

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 6<sup>TH</sup> DAY OF SEPTEMBER, 2000, AT 7:30 P.M.

PRESENT: AUBREY S. CLAY, CHAIRMAN ELECTION DISTRICT #5  
HARRISON A. MOODY, VICE-CHAIR ELECTION DISTRICT #1  
(Mr. Moody arrived at 7:34 P.M.)  
DONALD L. HARAWAY ELECTION DISTRICT #2  
ROBERT L. BOWMAN, IV ELECTION DISTRICT #3  
EDWARD A. BRACEY, JR. ELECTION DISTRICT #4

OTHER: PHYLLIS KATZ COUNTY ATTORNEY

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

Mr. Aubrey S. Clay, Chairman, called the regular meeting to order at 7:30 P.M. followed by the Lord's Prayer and the Pledge of Allegiance.

**IN RE: AMENDMENTS TO THE AGENDA**

Mr. Clay asked if there were any amendments to the Agenda. There being none, Mr. Clay moved forward.

**IN RE: MINUTES**

Upon Motion of Mr. Haraway, Seconded by Mr. Bowman, Mr. Haraway, Mr. Bracey, Mr. Bowman, Mr. Clay voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the August 16, 2000 Regular Meeting are approved in their entirety.

**IN RE: CLAIMS**

It was pointed out that there was a supplemental claim placed before the Board prior to the meeting. Any Motion should include these claims.

Upon Motion of Mr. Haraway, Seconded by Mr. Bowman, Mr. Haraway, Mr. Bracey, Mr. Bowman, Mr. Moody, Mr. Clay 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 1021884 through 1022099 (void check(s) numbered 1021884, 1021967, 1022094, 1022096 and 1021968); for

**Accounts Payable**

(101) General Fund	\$ 151,175.81
(103) Jail Commission	\$ 150.00
(104) Marketing Fund	\$ 2,608.24
(222) E911 Fund	\$ .00
(223) Self Insurance Fund	\$ .00
(225) Courthouse Maintenance	\$ .00
(226) Law Library	\$ 1,054.54
(228) Fire Programs & EMS	\$ 4,620.00
(229) Forfeited Asset Sharing	\$ 529.67
(304) CDBG Grant Fund	\$ 7,105.59
(305) Capital Projects Fund	\$ 29,133.89
(401) County Debt Service	\$ .00



**TOTAL**

**\$ 196,377.74**

**PAYROLL 08-31-00**

(101) General Fund	\$ 356,094.10
(222) E911 Fund	\$ 1,931.25
(304) CDBG Fund	\$ 1,219.16

**TOTAL**

**\$ 359,224.51**

**SUPPLEMENTAL CLAIM – PAYROLL 8-30-00**

(101) General Fund	\$ 835.21
(222) E911 Fund	\$ 15.30
(304) CDBG Fund	\$ .00

**TOTAL**

**\$ 850.51**

**IN RE: CITIZEN COMMENTS**

The following citizens addressed the Board:

1. Nancy Batte, 8206 Courthouse Road, Church Road, VA, President of the Dinwiddie Friends of Animals came forward stating the Dinwiddie County Animal Shelter had outgrown their current facilities. The Board watched a video on the conditions at the Animal Shelter, which contained a plea for the Board to make numerous upgrades to the facility.
2. Christine B. Cole, 7103 Blue Tartan Road, Petersburg, VA, came forward asking the Board if they had a pet, and further asking if they would want their pet housed in this facility.
3. Teresa Tyo, 24103 Pinecroft Road, Petersburg, VA, came forward making several suggestions for promoting adoption of animals, as well as suggesting the County use inmates to help at the Shelter. She also suggested we enact laws to help safeguard animals within the County.
4. Mildred Maddrey, 107 Maruin, Colonial Heights, VA, came forward stating she was not a County resident; however, she wanted the County to know that rules and laws were being broken at the Shelter. She stated she had adopted two (2) dogs from the Shelter and both of them were sick. There is a mandatory waiting period after dogs have been inoculated and this is not being adhered to. She stated that outsiders are saying that the Dinwiddie Shelter is an "Auschwitz for Dogs" and that "sick animals in Dinwiddie are allowed to die". She further complained about the fact that the Animal Warden, Steve Beville, cannot be reached.

There were several citizens signed up but due to the length of the video shown they asked that their time be credited to that time. These citizens were as follows:

1. Robin A. Beth, 8208 Courthouse Road, Church Road, VA
2. Audrey Beth, 8208 Courthouse Road, Church Road, VA
3. Maureen Bergin, Walkers Landing Court, Petersburg, VA
4. Deborah Phillingane, 4804 Olgers Road, Sutherland, VA
5. Gail Joyner, 4417 McIlwaine Drive, Petersburg, VA
6. Scott Poling, 4417 McIlwaine Drive, Petersburg, VA
7. Anne Scarborough, Boydton Plank Road, Dinwiddie, VA

Mr. Long stated this request was asked to be considered with the CIP. Mr. Long stated that improvements are currently underway at the Animal Shelter. He further stated a washer and dryer had been added and that walls are

currently being put up around that area. Also a back room is being added for storage. The SPCA donated the funds for the washer and dryer and materials for the project were also donated. The labor is being provided by County funds from the Building and Grounds budget and the Animal Shelter budget.

It was stated by the citizens this was good but it still did not improve the conditions that the animals are being forced to endure.

