tests and free up much needed space in the booking room. Presently, if a breath test is being administered, many interruptions are incurred due to the fingerprinting and processing of persons arrested on other criminal matters.

After discussion Mr. Long was instructed to draft a letter to Sheriff Shands stating that at the present time we can not allow the Courthouse to be occupied.

IN RE: CUSTODIANS – AUTHORIZATION TO HIRE

Mr. Long stated interviews had been held on the two (2) custodial positions advertised by the County. The two (2) applicants chosen are Mr. Bryon Walker and Ms.

Lois Ferrell. They would like authorization to hire Mr. Walker at a salary of \$10,920.00 effective July 1, 1998 and Ms. Lois Ferrell at a salary of \$15,053.00 effective July 8, 1998.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted to hire Mr. Byron Walker at a annual salary of \$10,920.00 effective July 1, 1998 and Ms. Lois Ferrell at a annual salary of \$15,053.00 and the reallocation of funds within the Building and Grounds Department is approved to cover the salaries of these positions.

IN RE: APPOINTMENTS – APPOMATTOX REGIONAL LIBRARY BOARD

Mrs. Mann stated there was one appointment open on the Appomattox Regional Library Board. She continued that Ms. Gloria Harvell had been serving on this Board since 1990 but had completed two (2) complete terms and was not eligible for reappointment. She stated one application had been received from Mr. Kenneth G. Swanson. She asked if the Board wished to take action on this appointment at this time.

After discussion it was decided to hold this appointment until the next regular Board meeting.

IN RE: COUNTY ADMINISTRATION COMMENTS – BUILDING AND GROUNDS MAINTENANCE SUPERVISORS TRUCK BIDS

Mr. Long stated included in the packets was a list of bids received by Mr. Donald W. Faison, Building and Grounds Maintenance Supervisor, for a truck. Bids received are as follows:

STATE CONTRACT 9/1/97 THRU 5/1/98

1998 S-10 PICKUP AT/PS/PB/AC WHITE

BASE PRICE (4 CYL. ENGINE)	\$12,639.00
ADD V6 ENGINE	1,050.00
ADD DEALER UNDERCOATING	65.00
ADD ANTI-SLIP REAR	176.00
	<u>\$13,930.00</u>

DOMINION CHEVROLET STOCK NUMBER 85491

1998 S-10 PICKUP AT/PS/PB/AC WHITE

V6 VOTEC 4300 SFI	
4 SPEED AT	
AM/FM STEREO ETR W/SES,DIGITAL CLOCK	
SLIDING REAR WINDOW	
BEDLINER	
LIST	\$16,602.00
DISCOUNT PRICE	15,607.00
LESS REBATE	<u>1,500.00</u>
	\$14,107.00 PLUS TAGS AND TITLE

STROSNIDER CHEVROLET

NO BID S-10 NOT AVAILABLE

HERITAGE CHEVROLET

NO BID S-10 NOT AVAILABLE

TRI-ANGLE DODGE

NO BID DAKOTA NOT AVAILABLE

PETERSBURG MOTOR COMPANY

FORD RANGER	4 SPEED AT/AC/PS/PB	WHITE
4 SPEED AT		
AC		
PS		
PB		
AM/FM STEREO WITH CLOCK		
SALE PRICE		\$13,581.00

OWEN FORD, INC.

FORD RANGER	AT/AC	WHITE
AUTOMATIC O/D		
AC		
AM/FM CLOCK		
3.0L EFI V6 ENGINE		
SALE PRICE		\$13,032.00

STATE CONTRACT 9/18/97 THRU 4/1/98

1998 ½ TON GMC AT/PS/PB/AC	
BASE PRICE	\$15,126.00
V6 MIN 3.9L	
AT PLUS ANTI-SLIP REAR	

DOMINION CHEVROLET

1998 CHEVROLET ½ TON PICKUP C1500	\$15,250.00
A/C	805.00
AT	970.00
PS	
PB	
VORTEC 4300 SFI V6	
HEAVY DUTY SHOCKS	40.00
RALLY WHEEL TRIM	60.00
AM/FM STEREO ETR W/SES CASSETTE	147.00
SLIDING REAR WINDOW	115.00
LIST PRICE	\$18,012.00
LESS DISCOUNT	1,162.00
SALE PRICE	\$16,850.00

