VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD AT THE HOME PLACE RESTAURANT, DINWIDDIE COUNTY, VIRGINIA, ON THE 5TH DAY OF FEBRUARY, 1992, AT 5:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; and Section 2.1-344(a) (7) legal matters, the Board moved into Executive Session at 5:13 P.M. A vote having been made and approved, the meeting reconvened into Open session at 7:07 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 7:10 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 5TH DAY OF FEBRUARY, 1992, AT 7:30 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the January 2, 1992 Regular Meeting, January 15, 1992 Continuation Meeting, January 15, 1992 Regular Meeting and January 21, 1992 Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #17158 thru #17417, (void check #17295): General Fund - $349,233.54; E911 - $2,171.18; Self Insurance - $1,6161.63; Capital Projects - $1,315.86; Law Library - $38.14; for a total of $354,375.35.

IN RE: CITIZEN COMMENTS

1. Kay Winn asked the Board where the field sheets for the reassessment were? She stated she wanted to see them and was told in the December meeting that the sheets were in Staunton, except for the ones that had been pulled for the Board of Assessors.

The County Administrator told Ms. Winn that the field sheets were now in the office of the Commissioner of the Revenue.

Ms. Winn said she was very upset with the reassessments for this year. She felt they were not done properly and were unfair. She asked the Board not to wait six years to correct the problem.

2. Mr. John Talmage, who works with Youth Leagues in the Rohoic District, with the help of volunteers, is building a practice ball field at Rohoic Elementary School using their own money. He asked the Board to help place lights at Rohoic and Midway Elementary Schools.

Mr. Haraway stated that the need has outgrown volunteer help with the influx of new growth in the area and he felt that now was the time for some capital improvements.

3. Ms. Pearline Dabney asked the Board why the County didn't have a leash law for dogs? She said she had been having problems in her neighborhood with a dog pulling clothes off the line and being destructive. She said she called the sheriff's office and the Animal Control Officer had not responded yet.

The Chairman told Ms. Dabney that the County has a leash law and that he would have the Animal Control Officer contact her.

4. Mr. Marshall Witt told the Board that there had been no appropriations for recreation for the children in the County. That Everything is geared to adults and he felt it was time to start doing something for our children.

Mr. Moody responded to Mr. Witt that when he was elected to the Board, there was no recreation department. Since he had been on the Board, a recreation department had been developed and things were progressing in the County. These things don't happen as quickly as we may want, but progress is being made.

5. Mr. Kevin Woodlief said it was time to improve on our present facilities and make them available to everyone. Keep our kids active and we would keep them out of jail. As a child growing up in the County, he stated there were no recreation facilities then and we still don't have any. Stop moving at a snail's pace; let's get going.

6. Marshall Witt suggested to the Board that they allow pay phones to be put at locations in the County where children are practicing because of possible injuries and emergencies.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendment was approved.

Add: 15. Executive Session #2 - Industrial

IN RE: 90' - 91' AUDIT REPORT

Spencer Elmore, of the auditing firm of Robinson, Farmer, Cox Associates, told the Board that prudent spending and trimming of budgets by the administration and department heads left Dinwiddie County with a $2.8 million reserve for June 30, 1991.

The revenues exceed expenditures by $1.1 million, with the County spending $337,000 less that its $22 million budget called for during the year. The School Board also underspent in expenditures which left $76,000 in their budget for the '90-91 fiscal year.

Mr. Elmore stated the next year's report could be even better. Assessed value of taxable property rose by 3.28 percent during the last fiscal year, outpacing the 3.1 percent inflation rate.

These figures only include a partial assessment of the new businesses located in the County and do not cover anticipated taxes on new developments expected in the County.

Mr. Elmore commended the Treasurer's Office on the collection rate of 97.75 percent which is above the expected level for the State. He said an additional $60,000 could be added to the County's budget if the tax collection rate remains consistent or improves.

IN RE: PUBLIC HEARING P-91-9 - MR & MRS JAMES M. BLAND

This being the time and place as advertised in the Progress-Index Newspaper on January 22, 1992, and January 29, 1992, for the Board of Supervisors to conduct a Public Hearing to consider a request from Mr. & Mrs. James M. Bland for a rezoning from R-1 to B-2 of Tax Parcel 98-(8)-2 which is a 1.41 acre parcel located near the intersection of Route 226 and Route 600.

Mr. Leonard Ponder, Director of Planning, stated that due to increased traffic in the area and the expansion of the strip mall containing Brother's Pizza, P & R Business Machines and Movie Time, the Blands contend that their house on this site is becoming less desirable as a residence and more compatible with the aforementioned commercial uses.

Staff Report: The property on the south side of Route 226 all the way to the intersection of Route 226 and U. S. Route 1 is currently zoned B-2 & B-3 and is being used commercially. On the north side of Route 226 there is currently commercial zoning (B-2 & B-3) from the intersection of U. S. Route 1 and Route 226 to within one hundred seventy (170) feet of Lee Boulevard. The developer of Westwind Subdivision on Route 600 (Ferndale Road) is also not developing several lots (3) as residences in anticipation of some more commercial needs in this area. There is also some commercial zoning (B-1) at the intersection of Sterling Road and

Route 226 and two sections of B-2 zoning near the intersection of U. S. Route 460 and Route 226 at both on the north and south sides of Route 226.

The ever-increasing population demands and traffic flow on Route 226, Route 600, and U. S. Route 1 seem to portend the inevitability of commercial growth in this area to provide the services that will be demanded. The recent rezoning by the Board of the Pierce property for a mall behind Safeway is an example of the market responding to pressure for commercial activity in this area.

The Planning Commission at its January 8, 1992 meeting voted 5-2 to recommend denial of this rezoning. Their rationale was that a commercial use was probably reasonable for this parcel but they would have been more comfortable with a conditional rezoning that would force proffered conditions that would have restricted uses to professional offices, i.e. doctors, lawyers, accountants etc. The Blands felt that this was too restrictive and asked for a straight rezoning to B-2.

Mr. Ponder told the Board that the following list were some important issues raised that needed consideration:

1. Is Cox Road the dividing line between current and future residential and commercial uses? If so, is any rezoning request on the south side of Cox Road to be approved as a matter of fact and is any rezoning request on the north side of Cox Road perfunctorily turned down?

2. Has the population density on the northern part of the County not changed dramatically and doesn't this change demand more services?

3. Is there not an argument to be made that good zoning principles recognize that times and situations change? Furthermore, isn't the rezoning process in place to accommodate these changes?

Staff Recommendation: Although staff is inclined to go along with the recommendation of the Planning Commission, in this case we have to differ. We feel that the precedent for more commercial zoning along Route 226 has been set by the Board in the past and that with the advent of more residential development in this area - Walker's Landing subdivision, Westwind Subdivision, Cedar Heart subdivision, Mount Pleasant subdivision, and the continuing development in the Brickwood area - that the demands for commercial service delivery will increase in the 226 corridor. As the pressures increase we feel it is better to serve these needs from this central location rather than stringent commercial development along Route 226 and Route 600. Staff recommends that this rezoning be approved by the Board of Supervisors.

Mr. Jerry Cook spoke for the zoning request.

Mr. Calvin Milton spoke against the zoning request and presented the following petition with 78 signatures.

We, the undersigned citizens of Rohoic District, Dinwiddie County, Virginia do hereby petition the planning commission of said county recommend denial of the request for rezoning of the James Bland residence on Cox Road from residential to commercial or business users.

Cox Road is the present boundary between a commercial and a residential district, and this boundary must be maintained in order to preserve the integrity of hte residentail uses on the north side of Cox Road. No mistake was made when that boundary was originally established and no change in circumstances has occurred to require rezoning. Accordingly, approval of the rezoning request would be inconsistent with good zoning principles and the law relevant thereto.

Mrs. Ellen Perdue spoke against the zoning request.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Ms. Everett, Mr. Haraway, Mr. Moody, voting "aye", Mr. Clay, Mr. Bracey voting "nay", the rezoning request P-91-9 by Mr. & Mrs. James M. Bland at the intersection of Route 226 and 600 was denied.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION - REVISION OF SIX-YEAR PLAN

This being the time and place as advertised in the Progress-Index Newspaper on January 22, 1992, January 26, 1992 and January 29, 1992 and in the Dinwiddie Monitor on January 22, 1992, and January 29, 1992 for the Board of Supervisors to conduct a Public Hearing for the revision of the six-year road plan for secondary road improvements --1992-93 through 97-98.

Ms. Penny Forrest, Resident Engineer of the Virginia Department of Transportation, presented the six-year road plan for Dinwiddie County. With two new additions proposed by the Board of Supervisors. These additions are: Route 604 and Route 622 .

1. Mrs. George Scott questioned whether or not Route 615 has been in the six-year plan and requested it be included.

2. Mr. Carl Pierce asked if Route 694 was eligible for hard surfacing.

3. Mrs. Overton of Route 674 (Wheaton Road) asked the Board if they could move the road up on the list. She stated that she would willingly give up her land.

4. Mr. Harvey Rivers told the Board that in 1958 he was told Route 674 was going to be hard surfaced, and it was still not done.

5. Mr. Joe Dillon stated that Wheaton Road had had no improvements made to the road.

6. Mr. Floyd Perkinson of Halifax Road gave a list of complaints regarding the conditions of Halifax Road. He stated that on the average 1,077 vehicles traveled the road in a 24 hour period.

7. Ms. Mary Ascuye told the Board Route 632 from Route 631 to Route 460 was highly traveled and it was extremely dangerous with curves and dips.

8. Mr. Edward Titmus stated he owned property adjacent to Route 636 and he would like for it to stay where it is on the six-year plan.

9. Mr. Mark Stevens, with the Association for the Preservation of Civil War Sites, told the Board that he understood that Route 613 was due to be widened and he would like the Board to keep in mind their efforts to preserve the earthworks near the intersection of Route 613 and Route 631.

10. Mr. Franklin Zitta said he owned land adjacent to Route 615 which is used as a short cut between Route 615 and 670. He asked that the road be either maintained by the State or blocked off due to the high usage.

Ms. Everett made a motion to move Route 674 up on the six-year plan. It was seconded by Mr. Haraway. Ms. Everett, Mr. Haraway, voting "aye", Mr. Clay, Mr. Moody, Mr. Bracey voting "nay". Motion was not approved.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the six-year plan for 1992-93 thru 1997-98 was approved as presented by the Virginia Department of Highways with the two additions of Route 604 and 622.

IN RE: RECESS

The Chairman of the Board declared a recess at 9:38 P.M. The meeting reconvened at 9:44 P.M.

IN RE: PUBLIC HEARING A-91-18 - PROHIBITION OF DUMPING FROM OUTSIDE COUNTY

The Public Hearing on amendment A-91-18, prohibition of dumping from outside the County, was continued until this meeting for further input and revision by the County Attorney and Commonwealth Attorney.

The County Attorney told the Board the dumping ordinance was finalized for their approval with some changes that would give law enforcement officials better enforcement powers. He explained that property owners and residents would have to prove that trash was generated from the County in order to use the landfill or dumpsters. He stated that the Commonwealth Attorney had spoken with the sheriff's office and they said the ordinance was enforceable.

Ms. Everett asked if the landfill employees could write summons?

The County Attorney stated that they certainly could be given enforcement authority.

Ms. Kay Winn stated that when the ordinance went into effect that there would be more dumping on private property which should be addressed.

No one spoke for or against the ordinance.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following ordinance was adopted:

WHEREAS, the County of Dinwiddie, Virginia (the "County") has adopted Chapter 17 of the Dinwiddie Code (the "Code") which relates to the disposal of solid waste in the County and in the County landfill; and

WHEREAS, nonresidents of the County have been abusing the County's solid waste disposal system by dumping solid waste in the County's landfill or in County receptacles which derived outside of the County without authorization; and

WHEREAS, the Board of Supervisors of Dinwiddie County (the "Board") desires to amend the Code to clarify that such actions are illegal and unauthorized in the County;

NOW, THEREFORE, BE IT ORDAINED, that the Board hereby adopts the following amendments to Chapter 17 of the Code:

Chapter 17-6 shall be amended by replacing the current provisions therefore with the following:

"17-6 (a) A public sanitary landfill shall be available only to county residents or owners of real property in the County for the disposal of garbage and trash generated within the County during such hours and upon such conditions as the Board of Supervisors may direct.

(b) It shall be unlawful for any person to dispose of solid waste of any kind or nature, including but not limited to agricultural waste, commercial waste, hazardous waste, industrial waste, prohibited waste refuse, garbage, residential waste or trash, which solid waste was generated outside of the County, in the County's public sanitary landfill.

(c) Any person found to be using the County public sanitary landfill who is unable to exhibit for inspection (i) a current county vehicle license decal issued pursuant to Section 14-22 of the Code for a vehicle owned by that person or a member of his immediate family, (ii) a current dumping permit issued by the County or a tax bill for the current year for real property located in the County in the name of that person or a member of his immediate family, or (iii) a current County building permit reflecting the location of the site in the County where the waste originated, shall be presumed to be in violation of this section.

(d) Violation of this section shall be punishable pursuant to the penalties prescribed in Section 17-13 of this Code."

Section 17-11 shall be amended by replacing subsection (c) of said section with the following provision:

"17-11 (c) Only residents of the county, owners of real property in the county and those persons visiting or touring the county who are actual "bona fide tourist" may use bulk containers for disposal of normal household and residential wastes generated from the county.

However, no commercial, industrial, or institutional wastes shall be placed in bulk containers for public use.

Section 17-11 shall be amended by adding the following subsection to said section:

17-11 (i) It shall be unlawful for any person, other than as permitted under subsection (c) above, to dispose of solid waste of any kind or nature, including but not limited to agricultural waste, commercial waste, hazardous waste, industrial waste, prohibited waste, refuse, garbage, residential waste or trash in bulk containers.

(j) Any person found to be disposing of solid waste in bulk containers who is unable to exhibit for inspection (i) a current County vehicle license decal issued pursuant to Section 14-22 of the Code for a vehicle owned by that person or a member of his immediate family, (ii) a current dumping permit issued by the County or a tax bill for the current year for real property located in the County in the name of that person or a member of his immediate family, or (iii) a current County building permit reflecting the location of the site in the County where the waste originated, shall be presumed to be in violation of this section.

(k) Violation of this section shall be punishable pursuant to the penalties prescribed an Section 17-13 of this Code."

Section 17-13 shall be amended by adding the following subsection to Section 17-13 of the Code:

"17-13 (d) In addition to the penalties prescribed above, any person found to be in violation of this chapter shall pay to, or reimburse, the County for all costs or expense of any kind and nature associated with the clean-up and proper disposal of all materials dumped or disposed of by such person in violation of this chapter."

These provisions shall be effective as of the date of adoption.

IN RE: FIRE CHIEFS ASSOCIATION

Mr. Donald Porter of the Dinwiddie County Chiefs Association appeared before the Board to discuss repair of their Air Unit, and funding for the contract on their cascade bottles, at a total cost of $2,474.56. He also asked the Board to pay for five people from the various fire departments to attend the Fire Chief's convention in Hampton.

Upon motion of Mr. Clay, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", funds in the amount of $2,474.56 were appropriated from the Fire Departments Capital Improvements Fund for the repair of the Namozine Volunteer Fire Department Air Unit cost of $924.56, and a lifetime lease of cascade bottles cost $1,550.

Extract

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", funds were approved for the travel request by the Fire Chiefs Association for five fire department members to attend the State Fire Chief's Convention in Hampton, not to exceed $750.

IN RE: DINWIDDIE COUNTY AMBULANCE & RESCUE SQUAD

Ms. Mary Wallace, President of the Dinwiddie County Rescue Squad, asked the Board for funds to place its crash truck back in service. She stated that financial assistance was needed to build a new crash truck as well as update some of their oldest equipment. The cost to build a new truck and replace equipment is $18,300. The Assistant County Administrator advised the Board that $16,000 was available in the Capital Projects Fund as matching funds for a new ambulance which could be used.

Extract

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", funding for the crash truck for the Dinwiddie County Ambulance and Rescue Squad in the amount of $18,300 from Capital Projects was appropriated.

IN RE: ANIMAL SHELTER BUILDING MATERIALS - BIDS

The Assistant County Administrator told the Board she had received the bids on the materials for the animal shelter from the following:

Builder's Supply	$7,292.46	(120 gal. water heater)
Moore's	$7,418.88	(82 gal. water heater) (120 gal. - $3,265.95)
Ragsdale	$7,775.53	(120 gal. water heater)

She said B. & J. Enterprises is revising the plans to show the new shelter as an addition to the existing facility, which should result in a significant cost savings and provide more utility for the Animal Control Officer's operations.

Upon motion of Mr. Clay, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody Mr. Bracey, voting "aye", the bid from Petersburg Building Supply in the amount of $7,292.46 for materials was accepted and B. & J. Enterprises was authorized to proceed with the construction of the animal shelter as an addition with the total cost not to exceed $20,000, contingent upon meeting procurement law.

IN RE: INDUSTRIAL DEVELOPMENT LOAN

Mr. Daniel Siegel, County Attorney, told the Board that in October of 1991, the Board of Supervisors authorized the loaning of $850,000 to the Industrial Development Authority of Dinwiddie County and the appropriation of funds from the County's Reserve Funds for such purpose in order to provide money to the Authority for its purchase of approximately 74 acres of land in the County owned by VEPCO across from the Hardees Restaurant on Route 1. This authorization and appropriation was a result of the interest shown by Ingram Industries, Inc. ("Ingram") in locating a 230,000 square foot distribution facility on approximately 19 acres at this location. VEPCO, however, would not agree to sell a 19 acre portion of the 74 acre tract, but only the entire tract. The Authority had previously acquired an option from VEPCO in August of 1991. The purchase price for the entire parcel under the Authority's option with VEPCO was $850,000 or approximately $11,500 per acre. The sales price to Ingram was approximately $15,000 per acre or $285,000. The closing with Ingram was structured to insure that Ingram paid for its property simultaneous with the purchase of the full parcel from VEPCO.

The County Attorney said the Board's decision to loan the money to the Authority was conditioned upon the Authority repaying the loan before the end of 1991. Prior to requesting the loan, the County had received a commitment to refinance the loan from the County's financial advisor. After the purchase of the land from VEPCO and subsequent sale of the portion to Ingram, the County Administrator initiated discussions with Peter Clements, President of the Bank of Southside, for a refinancing loan for the Authority which would be on more favorable terms than the earlier commitment received by the County. The Bank of Southside issued a commitment letter for the refinancing in December, 1991 which was on more favorable terms. Unfortunately, due to tax law concerns, the refinancing could not be accomplished on a tax exempt basis. However, the proposal from the Bank of Southside included provisions for a taxable refinancing with a rate on the loan of 9.95% per annum, and the Board felt at its December meeting that it should review its earlier decision to require repayment by the end of the year since the monies returned to the county's reserve fund from repayment of the original loan to the Authority could only be invested at a much lower rate, near 4%.

The County Attorney stated right now, the Board needs to decide whether or not to accept the commitment of Bank of Southside, to further negotiate with the Bank or to delay any refinancing decision. The advantages of delaying the decision include the elimination of the need to repay the loan by appropriations of the Board to the Authority at an interest rate far in excess of the investment rate of the funds received by the refinancing. At this time, it was felt by the Board that readily available funds would not be necessary in the Reserve Fund and that perhaps the note with the Authority would provide a higher return on Reserve Funds than the County could receive on its normal investments.

Mr. Siegel said an alternative to accepting the refinancing proposal or attempting to renegotiate the same would include entering into a note with the Authority, with the Authority paying interest to the County at prime or higher, with interest to accrue and be sufficient years to all for sale of the remaining property by the Authority. The intent would be for the note to be secured by a deed of trust on the remaining property and an assignment of all funds from the sale of any portion of the remaining property. Due to the development at this location, there is a reasonable basis to believe that the land will sell for more than its $11,500 per acre purchase price.

The County Attorney said the disadvantage would be that the repayment would be solely dependent upon the land selling and providing funds to repay the Authority's note to the County.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody Mr. Bracey, voting "aye", approval of financing the Industrial Development Authority's loan of $850,000 isextended on the following terms. The loan should have a term of 5 years, with interest accrued but not paid until maturity. The interest rate on the loan sholuld match the current 5 year U.S. Treasury rate and be fixed to maturity. Net proceeds from the eventual sale of any portion of the ramaining land of the Authority shall be used to repay the principal balance of the loan. The loan should be secured by a first deed of trust on the remaining land. Any profits from the sale of the remaining land after repayment of the County's loan shall be returned to the County and used as determined by subsequent resolution of the Board of Supervisors of Dinwiddie County, Virginia. Any funds remaining from the sale of land to Ingram Distribution Group, Inc., after payment of infrastructure improvemnets to the VEPCO site, costs and other appropriations authorized by the Board, shall be returned to the County for reduction of the loan balance.

IN RE: PUBLIC SAFETY OFFICER - VEHICLE

The County Administrator told the Board that the Public Safety Officer had received the bids on a new vehicle for the County for his department. He asked Mr. Nichols to present them to the Board.

Mr. David Nichols told the Board he needed the vehicle to carry out the functions and responsibilities of the position of Public Safety Officer.

He said the following was a list of bid prices and specifications from three different dealers. These three are the lowest prices of each respective manufacturer.

1. CHESTERFIELD DODGE $20,750.00
   1992 Dodge Ramcharger
   2 Door 4 Wheel drive utility vehicle

2. PETERSBURG FORD $18,659.00
   1992 Ford Explorer
   4 Door 4 Wheel drive utility vehicle

3. R.K. CHEVROLET, VA BEACH $15,189.00
   1992 Chevrolet S-10 Blazer
   4 Door 4 Wheel drive utility vehicle

The Public Safety Officer told the Board he would recommend the approval of the Chevrolet S-10 Blazer based on State contract.

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody Mr. Bracey, voting "aye", the State Contract bid for $15,189.00 from R.K. Chevrolet for the 1992 S-10 Blazer vehicle for the Public Safety Officer was accepted.

IN RE: POSITION ANNOUNCEMENT -- PART TIME ANIMAL SHELTER CUSTODIAN

The County Administrator stated that the Assistant County Administrator and the Animal Control Officer had interviewed three people for the part-time position for the Animal Shelter Custodian and recommended Mr. Kevin Brown be hired at the rate of $5.77 per hour.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody Mr. Bracey, voting "aye", Mr. Kevin Brown was appointed to the position of Animal Shelter Custodian, at a rate of $5.77 per hour, effective immediately.

IN RE: APPOINTMENTS -- INDUSTRIAL DEVELOPMENT AUTHORITY

Extract

Mr. Clay nominated Mr. Wayne Barnes for reappointment to the Industrial Development Authority. Mr. Moody seconded the motion. Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. Wayne Barnes is hereby reappointed to the Industrial Development Authority for a term of four years, expiring February 5, 1996.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; and Section 2.1-344(a) (5) industrial matters, the Board moved into Executive Session at 11:06 P.M. A vote having been made and approved, the meeting reconvened into Open session at 11:59 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 12:02 A.M. to be continued until February 12, 1992 at 4:00 P.M. for an Executive Session at the Pamplin Administration Building for acquisition of property and legal matters.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST:
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 12TH DAY OF FEBRUARY, 1992, AT 4:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	BENJAMIN EMERSON	COUNTY ATTORNEY

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Ms. Everett , Ms. Everett, Mr. Haraway, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (3) acquisition of real property; and Section 2.1-344(a) (7) legal matters, the Board moved into Executive Session at 4:00 P.M. A vote having been made and approved, the meeting reconvened into Open session at 7:30 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: TOWN OF MCKENNEY -- FINANCIAL & TECHNICAL ASSISTANCE FOR WATER NEEDS

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

Extract

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia authorizes the Dinwiddie County Water Authority to provide technical assistance and expend no more than $20,000 in efforts to drill a successful water well for the Town of McKenney; and

BE IT FURTHER RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia authorizes the Dinwiddie County Water Authority, in conjunction with Mr. Roger Hart of R. Stuart Royer & Associates, to do long range water needs planning for the Town of McKenney, to include a computer analysis of the potential for running a 17 mile water line to the Town from its current location.

IN RE: EXTENSION OF DEADLINE FOR GENERAL REASSESSMENT

Upon motion of Mr. Clay, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the County Attorney is authorized and instructed to take all the necessary steps to petition the Circuit Court Judge for an extension of the date for completion of the County's general reassessment to March 31, 1992.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", the meeting adjourned at 7:35 P.M. to be continued until February 18, 1992 at 7:30 P.M. at the Pamplin Administration Building.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST:
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE EXTENSION MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 18TH DAY OF FEBRUARY, 1992,AT 7:30 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DANIEL SIEGEL	COUNTY ATTORNEY
ABSENT:	HARRISON A. MOODY	ELECTION DISTRICT #1

IN RE: BUDGET WORK SESSION -- 1992-93 -- SCHOOL BOARD BUDGET

The School Board met with the Board of Supervisors to review some of the items they are considering for inclusion in their 1992-93 budget request. The Board of Supervisors encouraged the School Board to concentrate on their capital planning process.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", the meeting adjourned at 10:10 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST:
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 19TH DAY OF FEBRUARY, 1992, AT 2:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	BENJAMIN EMERSON	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the February 5, 1992, Continuation Meeting, February 5, 1992, Regular Meeting, and February 12, 1992, Continuation Meeting, February 18, 1992, Continuation Meeting, are hereby approved, with an amendment on page 7 of the February 5, 1992 Regular meeting under Building Materials add, "contingent upon meeting procurement law".

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #17419 thru #17562; (void checks #17418) General Fund - $124,272.06; E911 - $242.13; Self Insurance - $29,611.09; CDBG - $12,500.00; Capital Projects - $4,633.29; Law Library - $498.08; for a total of $171,756.65.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendments were approved.

Add: 7. - Procedures
8. K. 1. - Board of Assessors

IN RE: PROCEDURE FOR CONDUCTING MEETINGS

The County Administrator presented the following proposal for receiving citizen input during public meetings. There will be two (2) sign-up sheets to allow citizens to speak during Board meetings.

One sheet will be for the citizen comment period to allow citizens to speak on items which are not on the printed agenda. Only those signed up will be recognized and all comments will be limited to 3 minutes, subject to the Chairman's discretion.

The other sign-up sheet will be for citizens to speak on items on the printed agenda, when that item comes up for discussion by the Board. Only those citizens signed up will be allowed to speak on the subject and will only be recognized once. All comments will be limited to 3 minutes, subject to the Chairman's discretion. If the printed agenda is amended citizens wishing to speak will have an opportunity to sign up and be recognized under the same guidelines.

Mr. Moody said that items that have already had a public hearing and been continued; how are we going to handle that? He said he would recommend the Board vote without further citizen input and he could go along with it.

The following citizens were opposed to the Procedures because they felt it was stifling citizen input:

Ms. Gloria Bain, Mr. Thomas Van Pelt, Mr. J.S. Majors, Ms. Anne Scarborough, Ms. Ann Blazek, and Ms. Mary Ascue.

Ms. Scarborough said if the Board was going to put these restrictions on the citizens; then the Board should adopt Robert's Rules of Order for themselves.

Ms. Everett stated she felt the Board should consider adopting Robert's Rules of Order.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the proposed procedure for receiving citizen input at public meetings was adopted with the addition as stated by Mr. Moody: "If a public hearing is conducted but action is postponed until the next meeting, the Board may take action at the next meeting without further citizen input.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, told the Board that the annual pre-allocation hearing was scheduled for April 8, 1992 at the district office in Colonial Heights.

1. The Chairman said that he had received a call from Mr. Christopher on Route 619 at Hargrave's Store. He said the water run-off from the bridge kept the gravel on his driveway washed out. He asked Ms. Forrest to take a look at it. Mr. Clay said he had received a call from Mr. Christopher also.

2. Ms. Everett asked when the Railroad was going to install the crossing arms at Carson. Ms. Forrest said the she had tried to contact the RR but had no information.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, had nothing to report for the month but stated she would be glad to answer any questions. She also informed the Board that the office was processing State income tax forms.

IN RE: TREASURER -- REPORT

Mr. William E. Jones submitted his report for the month of January to the Board. He told the Board he had received information from the collection agency, the Collection Connection, and would like to try it on a trial basis. He said one big factor was that they do not handle the money. The charge is $3.24 per account. Mr. Jones stated it didn't make any difference to him whether the Board decided to use the agency or not but for 500 accounts, the cost would be $1,600 and that was a nominal fee; based on past experience of the agency they stated you can expect payment of 30% to 75% of delinquent accounts and a return on investment ranging from $10 to $50 per $1 invested. The services would include the following:

1. Two evening telephone attempts to reach the delinquent taxpayer.
2. All telephone toll charges.
3. Customized collection notice.
4. Return payment envelope.
5. Postage.
6. A results report.
7. Securing telephone numbers.
8. Hard copy data entry.

The Chairman replied that sometimes the agencies played hardball and he didn't think that was necessary with the citizen.

Mr. Haraway agreed that if the account was declared a bad debt already, then he would be in favor of getting a collection agency to collect.

Mr. Clay said he didn't have a problem with hiring an agency because he felt everyone should pay their taxes.

The Chairman requested that Mr. Haraway work with the Treasurer and to bring back their recommendation to the Board at the next meeting.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T. O. Rainey, III, Commonwealth Attorney, was not present. The Assistant County Administrator stated that Mr. Rainey advised her he had contracted with Dozier and Associates for collection work.

IN RE: SHERIFF -- REPORT

Claude Townsend, Deputy Sheriff, stated he had nothing to report but would answer any questions the Board may have.

The Chairman relayed that he didn't remember the stun gun discussion at budget time and he would like someone from the Sheriff's office to explain the need for the purchase of 28 guns to him at the next meeting.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, submitted his report for the months of December and January. He stated the month of December was up due to Ingram & Associates' construction of the warehouse.

The Building Inspector requested authorization to draft and advertise an ordinance to address the shrink/swell soil situation in Dinwiddie County. He stated the magnitude is minimal but he felt that in order to address the areas in the county, that this was the best possible situation. He informed the Board that the swell soils were located in a horseshoe shape, from Mike's Marina to DeWitt to McKenney to Nottoway. Up to now there have been no complaints, he said.

Upon motion of Mr. Clay, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Building Inspector was authorized to draft and advertise a shrink/swell soil ordinance for the County.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, submitted his annual report for the year ('91) and the monthly report for January.

1. Mr. Mellick informed the Board that Mr. John White was to undergo surgery for his shoulder and he anticipated him to be out until May. He asked the Board to authorize bringing Mr. Kevin Brown on full time until Mr. White recovers.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Animal Control Officer was authorized to increase the hours of Mr. Brown to full time, temporarily until Mr. White returns to work.

2. Mr. Mellick told the Board that March 1, 1992 was the deadline for using his Comp time and he had not had the opportunity to delete his accumulated time due to the absence of his assistant deputy. He asked the Board to allow an extension for his 243 and one-half hours of comp time.

Mr. Haraway asked how the time was incurred? Mr. Mellick stated it had been accumulated in two to three hour increments picking up injured dogs, dog bites, rabies, and cleaning the pound.

Mr. Haraway stated he was unable to have any input due to the fact he was not versed on the County policy for management comp time. He requested a presentation on the policy.

Mr. Clay said he didn't want to see Mr. Mellick lose his comp time. No action was taken.

3. The Animal Control Officer told the Board he was trained now in the use a tranquilizer gun. He said the purchase of a gun was included

in the budget and he had done a lot of research and was convinced that Tel-inject was the best gun available for the cost. He asked the Board to approve the purchase of the gun at a cost of $876.35.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Animal Control Officer was authorized to purchase the tranquilizer gun at the cost of $876.35.

IN RE: DIRECTOR OF PLANNING -- REPORT

Mr. Leonard Ponder, Director of Planning, was asked to give an update on E-911. He told the Board that his department had a meeting last week with the C&P representatives, and at this point, they were in the process of purifying the system. He had talked with Motorola and was looking at their equipment which he felt they would be acquiring. He said the County would be on-line in December.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, stated she had nothing to report, but would answer any questions they may have.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Richard Vaughn, Superintendent of Schools, gave the following report:

1. The School Board is involved in their budget preparation.
2. The State is sending a team to examine the schools in Mid-March to assess the overcrowding issue.
3. The schools are gearing up for the State testing program to begin March 16th for two weeks.
4. The pay phones the Board asked him to look into -- the county does not qualify, due to the 30-35 calls per day requirement. Also, if a phone was installed, there would be a monthly fee involved. He said they were considering running an extension to the gyms.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Benjamin Emerson, County Attorney, told the Board he had no report this evening but would answer any questions they may have.

IN RE: BOARD OF ASSESSORS -- RESOLUTION

The County Administrator stated that the County is required by State law to perform a general assessment prior to March 31, 1992, which is the maximum extension of time permitted under Section 58.1-3257 of the Virginia Code to perform a reassessment within the maximum period of six years pursuant to Section 58.1-3252 . The Board of Assessors would not sign the reassessment book; therefore the County had to proceed with the process. In order to accomplish this, the County must take the next available step. At this time, the County has to hire a certified professional appraiser to finish the reassessment and sign off on the books for the County.

Mr. J.S. Majors told the Board that he had not received the result of the Board of Assessors. The Board told Mr. Majors he would receive his reassessment letter as soon as the books were signed off on. He was also informed that if he was not satisfied with the results, he could go to the Board of Equalization and after that, could appeal to the Circuit Court Judge.

Extract

Ms. Teresa Carson, Ms. Mary Ascue and Ms. Ann Blazek expressed concern about the reassessment process. The County Administrator advised them their questions should be directed to the Board of Assessors.

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

WHEREAS, the Board of Supervisors (the "Board") of Dinwiddie County (the "County"), Virginia had appointed a Board of Assessors to perform a general reassessment of all real estate in the County pursuant

to Section 58.1-3271(A) of the Code of Virginia of 1950, as amended (the "Virginia Code").

WHEREAS, the Board of Assessors is unable to perform such general reassessment and has informed the Board of the result; and

WHEREAS, the County is required by State law to perform a general assessment prior to March 31, 1992, which is the maximum extension of time permitted under Section 58.1-3257 of the Virginia Code to perform a reassessment within the maximum period of six years pursuant to Section 58.1-3252 of the Virginia Code; and

WHEREAS, David R. Hickey, a principal in the appraisal firm of the Blue Ridge Appraisal hired to assist the Board of Assessors is certified as a professional appraiser by the Virginia Department of Taxation and is qualified to serve in lieu of the Board of Assessors in accordance with Section 58.1-3271(B) of the Virginia Code.

NOW, THEREFORE, be it resolved by the Board of Supervisors of the County of Dinwiddie as follows:

1. Each member of the Board of Assessors is hereby superseded and the Board of Assessors is hereby terminated in accordance with Section 58.3276 of the Virginia Code.

2. David R. Hickey, a principal in the appraisal firm hired to assist the Board of Assessors, as a certified professional appraiser by the Virginia Department of Taxation, is hereby appointed as appraiser for the County to serve in lieu of the Board of Assessors and directed to perform the general reassessment for real estate in the County and to transfer such assessment along with the certification required by Section 58.1-3300 of the Virginia Code to the County's Commissioner of Revenue pursuant to Section 58.1-3271(B) of the Virginia Code no later than March 31, 1992.

3. The Chairman or Vice Chairman of the Board is hereby directed to enter into such Contracts, including the payment of an additional $5,000 for such work, and take any and all other action deemed necessary or appropriate by such officer in order to effect this resolution.

This resolution shall be effective immediately.

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Tony Rinaldi submitted the progress report for the month of January, 1992. Mr. Rinaldi told the Board he really didn't want to delete the funds in the Recreation's Capital Projects Fund. He told the Board he had submitted his proposal for repayment for the lights to them and left the rest to their discretion.

Ms. Kitty Vaughan, President of the Dinwiddie Golden Olympians, said she would like to speak on behalf of the Recreation Department's Capital Outlay Fund. She expressed concern that the fund had been completely depleted for the ball field lights, since it had been established several years ago for the use of the entire county population. She asked the Board to return the funds to the Capital Outlay Fund.

Ms. Gloria Bain stated the funds should not be taken from the General Fund.

Ms. Ginnie Chappell sent a letter to the Board requesting the funds be returned to the Capital Projects Fund.

Mr. Haraway expressed concern for the low morale in the Recreation Council because of the removal of the funds from the Capital Outlay Funds. He said he felt the funds should be restored. They are handicapped for future development if the fund is not replenished.

Extract

Mr. Clay said he had no problem in restoring the funds and using the Reserve with a payback plan.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody Mr. Bracey, voting "aye", the funds from the Recreation Department Capital Projects Fund estimated to be

$14,000 will be restored and will not be used for funding the ball field lights at the Middle School.

Mr. Haraway instructed the Director of Recreation to coordinate and report on the completion of the fields at Rohoic also.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", funds in the amount of $42,349 are appropriated from the Reserve to pay for the ball field lights at the Middle School to be repaid by the Recreation Department at a rate of $4,000 a year from fees generated by use of the fields at the Middle School.

IN RE: PUBLIC SAFETY OFFICER

David W. Nichols, Public Safety Officer, submitted his responses report for the Fire Departments and Rescue Units for the month of January.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, submitted a report for the month to the Board.

The Chairman asked Mr. King if he was going to have the extended hours for Springtime like he did last year? Mr. King responded yes, he would work up a plan for extended hours.

IN RE: RECESS

The Chairman declared a recess at 4:25 p.m. The meeting reconvened at 4:35 p.m.

IN RE: DINWIDDIE COUNTY WATER AUTHORITY INTERIM FINANCING PROPOSAL

The County Administrator received information from the Dinwiddie County Water authority stating that a request for Proposals for interim financing, was sent to a total of twelve banks, investment bankers and other potential lenders on January 16, 1992. From the twelve, two proposals were received. Carter Kaplan & Company offered to purchase 18 month notes of the Authority bearing interest at 5.18% per year (based on market conditions at January 31, 1992), to be sold to investors pursuant to a limited offering memorandum. The Bank of Southside Virginia's proposal is to extend to the Authority a 15 month line of credit, to be drawn, at a fixed rate of 5.95% per year or a variable rate of the Bank's prime less 1%, which would provide a current rate to the Authority of 5.5%.

Based on a variety of factors, including the simplicity of a direct loan from the Bank as opposed to the sale of notes to investors, which would require preparation of an offering memorandum, the greater flexibility of dealing with a single investor should there be a need to extend the loan pending consummation of bond financing, the expectation actually borrowed rather than receive the full note proceeds and invest unexpended amounts at lower investment yields, and after consultation with the Water Authority's accountants, it was felt that the Bank's proposal would be easier to implement and would result in a similar, or less, cost of funds to the Authority. Therefore, it was recommended that the Water Authority accept the Bank's proposal.

Mr. Boston Lackey, III, Accountant, calculated the probable overall cost of financing by the two proposals and that considering all the facts, it was his opinion that the Bank offered the better proposal.

The action taken by the Water Authority was to accept the prime less 1% proposal from The Bank of Southside Virginia and directed the Authority's officers to proceed with the financing subject to receipt of written consent of the Board of Supervisors.

The consensus of the Board was that they agreed with the Water Authority's decision to deal with the Bank of Southside at prime less 1%.

Mr. Thomas VanPelt told the Board that he felt the County should consider a utility department; that way the citizens would have more

contact and input with the department. He reminded the Board of the $255,000 note still outstanding from the 1976 interim financing.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody Mr. Bracey, voting "aye", the Water Authority was authorized to accept the Bank of Southside Virginia's proposal to extend to the Dinwiddie County Water Authority a construction line of credit in the amount of one million dollars ($1,000,000), with interest payable only on amounts drawn, for a period of 15 months from closing and there will be no prepayment penalty, with extensions available upon request, at the rate of prime less 1%, which would provide a current rate to the Authority of 5.5%.

Ms. Everett said the Board needed to work with the Water Authority to resolve this $255,000 loan; to write it off or whatever, but there was no sense in beating a dead horse.

The Chairman said to set a time to meet with the Water Authority to discuss the issue. The County Administrator stated he would get together the background information on the loan.

Ms. Anne Scarborough told the Board she felt the County should get something back.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator told the Board that the regular report for ABIDCO was included in their materials.

2. The County Administrator informed the Board that Mr. John Mellick had successfully completed the mandated animal wardens training at Crater Criminal Justice Academy with a score of 98%.

3. The Assistant County Administrator was instructed to present a request from the School Board office and the Department of Social Services for the installation of bottled water dispensers. No action was taken pending discussion of placing water in all the buildings at budget time.

4. The Assistant County Administrator informed the Board that Petersburg Builders Supply and Moores had made clerical errors in totalling the unit prices in their bids for the materials for the animal shelter. The results of the recalculations are as follows:

Ragsdale Building Supply	$7,755.53
Petersburg Builders Supply	7,844.69
Moores 202	7,882.43

Based on these results Ragsdale Building Supply's bid of $7,755.53 is the lowest at this point. The Assistant County Administrator recommended rescinding the Board's motion of February 5, 1992 and accepting the low bid of Ragsdale Building Supply.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", action taken by the Board at it's February 5, 1992 meeting to accept the low bid from Petersburg Builders Supply for materials for the animal shelter was rescinded and the low bid of $7,755 from Ragsdale Building Supply is accepted.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; the Board moved into Executive Session at 5:03 P.M. A vote having been made and approved, the meeting reconvened into Open session at 5:24 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 5:30 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST:
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 4TH DAY OF MARCH, 1992, AT 7:30 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	BENJAMIN EMERSON	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the February 19, 1992 Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #17602 thru #17839, (void checks #17563-17601 and #17737): General Fund - $255,852.08; E911 - $2,109.06; Self Insurance - $3,332.51; Law Library - $249.18; for a total of $261,425.83.

IN RE: TRANSFER OF FUNDS

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Treasurer was authorized to transfer $17,300 from the General Fund to the Recreation Capital Projects Fund within Fund #5, Capital Projects, which represents excess fees for the budget year ending June 30, 1991.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendments were approved.

Add: 7. Public Hearing - Proposed CDBG - West Petersburg
7. a. Ball Fields Lighting - Rohoic, Midway
8. Fire Departments - 3. Use of 39.98 Crystal - Stony Creek
9. Resolution - Shrink/Swell Soils
14. County Administrator Comments - 1. Resolution - Regional Solid Waste Management Plan for the Southern Crater Region

IN RE: PUBLIC HEARING -- CDBG WEST PETERSBURG

This being the time and place as advertised in the Progress-Index Newspaper on February 19, 1992, and The Monitor Newspaper on February 19, 1992, for the Board of Supervisors to conduct a Public Hearing to solicit public input on the proposed Community Development Block Grant (CDBG) application to be submitted to the Virginia Department of Housing and Community Development on the West Petersburg Comprehensive Improvement Program.

Mr. James McClure, Director of Business Activities, Crater Planning District Commission, told the Board the community improvement grant had to be submitted to the Virginia Department of Housing and Community Development no later than Friday to be considered. To be able to submit the grant, the Crater Planning District Commission has to have a resolution authorizing submittal. Based on discussions with the West Petersburg Citizens Group over the last year, a program has been put together that basically meets what they want. The total budget is $1,897,450.00 of which the grant funding will be $1,250,000. The balance

of funds will come from the County ($72,450) and a $575,000 mortgage commitment for WPVA. The County commitment will be in-kind services made of waiving the landfill fees of $25,000 and providing $47,450 in-kind staff assistance.

Ms. Everett asked if there was a lot of competition for the grant money.

Mr. McClure said unfortunately there is; the State is expecting 80 to 90 applications because the amount of funds available this year is around $18 million dollars state-wide and the maximum grant was up from $700,000 to $1,250,000. The State is expecting from 20 to 25 to be funded, so there is about a 1 in 4 chance of receiving a grant.

Ms. Everett said they certainly had done their homework and done a good job in preparing for this application.

Mr. Peter Jeffries, representing WPVA spoke in favor of the grant. He thanked the Board of Supervisors, Mr. Dewey Cashwell, Mr. Len Ponder, and Mr. James McClure for all the work they had done to make the grant a reality.

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

Extract

WHEREAS, the 1981 amendments to the Housing and Community Development Act of 1974 provided for a State option to administer the nonentitlement portion of the Community Development Block Grant Program; and

WHEREAS, the Virginia Department of Housing and Community Development published a draft Fund Distribution Plan that outlined the proposed allocation of Community Development Block funds in Virginia for fiscal year 1992; and

WHEREAS, Community Improvement Grants will provide funds to eligible Virginia local governments, on a competitive basis to assist local governments in: development programs, increasing business and employment opportunities, conserving and improving housing conditions and improving the availability and adequacy of community facilities; and

WHEREAS, it has been determined that the County of Dinwiddie is eligible to apply for fiscal year 1992 Community Improvement Grant funds; and

WHEREAS, the County of Dinwiddie had determined that the West Petersburg area possesses the most critical community development needs and a program has been developed to help alleviate the deficiencies in this area;

NOW THEREFORE, BE IT RESOLVED that pursuant to public hearing, Dinwiddie County wishes to apply for $1,250,000 under the Virginia Community Development Block Grant Program to implement the West Petersburg Improvement Project. The County will provide a local in-kind match in the amount of $47,450 for staff support to implement this project and $25,000 in forgone dump fees for the demolition of dilapidated structures and clearance of lots.

BE IT FURTHER RESOLVED that the County Administrator is hereby authorized to sign and submit the appropriate documents for submittal of this Virginia Community Development Block Grant application and execution of any subsequent program contract.

IN RE: BALL FIELD LIGHTS -- ROHOIC - MIDWAY

Mr. Tony Rinaldi, Director of Recreation, told the Board that he had received the following figures for relighting and upgrading of the fields at Rohoic Elementary and at Midway Elementary.

Extract

A - Rohoic:

(1) Lighting	$24,000.00
(2) New Backstop (10X10X10)	$ 1,250.00

	with overhang	
(3)	Field Maintenance (Volunteers)	0.00
	Sub-Total	$25,250.00

B - Midway:

(1)	Lighting	$24,000.00
(2)	New Backstop (10X10X10) with overhang	$ 1,250.00
(3)	Field Maintenance (Volunteers)	0.00
	Sub-Total	$25,250.00
	Grand Total	$50,500.00

Each field will be laid out the same way. There will be three new wooden poles on the third base side; and three new poles on the first base side. Contractor will install thirty six 1500 watt metal halide fixtures. All wiring to be installed underground, from existing electrical service.

The contractor is to haul away all material that is taken down to the county landfill.

Mr. Rinaldi told the Board he felt these prices were ballpark figures only and they certainly could be negotiated.

The Chairman said he felt the Board should discuss several things before sending it out for bids; also, the School Board had not been approached regarding these fields.

Mr. Haraway told the Chairman he had discussed the fields with Mr. Hanks, Chairman of the School Board, and the School Board was meeting on Tuesday March 10, and he would discuss the fields with the School Board. But he didn't foresee any problems.

Mr. John Talmage stated that the volunteers had started working on the fields at Rohoic and Midway Elementary School. He said they needed some help for the kids in the County. He asked for help with the lighting and backstops for the fields for those areas.

Mr. Thomas VanPelt stated if you take a look at our past the County just didn't get their finances straight before they went into things. He said before the County proceeded with this project they needed to get the money first. Mr. Van Pelt said there were many avenues; one was to look into the meals tax.

Ms. Kay Winn asked the Board if this project was going to be considered a line item for the '92-'93 fiscal year budget or whether we are talking about an off budget '91-'92 expenditure? This is the stuff that got us in trouble before when we started spending money off the budget. Are we talking about a possible budget item for the coming fiscal year for a capital project improvement or are we discussing going off the current budget for this particular project?

The County Administrator stated it was up to the Board. It has been proposed that the fields be lighted and that we get preliminary estimates but there has been no commitment from the Board at this point. If a commitment is made, then it would then have to be determined if it would be in this year's budget or next year's budget.

Ms. Winn said she wanted to put in her plug to make it a line item in next year's budget so that the County does not get spend happy.

Mr. Haraway said he was somewhat more related to this problem than most people because he did serve as a little league baseball coach last year. This is the only section of the County that really has a problem in scheduling their little league baseball games for the kids, due to the large number of teams that they have for children ages 6 to 12 years old. There is such a large number of kids in the Sutherland area that they have to schedule games at odd times, playing late on Saturday nights and other nights during the school week. Sometimes they schedule two games and have to play late at night because the one field will not give them adequate facilities to play. Other areas in the County are not

having that problem. If we don't light but at least one field, they need immediate relief this summer. If we don't, there are going to be some kids that are not going to have adequate playing time. They are going to need these lights in May of this year so the little league can use this field.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Recreation Department was authorized to solicit bids for the ball field lights and improvements for Rohoic and Midway Elementary Schools provided they obtain School Board authorization.

IN RE: FIRE DEPARTMENTS -- AWARD OF BID FOR FIRE TRUCKS

Mr. David Nichols, Public Safety Director, told the Board he had received the following bids on the two fire trucks:

Emergency One
Fire-X
6107 Staples Mill Road
PO Box 9757
Richmond, VA 23228

Dinwiddie - $218,977	180 Days	No Deviations
Namozine - 226,569	180 Days	No Deviations

Pierce Manufacturing
Fire & Rescue Vehicles, Inc.
PO Box 34654
Richmond, VA 23234

Dinwiddie - $218,237	300-365 Days	No Deviations
Namozine - 216,404	300-365 Days	No Deviations

Extract

Mr. Nichols stated that Pierce Manufacturing was the low bidder and his recommendation was to accept this bid. He said additional cost reductions had been discussed with the Fire Chiefs present and they did not feel anything could be eliminated from the vehicles.

Mr. Donald Porter told the Board only 2 items on the trucks could be considered not primary fire-fighting equipment. The goldleaf trim on the bottom of the truck for $660 and the guards around the wheels.

Mr. Alan Kisner stated the equipment on the trucks is exactly what they need and nothing can be taken off. The trucks don't even have air conditioning. They can't fight industrial fires now because they don't have the equipment.

After much discussion the Board instructed the County Administrator to negotiate with the bidders to try and lower the price of the two units. No action was taken.

IN RE: FUEL LOCATION FOR NAMOZINE VFD & RESCUE SQUAD

The Assistant County Administrator told the Board she had talked with Amoco Fas-Mart and Exxon Thrift-Mart for proposals to provide a fuel location for Namozine Fire & Rescue and the Dinwiddie Rescue Squad, and presented the following comparison of the two facilities:

AMOCO FAS-MART	EXXON THRIFT-MART
Rt. 460 & 226	U.S. Route 1
1. Report Information	
Same Contact - Mechanicsville for billing & all problems	Same Delta Oil - Petg. for billing & all problems

Extract

2. Remove Excise Tax Before Receive Bill

No	Yes

3. Charge for Cards

None	$10/Card - can be waived

4. Lost Cards

If called by Tuesday, will replace by Friday - Use temporary substitute during that time.	24 hours

5. Service Charge

$22.50/month minimum See attachment -	$3/card (per vehicle - 12)

Annual usage by volunteers is 800 gallons per month

6. Membership Fee

$25 - refundable	$25

7. Other Fuel Locations

Richmond, Lynchburg	Petersburg, Col. Heights, Chester - considering DeWitt

8. Potential for County-wide Usage

Not feasible	Could supply county at bus garage

9. Location

Not as convenient	Volunteers consider more convenient

The Assistant County Administrator recommended the Exxon Thrift-Mart because the volunteers felt the location was more convenient, they remove the exercise tax at time of purchase, and the gas card representatives are easier to reach if a problem arises. She stated the County is under no obligation if we wish to terminate the contract at any time.

Mr. Alan Kisner, Chief, Namozine Volunteer Fire Department, agreed that the Thrift-Mart was the most accessible for them and he also said he got better service from them.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the County Administrator was authorized to enter into a contract with the Thrift-Mart, Gas Card to provide a fuel location for the Namozine Volunteer Fire & Rescue and Dinwiddie Volunteer Rescue Squad.

IN RE: USE OF 39.98 CHRYSTAL FOR STONY CREEK VOLUNTEER FIRE DEPARTMENT'S RADIO

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Stony Creek Volunteer Fire Department was authorized to place a 39.98 crystal in one of their radios.

IN RE: RECESS

The Chairman of the Board declared a recess at 9:20 P.M. The meeting reconvened at 9:30 P.M.

IN RE: SHRINK/SWELL SOIL DISCUSSION

Mr. Dwayne Abernathy, Building Inspector, told the Board the County Attorney didn't feel an ordinance was necessary at this point but he felt

the County needed to pass a shrink/swell soil resolution. Mr. Abernathy told the Board he thought it would still be good to hold a public information session on March 18, 1992 at the next Board meeting. He stated that a soil scientist would be present to answer questions and to provide information.