**IN RE: PUBLIC HEARING – A-00-7 – AMENDMENT TO THE  
CODE OF DINWIDDIE COUNTY, VIRGINIA – SECTION  
14-3 AND 14-4 – TRAFFIC LAWS**

This being the time and place as advertised in the Dinwiddie Monitor on July 19, 2000 and July 26, 2000, for the Board of Supervisors of Dinwiddie County, Virginia to conduct a Public Hearing to receive public comment on an amendment to the following Sections to the Code of the County of Dinwiddie, Virginia: 14-3 and 14-4.

Mr. R. Martin Long stated this was an amendment to the ordinance amending Sections 14-3 and 14-4 of the Dinwiddie County Code to incorporate provisions of State Law related to the control of traffic and to driving under the influence of alcohol or other intoxicants. This is a yearly revision to coincide with the action taken by the General Assembly amending certain sections. It was pointed out that the amendment had been drafted by the County Attorney and was enclosed in the Board's packet.

The Ordinance reads as follows:

**WHEREAS**, Section 46.2-13113 of the Code of Virginia, 1950, as amended, authorizes the incorporation of provisions of state law into local ordinances; and

**WHEREAS**, the Board of Supervisors of the County of Dinwiddie deems it in the best interest of the County to effectively incorporate such provisions of state law into Dinwiddie County Code Sections 14-3 and 14-4 to reflect the County's adoption of such statutes;

**NOW, THEREFORE, BE IT ORDAINED** by the Board of Supervisors of the County of Dinwiddie, Virginia, that Sections 14-3 and 14-4 of the Dinwiddie County Code should be amended as follows:

**Sec. 14-3. Adoption of state law as to motor vehicles and traffic and driving under the influence of alcohol or drugs.**

- (a) Pursuant to the authority of Section of 46.2-1313 of the Code of Virginia, all of the provisions and requirements of the laws of the Commonwealth contained in Title 46.2 and in Article 2 (Section 18.2-266 *et seq.*) of Chapter 7, Title 18.2 of the Code of Virginia, as amended, except those provisions and requirements which, by their nature, can have no application to or within the County, and except those provisions of law which may not be adopted or incorporated, are hereby adopted and incorporated mutates mutandis in this Ordinance by reference and made a part of this Chapter as fully as though set out herein and are herein and hereby applicable within Dinwiddie County.
- (b) Reference to "highways of the state" contained in such provisions and requirements adopted by this Section shall be deemed to refer to the streets, highways, and other public ways within the County.
- (c) The provisions and requirements referred to the subsection (a) of this Section are hereby adopted, mutates mutandis, and made a part of this Section as fully as though set forth at length herein, and it shall be

unlawful for any person within the County to violate, or fail, neglect, or refuse to comply with, any such provision or requirement; provided, however, that, in no event shall the penalty imposed for the violation of any such provision or requirement exceed the penalty imposed for a similar offense under the state law hereby adopted.

**Sec. 14-4. Adoption of state law as to the operation of motor vehicles.**

Pursuant to the authority of Section 46.2-1313 of the Code of Virginia, the following provision and requirement of Title 46.2 of the Code of Virginia, as amended, are hereby adopted and made a part of this chapter as fully as though set out therein and are hereby applicable within Dinwiddie County: Sections 46.2-110, 46.2-103, 46.2-300, 46.2-302, 46.2-341.1 to 341.34 and 46.2-800 through 46.2-946.

**This Ordinance shall become effective immediately.**

This being a Public Hearing Mr. Clay opened the floor for citizen comments. There being none, Mr. Clay closed the Public Hearing on A-00-7.

Upon Motion of Mr. Bracey, Seconded by Mr. Moody, Mr. Haraway, Mr. Bracey, Mr. Bowman, Mr. Moody, Mr. Clay voting "Aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia that the foregoing ordinance amendments to the Code of the County of Dinwiddie, Virginia Sections 14.3 and 14.4 to comply with the Virginia State Code are hereby adopted and all other sections are reordained.

**IN RE: STATEMENT PRIOR TO PUBLIC HEARING**

Mr. William C. Scheid, Planning Director, came forward to make the following statement prior to the Public Hearings.

"As previously requested by the Board of Supervisors, Draft copies of the Planning Commission Meeting minutes have been made available to the public prior to this meeting as well as copies on the table at the rear of this meeting room. The purpose of doing so is to expedite the hearing process without compromising the public's access to pertinent information. It is noted that the Board has been given various information on all of the hearing(s) to include, the application, zoning map, adjacent property owner list, locational map(s), proffers (if applicable), soils data, comprehensive land use maps and references, etc. With this information noted, I will proceed with the case(s)."

**IN RE: PUBLIC HEARING -- C-00-2 -- SBA COMMUNICATIONS CORP. -- CONDITIONAL USE PERMIT TO CONSTRUCT A TELECOMMUNICATIONS TOWER IN WILSONS, VIRGINIA**

This being the time and place as advertised in the Dinwiddie Monitor on August 16, 2000 and August 23, 2000, for the Board of Supervisors of Dinwiddie County, Virginia to conduct a Public Hearing to receive public comment on an application filed by SBA Communications Corp. who is seeking a conditional use permit to construct a 250' self-supported telecommunications tower on Tax Map/ Parcel 25-5 B located in the Wilsons area. The property is on the south side of Route 460 approximately ¼ mile east of Springston Road (Route 724). The property is owned by Darrel L. Miller and is zoned agricultural, general, A-2.