STROSNIDER CHEVROLET

1998 CHEVROLET ½ TON C1500 PICKUP	
LIST PRICE	\$17,750.00
LESS DISCOUNT	1,296.00
SALE PRICE	\$16,454.00

HERITAGE CHEVROLET

NO BID ½ TON NOT AVAILABLE

TRI-ANGLE DODGE

NO BID ½ TON NOT AVAILABLE

PETERSBURG MOTOR COMPANY

FORD F150	AT/AC/PS/PB	WHITE
4.2L V6 ENGINE		
4 SPEED AT		
AC/PS/PB		
AM/FM STEREO/CLOCK		
SALE PRICE		\$15,929.00

OWEN FORD, INC.

FORD F150

AT/AC

WHITE

4.2L EFI V6 ENGINE

AC

AM/FM STEREO WITH CLOCK

AUTOMATIC O/D

SALE PRICE

\$15,654.00

Upon motion of Mrs. Everett, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted to Administration to order a Ford Ranger from Owen Ford, Inc. for \$13,032.00, which is low bid, for use by the Building and Grounds Maintenance Supervisor.

IN RE: COUNTY ADMINISTRATOR COMMENTS –
COMMISSIONER OF THE REVENUE – CAPITAL
OUTLAY BIDS

Mr. Long continued that in their packet the Board had a memorandum from Mrs. Deborah M. Marston, Commissioner of the Revenue, requesting approval to order under capital outlay six (6) chairs; four (4) calculators; one (1) paper shredder; and three (3) PC's. Mrs. Marston provided the following listing of bids for the above:

CHAIRS

MORTON MARKS & SONS	\$1,314.00
SUPPLY ROOM COMPANIES	\$1,284.00
HARRIS OFFICE	NO BID – DID NOT RESPOND
CHASEN'S BUSINESS	\$1,038.26

CALCULATORS

S&K OFFICE PRODUCTS	NO BID --CANNOT SUPPLY
RALEIGH TYPEWRITER EXCHANGE	NO BID --DID NOT RESPOND
MONROE SYSTEMS	\$ 236.00
NAKAJIMA INTERNATIONAL	\$ 207.80

SHREDDER

INDUSTRIAL PAPER SHREDDERS	\$1,886.00
ALLEGHENY PAPER SHREDDERS	\$2,715.00
MEM CORPORATION	\$2,029.42
ERI SHRED CORP	\$2,270.00

PC'S

GATEWAY	DID NOT BID – COULD NOT MEET PRICE/SPECS
CYBMAX	\$5,502.00

PENINSULA

\$2,052.00 SHIP EXTRA, ETC.
printer 822+69=2,673.00 TOTAL =
4,725.00+

IMPULSA

\$6,390.15+

IBM

DID NOT BID - COULDN'T
MEET PRICE/SPECS

Mrs. Marston recommended that she be allowed to order from the low bidder in all areas except for PC's and she recommended Cybmax since they are in her eyes the lowest bidder and Tony Bright of BAI recommended she use this firm.

Mr. Long requested Mrs. Marston to come forward to address each item and the quantity needed. She spoke from her seat stating it was on the bid sheets. Mr. Long asked Mrs. Marston if she had an overall total of the items requested. She did not have that figure. The total came to \$8,634.06. There was discussion regarding funds available to purchase this equipment. Mrs. Ralph explained the Compensation Board only funded one third (1/3) of capital items. Mrs. Ralph stated if the total comes up to more than \$7,400.00 then Mrs. Marston does not have enough in the present budget unless other items are used. Mrs. Marston was upset over funding for the shredder coming from her budget exclusively. This item was for use by the entire Administration Building staff. Because of this disagreement the shredder was removed from the request making the total \$6,748.06. Mr. Bracey stated let the County buy the shredder because he could see trouble. Mrs. Ralph explained the Compensation Board would be paying \$500.00 of the cost of the shredder. Mr. Bracey stated they would vote and let Administration iron out the problems.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted to order the following items through the Commissioner of the Revenue's Office, with one third (1/3) being funded by the Compensation Board:

6 Chairs	Chasen's Business	\$1,038.26
4 Calculators	Nakajima International	\$ 207.80
1 Shredder	Industrial Paper Shredders	\$1,886.00 - \$500.00 from Compensation Board
3 PC's	Cybmax	\$5,502.00
	TOTAL	\$8,634.06

**IN RE: COUNTY ADMINISTRATOR COMMENTS - DOMINION
FIREWORKS, INC -- FIREWORKS DISPLAY - VIRGINIA
MOTORSPORTS PARK JULY 3RD AND AUGUST 19, 1998**

Mr. Long stated Mr. David Jolly had received an application for two (2) firework displays at Virginia Motorsports Park, one for July 3rd and the other on August 19th, 1998.