IN RE: PURCHASE OF STUN GUNS

The County Administrator displayed a stun gun the Sheriff's Department left for the Board to see and told them Mr. Alvin Booth demonstrated and explained with the enclosed material they received the usage of the gun. He said he didn't know of anything else he could add that would help the Board in making a decision but that the guns had been requested in the Sheriff's budget.

Upon motion of Mr. Clay, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, voting "aye", Mr. Bracey voting "nay", payment of claim #17400 for $2,667 for the stun guns was approved for the Sheriff's Department.

IN RE: RESOLUTION -- UNITED WAY VOLUNTEER WEEK

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

WHEREAS, our nation was founded upon a spirit of action and involvement, and the talents and energies of American volunteers continue to be one of our greatest resources; and

WHEREAS, to build a society that is fair and just for all, we must work together in a spirit of love, respect, and cooperation; and

WHEREAS, America cannot look to government alone to solve all of its societal problems; and

WHEREAS, volunteerism is increasingly recognized as an important partner in doing the work of the nation; and

WHEREAS, participatory citizenship is needed today more than ever to combat growing human and social problems, to renew our belief that these problems can be solved, and to strengthen our sense of community; and

WHEREAS, anyone can be a volunteer and bestow rich benefits upon his/her neighbors, offering hope and widened horizons; and

WHEREAS, volunteering offers all citizens the opportunity to overcome apathy by linking their talents and resources with others in order to address the major issues facing our communities and assisting elderly citizens; and

WHEREAS, more and more, volunteers and volunteer efforts are growing in unmatched numbers; and

WHEREAS, it is fitting for all citizens to join in this celebration of our rich volunteers and volunteer programs which contribute immeasurably to communities throughout our County;

NOW, THEREFORE, BE IT ORDAINED, that the Board of Supervisors of Dinwiddie County, Virginia does hereby proclaim

April 26 - May 2, 1992
as
V O L U N T E E R W E E K

in Dinwiddie County, Virginia, and urges its fellow citizens to observe this week in the appropriate manner by seeking out an area in the community in which they can, by devoting a few hours of their time each week, give aid and support to some deserving individual, group, or cause.

IN RE: BUDGET WORKSHOP DATES

The Board decided to meet on March 25, 1992 at 8:30 A.M. for a budget workshop session.

IN RE: RESOLUTION -- SOLID WASTE MANAGEMENT PLAN FOR THE SOUTHERN CRATER REGION

The County Administrator told the Board he had received the following resolution from Crater Planning District Commission for the Regional Solid Waste Management Plan for the Southern Crater Region. The plan has been submitted to the Virginia Department of Waste Management and that every locality or region in the Commonwealth would have to develop such a plan in accordance with the provisions of VR 672-50-01. He told the Board since he had received the resolution at such a late date they may want to just look it over and take it up at the next Board meeting.

WHEREAS, THE Virginia Waste Management Board has adopted regulations which require every city, county, and town or region in the Commonwealth of Virginia to develop a solid waste management plan in accordance with VR 672-50-01 and that this plan demonstrate how the locality or region will meet State mandated recycling objectives; and

WHEREAS, on November 1, 1991, the Director of the Virginia Department of Waste Management designated the Crater Planning District Commission as the entity responsible for the development of a regional solid waste management plan for the Southern Crater Region service area; and

WHEREAS, the Crater Planning District Commission staff, with assistance from the Southern Crater Region Solid Waste Management Task Force, has prepared a Solid Waste Management Plan for the Southern Crater Region in accordance with the VR 672-50-01; and

WHEREAS, the Crater Planning District Commission formally adopted the Solid Waste Management Plan for the Southern Crater Region on December 20, 1991; and

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia adopted a resolution/sent a letter of support indicating its support for the development of a regional solid waste management plan; and

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia has considered the Solid Waste Management Plan for the Southern Crater Region;

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia adopts the Solid Waste Management Plan for the Southern Crater Region and is committed to its successful implementation; and

BE IT FURTHER RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia, agrees to cooperate with the Crater Planning District Commission, and other member governments to maintain, update, and implement the Plan; and

NOW, THEREFORE, BE IT ORDAINED, that the Board of Supervisors of Dinwiddie County, Virginia recognizes that in order for the Plan to be successfully implemented, each jurisdiction has an obligation to meet the recycling and other solid waste management program commitments in the adopted Plan.

The Board asked that action be delayed until the next Board meeting.

IN RE: BOARD MEMBER COMMENTS

1. Ms. Everett stated she felt the Meals Tax should be on the November ballot for a referendum and that the citizens needed to be educated on the issue.

The County Administrator said he would look into getting started with it.

Mr. Clay said he supported the Meals Tax.

2. Mr. Clay said the amendments on the agenda needed to be kept down.

3. Mr. Haraway said the annual Pig-Nic was going to be held on May 6, 1992. He asked the Board if anyone would have a problem changing the 7:30 P.M. meeting time to 2:00 P.M.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the time of the May 6, 1992 Regular Scheduled Board of Supervisors meeting scheduled for 7:30 P.M. was changed to 2:00 P.M.

4. The Chairman instructed the County Administrator to look into the problems with the Animal Warden getting calls from the dispatcher at the Sheriff's Office.

The County Administrator said he had already sent a letter to the Sheriff about another incident this week.

5. The Chairman said the Board needed to meet with VDOT regarding some problems with them dealing with citizens.

6. Ms. Everett told the Board there had been problems with the discharge of firearms in residential areas which resulted in killing of songbirds and destruction of property in the Southern Pines and Lewis Road areas. She said she had spoken with the Sheriff's Office and was informed the County needed to pass an ordinance to prohibit discharging of firearms within 300 feet of subdivisions and residential homes.

The County Administrator informed the Board he has asked the County Attorney to work on an ordinance.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel matters, the Board moved into Executive Session at 10:10 P.M. A vote having been made and approved, the meeting reconvened into Open session at 11:04 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 11:03 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell

Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 18TH DAY OF MARCH, 1992, AT 2:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY, VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DANIEL SIEGEL	COUNTY ATTORNEY
	BUCK RAINEY	DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the March 4, 1992, Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #17841 thru #17956; (void checks #17840) General Fund - $150,506.74; E911 - $473.61; Self Insurance - $2,062.22; Capital Projects - $853.88; Fire Programs Fund - $1,916.20; for a total of $155,812.65.

IN RE: CITIZEN COMMENTS

1. Mr. Terry Jones read a letter from Dr. & Mrs. Robert Smith praising the performance of all of the Dinwiddie Volunteer Fire Departments who responded when a fire occurred at their residence last month.

2. Mr. Jim Pierce, Facilities Manager, Ingram Book Company, brought greetings from Ingram. He stated the warehouse was scheduled to open April 26. Mr. Pierce introduced Mr. Gunter Melder, Human Resource Manager, for the Dinwiddie location. Mr. Pierce told the Board an ad would be run in the Monitor again on Wednesday to announce a Dinwiddie County hiring day because of the commitment Ingram made to the Board for hiring County residents. A site at the Airport will be used to interview the applicants. There will be a total of 350 employees when the warehouse is in full operation.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendment was approved.

Add: 3. Industrial under #17 - Executive Session

IN RE: PUBLIC HEARING - C-92-2 - PICTURE LAKE ASSOCIATES

This being the time and place as advertised in the Progress-Index Newspaper on March 4, 1992, and March 11, 1992, for the Board of Supervisors to conduct a Public Hearing to consider a proposal for a conditional use permit for the construction and operation of a motor sports complex on Tax Parcels 20-3-A,B,C, 20-59 and 20-59A for a total of 462 ± acres, by Picture Lake Associates.

Picture Lake Associates has requested a conditional use permit for the construction and operation of a motor sports complex. More specifically, Picture Lake Associates would like to develop the site initially into a 1/4 mile drag strip and support facilities.

Extract

It will be the intent of Picture Lake Associates and more particularly Tom and Sally Ewers, the owners and operators of the proposed facility, to operate this facility from March to November with sessions on Friday night, Saturday night and Sunday afternoon. Each day's program will be different with several larger programs during the season and hopefully national events showing up in the future. Mr. Ever's expectations for initial attendance will be one thousand (1000) spectators on Friday and Saturday and two thousand (2000) spectators on Sunday.

Site Characteristics

The proposed site is located southwest of Picture Lake and northwest of Lakewood Subdivision which is the heaviest concentration of residential use near the proposed facility. Even Lakewood Subdivision will be approximately two thousand five hundred (2500) feet from the starting line. An adequate stand of trees currently exists that could act as a sight and sound buffer for Lakewood Subdivision, Picture Lake, and U. S. Route 1.

Currently, the closest residential structure is a minimum of 2500 feet away. With berming and additional planting this should be adequate distance to shield this facility from the residents nearby.

Staff Recommendations:

The Planning Commission unanimously voted to recommend C-92-2 to the Board of Supervisors for approval with the following conditions attached:

1. A "Motor Sports Complex" shall be defined as an outdoor sports facility containing a drag strip and/or race track(s) suitably constructed to provide for public viewing of motor vehicle racing, accessory uses such as shops or testing facilities, and other special events such as auto shows or concerts, subject to the requirements of Section 3 of the Dinwiddie County Code.

2. Any testing of racing cars and their accessories shall be done between the hours of 9:00 a.m. and 5:00 p.m., Monday thru Friday. Normal operating hours for the weekly racing events will be as follows:
   Friday - 6:00 p.m. - 11:00 p.m.
   Saturday - 5:00 p.m. - 11: 00 p.m.
   Sunday - 10:00 a.m. - 6:30 p.m., with no racing until after 12:00 p.m.

   Ten (10) special events will be allowed in any calendar year with racing allowed during any special event from 10:00 a.m.-11:00 p.m. Thursday thru Sunday.

3. All internal security shall be the responsibility of the facility operator. The facility operator shall orient local law enforcement, rescue, and fire personnel as to the layout of the facility so that they will be comfortable with the physical configuration in case they are needed. The facility operator will provide for all normal rescue and fire services on the premises.

4. The motor sports complex and all accessory structures, as well as any future uses shall, be designed, located and used in such a way as to not adversely affect the future development and utilization of the Petersburg-Dinwiddie Municipal Airport.

5. Location, type, capacity and financing of water service and storage facilities shall be designed as required by the Virginia Department of Health, State Water Control Board, and the Dinwiddie County Water Authority.

6. Location, type, capacity and financing of sanitation facilities shall be designed as required by the Virginia Department of Health, State Water Control Board and the Dinwiddie County Water Authority.

7. A storm water management plan shall be approved and implemented before a certificate of occupancy is issued. Of primary importance is the integrity of Picture Lake and Lake Jordan.

8. All wetlands on the property must be identified on the preliminary plan.

9. No trees shall be removed from the site within one hundred (100) feet of any outside property line. A landscaping plan must be submitted to include proposed berms and plantings particularly in that area adjacent to Lakewood Subdivision.

10. The implementation of the approved site plan shall be completed prior to the issuance of a certificate of occupancy.

11. This conditional use permit may be revoked after a period of 24 months from the date of issuance if no noticeable effort towards construction has begun.

12. Location, type, size and height of all exterior signs shall be subject to the review and approval of the Zoning Administrator per the Sign Ordinance.

13. Any proposed changes in the conditions of this permit must be approved through the regular conditional use permit process.

Mr. Ponder read a letter from Mr. Robert Ragsdale regarding his concern with the noise level and value of his property.

Mr. Haraway asked Mr. Ponder how he felt about the noise level and property values in the area.

Mr. Ponder said he didn't think the noise level will have a great impact. He felt there would be no detriment to property values.

Mr. Phil Dean, Leadbetter Construction, representing Mr. & Mrs. Tom Evers spoke in favor of the project.

Mr. Bill Holthouser of 22319 Oakley Drive, Petersburg, stated he would have no objection to the project if U.S. Route 1 would be the only egress.

The following spoke in opposition of the conditional use permit:

Mr. Terry Traylor of Butterwood Road, had a lot of questions relating to:
1. Noise Level
2. Property Values
3. Fire and Rescue Units and Response
4. Reassessment Tax Increases
5. Location of Strip

Mrs. Gilbert Charboneau concerned about traffic congestion on U.S. Route # 1 before and after races.

Mr. Clyde Westmoreland said he was opposed to the track due to the location to his property and noise level.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that conditional use permit C-92-2 for the construction and operation of a motor sports complex on Tax Parcels 20-3-A,B,C, 20-59 and 20-59A for a total of 462 ± acres, by Mr. and Mrs. Tom Avers, Picture Lake Associates, is approved with the conditions as stated therein.

IN RE: PUBLIC HEARING - A-92-1 - FINANCIAL INSTITUTIONS

Extract

This being the time and place as advertised in the Progress-Index Newspaper on March 4, 1992, and March 11, 1992, for the Board of Supervisors to conduct a Public Hearing to consider an amendment to add to Business, General, District B-2, Section 22-185(39) "Financial institutions"

Mr. Leonard Ponder, Director of Planning, said the staff recommends adding to Business, General, District B-2, Section 22-185(39) "Financial institutions" as a permitted use in that zoning district. Although Section 22-184 says that "uses such as stores, banks, theaters, business offices, newspaper offices, printing presses, restaurants, taverns and garages and service stations" are the types of general businesses associated with district B-2, there is no specific permitted uses in Section 22-185 for financial institutions. There are currently banks in the County in B-2 Districts so this is a housekeeping issue and also a reasonable permitted use for future growth in commercial areas.

Extract

He stated that the Planning Commission at its January 8, 1992 meeting unanimously voted to recommend A-92-1 to the Board of Supervisors for approval.

No one spoke for or against the amendment.

Upon motion of Mr. Moody, seconded by Mr. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Section 22-185 of the County Zoning Ordianance be amended by adding the following: (39) Financial Institutions. In all other respects, said zoning ordiance is hereby reordained.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Richard Vaughn, Superintendent of Schools, gave the following report:

1. State testing is underway.
2. The team of inspectors from the State were down and their recommendations for dealing with crowding issues in the schools should be forth coming.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, told the Board that the annual pre-allocation hearing is scheduled for April 8, 1992 at 10:00 A.M. at the district office in Colonial Heights.

1. Ms. Forrest said she advertised for a public hearing for Rt. 715, Patillo Road.

2. The Railroad is going to start installation of the crossing arms at Carson April 6, 1992.

3. Ms. Everett asked when the traffic light at Route 460 and Route 226 was to be scheduled for installation. Ms. Forrest said they were waiting for the Revenue Sharing Funds.

4. Ms. Forrest was asked to check on the turn right lane on U.S. Route 1 and Sterling Road due to the ending of the lane, there was a need for either arrows or a "right turn only", sign .

5. Mr. Clay stated he had received calls on the abandoned road to the Home Place Restaurant asking that it be closed off. Ms. Forrest said it would be when the process is complete.

6. The Chairman asked if a sign could be installed giving the location of the Courthouse before you get to the Courthouse.

7. The Chairman asked Ms. Forrest to meet with the Board on April 15 at 1:30 P.M. prior to the 2:00 P.M. regular meeting. Ms. Forrest agreed to meet with the Board.

8. Ms. Everett asked that a reflective sign be installed at the entrance to the Administration Building off U.S. Route 1.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, had nothing to report for the month but stated she would be glad to answer any questions.

IN RE: TREASURER -- REPORT

Mr. William E. Jones submitted his report for the month to the Board.

He told the Board he would like to try the collection agency with the collection of delinquent taxes on a trial basis, but that it was not in the budget.

Mr. Haraway asked what the age on the accounts would be before the agency would be used?

Mr. Jones said the accounts would be from 1988-1990, and this would eliminate the third notice having to be sent from his office. He said one big factor was that the agency did not handle the money.

The Chairman replied he didn't think that it was necessary. The Treasurer is doing a good job.

Mr. Clay said why not try 200 accounts on a trial basis?

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Treasurer was authorized to contract with the Collection Connection for $650 with an evaluation at the end of three months.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T. O. Rainey, III, Commonwealth Attorney, said he had nothing to report but would be glad to answer any questions.

IN RE: SHERIFF -- REPORT

Mr. Buck Rainey, Deputy Sheriff, stated he had nothing to report but would answer any questions the Board may have.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, submitted his report for the month of February.

The Building Inspector stated that he had requested authorization to draft and advertise for public information an ordinance to address the shrink/swell soil situation in Dinwiddie County. Fortunately, he had been advised by the County Attorney that there was no need for an ordinance but a public information session would be helpful. He stated he had advertised in the Progress-Index and the Dinwiddie Monitor to inform the public of the informational session for today.

Extract

Mr. Abernathy presented a map showing the location of shrink/swell soils in Dinwiddie County.

Mr. Jerry Quesenberry, Soil Scientist, Department of Agriculture, said a map would be made available to the public in 1993 showing the location of the shrink/swell soils. He stated there were more locations of the Iredell and Helena soils in the County but only areas not less than 5 acres were delineated. Mr. Quesenberry said a minimum of three soil tests by a Virginia certified soil scientist should be done on areas where these soils were a problem. To protect a home owner from future problems where the soils have been detected, an engineer if not a soil scientist, should be hired to develop a plan before building on these areas. He said the cost would be around $250 for a soil scientist and $500-$600 for an engineer. In the County there are 6,349 acres of Helena soils and 8,500 acres of Iredell soils.

Mr. Moody asked if a person could take their own samples?

Mr. Quesenberry said a sample could be done by placing soil in a tin can and applying water to it. If the soil contracted an inch or so from the sides of the can when dry it was probably Iredell soil. But, he recommended that a soil scientist still be acquired for testing.

Mr. William P. Seay, Builder, said it would be no cost to the County and it was a small price to pay for the assurance of a safe house.

Ms. Brenda Reese, Realtor, said the information should be sent out to area realtors as soon as possible due to the increase in costs involved for the homeowner.

The Building Inspector presented the following policy:

SUBJECT: CHANGES IN COUNTY INSPECTION AND PERMIT ISSUANCE POLICIES

We suggest all Building sites have a soil study.

Based on existing information, we are instituting the following procedures for those permits which are issued on or after April 1, 1992.

(1) The permit application will be scrutinized to determine if the house is located in the areas believed to have shrink swell potential in accordance with the attached tax grid map.

(2) Those which are located in potential shrink swell areas shall be required to provide the following:

(a) a soils analysis by a Virginia Certified professional Soil Scientist or B.S. Degree (soil related) and 10 years as a field soil scientist, and/or

(b) A statement signed and sealed by a Virginia Registered Professional Engineer that the foundation and footing system has been designed for the soil conditions present.

Should the engineer make any changes to the foundation and/or footing designs we will expect these changes to be reflected on the building plans submitted for approval.

In addition, the following changes are being instituted to address issues identified by our Building Codes (Article 105.7)

(1) Two (2) sets of plans shall be required with each building permit.

(2) A copy of the approved plans will be required on the job site for footing and rough framing inspections.

Upon motion of Mr. Clay, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", upon recommendation of the County Building Inspector, the above change in the County's inspection and permit issuance policies regarding shrink/swell soil areas for the County was adopted, effective April 1, 1992.

IN RE: RECESS

The Chairman declared a recess at 3:12 P.M. The meeting reconvened at 3:16 P.M.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, submitted his report for the month of February.

1. Mr. Mellick informed the Board that April is the confinement month for the county for checking dog licenses.

2. Mr. Mellick told the Board that the five traps he has have deteriorated to the point of needing frequent repairs. The waiting time for usage is approximately two to three weeks with the current inventory. He asked the Board to approve the purchase of four new traps.

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Animal Control Officer was authorized to purchase four new traps at the cost of $740 plus shipping charges.

3. Mr. Mellick presented to the Board a poultry claim from Dale Marks for five Guinea and twenty-five chickens in the amount of $116.25.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the poultry claim for five Guinea and twenty-five chickens in the amount of $116.25 for Dale Marks was approved.

IN RE: DIRECTOR OF PLANNING -- REPORT

Mr. Leonard Ponder, Director of Planning, was asked to give an update on E-911. Mr. Ponder informed the Board that Mr. Clarke and Mr. Nichols had made a trip to Henrico and Washington D.C. to view some equipment Motorola had installed in these locations. He told the Board that things were running smoothly and that the County is still looking to be on-line in December.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, told the Board from now on she would be giving a mini report on the services provided by Social Services. She reported on commodities distribution and food stamps at this meeting.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Daniel Siegel, County Attorney, told the Board he had no report this evening but would answer any questions they may have.

Ms. Everett asked the County Attorney to do a little more work on the firearms ordinance for the County. She said it needed to cover BB guns and pellet guns in mobile home parks also.

The Chairman said to make sure it addressed the right issues, because people living in rural areas are free to use the BB guns and pellet guns.

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Tony Rinaldi submitted the progress report for the month of February, 1992.

Mr. Rinaldi told the Board it was going to cost $2,634 to connect the lights at the Middle School. The total cost was $5,442 but Virginia Power's revenues credit plan hopefully will make up the cost difference. There will be one meter for the two new fields.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", payment of $2,634 to Virginia Power for the connection fees for the ball field lights at the Middle School was approved and funds appropriated.

IN RE: PUBLIC SAFETY OFFICER

David W. Nichols, Public Safety Officer, submitted his responses report for the Fire Departments and Rescue Units for the month of February. He also informed the Board he was involved in the Zelda Hurricane Exercise with the Social Services Department.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, submitted a report for the month of February to the Board.

1. The landfill hours have been extended for spring clean-up but it really stretches employees at the landfill. He said currently he has nine employees and one for recycling. He requested authorization to hire someone part-time if needed for the extended hours.

2. Mr. King stated that recycling is really growing in the County. He said he would put some pamphlets at stores to inform the public of what could be recycled.

IN RE: RESOLUTION -- SOLID WASTE MANAGEMENT PLAN FOR THE SOUTHERN CRATER REGION

The County Administrator told the Board he had received the following resolution from Crater Planning District Commission for the Regional Solid Waste Management Plan for the Southern Crater Region. The plan has been submitted to the Virginia Department of Waste Management and that every locality or region in the Commonwealth would have to develop such a plan in accordance with the provisions of VR 672-50-01.

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

WHEREAS, THE Virginia Waste Management Board has adopted regulations which require every city, county, and town or region in the Commonwealth of Virginia to develop a solid waste management plan in accordance with VR 672-50-01 and that this plan demonstrate how the locality or region will meet State mandated recycling objectives; and

WHEREAS, on November 1, 1991, the Director of the Virginia Department of Waste Management designated the Crater Planning District Commission as the entity responsible for the development of a regional solid waste management plan for the Southern Crater Region service area; and

WHEREAS, the Crater Planning District Commission staff, with assistance from the Southern Crater Region Solid Waste Management Task Force, has prepared a Solid Waste Management Plan for the Southern Crater Region in accordance with the VR 672-50-01; and

Extract

WHEREAS, the Crater Planning District Commission formally adopted the Solid Waste Management Plan for the Southern Crater Region on December 20, 1991; and

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia adopted a resolution/sent a letter of support indicating its support for the development of a regional solid waste management plan; and

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia has considered the Solid Waste Management Plan for the Southern Crater Region;

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia adopts the Solid Waste Management Plan for the Southern Crater Region and is committed to its successful implementation; and

BE IT FURTHER RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia, agrees to cooperate with the Crater Planning District Commission, and other member governments to maintain, update, and implement the Plan; and

NOW, THEREFORE, BE IT ORDAINED, that the Board of Supervisors of Dinwiddie County, Virginia recognizes that in order for the Plan to be successfully implemented, each jurisdiction has an obligation to meet the recycling and other solid waste management program commitments in the adopted Plan.

IN RE: DINWIDDIE COUNTY RESCUE SQUAD

Mr. David Nichols, Public Safety Officer, asked the Board for authorization for the Dinwiddie County Rescue Squad to sell its old 1981 Dodge crash truck chassis on a sealed bid basis.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the Dinwiddie County Rescue Squad was authorized to sell their 1981 Dodge crash trash truck chassis on a sealed bid basis.

IN RE: REVIEW OF NEGOTIATIONS ON FIRE ENGINE BIDS

The County Administrator said he and Mr. David Nichols had met with the fire departments and reviewed the low bid for the fire engines. Following this review some equipment changes were agreed upon which resulted in a final cost figure for each unit of $193,889. The final price per unit, less the prepayment at time of order, is $184,466 per unit. The total price for both fire engines comes to $368,932. The fire companies and the County Administrator agreed that the equipment changes made would in no way compromise the fire fighting capabilities required.

Extract

Mr. Donald Porter stated that although they would rather have not had to make any changes, these were ones that they could live with them.

Mr. Clay told Mr. Porter he appreciated his attitude.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the purchase of the two fire engines for Namozine Volunteer Fire Department and the Dinwiddie Volunteer Fire Department for a total cost of $368,932.00 was approved. The County Attorney was instructed to bring back financing information to the Board at a later date for approval.

IN RE: LAKE CHESDIN BOAT LANDING

The Assistant County Administrator said the Boat Landing contract with the present operator expired this year. Mr. Frank Blaha has held the County contract for the past three years and was the only submittal for this year. The Assistant County Administrator's recommendation was to award the contract to Mr. Blaha again for the next three years, renewable on an annual basis.

Extract

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the County Administrator was authorized to contract with Mr. Frank Blaha, Jr., to operate the boat landing beginning March, 1992 for a period of three years.

IN RE: COST ALLOCATION PLAN - CONTRACT AWARD

The Assistant County Administrator said the contract with Robinson, Farmer, Cox Associates to perform the County's Cost Allocation Plan expired this year and the County solicited new proposals.

Robinson, Farmer, Cox	$1,500/year
David M. Griffith	1,500/year

Extract

Based on our past experience with both firms, they have both performed well for the County. However, since we already contract with Robinson, Farmer, Cox Associates in several areas, she said she felt it would better serve the County to award the Contract to David M. Griffith & Associates for 1991, renewable for 1992 and 1993. They provided these services to the County for many years and this is their area of specialization.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the County Administrator was authorized to contract with David M. Griffith & Associates to perform the County's Cost Allocation Plan for 1991, renewable for 1992 and 1993.

IN RE: TREASURER'S ACCOUNTABILITY STATEMENT - YEAR ENDING JUNE 30, 1992

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the County Administrator was authorized to publish the Treasurer's Accountability Report for County funds for the year ending June 30, 1991.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator asked the Board if any of them would like to attend the Crime Solvers Dinner on March 26, 1992 at 6:30 P.M. Ms. Everett said she would like to attend.

2. The County Administrator informed the Board that a visit to the Emporia Waste Water Treatment Plant site was tentatively set for either March 23 or March 26. The Board members asked that a later date in April be set.

3. Focus on Dinwiddie County is to be aired March 29, 1992 at 11:30 P.M. on Channel 8.

4. The County Administrator informed the Board that a Business Appreciation Dinner was to be held on March 30, 1992 at the Home Place Restaurant at 6:00 P.M. He asked the Board for authorization to purchase T-shirts at a cost of $1,300 to be given as a token of appreciation to attendees.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the County Administrator was authorized to purchase the T-shirts and was instructed to try to work with a local person.

5. The County Administrator told the Board he had a request from the Clerk to the Board of Supervisors for authorization to attend the annual conference at Roanoke, April 22-24, 1992 at an approximate cost of $350.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the travel request from the Clerk to the Board of Supervisors to attend the annual conference at Roanoke, Virginia, April 22-24, 1992 was approved.

IN RE: BOARD MEMBER COMMENTS

Ms. Everett welcomed Mr. Scott Brockwell, of the Dinwiddie Monitor, to the County.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; Section 2.1-344(a) (5) industrial; and Section 2.1-344(a) (6) investment of funds; the Board moved into Executive Session at 5:04 P.M. A vote having been made and approved, the meeting reconvened into Open session at 5:43 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 5:47 P.M. to be continued until March 25, 1992 for a Budget Session at 8:30 A.M. at the Pamplin Administration Building.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST:
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 25TH DAY OF MARCH, 1992, AT 8:30 A.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3

IN RE: APPROVAL OF CLAIM

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", claim #17957 was approved in the amount of $2,634.

IN RE: BUDGET WORK SESSION -- 1992-93 BUDGET

The Board met with the following constitutional officers and department heads and agency heads to discuss their 1992-1993 budget proposals.

Building Inspector	Animal Control
Treasurer	Commissioner of Revenue
Registrar	Sheriff
Social Services	Health Department
Planning	Recreation
Waste Management	Public Safety Officer
Regional Library	Fire Departments & Rescue Squads
School Board	

The Board recessed to the Home Place Restaurant at 6:45 P.M. where they continued the meeting with the School Board.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 9:30 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST:
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 1ST DAY OF APRIL, 1992, AT 7:30 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Mr. Haraway, seconded by Mr. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the March 18, 1992 Regular Meeting and the March 25, 1992 Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #17957 thru #18220, (void check #17958): General Fund - $254,866.29; E911 - $2,138.01; Self Insurance - $2,378.33; Capital Projects - $74.50; for a total of $259,457.13.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendment was approved.

Add: Executive Session 11. a. Personnel

IN RE: CITIZEN COMMENTS

1. Thelma Stevens addressed the Board concerning back taxes she had been charged by the Commissioner of the Revenue which she denied owing.

The Chairman asked the Commissioner of the Revenue and the Treasurer to work with Ms. Stevens.

2. Freeman Browning told the Board he had new information on the historical significance of Halifax Road. He presented a map dated 1820 from the State archives in Richmond showing Halifax Road. He asked the Board to reconsider and rename his section of the road Halifax Road for its historical value.

3. Ms. Betty Mayes told the Board that the school's physical plant and buildings are in a sad affair. The Libraries are not well equipped with updated books. The educators are under paid and the Board needed to do something about it. The tax rates need to be adjusted to meet the obligations of the County. She asked the Board to approve the School Board's proposed budget for the fiscal year.

IN RE: PUBLIC HEARING -- A-92-2-BED AND BREAKFAST

This being the time and place as advertised in the Progress-Index Newspaper on March 18, 1992, and March 25, 1992, for the Board of Supervisors to conduct a Public Hearing to consider adding an amendment to Section 22-84 of the zoning ordinance, Permitted uses; (17) Bed and Breakfast establishments, and an amendment to Section 22-1, Definitions - "Bed and Breakfast".

Extract

Mr. Leonard Ponder, Director of Planning, told the Board that Mr. Routson has requested this amendment in order to operate a bed and

breakfast business in the Whippernock Manor house, located on Namozine Rd. (Rt. 708), on property zoned A-3. As planned, the house would have 13 bedrooms available for occupancy, as well as kitchen and dining facilities to serve the guests. An additional dining room may be used as a separate restaurant facility, serving meals to non-guests.

Currently, the zoning ordinance specifically provides for motels (A-2), hotels and motels (B-2), and boarding houses, rooming houses and tourist homes (R-2). A bed and breakfast establishment would combine elements of all of these but would be unique in the respect that there would be rooms for occupancy, dining for guests and for patrons who would not be guests of the inn and the possibility that the owner may also reside at the inn.

On April 1, 1992 staff recommended approval of A-92-2 as the use of this facility and other facilities such as this would constitute an effective use of buildings and would add to the development of the hospitality industry in Dinwiddie County.

Section 22-1 Bed and Breakfast - an establishment based in an existing or rehabilitated residential structure whose purpose is to provide rooms and meals for temporary guests, meals possibly for patrons who would not be guests at the inn, and possibly a residence at the inn for the owner.

No one spoke for or against the zoning amendment.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Section 22-84 of the County Zoning Ordinance be amended by adding the following; (17) Bed and Breakfast establishments; and

BE IT FURTHER ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Section 22-1 of the County Zoning Ordinance be amended by adding the following definition - "Bed and Breakfast - an establishment based in an existing or rehabilitated residential structure whose purpose is to provide rooms and meals for temporary guests not to exceed thirty (30) days, meals possibly for patrons who would not be guests at the inn, and possibly a residence at the inn for the owner."

IN RE: RESOLUTION - ROAD ACCEPTANCE - SYSONBY RIDGE SUBDIVISION

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

Extract

BE IT FURTHER RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia, that the Virginia Department of Transportation be and is hereby requested to add a section of road known as Beth Lane, beginning at a point on Raymond Road 0.7 miles east of McIlwaine and running in a northern direction 0.12 miles to Route 1359. This road has been constructed, drained, and surfaced in accordance with the Virginia Department of Transportation specifications and county ordinances.

IN RE: RESOLUTION - ROAD ACCEPTANCE - CEDARHEART SUBDIVISION

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

Extract

BE IT RESOLVED, by the Dinwiddie County Board of Supervisors, that the Virginia Department of Transportation be and is hereby requested to add a section of road known as Fulmar Circle, beginning at a point 0.19 miles on Grant Avenue, 0.10 miles north of Route 226 West running in a northern direction 0.16 miles in a circle back to Grant Avenue (Route 1311). This road has been constructed drained and surfaced in accordance with the Virginia Department of Transportation Specifications and county ordinances.

IN RE: PRESENTATION OF 1992-93 SCHOOL BOARD BUDGET

Mr. Ray Hanks, Chairman, School Board, told the Board he was pleased to note most economists agree that the overall economy is showing some improvement and that a moderate growth is expected in our economy for the remainder of 1992. It is also with a great deal of pride that he noted the new industry which he sees locating in the county. He commended the Board for the leadership it has shown in helping bring the new businesses in the county. He stated that if everyone continues to work together the citizens of Dinwiddie County will reap the benefits of continued growth and development.

When new businesses are looking at a prospective area in which to locate, one of the key concerns is the quality of the school systems in that area. In order for a child to compete in today's job market they need a quality education. He stated that when the School Board put its budget together it did so with these factors in mind.

When comparisons were summarized with counties of comparable size and make-up, the county school system did not compare favorably in the matter in which we compensate our employees. The county was not competitive in benefits or salary. The school board employees did not receive a step increase or a raise in 1992. 1992 was a difficult financial time for our local, state, and federal government, and everyone understood. The county must begin to make our school system competitive if our children are going to get quality education that they need and expect. The School Board's budget request for 1992-93 is $19,476,592, which is an increase of $2,699,974 (16.09%) over the prior fiscal year's school fund budget. Mr. Hanks introduced Mr. Joseph Hubbard, Finance Director, School Board, to complete the presentation.

Mr. Hubbard, stated that wages and benefits as well as equipment make up over 80% of the budget request. The remainder of the budget division is composed of - debt service 5.2%, Rowanty 1.7%, construction materials and supplies 5.0%, buildings and grounds 3.7%, and purchased services 2.3%. Mr. Hubbard went through the budget requests for 1992 and told the Board that the budget represents a balancing of those priorities relating to both personnel and capital needs. The proposed budget represents the School Board's commitment to operate the schools in a most economical manner while aspiring toward the excellence within the instructional program mandated by the citizenry of Dinwiddie County. The total local fund request is $6,680,862, a 22.14% increase. He respectively asked for the Board's consideration and approval of the request of funds for the 1992-93 school year.

IN RE: RESOLUTION - AMERICAN RED CROSS 75TH ANNIVERSARY

Mr. Gary Rudolph, Executive Director, Southside Area Chapter of the American Red Cross, told the Board that the Red Cross was celebrating their 75th anniversary. He requested that the Board adopt the following resolution to honor their service to the community.

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

WHEREAS, over the past 75 years, our Southside Area Chapter of the American Red Cross has assisted tens of thousands of local citizens; and

WHEREAS, the Chapter provides a full range of Red Cross services covering all aspects of human endeavor; and

WHEREAS, the Chapter provides assistance, communications and counseling to members of the U.S. Armed Forces and their families at a rate of over 480 cases annually; and

WHEREAS, the Chapter assists more than 100 families each year to find new shelter, replace lost belongings and attain comfort and care following disasters such as fires and storms; and

WHEREAS, the Chapter's blood program generates more than 1,200 units of blood to the area blood supply annually; and

WHEREAS, the Countless lives have been saved through Health and Safety Education programs provided by the Chapter to citizens in our community; and

WHEREAS, the Chapter supports and takes part in the International Mission of the Red Cross to provide these same services around the world, with impartiality and universal compassion;

NOW, THEREFORE LET IT BE KNOWN that our community Red Cross Chapter was initially chartered as an official unit in 1917 at the onset of World War I and has provided continuous service to our community and its citizens for 75 years. BE IT ALSO KNOW that our local Southside Area Chapter of the American Red Cross stands ready to continue to serve this community at all times in the future to provide humanitarian relief from suffering and deprivation during natural or man-made disaster.

NOW, THEREFORE, BE IT RESOLVED BY the Board of Supervisors of Dinwiddie County, Virginia do hereby publicly and officially recognize the Southside Area Chapter of the American Red cross for 75 years of important service to this community and do further recognize the "75 Years of Caring" theme of the Chapter's anniversary year to be indicative of the unit's dedication to service and commitment to embarking upon another 75 years of humanitarian aid.

IN RE: PROCLAMATION -- CHILD ABUSE PREVENTION MONTH

Mrs. Peggy McElveen, Director of Social Services, told the Board that in the spring of 1989, Bonnie Finney took a stand against child abuse in Norfolk, Virginia. When she tied a symbolic blue ribbon on the antenna of her van, it was a signal to her community of her personal battle against child abuse. Bonnie's grandson, Michael Wayne "Bubba" Dickerson, was a tragic victim of child abuse, and his death gave her blue ribbon its own inspiring message:

"The blue ribbon serves as a constant reminder... to fight for protection for our children. We must protect our most precious gift of all...our children. Please wear a blue ribbon..put one on your car..give one to your friends...tell them what it means...you save a child's life!"

The spirit of her blue ribbon grew, and it inspired a statewide, community based effort to prevent and stop child abuse, in every town, every community, and every city and county.

Mrs. McElveen requested that the Board adopt the following proclamation declaring April, Child Abuse Prevention Month.

Upon motion of Mr. Clay, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following proclamation was adopted:

WHEREAS, the incidence and prevalence of child abuse and neglect have reached alarming proportions in the United States, where 13,984 cases of child abuse and neglect were substantiated in Virginia during fiscal year 1990-91; and 22 cases were substantiated in Dinwiddie County;

WHEREAS, Virginia and Dinwiddie County face a continuing need to support innovative programs to prevent child abuse and assistance they need; and

WHEREAS, all children deserve freedom from verbal abuse, sexual abuse, emotional and physical abuse and neglect; and

WHEREAS, we believe all children deserve to have BLUE RIBBON DAYS, including loving hugs, warm homes, tender care, parents and adults who listen and promote self-esteem; and

WHEREAS, it is indeed appropriate and fitting to focus attention upon the problem of child abuse and neglect in Virginia and Dinwiddie County;

NOW, THEREFORE, the Board of Supervisors of Dinwiddie County, Virginia, does hereby proclaim the month of April, 1992, as CHILD ABUSE PREVENTION MONTH in Dinwiddie County, and call upon our citizens to

observe the month with appropriate programs, blue ribbons and other activities.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel, the Board moved into Executive Session at 8:25 P.M. A vote having been made and approved, the meeting reconvened into Open session at 9:12 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: PURCHASE OF NEW VEHICLES -- SHERIFF'S DEPARTMENT

The County Administrator told the Board that the Sheriff's Department has requested the purchase of 15 new vehicles off State contract to be billed in the 1992-93 fiscal year budget. He had presented three options which he felt would serve the Sheriff's Department needs for vehicles. The options included: A. 15 vehicles B. 12 vehicles C. 11 vehicles. Purchasing 15 vehicles would provide some servicable vehicles for the County's use.

Extract

The cutoff date for ordering the 1992 police vehicles from State contract is April 20, 1992. The County Administrator said in order to meet the ordering deadline the order had to be placed now. He requested the Board to consider the vehicle request portion of the budget now to be paid in the 1992-93 budget year.

Upon motion of Mr. Clay, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Sheriff's Department was authorized to place the order for fifteen 1992 Ford Crown Victoria police vehicles off State Contract, to be funded in the 1992-93 budget year, at a total cost of $205,275.

IN RE: EQUALIZATION BOARD APPOINTMENTS

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the County Attorney was authorized to take the appropriate steps necessary to petition the Circuit Court to appoint a Board of Equalization, composed of three to five members. Recommendations from the Board will be forwarded for consideration by the Judge.

Extract

IN RE: APPOINTMENTS - JOBS TRAINING POLICY BOARD

The Assistant County Administrator told the Board since Ms. King Talley has retired, the Board needed to appoint a representative for the Policy Board to work with the Private Industry Council in administrating funds for the Jobs Training Partnership Act. Ms. Peggy McElveen, Director, Social Services, is interested in serving and the recommendation is to appoint her to represent the Board.

Extract

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Ms. Peggy McElveen is hereby appointed, as the Board's representative to the JTPA Policy Board.

IN RE: CO-COMPOSTING PROPOSALS

The County Administrator told the Board that he and Mr. Denny King, Director of Waste Management, had gone through the proposals for the landfill closure. He told the Board that Mr. Barry Funnell, Vice President, Virginia Bio-Fuel Corporation, one of the companies who submitted a proposal, was present to give a presentation of a co-composting operation.

Mr. Funnell gave a presentation on the capabilities to design, construct, test, manage and operate co-composting/MRF facilities.

The County Administrator informed the Board of the fact that the County needed to proceed with the permit process for closure. He recommended authorizing Virginia Bio-Fuels, Inc. to proceed with the permit process, subject to contract approval. All the permit expenses will be borne by the contractor, at his risk. He said time was needed to present the information to the public but that the permit application process needed to proceed.

Ms. Kay Winn asked the Board to be cautious of proceeding too quickly with a decision on the closure plans. Also, make sure that if they did approve the permitting that it would be secured solely at the contractor's risk at no cost, obligation or commitment to the County.

The Board set April 13, 1992, at 7:30 P.M. to hold an information session on the co-composting proposal.

IN RE: RECESS

The Chairman called a recess at 10:15 P.M. The meeting reconvened at 10:20 P.M.

IN RE: AWARD OF WINDOW WASHING BID

The Assistant County Administrator said she had received two bids for the window cleaning of the County buildings:

Hicks Window Services	$1,385.00
Wingfield's Janitorial Service	1,050.00

She recommended the low bidder Wingfield's Janitorial Service for $1,050. He has the required insurance and has done a good job in the past.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the County Administrator was authorized to contract with Wingfield's Janitorial Service for $1,050 for the window cleaning of the County buildings.

IN RE: AWARD OF POSTAGE MACHINE BID

The Assistant County Administrator told the Board that the Commissioner of the Revenue and Treasurer have been discussing the purchase of a postage machine for some time. The machine used by the Administrative offices is also obsolete and by combining funds a machine can be purchased to serve all three areas. She presented the following bids for a postage meter machine:

1. Postalia -- $4,944
2. Pitney Bowes -- 5,092
3. Hasler -- 5,089

The bids were evaluated on the basis of total cost, warranty, meter rental, service, and ease of operation.

The Assistant County Administrator said both Pitney Bowes and Hasler had demonstrated their machines and the Hasler equipment was simpler to operate. The School Board has an Hasler machine and has had real good experience with it. The recommendation is to purchase the Hasler equipment.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the County Administrator was authorized to purchase the Hasler postage machine from International Mailing Systems, at the cost of $5,089.00.

IN RE: DISCUSSION OF FIRE ENGINE FINANCING

The County Administrator told the Board a consolidated lease purchase arrangement for all County vehicles which may be considered later, would be his recommendation. The funds could be withdrawn from the reserve fund for the fire vehicles to be replenished thereafter through the financing arrangement as soon as a determination is made of what vehicle purchases the County may wish to make.

The County Attorney said the price the vendor gave was a cash price not financed or delayed in any way, a price to be paid in advance. The concern was that we would have a security interest before the trucks were delivered. The company has satisfied that by providing a performance bond which will support the entire contract.

There are many avenues for the financing of the vehicles. A single financing of the $370,000 could be done at a rate of 7.25%. If financing all the vehicles on a lease purchase plan a rate of 5.87% for an eight year lease plan for financing is available.

The County Attorney said the County could save $18,046 by paying for the vehicles now.

Mr. Haraway said he felt the funds should be taken out of the reserve now and make a decision on financing when the budget is adopted.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the County Administrator was authorized to sign the contract with Rescue Vehicles, Inc. for the purchase of two fire engines, at a cost of $368,932.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", funds in the amount of $368,932 are appropriated from the reserve fund for interim payment of the two fire engines to be repaid to the reserve fund upon permanent financing.

IN RE: BUDGET WORKSHOP DATES

The Board said they would decide when they would meet for the next budget workshop, on April 13, 1992 when they meet for the co-composting discussion.

IN RE: PURCHASE OF VEHICLE -- RECREATION DEPARTMENT

Extract

The County Administrator stated the Recreation Department has located a 1990, white Chevrolet cargo van at Heritage Chevrolet for $7,500. He said the funds were included in the budget for 1991-92. He requested authorization to purchase the vehicle for the Recreation Department.

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the County Administrator was authorized to purchase the 1990 Chevrolet Van at the cost of $7,500, with the contingency that the Van be driven for a few days to be certain it was in good operable condition.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. VACO sent a letter about the scheduling of hearings' locations and times for the Commission Study of the Dillion Rule. They requested representation for the meetings to speak in support of the two proposals.

2. The Appomattox Regional Library submitted their monthly report to the Board.

3. The magazine, Blue & Gray devoted the entire issue to the Five Forks Battle.

4. Mr. Wille L. Bailey, President of Stony Creek Rescue Squad, Inc., wrote a letter asking the Board of Supervisors to give complimentary County vehicle decals to members of SCRS, who live in Dinwiddie County. A letter from the County Administrator of Sussex County indicated the Board of Supervisors had adopted a resolution that provided members of each of the volunteer fire departments and rescue squads with a complimentary vehicle decal, as a token of appreciation for their services to the community.

The Board instructed the County Administrator to bring back a policy for the issuance of County decals for volunteers for action at the next Board meeting .

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel and Section 2.1-344(a) (7) legal matters, the Board moved into Executive Session at 11:00 P.M. A vote having been made and approved, the meeting reconvened into Open session at 11:43 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 11:48 P.M., to be continued until April 13, 1992, at 7:30 P.M., at the Pamplin Administration Building for a co-composting meeting.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST:
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE EXTENSION ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 13TH DAY OF APRIL, 1992, AT 7:30 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: CO-COMPOSTING PROPOSAL WORKSHOP

The Board of Supervisors met in a workshop session for discussion of the Co-Composting proposal presented by the Virginia Bio-Fuels Corporation.

The County Administrator opened the presentation and gave a brief review on the Co-composting Proposal.

Mr. Denny King, Director, Dinwiddie County Environmental Services, gave the past, current, and future requirements on the present landfill operation and the changing regulatory environment.

Mr. Ted Baxter, President, and Mr. Barry Funnell, Vice President, Virginia Bio-Fuels Corporation, gave a slide demonstration of the concept of co-composting and the proposed facility.

The County Administrator then presented the landfill versus co-composting, 30 year cost comparison.

Mr. Funnell, Mr. Baxter, Mr. King and the County Administrator covered the implementation of the permit process, schedule, contract, construction, operation, and personnel issues. Time was allotted for questions and answers from the public.

No action was taken.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 10:17 P.M., to be continued until 1:30 P.M., April 15, 1992, at the Pamplin Administration Building.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 15TH DAY OF APRIL, 1992, AT 1:30 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	BENJAMIN EMERSON	COUNTY ATTORNEY

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION MEETING

The Board of Supervisors met with Virginia Department of Transportation to discuss some concerns of the members of the Board.

No action was taken.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 1:59 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 15TH DAY OF APRIL, 1992, AT 2:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY, VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DANIEL SIEGEL	COUNTY ATTORNEY
	BENNIE HEATH	DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the April 1, 1992, Regular Meeting and the April 13, 1992, Continuation Meeting are hereby approved in their entirety with the amendment to A-92-2 - Definition "not to exceed 30 days."

IN RE: CLAIMS

Mr. Haraway made the motion to approve the claims contingent upon a satisfactory explanation of departments #8105 page 15 and #9102 page 18. The motion was seconded by Mr. Moody. Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #18221 thru #18467; (void checks #18225-18312) General Fund - $154,808.85; E911 - $312.79; Self Insurance - $4,014.86; Capital Projects - $380.121;19 for a total of $539,257.69.

IN RE: TRANSFER OF FUNDS

The Assistant County Administrator said at the last meeting, that the Board had appropriated $368,932 from the Reserve Fund for the purchase of two fire engines. Action is now needed to transfer this amount from the General Fund to the Capital Projects Fund for the check to be properly processed.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Treasurer is authorized to transfer $368,932 from the General fund to the Capital Projects fund for the payment of claim #18224 for the two fire engines.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendment was approved.

Add: n. 1. Co-Composting - Permit Application/Contract Negotiation

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, gave the following report to the Board:

1. The Chairman asked VDOT to work with the contractors to do a better job on placing tar and gravel on the roads.

2. Ms. Forrest stated that the work would resume on Route 703 in about 3 weeks.

3. Ms. Forrest said she advertised for a public hearing for the project on Rt. 636, Rocky Branch Road.

4. CSX Railroad has reported that there would be a new date to start installation of the cross arm gates at Carson due to problems with some Richmond area improvements.

5. Mr. Clay asked Ms. Forrest to do a speed check on Glebe Road in the Mt. Calvary Church area.

6. Mr. Moody asked when the work would start on Route 700 again? Ms. Forrest said after April 15, 1992.

7. The County Administrator said construction on White Oak Road in the Battlefield area and the possible realignment may impact the historical site. Ms. Forrest responded that the State is performing an environmental impact study concerning that project.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, reported to the Board that Ms. Thelma Steven's issue regarding the mobile home was due to the fact that she had listed the mobile home on her 1981 personal property form. Ms. Marston told the Board she had done an abatement for the last 3 years and that the court had to approve anything other than the last 3 year period.

The Board asked if the assessment totals were ready. Ms. Marston said she was shooting for April 30, 1992.

IN RE: TREASURER -- REPORT

Mr. William E. Jones submitted his report for the month of March to the Board.

Mr. Jones stated at the last Board meeting they had asked for a policy dealing with the issuance of volunteer auto tags for County residents who provide volunteer fire and/or rescue services for an adjoining locality. He said that the following policy was the same policy in effect now with the modifications needed to include volunteers which assist adjoining localities.

1. A volunteer shall be defined as a Dinwiddie County resident, who provides volunteer fire and/or rescue services as a member of a department within the County or members of such volunteer organizations from adjoining localities who are Dinwiddie County residents and which provide the same benefit to their volunteers, and which have a current mutual aid agreement on file with Dinwiddie County.

2. Each volunteer gets one (1) volunteer auto tag free.

Exact

3. By December 31, of each year, each Captain/Chief or designated appointee shall submit to the Treasurer, a list of those individuals who are entitled to receive a volunteer auto tag.

4. When a volunteer joins a Department, he may exchange his county auto tag for a volunteer auto tag but his $20.00 paid for the county auto tag will not be refunded. He may receive a free volunteer auto tag at the beginning of the next calendar year.

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the above volunteer auto tag policy was adopted, effective immediately.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T. O. Rainey, III, Commonwealth Attorney, was not present.

IN RE: SHERIFF -- REPORT

Mr. Bennie Heath, Sheriff, stated he had nothing to report but would answer any questions the Board may have.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, submitted his report for the month of March, 1992.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, submitted his report for the month of March, 1992.

Mr. Mellick asked the Board for authorization to advertise for a temporary assistant at the same rate of pay that Mr. John White is making until Mr. White is able to return to work.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Animal Control Officer was authorized to advertise for an assistant to be hired on a temporary basis at the same hourly rate as the Deputy Animal Control Officer, until Mr. White is able to return to work.

Mr. Mellick told the Board he needed to change his working hours to 11:00 A.M. - 7:00 P.M. just for the remainder of the month of April in order to catch residents at home to check dog licenses.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Animal Control Officer was authorized to change his working hours Monday thru Friday, from 11:00 A.M. to 7:00 P.M. for the remainder of the month of April.

IN RE: MORATORIUM -- ROAD NAME CHANGES

Extract

Mr. Leonard Ponder, Director of Planning, informed the Board that he would like the moratorium for the road name changes be extended to December 18, 1992 in order to have the E911 system operational.

Upon motion of Mr. Clay seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the moratorium for road name changes was extended to December 31, 1992 at which time new guidelines will be set.

IN RE: RECESS

The Chairman called a recess at 2:53 P.M. The meeting reconvened at 3:00 P.M.

IN RE: DIVERSE ROUTING OF 911 CIRCUITS

Mr. John Clarke, Planning Technician, told the Board that as a matter of company policy, C&P Telephone has recommended that the County establish a diverse cable route for three of the E-911 circuits to be run from the Central Office in Dinwiddie (Courthouse Road) to the Sheriff's Department. Essentially, this process means taking one circuit from each of our three trunk groups, originating from Petersburg, Emporia and Washington, D.C. and placing them in an underground cable. An underground cable may provide more protection for the 911 line, but the biggest advantage would be in having two separate routes carrying 911 lines. If service were interrupted on one route, 911 service would still be available through the other. The alternative to the diverse routing would be to run these new lines alongside the current overhead phone lines.