Mr. Scheid stated the first case before the Board, C-00-2, is a conditional use permit request submitted by SBA Communications seeking to construct and maintain a two hundred fifty (250) foot lattice telecommunications tower, related equipment and improvements for the purpose of mounting wireless

telecommunications antennas. The proposed site is located on the south side of Route 460 approximately ¼ mile east of Springston Road (Route 724). The site is identified as Tax Map 25, Parcel 5-B by the Commissioner of the Revenue's office and is owned by Darrell L. Miller. The property is used for farming and timber production. There is one (1) home located on this site. Planning staff visited the resident of this home and explained the request and the process being followed. The resident did not object to the request.

The Planning Commission reviewed this case at their August 9<sup>th</sup> meeting and voted 6-0 (Mr. Lee absent) to recommend approval to the Board of Supervisors of the conditional use permit with conditions attached. The conditions to be imposed are those found in section 22-274, General Standards, of the Zoning Ordinance with additional conditions enumerated in the extract of the Planning Commission meeting and set forth herein:

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1. The tower proposed by SBA Communications Corp shall not exceed two hundred fifty (250) feet in height unless condition number 6 listed below is implemented, then the maximum height shall be three hundred (300) feet;
  2. A red beacon, not a white strobe light, be utilized in lighting the tower. If FAA regulations require a white strobe light for daylight hours then such lighting will be permitted but the red beacon shall be used during dusk to dawn hours;
  3. The applicant, SBA Communications, shall allow at least two (2) other wireless telecommunications providers to locate on the tower and site and shall provide the County, upon request, verifiable evidence of having made a good faith effort to allow such location;
  4. SBA Communications shall develop the proposed tower site as detailed in the site plan developed by Clark-Nexsen titled "SBA Towers, Wilson Site, Dinwiddie County, Virginia, VASS23501-XXX," which was submitted by the applicant, SBA Communications, with this application;
  5. The conditional use permit must be reviewed at least every two (2) years for compliance with stated conditions;
  6. The applicant will redesign and construct the tower lattice structure and concrete base to support an additional fifty (50) feet in height if the County so chooses to co-locate their emergency service equipment on the tower;
  7. A generator shall be installed on site to supply power to the tower in the event of a power outage; and
  8. SBA agrees to shift the tower location site such that the property line setbacks can be met to accommodate the possible extension of the tower to three (300) hundred feet.
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Mr. Scheid stated he was available for questions from the Board and that Mr. Eric Morrisette was present from SBA Communications Corp.

Mr. Morrisette came forward stating that before the Board asked questions he would like to address the issue of the generator. He stated that he had been misinformed on the issue and that a 48-hour back-up battery is on site to keep the tower lit in the event of a power outage.

There was a great deal of discussion regarding power of the wireless telecommunication providers on the tower and it was indicated by some Board members that they would like a generator on site to keep the telephone lines up and running during an extended power outage.

Mr. Morrisette stated that if the wireless providers were tapped into a telephone line it could be helpful; however if it was a relay system then all the other towers would also have to have generators on site. He also pointed out that the company's policy was to require all tenants on the tower to provide their own power.

Mr. Clay opened the Public Hearing on C-00-2.

There being no citizens present wishing to address the Board, Mr. Clay closed the Public Hearing.

After additional discussion on the generator issue it was suggested they table C-00-2 until the questions regarding generators, wattage, etc. could be addressed before the Board called for a vote. The County Attorney will research what conditions can be imposed under the Telecommunications Act and whether the Board can require a generator and that it be added to the lease agreement. SBA Communications Corporation will provide in writing what their position on the tower is.

Upon Motion of Mr. Haraway, Seconded by Mr. Bowman, Mr. Haraway, Mr. Bracey, Mr. Bowman, Mr. Moody, Mr. Clay voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that C-00-2 be tabled until the September 20, 2000 Board meeting.

**IN RE: PUBLIC HEARING – C-00-3 – SBA COMMUNICATIONS CORP. – CONDITIONAL USE PERMIT TO CONSTRUCT A TELECOMMUNICATIONS TOWER IN FORD, VIRGINIA**

This being the time and place as advertised in the Dinwiddie Monitor on August 16, 2000 and August 23, 2000, for the Board of Supervisors of Dinwiddie County, Virginia to conduct a Public Hearing to receive public comment on an application filed by SBA Communications Corp. who is seeking a conditional use permit to construct a 250' self-supported telecommunications tower on Tax Map/ Parcel 28-92 located in the Ford area. The property is on the north side of Route 460 approximately ¼ mile east of Claystreet Road (Route 621). The property is owned by W. Ashton Lewis and is zoned agricultural, general, A-2.

Mr. Scheid stated the second case before the Board, C-00-3, is a conditional use permit request submitted by SBA Communications seeking to construct and maintain a two hundred fifty (250) foot lattice telecommunications tower, related equipment and improvements for the purpose of mounting wireless telecommunications antennas. The proposed site is located on the north side of Route 460 approximately ¼ mile east of Claystreet Road (Route 621). The site is identified as Tax Map 28, Parcel 92 by the Commissioner of the Revenue's office and is owned by W. Ashton Lewis. The property is used for farming. There is one (1) home located on the front portion of this site.