Mr. Jolly came forward to address any questions the Board might have. He stated the applicant's had all the insurance necessary and met all the criteria.

Upon motion of Mrs. Everett, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Special Entertainment Permit Application from Virginia Motorsports Park to hold two (2) firework displays, one on July 3rd and one on August 19, 1998 is hereby approved.

**IN RE: COUNTY ADMINISTRATOR COMMENTS – WORKSHOP
WITH PLANNING COMMISSION**

Mr. Long stated the next item was strictly informational. Next Wednesday, July 8th, there will be a joint workshop meeting with the Planning Commission.

**IN RE: COUNTY ADMINISTRATOR COMMENTS – PUBLIC
HEARING RESOLUTION – FRIENDLY CONDEMNATION**

Mr. Long stated his next item was a Resolution that he needed the Board to adopt on the property associated with the Industrial Access Road. He asked Mr. Emerson if he needed to read the Resolution for record.

Mr. Ben Emerson stated it could be summarized.

Mr. Long continued this Resolution was for the Miles property associated with the Industrial Access Road. A description of the property was attached to the Resolution which will be a public document. This matter has been discussed previously with the contacts that our agents could get in touch with on the property for a purchase price of \$20,800.00.

Mr. Emerson stated we did need to have a Public Hearing. Mr. Emerson stated he would like to add what this Resolution was doing was authorizing a condemnation of the property or the start of a condemnation of the property. This is needed in order that the contractor can get on to the property to begin construction of the Industrial Access Road. The property owner that is local to Dinwiddie is in agreement with the County doing this because he needs more time to contact his relatives that are scattered around the country in order to discuss the purchase price. It is not contemplated that we will finish acquiring the property by condemnation although that is always possible.

Mr. Bracey opened the Public Hearing by asking if there were any citizens present wishing to speak for or against. There being none Mr. Bracey closed the Public Hearing.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye".

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the following Resolution is adopted:

RESOLUTION

WHEREAS, the Board of Supervisors (the "Board") of Dinwiddie County, Virginia (the "County") has determined that it is in the best interests of the County to build an industrial access road between U.S. Route 1 and State Route 672 as more particularly described in the Project Manual dated May 8, 1998, prepared for the County by Timmons (the "Road"); and

WHEREAS, a portion of the Road passes over the property described on Schedule A attached hereto and a part hereof (the "Property") and owned by the heirs at law of the estate of Willie Winston Miles, Sr. (the "Heirs"); and

WHEREAS, the County desires to acquire title to the Property for the purpose of constructing the Road thereon; and

WHEREAS, the County and the Heirs have been unable to reach an agreement as to the compensation to be paid to the Heirs for title to the Property; and

WHEREAS, the Board has determined that it is in the best interests of the County to begin construction of the Road as soon as possible;

NOW, THEREFORE, BE IT RESOLVED, that:

1. THE Board hereby adopts as findings the recitals set forth above and approves the acquisition of title to the Property by condemnation and the exercise of its power of eminent domain;
2. the use to which the Property shall be put by the County is the construction of the Road, which Road is necessary for safe vehicular access to property proposed for use as a steel recycling facility;
3. the compensation and damages to be paid to the Heirs in consideration of the taking of the Property by condemnation is \$20,800.00;
4. the Chairman and Vice-Chairman of the Board, the County Administrator and the County Attorney are authorized and directed to prepare, execute and file with the appropriate authorities a Certificate setting forth the County's intent to take title to the Property in accordance with the provisions of Sections 33-119 through 132 and 15.2 - 1900, et seq. of the Code of Virginia, 1950, as amended, and to prepare, execute and deliver on behalf of the County all other certificates and agreements, and to take all other actions necessary and desirable, to acquire title to the Property and to pay the consideration therefor to the Heirs in the amount of \$20,800.00.