Extract

The construction cost to provide this is $2,335.00. Basically, this is to dig the trenches and run the extra cable. Then, you can route as many of your circuits over the diverse route at a monthly cost of $42.00 per circuit. The recommended circuits would be three, based on the design of the system. There are three 911 trunks coming from the Petersburg Tandem. These are for C&P served residents. There are two 911 trunks coming from the Emporia Tandem; these are for GTE served residents. We have two date links coming from the Data Base in Washington, D.C. So from these three locations, the recommendation from C&P is one circuit from each be routed diversely. In addition to the construction, the cost would be $126.00 per month.

Upon motion of Mr. Clay seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the appropriation of $2,335.00 for the construction cost of the diverse routing of three E-911 circuits and $126.00 per month for the monthly service was approved.

IN RE: VEHICLE -- PLANNING DEPARTMENT

Mr. Leonard Ponder, Director of Planning, told the Board the Department has been looking for a truck for some time and all the used ones have been too sporty. He said he had located one on State contract that would be suitable. It is a 1992, 1/2 ton, V-6 Chevrolet Pickup at a cost of $10,231.00. Mr. Ponder stated the reason he chose a truck instead of another mode is simply because of the rough terrain he has to travel.

Extract

Mr. Clay recommended a V-8 be purchased because the motor would be better suited for that size truck.

Upon motion of Mr. Moody seconded by Mr. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Director of Planning was authorized to purchase a 1992, V-8, 1/2 ton, Chevrolet pickup, off State contract at the cost of $10,961.00.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, told the Board that there are seven types of abuse and neglect: Physical abuse; physical neglect; medical neglect; educational neglect; mental abuse; mental neglect; sexual abuse; bizarre discipline. The department has a child protective services which is on call 24 hours to receive and respond to child abuse/neglect complaints. There is a 45 day investigation and determination if founded or unfounded. This information is reported to a statewide central registry (child abuse/neglect information system). The protective services also provide services to prevent further abuse/neglect and to prevent removal of a child from the home.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Richard Vaughn, Superintendent of Schools, gave the following report:

There are two (2) items that have been discussed recently which will require additional funds, but are not included in the School Board budget for 1992-93. Request is hereby made in order for the Board determine the appropriate plan of action it desires and that funds be included in the new budget as you see fit.

1. The State Water Control Board has been working with the Water Authority on changes to the sewage discharge systems at the high school and the middle school. In a meeting with Mr. Cashwell, Mr. Jack Eubank, Mr. Roger Hart, and school personnel, it was decided that the School Board did not need to budget funds for these projects. The engineer would submit a plan to the State, and hopefully have a satisfactory solution in operation by the end of the year. This would prevent costly interim adjustments that would be required, if the total project were delayed.

2. On February 18, 1992, Mr. Cashwell talked with Jim Hutchinson and me about the school division servicing the vehicles operated by other departments in the County. We agreed to look into the matter to determine what would be involved. Mr. Hutchinson studied this, but it was mutually agreed that a broad-based study of all county departments was not necessary at this time.

   At a meeting on March 2, 1992, Mr. Cashwell indicated that bids would be solicited for servicing vehicles. We are not in a position to bid on this service. Please understand that we are willing to explore the whole concept and to cooperate with the County, if you so desire. Not submitting a bid should not be construed as having no interest in the proposal. No funds were listed for this purpose in the School Board budget for 1992-93. Please advise if we are to proceed.

Dr. Vaughan said he wanted to make the Board aware of these two (2) items as the new budget is prepared.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Benjamin Emerson, County Attorney, reported to the Board:

1. The order for the appointment of the Board of Equalization had been prepared.

2. He said he had a sample of a Drug Free Workplace Policy from the Chamber of Commerce for distribution and consideration by the Board in drafting a policy of their own.

3. The Discharge of Firearms Ordinance will be ready for the next regular Board meeting. There have been some changes in State law which needed to be incorporated in the County Ordinance.

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Tony Rinaldi submitted the progress report for the month of March, 1992. He thanked the Board for the purchase of the van for the Recreation Department.

IN RE: DISCUSSION OF BALL FIELD LIGHTS

Mr. Haraway stated that the Little League could practice only once a week due to the increase of population in the northern portion of the County. He said two fields would help tremendously, but he felt the Board should consider lighting one field immediately. Rohoic Elementary was ready for play because the volunteers have worked the field and kept it up.

The Recreation Director submitted the following bids for the lighting of the fields at Rohoic and Midway Schools:

1). Brinkley Ward Electric

1. $17,800.00
2. $17,550.00
3. Both fields $34,850.00

2). Lucas Electric

1. $17,370.00
2. $16,867.00
3. Both fields $34,237.00

Extract

3). J. E. Humphries Electric

1. $25,340.00
2. $25,340.00
3. Both fields $46,071.00

4). E. H. Saunders Electric

1. $20,680.00
2. $20,289.00
3. Both fields $40,969.00

* No primary work included.

* No Virginia Power charges included.

* P.C.B. removal included if any in transformers.

5). Rudy Hawkins Electric

1. $20,800.00
2. $20,800.00
3. Both fields $41,000.00

Mr. Clay asked where the money would come from? Mr. Haraway replied the Reserve. Mr. Clay stated he has a hard time with continuing to deplete the Reserve. He said the County had a difficult time getting it where it is and he didn't want to see it the way it was several years ago.

Mr. Haraway said one field is a necessity for the Dixie Youth because of the increases in population; the Sutherland Ruritan field can't handle it all. Games are being scheduled late in the evening on school nights and Saturdays with no time being left for practices.

The Chairman asked who would be responsible for the payments of the field. He said he had no problem with it, if the financing could be worked out.

Mr. Haraway said the volunteers would continue to prepare the field for playing.

Mr. Clay said he could agree if a user's fee is charged.

The Chairman said he thought the County should put one field in the budget and maybe the other one in next year. But there needed to be a separate meter billed to the Recreation Department with a fee for the light usage. The Recreation Department would be responsible for scheduling the games and paying the bills, but the County should collect from any other usage of the field except for the little league.

Ms. Everett stated the County has a responsibility to the youth of the County in providing recreation.

Mr. Moody stated if the County did both fields then it could attract some tournament play and receive revenue for the usage.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", $21,270, which includes a backstop at a cost of $1,250, and a $2,650 connection fee was appropriated from the Reserve Fund for the lighting of the ball field at Rohoic Elementary School, with the provision to charge a fee for electricity and an additional fee to be charged for usage of the field by anyone other than the Little League.

IN RE: PUBLIC SAFETY OFFICER

David W. Nichols, Public Safety Officer, submitted his responses report for the Fire Departments and Rescue Units for the month of March, 1992. He also informed the Board that he attended a statewide Zelda critique in Newport News on Monday, April 13, 1992.

The Chairman commended the Public Safety Officer on the working of an accident on Sunday.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, submitted his report for the month of March, 1992.

IN RE: CO-COMPOSTING PERMIT APPLICATION/CONTRACT NEGOTIATION

The County Administrator told the Board that it was up to them to decide if they wanted to go further with the Co-Composting concept by taking two steps. One is to authorize the representatives of Virginia Bio-Fuels Corp., to apply for a permit to establish a co-composting facility at the landfill site, at their expense. The other is to begin contract negotiations with Virginia Bio-Fuels Corp., so as to have a contract in place by the time a permit to operate is approved. Both these elements of the project will take quite a bit of time and, if the Board should choose to go with co-composting, the County will need to begin the process as soon as possible so as to coordinate the closing of our landfill with the start up of co-composting operations. He informed the Board that neither of the two steps would in any way commit the County to this course of action. If the County is not able to obtain a permit, or if an agreeable contract couldn't be secured, the Board may cease its consideration of this alternative and choose another.

Extract

Mr. Thomas VanPelt asked the Board to consider a citizen's committee similar to the redistricting committee; citizen's have taken on projects and had better results. He said the County should utilize the citizen's committee to work with Virginia Bio-Fuels Corp., to help keep the cost down for the County.

Mr. Clay said Mr. Ron Abernathy was in favor of proceeding with the project.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", Virginia

Bio-Fuels Corp., was authorized to proceed with the application permitting process at their own expense and the County Attorney was authorized to take all necessary action to begin contract negotiations with Virginia Bio-Fuels Corp., with no cost or commitment in any way from the County.

IN RE: JAIL-A-THON -- DINWIDDIE UNIT OF AMERICAN CANCER SOCIETY

The Assistant County Administrator said the Dinwiddie Unit of the American Cancer Society, Virginia Division, would like permission again this year to use the lawn in front of the Health Department for a JAIL-A-THON to raise money for the American Cancer Society. This event will be held on June 4, 1992, from 12:00 Noon to 4:00 P.M. and June 5, 1992, from 10:00 A.M. to 4:00 P.M.

All supplies for the event will be furnished by the Cancer Society.

The Cancer Society will also provide the county with insurance coverage as they did last year.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the County Administrator is authorized to contract with the Dinwiddie Unit of the American Cancer Society to use the lawn in front of the Health Department for a JAIL-A-THON to raise money for the American Cancer Society, to be held on June 4, 1992, from 12:00 Noon to 4:00 P.M. and June 5, 1992, from 10:00 A.M. to 4:00 P.M.

IN RE: APPOINTMENTS -- OFFICE ON YOUTH AND COMMUNITY SERVICE

Ms. Diane Galbreath wrote a letter to the Board requesting the following appointments. The Minimum Standards of the Virginia Delinquency Prevention and Youth Development Act require that the local governing body appoint the members of the Youth Services Citizens Board or Youth Commission. Each year the existing commission has presented a list of names to the Board of Supervisors for their official appointment. This was the suggested model made by the Board of Supervisors when we first began in 1982.

Requirements include that the majority of the commission members be citizens who are not employed by government officials. At least one member shall be below the age of 18 years. We have tried to maintain a balance of agency people, racial composition, and gender. Our first priority is a deep interest in youth and willingness to actively participate on the Commission.

Listed below are the people that have been recommended for the next time as well as those who are currently serving. Terms of appointment are for three (3) years and are staggered for continuity. Youth members shall serve one-year terms and may be reappointed as eligible.

We have contacted these people as has been suggested by the board in the past and asked if they would be willing to serve if appointed.

YOUTH COMMISSION 1992

AGENCY REPRESENTATIVES:

Patsy Barnes	Extension Services	5/91	5/94
Pat Perkins	Social Services	5/91	5/94
**William Shell	State Trooper	5/92	5/95
**Pam Wilkerson	Probation Officer	5/92	5/95
**Blair Warden	Mental Health Services	5/92	5/95

CITIZEN REPRESENTATIVES:

Gene Winfield	Winfield Plumbing	5/92	5/95
Pamela Jo Shepherd	Richland Diary Farms	5/92	5/95
Wanda Johnson	Fort Lee	5/90	5/93
Anna Ridley	Retired	5/90	5/93
Catherine Smith	Retired	5/90	5/93
Charlie Hawkins	C & P Telephone	1/92	5/93
Robert Rowland	Virginia Highway Department	1/92	5/94

YOUTH:

**Margaret Duval	Student	5/92	5/93
**Matt Hume	Student	5/92	5/93
**Rashad Johnson	Student	5/92	5/93
**Jay Ragsdale	Student	5/92	5/93
**Courtney Warf	Student	5/92	5/93
**Cher Taylor	Student	5/92	5/93

**Those now being recommended for appointment

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the above recommendations for appointment to the Office on Youth and Community Services were approved with terms expiring as stated.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The Bureau of the Census sent the following revised 1990 census population and housing unit counts for Dinwiddie County, Virginia, including corrections made through March 17, 1992.

Population..... 22,319
Housing Units..... 8,023

2. A draft for procedures for receipt of funds for the Board's approval was enclosed in their packets.

3. Alvin W. Blaha, President, Laurel Farms Inc., proposed to rent 38 acres of land next to Ingram Book Company at $836.00. If the County sells the land before his crop could be harvested he would like reimbursement at $120.00 per acre.

There was discussion on zoning and the restrictive covenants on the property and the cost involved if the property was sold. The County Administrator was directed to discuss the issue with Ingram Book Company, and bring it back to the Board for action.

IN RE: BOARD MEMBER COMMENTS

1. Ms. Everett asked if the County could implement a policy for selecting School Board Appointments. She suggested having the people make application and be interviewed by the Board.

Mr. Clay stated it should be left up to each Board member.

Mr. Haraway said he would like to see some resumes.

Ms. Everett said the Board should have a policy rather than each one doing their own thing.

The Chairman said he would like to see some policies from other localities and to place it on the May 6, 1992 agenda for discussion.

2. Mr. Haraway said he had received many compliments on the County's Business Appreciation Night and he hoped it would be continued.

3. Mr. Clay instructed the County Administrator to contact Sussex County in regard to some assistance with funds for Old Hickory Fire Department for the services they provide.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; and Section 2.1-344(a) (6) investment of funds; the Board moved into Executive Session at 5:08 P.M. A vote having been made and approved, the meeting reconvened into Open session at 6:02 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 6:06 P.M. to be continued until April 20, 1992 for a Budget Session at 7:00 P.M. at the Pamplin Administration Building.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 20TH DAY OF APRIL, 1992, AT 7:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3

IN RE: WORKSHOP SESSION

The Board of Supervisors met in a workshop session to discuss several policy issues contained within the proposed 1992-93 budget.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 10:15 P.M., to be continued until 7:00 P.M., April 29, 1992, at the Pamplin Administration Building, Dinwiddie, Virginia.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 29TH DAY OF APRIL, 1992, AT 7:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Moody. Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #18468 thru #18469; General Fund - $14.05; CDBG - $3,000.00 for a total of $3,014.05.

IN RE: WORKSHOP SESSION

The Board of Supervisors met in a workshop session to discuss the proposed 1992-93 budget.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 11:00 P.M., to be continued until 7:00 P.M., May 5, 1992, at the Pamplin Administration Building, Dinwiddie, Virginia.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 5TH DAY OF MAY, 1992, AT 7:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3

IN RE: WORKSHOP SESSION

The Board of Supervisors met in a workshop session to continue their discussion of the proposed 1992-93 budget.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 11:25 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST:
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 5TH DAY OF AUGUST, 1992, AT 7:30 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DANIEL SIEGEL	COUNTY ATTORNEY
	SAMUEL SHANDS	DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the July 15, 1992 Regular Meeting, and the July 29, 1992 Continuation Meeting are hereby approved in their entirety with the following correction to the July 15, 1992 minutes: "E-911 - Motorola Contract " - Mr. Haraway abstained.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #19790 thru #20079: General Fund - $552,305.78; E911 - $2,312.55; Self Insurance - $13,602.21; Law Library - $68.56; Capital Projects - $4,351.43; for a total of $572,640.53.

IN RE: CITIZEN COMMENTS

1. Anne Scarborough -- representing Thomas VanPelt asked the following questions:

a. Where did the $400,000 figure come from for the meals tax? The County Administrator replied that the Crater Planning District Commission supplied them.

b. Will anyone have to be paid to collect the tax? The County Administrator said he did not know but he would find out and get back to Ms. Scarborough.

c. Will any personnel need to be hired to administer it? The County Administrator said he didn't know. He felt it could be incorporated in the office duties of the Commissioner of Revenue and Treasurer.

d. How many meals would have to be sold to collect this amount? She stated that in order for the calculated $400,000 to be collected with a 4% meals tax that $10,000,000 in gross sales would have to be generated. Ms. Scarborough said she didn't feel Dinwiddie County would generate an amount of this magnitude.

Ms. Everett said that the $400,000 was the high projection.

The Chairman asked why where we using the CPDC figures? The County Administrator responded that CPDC is a source of information for the area for economic development. The Chairman said he preferred using the Commissioner of Revenue's Office figures rather than CPDC. He told the Board unless these figures were used he did not feel he could support the meals tax at the polls. The Chairman instructed the County Administrator to check the figures and have a news release to the public on the exact figures.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendment was approved:

Add: 14. Executive Session - 3. Acquisition of Property

IN RE: DINWIDDIE CABLE

Mr. John Long told the Board that he was present tonight to introduce the new partner to Dinwiddie Cable, Adelphia Communication. He introduced Joe Price, Regional Manager of Adelphia.

Mr. Price explained several positive changes coming to Dinwiddie Cable as a result of the investment. He also gave a brief history of Adelphia.

IN RE: CASA -- FISCAL AGENT

Mr. William E. Jones, Treasurer, asked the Board to authorize him to accept grants for and on behalf of the Southside Area CASA, Inc., in the amount of $10,000 or such other amount as may be ultimately allotted to the Southside Area CASA, Inc., from foundations and corporations to begin the Court Appointed Special Advocacy Program. No federal funds are involved and all audit costs will be borne by CASA, Inc.

Ms. Dotti Mills advised the Board that a Court-Appointed Special Advocate program has been approved for Dinwiddie County and the City of Petersburg. This program is to help children who are victims of abuse and neglect whose home placement is being determined in juvenile court. She asked the Board to allow the Treasurer to act as fiscal agent to receive and disburse funds received from private foundations, corporations, and individuals until CASA can obtain their nonprofit status from the Internal Revenue Service. She informed the Board that the paperwork will be submitted August 18 for the IRS.

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

BE IT RESOLVED BY the Board of Supervisors of Dinwiddie County, Virginia that the County Treasurer, William E. Jones, for and on behalf of the Southside Area CASA, Inc., is authorized to accept grants in the amount of $10,000 or such other amount as may be ultimately allotted to the Southside Area CASA, Inc. from foundations and corporations to begin the Court Appointed Special Advocacy Program which has been approved by the Honorable James Hume, Judge, Eleventh District Juvenile and Relations Domestic District Court. This program trains volunteers in working with abused or neglected children. The funds shall be deposited in an account to be disbursed solely for the purposes of the Court Appointed Special Advocacy Program.

IN RE: DELINQUENT TAX LISTING REPORT

Mr. William E. Jones, Treasurer, told the Board that in accordance with 58.1-3982 of the Code of Virginia, the following information is provided:

1990 Uncollected Taxes as of June 30, 1992 - Base Tax Only

		June 30, 1991	June 30, 1992
1.	1990 Real Estate Tax	$151,986.09	$ 51,582.38
2.	1990 Personal Property Tax	214,328.17	153,562.27

1991 Uncollected Taxes as of June 30, 1992 - Base Tax Only

1.	1991 Real Estate Tax	$181,173.18
2.	1991 Public Service Tax	2,998.61
3.	1991 Personal Property Tax	181,717.25

The Board asked Mr. Jones what he recommended. Mr. Jones said the County would advertise one year and then take one year off; if we followed this pattern this year we would not advertise.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Treasurer was instructed not to advertise the delinquent tax list this year.

IN RE: PUBLIC HEARING -- A-92-3 -- COURTHOUSE MAINTENANCE FEE

This being the time and place as advertised in the Progress-Index Newspaper on July 22, 1992, July 25, 1992, and July 29, 1992, for the Board of Supervisors to conduct a Public Hearing to consider an Ordinance amending Section 1-14 of the Dinwiddie Code to add a Courthouse Maintenance Fee to all civil cases.

No one spoke for or against the amendment.

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT ORDAINED, by the Board of Supervisors of Dinwiddie County, Virginia that Section 14 of Chapter 1 of the Dinwiddie Code is hereby amended and replaced with the following:

Extract

There shall be assessed, as costs in (i) each civil action filed in the district or circuit courts located within the boundaries of the county and (ii) each criminal or traffic case in the district or circuit courts of the county in which the defendant is charged with a violation of any statute or ordinance, an assessment of $2.00, such costs to be collected by the clerk of each court and remitted to the treasurer of the county. The total assessments in a civil action pursuant to this section and section 1-13 of the Dinwiddie Code shall not exceed $4.00. Sums so remitted shall be held by the treasurer subject to disbursements by the Board of Supervisors of the county for construction, renovation or maintenance of courthouse or jail and court-related facilities and to defray increases in heating, cooling, electricity, and ordinary maintenance of the same and as otherwise permitted by Section 14.1-133.2 of the Code of Virginia of 1950, as amended.

This Ordinance shall become effective immediately.

IN RE: PUBLIC HEARING - P-92-2 -- DELTA OIL INC.

This being the time and place as advertised in the Progress-Index Newspaper on July 22, 1992, and July 29, 1992, for the Board of Supervisors to conduct a Public Hearing to consider a request by Delta Oil Company for a conditional rezoning of Tax Parcels 21B(3) Blk 3-11 and 21B (10)-A.

Mr. Leonard Ponder, Director of Planning, told the Board that Delta Oil Company has requested a conditional rezoning of Tax Parcels 21B(3) Blk 3-11 and 21B (10) - A from R-1, Residential, Limited to B-2 Business, General. This rezoning would be for an area of approximately five (5) acres and would address the increased parking needs that both Delta Oil Company and Hardees are experiencing.

When Delta Oil Company purchased the property the Exxon Servicenter and Hardees currently occupy, they also purchased the property upon which they are asking for a rezoning. This property has frontage on Interstate 85 and a small amount of frontage on Ford Avenue. Although this property is currently zoned R-1, the County has in the past recognized the need for rezoning major intersections and roadways for commercial uses. This can be seen by looking at the U.S. 460 - Rt. 226 intersection, Interstate 85, U.S. 460 intersection, and others.

The major issues in this conditional rezoning are protection of the neighbors from truck traffic, noise, and congestion. Another issue is that of maintaining a secure neighborhood and at the same time maintaining the viability of the business.

Staff has consistently maintained that zoning along such major intersections as these be commercial. Staff maintains this position in this case, while recognizing the fact that this particular neighborhood is going through a transition period to a more commercial look. Staff therefore recommends an approval of the rezoning request with the following conditions:

1. No ingress or egress will be allowed from this property to Ford Avenue. Current traffic patterns for the Exxon Servicenter will be maintained.

2. An eight (8) foot solid wood fence will be erected on a four (4) foot high berm along all property lines except that line that runs along Interstate 85. Between the fence and the property line, trees and shrubbery will be planted per the sketch submitted to constitute a sight and sound buffer between the parking area and the adjacent residential uses.

3. No more signage will be allowed on this rezoned parcel.

4. All lighting will be directed to the inside of the rezoned parcel.

5. A Site plan will be submitted to the Planning Office to include a storm water management plan.

6. All parking surfaces will be paved with either asphalt or concrete to eliminate dust and dirt issues.

Staff recognizes that any commercial use next to a residential use is a difficult decision. This is an attempt to ameliorate that impact.

The following spoke for the conditional rezoning:

1. Chip Holt

The following spoke against the conditional rezoning:

1. Alice Hogwood
2. Martin Foerderer
3. John Gibbs
4. Mrs. Partin
5. Anne Scarborough

The Public hearing was closed.

After a lengthy discussion, the Board asked Mr. Holt to meet with the residents, Mr. Haraway, and the Chairman to discuss the situation. Also all of the Board members were asked to visit the site before the September 2, 1992 meeting.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", action on P-92-3 was postponed until September 2, 1992.

IN RE RECESS

The Chairman declared a recess at 9:05 P.M. The meeting reconvened at 9:15 P.M.

IN RE: PUBLIC HEARING -- C-92-3 -- VA CELLULAR LIMITED

This being the time and place as advertised in the Progress-Index Newspaper on July 22, 1992, and July 29, 1992, for the Board of Supervisors to conduct a Public Hearing to consider a conditional use permit on Tax Parcel 26-13.

Mr. Leonard Ponder, Director of Planning, told the Board that Virginia Cellular Limited Partnership has submitted an application for a conditional use permit to build and operate a cellular telephone exchange on Tax Parcel 26-13 located in the Darvills District near the intersection of U.S. Route 460 and Route 625. They want to use eight (8) acres out of a thirty-three (33) acre parcel for the aforementioned use.

A communication tower is a permitted use in the A-2 zoning district although a conditional use permit is required. This particular site is located, from the base of the tower, at least 1300 feet from U. S. Route 460 with a minimum of 700 feet from any residential structures (see map or pedestal). The area is heavily wooded and should present little aesthetic problems for adjacent property owners.

On July 8, 1992 at the regular meeting of the Planning Commission it was recommended that C-92-3 be approved with the following appropriate conditions:

1. The conditional use permit must be reviewed at least every two years for compliance with stated conditions.

2. A minimal amount of natural trees or shrubbery shall be disturbed by placement of the tower on the property. Additional landscaping or screening to buffer adjacent property owners from the base of the tower may be required by the Director of Planning.

3. If the tower becomes inoperable for more than one year it must be taken down by the current or final property owner.

4. An eight foot security fence will be required around the base of the tower. A metal gate to be locked at all times, will be installed within fifty (50) feet of the right-of-way and U.S. Route 460.

5. If any property owner should have any interference problems with his or her electrical communications equipment which is confirmed by the County Planning Department to have been caused by this tower, Virginia Cellular Limited Partnership will investigate the problem, devise a solution, and replace any damaged equipment attributable to that problem.

The following people spoke for the conditional use permit:

1. Walter Witt

The following people spoke against the conditional use permit:

1. Chuck Nobles

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the conditional use permit to build and operate a cellular telephone exchange on land parcel 26-13 located in the Darvills District near the intersection of U.S. Route 460 and Route 625 of the Dinwiddie County Zoning Maps, is approved with the aforementioned conditions. In all other respects, said zoning ordinance is hereby reordained.

IN RE: DINWIDDIE FIRE DEPARTMENT -- REPAIR OF FIRE TRUCK

Mr. Chris Goad, representing the Dinwiddie County Volunteer Fire Department, appeared before the Board requesting payment of the repair bill for their 1979 Ford Fire truck in the amount of $1,732.95. He said the work has been completed and the truck was working satisfactorily.

Extract

The Chairman told Mr. Goad that in the future when any repairs are needed, to discuss it with the County Administration staff before the work is done.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", payment was approved in the amount of $1,732.95 to Colonial Ford Truck Sales, Inc. for the repairs of the Dinwiddie Volunteer Fire Department fire truck from the Fire Department's Capital Projects Fund.

IN RE: DISCUSSION OF DRAG STRIP -- ADMISSIONS TAX

Mr. Tom Evers appeared before the Board asking them to repeal the admissions tax for the county. He stated that it would put a major burden on him to collect it. Mr. Evers said he had discussed the issue on several occasions with administration and that the admissions tax would be a determent to the project going forward. He said he felt very strongly about the admissions tax and that it had been an issue from the onset of the drag strip coming to Dinwiddie. He told the Board that he intended to make regular donations to the volunteer organizations in the county and he intended to be a good corporate citizen. But he felt the admissions tax

was directed at the drag strip. He asked the Board to repeal the tax to help a good business get started.

The members of the Board said they felt it would be unfair to remove one tax from the books when at the same time they were trying to have the meals tax added to it.

Mr. Temple Mayo, Attorney with Williams, Mullen, Christian, Dubbins, told the Board he was here to represent Robert Ragsdale and the adjoining property owners of the proposed drag strip. He said he had information which showed that the drag strip will create noise far in excess of the information that the Board received. Mr. Mayo said the Board needed to consider the landowners; he felt they would suffer from land diminution, and their quiet enjoyment would be severely affected. He asked the Board to study and examine all the aspects before they sanctioned a public nuisance.

Mr. Haraway stated that if the noise did get to a level it bothered neighbors then the Board would try to address it with a noise ordinance.

Mr. Evers told the Board that Mr. Mayo was completely unsubstantiated and he must prove this information to the Board and the public. He stated he took personal offense to this misinformation.

IN RE: FINANCING OF COUNTY AND SCHOOL CAPITAL NEEDS

Mr. Daniel Siegel, County Attorney, presented to the Board the proposal for lease purchase financing of the County's and School Capital Needs. He explained that the financing will be structured as a lease from the County as lessee with the IDA as lessor. Bonds will be issued by the IDA in the amount of total capital needs amortized over eight years. The interest rate is expected to be approximately 6.00%. Bids will be solicited on a firm underwriting basis for a not to exceed interest rate with closing of the bond issue in late September or early October, 1992.

Mr. Haraway asked why there were (9) modular classrooms on the financial list for the school? He said he understood there was a need for only five or six. He said he would rather see the money going toward remodeling Northside.

Mr. Clay said he thought the School Board meant they found more than just the debt service.

Mr. Haraway suggested reducing the request by $90,000.

The Chairman stated that the financing issue should be postponed until August 19, 1992 for input from Dr. Vaughn and the financial officer.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", Ms. Everett voting "nay", action on the financing of County and School Capital needs was postponed until August 19, 1992.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; Section 2.1-344(a) (3) acquistion of real property; and Section 2.1-344(a) (7) legal; the Board moved into Executive Session at 10:35 P.M. A vote having been made and approved, the meeting reconvened into Open session at 11:58 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: DINWIDDIE COUNTY WATER AUTHORITY

1. The County Administrator said progress is being made to resolve the outstanding loan of $255,000 that DCWA owes and that a solution should be very short coming.

2. The County Attorney asked for authorization to advertise for a public hearing to convey title for a right-of-way to the DCWA for the installation of the sewage treatment plant lines on County property.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the County Attorney was authorized to advertise for a public hearing for the right of way for the Dinwiddie County Water Authority.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator informed the Board that due to HB 15, local governments are required to either singly or in combination with other localities, to establish local Disability Service Boards by November 1, 1992.

2. The County Administrator told the Board the Commonwealth of Virginia, Department of Housing and Community Development has issued a Request for Proposals for participating in the Indoor Plumbing/Rehabilitation Program and that Dinwiddie County is eligible for participation in this program. He requested authorization to act on behalf of Dinwiddie County to apply for and accept participation in and enter into Agreement with the Virginia Department of Housing and Community Development and undertake any and all actions and responsibilities in relation to the agreement.

The Chairman asked for the issue to be postponed until the Director of Social Services could be contacted because he felt they have the knowledge and personnel to handle the responsibilities.

3. The Federal Aviation Administration has notified the Nottoway County Economic Development Commission, acting for the Southside Regional Airport Authority at Blackstone (SRAA), that they will be pleased to accept an application from the SRAA to conduct a demand feasibility study for a runway rehabilitation/extension project with agriport construction at Blackstone Army Airfield. It is estimated that $72,000 in federal funds will be required to accomplish the study.

In order for Nottoway County, through its Economic Development Commission, to submit this application to the Commonwealth of Virginia and FAA, each participating political subdivision must authorize Nottoway County, thus the Economic Development Commission, to sign the application and commit to the terms of the Federal grant agreement.

Mr. Cashwell requested the Board to adopt the following resolution to allow Nottoway County to proceed with the feasibility study.

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

WHEREAS, the General Assembly at its 1992 Session did approve the Southside Regional Airport Authority at Blackstone Act, authorizing the governing bodies of the towns of Blackstone, Crewe, and Burkeville and the counties of Nottoway, Amelia, Brunswick, Charlotte, Dinwiddie, Lunenburg,

and Prince Edward to create a Southside Regional Airport Authority at Blackstone; and

WHEREAS, the representatives of the towns of Blackstone, Crewe, and Burkeville and Prince Edward on the Southside Regional Airport Committee have been informed that the Federal Aviation Administration will accept an application to conduct a comprehensive aeronautical feasibility study for a runway rehabilitation/extension project with agriport construction at Blackstone Army Airfield:

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia do hereby authorize Nottoway County through their Economic Development Commission to submit an application from the Southside Regional Airport Authority at Blackstone and to sign and commit to the terms of the Federal grant agreement, and to that end, it is understood that any funds required to support this grant agreement are available to Nottoway County.

IN RE: BOARD MEMBER COMMENTS

1. Ms. Everett asked to have the firearms ordinance placed on the agenda for August 19, 1992 for consideration for a public hearing.

The County Attorney informed the Board he had tried to limit the firearms ordinance to R-1 areas.

The County Attorney also informed the Board that the Disclosure ordinance information is enclosed for their consideration.

2. Ms. Everett stated she would like an ordinance limiting dogs in residential areas. She asked the County Attorney to look into drafting an ordinance setting a limit on dogs that can be kept for these areas.

3. The Chairman distributed information from the Balanced Federal System and asked for their comments.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 12:18 A.M., August 6, 1992.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST:
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 6TH DAY OF MAY, 1992, AT 2:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	BENJAMIN EMERSON	COUNTY ATTORNEY
	SAMUEL SHANDS	DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the April 15, 1992 Continuation Meeting, April 15, 1992 Regular Meeting, April 20, 1992 Continuation Meeting, the April 29, 1992 Continuation Meeting, and the May 5, 1992 Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #18471 thru #18738, (void checks #18470, 18600): General Fund - $257,838.40; E911 - $2,384.53; Self Insurance - $41,552.61; CDGB - $15,864.00; Law Library - $115.31; Fire Fund - $5,412.85; Capital Projects - $1,966.93; for a total of $325,134.63.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendments were approved.

1. add - May 5, 1992 Continuation Meeting - Minutes
2. remove - 12. Comprehensive Plan

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel matters, the Board moved into Executive Session at 2:10 P.M. A vote having been made and approved, the meeting reconvened into Open session at 2:42 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: CITIZEN COMMENTS

Mr. Jim Ragsdale, Student of Dinwiddie High School, stated the demotion of Beasley Jones was over vague charges. This is at the grave disapproval of the students. Mr. Ragsdale requested the Board to intervene and use its influence to reverse the decision of the School Board.

IN RE: SCHOOL BOARD APPOINTMENT PROCESS

The County Administrator explained that the Board of Supervisors appoints school board members. He recommended the Board continue to follow the legal requirements of Section 22.1-29.1 for the appointment process with the addition of items 2 and 3 listed below:

1. Section 22.1-29.1. Public hearing before appointment of school board members. - At least seven days prior to the appointment of any school board member pursuant to the provisions of this chapter, of 15.1-609, 15.1-644, 15.1-708 or 15.1-770, or of any municipal charter, the appointing authority shall hold one or more public hearings to receive the views of citizens within the school division. The appointing authority shall cause public notice to be given at least ten days prior to any hearing by publication in a newspaper having a general circulation within the school division. No nominee or applicant whose name has not been considered at a public hearing shall be appointed as a school board member.

2. Such notice for public hearing shall contain a request for all interested applicants to submit resumes to the Board of Supervisors in advance of the public hearing.

3. At the public hearing an individual may be interviewed by the Board of Supervisors and comments in support of applicants will be allowed from the public. Further interviews may be held with an applicant in Executive Session if desired by the Board.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the amended process for appointment of school board members was approved as presented.

IN RE: RESOLUTION - VDOT -- RELOCATION AND CONSTRUCTION OF ROUTE 1401

Mr. Charles Gill, Transportation Contract Administrator, advised the Board that a resolution was needed from the Board for the abandonment of the "old" Route 1401 and addition of the "new" Route 1401 into the secondary road system.

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

Extract

WHEREAS, a section of secondary Route 1401 from intersection of Route 1, east 0.41 miles to end of state maintenance was altered and a new road has been constructed and approved by the State Highway Commissioner, which new road serves the same citizens as the road so altered and

WHEREAS, the section of this new road is located as shown on location map by the Richmond District Design unit, Project: 1401-026-P27, M501, dated July 27, 1990.

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the portion of secondary Route 1401, shown in green on the location map by the Richmond District Design unit, Project 1401-026-P27, M501, dated July 27, 1990, a total distance of 0.41 miles be and the same hereby is abandoned as a public road pursuant to Section 33.1-155 Code of Virginia, 1950 as amended; and

BE IT STILL FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the portion of secondary Route 1401, shown in red on the location map by the Richmond District Design unit, Project 1401-026-P27, M501, dated July 27, 1990, a total distance of 0.12 miles be and the same hereby is added as a public road pursuant to Section 33.1-155 Code of Virginia, 1950 as amended.

IN RE: VDOT -- ROUTE 619 - 30 DAY CONSTRUCTION CLOSURE

Mr. Charles Gill, Transportation Contract Administrator, informed the Board that a section of Route 619 would have to be closed for approximately 30 days for repairs to the Bridge at Hawkins Creek. He explained that a detour will be established and the School Board and emergency services personnel will be notified well in advance. The expected advertisement date is December 1992.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the request by the Virginia Department of Transportation to close Route 619 for a period not to exceed 30 days to remove and replace the sub-standard bridge over Hawkins Creek was approved.

Extract

The County Administrator said construction on White Oak Road in the Battlefield area and the possible realignment may impact the historical site. He asked if Mr. Gill was aware of the situation and if he knew what was being done to alleviate the situation. Mr. Gill stated that the Department was aware of their concerns.

N RE: PURCHASE OF NEW VEHICLE -- BUILDING INSPECTOR DEPARTMENT

The Assistant County Administrator told the Board the vehicle used by the Building Official's Department was inoperable. They are now leasing a vehicle until some other action is taken. She told the Board that a vehicle was to be included in the budget for the coming fiscal year but that the state had a very good price on contract this year which expired April 24. She felt that the dealer could still secure a truck and the payment for the vehicle could be made after July 1, 1992. She requested authorization to place the order for a 1/2 ton V-6 pickup at the cost of $10,231.74.

Extract

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Building Official's Department was authorized to place the order for the 1992 GMC V-6 Pickup truck off State contract, at the cost of $10,231.74, to be funded in the 1992-93 budget year.

IN RE: ROHOIC BALL FIELD LIGHTS - AWARD OF CONTRACT

Mr. Anthony Rinaldi, Director of Recreation, said at the last Board Meeting, the low bid amount for lighting the field at Rohoic was appropriated; however, the Board did not formally award the contract to Lucas Electric, the low bidder on the project.

The project is scheduled to get underway shortly after May 8th, 1992, upon receipt of all materials.

Extract

In addition, some changes were made and approved. The original contract was for $17,370 for a Little League Field. However the field now is to be a combination of Little League and Babe Ruth.

Because of the longer length of the Babe Ruth addition, more trenching and wire will be needed. The cost for the project is as listed below:

Lucas Electric (lights, poles, wire and etc.)	$ 18,470.00
Russell Fence Company (Backstop)	1,250.00
Total Cost	$ 19,720.00
Amount Appropriated	$ 21,270.00

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", David A.

Lucas Electrical Contractor was awarded the contract for the lighting of the ball field at Rohoic School.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the contract with David A. Lucas is amended to include $1,100.00 for the ball field lights at Rohoic School to cover the cost of increasing the size of the field.

Mr. Rinaldi asked the Board for direction on the meter. He said the Board had directed him to have a separate meter for the lights and the cost would be $480.00 to install the meter.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", one meter with two switches is to be installed for the lighting of the ball field and the tennis courts at Rohoic School, and the bill is to be transferred from the School Board to the Department of Recreation for payment.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The Firearms Ordinance was included in the Board's material for examination and discussion of the Board.

The Chairman asked the the Ordinance be placed on the agenda for the next meeting for discussion and that a copy be forwarded to the Sheriff for comment.

2. A letter has been received from the Clerk of the Senate requesting cities and counties to fly the POW flag. A resolution was agreed to by the Senate on February 11, 1992, and the House of Delegates on February 26, 1992. Action is to be taken at a later date.

3. The Virginia Historical Society, the Center for Virginia History, located in Richmond, has asked for a county flag to be hung on a rotating basis, with the Virginia flag located on the front lawn of the Society. The Board agreed with this request.

4. The Sutherland Ruritan Club asked for the following considerations:

a. A pole light at the intersections of US Route 1 and 460.

b. Cross arm gates at the RR crossing at the Sutherland Post Office.

The Board instructed the Public Safety Officer to check the intersection of US Route 1 and 460 and make a recommendation for the lighting of the intersection.

5. The Virginia Review Magazine representative will be here May 13 at 10:00 a.m. to tour the county.

IN RE: BAND RADIO FOR PUBLIC SAFETY OFFICER

The Public Safety Officer told the Board he could purchase a portable low band radio for $342.00 and $48.00 for the mike and save money if he included it with the order by the Rescue Squad, but the contract runs out June 15, 1992. He requested authorization to purchase the radio and mike at a cost of $390.00.

Extract

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the Public Safety Officer was authorized to purchase a portable low band radio and mike at the cost of $390.00; funded within his 1991-92 budget.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Moody instructed the County Administrator to write a letter to Mr. Jim Ragsdale and explain how personnel issues are handled and what role the Board of Supervisors plays in connection with the School Board.

2. Ms. Everett thanked Ms. Dee Ortiz for the article in The Monitor on the Adopt a Highway Program. She commended the many citizens on their participating in it. She also said she received a letter from Ms. Pauline Bonner of West Petersburg commending Mr. Denny King for his participation and help in the clean-up day at West Petersburg.

3. Mr. Haraway reported the Route 601 problem has been taken care of.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 3:31 P.M., to be continued until May 13, 1992, at 6:00 P.M., at the Pamplin Administration Building for a budget workshop meeting.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST:
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 13TH DAY OF MAY, 1992, AT 6:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: WORKSHOP SESSION

The Board of Supervisors met in a workshop session to continue their discussion of the proposed 1992-93 budget.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 9:45 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 20TH DAY OF MAY, 1992, AT 2:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY, VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DANIEL SIEGEL	COUNTY ATTORNEY
	BENNIE HEATH	SHERIFF

IN RE: MINUTES

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the May 6, 1992, Regular Meeting and the May 13, 1992, Continuation Meeting are hereby approved in their entirety with the following amendment to the May 6, 1992 Regular Meeting: Under the Board Member Comments, the Public Safety Officer was instructed to check the intersection of Route 460 and Route 1 for the possible placement of a pole light and report back to the Board with a recommendation.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Moody. Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #18740 thru #18883; (void check #18739) General Fund - $105,172.78; E911 - $244.43; Self Insurance - $1,979.72; Capital Projects - $11,841.34; Law Library - $79.88 for a total of $119,298.15.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendments were approved.

Move: g. 1. Animal Warden - Position Announcement to #12
Remove: k. 3. Resolution - Uninsured Motorist Limitation

The County Administrator introduced Mr. Michael Stone, Government Teacher at Dinwiddie High School.

Mr. Stone told the Board that five of his students who shadowed some of the constitutional officers and department heads last week were here today to give their reports and observations.

The following students were present:

1. Ted Thomas
2. Lawrence Pope
3. Kim Creech
4. Craig Hensley
5. Jamie Slaughter

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, gave the following report to the Board:

1. An additional $7,000 has been added to the annual budget. June 3, 1992 has been set for a public hearing for the budget.

2. Route 700 will be completed in the next 30 days.

3. The County Administrator advised the Board that Wal-Mart did not plan to pursue the signalization project any further. Wal-Mart

2. Mr. Clay informed the Board that Old Hickory Volunteer Fire Department requested that the County accept, title and insure a 1986 GMC 6000 utility truck that has been provided to them at no cost to the County.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the Old Hickory Volunteer Fire Department's request that the County accept, title and insure a 1986 GMC 6000 utility truck was approved.

3. Mr. Haraway said that he had been approached about the enactment of the Uniform Property Maintenance Code for the County. He requested a presentation of the Code be made to the Board for clarification and consideration.

Mr. Clay said he didn't feel we needed the Code at this time.

4. The Chairman said the Drug Policy needed to be worked on and finalized for the County. Other agencies are already working on it and he would like to see us join them.

Ms. Jamie Slaughter shadowed Mr. Haraway for her government assignment and she gave a short report on her interview.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; and Section 2.1-344(a) (7) legal; the Board moved into Executive Session at 5:11 P.M. A vote having been made and approved, the meeting reconvened into Open session at 6:13 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: POSITION ANNOUNCEMENTS - PART-TIME ANIMAL CONTROL OFFICER

Extract

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, voting "aye", Mr. Bracey, voting "nay", Ms. Marlene Bates was appointed Deputy Animal Control Officer on a temporary basis full time, at an hourly rate of $6.83, until Mr. John White is able to return to work.

IN RE: RECESS

The Chairman called a recess at 6:16 P.M. The meeting reconvened at 6:20 P.M.

IN RE: BUDGET WORKSHOP SESSION

The Board of Supervisors met in a workshop session to continue their discussion of the proposed 1992-93 budget.

Mr. Nichols stated that the rescue squad was purchasing new portable radios for their units and there was a possibility they may have a used one that they could donate to the Forest Warden.

IN RE: DIRECTOR OF ENVIRONMENTAL SERVICES -- REPORT

Mr. Denny King, Director of Environmental Services, submitted his report for the month of April, 1992.

IN RE: POSITION ANNOUNCEMENTS - LANDFILL

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", Mr. Gill Marston was appointed Environmental Services Crew Supervisor effective June 1, 1992 at Grade 5, Step B at an annual salary of $14,248; Mr. Clarence Hawkins was appointed Equipment Operator I effective June 1, 1992 at Grade 7, Step A at an annual salary of $15,678.

IN RE: TRAVEL REQUEST

Upon motion of Ms. Everett, seconded by Mr. Haraway, Ms. Everett, Mr. Haraway, Mr. Moody, voting "aye", Mr. Clay, Mr. Bracey, voting "nay", the Director of Environmental Services was authorized to attend the waste management workshop in Charlottesville on June 15, 1992 at the cost of $30.00.

IN RE: CITIZENS COMMENTS

1. Mr. James McKensie addressed the Board with the following issues:

a. The intersection of Route 226 and 460 is a very dangerous intersection especially for the school buses.

b. The firearms issue - last year a man lost his eye due to a BB gun; something needs to be done to protect the citizens.

c. He presented a petition signed by 100 residents expressing several areas of concern for the clean up of Stony Springs Subdivision.

The Chairman suggested a meeting with the County Administrator, the Public Safety Officer, the Planning Director, Mr. McKensie and neighbors to survey the problems in that community.

IN RE: APPOINTMENT -- APPOMATTOX REGIONAL LIBRARY

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Ms. Cornelia Roberts is hereby appointed to the Appomattox Regional Library Board for a four year term expiring June 30, 1996.

IN RE: APPOINTMENT -- CRATER PLANNING DISTRICT EXECUTIVE COMMITTEE & METROPOLITAN PLANNING ORGANIZATION

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Ms. LeeNora Everett is hereby appointed to the Crater Planning District Executive Committee & Metropolitan Planning Organization for a one year term expiring June 30, 1993.

IN RE: BOARD MEMBER COMMENTS

1. Ms. Everett advised the Board that ABIDCO was going to update their Economic Development 10 year plan and she asked for proposals for the plan from the Supervisors and Administration.

lawsuits to enforce the lien of the county on certain parcels of land, arising from delinquent real estate taxes, and to sell said parcels at

public auction pursuant to the terms of the code of Virginia of 1950, as amended which govern said sales.

WHEREAS, the Dinwiddie County Board of Supervisors (the "Board") has determined a need exists to actively collect delinquent real estate taxes in Dinwiddie County (the "County"); and

WHEREAS, the Board had retained the services of the County Attorney, Daniel M. Siegel, and his then lawfirm of Natkin, Heslep, Siegel & Natkin, P.C. to effect the sale of said properties; and

WHEREAS, Daniel M. Siegel has withdrawn from his former firm and joined the lawfirm of Sands, Anderson, Marks & Miller, effective November 6, 1992 by resolution of the Board at its meeting on such date and now desires to formally authorize said law firm to conduct said sale on behalf of the County;

NOW, THEREFORE, BE IT RESOLVED, that the Dinwiddie County Board of Supervisors hereby authorizes and directs Daniel M. Siegel, C. Thomas Ebel, Robert J. Burr and their lawfirm Sands, Anderson, Marks & Miller, P.C. to perform all acts necessary to enforce the County's lien for delinquent real estate taxes and to sell the properties in question in order to collect said taxes.

This resolution shall be immediately effective.

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Tony Rinaldi submitted the progress report for the month of April, 1992.

Ms. Everett commended Mr. Tony Rinaldi and the recreation staff for the good job they did at the middle school ball fields.

IN RE: PUBLIC SAFETY OFFICER

Mr. David W. Nichols, Public Safety Officer, submitted his responses report for the Fire Departments and Rescue Units for the month of April, 1992.

1. Mr. Nichols asked for authorization to purchase a bar light for his vehicle at the cost of $547.50 off state contract. The Board suggested he look into the cost of a bubble light.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the Public Safety Officer was authorized to purchase a safety light for the county safety vehicle not to exceed the cost of $547.50.

2. Mr. Nichols reported that he had checked the intersection of Route 1 and 460 for the request of a pole light there. He felt going north on Route 1, the intersection of Route 460 was hard to see. He said he had asked VDOT to review the intersection and make a recommendation.

3. Fire Chief Woody Brooks of Mannboro Fire Company in Amelia County asked for authorization to install a Dinwiddie County 39.98 Mhz crystal in the Amelia units for use during mutual aid emergency calls.

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", Amelia County was authorized to install a 39.98 Mhz crystal in the Amelia units for use during mutual aid emergency calls.

4. The Dinwiddie Forest Warden requested the county to purchase a portable radio for $360 for his vehicle for use during brush fires in the county.

Mr. Ponder told the Board that the contractor will be working by the hour to compile the information on field maps which will then be transferred to similar maps maintained at the Department.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Director of Planning was authorized to enter into a contract with Raymond Otis Birdsong to provide comprehensive planning services for the County with a termination date of July 15, 1992.

IN RE: RECESS

The Chairman called a recess at 4:53 P.M. The meeting reconvened at 5:00 P.M.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, gave a report on Medicaid services provided by her department to the Board.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Richard Vaughn, Superintendent of Schools, gave the following report:

1. There are 14 school days left for this year.
2. June 7, 1992 is baccalaureate.
3. June 12, 1992 graduation.
4. A strategic planning session is to be held in June.
5. The summer school program is being organized for elementary as well as middle and high school students.

Mr. Craig Hensley shadowed Ms. Carol Fisher, School Board Member, he gave a brief review of his interview with Ms. Fisher.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Daniel Siegel, County Attorney, told the Board he had nothing to report but would be glad to answer any question they may have.

Ms. Everett expressed her concern regarding the use of pellet and BB guns in subdivisions and densely populated areas in the county. She said she felt the weapons ordinance was needed in order to give law enforcement officers authority to protect citizens who are harassed by these unsupervised children. Ms. Everett said her first impression of the ordinance was it was too detailed, but after reading it over and thinking about it, she felt it was very up-to-date.

The Chairman said he didn't have the same concerns for the rural citizens. He said he wanted to make sure that the children in these areas would be allowed to shoot their pellet and BB guns if they desired.

Mr. Clay said his children and grandchildren owned pellet and BB guns and he still wanted them to be able to shoot them if they wanted to.

Ms. Everett responded that no one wants to restrict the proper usage of these guns, only to protect people from being hurt or their property from being destroyed by persons who are irresponsible or unsupervised.

The County Attorney was instructed to contact Captain Booth and the Commonwealth Attorney for their comments and to have the ordinance ready for discussion at the next Board meeting.

IN RE: RESOLUTION - DELINQUENT TAX SALES

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

RESOLUTION OF THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY AUTHORIZING Daniel M. Siegel, C. Thomas Ebel, Robert J. Burr and the law firm of Sands, Anderson, Marks & Miller, P.C. to institute the necessary

is based on an analysis of the technical proposals (equipment), maintenance and support capabilities, system and maintenance costs, and references supplied by the bidders. Motorola's proposal held a distinct advantage in the following areas:

Cost Over the first five years (the preferred leasing period), the difference in system costs is $19,200. After a ten year period, the difference increases to $107,000. During this period, the county may be able to replace (if needed) the entire Motorola system for what it would cost to maintain the original C & P system. This disparity means the Motorola system can be expanded and upgraded, comparatively, with significant savings.

Equipment The technical advantage belongs to Motorola. Their system offers: multiple recording and simultaneous playback of recorded messages; remote diagnostics and maintenance capability; on-screen space for additional information on the address displayed (ADI); abandoned call information (ALI); on-screen review of calls taken in previous two hour period; and archiving of phone call records.

The Chairman said he felt the Board should check some localities which have Motorola Equipment Systems in operation. He was informed that Henderson, North Carolina had the equipment and a trip could be scheduled. He also asked who would do the repairs on the equipment, since no one in Virginia has Motorola equipment.

Mr. Clarke informed the Board that Motorola has an office in Ettrick, Comm-Tronics, which would do the repairs.

The Chairman asked that the E-911 equipment bid award be added to the June 3, 1992 agenda. No action was taken.

IN RE: RESOLUTION - ROAD ACCEPTANCE MANSFIELD SUBDIVISION SECTION 6

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia this 6th day of May 1992, that the Department of Transportation be and is hereby requested, to add a section of road known as Mansfield Drive, beginning at a point on Route 1358, 0.017 miles north of Route 601 (River Road) continuing in a northern direction 0.102 miles to a dead end. This road has been constructed, drained and surfaced in accordance with the Department of Transportation Specifications and County Ordinances;

AND BE IT FURTHER RESOLVED, that the Virginia Department of Transportation be and is hereby requested to add a section of road known as Bancroft Drive beginning at a point on the before mentioned Mansfield Drive 0.102 miles north of Route 1358 running in an eastern direction 0.26 miles to the intersection at the corner of Fieldshire Lane (Route 1360) and Gaydell Drive (Route 1359). This road has been constructed, drained and surfaced in accordance with the Department of Transportation Specifications, and County Ordinances;

Extract

AND BE IT FURTHER RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia that these roads in the Mansfield Subdivision Section 6, if accepted, be added to the Secondary System of Dinwiddie County, Virginia effective on the date of approval of the Highway Commission with a maintenance fee and bond pursuant to section 33.1-229 of the Code of Virginia (1950, as amended);

AND BE IT FURTHER RESOLVED,that the Board of Supervisors of Dinwiddie County, Virginia do guarantee the Commonwealth of Virginia, a minimum unrestricted right of way of 50 feet and 80 feet with necessary easements for cuts, fills, and drainage as recorded in plat book 14, page 65, dated May 3, 1990.