The Planning Commission reviewed this case at their August 9<sup>th</sup> meeting and voted 6-0 (Mr. Lee absent) to recommend approval to the Board of Supervisors of the conditional use permit with conditions attached. The conditions to be imposed are those found in section 22-274, General Standards, of the Zoning Ordinance with additional conditions enumerated in the extract of the Planning Commission meeting and set forth herein:

1. The tower proposed by SBA Communications Corp shall not exceed two hundred fifty (250) feet in height;
2. A red beacon, not a white strobe light, be utilized in lighting the tower. If FAA regulations require a white strobe light for daylight hours then such lighting will be permitted but the red beacon shall be used during dusk to dawn hours;
3. The applicant, SBA Communications, shall allow at least two (2) other wireless telecommunications providers to locate on the tower and site and shall provide the County, upon request, verifiable evidence of having made a good faith effort to allow such location;
4. SBA Communications shall develop the proposed tower site as detailed in the site plan developed by Clark-Nexsen titled "SBA Towers,

Ford Site, Dinwiddie County, Virginia, VASS23501-095," which was submitted by the applicant, SBA Communications, with this application;

5. The conditional use permit must be reviewed at least every two (2) years for compliance with stated conditions;

6. A generator shall be installed on site to supply power to the tower in the event of a power outage; and

7. SBA Communications shall apprise the County prior to leasing it's last position on the tower to offer the County first right of refusal and give the County thirty (30) days to respond.

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Mr. Morrisette came forward giving the site specs and reasoning for selection of this site. Again he asked that the generator be deleted from the proffers.

Mr. Clay opened the Public Hearing. There being no citizens signed up to speak, Mr. Clay asked if there were any citizens present wishing to speak for or against C-00-3. The following person came forward to address the Board:

1. George Whitman came forward voicing concerns about the space between the towers and wanted to know if anyone had studied the long-term effect of these towers.

There being no additional citizens wishing to speak, Mr. Clay closed the Public Hearing on C-00-3.

It was decided this request should also be tabled until the issues at hand could be addressed.

Upon Motion of Mr. Moody, Seconded by Mr. Haraway, Mr. Haraway, Mr. Bracey, Mr. Bowman, Mr. Moody, Mr. Clay voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that C-00-3 be tabled until the September 20, 2000 Board meeting.

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**IN RE: RECESS**

Mr. Clay called for a five-(5) minute recess at 9:02 P.M.

The Board reconvened at 9:14 P.M.

**IN RE: PUBLIC HEARING – CAPITAL IMPROVEMENT PROGRAM FY 01-05**

This being the time and place as advertised in the Dinwiddie Monitor on August 16, 2000 and August 23, 2000, for the Board of Supervisors of Dinwiddie County, Virginia to conduct a Public Hearing to receive public comment and consider the County Administrator's recommended Capital Improvement Program (CIP) for fiscal years 2000/01 – 2004/05 which totals \$32,164,402.

The County Administrator's Recommended Capital Improvement Program is prepared and published for fiscal planning and management proposes and has been available for public review in the Office of the County Administrator. The inclusion of a project does not constitute a commitment or obligation on the part of the Board of Supervisors of the County of Dinwiddie to appropriate any funds for that project. There is no designation or allocation of any Capital Improvement Program funds for any purpose until there has been an appropriation for that project by the Board of Supervisors.

**CAPITAL PROJECTS**

**Functional Areas:**

Authorities	\$ 7,454,000
General Services	264,835
County Administration	4,942,027
Fire and Rescue	188,000
School Board	18,960,000
Budget Items	335,540
<b>Total Projects</b>	<b>\$32,164,402</b>

**Sources:**

General Fund and Reserve Transfer	\$ 4,196,852
E-911 Fund	282,500
General Obligation or Other Debt Financing	27,106,050
Grants and Other Sources	579,000
<b>Total Sources</b>	<b>\$32,164,402</b>

Mr. Long stated that Mr. John M. "March" Altman, Jr., past Senior Planner/Zoning Administrator was present to present this program.

Mr. Altman came forward making a power-point presentation on the recommended FY 2000/01 – 2004/05 Capital Improvement Program. The first year's proposed expenditures are as follows:

PROGRAM/DEPT	PRIORITY	PROJECT TITLE	FY 2000/01
SB		DINWIDDIE ELEMENTARY SCHOOL RENOVATIONS	\$ 6,400,000.00
REC	3	EASTSIDE L.I.F.E. ENCHANCEMENT CENTER	\$ 1,200,000.00
ADM		COMPUTER SYSTEM UPGRADE	\$ 80,000.00
B&G	2	REHAB. OF HISTORIC COURTHOUSE	\$ 400,000.00
PLAN	1	COMPREHENSIVE PLAN UPDATE	\$ 60,000.00
WM	1	CONVENIENCE CENTER	\$ 66,000.00
PLAN	2	COUNTYWIDE G.I.S.	\$ 147,892.00
AA	1	LAND/EASEMENT ACQUISITION	\$ 400,000.00
PS	1	PUBLIC SAFETY BUILDING	\$ 110,500.00
FIRE	4	STATION IMPROVEMENTS - NAMOZINE	\$ -
AA	6	RUNWAY 5-23 OVERLAY	\$ 1,260,000.00
AA	2	OBSTRUCTION REMOVAL	\$ 710,000.00
PS	3	COMMUNICATIONS CENTER RELOCATION	\$ -
SB	1	NEW ELEMENTARY SCHOOL	\$ -
SB	2	NEW MIDDLE SCHOOL (RIVER ROAD)	\$ -
AA	3	ENTRANCE ROAD	\$ 425,000.00
AA	4	TERMINAL BUILDING	\$ 1,714,000.00
AA	5	TERMINAL APRON	\$ 300,000.00
B&G	1	CARPET REPLACEMENT - ADMIN. BLDG.	\$ -
FIRE	13	FORD FD BUILDING ADDITION	\$ -
AA	7	TAXIWAY REHABILITATION	\$ 2,230,000.00
REC	4	EASTSIDE RECREATIONAL COMPLEX	\$ -
SS	1	BUILDING ADDITION - SOCIAL SERVICES	\$ -
SB	3	RELOCATION OF SCHOOL BOARD OFFICE	\$ -
REC	6	PLAYGROUND AT EASTSIDE	\$ -
AA	8	AIRPORT SERVICE ROAD	\$ 225,000.00
REC	5	PAVILION AT EASTSIDE	\$ -
AA	12	REHAB. ROTATING BEACON	\$ -
AA	11	MASTER PLAN UPDATE	\$ -
SB		MAINTENANCE ITEMS	\$ 100,000.00
SHRF		MISC. ITEMS	\$ 24,500.00
SHRF		RADIOS	\$ 24,000.00
FIRE		NAMOZINE AMBULANCE MATCH	\$ 20,000.00
PS		VEHICLE	\$ 20,000.00