SCHEDULE A

Being shown on Sheet 7 of the plans for Route 775, State Highway Project 0775-026-246, C-501 and lying on both sides of the proposed access road (Route 775) construction centerline from the lands now or formerly belonging to Francis M. Fenderson and Eleler M. Fenderson at approximately Station 112 + 63 to the lands now or formerly belonging to Raymond S. Mayes at approximately Station 114 + 40. Thence lying on the north side of the proposed centerline from the lands of the landowner at approximately Station 114 + 40 to the center of present Route 672 (Church Road) opposite approximately Station 114 + 85, and containing 1.233 acres, (0.499 hectare), more or less land, of which 0.011 acre, (0.004 hectare) is included in the existing right of way, and 1.222 acre (0.495 hectare), more or less, is additional land; together with all improvements thereto and the permanent right and easement to use the additional area shown as being required for the proper construction and maintenance of a drainage facility left of approximately station 112 + 75 and containing 0.001 acre, (0.0003 hectare), more or less, together with the temporary right and easement to use the additional area shown as being required for the proper construction of cut and or fill slopes and drainage purposes, and containing 0.015 acre (0.006 hectare), more or less. Said temporary easement will terminate at such time as the construction of the aforesaid project is completed, and being a part of the same land acquired by Willie Winston Miles (Sr.) from Lawrence E. Blake, Special Commissioner, by Deed of Partition dated June 22, 1983 and recorded in Deed Book 222, page 29, in the office of the Clerk of the Circuit Court of said County. The said Willie Winston Miles, (Sr.), died intestate on April 21, 1984, thus vesting title in James B. Miles, Abraham J. Miles, Willie W. Miles, Jr., Xavier V. Miles, Victor M. Miles, Hal B. Miles, Ira Miles, Van Miles, and Derrick W. Hinnant, his sons, Ronnie Montez Miles, his grandson, and Ava Hinnant and Rose Marie Hinnant, his daughters, his sole heirs at law. The said Ronnie Montez being the son and sole heir at law of Gonanzo R. Miles (son of Willie Winston Miles, Sr.) who died intestate on November 10, 1980.

IN RE: COUNTY ADMINISTRATOR COMMENTS – MIDWAY
PROPERTY OPTION

Mr. Long continued with his next item which was the option on the property behind the Midway School. This item has been discussed by the Board prior to tonight. He brought forth the question of the purchase of that property, the option with the intent to purchase, keeping in mind that the School Board has offered that if funds are available at the end of the year, that are typically included for school buses and there is an overage amount there they would like to put those funds toward the purchase of this property.

Upon motion of Mrs. Everett, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted to purchase the sixteen (16) acres adjacent to Midway School at a price of \$61,210.00 in support of the School Board with funds being included from the School Board budget, in the event they have excess funds available at the end of the year.

**IN RE: COUNTY ADMINISTRATOR COMMENTS – PUBLIC
OPEN HOUSE NEW COURTHOUSE COMPLEX**

Mr. Long stated he had been informed that the public open house for the new Courthouse complex has been scheduled for Friday, July 17th from 2 to 4 P.M. He asked the press place an article in their papers regarding this matter. He wanted to take every avenue to insure the citizens of Dinwiddie County were notified of this event. This open house is being set up through the staff in the new Courthouse Building.

**IN RE: COUNTY ADMINISTRATOR COMMENTS – REFUND OF
OVERPAYMENT OF TAXES – TARMAC MID-ATLANTIC**

Mr. Long stated his final item was concerning the refund of the overpayment of taxes. He asked the County Attorney to read his initial statement regarding this matter.

Mr. Ben Emerson stated he would like to explain what they were asking. Tarmac Mid-Atlantic having filed a petition in the Dinwiddie Circuit Court in December 1997 claiming a refund for the overpayment of it's machinery and tools tax for the years 1994 through 1997. The case has proceeded through the discovery stage and the County Attorney's Office believes that Tarmac is entitled to a refund for these years. Tarmac and the County Attorney have negotiated a settlement of the litigation at this time in the amount of \$368,180.00. The County Attorney recommends that the Board approve settlement in that amount and authorize the County Attorney to endorse an order, a Court order to that effect.