IN RE: COMPREHENSIVE LAND USE - CONTRACT FOR SURVEY

Mr. Leonard K. Ponder, Director of Planning, asked the Board for authorization to enter into a contract with Raymond Otis Birdsong for planning and drafting services for the comprehensive plan for the County.

The following is a total system cost over a ten year period:

(1 Year)

MOTOROLA		C & P	
		$26,890.00	Nonrecurring cost
		23,228.40	12 mos. @1935.70/mo.
		230.00	UPS installation
$84,590.00	Cost of System	$50,348.40	TOTAL

(3 Years)

MOTOROLA		C & P	
$ 93,132.24	(3 year lease)	$27,120.00	Nonrecurring cost
9,600.00	Maintenance	69,685.20	36 mos. @ $1,935.70/mo.
$102,732.24		$96,805.20	TOTAL

(5 Years)

MOTOROLA		C & P	
$104,131.80	(5 year lease)	$ 27,120.00	Nonrecurring cost
19,932.00	Maintenance	116,142.00	60 mos. @ $1,935.70/mo.
$124,063.80		$143,262.00	TOTAL

(10 Years)

MOTOROLA		C & P	
$124,063.80	(Total-5 yrs.)	$232,284.00	120 mos @ $1935.70/mo.
28,500.00*		27,120.00	Nonrecurring
$152,563.80	Total	$259,404.00	Total

*projected maintenance cost for yrs. 6-10, using an estimated monthly payment of $475.00 for 60 months.

1. Motorola bid includes a TDD (Telephone Device for the Deaf) and digital announcement board, which allows callers to hear a recorded announcement if the dispatcher is unavailable to answer immediately. These items are considered as optional equipment and are not included in the totals for C & P (C & P can provide these at additional cost).

2. Industry standards for the functional life of telephone equipment is 5 years (from C & P); however, the equipment is such that to repair, upgrade or expand capabilities, in most cases, requires only new software or additional computer boards, and not complete replacement of the unit.

3. Cost comparisons beyond 5 years must take into account the possibility that some or all of the system components may need replacing due to breakdowns or advances in technology. The 10 year totals shown here are for original equipment only. A truer assessment of the costs for the 5-10 year period is provided by the following:

   C&P: will continue to charge the monthly amount listed in the tables for however long the county uses the equipment. The monthly charge for each piece of equipment may increase as new or replacement pieces are installed (see sample cost schedule). Thus, the system cost for 10 years can accurately be projected as being at least $259,404.

   Motorola: provides several leasing options in addition to the lease to purchase plan included in the bid (see Lease Purchase). The advantage of any of these options is that after 5 years, the county can budget for and lease new equipment as needed, the county's only obligation being a monthly maintenance fee.

After a thorough review of the proposals submitted by C&P Telephone and Motorola, the evaluation committee recommends that the bid for the E-911 system equipment and services be awarded to Motorola. This decision

Treasurer was authorized to continue the contract with the Collection Connection for an additional $400 and to report back to the Board with the results.

Mr. Ted Thomas told the Board he had shadowed Mr. Jones, County Treasurer, for his government class. He said he asked Mr. Jones what advice he would give to a graduating student. He said Mr. Jones responded "no job is secure". Work hard and do the very best that you can possibly do.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T. O. Rainey, III, Commonwealth Attorney, was not present.

Mr. Lawrence Pope said he had interviewed the Clerk of the Circuit Court, Ms. Annie Lee Williams, for his Government class shadow. He gave a brief report of the interview.

IN RE: SOCIAL SERVICES -- INTRODUCTION

Mrs. Peggy McElveen, Director of Social Services, told the Board she was going to give a report to them on Medicaid services later; but that she would like to introduce the following Medicaid staff to the Board.

Ann Marie Taylor; Sandra Mason; Diane Fleming

IN RE: SHERIFF -- REPORT

Mr. Bennie Heath, Sheriff, stated he had nothing to report but would answer any questions the Board may have.

The County Administrator asked the Sheriff about the shut down at the Pig-Nic. The beer was cut off at 7:30 P.M. and everything was closed at 8:00 P.M.

Mr. Haraway said he had attended the function for several years and he had never known the alcohol to be shut down at 7:30 P.M. He asked the Sheriff why the beer was cut off and not the mixed beverages?

Mr. Heath stated that this has always been the practice of the department as long as he has been there. The alcohol is cut off at 7:30 P.M. which allows 30 minutes for the attendees to get it out of their system before leaving.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, submitted his report for the month of April, 1992.

Ms. Kim Creech shadowed the Building Inspector for her government class and she gave a brief report of her day with him.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, submitted his report for the month of April, 1992.

The Chairman instructed the Animal Warden and the Director of Planning to check the zoning ordinance and advise the Board of a clear definition of a kennel v/s number of dogs allowed on a parcel of land. He said he felt a clear definition was needed in order to be fair to everyone.

IN RE: E-911 BID AWARD

Mr. John Clarke, Planning Technician, informed the Board that the county has received two bids for the purchase of an Enhanced 911 System, which includes all equipment, software, installation and training necessary to make the system operational. Of the eleven companies that received an RFP, only Motorola and C&P Telephone submitted bids. The closing date was May 4.

understands the VDOT'S warrant process for determining location of signal lights, however, they feel that the associate's entrance is the primary location in need of a signal light. Since this location has not been approved at this time, they have decided to terminate pursuit of the signalization project.

Ms. Forrest informed the Board that Dinwiddie County has a balance of $26,600 outstanding for the Revenue Sharing Program for FY 1991-92. Mr. Gerald Fisher, the State Secondary Roads Engineer, has requested a written notice of the county's intent to pay this outstanding balance. Ms. Forrest said payment must be received, by June 1, 1992, in order to be credited prior to the end of the fiscal year. Once this payment is received, VDOT can begin installation of the traffic signals at both the truck entrance at Wal-Mart and the intersection of Routes 460 and 226. When the funds are received, the installation of the lights will be scheduled and, hopefully, be in operation by September.

Extract

Ms. Everett stated that this is one of the most dangerous intersections in the State, and many serious accidents have occurred here. She said the stop light needed to be installed as expediently as possible and especially before school begins this fall.

After much discussion, the consensus of the Board was that the signal light was needed and should be installed before September if at all possible.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", $26,600 was appropriated from the reserve fund for the signalization of Route 460 and 226 and the truck entrance at Wal-Mart on Route 460.

The County Administrator was instructed to continue to pursue with Wal-Mart their participation in the project.

4. The Chairman asked for a speed check on Rt. 619 between Stony Creek Bridge and Rainey Road .

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, introduced Laura Shelton her shadow from the government class.

Ms. Shelton gave a short report and presented a sample computer land use revalidation application to show the Board what this program was capable of performing.

Ms. Marston informed the Board an Appraisal program is available from Bright & Associates, Inc. at the cost of $7,000 plus an annual support fee of 10% of the package cost. The participation fee will be due upon completion of the package or on December 31, 1992. She asked the Board for authorization to sign a contract with Bright & Associates, Inc., committing the county to its participation in the package, with five other localities. There will also be a cost of $1,000 for the conversion fee.

Extract

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Commissioner of the Revenue was authorized to sign the contract with Bright & Associates for the Mass Appraisal Computer Program committing the County to participation; the County is not required to pay any fees until the completion of the package or by December 31, 1992. The package must be approved by the Commissioners involved before payment.

IN RE: TREASURER -- REPORT

Mr. William E. Jones submitted his report for the month of April to the Board.

Mr. Jones informed the Board that the Collection Agency has collected $14,640 from the $501.60 investment the County made. He said he was very pleased with the turnover. Mr. Jones asked for authorization to continue with some more accounts.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 8:30 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisor

ATTEST:
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 3RD DAY OF JUNE, 1992, AT 7:30 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	LEENORA EVERETT	ELECTION DISTRICT #3
ABSENT:	DONALD L. HARAWAY	ELECTION DISTRICT #2
	BENJAMIN EMERSON	COUNTY ATTORNEY

IN RE: MINUTES

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the May 20, 1992 Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Moody, 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 #18884 thru #19019: General Fund - $294,764.71; E911 - $2,167.64; Self Insurance - $5,837.64; Capital Projects - $10,431.24; for a total of $315,368.87.

IN RE: CITIZEN COMMENTS

1. Anne Scarborough appeared before the Board with the following concerns:

a. On page 8 of the April 15, 1992, minutes, Mr. Clay instructed the County Administrator to contact Sussex County in regard to some assistance with funds for Old Hickory Fire Department for the services they provide. What was the outcome? The County Administrator of Sussex County has not been contacted.

b. She asked the Board what had been done with the disclosure statement on interest in rezoning requests? There has been no response yet. She said that this disclosure is not only for the Board members. It is for every citizen in the County. People need to know who is coming into the County. She requested the disclosure ordinance be placed on the agenda.

c. Ms. Scarborough asked when would the budget be available to the public? The Assistant County Administrator informed her it will be ready June 10, 1992. She said it was not fair to the citizens to get the budgets one week before the public hearing. Ms. Scarborough asked why Dinwiddie County is always so late in getting the budget prepared for the fiscal year? The County Administrator cited several problems encountered this year in the budget process. Ms. Scarborough stated the County needs to start preparing earlier in the year. She also asked what the tax rate would be. The County Administrator told Ms. Scarborough that that information could not be disclosed at this time.

d. Ms. Scarborough related a few miscellaneous tidbits of information:

Unemployment up to 6% in Dinwiddie
11% below poverty level -- latest poverty level $12,674
Before reassessment, the average home cost $56,900

We are being told that industry is our salvation for taxes and everything under the sun. A great many of us don't quite see it that way, because I believe that we are going to end up paying a good bit more in taxes for next year. And according to what was in the paper on the 28th

May, 1992 for each new home built in Chesterfield, the services alone cost $5,452. So let's just cut it in half for Dinwiddie. So where are we for all the houses we get? An article in the Richmond Times Dispatch said that citizens are being told that industry is the solution for keeping taxes down according to a tax department source. The tax department source said it will end up costing the County money.

There are only eleven states in this Country plus Washington D.C. that will pay more state taxes than a person in Virginia. So not only are we being hit hard by Dinwiddie County, we are being hit also by the State of Virginia. Ms. Scarborough said she hoped that these factors were kept in mind when the budget was prepared.

In 1923 there were 4,237 students.
In 1961 there were 4,432 students.
1991-92 the last figures I received, we had 3,720 students.

We keep hearing about how rapidly we are filling the schools. You can see that from 1923 to present there has been no growth.

e. Ms. Scarborough also asked if the POW flag was going to be flown as requested. She was told that it is going to be on the June 17, 1992 agenda.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Moody, Mr. Bracey voting "aye", the following amendment was approved.

1. add - 7. Literacy Council Contribution

N RE: LITERACY COUNCIL CONTRIBUTION

Mr. Jim Pierce, Vice President of Operations, Ingram Book Company, appeared before the Board to address an issue which he said he felt was vitally important to Dinwiddie County. He told the Board that the warehouse was up and running. After two week of moving equipment and inventory down from Jessup, Maryland, we started shipping our first customer orders on Monday, May 18, 1992.

Mr. Pierce informed the Board that he had discussed with the County Administrator, Ingram's objective of being a good corporate citizen in communities in which we do business. Naturally with our role in the book business we are interested in supporting organizations that fight a problem that is not academic but rather is epidemic and that is illiteracy. Mr. Pierce said the County Administrator made him aware of what additional research has shown to be a fine local organization the Tri-City Literacy Council. In researching the illiteracy problem in the area with Mark Tomko, of the Literacy Council, he said he had become aware of some alarming statistics. Based on census data, approximately 39% of Dinwiddie County residents, aged 25 or older are at risk for being functionally illiterate. The at risk group is considered to be adults with less than a ninth grade education and this does not include those that are younger than 25 that are illiterate, nor does it include those that somehow went beyond ninth grade but perhaps that cannot read well enough to function in today's society. These statistics mean that at least 39.2% of the Dinwiddie County working age population, probably can not fill out a job application. There were 4,000 applicants for jobs from Dinwiddie and a lot of them were put aside because they weren't properly filled out, which meant the person possibly couldn't read the application or didn't understand what was being asked. The second part - Ingram requires a written test for all those being interviewed for positions. Approximately half of the people we initially interviewed either did poorly in the interview or were not offered a job because they did poorly on the test. Even more tragically at least 39.2% of the Dinwiddie population, again fitting in the twenty five or older, can't support the learning of their own children. Reading to children at an early age promotes life long reading. Unfortunately, illiteracy in one generation breeds illiteracy in the next generation.

During 1991 of the County participants from Dinwiddie who participated in the Literacy Council activities, 64% of them were in the

primary wage earning years of 30 to 49. Mr. Pierce stated that this was a problem that would not go away, unless we do our part to make it go away.

He told the Board that he was pleased to announce to the Board that he had a donation check in hand for $2,500 as an Ingram contribution to the Tri-City Literacy Council. He stated that while he knew it was late in the budget planning process, he would like to challenge the Board in matching at least a portion of their contribution so that our private, public sector effort can really help make a difference in Dinwiddie County.

Ms. Everett asked if Mr. Tomko would like to make a comment.

Mr. Mark Tomko said he would like to express his gratitude to Ingram Book Company and to the Board for their consideration of the contribution.

The Chairman thanked Mr. Pierce for the generosity of Ingram Book Company.

IN RE: PUBLIC HEARING -- VDOT SECONDARY SYSTEM 92-93 CONSTRUCTION BUDGET

This being the time and place as advertised in the Progress-Index Newspaper on May 22, 1992, and May 29, 1992, for the Board of Supervisors to conduct a Public Hearing to consider the adoption of the Virginia Department of Transportation secondary system 1992-93 construction budget.

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, presented to the Board their 1992-93 secondary system construction budget. She explained to the citizens that this was not a public hearing to address the placement of roads in the plan it was to adopt the construction budget for 1992-93.

Extract

Ms. Lottie Williams asked if Rt. 636 was on the six-year plan? She was told it was #6 on the priority list.

No one spoke for or against the proposed budget.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Moody, Mr. Bracey voting "aye", the Virginia Department of Transportation's secondary system 1992-93 construction budget was approved as presented.

IN RE: VDOT -- COMMENTS FROM BOARD

The Chairman asked if the work would start by the end of the month on the stop light at Rt. 226 and 460.

Ms. Everett asked that a speed check be done from Western Heights to Rt. 460 to lower the speed limit.

Mr. Clay asked if the speed check had been done on Glebe Road yet? Ms. Forrest replied she would check on it.

IN RE: E-911 EQUIPMENT - AWARD OF CONTRACT

Mr. John Clarke, Planning Technician, said the visit to Smithfield, North Carolina, to view the Motorola E-911 equipment had very favorable responses. He stated that he had investigated the maintenance response time and there was no significant down-time for the equipment.

Mr. Moody said he has been concerned about the maintenance.

The Chairman responded he felt very comfortable with the equipment since he visited the Smithfield, North Carolina site.

Ms. Everett injected she was very impressed with the system. She had talked with Colonial Heights about their C&P equipment and they were satisfied with their system. She also said she had spoken with the Sheriff's office and Com-Tronics of Ettrick has an excellent maintenance record.

The following is a total system cost over a ten year period:

(1 Year)

MOTOROLA		C & P	
		$26,890.00	Nonrecurring cost
		23,228.40	12 mos. @1935.70/mo.
		230.00	UPS installation
$84,590.00	Cost of System	$50,348.40	TOTAL

(3 Years)

MOTOROLA		C & P	
$ 93,132.24	(3 year lease)	$27,120.00	Nonrecurring cost
9,600.00	Maintenance	69,685.20	36 mos. @ $1,935.70/mo.
$102,732.24		$96,805.20	TOTAL

(5 Years)

MOTOROLA		C & P	
$104,131.80	(5 year lease)	$ 27,120.00	Nonrecurring cost
19,932.00	Maintenance	116,142.00	60 mos. @ $1,935.70/mo.
$124,063.80		$143,262.00	TOTAL

(10 Years)

MOTOROLA		C & P	
$124,063.80	(Total-5 yrs.)	$232,284.00	120 mos @ $1935.70/mo.
28,500.00*		27,120.00	Nonrecurring
$152,563.80	Total	$259,404.00	Total

*projected maintenance cost for yrs. 6-10, using an estimated monthly payment of $475.00 for 60 months.

1. Motorola bid includes a TDD (Telephone Device for the Deaf) and digital announcement board, which allows callers to hear a recorded announcement if the dispatcher is unavailable to answer immediately. These items are considered as optional equipment and are not included in the totals for C & P (C & P can provide these at additional cost).

2. Industry standards for the functional life of telephone equipment is 5 years (from C & P); however, the equipment is such that to repair, upgrade or expand capabilities, in most cases, requires only new software or additional computer boards, and not complete replacement of the unit.

3. Cost comparisons beyond 5 years must take into account the possibility that some or all of the system components may need replacing due to breakdowns or advances in technology. The 10 year totals shown here are for original equipment only. A truer assessment of the costs for the 5-10 year period is provided by the following:

   C&P: will continue to charge the monthly amount listed in the tables for however long the county uses the equipment. The monthly charge for each piece of equipment may increase as new or replacement pieces are installed (see sample cost schedule). Thus, the system cost for 10 years can accurately be projected as being at least $259,404.

   Motorola: provides several leasing options in addition to the lease to purchase plan included in the bid (see Lease Purchase). The advantage of any of these options is that after 5 years, the county can budget for and lease new equipment as needed, the county's only obligation being a monthly maintenance fee.

After a thorough review of the proposals submitted by C&P Telephone and Motorola, the evaluation committee recommends that the bid for the

E-911 system equipment and services be awarded to Motorola. This decision is based on an analysis of the technical proposals (equipment), maintenance and support capabilities, system and maintenance costs, and references supplied by the bidders. Motorola's proposal held a distinct advantage in the following areas:

Cost Over the first five years (the preferred leasing period), the difference in system costs is $19,200. After a ten year period, the difference increases to $107,000. During this period, the county may be able to replace (if needed) the entire Motorola system for what it would cost to maintain the original C & P system. This disparity means the Motorola system can be expanded and upgraded, comparatively, with significant savings.

Equipment The technical advantage belongs to Motorola. Their system offers: multiple recording and simultaneous playback of recorded messages; remote diagnostics and maintenance capability; on-screen space for additional information on the address displayed (ADI); abandoned call information (ALI); on-screen review of calls taken in previous two hour period; and archiving of phone call records.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Moody, Mr. Bracey voting "aye", the County Administrator was authorized to sign the contract with Motorola for the E-911 system equipment for a five year lease purchase for a total cost of $124,063.80.

IN RE: SPACE NEEDS ASSESSMENT -- AWARD OF CONTRACT

The County Administrator stated that he issued an RFP and solicited proposals from various architectural/engineering teams to perform the space needs assessment necessary to determine the County's needs for facilities. Specifically, for the courthouse and judicial functions but to include consideration for the other county facilities also. The proposals have been received and the field was narrowed down to those teams that presented the best information and then a series of interviews were held by a review team. The review team, after interviewing the half a dozen firms, came forth with a unanimous recommendation to offer the contract to Hayes, Seay, Mattern & Mattern of Virginia Beach. The County Administrator asked the Board for authorization to negotiate a contract for the services in an amount not to exceed the budgeted amount of $20,000.

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Moody, Mr. Bracey voting "aye", the County Administrator was authorized to negotiate a contract with the firm of Hayes, Seay, Mattern, & Mattern of Virginia Beach, Virginia for the space needs assessment at a cost not to exceed $20,000.00.

IN RE: 1991-92 AUDIT CONTRACT

The Assistant County Administrator told the Board it was time to renew the contract for the County's audit. For the past few years, the County has been with Robinson, Farmer, Cox & Associates to provide these professional service. They not only have performed the audit; they have also provided financial advice. At the present time, they are working with our computer software firm to try and standardize our accounting and reporting procedures. The firm also is working to provide a five-year finacial forecasting system for the County which will be a very critical resource to us in the future. Based on those items, and the fact that they have gone up approximately 4% on their audit cost, but at the same time they have gone down on their price for services for financial assistance to the County the recommendation would be that the County contract again with Robinson, Farmer, Cox & Associates for our 1991-92 audit and financial services.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Moody, Mr. Bracey voting "aye", the County Administrator was authorized to contract with Robinson, Farmer, Cox & Associates for the County's 1991-92 audit in the amount of $14,500 and fiscal advisory services for the term of the proposed contract in the amount of $2,000.

IN RE: DISCUSSION OF WEAPONS ORDINANCE

The County Attorney commented that he had spoken with the Commonwealth Attorney and the Sheriff's office in regard to the proposed

weapons ordinance and they had no problems with the ordinance. They suggested that in a one of the provisions it deals with the sale of weapons to minors and another provision it deals with the possession of weapons on school property, that the penalties be increased to either a class I or class II misdemeanor because they wanted to be able to incarcerate people for violation of those provisions. He stated he was not certain whether or not the County can do that because State law has similar provisions that provides for the classes of misdemeanor that are currently in this proposed ordinance. A great deal of this ordinance tracks State law.

Ms. Everett said she thought there was a concern about the distance from roadways.

The County Attorney said Captain Booth was uncertain whether or not the gaming laws prohibit discharging a weapon within 100 feet of a roadway. There is a provision which allows the County to pass whatever ordinances they want to with respect to discharge of firearms, which is a little bit different than the sale of firearms. The distance is really arbitrary; that is something the Board may want to discuss.

Mr. Clay said he was concerned about passing the ordinance. He stated the whole idea behind the ordinance was to restrict the use of BB guns in a residential area and now we are looking at a weapons ordinance. He said he felt it needed a lot more work.

Mr. Moody agreed. He said the ordinance doesn't address the issue Ms. Everett wanted regarding the restriction of BB guns in residential and populated areas.

Ms. Everett replied that since there has been several incidents in the area with shootings on school grounds, the county may need to broaden the ordinance.

Mr. Moody asked if the areas could be delineated? The County Attorney replied that the code would allow it.

The Chairman added that it should be restricted to areas where it is needed.

Mr. Thomas VanPelt asked if there isn't a Federal law covering songbirds?

Ms. Everett stated that a person would have to actually see the shooting to get a conviction.

It was suggested that the leash law boundary could be followed.

The County Attorney stated that the vast majority of the ordinance is already State law.

No action was taken.

IN RE: RESOLUTION - UNINSURED MOTORIST LIMITATION

The County Attorney informed the Board that the proposed resolution states that the County's self-insurance coverage only includes the minimum required coverage under the State Motor Vehicle Laws for County employees or for use of County vehicles. Since the County provides for its liability insurance, this statement of the minimum coverage also states the maximum coverage under the County's self-insurance.

While current State law seems to limit the coverage for uninsured motorists for self-insurance entities under state law, the General Assembly considered during the 1992 Session an amendment which could have made coverage unlimited. However, the proposed bill did not pass. With all this in mind, it would be prudent for the Board of Supervisors to pass the proposed resolution to clearly state that its self-insurance coverage is limited solely to the minimum requirements of State law and has always been so limited. This resolution, if approved, should be provided to Glenice Townsend, as Administrator of the County's self-insurance coverage and referred to in all self-insurance information provided to employees of the County, or others. While it might not keep a court from ruling

otherwise, it would be strong evidence of the County's intent to limit its coverage under such circumstances.

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

WHEREAS, the County of Dinwiddie (the "County") has self-insured its liability coverage for automobile liability such that motor vehicles owned by the County are insured by the County and, since inception of such coverage, the liability insurance coverage for such motor vehicles has been limited to the minimum requirements of State law set forth in Section 46.2-472 of the Code of Virginia of 1950, as amended (the "State Law") and;

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia (the "Board") has determined that a formal resolution should be adopted by the Board in order to clarify the limitations in place for such self-insurance programs' liability coverage;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia that the County's self-insurance liability program coverage shall be limited to the following coverage of uninsured motorists for officials and employees covered under the County's self-insurance program, who are injured in automobile accidents while performing their jobs, in accidents caused by uninsured drivers:

1. $25,000 for bodily injury to or death of any one person in any one accident;

2. $50,000 for bodily injury to or death of two or more persons in any one accident;

3. $20,000 for injury to or destruction of property of others in any one accident.

This resolution shall be immediately effective.

IN RE: RESOLUTION INITIATION REFERENDUM FOR MEALS TAX

The County Attorney informed the Board that the resolution initiating a referendum question to be submitted to the registered voters of Dinwiddie County at a special election to determine whether to impose a meals tax on food and beverages sold in restaurants for human consumption and on prepared foods ready for human consumption sold at delicatessen counters of grocery and convenience stores was ready for their consideration.

Ms. Everett asked what the estimated revenue from the tax would be.

The County Administrator said that last year the reported food sales was 4.7 million and at 4% from the 1991 revenue on food sales reported, the County would receive $184,000 from the meals tax. Hardee's alone could generate up to $8 million a year and sometimes up to $100,000 a month.

Mr. Thomas VanPelt said if the County needs revenue they should try collecting the money that the Dinwiddie County Water Authority owes.

Extract

Ms. Anne Scarborough told the Board she was not in favor of the meals tax. With the utility tax and the E-911 fee we already pay enough without adding another tax. She said she thoroughly enjoyed eating out and she didn't want to be taxed on her one enjoyment. Ms. Scarborough said she contributed to the fire and rescue volunteer services and the only other free service she received from the County was the sheriff and landfill. Don't tax us for all the others.

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

WHEREAS, Section 58.1-3833 of the Code of Virginia of 1950, as amended, authorizes any county to levy a tax on food and beverages sold for human consumption in a restaurant and on prepared foods ready for human consumption in a restaurant and on prepared foods ready for human

consumption sold at delicatessen counters of grocery and convenience stores; and

WHEREAS, such tax may only be imposed pursuant to a referendum initiated by a resolution of the Board of Supervisors of a county or by the filing of a petition signed by at least ten percent of the registered voters in the county, and submitted to the circuit court of such county, followed by a Court Order authorizing the clerk of the Circuit Court to publish a notice of a special election which must be held to approve said tax; and

WHEREAS, a special election for such referendum cannot be held within 60 days of the date on which a general or primary election will be held in the county or within 60 days following the entering of an order of the circuit court calling for such special election to be held in the county; and

WHEREAS, the Board of Supervisors of Dinwiddie County desires to place the issue of whether to impose said meals tax before the voters of the County at a special election to be held on September 1, 1992, which is a date more than 60 days prior to a general or primary election in the County and more than 60 days following the entering of a court order calling for said special election;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Dinwiddie County, that the Clerk of the Circuit Court shall publish the following Notice and that the Circuit Court of the County be presented with an Order calling a special election to be held on September 1, 1992, in order that the registered voters of the County of Dinwiddie may vote upon the imposition of said meals tax:

NOTICE

On September 1, 1992, a referendum will be held for the voters of the County of Dinwiddie to pass upon the following question:

Should the County of Dinwiddie levy a tax, as permitted by Section 58.1-3833 of the Code of Virginia, on food and beverages sold for human consumption in restaurants and on prepared foods ready for human consumption sold at delicatessen counters of grocery and convenience stores?

This Resolution shall be immediately effective.

IN RE: RESOLUTION OF THE BOARD

Mr. Lloyd Meade Harrison and Mr. Robert G. Ragsdale appeared before the Board to request adoption of the following resolution:

WHEREAS, the Board of Supervisors of Dinwiddie County appointed John Robert Fraiser, Lloyd Meade Harrison, James Willie Harvell, Robert G. Ragsdale and Edward H. Titmus to serve on the Board of Assessors of Dinwiddie County to conduct the 1992 General Reassessment;

WHEREAS, the Board of Assessors worked numerous hours and days in an effort to establish fair and equitable assessments on all property in the County including holding over 35 full days of hearings during November and December, 1991 and January , 1992;

WHEREAS, the Board of Assessors, by a resolution unanimously adopted by it February 5, 1992, conveyed its concerns to the Board of Supervisors of various aspects of the reassessment process and its inability to certify the reassessment book;

WHEREAS, the Board of Supervisors, as a result of the February 5, 1992 resolution of the Board of Assessors, adopted a resolution on February 19, 1992 terminating the Board of Assessors and appointing a certified professional appraiser in lieu thereof to complete the reassessment; and

WHEREAS, the purpose of the Board's February 19 resolution was in no way intended to suggest any wrongdoing on the part of any member of the Board of Assessors but was considered by the Board of Supervisors as being

the most expeditious manner in which the reassessment could be completed on time as required by law.

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

1. The Board of Supervisors wishes to acknowledge the difficult role that one undertakes when serving on the Board of Assessors, both in terms of the substantial time commitment as well as trying to fulfill the responsibility of fairly and impartially assessing the fair market value of each parcel in the County;

2. The Board of Supervisors wishes to express its appreciation to each member of the Board of Assessors for the dedicated and unselfish service they provided to the County by serving as a member of the Board of Assessors; and

3. To the extent that the Board's actions or those of its members or employees have created the perception of any perceived or alleged misconduct on the part of any of the members of the Board of Assessors, the Board wishes to publicly state that it does not believe that there was any misconduct on the part of any of the members of the Board of Assessors and it wishes to apologize to each member if its actions have created or fueled such misconceptions.

The Board asked the County Attorney for legal guidance.

Mr. Ben Emerson, County Attorney, told the Board that he did not feel it was necessary or advisable to adopt the resolution. He advised the Board that there could be problems in the future. There has been no allegations made by the Board of Supervisors and therefore, no reason to adopt a resolution. However, if the Board chose to adopt a resolution, he recommended they consider the following revision:

WHEREAS, the Board of Supervisors of Dinwiddie County appointed John Robert Fraiser, Lloyd Meade Harrison, James Willie Harvell, Robert G. Ragsdale and Edward H. Titmus to serve on the Board of Assessors of Dinwiddie County to conduct the 1992 General Reassessment;

WHEREAS, the Board of Assessors worked numerous hours and days in an effort to establish fair and equitable assessments on all property in the County including holding over 35 full days of hearings during November and December, 1991 and January, 1992;

WHEREAS, the Board of Assessors, by a resolution unanimously adopted by it February 5, 1992, conveyed its concerns to the Board of Supervisors of various aspects of the reassessment process and its inability to certify the reassessment book;

WHEREAS, the Board of Supervisors, adopted a resolution on February 19, 1992 terminating the Board of Assessors and appointing a certified professional appraiser in lieu thereof to complete the reassessment; and

WHEREAS, the purpose of the Board's February 19 resolution was in no way intended to suggest any wrongdoing on the part of any member of the Board of Assessors but was considered by the Board of Supervisors as being the most expeditious manner in which the reassessment could be completed on time as required by law.

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

1. The Board of Supervisors wishes to acknowledge the difficult role that one undertakes when serving on the Board of Assessors, both in terms of the substantial time commitment as well as trying to fulfill the responsibility of fairly and impartially assessing the fair market value of each parcel in the County;

2. The Board of Supervisors wishes to express its appreciation to each member of the Board of Assessors for the dedicated and unselfish service they provided to the County by serving as a member of the Board of Assessors; and

3. As stated above, the Board of Supervisors February 19, 1992 resolution was not intended to suggest any wrongdoing on the part of any member of the Board of Assessors.

After much discussion Ms. Everett made a motion to follow advice of legal counsel and not consider the adoption of a resolution. There was no second to the motion.

No action was taken.

IN RE: RECESS

The Chairman called a recess at 9:55 P.M. The meeting reconvened at 10:10 P.M.

IN RE: APPOINTMENT -- SOCIAL SERVICES BOARD

Extract

Ms. Everett nominated Mr. Edward A. Bracey, Jr. for reappointment to the Dinwiddie County Social Services Board. Mr. Clay seconded the motion. Mr. Clay, Ms. Everett, Mr. Moody, Mr. Bracey, voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. Edward A. Bracey, Jr. is hereby reappointed to the Social Services Board for a term of four years, expiring June 30, 1996.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator said he had received a request from ABIDCO to participate in the regional advertising program by placing a 1/6 page ad in the Virginia Business Magazine in the amount of $875.00. He also requested authorization to order an additional 100 Dinwiddie T-shirts in the amount of $1,300, to be funded from the marketing fund.

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Moody, Mr. Bracey voting "aye", the County Administrator was authorized to place the ad for advertising in the Virginia Business Magazine and to order 100 T-shirts for $1,300 to be funded from the marketing fund.

2. Mr. Spike Wells, of the American Legion, Post 149 requested authorization to place a plaque in the display case recognizing meeting their 100% goal.

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Moody, Mr. Bracey voting "aye", the County Administrator was authorized to place the plaque in the display case for the American Legion, Post 149.

3. A letter has been received from Governor Wilder and the Commonwealth of Virginia announcing that the County of Dinwiddie has been awarded a Community Improvement Grant in the amount of $1,250,000 for its Community Development Block Grant project for West Petersburg. The application was among the twenty-two that rated high enough to receive a grant offer. The Department of Housing and Community Development will be in touch with the County or the designee to begin contract negotiations and to verify the contents of the application. The County Administrator commended the West Petersburg Citizens and ABIDCO for their work in acquiring the grant.

4. Lane B. Ramsey, County Administrator, Chesterfield County, wrote and asked for consideration from the Board of Supervisors to participate in funding the cost of patrolling Lake Chesdin in the amount of $3,000. The State Marine Resources Commission funded a significant portion of the patrol until this year. The Appomattox River Water Authority funded $3,000 per year and will continue that funding. The total cost of the patrol this year is expected to be about $12,000, excluding the cost of the boat.

The Board instructed the County Administrator to inquire about the following and report back to the Board.

1. Where do the fees from the convictions go?
2. Number of tickets written
3. Conviction ratio

5. The Department of Game & Inland Fisheries has been considering replacing the present floating pier at Lake Chesdin Boat Landing with a stationary pier of comparable size. The department sent a quote from Cedar Crest Marine, for a turn key job at the cost of $4,320. Their department is asking the County to please consider financial assistance with the project. They will provide all labor and material for the other improvements to the facility as well as insuring quality control on the construction of the new pier.

6. The Crater Health District submitted a report.

7. The County Administrator commended Ms. Cheryl Stewart, Secretary of the Planning Department for receiving all A's for the software classes she took at John Tyler Community College.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Moody told the Board he felt the resolution from Mr. Harrison and Mr. Ragsdale should be adopted.

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

WHEREAS, the Board of Assessors worked numerous hours and days in an effort to establish fair and equitable assessments on all property in the County including holding over 35 full days of hearings during November and December, 1991 and January , 1992;

WHEREAS, the Board of Assessors, by a resolution unanimously adopted by it February 5, 1992, conveyed its concerns to the Board of Supervisors of various aspects of the reassessment process and its inability to certify the reassessment book;

WHEREAS, the Board of Supervisors, as a result of the February 5, 1992 resolution of the Board of Assessors, adopted a resolution on February 19, 1992 terminating the Board of Assessors and appointing a certified professional appraiser in lieu thereof to complete the reassessment; and

WHEREAS, the purpose of the Board's February 19 resolution was in no way intended to suggest any wrongdoing on the part of any member of the Board of Assessors but was considered by the Board of Supervisors as being the most expeditious manner in which the reassessment could be completed on time as required by law.

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

a. The Board of Supervisors wishes to acknowledge the difficult role that one undertakes when serving on the Board of Assessors, both in terms of the substantial time commitment as well as trying to fulfill the responsibility of fairly and impartially assessing the fair market value of each parcel in the County;

b. The Board of Supervisors wishes to express its appreciation to each member of the Board of Assessors for the dedicated and unselfish service they provided to the County by serving as a member of the Board of Assessors; and

c. To the extent that the Board's actions or those of its members or employees have created the perception of any perceived or alleged misconduct on the part of any of the members of the Board of Assessors, the Board wishes to publicly state that it does not believe that there was any misconduct on the part of any of the members of the Board of Assessors and it wishes to apologize to each member if its actions have created or fueled such misconceptions.

2. Ms. Everett had the following comments:

a. She commended the County Administrator for the article in the Virginia Review Magazine on tourism.

b. She asked has anything been done on the petition brought from the Stony Springs Subdivision citizens?

The Chairman said he had not made the visit which was agreed to be on the first of the week, but that he intended to take care of the problem.

c. She said she hoped the County could provide some kind of a match for the contribution Ingram Book Company made to the Literacy Council.

3. Mr. Clay reported the Sheriff was concerned about the abuse of the dumpster sites. Tickets have been written and the judge continues to dismiss them because he said the rules are not clear. The rules need to be stenciled on the dumpsters.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; the Board moved into Executive Session at 10:40 P.M. A vote having been made and approved, the meeting reconvened into Open session at 11:13 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 11:15 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell, Jr.
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 17TH DAY OF JUNE, 1992, AT 2:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY, VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DANIEL SIEGEL	COUNTY ATTORNEY
	BENNIE HEATH	SHERIFF

IN RE: MINUTES

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the June 3, 1992, Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #19149 thru #19289; General Fund - $97,806.92; E911 - $127.61; Self Insurance - $1,165.36; Capital Projects - $31,373.70; Law Library - $99.48; Fire Programs - $1,448.99 for a total of $132,022.06.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendment was approved.

Add: 7. L. 1. Appointment - Recreation Advisory Board

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, gave the following report to the Board:

1. Work has begun on the RR crossing arms at Carson.

2. Route 700 will be completed in the next 30 days.

3. The designers have met and construction will start next week on the signalization at the Rt. 226 and Rt. 460 intersection.

4. Ms. Everett said someone was racing on Rt. 615 to Duncan Road at night. She said several citizens had called to complain and requested the access be blocked. The owner of the property on Duncan Road requested that the State block the end of Rt. 615 since the State maintained that road.

Ms. Forrest told Ms. Everett the owners of the property would have to block the road.

Ms. Everett asked the Sheriff if there had been any surveillance on Rt. 615 at night. He replied yes.

5. Mr. Haraway asked if a study was being done on Rt. 226 from 460 to Western Heights Church. Ms. Forrest replied yes.

6. Mr. Haraway inquired about the reduction of the speed limit from US Route 1 to Wal-Mart. Ms. Forrest advised him that once the signal lights are installed the conditions will change drastically.

7. The Chairman said he had seen a white VDOT pick-up truck with what appeared to be a speed checking device located on 460. He questioned the validity of a count when the device was so visible. Ms. Forrest stated that an old orange VDOT truck, which is very inconspicuous was used for speed checks.

8. The County Administrator told the Board that Wal-Mart has reconsidered and stated by letter that they will support the signalization project at the Dinwiddie Distribution Center. When signalization is installed for the associate's entrance, Wal-Mart will follow through with their commitment of $30,500. Mr. Cashwell urged the VDOT to follow through with another warrant check.

IN RE: COMMISSIONER OF THE REVENUE

Ms. Deborah Marston, Commissioner of Revenue, was not present.

IN RE: TREASURER -- REPORT

Mr. William E. Jones submitted his report for the month of May, 1992 to the Board.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T. O. Rainey, III, Commonwealth Attorney, told the Board he had nothing to report but would be happy to entertain any questions.

IN RE: SHERIFF -- REPORT

Mr. Bennie Heath, Sheriff, submitted a radar report to the Board. He stated he had nothing else to report but would answer any questions the Board may have.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, submitted his report for the month of May, 1992.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, said she had no report for the Board but thanked the Board for the reappointment of Mr. Edward Bracey to the Social Services Board.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Daniel Siegel, County Attorney, told the Board he had contacted several localities and asked for some sample disclosure ordinances and he would bring them in as soon as he received them.

Ms. Everett asked if a meeting could be scheduled in July for discussion of the Drug Policy.

The County Attorney said he was also working on the weapons ordinance.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, submitted his report for the month of May, 1992. He told the Board he was down to one person again. Mr. White was scheduled for surgery again; Ms. Bates is being treated for Rocky Mountain Fever and would return June 29; and Mr. Brown had a reaction to the Rabies vaccine.

Mr. Mellick reported the animal shelter construction was moving along well.

Ms. Anne Scarborough questioned:

1. Length of time taken to construct shelter

The County Administrator responded that there had been a delay in getting building materials.

2. Capital projects funds carry-over

She was informed that funds which had been appropriated would be carried over for the purpose designated.

3. Days Mr. John White worked last year

The County Attorney informed Ms. Scarborough personnel matters were not under the Freedom of Information Act.

4. Where the cats were being housed

Mr. Mellick told her the County has no facilities for housing cats.

The County Administrator was instructed to check on the construction of the animal shelter and report back to the Board.

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Tony Rinaldi submitted the progress report for the month of May, 1992. Mr. Rinaldi introduced Mr. Bill Brockwell, President, Home Builder's Association of Southside Virginia to the Board.

Mr. Brockwell said Mr. Rinaldi had contacted him about repairing the concessions building at the Middle School. Unfortunately, the building was unrepairable and was demolished. He told the Board the Home Builder's were ready to construct a concession building and donate it to the County. The total cost of construction and labor for the 36' X 20', 720 square foot, building is $26,000 to $29,000 with no fixtures. Mr. Brockwell said the money would be raised by the Association. He said all he needed was the go ahead and construction would begin Monday and be completed by the end of the summer.

Mr. Rinaldi was asked if he had checked with the School Board for their consent. He responded he had and there were no objections. Dr. Vaughn said he felt it would be no problem with the School Board.

The Board expressed their gratitude to Mr. Brockwell and the Home Builder's Association.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Home Builder's Association of Southside Virginia was authorized to proceed with the construction of the concession building at the Middle School as presented.

The County Administrator expressed his appreciation to the Home Builder's Association and commended Mr. Rinaldi and the Recreation Department for their efforts. Ms. Everett asked that a letter of appreciation be mailed the Homebuilder's Association.

IN RE: APPOINTMENT -- RECREATION ADVISORY BOARD

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

Extract

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the resignation of Mr. W. H. Maitland from the Recreation Advisory Board be accepted; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Mr. Charles Hawkins be appointed to the Recreation Advisory Board to fill the unexpired term ending June 30, 1993.

IN RE: PUBLIC SAFETY OFFICER

Mr. David W. Nichols, Public Safety Officer, submitted his responses report for the Fire Departments and Rescue Units for the month of May, 1992. He also informed the Board that on May 26, 1992 a representative from Fire-Rescue Vehicles, Inc. performed a free inspection of the fire apparatus and fire pumps of Dinwiddie County. He submitted a list of recommendations for repairs to the Board for their consideration at a later date.

IN RE: DIRECTOR OF ENVIRONMENTAL SERVICES -- REPORT

Mr. Denny King, Director of Environmental Services, submitted his report for the month of May, 1992. He asked for direction on the feasibility of letting a Chester contractor take recyclables for $20 a load. He felt it would save time and money for the County and the Board concurred. He said he would be stenciling the regulations on the dumpsters soon.

IN RE: RECESS

The Chairman called a recess at 2:55 P.M. The meeting reconvened at 3:00 P.M.

IN RE: GOLDEN OLYMPIANS -- REPORT

Ms. Kitty Vaughan, President, Dinwiddie Olympians, appeared before the Board and reported the Dinwiddie Golden Olympians did very well in State competition. Twelve participants returned with 16 or 17 medals and several were going to Nationals for competition. She added that they hoped to sponsor a Dinwiddie Golden Olympics in the Spring.

IN RE: LAKE CHESDIN

1. The County administrator stated he received a letter form Chesterfield County requesting assistance in the amount of $3,000 for the boat patrol of Lake Chesdin due to the State Marine Resources Commission not participating in funding this year.

Mr. Moody asked who received the funds from the citations issued?

The County Administrator said he had called the County Administrator of Chesterfield, Lane Ramsey, but he had not returned the call.

No action was taken.

2. The Department of Game & Inland Fisheries requested the County to consider financial assistance to replace the present floating pier at the Lake Chesdin Boat Landing with a stationary pier. The total cost of the pier is $4,320. The Board agreed that since it was State property, the State should be responsible for funding the repair of the pier.

IN RE: POW/MIA FLAG

Mr. James J. Patille, Commander, Post #8 of Veterans of the Vietnam War, Inc., appeared before the Board to present a POW flag, and requested that the County fly the flag under the American flag. He read, the following excerpt from Senate Joint Resolution Number 124, "Resolved by the Senate, the House of Delegates concurring, that the cities and counties of the Commonwealth of Virginia be urged to fly the POW flag when the United States and Virginia flags are flown." Mr. Patille informed the Board that the POW flag is already being flown in the following locations:

Extract

Hopewell, Colonial Heights, Prince George, Ashland, the State Police Headquarters, and Southpark Mall.

Upon motion of Ms. Everett, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the POW/MIA flag presented by the Veterans of the Vietnam War, Inc. was accepted and authorization given for the flag to be flown under the American flag at the Pamplin Administration Building.

The Board thanked Mr. Patille for the flag.

IN RE: DINWIDDIE COUNTY VOLUNTEER RESCUE SQUAD -- RELEASE OF CRASH TRUCK TITLE

Extract

Mr. David Nichols, Public Safety Director, informed the Board that the Dinwiddie Rescue Squad has completed the process of receiving

sealed bids on the 1981 Dodge crash truck. The highest bid received was $751.00 and the Rescue Squad asked the Board to release the title for transfer.

Upon motion of Ms. Everett, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", authorization was given to release the title for sale of the 1981 Dodge crash truck, by sealed bid in the amount of $751.

IN RE: MCKENNEY VFD FIRST RESPONDER UNIT REQUEST

Mr. David Runion, Fire Chief, McKenney Volunteer Fire Department, told the Board an ambulance has been donated by the Dinwiddie Rescue Squad to the McKenney Volunteer Department for use as a first responder unit. The unit is in need of mechanical repairs and the cost of parts and labor is $850.00. He requested the Board to fund the needed repairs.

Extract

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", $850.00 was appropriated for the repairs of the first responder unit for the McKenney Volunteer Fire Department.

IN RE: E-911 BID AWARD

Mr. John Clarke, Planning Technician, said that on June 3, 1992, the Board awarded Motorola the contract to supply the equipment and services for the County's E-911 System. The cost of the equipment as stated in the bid, was $69,378. After a preliminary assessment of the planned dispatching operation, Motorola's project engineer, Bob Scott has recommended a more powerful emergency power back-up unit (UPS) which would more than double the price of the unit proposed in the bid ($4,882 in bid).

Mr. Bob Scott, Project Engineer, told the Board the larger unit was needed to provide back-up for the additional equipment for a more efficient E-911 system.

Extract

Upon motion of Ms Everett, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", authorization was approved to amend the contract with Motorola to provide for the addition of an uninterrupted power supply for the E-911 equipment at a total cost of $94,920.

The Assistant County Administrator told the Board there may be the possibility of an increase in cost because of the location of the console and they may need to consider a $10,000 increase to the proposed E-911 budget.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The School Board sent the Board invitations to attend the Governor's Educational Conference in Richmond.

2. Dinwiddie Cable has a new partner, John Reggis, President, Adelphia which will take over and oversee Dinwiddie Cable.

3. Mr. John C. Anderson, Representative of the Southside Virginia Business and Education Commission, wrote to request assistance with funding for the association during the fiscal year, 1992-93. The Commission is, among other things, created to "encourage and expand business participation and involvement in public education and to foster partnership between the public and private sectors to enhance public education in Southside Virginia." No action was taken.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Richard Vaughn, Superintendent of Schools, reported the following:

1. The school year ended with a smooth closing.
2. There will be summer school for the high school and elementary Chapter I program.
3. The summer retreat for the School Board will be June 24-26 of June.

IN RE: BOARD MEMBER COMMENTS

1. Ms. Everett asked the Board to reconsider matching at least $1,000 of the funds donated by Ingram Book Company to the Tri-Cities Literacy Council.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Ms. Everett, Mr. Haraway, voting "aye", Mr. Clay, Mr. Moody, Mr. Bracey, voting "nay", the request for a $1,000 contribution to the Literacy Council was not approved.

IN RE: RECESS

The Chairman called a recess at 4:00 P.M. The meeting reconvened at 4:10 P.M.

IN RE: WORKSHOP - 1992-93 PROPOSED BUDGET

Mr. Spencer Elmore, Principal, Robinson, Farmer, Cox, appeared before the Board to present a preliminary draft of the financial forecast for the County for the next six years. His report consisted of figures his firm worked up in the way of financial forecasting -- how the County would stand financially in six years. He told the Board his financial forecast is what we see as likely to happen in the future based on what we see today. The figures were derived from the County's proposed fiscal year 1992-93 budget and from historical budget data from the past five years and state and national trends. He discussed what made up the basis for the tax rate increase for the next six years.

According to information gathered, over the next six years the County's tax rate would have to increase a total of 49 cents on the hundred to keep the County in the black, unless the County could come up with some other way to raise revenues such as a meals and lodging tax or dramatic industrial growth.

Capital improvements and debt service needs are the main cause of needing more revenues. The debt service needs blow the financial future sky high. He told the Board and the citizens that roughly 29 cents of the 49 cents increase over the next six years was attributable to the debt service.

Ten cents of the increase would be because of the school budget and for the need to provide for the early retirement payments, for the next ten years. Mr. Elmore stated with the proposed budget, he could not see any savings for the County from early retirement.

IN RE: RECESS

The Chairman called a recess at 5:10 P.M. The meeting reconvened at 7:30 P.M. at Southside Elementary School.

IN RE: PUBLIC HEARING -- SCHOOL BOARD MEMBER DISTRICT #5

This being the time and place as advertised in the Progress-Index Newspaper on May 31, 1992, and The Monitor Newspaper on June 3, 1992, for the Board of Supervisors to conduct a Public Hearing to receive public input from interested citizens on the appointment of a school board member for election district #5.

The Assistant County Administrator advised the Board all names to be considered should be mentioned at this meeting. If any one was here that was interested in the appointment and wanted to speak, they could address the Board.

The following names were mentioned:

1. Curtis Grant Barnes
2. Calvin W. Cunningham
3. Charles T. Mansfield
4. Dorothy Curtis Ragsdale

The County Attorney advised the Board that no state, county, city or town officer or any such officer, during his term of office, be

appointed or serve as a member of the school board for such county, city or town. This would eliminate Charles T. Mansfield, since he is the Mayor of the Town of McKenney.

The following people spoke for Mr. Curtis Barnes:

1. Linda Clarke
2. Faye Spiers

Ms. Dorothy Ragsdale spoke on her own behalf.

The appointment of the School Board member will be on held June 24, 1992 at 7:30 P.M.

IN RE: PUBLIC HEARING -- FY 1992-93 BUDGET

This being the time and place as advertised in the Progress-Index Newspaper on June 10, 1992, and The Monitor Newspaper on June 10, 1992, for the Board of Supervisors to conduct a Public Hearing to consider for adoption the FY 1992-93 Proposed Budget.

The County Administrator gave a brief overview of the proposed budget. The Chairman then asked for public comment.

The following people appeared before the Board to comment on the 1992-93 budget:

1. Dale Thomas
2. Jack Lane
3. Pam Munford
4. Thomas Green
5. Sandy Harris
6. Augusta Davis
7. Rebecca Prince
8. Joe Hubbard
9. H. M. Walker
10. Mary Wallace
11. Cindy Olgers
12. Susan Huett
13. Linda Clarke
14. Jack Mayes
15. Ray Hanks
16. Sam Winn
17. Betty Mayes
18. John Owen
19. Anne Scarborough
20. Greg Davis
21. Richard Vaughn
22. Geraldine Spicely
23. Pam Kissner
24. Margie Ingram
25. Tommy Owen

IN RE: PUBLIC HEARING -- FY 1992-93 TAX RATES

This being the time and place as advertised in the Progress-Index Newspaper on June 10, 1992, and The Monitor Newspaper on June 10, 1992, for the Board of Supervisors to conduct a Public Hearing to consider for adoption the 1992 proposed tax rates.

The Assistant County Administrator read the proposed Tax Rates for the coming year as follows:

Unit Levy--All Districts--$100 Assessed Valuations	
Real Estate	.74
Mobile Homes	.74
Mineral Lands	.74
Public Services	.74
Personal Property	4.90
Personal Property - Volunteer Vehicles	.25
Machinery & Tools	3.30
Heavy Construction Machinery	3.30

The following people spoke on the proposed Tax Rates for 1992.