WM		LANDFILL TRANSFER STATION IMP.	\$ 15,040.00
PLAN		CODE ENFORCEMENT VEHICLE	\$ 20,000.00
SHRF		PARTOL VEHICLES (6)	\$ 132,000.00
		<b>TOTAL</b>	\$ 16,083,932.00
		<b>County Obligation</b>	\$ 1,279,432.00
		COUNTY C.I.P.	\$ 2,419,932.00
		AIRPORT AUTHORITY	\$ 7,264,000.00
		SCHOOL BOARD	\$ 6,400,000.00
		<b>TOTAL</b>	\$ 16,083,932.00
		<b>Funding Sources</b>	
		GENERAL REVENUE	\$ 1,219,932.00
		BOND/DEBIT SERVICE	\$ 13,664,000.00
		E-911	\$ -
		UNDESIGNATED FUND BALANCE	\$ 1,000,000.00
		GRANTS/OTHER SOURCES	\$ 200,000.00
		<b>TOTAL</b>	\$ 16,083,932.00
		<b>Vehicle Maintenance Program</b>	
FIRE		CARSON TANKER - <i>App'd by Bd.</i>	\$ -
FIRE	5	REPLACE ENGINE 33 - <i>App'd by Bd. To Bid</i>	\$ 275,000.00
FIRE	6	REPLACE TANKER 1 - <i>App'd by Bd. To Bid</i>	\$ 215,000.00
EMS	7	REPLACE RESCUE 41	\$ 90,000.00
FIRE	8	REPLACE RESPONDER 2	\$ -
FIRE	9	REPLACE BRUSH 1	\$ -
FIRE	10	REPLACE RESPONDER 3	\$ -
FIRE	11	REPLACE LADDER TRUCK 4 - NAMOZINE	\$ -
EMS	12	REFURBISH RESCUE 92	\$ -
FIRE	14	REPLACE ENGINE 13 W/AERIAL LADDER	\$ -
FIRE	15	REPLACE BRUSH 3	\$ -
FIRE	16	REPLACE BRUSH 5	\$ -
FIRE	17	REPLACE TANKER 4 W/TELESQUIRT	\$ -
FIRE	18	REPLACE RESCUE 91	\$ -
FIRE	19	REPLACE RESCUE 82	\$ -
WM		TRASH TRUCK	\$ 160,000.00
		<b>Subtotal Vehicle Maintenance</b>	\$ 740,000.00
		<b>Projects Not Selected for Funding</b>	
AA	9	T-HANGER SITEWORK	\$ -
AA	10	T-HANGER CONSTRUCTION	\$ -
AA	13	CORPORATE HANGER SITEWORK	\$ -
AA	14	CORPORATE HANGER CONSTRUCTION	\$ -
AA	15	DESIGN RW 14-32 OVERLAY	\$ -
AA	16	RE 14-32 OVERLAY	\$ -
AA	17	APPROACH INDICATORS	\$ 12,000.00
REG	1	VOTING MACHINES	\$ -
REC	1	FAIRGROUNDS	\$ -
		<b>Total</b>	\$ 12,000.00

Mr. Altman explained to the Board that this would work in conjunction with the Comprehensive Land Use Plan that will begin being updated within the next few months. It is a planning tool for the County.

Mr. Haraway questioned how concrete these figures were and how they were arrived at.

Mr. Altman answered that the Department Heads along with Mr. Donald W. Faison, Superintendent of Buildings and Grounds, had determined the cost of the project.

Mr. Long pointed out that the figures represent the total cost of the projects and that several projects will be funded through Bond issues and matching grants such that the County's obligation for each year should be less than one million. Ms. Ralph added that in the first year, FY 2001, the County's obligation is larger than that because it is the implementation year for the entire plan. It is actually a combination of two- (2) years of planning and funding from the Undesignated Fund Balance. The local share for FY01 is closer to \$2.2 million. The debt service for Dinwiddie Elementary is already included in the School operating budget and, therefore, does not affect the plan.

Mr. Clay opened the Public Hearing on the proposed recommended FY 2000/01 – 2004/05 Capital Improvement Program.

There were no citizens signed up to speak. Mr. Clay asked if there were any citizens present wishing to speak. The following person addressed the Board:

1. George Whitman came forward stating he had listened to what Mr. Altman had presented and he was real concerned about how much input the general public had in preparing this program. He stated he would also like to ask Mr. Long if he knows what public – what information the general public had during the preparation of this.