Mr. Bracey stated they had heard the County Attorney concerning the refund for Tarmac.

Upon motion of Mr. Moody, seconded by Mr. Tickle, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett voting "aye", Mr. Bracey voting "nay",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that settlement in the Tarmac Mid-Atlantic tax litigation in which Tarmac has claimed a refund due to the overpayment of machinery and tools tax for the years 1994 through 1997 in the aggregate amount of \$368,180.00 is hereby approved and authorization is granted to the County Attorney to endorse a Court Order to that effect.

IN RE: BOARD MEMBER COMMENTS

Mr. Moody - no comment

Mr. Tickle - He stated he had only one comment. He asked for the Boards support for Mr. Long and himself to attend the Virginia Association of Counties Conference at the Homestead November 8th through the 10th.

Upon motion of Mrs. Everett, seconded by Mr. Moody, Mr. Moody, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye", Mr. Clay "abstaining",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for the County Administrator and Mr. Tickle to attend the VACO Conference at the Homestead November 8th through 10th, 1998.

Mr. Tickle thanked the Board for their support in allowing them to attend.

Mrs. Everett - She wanted to remind the Board that they are having a hearing on the TransAmerica Corridor Study at Rohoic Elementary School July 14th from 4 P.M. to 7 P.M. She felt it was important that we support this study.

She continued that last week there were two (2) happenings in West Petersburg. Virginia Power gave a Grant in the amount of \$500.00 to the West Petersburg Vicinity Awareness to further their studies or efforts. Then the Department of Housing and Community Development recognized WPVA as accomplishing so much for the State and came down and gave them special awards. They did plant a Bradford Pear tree. Several representatives from the County attended.

She stated she will be going to the Virginia Association of Planning District Commissions convention in Virginia Beach on July 16th through 18th, 1998. The cost will be picked up by Crater Planning District Commission.

Mr. Clay - He stated his only objection he had to these conferences, all the county conferences are held at the Homestead, and he felt they are entirely too expensive. He has felt that all along and there have got to be some more places in Richmond or somewhere that they can hold it that is less expensive.

Mr. Tickle stated this includes all your food.

Mr. Clay stated it is still too darn much if it includes free meals.

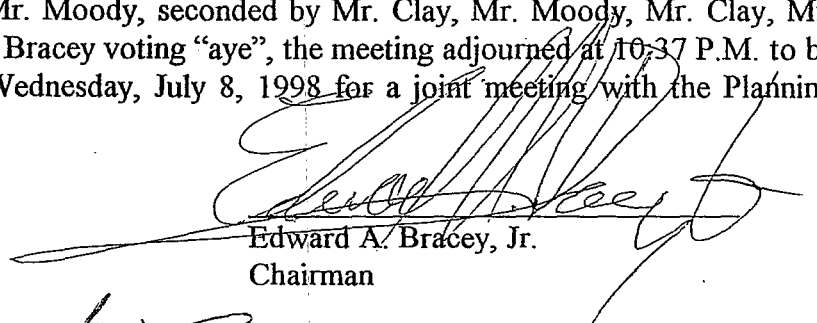
Mr. Tickle stated that is probably true.

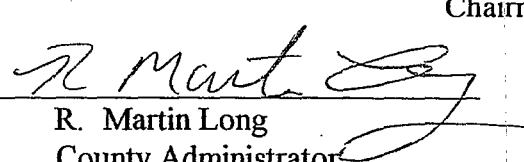
Mr. Clay stated we have been talking about taxpayers money, that what you are doing with this. That is taxpayers money you are spending at \$150.00 per night.

Mr. Bracey: He stated he had a couple of things. First Mrs. Everett is now the Chairman at the Crater Planning District Commission. He stated he wanted the public to know that she was now Chairman. Also he stated he was looking through his copy of the State Legislation Affecting Counties '98 and he saw Dinwiddie taxation admission's tax. He stated he was happy to see Dinwiddie ahead of other counties.

RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye", the meeting adjourned at 10:37 P.M. to be continued at 7:30 P.M. Wednesday, July 8, 1998 for a joint meeting with the Planning Commission.


Edward A. Bracey, Jr.
Chairman

ATTEST: 

R. Martin Long
County Administrator

/pam