1. Jack Lane
2. Kay Winn
3. Meade Harrison
4. Anne Scarborough
5. Lucille Phares
6. John Owen

The action for the adoption of the proposed FY 1992-93 Budget and 1992 tax rates was continued to the June 24, 1992, Continuation meeting to be held at 7:30 P.M.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 10:48 P.M., to be continued to June 24, 1992 at 7:30 P.M., at the Pamplin Administration Building.

Edward A. Bracey, Jr.
Chairman, Board of Supervisor

ATTEST: Dewey P. Cashwell
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 24TH DAY OF JUNE, 1992, AT 7:30 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY, VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	LEENORA EVERETT	ELECTION DISTRICT #3
ABSENT:	DONALD L. HARAWAY	ELECTION DISTRICT #2
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: APPOINTMENT -- DINWIDDIE COUNTY SCHOOL BOARD

Extract

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

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. Curtis Grant Barnes is hereby appointed to the Dinwiddie County School Board for a four year term expiring June 30, 1996.

IN RE: ADOPTION OF 1992 - 1993 BUDGET AND TAX RATES

The County Administrator told the Board that the following amendments were needed in the proposed FY 1992-93 Budget:

1. After the public hearing Wednesday evening, County and School administrative staff met to try to work out a plan to leave the school appropriation in place and at the same time minimize the impact of future tax increases on the citizens of the County. This will be accomplished by submitting a smaller payment to the Virginia Retirement System for FY 93 and carrying the balance of the remaining funds in the fund balance to be applied to the payment for FY 94.

2. The modular classrooms will be provided for within the appropriation if the School Board can reprioritize and find approximately $50,000 for debt service.

3. There is a need to increase the contribution to the Crater Juvenile Detention Home by $1,176.75 due to the official census change for Dinwiddie County increasing from 20,960 to 22,319. That would make the total contribution $33,733.50.

Extract

4. We discussed with you last week the need for additional equipment to complete the E911 system. The total equipment purchase will exceed the budgeted amount of $100,000; therefore, our recommendation is to add an additional $10,000 to the transfer from the general fund to take care of the additional equipment needs. These items will be discussed with you at the July 1, 1992 meeting.

5. We also discussed at our last meeting the request from Chesterfield county to participate in the funding of the Boat Patrol on Lake Chesdin. We should include $3,000 in the proposed budget.

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

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the 1992-93 budget is adopted with the above listed amendments as follows:

INCOME ESTIMATES	Current Fiscal Year	Fiscal Year Commencing July 1, 1992
GENERAL FUND:		
Revenue from Local Sources:		
General Property Taxes	$ 6,389,000	$ 7,469,301
Other Local Taxes	1,811,500	1,969,500
Permits, Privilege & Regulatory Licenses	83,500	92,550

Fines and Forfeitures	60,000	65,000
Revenue from Use of Money & Property	254,000	248,000
Charges for Services	193,550	310,400
Miscellaneous Revenue	145,400	158,400
TOTAL	8,936,950	10,313,151
Revenue from the Commonwealth	1,874,365	1,805,389
Revenue from the Federal Government	9,000	9,800
Non-Revenue Receipts	-0-	370,000
TOTAL GENERAL FUND	$10,820,315	$12,498,340
LAW LIBRARY FUND	2,500	2,500
SCHOOL TEXTBOOK FUND	120,275	126,045
SCHOOL FUND:		
Revenue from Local Sources	142,710	54,525
Revenue from the Commonwealth	10,369,069	11,223,471
Revenue from the Federal Government	1,037,046	927,994
Transfers from Other Funds	5,446,864	5,039,606
TOTAL SCHOOL FUND	16,995,689	17,245,596
VA PUBLIC ASSISTANCE FUND	1,653,607	1,672,049
E911 FUND	48,000	114,522
SELF-INSURANCE FUND	158,500	168,500
GENERAL CAPITAL PROJECTS FUND	331,200	74,900
OYCS FUND	75,800	75,092
CDBG CAPITAL PROJECTS FUND		750,000
FIRE PROGRAMS FUND		20,000
GRAND TOTAL -- ALL FUNDS	$30,205,886	$32,747,544
LESS INTERFUND TRANSFERS	6,098,773	5,649,998
TOTAL INCOME	$24,107,113	$27,097,546
FUND BALANCES, JULY 1	4,549,990	4,943,698
CASH RESOURCES	$28,657,103	$32,041,244

CONTEMPLATED EXPENDITURES

GENERAL FUND:		
Board of Supervisors	$ 48,096	75,905
County Administrator	159,384	166,299
County Attorney	38,510	38,510
Independent Auditor	20,500	21,300
Commissioner of the Revenue	140,319	158,349
Business License	15,718	19,136
General Reassessment	137,139	38,699
Land Use	15,910	18,345
Treasurer	166,320	174,484
Data Processing	68,192	73,664
Electoral Board and Officials	56,644	68,539
Circuit Court	10,960	13,950
County Court	8,070	7,470
Special Magistrates	430	135
Clerk of the Circuit Court	44,120	59,978
Commonwealth's Attorney	101,510	101,180
Sheriff-Law Enforcement	1,399,362	1,692,402
Fire & Rescue Service	32,600	18,600
Volunteer Fire Departments	113,035	151,500
Ambulance & Rescue Service	18,800	26,600
Forestry Service	11,541	11,541
Sheriff-Correction & Detention	273,498	273,422
Probation Office	2,450	2,630
Other Correction & Detention	35,047	41,366
Building Inspection	94,124	111,391
Animal Control	70,890	81,605
Medical Examiner	1,000	750
Public Safety/Civil Defense	59,350	58,153

Road Administration	250	250
Street Lights	40,000	42,000
Refuse Disposal	466,285	382,375
Public Nuisance	5,000	5,000
Public Utilities	62,800	100,600
Maintenance of Buildings & Grounds	182,093	186,971
Water Service	125,000	136,000
Health	126,145	130,000
Mental Health	37,159	37,265
Welfare Administration	4,500	4,500
Other Social Services	17,073	17,458
Community College	1,364	1,254
Recreation	119,739	162,420
Lake Chesdin	500	4,500
Regional Library	111,763	116,792
Planning	85,666	101,642
Economic Development	37,616	36,257
Other Planning & Community Development	106,120	104,520
Regional Planning Commission	11,550	12,275
Soil and Water Conservation	7,048	7,260
Johnson Grass Control	600	500
Advancement of Agric & Home Economics	43,723	50,709
Internal Services	136,750	81,250
Debt Service	95,000	1,173,307
Subtotal	4,967,263	6,401,008
Transfers to Other Funds	6,086,773	5,622,363
TOTAL - GENERAL FUND	$11,054,036	$12,023,371
LAW LIBRARY FUND	2,500	2,500
SCHOOL TEXTBOOK FUND	157,400	126,045
SCHOOL FUND:	$16,995,689	$17,660,711
VA PUBLIC ASSISTANCE FUND	$1,653,607	1,672,049
E911 FUND	43,726	153,179
SELF INSURANCE FUND	249,125	253,225
OYCS FUND	75,800	75,092
GENERAL CAPITAL PROJECTS	490,200	702,832
SCHOOL CAPITAL PROJECTS	-0-	-0-
CDBG FUND	750,000	
FIRE PROGRAMS FUND		20,000
GRAND TOTALS - ALL FUNDS	$30,722,083	$33,439,004
LESS INTERFUND TRANSFERS	6,098,773	5,649,998
TOTAL EXPENDITURES	$24,623,310	$27,789,006
FUND BALANCES - JUNE 30	4,033,793	4,252,238
TOTAL REQUIREMENTS	$28,657,103	$32,041,244

IN RE: ADOPTION -- 1992 TAX RATES

The Assistant County Administrator reviewed the proposed tax rates for 1992.

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

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the following tax rates are adopted for 1992 to support the 1992-93 budget:

Unit Levy--All Districts--$100 Assessed Valuations	
Real Estate	.74
Mobile Homes	.74
Mineral Lands	.74
Public Services	.74
Personal Property	4.90
Personal Property - Volunteer Vehicles	.25

Machinery & Tools	3.30
Heavy Construction Machinery	3.30

IN RE: RESOLUTION -- MEALS TAX MONIES FOR EDUCATION

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

Extract

BE IT RESOLVED BY the Board of Supervisors of Dinwiddie County, Virginia that if any monies are received from a meals tax it will be designated to education in the County.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 8:10 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisor

ATTEST: Dewey P. Cashwell
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 1ST DAY OF JULY, 1992, AT 7:30 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	BENJAMIN EMERSON	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the June 17, 1992 Regular Meeting, and the June 24, 1992 Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Mr. Haraway stated that there were a lot of office supplies purchased and he would like the department heads to give an explanation of these items.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #19290 thru #19667, (void check #19293): General Fund - $315,397.88 ; E911 - $3,175.08; Self Insurance - $4,747.10; Law Library - $43.47; Capital Projects - $24,088.76; for a total of $347,452.29.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendments were approved.

1. Delete - 9. Additional Appropriations
2. Add - 9a. CASA Funds

IN RE: CITIZEN COMMENTS

1. Mr. Jack Mayes recommended to the Board that the Board make it mandatory that the public hearing for the annual budget be held on the first meeting in May.

2. Ms. Margie Ingram suggested having a Citizen Comment Box placed in the building to receive comments and suggestions from the citizens. The comments would be collected before each meeting and copied for the Board and citizens and made available at the meetings.

3. Mr. Fred Sahl commended the Board and Chairman for the way the June 17, 1992 meeting was handled. He stated he was embarrassed and hurt by the performance of Citizens at the meeting. He said he felt a strong Parliamentarian was needed. He addressed the comments made by the teachers that night and presented facts to substantiate his feelings that the education system has been adequately funded over the past years.

4. Mr. James McKenzie told the Board the public needs time to examine the budget and he felt the hearing should be held during the day. He also said we need to improve the living conditions of people in the County and provide more jobs. He stated he would like to find out if the citizens were getting their money's worth for their tax dollars.

5. Ms. Anne Scarborough appeared before the Board with the following questions:

a. Outstanding Water Authority loan.
b. Concern for growth in County and asking entire County to provide for services for one end.
c. Rental of property adjoining Ingram Book Company for farming.
d. Old Hickory request for Assistance from Sussex.
e. Monthly report on construction of animal shelter.
f. Meals Tax Resolution and the appropriation of funds to education; she felt some funds should have been appropriated to capital needs.
g. Requested more time to examine budget.

6. Mr. Jack Mayes asked if the State was mandating the replacement of the Middle School? The Chairman directed Mr. Mayes to discuss this with the Superintendent and advised Mr. Mayes that the report from the State was not mandatory.

IN RE: PUBLIC HEARING -- P-92-1 -- JOHN P. HOWERTON

This being the time and place as advertised in the Progress-Index Newspaper on June 17, 1992, and June 24, 1992, for the Board of Supervisors to conduct a Public Hearing to consider a request by Mr. John B. Howerton for the rezoning of Tax Parcel 45-10A.

Mr. Leonard Ponder, Director of Planning, told the Board that Mr. John B. Howerton has applied for a rezoning of Tax Parcel 45-10A from A-2 to B-2. Mr. Howerton currently operates a convenience store on the 1.27 acre parcel located at the intersection of Turkey Egg Road and Boydton Plank Road approximately one half mile north of Dinwiddie Middle School.

This rezoning is a relatively straightforward matter as the property is and has been used commercially for many years. The placement of the store at the intersection of the aforementioned roads also demands a commercial zoning.

This rezoning would also address any future expansion and building improvement needs Mr. Howerton might have because side and rear setbacks are less in B-2 than in A-2. The shape of the lot will make if difficult to expand the building because of excessive setbacks in the A-2 zoning district.

The Planning Commission voted unanimously at its May meeting to approve the rezoning. Staff also recommends approval.

No one spoke for or against the rezoning request.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that land parcel 45-10A of the Dinwiddie County Zoning Maps, located on U.S. Route 1 at the intersection of Turkey Egg Road and Boydton Plank Road approximately one half mile north of Dinwiddie Middle School, is amended by changing the district classification from Agricultural, General, District A-2 to Business, General, District B-2. In all other respects, said zoning ordinance is hereby reordained.

IN RE: TRI-CITIES WORKCAMP

Ms. Connie Romain, representing the Tr-Cities Workcamp, appeared before the Board to inform them of their goals for this year. She said seven homes in Dinwiddie County have been targeted for repairs. She thanked the Department of Social Services for their assistance. The workcampers will be staying at AME Zion Church and lunch is needed.

Ms. Everett commended Ms. Romain.

IN RE: CASA -- FISCAL AGENT

Ms. Dotti Mills and Mr. Michael Traylor advised the Board that a Court-Appointed Special Advocate program has been approved for Dinwiddie County and the City of Petersburg. This program is to help children who are victims of abuse and neglect whose home placement is being determined in juvenile court. The request from the Treasurer is that he be allowed to act as fiscal agent to receive and disburse funds received from private

foundations, corporations, and individuals until CASA can obtain their nonprofit status from the Internal Revenue Service. This process may take up to six to nine months.

The Assistant Administrator stated she had briefly spoken with the Treasurer and felt it should be discussed further before she could make a recommendation. No action was taken pending further information.

IN RE: MOTOROLA EQUIPMENT -- E-911 SYSTEM

Mr. John Clarke, Planning Technician, told the Board in order to install the phone sets and Automatic Location Identification (ALI) monitors included in the E-911 system, the current Motorola console set must be modified and upgraded by adding additional panel space and writing/work surfaces. The original cost of these modifications was $15,271.00; ($11,771.00 equipment and $3,500.00 installation). By removing several components which can be manufactured by a local cabinet shop, the total cost for the console equipment to be provided by Motorola has been reduced to $10,208.00, a savings of $5,063.00. Some of the savings, of course, will be used to build the tables to be inserted into the console configuration.

Extract

The console equipment was not included in the bid because only Motorola supplied these items. Mr. Clarke requested the Board approve the console purchase in the amount of $10,208.00, which includes all costs in relocating the console to the new room.

Upon motion of Mr. Clay, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", authorization was approved for the console purchase in the amount of $10,208.00, which includes all costs in relocating the console to the new room.

IN RE: STONY SPRINGS SUBDIVISION CLEAN-UP

The Chairman stated that the following action has been taken:

1. Landowners have been contacted as authorized by the public nuisance ordinance in the County Code.

2. The Health Department has been contacted about the problems with some of the septic systems.

3. VDOT has been contacted to clean the ditches.

4. The owners of four homes that have been abandoned have been contacted according to the County Code.

5. Grass cutting - the County must wait 30 days from the date of sending a letter to the owner before anything can be done.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The VLGMA Outstanding Assistant Award was presented to our Assistant County Administrator, Ms. Wendy S. Weber, in Recognition of Distinguished Service and Outstanding Achievement.

2. VDOT sent a letter regarding speed checks on the following roads:

a. Rt. 646 - Glebe Road - 45 MPH speed limit - Mt. Calvary Church.

b. Rt. 619 - sparse accidents - no change recommended.

c. Rt. 226- Western Heights Church to Rt. 460 - no change recommended.

The Chairman expressed concern about Rt. 619 due to the closeness of homes to the highway and the children.

3. The Appomattox Regional Library submitted a report.

4. Wells in McKenney - DCWA will drill one more well; two previous drillings were unsuccessful.

5. Ms. Debbie Marston, Commissioner of Revenue, requested authorization, for her and her assistant, to attend the Commissioner of Revenue Seminar in Charlottesville, Virginia, for three days.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, voting "aye", Mr. Bracey, voting "nay", authorization was approved for the Commissioner of Revenue and her Assistant to attend the Commissioner of Revenue Seminar in Charlottesville, Virginia at a cost not to exceed $700.00.

6. The Building Inspector has talked with the Sheriff's Department and they have worked together to have the vehicles cleaned by inmates in exchange for the Sheriff's Department use of a truck to pick up confiscated items.

The Board felt it is a good arrangement as long as the use is monitored.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Haraway said in the future he would support increases for teachers. The tax increase is 22% larger but the average over six years is less than 4% per year. The Board has kept the taxes down and sacrificed Capital expenditures; now we have to pay for what we haven't paid for in the last six years. We need to be competitive.

Mr. Clay responded to Mr. Haraway's comments by stating the County did issue bonds but the bonds were not used by the School Board for what they were intended and the School Board has to accept some of the blame. It isn't all the fault of the Board. He added Mecklenburg pays their teachers comparable to Dinwiddie with a 33 cent tax rate. Why does Dinwiddie have to have a 74 cent tax rate.

2. Ms. Everett said the $250,000 contribution to DCWA needs to be resolved. She said the Water Authority thought it was the County's match to get the grant from FHA.

Mr. Bracey stated he hoped it was going to be resolved.

Mr. Haraway said if DCWA cannot repay the loan we should write it off. If the Authority has the money, they should pay.

Mr. Clay stated that the DCWA was working on it. He said maybe a meeting could be set up.

Mr. Moody responded he was not sure of the history, but if they borrowed it then the loan should be repaid.

3. Mr. Moody said he had a letter from Jack Lane and according to the Commissioner of Revenue, he did qualify for tax relief for the elderly.

Ms. Marston stated she intended to present an amendment to increase limits for the elderly and disabled for tax year 1993. She said the County could adopt an ordinance to provide tax relief for personal property also for one vehicle.

4. Mr. Clay asked if all the volunteers had signed up for their relief? If they didn't sign up, then they shouldn't be allowed to get it. The Commissioner needs to get something in writing from the Board as a policy.

5. The Chairman stated he had distributed a letter from Mr. Thomas VanPelt that they could act on or consider as they desired. The Chairman suggested the Board get together with the General District Court Judge to solicit his help in code enforcement. He instructed the County Administrator to set up a meeting with the General District Judges, Commonwealth Attorney, Law Enforcement Officers and Board Members to discuss the problem. Mr. Clay and Mr. Bracey volunteered to meet with them.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the

Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; the Board moved into Executive Session at 9:48 P.M. A vote having been made and approved, the meeting reconvened into Open session at 10:04 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 10:07 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 15TH DAY OF JULY, 1992, AT 2:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY, VICE-CHAIRMAN	ELECTION DISTRICT #5
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DANIEL SIEGEL	COUNTY ATTORNEY
	ALVIN BOOTH	CAPTAIN, SHERIFF'S DEPARTMENT
ABSENT:	HARRISON A. MOODY	ELECTION DISTRICT #1

IN RE: MINUTES

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the July 1, 1992, Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, 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 #19671 thru #19789; (void checks #19670) General Fund - $207,548.10; E911 - $18,934.00; Self Insurance - $16,306.54; Capital Projects - $1,593.74; Fire Programs Fund - $883.96; for a total of $245,463.11.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Contractual purposes; the Board moved into Executive Session at 2:05 P.M. A vote having been made and approved, the meeting reconvened into Open session at 3:17 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: CITIZEN COMMENTS

1. Mr. Richard Lane appeared before the Board requesting coordination between the Health Department and the zoning department for the issuance of permits and maintenance of records. He also told the Board

it is difficult for senior citizens living on a fixed income to pay the high real estate and personal property taxes in the county. He asked the Board to do their part in helping the senior citizens.

2. Mr. Fred Sahl gave the Board a pamphlet on asbestos from the EPA and he asked them to read it over, particularly the section on schools. He said that loans and grants were available for the clean up of asbestos.

3. Ms. Anne Blazek directed some questions to VDOT regarding the placement of a sign for the entrance of the racetrack and also a turn lane off US Rt. 1. She said she had doubts regarding the right of way needed for them.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, reported the following to the Board:

1. Route 700 has been completed.

2. Rt. 646 - Glebe Road between Rt. 1 and Rt. 613 - 45 MPH speed limit change - Mt. Calvary Church.

3. Rt. 619 between Rt. 1 and Rt. 613 - sparse accidents - no change recommended.

4. Rt. 226- Western Heights Church to Rt. 460 - no change recommended.

5. The County Administrator asked about the status of the Railroad crossing arms at Carson. Ms. Forrest said she had not been in the area lately but she would check on it.

6. Ms. Everett asked for an update on the traffic light at Route 460 and Route 226. Ms. Forrest said the poles were to be installed within the next two to three weeks and the signal lights should be up and operating before school starts.

7. Ms. Everett requested a reflectorized sign be placed on Church Road showing where Turkey Egg Road is located coming from the High School. She also asked about the light situation at Rt. 460 and US Route 1.

8. The Chairman expressed concern about Rt. 619 due to the closeness of homes to the highway and the children. He asked Ms. Forrest if she would write a letter of explanation for the citizens on that road and he would be glad to deliver it to them regarding VDOT's decision not to reduce the speed limit.

9. The Chairman asked that a sign be installed directing traffic to the Courthouse.

10. Ms. Forrest also informed the Board that all codes and compliances would be met for the entrance to the raceway.

IN RE: COMMISSIONER OF THE REVENUE

1. Mrs. Deborah Marston, Commissioner of the Revenue, presented the Board with information for amendments to the code raising limits for tax relief for the elderly and disabled citizens for personal property and real estate taxes in the County.

2. Ms. Marston requested that the volunteer personal property tax reduction issue be placed on the agenda for a later date because she had not been able to talk with the Public Safety Officer to work out some details.

Mr. Haraway requested Ms. Marston to prepare a spreadsheet on what the other localities are doing for tax relief.

IN RE: TREASURER -- REPORT

Mr. William E. Jones submitted his report for the month to the Board. He asked the Board to postpone the CASA request until the next Board meeting.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T. O. Rainey, III, Commonwealth Attorney, was not present.

IN RE: SHERIFF -- REPORT

There was no report from the sheriff's office.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, submitted his report for the month of June. He gave a brief synopsis of the Vol. II Building Maintenance Code. Mr. Abernathy informed the Board that if they wished to adopt Vol. II it would be costly for the County.

Mr. Haraway asked if the problems existing now in the different subdivisions could be corrected with Vol. I.

Mr. Abernathy explained that only structural problems could be enforced under our present code. Under Vol. II, buildings could be condemned for certain maintenance codes.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, submitted his report for the month of June. He told the Board he would like to have the grand opening for the animal shelter on August 19 at 12:30 before the 2:00 P.M. meeting. Mr. Mellick also reported that he had a successful adoption day at Ukrop's on Saturday.

2. Mr. Mellick presented to the Board a swine claim from Milton E. Hill for five pigs in the amount of $160.

Extract

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", the swine claim for Milton E. Hill for five pigs in the amount of $160.00 was approved.

3. Mr. Mellick presented to the Board a poultry claim from Mr. Robert M. Parrish for eighteen chickens in the amount of $63.

Upon motion of Mr. Clay, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", the poultry claim for eighteen chickens in the amount of $63.00 for Robert M. Parrish was approved.

IN RE: RECESS

The Chairman declared a recess at 4:15 P.M. The meeting reconvened at 4:25 P.M.

IN RE: DIRECTOR OF PLANNING -- REPORT

Mr. Leonard Ponder, Director of Planning, gave a brief update on the comprehensive plan for the county.

IN RE: E911 MOTOROLA CONTRACT

Mr. Leonard Ponder, Director of Planning, read the following resolution:

Extract

WHEREAS, in order to provide the County with an E911 System to protect the health and safety of citizens of the County, the County has approved a contract for E911 Equipment with Motorola Corporation; and

WHEREAS, the installation of such E911 Equipment in the manner and quality required by the County will necessitate certain renovations to be made at the Sheriff's Office where the E911 Equipment will be located along with the addition of a 25 kilowatt generator, Mechanical HVAC changes, demolition, engineering and electrical work; and

WHEREAS, due to recent requirements of C & P Telephone Co. restricting the installation timeframe in order to complete the E911 installation and training to meet the December 18, 1992 deadline committed by the County, the County will need to modify the terms of the Contract with Motorola Corporation to include the renovations, additions and work referenced in the previous paragraph;

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors of the County hereby authorizes and directs the County Administrator to make such modifications to the Contract with Motorola Corporation for the E911 System to include the renovation, demolition and site work at the proposed location for the E911 System along with the necessary mechanical HVAC changes, 25 kilowatt generator, electrical work and engineering services, which is estimated to be $94,290.00 in additional costs to this Contract.

This Resolution is to be effective immediately.

Mr. Clay asked Mr. Bob Scott, Motorola Representative, to give an overview of the extra requirements.

Mr. Scott explained that an extensive study was made of the facilities and they were a lot more inadequate than was thought at first. With the renovations and installation, the cost will be $94,290. This includes a new air condition system, generator, and relocating equipment.

Upon motion of Ms. Everett, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Bracey voting "aye", Mr. Haraway abstained, the following resolution is adopted:

WHEREAS, in order to provide the County with an E911 System to protect the health and safety of citizens of the County, the County has approved a contract for E911 Equipment with Motorola Corporation; and

WHEREAS, the installation of such E911 Equipment in the manner and quality required by the County will necessitate certain renovations to be made at the Sheriff's Office where the E911 Equipment will be located along with the addition of a 25 kilowatt generator, Mechanical HVAC changes, demolition, engineering and electrical work; and

WHEREAS, due to recent requirements of C & P Telephone Co. restricting the installation timeframe in order to complete the E911 installation and training to meet the December 18, 1992 deadline committed by the County, the County will need to modify the terms of the Contract with Motorola Corporation to include renovations, additions and work referenced in the previous paragraph; referenced in the previous paragraph;

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors of the County hereby authorizes the County Administrator to make such modifications to the Contract with Motorola Corporation for the E911 System to include the renovation, demolition and site work at the proposed location for the E911 System along with the necessary mechanical HVAC changes, 25 kilowatt generator, electrical work and engineering services, which is estimated to be $94,290.00 in additional costs to this Contract.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, submitted her final budget for 1992-93. She told the Board that the initial allocations from the state were not sufficient to match the entire amount; but she expected to receive additional allocations of Federal and State money during the year. She requested the Board's approval of the entire local share as submitted so that local funds would be available to match Federal and State allocations.

Ms. McElveen thanked the Board for paying the employee's share of retirement.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Richard Vaughn, Superintendent of Schools, gave the following report:

1. The School Board has reorganized; Greg Davis is Chairman, and Harold Walker is Vice Chairman.

2. The School Board meetings will be held on the second Tuesday of each month alternating odd and even months at 8:00 P.M. and 4:00 P.M. Also, a second meeting has been added on the fourth Tuesday from September to April, excluding December, to be held at each school at 7:30 P.M.

3. Dr. Vance gave a brief review of the planning retreat. She commended Ms. Diane Galbreath for her help with the process.

4. Diane Galbreath presented the Board with a brief report of the past year's work for OYCS and a projection of their future work. She said this year the Office on Youth and Community Services has produced a Six-Year Plan for the Youth which was an interagency effort coordinated by the Office on Youth which she submitted to the Board. She also requested authorization to have the annual Christmas Parade on December 6, 1992.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", the Office on Youth and Community Services was authorized to hold the annual Christmas Parade on December 6, 1992 at 3:00 P.M.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Daniel Siegel, County Attorney, reported the following to the Board:

1. Mr. Siegel requested authorization to advertise the Amendment to the Courthouse Maintenance Fee Ordinance for public hearing. This amendment will provide for the collection of a fee for civil cases also.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", the County Attorney was authorized to advertise the Amendment to the Courthouse Maintenance Fee Ordinance.

2. The County Attorney told the Board he would present the proposal for financing bids at the next meeting.

3. The Weapons Ordinance information will be distributed at the next meeting also.

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of June, 1992.

IN RE: PURCHASE OF FIELD MAINTENANCE EQUIPMENT

Mr. Rinaldi presented the bid results for lawn equipment to the Board. He asked for direction on whether to purchase new or used equipment. This equipment will be used to maintain the recreational fields during the summer and snow removal in the winter. Mr.Haraway asked about coordination of the school's equipment. Mr. Bracey stated the equipment purchase was discussed with the school maintenance staff and mentioned to the School Board. The Superintendent stated no funds were budgeted for this type of equipment.

Extract

After discussing the issue, the Board decided it would be best to purchase the used tractor from Lowery Tractor Sales to include a mower and trailer at a cost of $6,145.

Upon motion of Mr. Clay, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr.Haraway, Mr. Bracey, voting "aye", payment of $6,145 to Lowery Tractor Sales for a used tractor and grass cutting equipment was approved and funds appropriated.

IN RE: PUBLIC SAFETY DIRECTOR

David W. Nichols, Public Safety Officer, submitted several reports including the Fire Department's and Rescue Unit's responses for the month of June. He also informed the Board of the following:

1. He requested authorization to have the County Attorney research the possibility of code specifically addressing the fencing and/ or securing of swimming pools.

2. To have the County Code amended to increase the fine for violation of Class I Misdemeanor to $2,500 maximum as per code of Virginia.

3. He gave the Board a draft on regulation for enforcement of the storage of liquid propane tank exchange cages located at gas stations and convenience stores. He asked the Board to read them over and offer any concerns or suggestions.

4. Mr. Nichols told the Board he has begun a comprehensive fire inspection program for all buildings open to the public within Dinwiddie County - schools, churches, businesses, offices, and stores. All will be inspected at least once per year, with high hazard occupancies being inspected twice per year to insure compliance with the Virginia Statewide Fire Prevention Code and the Code of Dinwiddie County.

5. He informed the Board he is logging the status of the ambulances within the County and will present the Board with a graph indicating hours of service.

6. Mr. Nichols asked the Board for authorization to begin the fire and pump maintenance service program for fire vehicles in an amount not to exceed $5,000.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", an amount not to exceed $5,000 was appropriated from the Capital Projects Fire Departments Fund for fire and pump maintenance.

7. He requested authorization to begin administering the Hepatitis B Vaccine Program. The funding was approved in the budget for 1992-93.

Extract

Upon motion of Mr. Clay, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, voting "aye", Mr. Bracey voting "nay", an amount not to exceed $26,000 from fund number 3202- 7008 was approved for the administration of the Hepatitis B Vaccine for the County fire department volunteer personnel.

8. Mr. Nichols informed the Board that he had attended the Department of Emergency Services, Civil Defense Systems class last month. He said he also plans to attend a course in Emergency Planning July 14 - 16, 1992 in Richmond.

9. The Public Safety Officer reported that on Wednesday, July 8, 1992, he, Gary Rudolph, Executive Director of Southside Chapter of American Red Cross, and Peggy McElveen, Director of Social Services, spent the morning surveying the County's school buildings. Presently, Dinwiddie County High School is the evacuation shelter. In the coming months they will be updating the County's evacuation and sheltering procedures to better utilize the available shelter area.

10. Mr. Nichols stated that he has been selected to hold a position on the Board of Directors of the Southside Chapter of the American Red Cross which serves Dinwiddie County.

11. Mr. Nichols stated that the Ford Volunteer Fire Department fire truck is in need of repairs. They requested authorization to forego the three bid requirement in order to expedite its return to service because it would have to be towed to three different places in order to get the bids.

The Public Safety Officer was informed that the three bids were mandatory but that since it was the first line truck it would have to be repaired quickly. He was instructed to get the bids and give them to the Assistant County Administrator for approval.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", the County administrator was authorized to repair the Ford Volunteer Fire Department truck after the three bids are received and the lowest price analyzed for acceptance.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, submitted a report for the month of June to the Board. He informed the Board that he could extend the hours of operation without increasing working hours of the employees to better serve the public. The extension would be to 6:00 P.M., Monday - Friday and 7:00 A.M. - 3:00 P.M. on Saturday.

The Board instructed Mr. King to try the extended hours.

IN RE: LANDFILL EXPANSION -- HYDROGEOLOGIC & GEOTECHNICAL WORK

The Assistant County Administrator informed the Board that Draper Aden Associates has solicited proposals from geotechnical firms to conduct the field work on the Landfill expansion. Four proposals were submitted to them for Dinwiddie County's hydrogeologic and geotechnical investigation of the proposed landfill site. Estimated costs are listed below:

Engineering Tectonics P.A.	$27,635
Atlantic Geotechnical Services	41,199
Virginia Geotechnical Services, P.C.	63,550
Russnow-Kane & Associates	62,500

Extract

Engineering Tectonics P.A. submitted a well designed site investigation proposal which reflects their knowledge of the permitting and design process. Their combination of expertise and cost provide the County with a good value. The Assistant County Administrator said Draper Aden recommended Engineering Tectonics P.A. to conduct the site hydrogeologic and geotechnical investigation and report for the Landfill expansion.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", the County Administrator was authorized to proceed with Engineering Tectonics at the cost of $27,635 for the site hydrogeologic and geotechnical investigation report for the Landfill expansion.

IN RE: APPROPRIATIONS RESOLUTION

The Assistant County Administrator told the Board the appropriations resolution needed to be approved in order to disburse funds for 1992-93.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", the following resolution was adopted:

Extract

Whereas, the final 1992-93 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 $12,023,371 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 E911 Fund in the amount of $153,179; Self Insurance Fund in the amount of $253,225; Law Library Fund in the amount of $2,500; General Capital Projects Fund in the amount of $702,832; Local Sales Tax in the amount of $575,000; School Textbook Fund in the amount of $126,045; School Fund in the amount of $17,238,553; Virginia Public Assistance Fund in the amount of $1,672,049; OYCS Fund in the amount of $75,092 and CDBG Fund in the amount of $750,000 be appropriated beginning July 1, 1992.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The Administrator gave an update on the clean-up of Stony Springs Subdivision.

2. The Citizen Comment box was displayed and will be installed.

3. The County Administrator informed the Board that Weather's is going to have an open house on September 26, 1992 at the site at the Airpark Industrial Park. He stated that Mr. Van Woodlief is inviting approximately 600 customers, and was asking for a donation of $300 from the County.

4. The Administrator requested authorization for the Commissioner of Revenue to use the Director of Planning vehicle to attend a conference in Charlottesville.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey, voting "aye", the Commissioner of Revenue was authorized to use the Director of Planning's vehicle to attend a conference in Charlottesville.

5. A Multi-Family Dwelling 60 unit complex is under development in the northern end of the County.

IN RE: BOARD MEMBER COMMENTS

Mr. Clay stated he had received a call from a citizen commending the sheriff's department for unlocking their car.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", the meeting adjourned at 6:18 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST:
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE SPECIAL MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MULTI/PURPOSE ROOM OF SOUTHSIDE ELEMENTARY SCHOOL, DINWIDDIE COUNTY, VIRGINIA, ON THE 29TH DAY OF JULY, 1992, AT 7:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DANIEL SIEGEL	COUNTY ATTORNEY
ABSENT:	AUBREY S CLAY, VICE-CHAIRMAN	ELECTION DISTRICT #5

IN RE: MEALS TAX REFERENDUM - JOINT INFORMATION SESSION

The Board of Supervisors met jointly with the School Board to hold a public information session on the meals tax referendum. The County Administrator presented background information on what the meals tax is and why it is needed in Dinwiddie County.

The following people made comments and/or asked questions:

1. Troilen Seward
2. Gary Martinez
3. Kay Winn
4. Ann Scarborough
5. Greg Davis
6. Cheryl Martinez
7. Judy Richardson
8. Tom Green
9. Delegate Riley Ingram

Mr. Moody stated he supported the use of the funds for capital projects for the schools.

Mrs. Everett stated she felt it was imperative that the meals tax be adopted. She supported its use for capital projects and hoped it would free up other funds to be used for teacher pay. She hoped the two Boards and interested citizens would tour the schools and see what was out there.

Mr. Haraway stated they needed to pay particular attention to Midway School and the Middle School.

Mrs. Debbie Marston, Commissioner of the Revenue, pointed out that the administration of the meals tax would cause additional expenses for her office which was not budgeted.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Ms. Everett, Mr. Bracey voting "aye", the meeting was adjourned at 8:40 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 19TH DAY OF AUGUST, 1992, AT 2:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY, VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	BENJAMIN EMERSON	COUNTY ATTORNEY
	DANIEL SIEGEL	COUNTY ATTORNEY
	SAMUEL SHANDS	DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the August 5, 1992, Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #20082 thru #20233; (void check #20081) General Fund - $183,716.41; Self Insurance - $9,686.76; Capital Projects - $9,115.88; Fire Programs Fund - $2,409.38; for a total of $205,048.89.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (7) Legal, the Board moved into Executive Session at 2:02 P.M. A vote having been made and approved, the meeting reconvened into Open session at 3:31 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendments were approved:

Add: 5. Executive Session - 1. Legal
11. Executive Session - 1. Legal
16. Executive Session - 3. Acquisition of Property

IN RE: VA POWER -- POWER LINE PROJECT

Mr. John D. Farmer, Jr., Manager - T.D. Projects, Virginia Power, gave a slide presentation of the new Clover Power Plant and the proposed transmission line in southern Virginia. The plant is a joint project between Old Dominion Electric Cooperative and Virginia Power. It is scheduled for completion in 1996. The new 500-kv line will extend approximately 80 miles from the new Clover Power Plant in eastern Halifax County to Virginia Power's Carson Substation in eastern Dinwiddie County.

Mr. Farmer told the Board that the routing selection process involved many steps. An environmental consultant, Burns & McDonnell, is conducting the routing study and will prepare an environmental assessment. The routing process focuses on finding a route which is both environmentally sound and cost-effective. The transmission line should be completed in 1996.

Mrs. Margaret Rooney told the Board she is concerned about the electromagnetic fields and health issues associated with EMF. She said research results to date are inconclusive and she asked the Board to write a letter to the SCC to slow down the process until more conclusive evidence is discovered.

Don Koonce, Superintendent, Transportation Operations, informed the Board that Virginia Power is committed to supplying electricity in a responsible and safe manner, and this commitment fully covers the concern over the possible health hazards from exposure to 60 Hz electric and magnetic fields.

He explained that there are two types of fields associated with power lines. Both decrease in intensity with distance from an electrical line.

Electric fields are fields produced by the voltage, or electrical pressure, of electricity. Electric fields increase as voltage increases. Therefore, concern over electric fields has been focused on high-voltage transmission lines.

Magnetic fields are fields produced by the amount of electrical current flowing through a wire. The strength of magnetic fields is not affected by voltage. Magnetic fields are produced by electrical current and are, therefore, associated with transmission lines, distribution lines, household wiring and every day electrical appliances.

Some studies over the past 15 years have raised concern over long-term EMF exposure and possible adverse health effects such as cancer. Two studies in Denver and one in Los Angeles found a weak statistical association was weaker when measured magnetic fields were considered. Other potential risk factors could have been involved.

Biological systems do respond to EMF exposure, but the evidence for a possible human health risk is controversial and very complex. Everyone wants the research to continue and more information to be shared about EMF.

In its 1992 annual report, the Virginia Department of Health says most of the epidemical studies that imply a cancer risk as a result of EMF exposure "are only suggestive and fall far short of providing unequivocal evidence for a causal exposure-effect or a dose-effect relationship."

Mr. Farmer stated he would send individual maps to the Board members showing the proposed route.

IN RE: DEPARTMENT OF FORESTRY

Mr. John Carroll, Regional Forester, appeared before the Board and gave an annual report of the forestry in Dinwiddie County.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, reported the following to the Board:

1. The signal light is up and operating at the intersections of Rt. 226 and Rt. 460.

2. The bridge on Rt. 1 at Hatcher Run is under construction and a light has been placed there.

2. The contract to resurface a section of Rt. 619 has been awarded to B.P. Short.

3. The RR is working on the crossing gate arms at Carson.

Ms. Everett told Ms. Forrest is was great having the light at Rts. 460 and 226. She asked if VDOT had looked into the lighting situation at Rt. 1 and 460. Ms. Forrest said VDOT was checking out the situation for the installation of some extra lights but not a signal light.

Mr. Moody stated that the RR crossing at Rt. 627 was extremely rough and some pavement needed to be installed and he asked if VDOT had checked the situation out yet? Ms. Forrest said she would check on it.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, said she had nothing to present to the Board, but would be happy to answer any questions.

IN RE: RECESS

The Chairman declared a recess at 4:20 P.M. The meeting reconvened at 4:29 P.M.

IN RE: TREASURER -- REPORT

Mr. William E. Jones submitted his report for the month of July to the Board.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T. O. Rainey, III, Commonwealth Attorney, was not present.

IN RE: SHERIFF -- REPORT

Mr. Bennie Heath, Sheriff, submitted a monthly traffic summons report.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, submitted his report for the month of July. He also gave a twelve month mobile home report.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, submitted his report for the month of July.

Mr. Mellick asked the Board for authorization to advertise for a Deputy Animal Warden.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Animal Warden was authorized to advertise for the position of Deputy Animal Warden.

Mr. Mellick also asked the Board to allow him to hire a part-time person to help until the permanent person could be hired.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the

County Administrator was authorized to hire a part-time Deputy Animal Warden within the budget range until a permanent person could be hired.

The Chairman asked for a copy of all the applications and instructed the administration staff to notify him a day in advance of the interviews.

IN RE: HOME FUNDS

Mr. Leonard Ponder, Director of Planning, told the Board that 9.6 million dollars has been set aside for indoor plumbing/rehabilitation programs (HOME) for the State. These funds will be available on a first come, first qualified, first granted basis. Mr. Ponder stated that the application had to be submitted to the Department of Housing and Community Development by Friday, August 21, 1992 to be eligible for funds for Dinwiddie County.

Mr. Clay responded that he was for the HOME funds but he felt the rural area homeowners should take preference.

The Chairman expressed concerns with the administration of the program. He said he didn't feel the staff had enough time to administer the plan.

Extract

Upon motion of Ms. Everett, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, voting "aye", Mr. Bracey "abstaining", the following resolution was adopted:

WHEREAS, the Commonwealth of Virginia, Department of Housing and Community Development has issued a Request for Proposals for Participation in the INDOOR PLUMBING/REHABILITATION PROGRAM, and

WHEREAS, assistance is needed to effectively and adequately address the rehabilitation of substandard homes of low-income persons to be served by Dinwiddie County on a County-wide basis, and

WHEREAS, an application for participation in this program has been prepared, and

WHEREAS, Dinwiddie County agrees to provide the administration for the program to those in need in conformance with the regulations and guidelines of this State Program to include applicable Federal requirements under the Home Program, and

WHEREAS, Dewey P. Cashwell, County Administrator can act on behalf of Dinwiddie County and will sign all necessary documents required to complete the proposal process,

NOW, THEREFORE, BE IT RESOLVED THAT the Board of Supervisors of Dinwiddie County, Virginia hereby authorizes Dewey P. Cashwell, County Administrator, to apply for and accept participation in and enter into an Agreement with the Virginia Department of Housing and Community Development and undertake any and all actions and responsibilities in relation to such Agreement.

IN RE: DIRECTOR OF PLANNING -- REPORT

Mr. Leonard Ponder, Director of Planning, gave a brief update on the E911 system equipment for the county.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, submitted an annual report to the Board.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Richard Vaughn, Superintendent of Schools, told the Board that the teachers would be returning to work on August 28, 1992 and the students would be starting school on September 8, 1992.

IN RE: DINWIDDIE COUNTY SCHOOL BOARD TRANSPORTATION DEPARTMENT -- SHERIFF DEPARTMENT SURPLUS VEHICLES

Mr. James R. Hutchinson, Supervisor of Maintenance and Transportation for the Dinwiddie County School Board, requested that the Board authorize him to inspect, and if found usable, to select three of the surplus Dinwiddie County Sheriff Department vehicles.

The vehicles will be used to replace two of the vehicles that are beyond repair used to transport students. The other one will be used to increase the School fleet to provide the mandatory transportation needed for the special education program.

The County Administrator also asked the Board to allow the administration office to select one vehicle for its use also.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Dinwiddie County School Department of Transportation was authorized to inspect and choose three surplus vehicles from the Sheriff's Department; and the Administration Office was authorized one vehicle.

Extract

IN RE: CAPITAL IMPROVEMENTS -- DINWIDDIE COUNTY SCHOOLS

Dr. Vaughn told the Board that they were sent copies of A Recommended Plan For Capital Improvements for Dinwiddie County Public Schools, March 1992,as prepared by the Department of Education.

The School Board is in the process of determining what additional information it might need to analyze before presenting a formal recommendation to the Board. We are exploring the possibility of using the services of an engineering/architectural firm to conduct a more detailed study of space/facility needs.

He said if the board has no objections, he would like to talk with the people handling the project for the county, to see if they are interested in incorporating the school study, without delaying work for the county. We would need to know their time-frame for handling our portion and the cost of this additional work before the School Board can make a final decision.

He told the Board if this appears feasible, if they would give him the name of the contact person, firm name, and phone number then he would get the information needed to present it to the School Board.

The Board asked Dr. Vaughn to get a cost estimate and they stated they had no objections to the request.

IN RE: FINANCING OF COUNTY AND SCHOOL CAPITAL NEEDS

Mr. Daniel Siegel, County Attorney, presented to the Board the proposal for lease purchase financing of the County's and School Capital Needs. He explained that the financing will be structured as a lease from the County as lessee with the IDA as lessor. Bonds will be issued by the IDA in the amount of total capital needs amortized over eight years. The interest rate is expected to be approximately 6.00%. Bids will be solicited on a firm underwriting basis for a not to exceed interest rate with closing of the bond issue in late September or early October, 1992.

The Board had asked for a justification for the nine (9) modular units the school board ordered.

Dr. Vaughn sent the following memo to the Board:

This is confirmation of the need to purchase nine (9) modular classroom units for the 1992-93 school year. Original projections indicated that the enrollments were increasing and we could be extremely crowded or short on appropriate classroom space. We explored the possibility of changing boundary lines or of moving certain classes to other schools. These options did not correct the problems and created other situations that were not educationally sound and increased travel time significantly, in some cases.

Utilizing modular classroom units will enable students to remain in their normal geographic area and, at the same time, be in a classroom that is conducive to learning. The units meet maximum size requirements, are air-conditioned and have rest rooms.

Total cost/financing (debt service) is for six (6) units equalling $150,804. We realize that this has to be budgeted for the next eight (8) years. Since the budget was prepared, we have received authorization to house Chapter I in three units and charge the cost to Chapter I.

Nine (9) units have been ordered and are scheduled to arrive on or about September 15, 1992. Foundations are scheduled to be laid around August 24, pending some details which need to be clarified on the plans with Mr. Dwayne Abernathy. Units will be located as follows:

Midway Elem
1 unit - Chapter I (To be reimbursed by Federal Funds)
1 unit - Grade 4
1 unit - Grade 5
1 unit - Special Education

There will be two (2) additional teachers assigned for 1992-93 to meet increased enrollments. The other two (2) units are needed in order to move the office to the first floor to be accessible to the handicapped. There is no infirmary and the present office is too small to accommodate sick students. The old office will be used for occupational and physical therapy, by the guidance counselor, psychologist and other itinerant people.

The speech therapist will utilize the current office of the guidance counselor instead of working in the pump house. A special education class will be moved out of the teachers' lounge.

Rohoic Elem.
3 units - Grade 3

There will be three additional teachers assigned for 1992-93 to meet increased enrollment. It will be necessary to operate some programs in spaces that are not the most suitable, but will adapt to the situation. The lounge will become the office for the guidance counselor. Music will be taught on the stage and the speech therapist will utilize the stage, also.

Middle School
2 larger double-wide units will be utilized by four (4) Chapter I teachers to free up space for two new positions to handle increased enrollment in Grade 7. The cost will be reimbursed through Chapter I / Federal Funds.

Enrollments are fluctuating daily and assignments to Junior Kindergarten are not final. Enrollments are listed as of August 7, 1992 for self-contained classes and do not include remedial reading, Chapter I, physical education, music or space for itinerant personnel for speech, special education resource, psychologists, etc.

	Midway		Rohoic	
Grade	Students	Teachers	Students	Teachers
JK	25	2	33	3
K	55	3	85	4
1	57	3	75	3
2	56	3	70	3
3	46	2	71	3
4	49	2	52	2
5	44	2	43	2
Sp Ed	6	1	7	1

The School Board and administration have studied and re-studied all data and needs; thereby, determining this to be the most appropriate means to provide a conducive educational setting, at this time.

Mr. Haraway said several of the modular units fell under a cloudy area because of the number of students in each class room. He asked about the student/teacher ratio requirement mandated by the State. Mr. Haraway said per his calculation for junior kindergarten there are 17 students per classroom and with the extra modular units the number would go to 11 students; the cost per classroom for the teacher's salary and benefits, classroom with utilities and other related expenses, it would cost the county $75,000 per year for the duration of the loan.

Dr. Vaughn explained that the state does not say the specific number of student/teacher per classroom. What it does state is the recommended number per grade. He told the Board that the number is fluctuating daily and at this point the teacher to pupil ratio has not been calculated.

The Chairman suggested the School Board inventory their existing furniture before buying new.

Mr. Haraway stated that he felt the state aid funds are underestimated in the school budget and that they will receive $150,000 to $200,000 more; and if indeed this does happen that the extra money should be used to reduce the loan balance.

Dr. Vaughn said he would have no problem doing that.

Set forth below are the items to be included in the proposed lease purchase financing of the County.

Nine (9) modular classrooms	-	$199,000
Ten (10) school buses	-	370,000
School maintenance	-	300,000
School computers	-	125,000
Two (2) fire trucks	-	370,000
One (1) trash truck	-	90,000
One (1) Roll off conversion truck for trash collection	-	40,000
E911 Equipment	-	105,000
Cost of Issuance (less Underwriting Spread)	-	25,050
TOTAL		$1,624,050

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody voting "aye", Mr. Bracey voting "nay", the County Attorney was authorized to proceed with issuing a request for proposals for financing of the County's and School Capital Needs, as listed above, in the amount of $1,624,050 with terms as presented.

IN RE: WEAPONS ORDINANCE

Mr. Ben Emerson, County Attorney, provided the Board with the following weapons ordinance information:

Sec. 15.1-1. Definitions

When used in this section the following works shall have the meanings ascribed to them as follows:

Ammunition shall mean a cartridge, pellet, ball, missile or other projectile adapted for use in a firearm, toy pistol or toy rifle.

Firearm shall mean a weapon in which ammunition may be used or discharged by explosion, pneumatic pressure or mechanical contrivance, including any hand gun, pistol, shotgun, rifle, BB gun, or pellet gun, but shall mean a toy pistol or toy rifle.

Sec. 15.1-2. Discharging weapons in or along roads, etc.

If any person, other than a police officer in the lawful discharge of his official duties, discharges or shoots any firearm or other weapon in or along any public road or street or within one hundred (100) yards

thereof, or in any zoning district zoned for R-1 or higher use, within one hundred (100) yards of any building occupied or used as a dwelling or place where the public gathers, not his own dwelling or residence, except in the lawful defense of his own person or property or that of a member of his family, he shall be guilty of a Class 1 misdemeanor.

Cross references - Penalty for Class 1 misdemeanor, 1-11.

State Law references - Similar provisions, Code of Virginia, 18.2-280 and 18.2-286; authority of county to prohibit discharge of weapons in certain areas, 15.1-518.

Sec.15.1-3. Discharge a firearm at a songbird or domestic animal.

If any person, other than a police officer or animal warden in the lawful exercise of his official duties, discharges or shoots any firearm or other weapon at a songbird, pet, or other domestic animal, so as to wound or kill the same, such person shall be guilty of a Class 4 misdemeanor.

Cross references - Penalty for Class 4 misdemeanor, 1-11.

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody voting "aye", Mr. Bracey voting "nay", the County Attorney was authorized to advertise the Weapons Ordinance for public hearing at the October 7 meeting.

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of July, 1992.

IN RE: PUBLIC SAFETY DIRECTOR

David W. Nicholas, Public Safety Officer, submitted several reports including the Fire Department's and Rescue Unit's responses for the month of July. He asked the Board if they would have any problems with him ordering identification cards for county employees for emergency situations.

The Board authorized Mr. Nichols to order the ID cards needed.

Mr. Nichols said the first phase of the Hepatitis B Vaccination program is the training. The classes will begin in September with the first round of shots to begin soon after. He told the Board that Prince George County would not pay for the Carson Fire Department Volunteer's to get the vaccine and asked the Board if they would be willing to pay for their vaccine.

The Board stated the policy the county uses for the volunteer auto tags would be the same for the vaccine. The people living in Dinwiddie County would be paid for; the ones in Prince George would come under Prince George's County policy.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, submitted a report for the month of July to the Board.

Mr. King told the Board that the landfill compactor was purchased with optional Caron - pin on teeth. Without this type of wheel/teeth combination, a large scale welding project would be required to renew the teeth.

Extract

The teeth are worn below the minimum operating height and in some cases have holes developing above the pin area.

The replacement teeth are exclusively manufactured by the Caron Compactor Company. Contacting the Caron Distributor in Maryland, the County has the opportunity to purchase the teeth, priced as follows:

84 traction teeth - 56 contour teeth

$9,729	
400	freight
10,129	
195	Special air hammer must be rented to remove pins
$10,324	

He asked the Board for authorization to purchase the replacement teeth which has been budgeted in the amount of $11,000.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Director of Waste Management was authorized to purchase the replacement teeth at a cost of $10,324 from Caron Distributor in Maryland.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (7) Legal, the Board moved into Executive Session at 6:10 P.M. A vote having been made and approved, the meeting reconvened into Open session at 7:25 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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 Board of Supervisors of Dinwiddie County, Virginia.