Mr. Long stated the purpose of the Public Hearings that had been advertised and held for this Program was how public information – how public input was solicited and also through the Department Heads, that served on the committee, daily interaction with the public and knowledge of the needs that have been expressed to them to that point.

Mr. Whitman continued then how can, Mr. Whitman paused then continued with -- we, the general public, tonight see this – but what input did the public have in generating the figures and setting the priorities?

Mr. Long stated in generating the figures and setting the priorities only through the ways that he just addressed.

Mr. Whitman stated then we are hit with it tonight and we absorb it and now we respond to it.

Mr. Long stated it has been advertised and also went to the Planning Commission, prior to coming before the Board, in the form of a Public Hearing.

Mr. Whitman stated his reason for asking that question and that was not his main question – correcting himself stating that was his main question but stating his reason for asking that was as he looked at the members and he is reminded that each of them was elected officials who were elected to represent the general public of Dinwiddie. He would like to see the general public have more input into something that is going to be their expenditure for the next five-(5) years. He continued that the general public trusted them when they voted and now they are asking them to trust the general public and give them a chance to have more input into decisions like this. If you are talking

about a budget for the next five-(5) years he would like to just not see it just tonight for the first time. He would like to have more input in how the figures are generated and where the priorities are set. The Board talks about safety, he just heard Mr. Altman talk about safety, and he agreed with him, that should be one of the top priorities. He stated he also heard Mr. Altman talk about \$60, 000.00 spent in preparing the Comprehensive Master Plan and on and on. He continued that what he did not see was the general public involved in anything and that concerned him. We are in a democracy. He stated he knew the Board was limited on its time, he realized that, but we, and there are citizens that do have a lot of time, and committees could really be a big help to them. Committees other than just the Administration and he would like to see them get more committees involved, get more citizens involved and not depend on the Administration making all of the decisions. He gave the following example on safety – He stated Mr. Clay you attended the meeting and he did not know how many other Board members when they met with the Highway Department and they adopted a six- (6) year plan to fix the roads, to build the roads and improve the roads. That definitely involves safety. Now you have also seen the Planning Commission, both the Planning Commission and the Planning Department, move all the development up into the Rohoic area. You saw the master plan for the road construction – the six- (6) year plan – a lot of it was for roads being built out in the rural area. Now he noticed the County didn't have funds anywhere in their budget, not that he saw tonight, projected in the next five- (5) years to deal with the traffic problems that is being created up in the Rohoic area when all the development is being placed up into that area. He requested the Board to ride through those streets, ride down those roads, stating they would see the wreaths on the trees, noting the traffic count is sky high, exclaiming our children and our friends are getting killed, we do not have any money to do anything about the roads in that high traffic area. The Highway Department budgets the money to spend it out in the cornfields. They do not spend it up there. Now that is one thing of safety and concern. Another issue is sewer system, the water system, and the public utilities. Mr. Whitman stated Gentlemen you have seen the subdivisions approved by the Planning Commission. Mr. Moody you are on the Planning Commission. The subdivisions that the Planning Commission approves on one- (1) area lots in areas that are too far out in that rural area to be served by sewer for many years to come are going to cause trouble. If the tanks fail on those one- (1) acre lots the County is going to be faced with major bond issues to get the sewer – to lift it up high enough to get it to flow back into town. That is just one of the many problems The County has got by crowding everything up in the Rohoic area and a little bit around the Courthouse area. You are talking about safety – You are talking about long range planning – How can you say that you are going to put all of the growth – Dinwiddie – the number of building permits issued in Dinwiddie is less than 200 permits per year. A little city like Colonial Heights issues that many. We have five hundred and some square miles. We are not being over burdened with houses. We are being over burdened with problems. You are not going to get rid of your school problem, you are going to have just as many children on those 200 houses in the Rohoic area as you would have out in the rural area and you would have a lot safer environment out here in the rural area then you would have by crowding them all up into the Rohoic area. He continued that he would now give them some of the problems of Dinwiddie – He continued that he has studied their Comprehensive Master Plan. He asked the Board how many of them have read the Comprehensive Master Plan from cover to cover? And studied it? Has anybody on the Board done that?

Mr. Clay responded that he had not.

Mr. Whitman turned and asked how many members in the audience had read it? How about in the Planning Department? Two-(2) people!

Mr. Altman stated that was the entire Planning Department.

Mr. Whitman continued that when he read it he was amazed. Three quarters – seventy-six (76%) percent of Dinwiddie is in the rural area, made up of farmers and timber companies. He stated he also went in – Mr. Moody knows that—he checked how much tax return they were getting from that seventy-six (76%) percent area of the County. Bear Island in 1990 – 23,000 acres only brought in \$89,000.00 to the County. Mr. Whitman exclaimed, Gentlemen, that is ten percent (10%) of the three quarters. Now multiply that by ten – how much money do you get toward your budget, Mr. Long? When you take \$89,000.00 and that is ten percent (10%), how much money do you get into the County budget from the rural area, from seventy-six percent (76%) of the County? Less than one million dollars! If it is \$89,000.00 then it is \$890,000.00 that is simple math. If you are getting less than a million in your land area of three quarters of the County and you are saying don't let that area grow, keep that area like it is, where is the money coming from? Chaparral Steel's 610 acres is generating four (4) times that much. You are not getting any money from your three quarters, from seventy-six (76%) percent of this County you are not getting any money. But you are saying don't let it grow, let it stay like it is. If it stays like it is what are we going to do in the next century? Where are we going to get enough money to bring our schools up to standard, to bring our police department up to standard, to have a paid fire department or emergency crew or to do anything else. Now the County Planners are doing a great job, they are telling the Board all of everything that they need to know, in so far as looking at a crystal ball and projecting in the future. But who is taking the time to dig into the records to come up with the hard facts? Who working in the Administration Department is doing it? Are you doing it Mr. Long? He directed his attention to Mr. Long stating he had asked him a question? Do you, Mr. Long, have those facts that he, Mr. Whitman, had just given him tonight?