IN RE: CONSTRUCTION CONTRACT FOR MATERIALS RECOVERY FACILITY AMD CO-COMPOSTING FACILITY AND OPERATIONS CONTRACT

Mr. Barry Funnell, Vice President, Virginia Bio-Fuels, told the Board their company had been in contract negotiations with the County Attorney for the last three months. In the mean time he has been progressing with permit applications and going forward with other details involved in the project. He said Virginia Bio-Fuels is now waiting for the Board to approve the contract so they can proceed on. The contract has a safety margin built in that the county is not legally committed to the project until the pilot is up and operating. The amendments which were discussed about the operation should give the County complete assurance.

IN RE: LGNET -- LOCAL GOVERNMENT NETWORK

Extract

The County Administrator asked the Board for authorization for the county to join LGNET which is an electronic communications system created exclusively for local government administration. The network was jointly developed by Public Service Programs and the Cooperative Extension Service at Virginia Tech. The cost to the County is approximately $250 to include a modem and dedicated line.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the County Administrator was authorized join LGNET, an electronic communications system created exclusively for local government administration, at the cost of $250.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator informed the Board that the Dinwiddie County Water Authority was holding a public hearing August 24, 1992 at 7:30 P.M. at the Water Authority to discuss such items as the project's service area, service rates and charges, economic impacts, environmental impacts, alternative to the project, and other aspects of the project for the wastewater treatment plant, known as Rohoic Creek Wastewater Treatment Plant.

IN RE: BOARD MEMBER COMMENTS

Ms. Everett requested a letter of appreciation be sent to the Airport Authority from the Board for the entrance gates which have been installed at the Airpark Park.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (7) Legal, the Board moved into Executive Session at 7:32 P.M. A vote having been made and approved, the meeting reconvened into Open session at 8:05 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: ADDITIONAL FUNDING -- MCKENNEY WATER NEEDS

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", $3,000 is appropriated for the Dinwiddie County Water Authority to continue its search for a functioning well to provide water for the Town of McKenney.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 8:07 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 2ND DAY OF SEPTEMBER, 1992, AT 7:30 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	BENJAMIN EMERSON	COUNTY ATTORNEY
	SAMUEL SHANDS	DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the August 19, 1992 Regular Meeting are hereby approved in their entirety.

Ms. Anne Scarborough requested the Board amend the August 5, 1992 minutes under Citizen Comments; her second question was incorrectly stated and should be stated as follows: 2. Will anyone have to be paid to collect the tax? The County Administrator replied he was uncertain and that he would find out and get back to her.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the August 5, 1992 minutes are hereby amended as stated above.

IN RE: CLAIMS

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #20235 thru #20507, (void check #20234): General Fund - $332,967.76 ; E911 - $2,123.59; Self Insurance - $6,294.45; Capital Projects - $5,360.33; Fire Programs - $2,180.00 for a total of $348,926.13.

IN RE: REAPPROPRIATION OF FUNDS -- TOWN OF MCKENNEY WELLS

Extract

The Assistant County Administrator told the Board that in February the Board appropriated $20,000 for assistance in drilling a water well for the Town of McKenney. No funds have not been expended to date from that appropriation. At this time a reappropriation is needed in order to have the funds available for this year.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, authorizes the Dinwiddie County Water Authority to provide assistance and reappropriates $20,000 in efforts to drill a successful water well for the Town of McKenney.

IN RE: CITIZEN COMMENTS

1. Anne Scarborough addressed the Board on the following issues:

a. How does a citizen get an issue on the agenda? She said she has made several attempts to get the disclosure ordinance on the agenda and to date nothing has been done. The County Administrator replied the County Attorney had given a draft to the Board and that he had not received any further instructions from them on the ordinance.

b. She had some line item questions on the budget and back in June she was informed to submit those questions to the department

heads. Ms. Scarborough said she has not received the responses from the departments. The County Administrator informed Ms. Scarborough that she would have those responses by Friday, September 4.

c. Ms. Scarborough asked Mr. Ponder for the list of the subdivision committee which had been formed. She said it seemed to be made up of people with self interest.

Donnie Henshaw	Contractor
Jerry Cook	Real Estate
George Whitman	Surveyor
Michael Tickle	Past Board Member
Rodney Durham	Contractor

Ms. Scarborough said she felt the committee should be made up of a cross-section of the population, and not have a weighted spectrum.

The Chairman asked when the subdivision ordinance would come before the Board.

Mr. Len Ponder, Director of Planning, informed the Board that he too wants a broader committee appointed before it comes to the Planning Commission and Board.

The Board agreed and set a workshop for October 7, 1992 at 6:30 P.M.

2. Margie Ingram addressed the following items:

a. She felt a central garage is needed for the County vehicles. A log should be kept on the vehicles for service purposes. Couldn't the school bus garage take care of the vehicles?

b. How many visits does the Superintendent make to the schools?

c. Ms. Ingram asked if the Social Services Department could be moved to the closed school at McKenney instead of tearing the school down. Also, why couldn't the County fix up Eastside School for the School Board Office.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendment was approved.

Add: under - 4. Claims 1. Reappropriation

IN RE: COMPREHENSIVE SERVICES ACT

Mr. Howard L. Parrish, III, Spokesman, Dinwiddie County Interagency Management Team, said that because of the fragmented service delivery system wherein at-risk youth and their families are frequently involved with several agencies, and due to increasing costs for state and local governments, the Council on Community Services for Youth and Families recommended legislation to create a collaborative system of services and funding. Based on the Council's recommendation, the 1992 Session of the Virginia General enacted the Comprehensive Services Act for At-Risk Youth to be implemented July 1, 1992.

Extract

He stated that it is recommended that the Board establish a Community Policy and Management Team pursuant to Senate Bill 171, Chapter 46 of the 1992 Session of the General Assembly consisting of the following:

Director or designee of District 19 Community Services Board
Director or designee of Juvenile Court Service Unit
Director or designee of Dinwiddie Department of Social Services
Superintendent or designee of Dinwiddie School System
Private Provider
Parent Representative

As required by 2.1-750 of the Bill, it is recommended that the County be the fiscal agent and that the County Attorney represent the Team in legal matters.

Upon motion of Mr. Clay, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following persons were appointed to the Community Policy and Management Team in compliance with the 1992 Virginia General Assembly's Comprehensive Act For At Risk Youth and Families; with terms and other appointments needed to be brought to the Board after the first meeting of the team:

District 19 Community Services Board -- Richard E. Kellog
Renae Y. Shands
Designee of Juvenile Court Service Unit -- Howard L. Parrish
Director of Dinwiddie Department of Social Services -- Peggy McElveen
Designee of Dinwiddie School System -- Troilen Seward
Designee of Dinwiddie Health Department -- Mary C. Williams
Designee alternate for Dinwiddie Health Department -- Carol Barnes

IN RE: PUBLIC HEARING -- DCWA RIGHT-OF-WAY

This being the time and place as advertised in the Progress-Index Newspaper on September 2, 1992, for the Board of Supervisors to conduct a Public Hearing to transfer property for the right-of-way for the waste water sewage lines.

No one spoke for or against the transfer of property.

Upon motion of Mr. Clay, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the County Attorney was authorized to draw up the deed for the right-of-way across the property at the Pamplin Administration Building for the sewage lines and pump station for the Dinwiddie County Water Authority for the County Administrator to execute.

IN RE: P-92-2 -- DELTA OIL INC.

At the August 5, 1992 Board of Supervisors meeting the Board postponed the Public Hearing to consider a request by Delta Oil Company for a conditional rezoning of Tax Parcels 21B(3) Blk 3-11 and 21B (10).

Mr. Haraway stated that he and Ms. Everett met with Mr. Chip Holt and the neighbors and they discovered that when the Planning Department sent the notices out for the Planning Commission hearing for Delta Oil they had an incorrect date for the hearing; also, some citizens across from the Western end did not get notified. He said due to these facts he recommended sending the request back to the Planning Commission to be reheard.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", P-92-3 was sent back to the Planning Commission to be reheard on October 14, 1992.

IN RE: RESOLUTION -- VIRGINIA PUBLIC SCHOOL AUTHORITY -- PURCHASE OF SCHOOL BONDS

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

WHEREAS, the Dinwiddie County School Board (the "School Board") has determined that there is an urgent need to make capital improvements to certain schools within the Dinwiddie County School System, including, but not limited to sewer improvements at the Dinwiddie County High School, the Dinwiddie County Middle School and Southside Elementary School, the costs of which are estimated to be approximately $350,000; and

WHEREAS, the School Board adopted a resolution on August 11, 1992, requesting the Dinwiddie County Board of Supervisors (the"Board of Supervisors") to assist the School Board in financing such capital improvements by applying to the Virginia Public School Authority ("VPSA") for inclusion of a general obligation bond of Dinwiddie County (the "County") in the amount of $350,000 in the next available VPSA Bond Sale currently scheduled for sale in December, 1992.

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

1. The Chairman, Vice Chairman or County Administrator are each hereby authorized and directed to complete, execute and deliver an application to VPSA to include up to $350,000 in general obligation bonds of the County in the next available VPSA Bond Sale to provide monies for capital improvements for the school purposes set forth above, and to execute such appropriate documents and agreements in relation thereto, including, but not limited to a Bond Sale Agreement with VPSA for the purchase of the County's bonds.

2. The County Attorney is authorized to advertise for a public hearing to be held by the Board of Supervisors at its first meeting in October, 1992 (October 7, 1992), in accordance with Section 15.1-277.8 of the Code of Virginia of 1950, as amended, for public comment on the issuance of the County's bonds for such school purposes.

3. This resolution shall be immediately effective this 2nd day of September, 1992.

IN RE: APPOINTMENTS

The Board agreed to postpone the appointments for two weeks.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. W. H. Maitland has resigned from the Youth Football Commissioner after many years of service to the County.

2. The VDOT has approved the following additions to the secondary system of Dinwiddie County:

a. Mansfield Section 6:
Route 1358 (Mansfield Drive) - From Rt. 1360 to 0.10 mile South to Rt. 1360 - 0.10 mile

Route 1357 (Bancroft Drive) - From Rt. 1360 to Rt.1358 - 0.26 mile

3. The County Administrator informed the Board that a Organics Recycling and Compost Utilization Conference by the BioCycle Northeast Conference was going to be held September 9, 10, and 11, 1992, in Albany, New York which he felt would be advantageous for the Director of Waste Management to attend.

4. The County Administrator advised the Board that a public hearing needed to be set for the Meals Tax Ordinance.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the County Attorney was authorized to advertise for the Meals Tax Ordinance for October 7, 1992.

5. According to the County Administrator the Motorola Contract for the E911 System equipment is ready to be executed. He requested authorization to execute the contract. He also informed the Board that the placement of the system is running smoothly and is still to be implemented by December 18, 1992.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the County Administrator was authorized to execute the Motorola contract for the E911 System Equipment.

IN RE: BOARD MEMBER COMMENTS

1. Ms. Everett informed the Board that Barbara Shell is the new Chairperson for the Dinwiddie-Petersburg Airport Authority.

2. Ms. Everett told the Board she felt the County should consider an ordinance to help the elderly and disabled with their personal property taxes. The rest of the Board had no objections, so, she asked the County Attorney if he would draft an ordinance to present to the Board at its September 16, 1992 meeting.

Mr. Haraway stated if a vehicle has a certain higher value, it shouldn't be exempt. The Commissioner of Revenue said she was not sure of the Virginia Code on the matter, but she would look into it.

Mr. Clay agreed with Mr. Haraway.

3. Ms. Everett asked if the Board was ready to move on the Drug Policy. She said it needed to be moved on as soon as possible.

4. Mr. Moody asked for the Disclosure Ordinance be placed on the agenda for September 16, 1992.

5. The Chairman asked if any names had been submitted for the Co-Composting Committee.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; Section 2.1-344(a) (7) Legal: Section 2.1-344(a) (5) Industrial; the Board moved into Executive Session at 8:45 P.M. A vote having been made and approved, the meeting reconvened into Open session at 10:52 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: APPOINTMENTS -- CO-COMPOSTING COMMITTEE

Extract

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following persons were appointed to the Co-Composting Committee, Thomas VanPelt, Jack Eubank, Michael Tickle, Ron Abernathy, and Granville Maitland.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 10:55 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell, Jr.
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 16TH DAY OF SEPTEMBER, 1992, AT 2:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY, VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	BENJAMIN EMERSON	COUNTY ATTORNEY
	SAMUELSHANDS	DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the September 2, 1992, Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #20508 thru #20704; (void check #20510) General Fund - $129,451.30; E-911 Fund - $53,721.37; Self Insurance - $6,815.52; CDBG - $574.88; Capital Projects - $6,549.83; Law Library - $708.68; Fire Programs Fund - $750.00; for a total of $198,571.58.

IN RE: CITIZEN COMMENTS

1. Robert Bowden, Athletic Director, Dinwiddie County High School, invited the Board to the first home game on October 2, 1992. He said dinner would be served at 6:00 P.M. for the Board of Supervisors and the School Board also and that they would be getting an invitation in the mail.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendment was approved:

Add: 7. Sheriff - 1. Appropriation of Grant

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, told the Board she had nothing to report but would answer any questions.

1. Ms. Everett said several people had called her in regard to the VDOT opening Blue Tartane road from US # 1 to Duncan Road.

Ms. Forrest replied that it was private property and there were no plans to extend the road at this time. The Board would have to make the request to the VDOT to have the road opened.

2. Mr. Moody said he was checking to see if anything had been decided about the RR crossing at Rt. 627. Ms. Forrest said something will be happening soon.

3. Mr. Clay told Ms. Forrest that Route 624 was in poor condition and inquired if tar and gravel could be applied. Ms. Forrest said they could hit the rough spots with plant mix.

4. The County Administrator said he received a letter from Mr. H. J. Dyson advising him of the following speed change from 55 MPH to 35 MPH on the following road.

Route F-081 From: Route 1 to 1.24 Miles South of Route 1.

IN RE: COMMISSIONER OF THE REVENUE

1. Mrs. Deborah Marston, Commissioner of the Revenue, presented the Board with a model ordinance for tax relief for the elderly and disabled for personal property taxes and asked the Board for authorization to advertise for a public hearing on November 4, 1992.

Mr. Haraway stated he would like the personal property relief values to parallel with the current real estate tax limits. He also felt there should be a tax relief cap of $300.

After discussion, the rest of the Board agreed.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Commissioner of Revenue was authorized to advertise for a public hearing an amendment to provide tax relief for the elderly and disabled for personal property taxes to be held November 4, 1992.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the ordinance to be advertised should include income limits parallel with the current real estate tax limits, and a tax relief cap of $300.

2. Ms. Marston presented some Meals Tax information to the Board which will be mailed out to businesses in the County.

Ms. Marston was instructed to find out what percentage of the tax collected that the other localities in the area allow as a dealer discount on the taxes collected before the public hearing on October 7, 1992.

IN RE: TREASURER -- REPORT

Mr. William E. Jones submitted his report for the month of August to the Board.

The Board requested the variable rates on the Treasurer's investments.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T. O. Rainey, III, Commonwealth Attorney, was not present.

The Assistant County Administrator told the Board because of changes in the Virginia Code effective July 1, 1992, the Commonwealth Attorney said it is necessary for the County to make an amendment to County Code Section 14-3 re-enacting all of Virginia Code Section 46.2 and Article II of Chapter 7 of Title 18.2. Because of changes that are occurring annually in the code section, it is necessary that we update this code to allow our officers to write speeding and driving under the influence charges under a county code section. Ms. Weber asked the Board for authorization to advertise for a public hearing to amend the County Code accordingly.

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the County Attorney was authorized to advertise for a public hearing to be held as soon as possible to amend the County Code, Sec. 14-3 as requested by the Commonwealth Attorney.

IN RE: SHERIFF -- REPORT

The Assistant County Administrator informed the Board that additional funds have been approved by the Compensation Board for the Sheriff's Office due to jail overcrowding/transportation needs. She asked the Board to appropriate the $4,500 allocation so the funds could be expended by the Sheriff's Office.

Upon motion of Ms. Everett, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", $4,500 is hereby appropriated to the Sheriff's Office FY '92-93 budget.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, submitted his report for the month of August.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, submitted his report for the month of August.

IN RE: RESOLUTION -- FEDERAL FAIR HOUSING ACT OF 1968

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

Extract

WHEREAS, the Congress has enacted the Federal Fair Housing Act of 1968 as Amended; and

WHEREAS, federal and state law provide equal housing opportunity for all citizens regardless of race, color, religion, national origin, sex, age, familial status, or handicap; and

WHEREAS, the County has provided programs to assist the development of decent, affordable housing for citizens of all incomes;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia does hereby endorse the concept of Fair Housing and call upon the citizens of Dinwiddie County and government officials along with those in the banking industries to join together in this observance and work together in this observance for free and equal housing treatment for all.

IN RE: RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION PLAN

Extract

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Residential Anti-Displacement and Relocation Assistance Plan for Dinwiddie County is hereby adopted as presented.

IN RE: DINWIDDIE COUNTY LOCAL BUSINESS AND EMPLOYMENT PLAN

Extract

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Dinwiddie County Local Business and Employment Plan is hereby adopted as presented.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, explained services provided for adults in the County through the Department of Social Services.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

1. Dr. Richard Vaughn, Superintendent of Schools, told the Board that the schools had a smooth opening with an enrollment of 3,725. He said the modulars have not arrived but they are expected within the next few weeks.

2. The Chairman stated he had a parent call him about two schools scheduling PTO Meetings on the same night and the parent had children in both schools and couldn't attend. He asked if the there wasn't something that could be done to keep this from happening again.

Dr. Vaughn responded that a calendar had been set up and sent to each principal to keep this from reoccurring.

3. The County Administrator informed the Board that he and the School Board representative had met with the space needs assessment team

on Thursday. The County Attorney advised that the School facilities requirements need to be bid out and the best way to handle it is to rewrite the existing document to expedite the process.

IN RE: COUNTY ATTORNEY -- REPORT

Benjamin Emerson, County Attorney, told the Board he had nothing to report but would answer any questions.

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of August, 1992.

1. Mr. Rinaldi reported to the Board that the County had applied for and received two grants from USTA Tennis in the amount of $1,500 in the past years.

The Board instructed Mr. Rinaldi to look into what grants the County was eligible to receive.

IN RE: PUBLIC SAFETY DIRECTOR

David W. Nichols, Public Safety Officer, submitted several reports including the Fire Department's and Rescue Unit's responses for the month of August.

1. Mr. Nichols informed the Board that under Chapter 10, Article IV of the Dinwiddie County Code that smoke detectors are required in certain structures. However, no provisions exist for the penalties for violations. He recommended the penalty for violation be a Class I misdemeanor as are violations of the Statewide Fire Prevention Code. He asked for authorization to advertise for public hearing. The Board advised him to discuss it with the County Attorney and bring it back at a later date.

2. The McKenney Volunteer Fire Department had requested $850 at a previous Board meeting to put a First Responder Unit in service but at the present time they felt the funds would be put to better use by purchasing EMS equipment to be used on the brush fire truck.

3. The Ford Volunteer Fire Department requested the County to purchase tires for their First Responder Unit out of the capital outlay fund at the cost of $400.

Extract

The Assistant County Administrator asked the Board how they wished to handle this type of expenditure when an extra $5,000 had been appropriated for the 92-93 fire department budgets for maintenance issues. The Board stated they felt the tires should be funded from the joint capital outlay fund since it was a request for EMS services. Fire services maintenance items should be handled within the regular department budgets.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the Ford Volunteer Fire Department was authorized to purchase four tires not to exceed $400 for the first responder unit to be funded out of the Fire Department Capital Outlay fund.

4. Mr. Nichols requested authorization to purchase a pair of Bushnell 10X50 InstaVision binoculars and a Nikon Easy 105R camera. These items were included in his FY93 budget.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the Public Safety Officer was authorized to purchase the binoculars and camera not to exceed the estimated cost of $419.00.

4. Mr. Nichols asked the Board to donate a vehicle from the Sheriff's surplus vehicles to the American Red Cross for the Dinwiddie Volunteer Teams use. The American Red Cross will insure and maintain the vehicle.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", The County Administrator was authorized to transfer title of a surplus vehicle, selected by the American Red Cross Chapter, to be used by the Dinwiddie Disaster Volunteer Team.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, submitted a report for the month of August to the Board.

IN RE: RECESS

The Chairman declared a recess at 3:37 P.M. The meeting reconvened at 3:47 P.M.

IN RE: CONSTRUCTION CONTRACT AND OPERATIONS CONTRACT FOR MATERIALS RECOVERY FACILITY AND CO-COMPOSTING FACILITY

The County Administrator asked the Board for authorization to execute the co-composting contract with Virginia Bio-Fuels. He informed the Board that he had met with the Co-composting committee and they felt the contract needed only some minor clarifications and the County could move ahead with the contract. The County Attorney is in the process of making the changes recommended by the committee.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the County Administrator was authorized to sign the Co-Composting contract with the recommended changes.

Ms. Everett thanked the Co-Composting Committee for their assistance.

IN RE: DISCLOSURE ORDINANCE

Benjamin Emerson, County Attorney, told the Board he had examined the detailed disclosure ordinance from Chesterfield and it would probably require a title examination.

The Board instructed the County Attorney to prepare a draft ordinance along the lines of the Chesterfield ordinance for their consideration.

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the County Attorney was authorized to draft the proposed disclosure ordinance for review.

IN RE: SPACE NEEDS ASSESSMENT CONTRACT

The County Administrator asked the Board for authorization to move ahead with the space needs project and sign the contract with Hayes, Seay, Mattern & Mattern to provide professional architectural and engineering services required to develop a Space Needs Assessment and Long Range Plan for Dinwiddie County Courts and Public Facilities without the Sheriff's addition.

Extract

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the County Administrator was authorized to sign the Space Needs Contract with Hayes, Seay, Mattern & Mattern, excluding the addition of the Sheriff's Office, at the negotiated cost of $18,490.

IN RE: APPOINTMENT -- DINWIDDIE COUNTY PLANNING COMMISSION

Extract

Mr. Moody made the motion to accept the resignation of James Martin from the Dinwiddie County Planning Commission. It was seconded by Mr. Haraway. Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the resignation of Mr. James Martin from the Planning Commission was accepted effective 9/16/92.

Mr. Moody nominated Ms. Patricia Hume for appointment to the Dinwiddie Planning Commission; seconded by Ms. Everett. Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Ms. Patricia Hume is hereby appointed to the Dinwiddie County Planning Commission to fill the unexpired term of Mr. James Martin, expiring December 31, 1994.

IN RE: APPOINTMENT -- APPOMATTOX BASIN INDUSTRIAL DEVELOPMENT CORPORATION

Mr. Clay nominated Mr. Milton Hargrave for appointment to the ABIDCO; seconded by Mr. Haraway. Ms. Everett nominated Mr. Donald Haraway for appointment to the ABIDCO; seconded by Mr. Moody.

Mr. Moody made the motion to close the nominations; seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the nominations were closed.

Extract

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye".

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. Milton Hargrave and Mr. Donald Haraway are hereby appointed to the ABIDCO for a term of one year, expiring September 30, 1993.

IN RE: APPOMATTOX RIVER WATER AUTHORITY

Ms. Everett nominated Dr. Darrell Rice for reappointment to the Appomattox River Water Authority; seconded by Mr. Haraway. Ms. Everett nominated Mr. Leonard Ponder as an alternate appointment to the Appomattox River Water Authority; seconded by Mr. Clay. Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

Extract

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Dr. Darrell Rice and Mr. Leonard Ponder, alternate, are hereby appointed to the Appomattox River Water Authority for a term of four years, expiring November 30, 1996.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator told the Board he had received information from Carter Kaplan about refinancing the 4 million dollar water and sewer bond issue. He said there is a possibility of saving the County some money in interest. This information will be provided to bond counsel.

2. The VACO Conference for all County Supervisors is being held November 8-10 at the Homestead in Bath County. The theme this year is "Riding the Waves of the Future."

IN RE: BOARD MEMBER COMMENTS

1. Mr. Haraway asked that a laundry list with projects and completion dates be prepared and updated at each meeting.

2. Mr. Moody said he felt the County needed to look at an ordinance to control trailers in the county.

3. Ms. Everett stated lighting needs to be added in the parking lot next to the Social Services building.

4. The Chairman asked that a total cost for the dog pound construction and the special election be provided to the Board at the next meeting.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel;

the Board moved into Executive Session at 4:20 P.M. A vote having been made and approved, the meeting reconvened into Open session at 5:18 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: POSITION ANNOUNCEMENT -- ANIMAL SHELTER CUSTODIAN

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", Ms. Tina Hawkins was appointed Animal Shelter Custodian at a salary of $5.77 per hour.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting was continued until September 23, 1992 at 6:00 P.M. at the Home Place Restaurant for Executive Session for personnel matters.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST:
Dewey R. Cashwell
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 7TH DAY OF OCTOBER, 1992, AT 7:30 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DANIEL SIEGEL	COUNTY ATTORNEY
	CLAIBORNE FISHER	DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the September 16, 1992 Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #20705 thru #20976; (void check #20846) General Fund - $297,314.32; E-911 Fund - $2,108.19; Self Insurance - $7,976.08; CDBG - $179.02; Capital Projects - $2,126.44; Law Enforcement - $42.90; Fire Programs Fund - $4,408.76; for a total of $314,155.71.

IN RE: REGISTRAR -- REQUEST FOR USE OF FUNDS

Extract

Ms. Betty Jeter, Registrar, told the Board that $9,000 was set aside for the Meals Tax Special Election. Of that amount $4,952 was spent leaving a balance of $4,048. She asked the Board to authorize her to purchase 22 voting machine covers at the cost of $1,430, using the remaining fund balance from the meals tax allocation.

Upon motion of Ms. Everett, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, voting "aye", Mr. Bracey voting "nay", the Registrar was authorized to purchase 22 voting machine covers at the cost of $1,430.

IN RE: CITIZEN COMMENTS

1. Mr. Fred Sahl, showed a video of the condition of the closed school buildings in the County. He said he knew the School Board is responsible for the buildings, but he was bringing it straight to the Board of Supervisors, because citizens' tax money is involved. Mr. Sahl said that the School Board has been derelict and irresponsible. He asked the Board to form an ad hoc committee to work with the School Board to resolve the problem.

Mr. Haraway said he was on the School Board when Northside was closed and the maintenance department was instructed to winterize the school because it would be used again. He said he was shocked by what he saw in the video.

Ms. Everett said she shared the concerns also.

The Chairman stated he would personally see the Chairman of the School Board on Friday.

2. Ms. Margie Ingram expressed concern about the County School cars not having decals on them and the condition the closed schools have been left in. The Chairman asked Ms. Ingram to bring these items to the attention of the School Board.

3. Mr. Larry Brown told the Board he is a pastor in the County, but not a resident. He said there was a fear of being a teacher in the County because you may get fired without a notice. The Chairman advised Mr. Brown he should discuss this issue with the School Board.

IN RE: CRATER PLANNING DISTRICT COMMISSION -- AMENDMENT TO CHARTER AGREEMENT

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia that the Charter Agreement of the Crater Planning District commission be amended as follows:

1. That Section 3 of ARTICLE I be amended to read:

Section 3. The COMMISSION shall be a public body corporate and politic, with all the powers and duties granted to it by the Virginia Area Development Act, as from time to time amended.

Extract

2. That Section 4 of ARTICLE I be amended to read:

Section 4. The purpose of the COMMISSION shall be to promote the orderly and efficient development of the physical, social and economic elements of the Planning District by planning, and encouraging and assisting governmental subdivisions to plan for the future and, if requested by a member governmental subdivision or group of member governmental subdivisions, and to the extent the COMMISSION may elect to act, assisting the subdivisions by carrying out plans and programs for the improvement and utilization of said elements, such as environmental quality, transportation, solid waste, housing, land development, economic development, and other programs as deemed appropriate. To the extent the COMMISSION may elect to act, and when requested to do so by a member governmental subdivision or group of member governmental subdivisions, the COMMISSION may engage in any functions, and exercise any powers or authority, permissible under the Virginia Area Development Act, as from time to time amended.

IN RE: OVERALL ECONOMIC DEVELOPMENT PLAN

Mr. Denny Morris, Executive Director, Crater Planning District Commission, was present to request the approval of the Overall Economic Development Plan.

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

Extract

WHEREAS, improved economic conditions and the creation of additional jobs continue to be the overriding goals of the localities in the Crater Planning District, and;

WHEREAS, the Crater Planning District has been designated as an Economic Development District by the U.S. Economic Development Administration, and;

WHEREAS, the Economic Development Administration makes its assistance available through designated economic development districts, and;

WHEREAS, representative local officials in the Crater Planning District, working in conjunction with the Crater Planning District Commission staff, have developed an updated Overall Economic Development Program for improving the economy of the region and establishing a positive climate for the creation of jobs.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia hereby recognizes the benefits of economic development district designation for the Crater Planning District, and wholeheartedly endorses the District's goals and objectives as set forth in the Overall Economic Development Program Update, September, 1992; and

BE IT FURTHER RESOLVED THAT a copy of this resolution be submitted to the United States Department of Commerce, Economic Development Administration in support of the Overall Economic Development Program Update, September, 1992, for the Crater Planning District.

IN RE: PUBLIC HEARING -- C-92-4 -- VIRGINIA CELLULAR

This being the time and place as advertised in the Progress-Index Newspaper on September 23, 1992, and September 30, 1992, for the Board of Supervisors to conduct a Public Hearing to consider a request from Virginia Cellular Limited Partnership for a conditional use permit to construct and operate a cellular telephone exchange.

Mr. Leonard Ponder, Director of Planning, stated that Virginia Cellular Limited Partnership has applied for a conditional use permit to construct and operate a cellular telephone exchange on Tax Parcel 31-33 located near Tranquility Road (Route 628) in the Namozine Magisterial District. Virginia Cellular avers that this tower is necessary to improve service in this part of the County.

The issues involved in these facilities are normally security and aesthetics. In this case the closest residence to the base of the tower is located at least 1,750 feet from the base of the tower. This should be sufficient to screen this tower and act as an adequate buffer from residential uses. Security can be addressed by adequate fences and gates around the base of the tower and the access road.

Staff recommends approval of C-92-4 with the following conditions:

1. The conditional use permit must be reviewed at least every two years for compliance with stated conditions.

2. A minimal amount of natural vegetation shall be disturbed by placement of the tower on the property. Additional landscaping or screening to buffer adjacent property owners from the base of the tower may be required by the Director of Planning.

3. If the tower becomes inoperable for more than one year, it must be taken down by the current or final property owner.

4. An eight (8) foot security fence will be required around the base of the tower. A metal gate, which shall be locked at all times, will be installed within fifty (50) feet of the right-of-way and Tranquility Road.

5. If any property owner shall have any interference problems with his or her electrical communications equipment which is confirmed by the County Planning Department to have been caused by this tower, Virginia Cellular Limited Partnership will investigate the problem, devise a solution, and replace any damaged equipment attributable to that problem.

Virginia Cellular Limited Partnership flew a balloon in August at the top height of the tower at the request of the National Park Service. The inconspicuousness of the balloon led the National Park Service to withdraw any objection. The Planning Commission voted unanimously at its September 9, 1992 meeting to recommend C-92-4 to the Board for approval.

Walter Witt spoke in favor of the conditional use permit.

No one spoke against the conditional use permit.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the conditional use permit for Virginia Cellular Limited Partnership to construct and operate a cellular telephone exchange on Tax Parcel 31-33 located near Tranquility Road (Route 628) in the Namozine Magisterial District is hereby approved with the above stated conditions.

IN RE: PUBLIC HEARING -- C-92-6 -- WSVV RADIO, INC

This being the time and place as advertised in the Progress-Index Newspaper on September 23, 1992, and September 30, 1992, for the Board of

Supervisors to conduct a Public Hearing to consider a request from Ms. Sandra M. Adair Vaughan, t.a. WSVV Radio, for a radio station and its appurtenant facilities for a conditional use permit.

Mr. Leonard Ponder, Director of Planning, told the Board that Ms. Sandra M. Adair Vaughan, t.a. WSVV Radio, has requested a Conditional Use Permit for a radio station and its appurtenant facilities to be located on parts of Tax Map 36-4 and 36-8 near the intersection of Halifax Road and Carson Drive.

Per Section 22-71 (45) a "communication tower with station" is a permitted use in A-2 zoning districts with a conditional use permit. Ms. Vaughan is requesting this permit to allow her to build a three hundred (300) foot high transmission tower (FM) and a transmitter building on this site because she feels it would maximize the area that WSVV could effectively reach. Ms. Vaughan avers that this site has been approved by the FAA and the FCC as being nondisruptive to neighborhoods or people in those neighborhoods. The FCC has verified that the permit has been issued and we have a copy on file.

The issues with this case are essentially the same as the preceding case in that the conditions required are and should be similar if not exact. A visit to the site showed that the conditions required should be nearly the same. Staff recommends approval of C-92-6 with the following conditions:

1. A landscaping plan needs to be submitted showing landscaping to be done around the base of the tower and any buildings.

2. A Security gate will be required at the intersection of Halifax Road and the access to the station.

3. An eight foot security fence will be required around the base of the tower and any building.

4. If any property owner should have any interference problems with his or her electrical communications equipment which is confirmed by the County Planning Department to have been caused by this tower, WSVV, Sandra M. Adair Vaughan will investigate the problem, devise a solution, and replace any damaged equipment attributable to that problem.

5. An eight (8) foot security fence will be required around the base of the tower. A metal gate, which shall be locked at all times, will be required around the base of the tower. A metal gate, which shall be locked at all times, will be installed within fifty (50) feet of the access road and Halifax Road.

The Planning Commission voted unanimously at its September 9, 1992 meeting to recommend C-92-6 to the Board of Supervisors for approval.

No one spoke for or against the conditional use permit.

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the conditional use permit for Ms. Sandra M. Adair Vaughan, t.a. WSVV Radio, for a radio station and its appurtenant facilities to be located on parts of Tax Map 36-4 and 36-8 near the intersection of Halifax Road and Carson Drive is hereby approved with the above stated conditions.

IN RE: AMERICA 2000 MOVEMENT -- WAL-MART

Mr. Chris Purvis, Human Resources Manager, Wal-Mart, appeared before the Board to present the America 2000 Movement. On April 18, 1991, President Bush announced America 2000: An Education Strategy. It is a bold national strategy to help make this land all that it should be -- a 9-year crusade to move us toward the six ambitious national education goals that the president and the governors adopted in 1990 to close our skills-and-knowledge gap.

By the year 2000:

1. All children in America will start school ready to learn.

2. The high school graduation rate will increase to at least 90 percent.

3. American students will be competent in the core subject.

4. U. S. students will be first in the world in science and mathematics achievement.

5. Every adult American will be literate and possess the skills necessary to compete in a world economy.

6. Every school in America will be safe and free of drugs.

Mr. Purvis said a Task Force was formed and Wal-Mart has been appointed the corporate sponsor for the area. He said the President is challenging every city, town, and neighborhood in the nation to become an America 2000 Community by doing four things:

1. Adopt the six National Education Goals.

2. Develop a community-wide strategy for achieving the goals.

3. Design a report card to measure progress.

4. Plan for and support a New American School.

Mr. Purvis extended an invitation to the Board to attend the next town meeting October 15, 1992, at 6:00 p.m., at the Wal-Mart Distribution Center.

IN RE: PUBLIC HEARING -- A-92-4 -- WEAPONS ORDINANCE

This being the time and place as advertised in the Progress-Index Newspaper on September 23, 1992, and September 30, 1992, for the Board of Supervisors to conduct a Public Hearing for the purpose of adopting a Weapons Ordinance.

Mr. Daniel Siegel, County Attorney, presented the following Weapons Ordinance to the Board:

Sec. 15.1-1. Definitions

When used in this section the following words shall have the meanings ascribed to them as follows:

Ammunition shall mean a cartridge, pellet, ball, missile or other projectile adapted for use in a firearm, toy pistol or toy rifle.

Firearm shall mean a weapon in which ammunition may be used or discharged by explosion, pneumatic pressure or mechanical contrivance, including any hand gun, pistol, shotgun, rifle, BB gun, or pellet gun, but shall mean a toy pistol or toy rifle.

Sec. 15.1-2. Discharging weapons in or along roads, etc.

If any person, other than a police officer in the lawful discharge of his official duties, discharges or shoots any firearm or other weapon in or along any public road or street or within one hundred (100) yards thereof, or in any zoning district zoned for R-1 or higher use, within one hundred (100) yards of any building occupied or used as a dwelling or place where the public gathers, not his own dwelling or residence, except in the lawful defense of his own person or property or that of a member of his family, he shall be guilty of a Class 1 misdemeanor.

Cross references - Penalty for Class 1 misdemeanor, 1-11.

State Law references - Similar provisions, Code of Virginia, 18.2-280 and 18.2-286; authority of county to prohibit discharge of weapons in certain areas, 15.1-518.

Sec.15.1-3. Discharge a firearm at a songbird or domestic animal.

If any person, other than a police officer or animal warden in the lawful exercise of his official duties, discharges or shoots any firearm or other weapon at a songbird, pet, or other domestic animal, so as to wound or kill the same, such person shall be guilty of a Class 4 misdemeanor.

Cross references - Penalty for Class 4 misdemeanor, 1-11.

The following spoke in favor of the Weapons Ordinance:

1. Anne Blazek - wanted to extend coverage to camp grounds.

The following were opposed to the Weapons Ordinance:

1. W. C. Bass - questioned shooting at animals attacking livestock.

2. Claiborne Fisher - expressed concern about agricultural districts.

3. John Boswell
4. Dwayne Abernathy
5. Amy McDowell
6. Elmer Jeter
7. J. S. Major

Mr. Clay said he had received more calls on this ordinance than anything in a long time, and about 95% were opposed to the ordinance.

Mr. Haraway felt the ordinance was needed but not in its present form. He asked that the County Attorney redraft the ordinance and address the issues commented on tonight.

Ms. Everett said she had been told by the Deputies that the County needed an ordinance in order to protect the citizens.

Mr. Moody injected that he felt the County needed an ordinance to protect the citizens in highly populated areas.

Mr. Clay made the motion to disapprove the Weapons Ordinance. There was no second to the motion. The Chairman called for the vote. Mr. Clay, Mr. Moody, Mr. Bracey voting "aye", Ms. Everett, Mr. Haraway, voting "nay", the Weapons Ordinance was not approved.

IN RE: RECESS

The Chairman declared a recess at 9:22 P.M. The meeting reconvened at 9:37 P.M.

IN RE: PUBLIC HEARING -- A-92-5 -- CLASS I, CLASS II, CLASS IV MISDEMEANOR FINES

This being the time and place as advertised in the Progress-Index Newspaper on September 16, 1992, and September 23, 1992, for the Board of Supervisors to conduct a Public Hearing for the purpose of adopting an Ordinance which amends Chapter 1, Section 11 of the Dinwiddie Code.

Mr. Daniel Siegel, County Attorney, told the Board because of changes in the Virginia Code effective July 1, 1992, it is necessary for the County to make an amendment to County Code Section 14-3 re-enacting all of Virginia Code Section 46.2 and Article II of Chapter 7 of Title 18.2. Because of changes that are occurring annually in the code section, it is necessary that we update this code to allow the increase in fines for the County.

Extract

No one spoke for or against the Ordinance.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Section 11 of Chapter 1 of the Dinwiddie Code is hereby amended such that the maximum fine for a Class 1 misdemeanor shall be $2,500, for a Class 2 misdemeanor shall be $1,000 and for a Class 4

misdemeanor shall be $250, as permitted by Section 18.2-11 of the Code of Virginia of 1950, as amended.

This Ordinance shall become effective immediately.

IN RE: PUBLIC HEARING -- A-92-6 -- MEALS TAX

This being the time and place as advertised in the Progress-Index Newspaper on September 16, 1992, and September 23, 1992, for the Board of Supervisors to conduct a Public Hearing for the purpose of adopting an Ordinance to implement and levy a meals tax as permitted by Section 58.1-3833 of the Code of Virginia.

No one spoke for or against the meals tax ordinance.

Ms. Everett stated she felt the effective date should be November 1, 1992.

Mr. Haraway stated he felt the cafeteria in a hospital or industrial plant should not be exempt.

Mr. Bracey stated he felt the tax should be 3%.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following meals tax ordinance is adopted, with the effective date of December 1, 1992:

Sec. 19-131. Definitions.

For the purposes of this article, the following words and phrases shall have the meanings ascribed to them by this section. Words and phrases used in this article that are not defined herein shall have the meanings ascribed to them under Section 1-2 of Chapter I of this Code, if any, and, if not defined therein, the meanings commonly attributable to them in normal and customary usage.

Beverage: Any alcoholic beverages as defined in Section 4-2 of the code of Virginia (1950), as amended, and nonalcoholic beverages, any of which are served as part of a meal, whether such beverage or meal is intended to be, or actually is, consumed on the seller's premises or elsewhere.

Extract

Caterer: A person who furnishes meals on the premises of another, for compensation.

Commissioner: The Commissioner of the Revenue of the County, and any of his or her duly authorized deputies, assistants, employees or agents.

Food: Any and all edible refreshments, foodstuffs or nourishment, liquid or otherwise, including beverages as herein defined, sold for human consumption in or from a restaurant or by a caterer or other vendor, whether such food is intended to be, or actually is, consumed on the seller's premises or elsewhere, except snack foods.

Purchaser: Any person who purchases food in or from a restaurant, caterer or other vendor.

Restaurant: Any place in or from which food is sold in the county, including, but not limited to, any place where food is prepared for service to the public on or off the premises, or any place where food is served. Examples of such places include, but are not limited to, lunchrooms, short order places, cafeterias, coffee shops, cafes, taverns, delicatessens, dining accommodations of private schools and colleges. Excluded from the definition are places manufacturing packaged or canned foods which are distributed to grocery stores or other similar food retailers for sale to the public.

The term also includes any place or operation which prepares or stores food for distribution to persons of the same business operation or of a related business operation for service to the public. Examples of such places or operations include, but are not limited to, operations preparing or storing food for catering services, pushcart operations,

hotdog stands, and other mobile points of service. Such mobile points of service are also deemed to be restaurants unless the point of service and of consumption is in a private residence. The word "restaurant" shall not mean a grocery store, convenience store, or supermarket except for any space or section therein designated or used as a delicatessen which sells prepared foods ready for human consumption or for the sale of prepared sandwiches and single-meal platters.

Seller: Any person who sells food in or from a restaurant and any caterer.

Sec.19-132. Exemptions.

The following purchases of food shall not be subject to tax under this article:

a. Food sold by nonprofit educational, charitable or benevolent organizations or by a church or religious body on an occasional basis as a fund-raising activity.

b. Food furnished or sold by boardinghouses that do not accommodate transients.

c. Food sold by cafeterias operated by industrial plants for employees only.

d. Food sold by nonprofit cafeterias in public schools, nursing homes and hospitals.

e. Food sold by churches or religious bodies, fraternal and social organizations and volunteer fire departments and rescue squads at occasional dinners and bazaars of one or two days duration at which food prepared in the homes of members or in the kitchen of the organization is offered for sale to the public.

f. Food furnished by churches which serve meals for their members as a regular part of their religious observances.

g. Food and beverages sold through vending machines.

h. Food sold by grocery stores and convenience stores except for prepared sandwiches and single-meal platters and prepared food ready for human consumption sold at a delicatessen counter.

i. Any other sale of food which is exempt from taxation under the Virginia Retail Sale and Use Tax Act, or administrative rules and regulations issued pursuant thereto.

Sec.19-133. Levy of Tax; Amount.

In addition to all other taxes and fees of any kind now or hereafter imposed by law, a meals tax, pursuant to Section 58.1-3833 of the Code of Virginia is hereby levied and imposed on the purchaser of all food and beverages served, sold, or delivered for human consumption in the county in or from a restaurant, whether prepared in such restaurant or not, or prepared by a caterer. The rate of this tax shall be four percent of the amount paid for such food. In the consumption of this tax, any fraction of one-half cent or more shall be treated as one cent ($0.01).

Sec. 19-134. Payment and Collection of Tax.

Every seller of food with respect to which a tax is levied under this article shall collect the amount of tax imposed under this article from the purchaser on whom the same is levied at the time payment for such food becomes due and payable, whether payment is to be made in cash or on credit by means of a credit card or otherwise. The amount of tax owed by the purchaser shall be added to the cost of the food by the seller who shall pay the taxes collected to the county in the same manner and at the same times as payments to the county of the county's retail sales tax are made. Except as may be otherwise expressly set forth in this article, the meals tax imposed under this article shall be administered and collected by the Commissioner in the same manner as the county's retail sales tax and shall be subject to the same penalties for violations thereof, including, without limitation, the penalties provided for in Section

58.1-635 and 58.1-636 of the Code of Virginia, except that all monetary penalties, payments and reports required to be made hereunder shall be made to the Commissioner and the Treasurer, as applicable, and not to the state tax commissioner. Taxes collected by the seller shall be held in trust by the seller for the benefit of the county until remitted to the county.

Sec.19-135. Reports and Remittances Generally.

Every seller of food with respect to which a tax is levied under this article shall make out a report upon such forms and setting forth such information as the Commissioner may prescribe and require, showing the amount of food charges collected and the tax required to be collected, and shall sign and deliver such report to the Commissioner with a remittance of such tax. Such reports and remittance shall be made on or before the twentieth day of each month, covering the amount of tax collected during the preceding month.

Sec. 19-136. Preservation of Records.

It shall be the duty of any seller of food liable for a collection and remittance of the taxes imposed by this article to keep and preserve for a period of three (3) years records, showing gross sales of all food and beverages, the amount charged the purchaser of each such purchase, the date thereof, the taxes collected thereon and the amount of tax required to be collected by this article. The Commissioner shall have the power to examine such records at reasonable times and without unreasonable interference with the business of the seller, for the purpose of administering and enforcing the provisions of this article and to make copies of all or any parts thereof.

Sec. 19-137. Enforcement; Duty of Commissioner of the Revenue.

The Commissioner shall promulgate rules and regulations for the interpretation, administration and enforcement of this article. It shall also be the duty of the Commissioner to ascertain the name of every seller liable for the collection of the tax imposed by this article who fails, refuses or neglects to collect such tax or to make the reports and remittances required by this article. The Commissioner shall have all of the enforcement powers as authorized by Article 1, Chapter 31 of Title 58.1 of the Code of Virginia (195), as amended, for purposes of this article.

Sec.19-138. Duty of County Treasurer.

The County Treasurer shall have the power and duty of collecting the taxes imposed and levied hereunder and shall cause the same to be paid into the general treasury for the County. The Treasurer shall have all of the enforcement powers as authorized by Article 2, Chapter 31 of Title 58.1 of the Code of Virginia (1950), as amended, for purposes of this article.

Sec.19-140. Violation of Article.

Any person violating, failing, refusing or neglecting to comply with any provision of this article shall, in addition to being subject to all the same penalties as provided for in Article IV of this Chapter 19 for a violation thereof, be guilty of a Class 1 misdemeanor. Conviction of such violation shall not relieve any person from the payment, collection or remittance of the taxes provided for in this article. Each failure, refusal, neglect or violation, and each day's continuance thereof, shall constitute a separate offense.

Sec. 19-141. Discount.

For the purpose of compensating sellers for the collection of the tax imposed by this chapter, every seller shall be allowed three percent (3%) of the amount of the tax due and accounted for in the form of a deduction on his monthly return; provided, that the amount due is not delinquent at the time of payment.

Sec. 19-142. Tips and Service Charges.

Where a purchaser provides a tip for an employee of a seller and the amount of the tip is wholly in the discretion of the purchaser, the tip is not subject to the tax imposed by this chapter, whether paid in cash to the employee or added to the bill and charged to the purchaser's account, provided in the latter case, the full amount of the tip is delivered to the employee by the seller.

An amount or percent, whether designated as a tip or a service charge, that is added to the price of the meal by the seller and required to be paid by the purchaser, is a part of the selling price of the meal and is subject to the tax imposed by this chapter.

IN RE: PUBLIC HEARING -- VPSA -- $350,000 SCHOOL BOND ISSUE

This being the time and place as advertised in the Progress-Index Newspaper on September 16, 1992, and September 23, 1992, for the Board of Supervisors to conduct a Public Hearing to propose for passage a resolution authorizing the issuance of not to exceed $350,000 general obligation school bonds for school purposes.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following resolution is adopted:

WHEREAS, the Dinwiddie County School Board (the "School Board") has determined that it is necessary and expedient to borrow not to exceed $350,000 and to issue its general obligation school bonds for the purpose of financing certain capital projects for school purposes;

WHEREAS, the County has held a public hearing, duly noticed, on October 7, 1992, on the issuance of the Bonds (as defined below) in accordance with the requirements of Section 15.1-227.8A, Code of Virginia 1950, as amended (the "Virginia Code"); and

Extract

WHEREAS, the School Board of the County has requested, by resolution, the Board to authorize the issuance of the Bonds (as hereinafter defined) and, prior to the issuance of the Bonds, the School Board will have consented to the issuance of the Bonds;

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

1. Authorization of Bonds and Use of Proceeds. The Board hereby determines that it is advisable to contract a debt and issue and sell its general obligation school bonds in an aggregate principal amount not to exceed $350,000 (the "Bonds") for the purpose of financing certain capital projects for school purposes. The Board hereby authorizes the issuance and sale of the Bonds in the form and upon the terms established pursuant to this Resolution.

2. Sale of Bonds. It is determined to be in the best interest of the County to accept the offer of the Virginia Public School Authority (the "VPSA") to purchase from the County, and to sell to the VPSA, the Bonds at par upon the terms established pursuant to this Resolution. The Chairman of the Board, the County Administrator and such officer or officers of the County as either may designate are hereby authorized and directed to enter into a Bond Sale Agreement dated October 28, 1992, with the VPSA providing for the sale of the Bonds to the VPSA in substantially the form submitted to the Board at this meeting, which form is hereby approved (the "Bond Sale Agreement").

3. Details of the Bonds. The Bonds shall be issuable in registered form in denominations of $5,000 and whole multiples thereof; shall be dated the date of issuance and delivery of the Bonds; shall be designated "General Obligation School Bonds, 1992 Series;" shall bear interest from the date of delivery thereof payable semi-annually on each June 15 and December 15 beginning June 15, 1993 (each an "Interest Payment Date"), at the rates established in accordance with Section 4 of this Resolution; and shall mature on December 15 in the years (each a "Principal Payment Date") and in the amounts set forth on Schedule I attached hereto (the "Principal Installments"), subject to the provisions of Section 4 of this Resolution.

4. Interest Rates and Principal Installments. The County Administrator is hereby authorized and directed to accept the interest rates on the Bonds established by the VPSA, provided that each interest rate shall be ten one-hundredths of one percent (0.10%) over the annual rate to be paid by the VPSA for the coresponding principal payment date of the bonds to be issued by the VPSA (the "VPSA Bonds"), a portion of the proceeds of which will be used to purchase the Bonds, and provided further, that no interest rate on the Bonds shall exceed nine percent (9%) per annum. The Interest Payment Dates and the Principal Installments are subject to change at the request of the VPSA. The County Administrator is hereby authorized and directed to accept changes in the Interest Payment Dates and the Principal Installments at the request of the VPSA, provided that the aggregate principal amount of the Bonds shall not exceed the amount authorized by this Resolution. The execution and delivery of the Bonds as described in Section 8 hereof shall conclusively evidence such interest rates established by the VPSA and Interest Payment Dates and the Principal Installments requested by the VPSA as having been so accepted as authorized by this Resolution.

5. Form of the Bonds. For as long as the VPSA is the registered owner of the Bonds, the Bonds shall be in the form of a single, temporary typewritten bond substantially in the form attached hereto as Exhibit A. On twenty (20) days written notice from the VPSA, the County shall deliver, at its expense, the Bonds in marketable form in denominations of $5,000 and whole multiples thereof, as requested by the VPSA, in exchange for the temporary typewritten Bond.

6. Payment; Paying Agent and Bond Registrar. The following provisions shall apply to the Bonds:

a) For as long as the VPSA is the registered owner of the Bonds, all payments of principal of, premium, if any, and interest on the Bonds shall be made in immediately available funds to the VPSA at, or before 11:00 a.m. on the applicable Interest Payment Date, Principal Payment Date or date fixed for prepayment or redemption, or if such date is not a business day for Virginia banks or for the Commonwealth of Virginia, then at or before 11:00 a.m. on the business day next preceding such Interest Payment Date, Principal Payment Date or date fixed for prepayment or redemption.

b) All overdue payments of principal or interest shall bear interest at the applicable interest rate or rates on the Bonds.

c) The County Administrator is hereby authorized and directed to designate a bank or trust company to act as Bond Registrar and Paying Agent for the Bonds.

7. Prepayment or Redemption. The Principal installments of the Bonds held by the VPSA coming due on or before December 15, 2002, and the definitive Bonds for which the Bonds held by the VPSA may be exchanged that mature on or before December 15, 2002, are not subject to prepayment or redemption prior to their maturities. The principal installments of the Bonds held by the VPSA coming due after December 15, 2002, and the definitive bonds for which the Bonds held by the VPSA may be exchanged that mature after December 15, 2002, are subject to prepayment or redemption at the option of the County prior to their stated maturities in whole or in part, on any date on or after December 15, 2002, upon payment of the prepayment or redemption prices (expressed as percentages of principal installments to be prepaid or the principal amount of the Bonds to be redeemed) set forth below plus accrued interest to the date set for prepayment or redemption:

Dates	Prices
December 15, 2002 to December 14, 2003, inclusive	...103%
December 15, 2003 to December 14, 2004, inclusive	...102%
December 15, 2004 to December 14, 2005, inclusive	...101%
December 15, 2005 and thereafter	.....100%

Provided, however, that while the VPSA is the registered owner of the Bonds, the Bonds shall not be subject to prepayment or redemption prior to their stated maturties as described above without first obtaining the written consent of the VPSA. Notice of any such prepayment or redemption shall be given by the Bond Registrar to the registered owner by

registered mail not more than ninety (90) and not less than sixty (60) days before the date fixed for prepayment or redemption.

8. Execution of the Bonds. The Chairman or Vice Chairman and the Clerk or any Deputy Clerk of the Board are authorized and directed to execute and deliver the Bonds and to affix the seal of the County thereto.

9. Pledge of Full Faith and Credit. For the prompt payment of the principal of, the premium, if any, and the interest on the Bonds as the same shall become due, the full faith and credit of the County are hereby irrevocably pledged, and in each year while any of the Bonds shall be outstanding there shall be levied and collected in accordance with law an annual ad valorem tax upon all taxable property in the County subject to local taxation sufficient in amount to provide for the payment of the principal of, the premium, if any, and the interest on the Bonds as such principal, premium, if any, and interest shall become due, which tax shall be without limitation as to rate or amount and in addition to all other taxes authorized to be levied in the County to the extent other funds of the county are not lawfully available and appropriated for such purpose.

10. Use of Proceeds Certificate. The Chairman of the Board, the County Administrator and such officer or officers of the County as either may designate are hereby authorized and directed to execute a Certificate as to Arbitrage and a Use of Proceeds Certificate each setting forth the expected use and investment of the proceeds of the Bonds and containing such covenants as may be necessary in order to show compliance with the provisions of the Internal Revenue Code of 1986, as amended (the "Code"), and applicable regulations relating to the exclusion from gross income of interest on the Bonds and on the VPSA Bonds. The Board covenants on behalf of the County that (i) the proceeds from the issuance and sale of the Bonds will be invested and expended as set forth in such Certificate as to Arbitrage and such Use of Proceeds Certificate and that the County shall comply with the other covenants and representations contained therein and (ii) that the County shall comply with the provisions of the code so that interest on the Bonds and on the VPSA Bonds will remain excludable from gross income for Federal income tax purposes.

11. State Non-Arbitrage Program; Proceeds Agreement. The Board hereby determines that it is in the best interest of the County to authorize and direct the County treasurer to participate in the State Non-Arbitrage Program in connection with the Bonds. The Chairman of the Board, the County Administrator and such officer or officers of the County as either may designate are hereby authorized and directed to execute and deliver a Proceeds Agreement with respect to the deposit and investment of proceeds of the Bonds by and among the County, the other participants in the sale of the VPSA Bonds, the VPSA, Public Financial Management, Inc., as investment manager, and Central Fidelity Bank, as depository, substantially in the form submitted to the Board at this meeting, which form is hereby approved.

12. Comprehensive Annual Financial Reports. The County shall, so long as the VPSA is the registered owner of the Bonds, submit a copy of its Comprehensive Annual Financial Reports for each fiscal year of the County to the VPSA as soon as practical, after the end of each such fiscal year.

13. Filing of Resolution. The appropriate officers or agents of the County are hereby authorized and directed to cause a certified copy of this Resolution to be filed with the Circuit Court of the County.

14. Further Actions. The Members of the Board and all officers, employees and agents of the County are hereby authorized to take such action as they or any one of them may consider necessary or desirable in connection with the issuance and sale of the Bonds and any such action previously taken is hereby ratified and confirmed.

15. Effective Date. This Resolution shall take effect immediately.

IN RE: RESOLUTION -- USDA PEANUT PROGRAM

Extract

The County Administrator informed the Board that the Greensville County Board of Supervisors sent a letter informing him of a plan, the General Agreement on Tariffs and Trade, that could have a devastating effect on the peanut growers in Southside Virginia. This Plan, also known

as the Dunkel Proposal, includes a reduction in U.S. price supports on peanuts and would allow the importation of foreign peanuts, which are presently uninspected, into the U.S. market.

He said the Greensville Board believes, along with the National Association of Counties, that the implementation of this Plan will have a detrimental effect on the peanut growers in this area.

The Greensville Board has approved a resolution opposing the Dunkel Proposal and supporting the continuation of the present U.S.D.A. Peanut Program and supporting the continuation of the peanut price support under current guidelines.

The Greensville Board requests a similar resolution be approved and that the Dinwiddie County Board of Supervisors contact their congressional delegation concerning this issue.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following resolution is adopted:

WHEREAS, peanut production is an essential element of the agricultural economy of the Southeastern and Southwestern United States; and

WHEREAS, the agricultural economy is of vital importance to the citizens of Dinwiddie County, as well as to those of other counties in Southside Virginia; and

WHEREAS, the USDA peanut program is operated at very little cost to the U.S. taxpayer; and

WHEREAS, the Dunkel proposal of the General Assembly on Tariffs and Trade (GATT) negotiations contains two important sections, each of which would adversely impact U.S. peanut farmers:

1) a twenty (20%) percent cut in internal price supports, and

2) a domestic market access for foreign peanuts that starts at three (3%) percent in 1993 and increases to five (5%) percent over the six-year period between 1993 and 1999; and

WHEREAS, the Dunkel proposal would allow the importation of over 512 million pounds of foreign peanuts into the United States over the six-year implementation period, and because production standards and quality controls are not as high elsewhere as in the United States, the imported peanuts would be of inferior quality to those grown in the United States; and

WHEREAS, a study conducted by the University of Georgia concluded that the Dunkel proposal would result in a loss of gross income to U.S. peanut farmers of $1.675 billion over the six-year period; and

WHEREAS, such a loss in farm income would impose substantial economic hardship upon an industry which is already severely stressed, and importantly, could cause a further reduction in the number of family farms not just in Dinwiddie County, but throughout the United States; and

WHEREAS, family farms have historically played a vibrant role in the social fabric of the United States, and a substantial reduction in the number of family farms would have not just an adverse economic impact, but also an adverse social and cultural impact.

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia, in recognition of the importance of a healthy agricultural economy throughout the United States and the important role peanut farmers serve in the economic well-being of Dinwiddie County, supports the continuation of the present USDA peanut program, urges the continuation of peanut price support under current guidelines, and opposes the Dunkel proposal; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Virginia delegation to Congress is hereby urged to vote no on the Dunkel proposal as it pertains to peanuts;

AND IT IS FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the USDA and all other state and federal agencies are urged to initiate and support all efforts to expand the markets for sale of peanuts raised by U.S. farmers, both within the United States and in foreign markets.

IN RE: DISCLOSURE STATEMENT DISCUSSION

Mr. Daniel Siegel, County Attorney, presented the following zoning disclosure ordinance for discussion to be added to Sec. 22-23:

d. Each application for rezoning or a conditional use permit shall include a list of the names and addresses of all persons owning any legal or equitable interest in the real property which is the subject of the application as a title owner, lessee, easement owner, contract purchaser, assignee, optionee, licensee or noteholder, including trustees, beneficiaries of trust, general partners, limited partners and all other natural or artificial persons owning any such interest; provided, however, that the names and addresses of governmental entities and public service companies owning recorded easements over the subject property need not be disclosed.

e. If any of the persons disclosed under Section 22-23 (d) is a corporation, then the application shall also list the names and addresses of any shareholders who own ten (10) percent or more of any class of stock issued by such corporation and, where such corporation has ten (10) or fewer shareholders, a list of the names and addresses of all of the shareholders. If any of the persons disclosed under Section 22-23 (d) is a partnership, joint venture, limited liability company, tract or other artificial person other than a corporation, then the application shall also list the names and addresses of any persons having any interest therein equal to ten (10) percent or more of the total of such interests and, where ten or fewer persons own all such interest, a list of the names and addresses of all such persons. For any corporation, partnership, joint venture, limited liability company, trust or other artificial person whose owners are unknown to the applicant and whose stock identities cannot be ascertained by the exercise of due diligence and for any corporation that has more than 100 shareholders or whose stock is regularly traded on a stock exchange or in the over the counter market, the applicant may so certify in lieu of providing a list of its stockholders or other persons having an interest therein.

f. If any of the persons disclosed under Section 22-23 (e) is a corporation, partnership, joint venture, trust or other artificial person, the application shall be sworn to under oath before a notary public or other official before whom oaths may be taken, stating whether or not any member of the Planning Commission or Board of Supervisors or of any of their immediate households owns any legal or equitable interest in the real property which is subject of the application as a title owner, easement owner, contract purchaser, lessee, assignee, optionee or licensee either individually or by ownership of an interest in a corporation trust, partnership, joint venture, limited liability company or other entity owning any such interest. If any member of the Planning Commission or Board of Supervisors or of any of their immediate households owns any such interest, the application shall identify each such Commissioner, Supervisor or household member and describe the nature and extent of his ownership interest. Otherwise, no further disclosure of the ownership of the real property which is the subject of the application or petition is required.

g. Prior to every public hearing, the applicant or petitioner must file a list updating the information previously disclosed under this section to reflect any change since the date of his previous submission if any such change has occurred.

Ms. Everett, Mr. Haraway, Mr. Moody, and Mr. Bracey supported the Ordinance.

Mr. Clay said the ordinance was too tight and it would require hiring another person to research what is required by the Ordinance.

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

the County Attorney was authorized to advertise the Zoning Disclosure Ordinance for public hearing on November 4, 1992.

IN RE: POSITION ANNOUNCEMENT -- DEPUTY ANIMAL CONTROL OFFICER

Extract

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", Mr. Steve Beville was appointed Deputy Animal Warden effective October 1, 1992 at Grade 5 Step E, at an annual salary of $16,970.

IN RE: POSITION ANNOUNCEMENT -- ANIMAL SHELTER CUSTODIAN

Extract

The County Administrator informed the Board that Ms. Tina Hawkins resigned the position of animal shelter custodian effective October 1, 1992.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", Ms. Mary Ellison was appointed Animal Shelter Custodian at a salary of $5.77 per hour.

IN RE: VIRGINIA POWER CONTRACTS

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the County Administrator was authorized to sign the contract with Virginia Power to supply electric power to the County; at rates negotiated by the VACO.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. Mr. George Walker, County Administrator, Sussex County, wrote that their Board denied the funding request from Old Hickory Volunteer Fire Department for providing first response service.

Mr. Clay requested a copy of the letter be sent to the Old Hickory Volunteer Fire Department.

2. Penny K. Forrest, Resident Engineer, Department of Transportation, wrote in response to the request for intersection lighting at the intersection of Routes 1 and 460. According to the geometrical, operational and accident information available for this intersection, lighting is not warranted at this time.

Pavement markings along Route 1 between Eastside Elementary and Green Acres Trailer Park, as well as in DeWitt, is a three lane section with a broken yellow line. Signs adjacent to the roadway indicate that the center lane is for left turns only and should not be used as a passing lane.

Ms. Everett and Mr. Haraway expressed concern regarding the response from VDOT about intersection lighting at Routes 1 and 460.

3. The Wise Clean County Committee asked the Board to support the bottle bill legislation during the next session of the Virginia General Assembly.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Haraway told the Board he felt the County should reconsider redrafting the Weapons Ordinance with the help of the Sheriff's Office.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the County Attorney was authorized to draft a new weapons ordinance to include the items discussed during the public hearing tonight.

2. Ms. Everett told the Board that she had a nominee for the regional Disabilities Services Board; Ms. Donna Ramsey-Saunders of 9121 Squirrel Level Road, Petersburg, VA 23803.

3. The Chairman asked the rest of the Board to meet with their School Board representative regarding the letter from a parent of a student at Rohoic Elementary School.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (7) Legal: Section 2.1-344(a) (5) Industrial; the Board moved into Executive Session at 10:45 P.M. A vote having been made and approved, the meeting reconvened into Open session at 11:46 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: PUBLIC HEARING FOR A REZONING REQUEST COUNTY LANDFILL

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the County Attorney was authorized to advertise for a joint public hearing to be held on November 4, 1992 to hear the rezoning issues involved in the co-composting facility to be located at the Dinwiddie County Landfill.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 11:51 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST:
Dewey R. Cashwell, Jr.
County Administrator

VIRGINIA: AT A SPECIAL MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 7TH DAY OF OCTOBER, 1992, AT 6:30 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: ADJOURNMENT

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting September 16, 1992 meeting adjourned at 6:30 P.M.

IN RE: SUBDIVISION ORDINANCE -- WORKSHOP SESSION

Mr. Leonard Ponder, Director of Planning, introduced the Subdivision Committee to the Board and commended their efforts thus far. He then turned the presentation over to Mr. Jerry Cook.

Mr. Jerry Cook, Cook Realty, presented to the Board some issues the Subdivision Committee has discussed and some of the recommendations that have started taking shape. The issues addressed included developing different residential zoning districts and changing the design and aesthetic standards the County is currently using.

The Board members injected thoughts on some of the subjects and asked for continual updates on the issues being discussed.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 7:16 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell, Jr.
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 21ST DAY OF OCTOBER, 1992, AT 2:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY, VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	BENJAMIN EMERSON	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the October 7, 1992, Special Meeting and the October 7, 1992 are hereby approved in their entirety, with the effective date amendment to the meals tax ordinance motion: Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meals tax ordinance is adopted "with the effective date of December 1, 1992."

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, 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 #20977 thru #21148; (void check #20980) General Fund - $210,334.36; E-911 Fund - $48,078.30; Self Insurance - $2,646.30; CDBG - $6,813.60; Capital Projects - $31,771.85; for a total of $299,644.41.

IN RE: TREASURER -- REPORT

Mr. William E. Jones submitted his report for the month of September to the Board.

The Chairman asked Mr. Jones to make copies of his reports available to the citizens at each meeting.

IN RE: SHERIFF -- REPORT

No one was present to represent the Sheriff's Department.

IN RE: BUILDING INSPECTOR -- REPORT

1. Mr. Dwayne Abernathy, Building Inspector, submitted his report for the month of September. Mr. Abernathy presented a new proposed fee schedule for building permits for the county. He said that no increase has been adopted since 1989, and since that time, an additional full time inspector had been hired and the secretary was now full time. Mr. Abernathy presented the proposed fees and asked for authorization to advertise the amendment for public hearing.

The Board instructed Mr. Abernathy to survey the surrounding counties for their permit fees before the public hearing.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", the Building Inspector was authorized to advertise for public hearing the proposed building permit fees.

2. Mr. Abernathy told the Board he would like to adopt the Virginia Certification Standards Code for the County. The Virginia Certification Standards for Building and Amusement Device Inspectors, Blasters and Tradesmen is a statewide regulation providing minimum

standards of competency for persons to be certified in the field of work. He explained this would require contractors to be certified before a permit is issued.

The Board felt more information was needed before they could discuss the Certification Standards Code.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, said she had nothing to report but would answer any questions.

Mr. Haraway queried the Commissioner on when the tax bills would go out.

The Commissioner stated she didn't know, but hopefully it would be by November 5th.

The Treasurer informed the Board he would have the tickets out within four days after he received them.

Mr. Haraway and the Chairman stated they felt an extension should be looked at if the citizens were not given 30 days.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T. O. Rainey, III, Commonwealth Attorney, told the Board he had nothing to report but would entertain any questions they may have.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, submitted his report for the month of September. He also introduced, Mr. Steve Beville, Deputy Animal Warden, and Ms. Mary Ellison, Animal Shelter Custodian, to the Board.

IN RE: DIRECTOR OF PLANNING -- REPORT

Mr. Leonard Ponder, Director of Planning, gave an up-date on the E-911 progress at the sheriff's office. Motorola finished their work on October 1, 1992 and the walk-through with the contractor was done on October 7, 1992. He said things were progressing as scheduled and the target date of December 18, 1992 is still the scheduled date for the cut-over.

Ms. Everett told Mr. Ponder she had several citizens to call and complain about the over-growth behind the Safeway Store on Route 226. She asked him to look into the matter. Mr. Ponder stated he would get in touch with Mr. Pierce, the owner.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

1. Mrs. Peggy McElveen, Director of Social Services, informed the Board that additional funds from the State have been allocated to the agency's FY '92-93 budget as follows:

1.	United Way Emergency Assistance	$ 2,000
2.	Fuel Assistance Administration	7,096
3.	Independent Living/Foster Care	763
4.	Child Day Care/Fee/Block Grant	20,071

Ms. McElveen also said no local money is required to match these funds; which will not affect the local budget.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", $29,930 of additional funds were appropriated, for the programs listed above, for the Social Services Department for FY '92-93.

2. Ms. McElveen told the Board that the Christmas Sharing Foundation was requesting help this year in sharing the joy of Christmas with those in need. They are asking for donations of gifts of food, money, new toys and new clothes; as well as volunteers to assist in this effort. She also informed the Board that this year the entire program was

being handled by volunteers and would not be directed by the Social Services Department.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

1. Dr. Richard Vaughn, Superintendent of Schools, told the Board the modular units have been installed and are in operation.

2. The Technology Committee is scheduled to meet next Monday morning and the information will be sent to the Board.

3. The Space Needs RFP will be sent out this week.

4. Dr. Richard Vaughn also informed the Board that there is a very dangerous area on Route 460 west, just beyond Route 730, where a stopped school bus, has on several occasions been narrowly missed by big trucks unable to stop after seeing the stopped school bus. The Virginia State Police, the VDOT, and the Highway Safety Committee have been appraised of the situation.

5. The Chairman asked Dr. Vaughn if the modular units are under warranty? Dr. Vaughn responded yes, but he did not know exactly what it covered.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Benjamin Emerson, County Attorney, told the Board he had nothing to report but would answer any questions.

IN RE: FINANCING PROPOSALS -- $1.6 MILLION BOND ISSUE

The following proposals were received for the County's $1.6 million bond financing, to be issued by the IDA:

Carter Kaplan & Company	5.40%
Security Capital	5.438%

The projects to be financed are:

Seven (7) modular classrooms	-	$199,000
Ten (10) school buses	-	370,000
School maintenance	-	300,000
School computers	-	125,000
Two (2) fire trucks	-	370,000
One (1) trash truck	-	90,000
One (1) Roll off conversion truck for trash collection	-	40,000
E911 Equipment	-	105,000
Cost of Issuance (less Underwriting Spread and costs referenced above)	-	26,000
TOTAL		$1,625,000

Upon motion of Mr. Clay, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", the low bid from Carter Kaplan Company for 5.40% was accepted, and the County Administrator and County Attorney authorized to take the necessary action for the issuance of these bonds.

IN RE: RECREATION DIRECTOR -- REPORT

1. Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of September, 1992.

2. A synopsis for the Fall Festival was given.

3. Mr. Rinaldi asked the Board to appoint Ms. Sara Parker to the Recreation Advisory Council.

Mr. Haraway made the motion to appoint Ms. Sara Parker to the Recreation Advisory Council. The motion was seconded by Mr. Clay.

The Chairman said he had a problem with making an appointment without prior knowledge of the appointment. He asked the Board to hold off on making the appointment until the next meeting.

Mr. Clay withdrew his second.

Mr. Haraway stated he also had a problem with making appointments or any decision without prior knowledge of facts, and withdrew his motion.

4. Mr. Rinaldi requested guidance on policy on maintenance and scheduling of games at the fields at Rohoic.

Mr. Haraway said the principal at Rohoic has scheduled games at the field since school started.

The Board directed Mr. Rinaldi to draw up the policy for the fields at Rohoic and present it to them.

5. Mr. Haraway instructed Mr. Rinaldi to give a report on revenue and expenses for the soccer program.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

David W. Nichols, Public Safety Officer, submitted his reports including the Fire Department's and Rescue Unit's responses for the month of September.

1. Mr. Nichols told the Board he had discussed the lighting at Route 460 and U. S. #1 with VDOT and the only other thing that could be done is to place reflective markers in the pavement to direct line of path.

2. Ms. Everett stated a sign had not been placed at the intersections of Courthouse Road and Turkey Egg Road and asked him to check it.

3. Mr. Nichols asked for authorization to attend a two-week course "Fire Cause and Origin, " at the State Police Academy November 2-13, 1992 in Chesterfield. The cost is $60.00 for materials. The Board approved the request.

4. A bill to repair a pumper truck from Namozine VFD for $619 was presented to the Board for approval. The Board instructed the Public Safety Officer to write a letter to the departments outlining the procedure for preapproval before repair work is done. The Board requested an explanation of the bill from Namozine Volunteer Fire Department at the next meeting.

5. A group of student ham radio operators from Prince George was on stand-by Sunday for the E-911 switch over just in case of an emergency. Mr. Nichols asked the Board for authorization to send a thank you letter and recognize them at a Board meeting.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, submitted a report for the month of September to the Board.

1. Mr. King told the Board a BioCycle Southeast Conference was going to be held November 16-18, 1992 at Miami Beach, Florida. He said there were several sessions which would be very helpful.

2. The 977 track loader Cat repair estimates were submitted to the Board as follows:

Carter Machinery Company, Inc.	$5,722.62
Virginia Parts & Equip. Co., Inc.	4,176.62
Wilson-Finley Company	3,665.08

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", the Director of Waste Management was authorized to accept the low bid from Wilson-Finley Company for the repair work.

3. Mr. King told the Board the landfill closure was moving along nicely and things were looking very well.

IN RE: HEALTH DEPARTMENT -- BUDGET APPROPRIATION

Ms. Margaret Hendrick, Dinwiddie Health Department, told the Board the State allocated only $121,384 to match the requested local funds for FY 1992-93. This left an amount of $8,700 of local match from the County not matched by the State. She asked the Board to allow the Health Department to keep $1,123 of the $8,700 budgeted local funds. The amount requested for the Health Department will make the budgeted appropriation $122,507.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", an amendment to the budget for the Dinwiddie Health Department is hereby approved making a total of $122,507 appropriated for FY '92-93.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, told the Board she had nothing to report but would answer any questions.

1. Mr. Haraway said he was very upset with the report he received from the VDOT about the lighting at Route 460 and U.S. #1. He asked Ms. Forrest, why an accident has to occur before VDOT will do anything about bad situations like this. He said he would like for her to communicate this back to the people she reports to.

Ms. Forrest responded that the County could install street lights, but the intersection does not meet roadway requirements for lighting.

2. Mr. Clay said recently there was a bad accident at I-85 and Route 703; there is a only a yield-right-of-way sign at the ramp. He asked for a traffic study for that location.

3. Mr. Clay asked about the RR crossing on Church Road. Ms. Forrest replied that it was on the Railroad's schedule.

4. Ms. Everett asked if there will be any more mowing. Ms. Forrest stated that Route 460 and Route 226 will be mowed this week. The secondary roads will not be done again.

Ms. Everett said Ferndale and Sterling Road needed to be mowed.

5. The Chairman told Ms. Forrest that Route 627 was marked one day, a couple of days later tar and gravel was put on the road; then the VDOT came back and put marks on it again. Ms. Forrest replied the two crews did not communicate.

IN RE: PROPANE FUEL BID

The following bids were received for the propane fuel:

	Fixed	Fluctuating
Parker Oil	.295/.790	.195/.690
Spencer Propane	.99	.80
Commonwealth Propane	No Bid	.23/73.93

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey, voting "aye", the bid for supplying the County propane fuel was awarded to Parker Oil on a fixed price basis of .79/gallon.

IN RE: AIRPORT AND INDUSTRIAL AUTHORITY -- RELEASE OF FUNDS

The Airport and Industrial Authority requested the release of the $2,000 in funding which was withheld, pending the job descriptions for the clerical support. Descriptions for an Administrator and Administrative Assistant were presented.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey, voting "aye", the job descriptions from the Airport and Industrial Authority were accepted and the $2,000 in funds was approved for release for the first quarter resulting in $8,000 for FY '92-93.

IN RE: CASUALTY INSURANCE PROGRAM RFP -- CONTRACT AWARD

Ms. Glenice Townsend, Fiscal Officer, told the Board the proposals for the casualty insurance program for the County had been received on October 14, 1992. Because of the complexity of the process, and the fact that the insurance contract terminates on November 1, 1992, she requested the Board allow the Administrative Staff authority to negotiate with the claims companies H. L. Duke and Landin, Inc., to keep the price within budget, and authorization to execute a contract which will best serve the County. The two re-insurers being considered are Ranger Insurance Company and North American Specialty.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey, voting "aye", the Administrative Staff was authorized to negotiate and execute a contract for the County's Casualty Insurance Program.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The Assistant County Administrator told the Board she had contacted an electrical contractor to review the lighting in the parking lot behind the Social Services Building. She got two proposals from the contractor, one was to completely light up the parking lot; the other was to put up two halogen lights facing the Social Services Building. The Board instructed her to secure another bid and authorized her to have the lights installed if the bid came in at a more reasonable cost.

2. Ms. Hannah Wells told the Board there is going to be a Health Fair, November 5, 1992 from 9:30 a.m. - 3:30 p.m., here in the Pamplin Administration Building, sponsored by the Dinwiddie Extension Office, Dinwiddie Health Department, and the Dinwiddie Extension Homemakers.

3. The County Administrator asked the Board for authorization to to place a 1/6th of a page ad in the Plants, Parks, & Sites Magazine for $952.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, voting "aye", Mr. Bracey, voting "nay", the County Administrator was authorized to place a 1/6th of a page ad in the Plants, Parks, & Sites Magazine for $952.

Mr. Haraway stated he has some concern about duplicating ABIDCO's advertising.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Haraway stated he was attending a drag race at the Richmond Airport on Sunday to see what the noise level is.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (7) Legal: Section 2.1-344(a) (5) Industrial; the Board moved into Executive Session at 4:45 P.M. A vote having been made and approved, the meeting reconvened into Open session at 6:15 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: DRUG POLICY REVIEWED

The Board instructed the Assistant County Administrator to obtain copies of drug policies from surrounding localities and present a proposed policy for their review by the next meeting.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", the meeting adjourned at 6:16 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST:
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 4TH DAY OF NOVEMBER, 1992, AT 7:30 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	BENJAMIN EMERSON	COUNTY ATTORNEY
	CLAIBORNE FISHER	DEPUTY SHERIFF

IN RE: PRESENTATION OF PLAQUES

1. Mr. Moody presented a plaque of appreciation to Mr. James Martin for his service on the Dinwiddie County Planning Commission.

2. Mr. Bracey presented a plaque of appreciation to Mr. Willie Maitland for his service on the Dinwiddie County Recreation Advisory Board.

3. Mr. Clay presented a plaque of appreciation to Ms. Geraldine Spicely for her service on the Dinwiddie County School Board.

IN RE: MINUTES

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the October 21, 1992 Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #21146 thru #21343, (void checks #21150 - 21201 and #21343): General Fund - $328,832.10; E911 - $2,748.78; Self Insurance - $5,610.14; Capital Projects - $3,152.77; CDBG - $5,068.39; Law Enforcement Fund - $1,265.85; for a total of $347,678.03.

IN RE: DISCUSSION OF CLAIM -- NAMOZINE VFD

Mr. Donald Porter, Chief, Namozine Volunteer Fire Department, appeared before the Board to request payment of a $619.00 repair bill for the pumper truck at the Namozine Volunteer Fire Department. He explained to the Board that they had had a lot of other unbudgeted expenses this year and they needed help with this bill.

The Chairman explained to Mr. Porter that in the future, before the work is done to bring the items to the Board, or call the County Administrator or Assistant County Administrator to make sure funds are available.

Mr. Clay stated the capital fund is for emergencies only.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", $619.00 was appropriated from the Capital Fund of the 1992-93 fire department budget for the repair of the pumper truck at the Namozine Volunteer Fire Department.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (7) Legal; the

Board moved into Executive Session at 7:47 P.M. A vote having been made and approved, the meeting reconvened into Open session at 7:58 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: RECOGNITION -- VOLUNTEER AWARD -- PAULINE BONNER

Ms. Everett said that Ms. Pauline Bonner is the recipient of the 1992 Golden Rule Award from J.C. Penney. Ms. Bonner was recognized for her contribution to the West Petersburg area community.

IN RE: DISCUSSION OF CONDITIONAL USE PERMIT

1. Robert Ragsdale told the Board that when the conditional permit was issued to Picture Lake Associates for the proposed drag strip that the noise level would not go above 40 decibels. He said he was in the midst of striking a deal for a golf course in that area. He said he needed to know something immediately so he could give the developers a progress report. Mr. Ragsdale stated he felt the people in the area would rather have a golf course near them than a drag strip.

2. Charles Cabell an attorney representing a group of property owners in that area stated that a large constituency has some concerns about the race track. He said statements had been made at the Planning Commission meeting and the Board of Supervisors meeting about the noise level which were inaccurate. The developer of the strip, Ashland-based Picture Lake Associates, misled the county when it claimed the noise levels would not go above 40 decibels. He said the statements were not confirmed even the developers admitted they were incorrect. The representatives of the drag strip said the noise levels at the strip would probably max out at around 70 to 80 decibels. He told the Board he felt there was misinformation which had not been detected by the County. Mr. Cabell said that some of the affected property owners were present and that they deserved to have a commitment from the Board, either to rescind the permit or have a rehearing of the matter so the Planning Commission can make a decision based on the true facts. He asked the Board for a decision tonight.

3. Anne Scarborough declared she was surprised the issue has come up again. She said her last recollection was that the gentleman that was going to open the drag strip was discontented with the admissions tax and that he was not going to locate here.

4. Christine Avery told the Board she lived across from the race track and that she was concerned about the noise level. She said the property owners had been misled but the the Board had been lied to. There is one house that is 1,000 feet away.

5. George Scott said he was concerned about the noise level.

6. Gwen Rowland declared she was concerned about the noise level and her daughter had written a letter in opposition also.

7. Gilbert Charboneau injected that he had been told the noise level would be no louder than a window air conditioner. He said he also had concerns about the entrance and exit to the drag strip. He stated he didn't want to pay to make the bridge wider on U.S. #1 either.

8. Mrs. Barr said she lived near a drag strip in Ohio and that you could hear the cars from a five mile radius. She also expressed concerns about the safety of the area with the types of persons it would attract.

9. Robert Ragsdale told the Board he was concerned about the notifications being sent from the Administration Office for the hearings. He said that there was not sufficient time given for people to be prepared for the hearings.

10. Nick Krauzer said he lived in Dabney Estates and he is concerned about now. He asked these questions: 1. Why do we want this? 2. What benefit will it be? 3. How much has this been investigated? 4. How big of an area will it affect? 5. Who does it do good for?

11. Anne Blazek said this past summer once every six weeks, an all-night party was held on the property and she had to call the Sheriff's Office.

12. Robert Ragsdale asked the Board to give them an answer now. He wanted them to either rescind the permit or rehear the issue.

Mr. Benjamin Emerson stated that the Board would take a look into the legal implications but the issue would be worked out and the people will be notified.

13. Mr. Haraway stated he represents District #2 where the proposed race strip will be located. He said in the last week he had received six to seven phone calls, had several citizens talk to him personally and had received a letter from Mr. Ragsdale, which each Board member had. He said he thought it was fair to say that the discomfort level of the Dinwiddie residents that are in district #2, concerning this proposed drag strip, is much greater today than it was at the time the conditional use permit was issued. The main concern is the noise factor, no doubt, but there are other concerns that they have spoken to me about, crowd concern, traffic concerns, and environmental problems. He said provided that the drag strip does become a reality, at the proposed site, the type of housing and development that takes place in the area around the drag strip will be of a lesser quality. We all would have to admit that. It is going to have a negative impact on Dinwiddie County, especially financially. Regardless of the decision that this Board makes tonight, Mr. Haraway said he thought the residents that live around the proposed drag strip have made one message perfectly clear tonight, and that is to the drag strip officials, that they are opposed to the drag strip and if there is a drag strip that does materialize in Dinwiddie County next year, the residents will do whatever is humanly possible to see that the noise level is kept at the level that was presented when they applied for the conditional use permit.

14. The Chairman stated that the Board would be in touch after it receives legal advise from counsel. He asked the citizens to leave their name, telephone number, and address if they wanted to be notified of the Board's decision.

<u>IN RE: CITIZEN COMMENTS</u>

1. Margie Ingram appeared before the Board to ask who is responsible for the keeping up with the County's inventory. The Assistant County Administrator said the Administration was responsible for the inventory. Ms. Ingram asked why things are behind and why there is not better management?

The Assistant County Administrator stated we do not have the staff to keep up with the inventory. She explained that the last inventory had been taken by a summer part-time help and that we had not been fortunate enough to have someone else do it. Ms. Ingram told the Chairman that the inventory needed to be caught up and then kept up each time a purchase is made. We need to know where every item is on the inventory list. The Assistant County Administrator agreed with Ms. Ingram.

The Chairman stated that the inventory issue will be taken care of.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendments were approved.

Add: 6. Executive Session 1. Legal
9. Scouting for Food Drive
12. Resolution for Virginia Bio-Fuels Corp. Bond Financing
13. Lease Financing Resolution
16. 4. Acquisition of Real Property

IN RE: RECESS

The Chairman declared a recess at 8:45 P.M. to allow the Planning Commission to hold a hearing on A-92-8. The meeting reconvened at 9:25 P.M.

IN RE: A-92-8 -- COUNTY OWNED SOLID WASTE DISPOSAL FACILITY & ANIMAL CONTROL FACILITY

This being the time and place as advertised in the Progress-Index Newspaper on October 20, 1992, October 21, and October 27, 1992, for the Board of Supervisors and the Dinwiddie County Planning Commission to conduct a joint public hearing to consider adoption of an ordinance to amend Chapter 22 of the Dinwiddie County Code by adding the following definitions:

Mr. Leonard Ponder, Director of Planning, stated that Dinwiddie County is requesting that Section 22-1 of the Zoning Ordinance be amended to add the following definition:

"Animal Control Facility" shall mean a facility for impoundment, observation and disposal of animals.

"Permitted Waste" shall mean solid waste originating in the County and which includes the following categories of solid waste: sludge, food processing waste, garbage, household waste, ash residue, bottom ash, clean fill, stabilized sludge, sewage sludge, residue, industrial waste, residuals, yard waste, construction and demolition debris, refuse, commercial waste, recyclables, waste tires, ashes and food chain crops, each as defined under U.S. Environmental Protection Agency Regulation Section 360-1.2.

"Solid Waste Disposal Facility" shall mean a co-composting facility, a material recovery facility and landfill facility, and accessory structures, including but not limited to facilities for bio-methanization reclamation for electrical power generation and for the disposal of permitted waste as properly licensed or permitted by the appropriate Commonwealth or federal agencies or departments.

Dinwiddie County is also requesting that Section 22-59 (Permitted Uses) be amended to add the following description:

"(28) County Owned Solid Waste Disposal Facility with a conditional use permit."

"(29) County Owned and Operated Animal Control Facility."

These amendments will allow the animal control facility to come into conformance with the Zoning Ordinance and will also define the operation of the co-composting facility.

Since these amendments are merely housekeeping measures, such as 22-59 (20) and the definitions for an animal control facility or necessary to facilitate the construction of the solid waste disposal facility, staff recommends approval of these amendments.

No one spoke for or against the amendments.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", Section 22-1 of

the Zoning Ordinance is amended to add the definition, "Animal Control Facility" shall mean a facility for impoundment, observation and disposal of animals.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", Section 22-1 of the Zoning Ordinance is amended to add the definition, "Solid Waste Disposal Facility" shall mean a co-composting facility, a material recovery facility and landfill facility, and accessory structures, including but not limited to facilities for bio-methanization reclamation for electrical power generation and for the disposal of permitted waste as properly licensed or permitted by the appropriate Commonwealth or federal agencies or departments.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", Section 22-1 of the Zoning Ordinance is amended to add the definition, "Solid Waste Disposal Facility" shall mean a co-composting facility, a material recovery facility and landfill facility, and accessory structures, including but not limited to facilities for bio-methanization reclamation for electrical power generation and for the disposal of permitted waste as properly licensed or permitted by the appropriate Commonwealth or federal agencies or departments.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", Section 22-59 (Permitted Uses) is amended to add the subscription, "(28) County Owned Solid Waste Disposal Facility with a conditional use permit."

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", Section 22-59 (Permitted Uses) is amended to add the subscription, "(29) County Owned and Operated Animal Control Facility."

IN RE: PUBLIC HEARING -- P-92-4 -- COUNTY OF DINWIDDIE

This being the time and place as advertised in the Progress-Index Newspaper on October 20, 1992, October 21, and October 27, 1992, for the Board of Supervisors and the Dinwiddie County Planning Commission to conduct a joint public hearing to consider a request from the County of Dinwiddie to rezone a parcel of property described as Tax Parcels 44-1B, 44-1C, from Agricultural General, A-2, to Agricultural Limited, A-1.

Mr. Leonard Ponder, Director of Planning, stated that the County of Dinwiddie is seeking to rezone from A-2, Agricultural, General District to A-1, Agricultural, Limited District, Tax Parcels 44-1B, 44-1C and a fifty (50') foot easement alongside the southern border of the Dinwiddie County Landfill for the purpose of operating a County Owned and Operated Solid Waste Facility and a County Owned and Operated Animal Control Facility.

Currently there is no property in the County zoned A-1. This rezoning would allow the County to bring both the current landfill, the future co-composting facility, and the current animal control facility into compliance with the Zoning Ordinance. As two of these facilities currently and for years have existed on this property, this is essentially a housekeeping matter. The inclusion of the co-composting facility is the means that the County has decided upon to best meet both the landfill needs of the County, its residential, industrial, and commercial uses and also the recycling mandates of the State of Virginia.

STAFF RECOMMENDATION:

As legal counsel, the Board of Supervisors, staff, and a citizen committee have given the co-composting contract an extensive review, the planning staff recommends that the Planning Commission recommend P-92-4 to the Board of Supervisors for approval.

No one spoke for or against the rezoning request.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey voting "aye", the rezoning request P-92-4 from the County of Dinwiddie to rezone a parcel of property described as Tax Parcels 44-1B, 44-1C, and a fifty (50') foot easement along the southern border, from Agricultural General, A-2, to

Agricultural Limited, A-1 is approved. In all other respects, said zoning ordinance is hereby reordained.

IN RE: PUBLIC HEARING -- C-92-7 -- COUNTY OF DINWIDDIE

This being the time and place as advertised in the Progress-Index Newspaper on October 20, 1992, October 21, and October 27, 1992, for the Board of Supervisors and the Dinwiddie County Planning Commission to conduct a joint public hearing to consider an application from the County of Dinwiddie requesting a conditional use permit to operate a County owned Solid Waste Disposal Facility on a parcel of property described as Tax Parcels 44-1B, and 44-1C and a fifty (50') foot easement along the southern border.

Mr. Leonard Ponder, Director of Planning, told the Board that the County of Dinwiddie is requesting a conditional use permit to operate a County Owned and Operated Solid Waste Facility on Tax Parcels 44-1B, 44-1C and a fifty (50') foot easement along the southern border of the Dinwiddie County Landfill. The County's contention is that this facility is the most practical solution to the future landfill and recycling needs that will be faced by residential, commercial, and industrial users in Dinwiddie County.

Quite simply put, this process entails an anaerobic process that will turn organic materials brought into the landfill into a safe compostable material. The major by-product of this process is methane which will be captured along with methane from the landfill and used to produce electricity which will then be used to produce power for the facility. Any excess electricity will be sold to Southside Electric Cooperative. Any recyclable items will be recycled while all non-compostable and non-recyclable items will be landfilled at places other than the County Landfill.

This type of facility needs to be viewed as an industrial project and any conditions imposed by this permit should be in place to protect adjacent property owners and the facility alike. It is also important to make this facility aesthetically pleasing since it will most likely become a showpiece for other facilities such as these elsewhere.

STAFF RECOMMENDATION

Staff recommends approval of C-92-7 with the following conditions:

1. This facility must be managed and maintained according to the regulations of all applicable state and federal agencies.

2. Screening and buffering along with a security fence will be required between this facility and the animal control facility. This and a landscaping plan for the whole facility must be resubmitted to the Planning Department along with the complete site plan for approval.

3. Copies of any normal tests and results of these tests for the facility must be submitted to the Planning Department within thirty (30) days of the receipt of the results.

4. The terms and conditions of this permit must be reviewed yearly on the site to insure conformance with said conditions.

5. A plan detailing security fencing or other security measures must be submitted and will be placed on file in the Planning Department and the Public Safety Officer's office.

No one spoke for or against the conditional use permit request.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the conditional use permit to operate a County Owned and Operated Solid Waste Facility on Tax Parcels 44-1B, 44-1C and a fifty (50') foot easement along the southern border of the Dinwiddie County Landfill, is approved with the aforementioned conditions. In all other respects, said zoning ordinance is hereby reordained.

IN RE: RESOLUTION -- SCOUTING FOR FOOD DRIVE

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

WHEREAS, Citizens of Dinwiddie are being asked to donate products to the annual Scouting for Food Drive within the County; and

WHEREAS, food donated during this drive is slated for shipment to the Central Virginia Foodbank in Richmond where organizations serving the County's needy citizens must pay a fee to retrieve it when it is needed; and

WHEREAS, none of the food collected in Scouting for Food drives within Dinwiddie County Churches Emergency Relief Program instead of shipping them to the Central Virginia Foodbank in Richmond will insure that a priority is placed on using them to meet needs of local citizens.

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia hereby calls upon leaders of the Scouting for Food Drive within the County to take all steps necessary to retain all donations of food collected in the County for use in meeting needs of the County's needy citizens by deposition of these donations with the Dinwiddie Food Bank; and

BE IT FURTHER RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia calls upon Citizens of the County to designate their donations to the Scouting for Food Drive for use in meeting needs of their fellow citizens within the County.

IN RE: PUBLIC HEARING -- A-92-10 -- PERSONAL PROPERTY TAX RELIEF FOR ELDERLY & DISABLED TAXPAYERS

This being the time and place as advertised in the Progress-Index Newspaper on October 21, and October 27, 1992, for the Board of Supervisors to conduct a public hearing to consider adoption of an ordinance to amend Chapter 19 of the Dinwiddie County Code to provide personal property tax relief for elderly and disabled taxpayers.

No one spoke for or against the amendment.

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT ORDAINED, by the Board of Supervisors of Dinwiddie County, that Chapter 14 of the Dinwiddie County Code is hereby amended to include the following:

ARTICLE X
PERSONAL PROPERTY TAX EXEMPTIONS FOR ELDERLY AND DISABLED PERSONS

Sec. 19-127. Definitions.

For the purposes of this article, the following words and phrases shall have the meanings respectively ascribed to them by this section:

Affidavit: Exemption affidavit.

Commissioner: The Commissioner of Revenue of the County and any of his duly authorized deputies or agents.

Elderly: An individual who has attained the age of sixty-five years on or before December 31 of the year immediately preceding the taxable year or is permanently and totally disabled on December 31 of the year immediately preceding the taxable year.

Exemption: Exemption from the County personal property tax according to the provisions of this article.

Net Financial Worth: The assets, including the present value of all equitable interest, less the liabilities of the individual or individuals prepared in accordance with generally accepted accounting principles.

Permanently and Totally Disabled: Unable to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment or deformity which can be expected to result in death or can be expected to last for the duration of such person's life.

Property: Personal Property

Taxable Year: The calendar year, from January 1 until December 31, for which exemption is claimed.

Vehicle: A private passenger automobile, van or light pickup truck used primarily by or for the person or persons seeking the exemption. The fact that a passenger vehicle has been modified to accommodate a person with a disability does not disqualify the vehicle from the relief provided under this ordinance. Vehicle shall not recreational vehicle or RV, mobile home, camper or other types of trucks or vehicles not expressly set forth herein.

Sec. 19.128. Authorized.

Personal property tax exemption is provided for qualified vehicle owners, who are not less than sixty-five years of age, or who are permanently and totally disabled, and who are eligible according to the terms of this article. Persons qualifying for exemption are deemed to be bearing an extraordinary personal property tax burden in relation to their income and financial worth.

Sec. 19-129. Administration.

The exemption shall be administered by the Commissioner of Revenue according to the provisions of this article. The Commissioner is hereby authorized and empowered to make such inquiry of persons seeking exemption, requiring answers under oath, as may be reasonably necessary to determine qualifications for exemption as specified by this article. The Commissioner may require the production of certified tax returns to establish income or financial worth.

Sec. 19-130. General Prerequisites to Grant.

Exemptions shall be granted to persons subject to the following provisions:

1. The exemption is applicable only to that portion of a person's personal property tax attributable to a single vehicle as defined by this section.

2. The title of the property for which exemption is claimed is held on January 1 of the taxable year, by the person or persons claiming exemption.

3. The total combined income during the immediately preceding taxable year, from all sources of the owner of the personal property, and of the spouse of the source, does not exceed twenty-three thousand dollars ($23,000.00); provided, however, that the first five thousand dollars ($5,000.00) of income of each relative, other than spouse of the owner, who is living in the dwelling shall not be included in such total.

4. The net combined financial worth, including equitable interest, as of December 31 of the immediately preceding taxable year of the owner and of the spouse of the owner, excluding the value of the owner's principal residence and the land, not exceeding one (1) acre, upon which it is situated, does not exceed fifty-five thousand dollars ($55,000.00).

Sec. 19-131. Applicant's Affidavit and Certificate of Disability.

(a) Annually, not later than May 1 and not before February 1 of the taxable year, the person or persons claiming an exemption must file an affidavit with the Commissioner of Revenue. The affidavit shall set forth, on a form to be furnished by the Commissioner, the names of the person for which the exemption is claimed, his or her and spouse, if any, their combined income and their net combined financial worth, including equitable interests.

(b) If the applicant for exemption is under sixty-five (65) years of age, the affidavit required by this section shall have attached thereto a certification by the Social Security Administration, the Veteran's Administration or the Railroad Retirement Board, or if such person is not eligible for certification by any of these agencies, a sworn affidavit by two (2) medical doctors licensed to practice medicine in the Commonwealth, to the effect that such person is permanently and totally disabled, as defined in Section 19-127. The affidavit of one (1) of such doctors may be based upon medical information contained in the records of the Civil Service Commission which is relevant to the standards for determining such permanent and total disability.

Sec. 19-132. Certification of Commissioner.

If after any audit and investigation, the Commissioner of Revenue determines that a person is qualified for exemption, he shall so certify to the County Treasurer, who shall deduct the amount of exemption from the claimant's personal property tax liability.

Sec. 19-133. Amount of Exemption.

Where the person claiming exemption conforms to the standards of this article and does not exceed the limitations contained in this article, the tax exemption for any taxable year shall not exceed three hundred dollars ($300.00).

Sec. 19-134. Nullification Upon Change in Status.

Changes in respect to income, net financial worth, ownership of the vehicle or other factors occurring during the taxable year for which an affidavit is filed under this article and having the effect of exceeding or violating the limitations and conditions provided in this article shall nullify any exemptions for the then current taxable year and the taxable year immediately following. No reassessment shall be applied for a tax year of a change in circumstances is attributable to the death during the tax year of the person whose age or disability qualified the personal property for the relief granted by this ordinance.

Sec. 19-135. False Claims.

Any person falsely claiming any exemption shall be guilty of a Class 3 misdemeanor.

This ordinance shall become effective immediately.

Ms. Everett asked that a display ad be run in the newspaper to alert the taxpayers of the tax relief ordinance.

IN RE: LANDFILL CLOSURE CONTRACT

Mr. Benjamin Emerson, County Attorney, told the Board that this was the contract with Virginia Bio-Fuels for the closure of the existing landfill. The contract provides for the closure of the majority of the landfill to begin immediately, with a small portion to be left open until closer to the deadline for closure under Federal law; so that the county can continue to use that portion of the landfill while the co-composting facility is being constructed.

Mr. Haraway questioned the blanks on page nine of the contract. He asked if it dealt with the financing terms which would have to be finalized before the blanks could be filled in.

Mr. Emerson stated that was exactly right.

The County Administrator stated that LFG, Landfill Gas, should be added to the definitions since it was used in the contract.

The County Administrator asked the Board to approve the basic document and contract price.

The County Attorney said the price is stated in two different ways, it is really a formula, because we do not know the exact acreage. The way cost is broken down mimics the response given to the RFP submitted by Virginia Bio-Fuels which is the reason it is stated in the contract.

The base price is $317,916 for an area up to 5.9 acres, and any area in excess of that 5.9 acres based on the survey will be at an additional cost of $1.37/per square foot.

The County Administrator said it looks as if the total acreage is approximately 17 acres. The original Draper-Aden closure report supports that acreage. We knew we would not know what the actual closure amount would be until we have the area surveyed and until we had actually had a look at the landfill in certain areas to be sure after we dug down and found out if there is any waste in there. The regulatory requirement is that the county must effect closure over all that area and had we missed anything the county would have been liable for it later on. So that is the reason for the per square foot figure.

The County Administrator stated it would be close to $1,000,000 dollars to close the landfill.

Mr. Haraway expressed his displeasure at not knowing the dollar cost involved in the closure. He stated that the average person reading the contract would think that the $1.37 cost would be immaterial to the $317,000. He said in the future the Board should be kept abreast of these matters.

Upon motion of Ms. Everett, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the basic closure contract and price was approved with authorization to fill in the blanks on the contract pending the lease agreement terms for the existing landfill cells at the county landfill.

IN RE: WEST PETERSBURG CDBG PROJECT

Mr. Leonard Ponder, Director of Planning, told the Board that the Dinwiddie County's FY 1992 Community Improvement Grant (CIG) Program is a Comprehensive Program with multiple activities. This program has several funding sources in addition to CIG funds to include inkind match from the County for staff time and forgiven dump fees and mortgage funds under VHDA's Urban Homeownership Opportunities Program (UHOP) and regular mortgage loans to be provided by local lenders. The overall program will be carried out in accordance with county, state, and federal regulations and requirements. County staff, West Petersburg and Vicinity Awareness, Inc., (WPVA), consultants, contractors, and the Crater Planning District Commission will all have roles in successfully implementing this program. Mr. Ponder asked the Board to approve the project plan.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the Dinwiddie County Project Management Plan for West Petersburg Improvement Project was approved.

IN RE: WEST PETERSBURG HOUSING REHABILITATION PROGRAM DESIGN

Mr. Leonard Ponder, Director of Planning, explained to the Board that the West Petersburg Housing Rehabilitation Program Design needed to be approved for the CDBG Grant.

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the West Petersburg Housing Rehabilitation Program Design was approved.

Ms. Pauline Bonner thanked the Board Members, Mr. Cashwell, and Mr. Ponder for their assistance and help given to the West Petersburg Vicinity Group in the West Petersburg area. She said she hoped that they would be as proud of the job that will be done in West Petersburg as the community will be.

IN RE: RESOLUTION FOR VIRGINIA BIO-FUELS CORPORATION BOND FINANCING

Mr. Ben Emerson, County Attorney, told the Board this is the resolution to provide for the issuance of $6,000,000 bonds by the Industrial Development Authority to finance the construction of the co-composting facility and also to finance the acquisition of the equipment to use and operate in the facility. This is being done on a lease-purchase plan, whereas at the end of the lease-purchase, the

facility and the equipment will be owned by the County. He asked the Board to adopt the resolution.

Mr. Haraway stated he felt a little uncomfortable approving a $6,000,000 bond issue without knowing what the interest rate will be.

The County Attorney responded that there was no way of knowing what the rate will be at the time of issuance.