Mr. Long stated he had them available, yes sir.

Mr. Whitman asked Mr. Long how much timberland was in the County? What percentage of the County was total timberland?

Mr. Long stated he took his questions and would bring him answers.

Mr. Whitman stated oh yea – you are the County Administrator, you should already know those answers.

Mr. Long asked if this was a question and answer session?

He stated he was sorry addressing the Board as Gentlemen continuing he was not there to play games, he was there to quote facts. There was an old statement made by a politician, one that we are all very familiar with, Mr. Harry Truman. They said to Harry go to Washington Harry and give them hell. Mr. Whitman stated he was not up there to give the Board hell anymore than Harry was going up there to give them hell but he was talking facts and facts are nothing more than hell when you don't stop to analyze them. He would like to see the Board analyze more facts. He would like to see the Board dig into those records, questioning where is our money coming from? He was not interested in what we are going to do with some crystal ball – where are we going to get our money – where is it coming from – what are we going to do to improve the amount of money we have got coming into

this County! Can we afford to leave that seventy-six (76%) percent just setting there growing trees? My God, Mr. Whitman said, when they do the assessment, as they are doing now, they are only going to do an assessment on the land value, they do not even put a value on the timber on it. There is no timber value added to the land value. Divide twenty – the figures he had just given to the Board by the \$89,000 and see what they are paying for an acre. He continued that the County had some tracts out there fifty- (50) acres that do not bring the County \$225.00 a year. The County has people living in an average home, with one or two cars that bring more tax return into this County than sometimes a thousand (1,000) acres of farmland or woodland. Look at those facts, look at the real facts, look at where we are at with this County and where we are going.

Mr. Moody stated that he felt the Board needed to move along before he got started on what these timberlands cost us. He continued that we could dwell on this all night.

Mr. Whitman stated he just asked the Board to listen to what he said – that he was through and they can consider what he had said. He concluded by thanking the Board.

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

There was discussion regarding more citizen input, funding for these projects and the Board directed Staff to bring the new projects back to the Board prior to beginning them.

Upon Motion of Mr. Bracey, Seconded by Mr. Moody, Mr. Haraway, Mr. Bracey, Mr. Bowman, Mr. Moody, Mr. Clay voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Capital Improvement Budget for FY 2000/2001, as shown above, is hereby adopted.

**IN RE: APPOINTMENTS -- ABIDCO**

Ms. Pamla A. Mann, Administrative Secretary, stated all positions for the calendar year of 2000 were advertised in the Dinwiddie Monitor and Progress Index on November 3, 1999. All applications for openings were due by November 19, 1999.

The following appointments are due by September 30, 2000.

**ABIDCO**

**Two Positions:** One- (1) Position at-large – Milton Hargrave, Jr. has been serving on this Board since 1992 and is seeking re-appointment. One- (1) Position is a Board of Supervisors appointment – Donald L. Haraway has been serving on this Board since 1999 and is seeking re-appointment.

We received one- (1) additional application.

Upon Motion of Mr. Bracey, Seconded by Mr. Bowman, Mr. Haraway, Mr. Bracey, Mr. Bowman, Mr. Moody, Mr. Clay voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Mr. Milton Hargrave, Jr. and Mr. Donald L. Haraway be appointed to the ABIDCO Board for a term ending September 30, 2001.

**IN RE: REPORT ON PROCEDURES FOR CONSIDERING**

**REQUESTS FOR RESTRICTING THROUGH TRUCKS ON  
SECONDARY HIGHWAYS AND GUIDELINES FOR  
CONSIDERING REQUEST FOR RESTRICTING THROUGH  
TRUCKS ON SECONDARY HIGHWAYS**

Mr. Long stated at the previous meeting Mr. Bowman had requested information on restricting through trucks on Route 226, a secondary highway. Enclosed in the Board's packet is information from the Virginia Department of Transportation on the procedures for considering requests for restricting through trucks on secondary highways and guidelines for considering request for restricting through trucks on secondary highways. Mr. Long asked the Board to review this information and advise him if they would like to move forward with the outlined procedures and guidelines.

**IN RE: REVISED TRAVEL AUTHORIZATION REQUEST FORM**

Mr. Long stated at the last meeting Mr. Haraway had requested a revision in the current Travel Authorization Request Form. The line for the additional information indicating the total number of days this person has been out of the office for conferences and/or seminars for this fiscal year has been added and a draft of the form has been included in the Board's packet for review.

**IN RE: CONSUMER UTILITY TAX ON ELECTRICITY –  
DE-REGULATION**

Mr. Long stated he had received a letter from the Virginia Association of Counties containing information furnished by the electric supplier serving Dinwiddie County to be used in amending the County consumer utility tax together with a suggested amendment to the County ordinance to put these changes into effect on January 1, 2001. The ordinance under law must be enacted on or before October 30, 2000. When the County adopts this ordinance a copy must be sent immediately to all of the electric companies distributing electric energy in the County. Also enclosed with the letter was a draft of a press release to be made when the ordinance is advertised explaining that the General Assembly required the amendments because of electric restructuring. The ordinance does not increase the tax, it merely provides that the tax is computed on the kilowatt hours (kwh) used rather than the amount paid for electricity and that the amount of tax collected after January 1, 2001 is revenue neutral in so far as practical.

Mr. Long requested authorization from the Board to advertise for a Public Hearing for an Ordinance amendment reflecting this change in computation method.

Upon Motion of Mr. Bracey, Seconded by Mr. Moody, Mr. Haraway, Mr. Bracey, Mr. Bowman, Mr. Moody, Mr. Clay voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted to Administration for advertisement of an Ordinance amendment to the Consumer Utility Tax Code for the purpose of changing the computation method of utility tax.

**IN RE: LEGAL COUNSEL REPORT ON DETERMINING "FAIR  
MARKET VALUE" OF LIVESTOCK KILLED BY DOGS**

Mr. Long stated that included in the packets was a letter from Ms. Phyllis C. Katz, Legal Counsel, regarding the "Fair Market Value" of livestock killed by dogs.

**IN RE: RESOLUTION AUTHORIZING COMPETITIVE  
NEGOTIATION – PINE THINNING SERVICES**

Mr. Long asked the Board's approval on a Resolution authorizing competitive negotiation for pine thinning services. The Resolution reads as follows:

**WHEREAS**, the Board of Supervisors of Dinwiddie County (the "Board") wishes to receive proposals from qualified vendors for services to evaluate firm experience with other pine thinning projects within the past two- (2) years, qualifications and experience of the personnel on the logging crew, timeframe for providing the service, and knowledge of Best Management Practices as set forth by the Department of Forestry, and further to negotiate specific contractual terms and conditions favorable to Dinwiddie County (the "County"); and

**WHEREAS**, Section 11-41(c) of the Virginia Public Procurement Act provides that goods and services may be procured by competitive negotiation upon a determination in writing that competitive sealed bidding is not practical or fiscally advantageous to the public; and

**WHEREAS**, it has been determined that competitive sealed bidding is not practical because other factors besides price are necessary evaluation criteria;

**NOW THEREFORE BE IT RESOLVED** by the Board of Supervisors of Dinwiddie County, Virginia:

1. Jeffrey J. Bent, Consulting Forester, in cooperation with other county staff persons, is authorized to issue on behalf of the County, a written request for proposals for pine thinning services on County property;
2. In order for all qualified and willing bidders to submit bids, the Competitive Negotiation process will involve the posting of a Notice in the Pamplin Building of the County's intent to enter into a proposed contract for pine thinning services;
3. This Resolution shall be effective as of September 6, 2000, the date of enactment by the Board of Supervisors.

Upon Motion of Mr. Bracey, Seconded by Mr. Moody, Mr. Haraway, Mr. Bracey, Mr. Bowman, Mr. Moody, Mr. Clay voting "Aye",

**BE IT RESOLVED** by the Board of Supervisors of Dinwiddie County, Virginia that the foregoing Resolution authorizing Competitive Negotiation for Pine Thinning Services is hereby adopted.

**IN RE: MASTER DEPUTY PROGRAM – APPROVAL**

Mr. Long stated that the Board had received a letter from Sheriff Samuel Shands regarding the funding of the Master Deputy Program. It was determined that the estimated funding of approximately \$5,000.00 could be provided from the Operation Budget.

Upon Motion of Mr. Bracey, Seconded by Mr. Moody, Mr. Haraway, Mr. Bracey, Mr. Bowman, Mr. Moody, Mr. Clay voting "Aye",

**BE IT RESOLVED** by the Board of Supervisors of Dinwiddie County, Virginia that implementation of the Master Deputy Program is hereby approved with funding being appropriated from the Sheriff's current year operational budget.

**IN RE: COUNTY ADMINISTRATOR COMMENTS**

It was requested that the Board convene at 10:30 A.M. on September 20, 2000 for a comprehensive overview of capital projects approved to date, where we are going with the new ones, and some of the issues that had been discussed

during this evenings meeting. There are also some ordinance issues dealing with subdivisions and drainage issues that need to be reviewed with Legal Counsel.

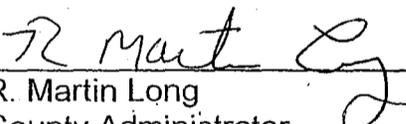
**IN RE: BOARD MEMBER COMMENTS**

- Mr. Haraway: He requested that the remarks made by Mr. Whitman be transcribed word for word and a copy forwarded to him.
- Mr. Bowman: He thanked Mr. Long for obtaining the information on through trucks and requested that we move forward with the procedure. The Board seemed to agree that they would like to pursue this matter.
- Mr. Moody: No comments.
- Mr. Bracey: No comments.
- Mr. Clay: No comments.

**IN RE: ADJOURNMENT**

Upon Motion of Mr. Bowman, Seconded by Mr. Moody, Mr. Bowman, Mr. Haraway, Mr. Bracey, Mr. Moody, Mr. Clay voting "Aye", the meeting adjourned at 10:20 P.M. to be continued at 10:30 A.M. on September 20, 2000 in the multi-purpose room of the Pamplin Administration Building for a workshop on the capital improvement projects, personnel recommendations, and ordinance amendments.

  
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Aubrey S. Clay  
Chairman

  
\_\_\_\_\_  
R. Martin Long  
County Administrator

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