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Moody, Mr. Bracey, voting "aye", Mr. Haraway "abstaining", the following resolution was adopted:

WHEREAS, the Industrial Development Authority of Dinwiddie County, Virginia (the "Authority"), has considered the application of Virginia Bio-Fuel Corporation, a Virginia corporation (the "Applicant"), for the issuance of (a) up to $3,000,000 of the Authority's solid waste disposal facility equipment revenue bonds (the "Equipment Bonds") to finance the acquisition and installation of solid waste disposal equipment (the "Equipment"), such Equipment to be owned by the Applicant and used in the operation of a methane fueled electrical generation facility to be located at the Dinwiddie County Landfill, 10809 Wheeler's Pond Road, Dinwiddie, Virginia 23841, and (b) up to $3,000,000 of its solid waste disposal facility lease revenue bonds (the "Lease Revenue Bonds") to finance the construction by the Applicant of a building in which the Equipment will be located, which building will be leased by the Authority to the County of Dinwiddie, Virginia (the "Equipment and the building, are collectively, the "Project"), and has held a public hearing thereon on November 3, 1992 (the "Equipment Bonds and the Lease Revenue Bonds, are collectively, the "Bonds"); and

WHEREAS, the Authority has requested the Board of Supervisors (the "Board") of the County of Dinwiddie, Virginia (the "County"), to approve the issuance of the Bonds to comply with Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, a copy of the Authority's resolution approving the issuance of the Bonds, subject to terms to be agreed upon, a record of the public hearing and a "fiscal impact statement" with respect to the Project have been filed with the Board;

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF DINWIDDIE, VIRGINIA:

1. The Board of Supervisors approves the issuance of the Bonds by the Authority for the benefit of the Applicant to the extent required by Section 147(f) of the Code and Section 15.1-1378.1 of the Code of Virginia of 1950, as amended (the "Virginia Code").

2. The approval of the issuance of the Bonds, as required by Section 147(f) of the Code and Section 15.1-1378.1 of the Virginia Code, does not constitute an endorsement to a prospective purchaser of the Bonds or the creditworthiness of the Applicant or the Project, and, as required by Section 15.1-1380 of the Virginia Code, the Bonds shall provide that neither the County nor the Authority shall be obligated to pay the Bonds or the interest thereon or other costs incident thereto except from the revenues and money pledged therefore, and neither the faith or credit nor the taxing power of the Commonwealth of Virginia, the County nor the Authority shall be pledged thereto.

3. This resolution shall take effect immediately upon its adoption.

4. Pursuant to the limitations contained in Temporary Income Tax Regulations Section 5f.103-2(f)(1), this resolution shall remain in effect for a period of one year from the date of its adoption.

IN RE: LEASE FINANCING RESOLUTION

Mr. Ben Emerson, County Attorney, told the Board this is the resolution authorizing the sale of bonds for the purchase of certain property and maintenance items. The total of amount of the bonds is $1,625,000. At the last Board meeting you accepted a proposal by Carter

Kaplan Company to purchase the bonds at par value. The Authority will issue bonds and purchase the equipment under the terms of the lease.

The items to be purchased are:

Seven (7) modular classrooms	-	$199,000
Ten (10) school buses	-	370,000
School maintenance	-	300,000
School computers	-	125,000
Two (2) fire trucks	-	370,000
One (1) trash truck	-	90,000
One (1) Roll off conversion truck for trash collection	-	40,000
E911 Equipment	-	105,000
Cost of Issuance (less Underwriting Spread and costs referenced above)	-	26,000
TOTAL		$1,625,000

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

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia (the "Board"), has determined that Dinwiddie County (the "County") has an immediate need for certain new vehicles, equipment and other personal property (the "Property") and to construct certain improvements related to the Property and make certain repairs to real property owned by the County and/or the School Board of the County (the "Improvements"); and

WHEREAS, there has been presented to the Board a plan for lease financing of the acquisition, installation and construction of the Property and Improvements which would not create debt of the County for purposes of the Virginia constitution; and

WHEREAS, there have been presented to this meeting drafts of the following documents (collectively, the "Documents") in connection with the transactions described above, copies of which shall be filed with the records of the Board:

(a) A Lease Agreement between the Authority and the Board conveying to the County a leasehold interest in the Property and Improvements (the "Lease Agreement");

(b) A Trust Agreement between the Authority and a corporate trustee to be designated as set forth below (the "Trustee"), pursuant to which the Bonds (as defined below) are to be issued, which is to be acknowledged and consented to by the Board (the "Trust Agreement"); and

(c) An Assignment Agreement between the Authority and the Trustee, assigning to the Trustee certain of the Authority's rights under the Lease Agreement, which is to be acknowledged and consented to by the Board (the "Assignment Agreement");

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA:

1. The following plan for financing the acquisition, installation and construction of the Property and Improvements for the County as described in the preambles above is hereby approved. The Authority will be requested to issue the lease revenue bonds in the maximum amount of $1,625,000 (the "Bonds") and to use the proceeds therefrom to finance the acquisition, installation and construction of the Property and Improvements. The Authority will also enter into the Trust Agreement with a corporate trustee (to be designated by the Chairman or Vice Chairman of the Board), pursuant to which the Bonds will be issued, which is to be acknowledged and consented to by the Board. The Authority will also enter into the assignment Agreement between the Trustee and the Authority whereby the Authority's rights under the Lease Agreement will be assigned to the Trustee, which is to be acknowledged and consented to by the Board. The Authority will be requested to lease the Property and

Improvements to the County under a "triple net lease" for the term of the Bonds at a rent sufficient to pay interest and principal due on the Bonds all pursuant to the Lease Agreement. The obligation of the Authority to pay principal and interest on the Bonds will be limited to rent payments received from the County. The obligation of the County to pay rent will be subject to the Board making annual appropriations for such purpose. The Bonds will be secured by an assignment of the Lease Agreement and rents to a trustee for the benefit of the bondholders and may be additionally secured by a first lien security interest in the Property. If the County exercises its right not to appropriate money for rent payments, the Trustee may terminate the Lease Agreement or otherwise take possession of the Property.

2. The Board has requested and received proposals from an underwriter to purchase the Bonds from the Authority and make a public offering of the Bonds. On the basis of such proposals, the Board has selected CKC Capital Markets, a Division of Carter Kaplan & Company as underwriter (the "Underwriter") for the Bonds, and the Authority is hereby requested to designate it as such.

3. The Chairman or Vice Chairman of the Board, either of whom may act, is hereby authorized and directed to execute and deliver the Lease Agreement.

4. The Chairman or Vice Chairman of the Board, either of whom may act, is hereby authorized and directed to acknowledge and consent to the provisions of the Trust Agreement, the Assignment Agreement and any security agreement or other instruments executed by the Authority for the purpose of creating and perfecting a security interest in the Property in favor of the Trustee for the benefit of the Holders of the Bonds.

5. The Documents shall be in substantially the forms submitted to this meeting, which are hereby approved, with such completions, omissions, insertions and changes as may be approved by the officer executing them, his execution to constitute conclusive evidence of his approval of any such completions, omissions, insertions and changes.

6. The Property and Improvements are hereby declared to be essential to the efficient operation of the County, and the Board anticipates that the Property and Improvements will continue to be essential to the operation of the County during the term of the Lease Agreement. The Board, while recognizing that it is not empowered to make any binding commitment to make appropriations beyond the current fiscal year, hereby states its intent to make annual appropriations in future fiscal years in amounts sufficient to make all payments under the Lease Agreement and hereby recommends that future Boards of Supervisors do likewise during the term of the Lease Agreement.

7. The Chairman or Vice Chairman of the Board, the County Administrator, the County Treasurer and all other officers of the County are hereby authorized and directed to work with representatives of the authority, the County Attorney, Bond Counsel, and CKC Capital Markets, a Division of Carter Kaplan & Company as the Underwriter to perform all services and prepare all documentation necessary to bring the Bonds to market, including without limitation, final forms of the Documents.

8. The County covenants that it shall not take or omit to take any action the taking or omission of which will cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended, including regulations issued pursuant thereto (the "Code"), or otherwise cause interest on the Bonds to be includable in the gross income for Federal income tax purposes of the registered owner thereof under existing law. Without limiting the generality of the foregoing, the County shall comply with any provision of law that may require the County at any time to rebate to the United States any part of the earnings derived from the investment of the gross proceeds of the Bonds.

9. The County covenants that it shall not permit the proceeds of the Bonds to be used in any manner that would result in (a) 10% or more of such proceeds being used in a trade or business carried on by any person other than a governmental unit, as provided in Section 141(b) of the Code, provided that no more than 5% of such proceeds may be used in a trade or business unrelated to the County's use of the Property and Improvements,

(b) 5% or more of such proceeds being used with respect to any "output facility" (other than a facility for the furnishing of water), within the meaning of Section 141(b)(4) of the Code, or (c) 5% or more of such proceeds being used directly or indirectly to make or finance loans to any persons other than as governmental unit, as provided in Section 141(c) of the Code; provided, however, that if the County receives an opinion of nationally recognized bond counsel that any such covenants need not be complied with to prevent the interest on the Bonds from being includable in the gross income for Federal income tax purposes of the registered owners thereof under existing law, the County need not comply with such covenants.

10. The Board hereby consents to Sands, Anderson, Marks & Miller, P.C., Richmond, Virginia serving as counsel to the Underwriter and the County as well as bond counsel.

11. All other acts of the Chairman or Vice Chairman of the Board and other officers of the County that are in conformity with the purposes and intent of this resolution and in furtherance of the plan of financing, the issuance and sale of the Bonds and the acquisition, installation and construction of the Property and Improvements are hereby approved and ratified.

12. This resolution shall take effect immediately.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. A Legislative Workshop is scheduled for November 18, 1992 at 1:00 p.m. A legislative dinner is scheduled for 6:00 P.M., December 3, 1992.

2. On November 10, 1992 an EMS Workshop is scheduled for 7:00 p.m. and the Board is invited to attend.

3. Judge Hume sent a letter requesting the Board to appoint a representative to serve on the 11th Judicial District, Citizens Advisory Council or each local governing body may also elect to have its representatives to be appointed by the local judge of the Juvenile and Domestic Relations District Court. Judge Hume requested the Board to advise the Court as to the option it chooses.

4. The County Administrator told the Board that the appointment needed by the Disabilities Commission is going to be done through the District 19 Board.

IN RE: BOARD MEMBER COMMENTS

1. Ms. Everett said the County needed to help look for a new site for the Rohoic Library Facility.

2. Mr. Clay said two IDA members contacted him because they have not been receiving their materials ahead of time. He said they are doing us a service and we needed to make sure they have our cooperation in receiving there due notification. The County Administrator was instructed to meet with them on Monday evening to set some procedures.

3. The Chairman asked for improvement in communications with the authorities. He also apologized to Ms. Anne Scarborough for not having the disclosure ordinance on the agenda for this meeting.

4. Ms. Everett stated that we need to be more sensitive to the IDA and that they needed to be more involved in things.

5. The Chairman said he would like to have the background notes in the packet again. He also asked that any appointments in the future be given two months in advance.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; Section 2.1-344(a) (7) Legal: Section 2.1-344(a) (5) Industrial; Section 2.1-344(a) (3) Acquisition of Real Property; the Board moved into

Executive Session at 10:55 P.M. A vote having been made and approved, the meeting reconvened into Open session at 12:40 A.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: NOTIFICATION OF CONDITIONAL USE PERMIT

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the County Attorney was authorized to draft a letter to Mr. Robert Ragsdale and Citizens on the respond to their request to the Board to revoke or rehear the conditional use permit.

IN RE: ADJOURNMENT

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 12:50 A.M., to be continued to 8:00 A.M. November 14, 1992, for the purpose of a joint retreat with the School Board at the Southeast 4-H Educational Center, Inc. in Wakefield, Virginia.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell, Jr.
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE SOUTHEAST 4-H EDUCATIONAL CENTER, INC., 15189 AIRFIELD ROAD, WAKEFIELD, VIRGINIA, ON THE 14TH DAY OF NOVEMBER, 1992, AT 9:00 A.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
ABSENT:	HARRISON A. MOODY	ELECTION DISTRICT #1

IN RE: JOINT BOARD OF SUPERVISORS/SCHOOL BOARD RETREAT

The Board of Supervisors met jointly with the School Board in a retreat session to discuss issues of mutual concern. The main items discussed were:

1. Protocols/Sharing Information
2. Public Relations
3. Strategic Planning
   a. Capital Needs Assessment & Planning
   b. Consolidated Services
4. Personnel Issues
5. Recreation/Athletics

The Board instructed the County Administrator to obtain resumes and background information on individuals qualified to continue the strategic planning efforts of both the School Board and the Board of Supervisors. The two Boards will meet jointly on December 2, 1992 at 6:00 p.m. to review the proposals and costs involved.

A brief discussion was held on consolidating vehicle maintenance services for the County. The County Administrator was authorized to obtain cost estimates on a maintenance contract for the fire department and landfill vehicles.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", the meeting adjourned at 7:00 P.M. to be continued until 1:00 p.m., November 18, 1992.

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Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 18TH DAY OF NOVEMBER, 1992, AT 1:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY, VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3

IN RE: LEGISLATIVE WORKSHOP

Ms. Martha Burton, Assistant to the Executive Director, Crater Planning District Commission, appeared before the Board to give an overall synopsis of the upcoming legislative session. She said this was going to be a short session approximately 30 to 45 days, from January 13, through February 27, 1992. Ms. Burton said she felt these items would be dealt with this session:

1. Adjustments to the biennial budget.

2. Deal with carry-over legislation, before the end of January.

3. The new budget will be available December 21, 1992. There is a surplus of $52 million, but, education, Medicaid, and corrections will most likely take the bulk of the surplus.

4. The Comprehensive Services Act comes with a $5.5 million price tag.

5. She then reviewed the following carryover legislation.

   A. Allowing localities to pass an ordinance to Control cats

   B. Daily planning periods for elementary school teachers

   C. Employment of one School nurse per 1,000 students

   D. Use Revenue from E911 tax for operational costs

   E. Establish a Special Bridge Fund

   F. Environmental legislation -- not to go beyond federal requirements

   G. Require DWM to provide exemption for composting facilities

   H. Various bills on Lottery profits

   I. Southside Economic Development Commission - report not available yet

   J. Committee of Populations & Growth -- present a report thorough 1994 for land use, planning and state oversight

   K. Dillon Rule Commission -- allow governing bodies to determine a lot of things rather than General Assembly

   L. Uniform Charter Powers Act -- extend to counties, not just cities

      a. Counties to have same taxing powers as cities without referendum

      b. Promote regional solutions

      c. Recommend adoption of Grayson Committee studies

6. She then reviewed some of the proposed legislation from the Virginia Association of Counties.

A. Request more money for water, waste water and solid waste disposal in the form of Grant Money

B. Funding Industrial Parks and shell buildings -- now limited to 6 buildings

C. Education -- fully restore Literary Fund

D. Return of Lottery Money

E. Bottle Bill -- support

F. Guns -- support 3 day waiting period

G. Increase per diem -- housing state prisoners

H. 5¢ gas tax increase because construction needs exceed revenue

I. Exempt public ownership requirements on Landfill -- i.e. -- financial documentation

Ms. Burton stated anything can happen because it is an election year. The Board will be meeting with the area legislators next month to discuss up coming issues.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 1:46 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 18TH DAY OF NOVEMBER, 1992, AT 2:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY, VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DANIEL SIEGEL	COUNTY ATTORNEY
	BENNIE HEATH	SHERIFF

IN RE: MINUTES

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the November 4, 1992, Regular Meeting and the November 14, 1992, Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #21454 thru #21661; (void check #21453) General Fund - $114,077.84; E-911 Fund - $44,017.44; Self Insurance - $57,709.16; CDBG - $4,857.99; Law Library - $557.15; Capital Projects - $5,948.43; for a total of $227,168.01.

IN RE: CITIZEN COMMENTS

1. Gilbert Henshaw, 5200 Church Road, appeared before the Board on behalf of West End Baptist Church, of which he is a trustee. He told the Board that the church was planning to relocate on the corner of U.S #1 and Route 460 West in eighteen to twenty months. He stated that the members of the Church have the following concerns if the proposed drag strip which is approximately 2 1/2 miles from the location of the proposed church is built.

a. Congestion
b. Noise Level
c. Development in the area

He told the Board anything they could do would be appreciated.

2. Kent Russell, 7209 Crystal Lane, told the Board that Pine Grove Baptist Church, located within one mile of the proposed drag strip, has services both in the mornings and evenings on Sundays; and they are concerned about the noise level, congestion, and trash problems related to the drag strip. He asked the Board to reconsider and not allow the drag strip.

3. Lee Bethea and Ms. Klarman appeared before the Board to ask them not to support the proposed route of the power lines running across the County until further studies are done. Ms. Klarman asked the Board to please review the information and reserve their decision. She invited them to attend the HELP Southside meeting to be held December 1, 1992 at 7:00 p.m. at the Alberta, Southside Virginia Community College.

4. Robert Ragsdale appeared before the Board and expressed his dissatisfaction with the way the County Administrator and Planner handled his request after he met in Executive Session with the Board over the assessments. He also stated that information was witheld from him about the noise level of the proposed drag strip. Mr. Ragsdale said it was

stated that no home was within 2,500 feet of the drag strip and that was untrue. He asked who was canvassed in Lakewood Subdivision? He stated that the citizens were not being treated fairly and that they are not in favor of the drag strip.

The County Administrator responded that he did not have the Texas report until after the public hearings. He asked Mr. Evers for it and when he received the report he voluntarily provided it to Mr. Ragsdale. He added that all the meetings have been open to the public and at no time was information withheld.

IN RE: FINANCIAL FORECASTING

Mr. Spencer Elmore, Certified Public Accountant, Robinson, Farmer, Cox Associates, gave the Board a financial forecast for fiscal years ending June 30, 1993-1998. Mr. Elmore said the report compiled the forecasted revenues, expenditures, and changes in fund balances of the County for six years.

The information was compiled based on historical trends and anticipated future requirements, and projects the potential results of operations for the forecast period. The report was prepared for the County for the purpose of providing some insight into the potential intermediate term effects of the adopted 1992-93 County budget and of anticipated new debt service requirements.

Mr. Elmore said the compilation is limited to presenting forecasted information that is a representation of management and does not include evaluation of the support for the assumptions underlying such information. He also stated there will usually be differences between the forecasted and actual results because events and circumstances frequently do not occur as expected, and those differences may be material. Mr. Elmore urged the Board to update the forecast every year or every other year or whenever there is an item that would have a significant impact on the financial position of the County.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, reported the following updates to the Board:

1. The VDOT is going to install raised pavement markers in the pavement at the intersection of Route 460 and U.S. #1.

2. She has not received any response for the stop sign at I-85 and Route 703 instead of the yield-right-of-way sign at the ramp.

3. The sign on Route 619 at Turkey Egg Road should be up by Friday.

4. She stated the reason the Administration sign has not been put up is because the VDOT has been changing the supplemental policy. Directional signs are considered supplemental signing and there was a moratorium on them until the new policy was developed. The sign has now been ordered and should be in within the next month or so.

5. The Railroad has been contacted and the repairs on Route 627 have been scheduled, but no date has been given.

6. Ms. Forrest reported on the repaving of Rt. 619. When roads are reviewed on an annual basis for maintenance replacement funds or overlay funds, the VDOT noted that Route 619 had surface cracking or alligator cracking which allows water to get into the pavement. The cracks weren't large enough to warrant a plant mix overlay. It was decided that a tar and gravel would be sufficient to cover it.

The Board had the following questions:

The Chairman said the main thing was that Route 619 was marked one day, and a couple of days later tar and gravel was put on the road; then the VDOT came back and put marks on it again. Ms. Forrest replied she had talked with the pavement marking people in Colonial Heights and they were told to check the schedules.

IN RE: RESOLUTION -- FUNCTIONAL RECLASSIFICATION AND UPDATE OF STATE ROADWAYS

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, asked the Board to approve the following resolution to update the functional classification of roads in Dinwiddie County.

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

WHEREAS, the Intermodal Surface Transportation Efficiency Act (ISTEA) of 1991, Section 1006, required that the Virginia Department of Transportation (VDOT) functionally reclassify the roads and streets in the Commonwealth, by December 31, 1992, based on their current and anticipated functional usage; and

WHEREAS, the Virginia Department of Transportation has previously functionally classified the state highways in accordance with the guidelines presented in the "Highway Functional Classification Manual" (Volume 26, Appendix 12, Highway Planning Program Manual)"; and

WHEREAS, the Virginia Department of Transportation has updated the functional classification in accordance with the "Highway Functional Classification Manual" (Revised, March 1989) and aforementioned ISTEA of 1991,

NOW, THEREFORE BE IT RESOLVED THAT, the Board of Supervisors of Dinwiddie County, Virginia concurs with the "1995 Highway Functional Classification" for Dinwiddie County as updated by the Virginia Department of Transportation.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, was not present.

IN RE: TREASURER -- REPORT

Mr. William E. Jones submitted his reports for the month of October to the Board.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. Robert Hill, Assistant Commonwealth Attorney, introduced himself to the Board and stated he had nothing to report but would entertain any questions they may have.

IN RE: SHERIFF -- REPORT

Mr. Bennie Heath, Sheriff, stated he had nothing to report but would answer any questions they may have.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, submitted his report for the month of October.

IN RE: ANIMAL WARDEN -- REPORT

Mr. Steve Beville, Animal Warden, submitted his report for the month of October.

IN RE: LIVESTOCK CLAIM -- LEROY BEASLEY

Mr. Steve Beville presented to the Board a livestock claim from Leroy Beasley for two pigs in the amount of $72.50.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the livestock claim for Mr. Leroy Beasly for two pigs in the amount of $72.50 was approved.

IN RE: DIRECTOR OF PLANNING -- REPORT

Mr. Leonard Ponder, Director of Planning, said the installation of the E911 equipment is running smoothly and the scheduled cutover is still December 18, 1992. He asked the Board to meet on December 16, 1992, at 1:00 p.m. for a Comprehensive Plan Update before their regular meeting.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, informed the Board that the newly appointed Community Policy and Management Team formed to administer the Comprehensive Services Act would like to submit an application for a grant in the amount of $48,039. The grants are given on a first-come-first served basis, so it is important to apply quickly.

Ms. Troilen Seward explained to the Board what the Community Policy and Management Team's responsibilities entailed, and the direction they are taking. The grant would require no additional local funding.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Community Policy and Management Team was authorized to submit an application for a Trust Fund Grant in the amount of $48,039.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Nancy Vance, Assistant Superintendent of Schools, told the Board that Dr. Vaughn was in Williamsburg for a conference, but she would take any questions they may have and upon his return report back to them.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Daniel Siegel, County Attorney, told the Board he had nothing to report but would answer any questions. He introduced Mr. Paul Jacobson the new attorney with Sands, Anderson, Marks, & Miller to the Board.

IN RE: RECREATION DIRECTOR -- REPORT

1. Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of October, 1992.

2. A cost analysis for the Fall Festival, adult softball, youth softball, and soccer was submitted.

Mr. Haraway questioned the deficit in soccer and the fall festival. He asked Mr. Rinaldi if it would affect the other programs being offered by the Recreation Department.

Mr. Rinaldi stated it would not affect any of the other programs.

3. An agreement is being worked on for the maintenance of the fields, but Mr. Rinaldi stated he would like some direction on whether or not he was to maintain the field at Rohoic. The Board directed him to maintain the fields at Rohoic.

4. Mr. Rinaldi asked the Board to appoint the at-large members to the Recreation Advisory Board.

5. Ms. Everett made a motion to appoint Mr. Duncan Liles, Sr., Mrs. Sara Parker, Ms. Courtney Warf, and Duncan Liles, Jr., to the Recreation Advisory Council. Mr. Haraway seconded the motion.

The Chairman stated he would have a problem making these appointments. He said he felt the Board should have input on who serves on the Advisory Council. Mr. Haraway said he felt the same even though he seconded the motion.

Ms. Everett withdrew her motion. Mr. Haraway withdrew his motion.

The Chairman said the appointments would be made on December 2, 1992.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

1. David W. Nichols, Public Safety Officer, submitted his reports including the Fire Department's and Rescue Unit's responses for the month of October. He thanked the Board for allowing him to attend the fire arson classes. He told the Board he is trying to meet schedules for the Hepatitis B vaccine for the employees and volunteers.

The Chairman asked if all the volunteers know the seriousness of Hepatitis B and that we may need to publicize it. He asked Mr. Nichols to make every effort to meet the volunteers schedules.

2. The Chairman said there had been a meeting with the EMS service providers to discuss the EMS Services in the County.

3. Mr. Nichols told the Board that he and the Planner were planning to present an educational program to the citizens to educate them on the E911 system and use the schools to distribute the information.

He was instructed to check with Dr. Vance on when the next teachers meeting would be held to get their assistance with his efforts.

IN RE: FORD EMS REPAIR

Mr. Mark Rowland, Chief, Ford Volunteer Fire Department, told the Board the transmission in the EMS vehicle went out last Tuesday. When he found out about it, it was towed to Master Transmission and given an estimate of $400. He discussed the repair with the Public safety Officer and Assistant County Administrator before proceeding with the work. He asked the Board to pay the repair bill of $761.46.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", $761.46 was appropriated from the Capital Fund of the 1992-93 fire department budget for the repair of the EMS vehicle at the Ford Volunteer Fire Department.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, told the Board the 977 track loader Cat repairs done by Wilson-Finley were complete and the bill was more than estimated but were still under the budgeted amount. He stated the Cat was in top notch shape.

Mr. Haraway asked Mr. King if there would be a reduction in dumpsters at the Rohoic site, when the landfill was completely closed.

Mr. King replied, a reduction in sites had been discussed; however, due to the high usage area and the location of the nearest dumpsters, he didn't feel there could be too much of a reduction in the dumpsters there.

IN RE: DINWIDDIE VOLUNTEER FIRE DEPARTMENT

Mr. Robert Lewis, Chief, Dinwiddie Volunteer Fire Department, asked the Board to accept title and insure the 1978 4-wheel drive Ford Van recently purchased by his department. He told the Board they had taken one 1972 Van out of service and this is the replacement for that one.

Mr. Clay asked what was the condition of the van. Mr. Lewis replied it was in good shape.

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", title was accepted and insurance under the County's policy was approved for the 1978 Ford Van purchased by the Dinwiddie Volunteer Fire Department.

IN RE: MIDDLE SCHOOL PTO

Ms. Patricia Hume, President, Dinwiddie Middle School P.T.O., appeared before the Board on behalf of the Dinwiddie Middle School Parent-Teacher Organization, to invite the Board to attend the first Educational Forum for Parents on Monday, December 7, 1992 at 7:00 p.m. at the Dinwiddie Middle School. One of the objectives for the D.M.S. P.T.O. for 1992-93 is to provide educational opportunities for the parent community. She asked the Board to support this unique learning activity.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. John Anderson representing the Southside Virginia Business and Educational Community wrote requesting a donation of $1,779.50 for the area youth community. The County Administrator will place it on the agenda for discussion at the next meeting.

2. The Chairman reviewed which are due in December and January. The appointments will be placed on the December 2, 1992 agenda.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Haraway requested a proposed schedule for the budget for 1993-94.

2. Mr. Moody asked that a laundry list of on-going projects be supplied to the Board.

3. Ms. Everett asked for someone to be working on the County inventory situation.

4. The Chairman asked why the pound telephone number was unpublished?

The County Administrator replied, because of the shortage of help at one time no one was there to answer the phone; and it was felt it was better not to have the number available. However, with a full staff, he would see that the situation was corrected.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (7) Legal: Section 2.1-344(a) (5) Industrial; the Board moved into Executive Session at 4:24 P.M. A vote having been made and approved, the meeting reconvened into Open session at 6:07 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 6:10 P.M. to be continued to December 2, 1992 at 6:00 p.m.

at the Pamplin Administration Building, to meet with the School Board to review proposals for strategic planning.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST:
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 2ND DAY OF DECEMBER, 1992, AT 6:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	BENJAMIN EMERSON	COUNTY ATTORNEY

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; Section 2.1-344(a) (7) Legal: Section 2.1-344(a) (3) Acquisition of Real Property; the Board moved into Executive Session at 6:00 P.M. A vote having been made and approved, the meeting reconvened into Open session at 7:31 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 7:37 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 2ND DAY OF DECEMBER, 1992, AT 7:30 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVEREIT	ELECTION DISTRICT #3
	BENJAMIN EMERSON	COUNTY ATTORNEY
	CLAUDE TOWNSEND	DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the November 18, 1992 Regular Meeting and the November 18 Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #21663 thru #21909, (void checks #21662): General Fund - $256,789.41; E911 - $2,243.64; Self Insurance - $1,985.17; Law Enforcement Fund - $244.35; Law Library - $14.00 for a total of $261,276.57.

IN RE: CITIZEN COMMENTS

1. Robert Ragsdale appeared before the Board to address them about the general reassessments. He stated that the Board had asked the members of the Board of Assessors to commit perjury when they asked them to sign off on the real estate books for the county, especially after the Board of Assessor told the Supervisors that they did not agree with the reassessments. He also stated that the County Administrator was supposed to meet with them in December and January and he did not show up for either of the meetings. He said the County Administrator told him that Mr. Edward Titmus told him not to meet with them. Mr. Ragsdale asked the Board members to contact Mr. Titmus to see if he did indeed tell the County Administrator not to meet with the Board of Assessors.

The Chairman instructed the Assistant County Administrator to make a note of the question for Mr. Titmus and to give it to him after the meeting so he could address the issue.

Mr. Ragsdale stated that the last time he was up here he was cut off. He said the study the County Administrator made out like he had given to him voluntarily, about the noise level at drag strips from Texas, he had to ask for it. He stated he had found out about the study, not from anyone in the county, but by himself, and called the County Administrator and he said he made out like he didn't have it. Mr. Ragsdale said he had to request the information and the County Administrator finally gave the study to him. Mr. Ragsdale stated the report was a lot different than what was reported to the Board at the public hearings. He told the Board he didn't think any of the Board members would want the drag strip near their homes and that he didn't know who the Board members were representing but he felt they should be representing the citizens of the County.

2. Mr. Phil Dean, Leadbetter, Inc., stated he had the conditional use permit to do the drag strip. He said he had just heard recently on the news of some of the more recent reactions to the approval. He said he was here tonight to say why they had suffered a set-back due to Mr. Evers deciding with some conflict that he had with respect to the admissions tax

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator asked the Board to leave Friday, April 2, 1993 open on their calendars for a ceremony at Tudor Hall. He explained he didn't have all the details yet but he was certain they would want to attend.

2. The Southside Virginia Legal System has alerted the Tri-City area of an extermination fraud alert.

3. Friends of the Library is having an Open House, December 4, 1992 from 3:00 p.m.- 6:00 p.m. and the Board is invited to attend.

4. VACO sent a notice that on Wednesday, November 25, 1992, the Commission on Early Childhood and Child Day Care Programs approved recommendations for new regulation and licensing of Virginia's child day programs. Four regional public hearings will be held to receive public comments on December 8, 9, 10, and 11, 1992 on the Commission's recommendations.

5. Mr. Joe Lyle called to inform us that the bridge over Hatcher's Run Creek on US #1 North will not be completed until March 1, 1993, due to the State miscalculating elevations.

6. The Assistant County Administrator told the Board that the School tour would be best for January 14, 1993 for the School Board if that date would be alright with the Board of Supervisors. The Board agreed to meet on that date.

7. Jimmy Maitland of the Extension Office asked the Board to meet with his staff on December 16, 1992 at 12:00 noon to discuss issues pertaining to his department.

8. The E911 system is to be switched over on December 18, 1992 and information is to be distributed county-wide.

IN RE: RESOLUTION -- VIRGINIA POWER LINE

Mr. Clay said he had several citizens who had contacted him regarding adoption of a resolution objecting to the routing of the Virginia Power line from the Clover generating facility.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following resolution is adopted:

WHEREAS, the Virginia Electric and Power Company, hereafter referred to as Virginia Power, has filed an electrical transmission line (Case No. PUE920058) through Dinwiddie County, Virginia and five other Southside Virginia counties; and

WHEREAS, the Dinwiddie County Board of Supervisors has received significant objection to the routing of this line due to the numerous adverse effects upon the county and the lack of positive advantages from the line when constructed and operating; and

WHEREAS, as noted in said Application No. 197 (Page 4) ONLY two (2) of the (7) listed transmission line configurations were evaluated; and

WHEREAS, there exist other alternate configurations and solutions, than the seven listed on Page 4 of Application No. 197, for accomplishing the transmission of electrical power from the Clover generating facility that would impose fewer adverse effects upon the citizens of Dinwiddie County and the other affected Southside citizens;

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, prior to hearing arguments concerning Application No. 197, to require Virginia Power to:

(1) Make detailed and thorough studies and evaluations of other transmission line configurations, including the upgrading or paralleling of present transmission lines, for the utilization of the electric power produced by the Clover generating facility, which would produce fewer

motion. Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. Aubrey S. Clay, Mr. Max Roberts, Ms. Becky Tilson, Mr. Glen Powell, Mr. Terry Jones, Ms. Barbara Wilson, Mr. Tommy Gibbs, and Mr. Roy Hodges (alternate) are hereby reappointed to the Transportation Safety Commission for a term of one year, expiring December 31, 1993.

IN RE: APPOINTMENTS -- BOARD OF ZONING APPEALS

Upon motion of Ms. Everett, seconded by Mr. Clay, Mr. Clay, Mr. Moody, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", Mr. William P. Seay and Mr. Ronnie Abernathy are recommended for reappointment to the Board of Zoning Appeals by the Circuit Court Judge.

IN RE: APPOINTMENTS -- DINWIDDIE COUNTY WATER AUTHORITY

Mr. Haraway nominated Mr. John Clements and Mr. Joseph R. Patterson for reappointment to the Dinwiddie County Water Authority. Mr. Clay seconded the motion.. Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. John Clements and Mr. Joseph R. Patterson are hereby reappointed to the Dinwiddie County Water Authority for a term of four years, expiring December 31, 1996.

IN RE: APPOINTMENTS -- COMMUNITY AT RISK

Mr. Moody nominated Ms. Kay Walker for appointment to the Community Policy and Management Team. Mr. Haraway seconded the motion.. Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Ms. Kay Walker is hereby appointed to the Community Policy and Management Team.

IN RE: RESOLUTION -- LEGAL HOLIDAYS

The County Administrator informed the Board that the Clerk of the Circuit Court had received notification that the clerk's office could be closed for the designated days of December 25th and January 1st as defined in Section 17-41 (8). In order to be closed on any other day a resolution would have to be duly adopted by the governing body of such county or city and approved by the Judge of the Circuit Count and filed in the office of the clerk. The days of December 24th and 31st, 1992 have been declared holidays by the Governor for State employees. It has been the County's policy to observe all State holidays.

Mr. Haraway stated he would approve "only if no overtime was accrued due to closure."

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Mr. Moody, Ms. Everett, Mr. Haraway, Mr. Bracey voting "aye", the following resolution is adopted:

WHEREAS, the General District Court and other State Offices will be closed on December 24 and 25, 1992; and

WHEREAS, the General District Court and other State Offices will be closed on December 31 and January 1, 1993; and

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia has voted to close county offices on December 24 and December 31;

NOW, THEREFORE, BE IT RESOLVED, that all county offices will be closed on December 24 and 31, 1992 which are hereby established as general holidays for the employees of Dinwiddie County, Virginia.

Cross references - Penalty for Class 4 misdemeanor, 1-11.

State Law reference - Right of person to kill dog found killing or injuring livestock, Code of Virginia Section 3.1-796.116.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Ms. Everett, Mr. Haraway, Mr. Moody voting "aye", Mr. Clay, Mr. Bracey voting "nay", the County Attorney was authorized to advertise the Weapons Ordinance for public hearing at the January 6, 1993 meeting.

IN RE: APPOINTMENT -- DINWIDDIE COUNTY CERTIFICATION COMMITTEE

Mr. Haraway nominated the following persons for reappointment to the Dinwiddie County Certification Committee: Mr. William Tucker, J. Kimbrough Jones, Ms. Minna Fisher, Mr. Harold M. Walker; Mr. Clay seconded the motion. Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. William Tucker, J. Kimbrough Jones, Ms. Minna Fisher, Mr. Harold M. Walker are hereby reappointed to the Dinwiddie County Certification Committee for a term of four years, expiring December 31, 1996.

IN RE: APPOINTMENT -- DINWIDDIE COUNTY AIRPORT INDUSTRIAL AUTHORITY

The appointments for the Dinwiddie County Airport and Industrial Authority will be made at the December 16, 1992 meeting.

IN RE: APPOINTMENT -- DISTRICT 19 CHAPTER 10 BOARD

Ms. Everett nominated Mr. Kenneth Wright for reappointment to the District 19 Chapter 10 Board which was seconded by Ms. Everett. Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. Kenneth Wright is hereby reappointed to the District 19 Chapter 10 Board for a term of four years, expiring December 31, 1996.

IN RE: APPOINTMENT -- DINWIDDIE COUNTY PLANNING COMMISSION

Mr. Haraway nominated Mr. W. "Guy" Scheid and Mr. Walter R. Kelly for reappointment to the Dinwiddie County Planning Commission which was seconded by Ms. Everett. Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. W. "Guy" Scheid and Mr. Walter R. Kelly are hereby reappointed to the Dinwiddie County Planning Commission for a term of four years, expiring December 31, 1996.

IN RE: APPOINTMENTS -- RECREATION ADVISORY BOARD

Mr. Moody nominated the following persons for appointment to the Recreation Advisory Board: Representative for business in the community, Mr. Duncan Lyle, Sr.; Representatives for women in the community - Ms. Sarah Parker and Ms. June Harvell; Female student representative - Ms. Courtney Warf; and Male student representative - Mr. Duncan Lyle, Jr.; Mr. Haraway seconded the motion. Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. Duncan Lyle, Sr., Ms. Sarah Parker and Ms. June Harvell, Ms. Courtney Warf and Mr. Duncan Lyle, Jr., are hereby appointed to the Recreation Advisory Board for a term of three years, expiring December 31, 1995.

IN RE: APPOINTMENTS -- TRANSPORTATION SAFETY COMMISSION

Mr. Haraway nominated the following persons for reappointment to the Transportation Safety Commission: Mr. Aubrey S. Clay, Mr. Max Roberts, Ms. Becky Tilson, Mr. Glen Powell, Mr. Terry Jones, Ms. Barbara Wilson, Mr. Tommy Gibbs, and Mr. Roy Hodges (alternate); Ms. Everett seconded the

A fee of twenty dollars ($20.00) shall be charged for the reinspection of work not completed, ready or open for access. The reinspection fee shall be paid prior to performance of any reinspection.

IN RE: DISCUSSION OF REVISIONS TO WEAPONS ORDINANCE

The County Attorney, presented the following Weapons Ordinance for the Board's consideration.

Sec. 15.1-1. Definitions

When used in this section the following works shall have the meanings ascribed to them as follows:

Ammunition shall mean a cartridge, pellet, ball, missile or other projectile adapted for use in a firearm.

Firearm shall mean a weapon in which ammunition may be used or discharged by explosion, pneumatic pressure or mechanical contrivance, including any hand gun, pistol, shotgun, rifle, BB gun, or pellet gun, but shall mean a toy pistol or toy rifle.

Sec. 15.1-2. Discharging weapons.

a. Upon completion of the petition process described below, the areas within the county to which this section applies may be established, enlarged, or reduced upon amendment hereto properly adopted by the board of supervisors. Any property owners residing in a definable area may request the board of supervisors to establish or extend the restrictions of this section to their area by a petition signed by a majority of the property owners within said area. Said petition must accurately describe the definable area at issue and must list the name or names of all property owners within said area. Upon consideration of said extension, after notice and public hearings as required by the Code of Virginia, said extension may be approved by the board of supervisors, in its discretion.

b. In the areas of the county described in subsection 15.1-2 (a) above, it shall be unlawful for any person to willfully discharge any firearm: (i) from, in, on or across any street, sidewalk, alley, roadway, or school property or within one hundred (100) yards thereof; or (ii) within one hundred (100) yards of any building occupied or used as a dwelling, any tent, trailer or vehicle or any place where the public gathers; provided that this section shall not apply to any law enforcement officer in the performance of his official duties or to any other person whose actions are otherwise justifiable or excusable at law in the protection of his or her life or property, or are otherwise specifically allowed by law, including Section 15.1-3 below; and, further provided, that nothing in this section shall prevent the construction, use or operation of any target range or shooting range which is constructed and operated in accordance with the Dinwiddie Code.

c. Violation of this section shall constitute a Class 1 misdemeanor.

Cross references - Penalty for Class 1 misdemeanor, 1-11.

State Law references - Similar provisions, Code of Virginia, 18.2-280 and 18.2-286; authority of county to prohibit discharge of weapons in certain areas, 15.1-518.

Sec.15.1-3. Discharge of a firearm at a songbird or domestic animal.

a. It shall be unlawful for any person to discharge any firearm or other weapon at a songbird, pet, or other domestic animal, so as to wound or kill the same; provided that this section shall not apply to a law enforcement officer or animal warden in the performance of his official duties, to any person finding a dog in the act of killing or injuring livestock or poultry on land utilized by the livestock when the circumstances show that such chasing is harmful to the livestock, or to any act otherwise specifically allowed by law.

b. Violation of this section shall constitute a Class 4 misdemeanor.

(11) Water pump 3.00

(12) Electric dryer 3.00

(13) Meter Base 10.00

(14) Exhaust fan 2.00

(15) Electric meter and disconnect box for mobile home. 10.00

(16) Electric motors, each:

(a) 1/2 to 1 horsepower 5.00
(b) More than 1 and up to 5 horsepower 10.00
(c) More than 5 horsepower 15.00

(17) Temporary electric service 10.00

(e) Electrical permits, commercial. Commercial charges will be made when electricity is connected to meter separate from one and two-family dwelling. Fee shall be as follows: One (1) percent of contract price up to fifteen thousand dollars (($15,000.00); over fifteen thousand dollars
($15,000.00), one-half percent (1/2%) for remainder of contract price.

(f) Plumbing permits, residential. The fee for each plumbing permit requiring an inspection shall be as follows:

(1) Base $20.00

(2) Each fixture, drain or other connection requiring a trap 4.00

(g) Plumbing permits, commercial. Fee shall be as follows: One (1) percent of contract price up to fifteen thousand dollars ($15,000.00); over fifteen thousand dollars ($15,000.00), one-half percent for remainder of contract price.

(h) Heating and air conditioning with ducts, residential. Fee shall be as follows:

(1) Base fee 20.00
(2) Each room with four (4) ducts or less 4.00
(3) Each room with more than four (4) ducts 5.00
Plus, for each duct over four (4) 1.00
(4) New or replacement boiler or furnace 20.00

(i) Heating and air condition, commercial. Fee shall be as follows: One percent (1%) of contract price up to fifteen thousand dollars ($15,000.00); over fifteen thousand dollars ($15,000.00), one-half percent (1/2 %) for remainder of contract price.

(j) Fire Suppression. Fees shall be as follows: One percent (1%) of contract price up to fifteen thousand dollars ($15,000.00); over fifteen thousand dollars ($15,000.00), one-half percent (1/2 %) of remainder of contract price.

(k) Amusement Devices. The fees for amusement devices shall be as follows:

(1) Kiddie Rides $15.00
(2) Major Rides 25.00
(3) Spectacular Rides 45.00

Section 6-21. Plan examination fee.

When the complexity of design warrants outside review, the Building Official shall select a qualified plan reviewer and the applicant shall pay the county for this review. Prior to review, the applicant shall be advised of the necessity of outside review and of its estimated cost if that information is available.

Section 6-22. Charge for inspection visit when building not open or job not ready for inspection.

the top of the sign being ten (10) feet or less from the ground, thirty dollars ($30.00)

b. More than ten (10) square feet in surface area (more than twenty (20) square feet for a double-faced sign) or a sign the top of which is more than ten (10) feet from the ground, Fifty Dollars ($50.00).

(7) Removal of a building or structure from one lot to another or to a new location within the same lot, thirty-five dollars ($35.00)

(8) Demolition of building or structure, twenty-five dollars ($25.00) .

(9) The fee for the erection or installation of a structure other than a building shall be calculated at a rate of one percent (1%) of the actual cost of the work.

(10) Chimney, twenty-five dollars (25.00).

(11) Roof shingles, tin, cedar shakes, twenty dollars ($20.00)

(12) Fences, one percent (1%) of the contract price; minimum fee twenty dollars ($20.00)

(13) Tanks, removal or installation (underground or above ground):

(a) 600 gallons and under, forty dollars ($40.00) each.

(b) More than 600 gallons to 1,000 gallons, fifty dollars ($50.00) each.

(c) More than 1,000 gallons and over, sixty dollars ($60.00) each.

(d) Electrical permits, residential. Residential charges will be made when electricity is connected to one or two-family dwelling meter. The fees for a permit to install, alter or remove any building services equipment, electrical equipment or electrical services equipment shall be as follows:

(1) Base Fee.....$20.00

(2) For light outlets:

From 1 to 5 outlets, inclusive .....$ 2.00
6 to 15 outlets, inclusive 4.00
16 to 50 outlets, inclusive 6.00
51 outlets and over 12.00

(3) For receptacle outlets:

From 1 to 5 outlets, inclusive .....$ 2.00
6 to 15 outlets, inclusive 4.00
16 to 50 outlets, inclusive 6.00
51 outlets and over 12.00

(4) Electric range 3.00

(5) Nonduct electric heat, per room 3.00

(6) Water heater 3.00

(7) Connecting neon signs 5.00

(8) New furnace hookup (nonreplacement) 3.00

(9) Room air conditioner wiring and receptacle 3.00

(10) Water pump 3.00

following Amendment to Section 6-18, 6-21 and 6-22 of the Dinwiddie Code which would allow for an increase in portions of the Dinwiddie County Building Permit, Plan Examination, Electrical, Plumbing, Heating and Air Conditioning, Fire Suppression, Amusement Devices.

Mr. Dwayne Abernathy presented the following increases and changes for building permit fees for the county.

No one spoke for or against the Amendment.

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye",

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, DINWIDDIE, VIRGINIA, THAT THE Dinwiddie County Code, be further amended by the following additions and changes to Chapter 6, Section 18, 21, and 22 "Permit Fees - Generally" to increase certain permit fees for building, plumbing, electric, heat/air and to add a category of fees for administrative services, fire suppression, and amusement devices, all as follows, and in all other respects be reordained:

Section 6-18. Permit Fees--Generally.

(a) Generally. No permit required by the building code to begin work for new construction or any other building operation shall be issued until the fees prescribed by this section have been paid, nor shall an amendment to a permit be approved until the additional fee, if any, due to an increase in the square footage of the construction or other building operation, increase in the cost or amount of work involved or any other reason, has been paid. For the purposes of this section, the area of a structure shall be determined by its exterior dimensions.

(b) Administrative Services. The fees for administrative services shall be as follows:

(1) Permit amendments, extensions, reinstatement and change of ownership/contract change. (Twenty Dollars) $20.00

(2) If an application for a permit is cancelled by written request to the Building official within 6 months of the application date or within 12 months of the issue date, a refund will be granted. The following fees will be deducted from the refund:

a. residential, commercial and other related permits, 30% of fee.
b. all other permits 20% of fee.

(3) Duplication of permits and inspection slips ..$3.00 ea.

(c) Building Permits. Building permit fees shall be as follows:

(1) Single-story dwellings, including additions, and remodeling, eight cents ($0.08) per square foot.

(2) Industrial building, detached garages, carports, storage buildings, churches, schools, basements, second and higher stories, seven cents ($0.07) per square foot.

(3) Installation or set-up of mobile homes:

a. single-wide, fifty dollars ($50.00)

b. Double-wide, seventy-five dollars ($75.00)

(4) Addition of brick or other siding to a building, and/or replacement windows, one percent (1%) of contract price.

(5) Swimming Pools, thirty dollars ($30.00)
Fence around pool, ten dollars ($10.00)

(6) Signs:

a. Up to ten (10) square feet in surface area, (twenty (20) square feet for a double-faced sign),

Mr. Gene Baxter spoke in favor of the ordinance.

No one spoke in opposition.

Upon motion of Mr. Moody, seconded by Ms. Everett, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", Mr. Clay "abstaining", the following Disclosure Ordinance was tabled until a ruling from the General Assembly is received as to whether the County needs to be included in the Statute authorizing its adoption:

d. Each application for rezoning or a conditional use permit shall include the following information:

1. A list of the names and addresses of all persons owning any legal or equitable interest in the real property which is the subject of the application as a title owner, lessee, easement owner, contract purchaser, assignee, optionee, licensee or noteholder, including trustees, beneficiaries of trust, general partners, limited partners and all other natural or artificial persons owning any such interest; provided, however, that the names and addresses of governmental entities and public service companies owning recorded easements over the subject property need not be disclosed.

2. If any of the persons disclosed under Section 22-23 (d) (1) is a corporation, then the application shall also list the names and addresses of any shareholders who own ten (10) percent or more of any class of stock issued by such corporation and, where such corporation has ten (10) or fewer shareholders, a list of the names and addresses of all of the shareholders. If any of the persons disclosed under Section 22-23 (d) (1) is a partnership, joint venture, limited liability company, trust or other artificial person other than a corporation, then the application shall also list the names and addresses of any persons having any interest therein equal to ten (10) percent or more of the total of such interests and, where ten or fewer persons own all such interest, a list of the names and addresses of all such persons. For any corporation, partnership, joint venture, limited liability company, trust or other artificial person whose owners are unknown to the applicant and whose stock identities cannot be ascertained by the exercise of due diligence and for any corporation that has more than 100 shareholders or whose stock is regularly traded on a stock exchange or in the over the counter market, the applicant may so certify in lieu of providing a list of its stockholders or other persons having an interest therein.

3. If any of the persons disclosed under Section 22-23 (d) (2) is a corporation, partnership, joint venture, trust or other artificial person, the application shall be sworn to under oath before a notary public or other official before whom oaths may be taken, stating whether or not any member of the Planning Commission or Board of Supervisors or of any of their immediate households owns any legal or equitable interest in the real property which is subject of the application as a title owner, easement owner, contract purchaser, lessee, assignee, optionee or licensee either individually or by ownership of an interest in a corporation trust, partnership, joint venture, limited liability company or other entity owning any such interest. If any member of the Planning Commission or Board of Supervisors or of any of their immediate households owns any such interest, the application shall identify each such Commissioner, Supervisor or household member and describe the nature and extent of his ownership interest. Otherwise, no further disclosure of the ownership of the real property which is the subject of the application or petition is required.

e. If, prior to every public hearing, held in connection with such application, there has been any change in the ownership of the real property that is the subject of the application so as to make the information submitted under subsection 22-23 (d) inaccurate or incomplete, the applicant or petitioner shall, before such public hearing is held, file a list with the zoning administrator updating and correcting the information previously disclosed under subsection 22-23 (d).

IN RE: A-92-11 -- BUILDING PERMIT FEES

This being the time and place as advertised in the Progress-Index Newspaper on November 19, 1992, and November 26, 1992, for the Board of Supervisors to conduct a public hearing to consider for adoption the

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the conditional use permit to place a 12' x 28" unmanned rock aggregate exterior building and a guy tower of up to four hundred (400) feet for use as a communication tower on an approximate five acre site one (1) mile north of 751 on Route 627 is approved with all the conditions stated above. In all other respects, said zoning ordinance is hereby reordained.

IN RE: A-92-7 -- ASSOCIATION FOR THE PRESERVATION OF CIVIL WAR SITES, INC.

This being the time and place as advertised in the Progress-Index Newspaper on November 18, 1992, and November 25, 1992, for the Board of Supervisors to conduct a public hearing to consider for adoption an Amendment to Section 22-71(6) and Section 22-114(4) to add "including interpretative and visitor structures or buildings and the required parking per Section 22-237 of the Dinwiddie County Code."

Mr. Leonard Ponder, Director of Planning, told the Board that the Association for the Preservation of Civil War Sites, Inc. (APCWS), has requested that Section 22-71(6) and Section 22-114(4) be amended to add "including interpretative and visitor structures or buildings and the required parking per Section 22-237 of the Dinwiddie County Code." The applicant contends that this code amendment would be in conformance with the intent of the R-1 and A-2 zoning districts and would support the preservation of natural and cultural resources of the County.

The APCWS intends to build an interpretative center on Duncan Road near Tudor Hall and this type of code amendment is necessary to do so. The various issue associated with the type of facility, mainly traffic, would be addressed by the scheduled widening of Duncan Road and the site plan review process. Another area of interest has to be the U.S. Route 1 and Duncan Road intersection. The increased traffic from this facility would require a realignment of the intersection, an issue that has already been raised with VDOT. This code amendment application merely asks for an expansion of the permitted use.

Staff realized that the issues raised above and others are important, however they are better addressed in the site plan review process, as evidenced by the road improvements for Hardees, McDonalds, Ingram Book Company, and Wal Mart. At its November 11, 1992 meeting the Planning Commission unanimously recommended approval of A-92-7.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Section 22-71(6) and Section 22-114(4) is hereby amended to add "including interpretative and visitor structures or buildings and the required parking per Section 22-237 of the Dinwiddie County Code." In all other respects, said zoning ordinance is hereby reordained.

IN RE: A-92-9 -- DISCLOSURE ORDINANCE

This being the time and place as advertised in the Progress-Index Newspaper on November 19, 1992, and November 26, 1992, for the Board of Supervisors to conduct a public hearing to consider an amendment to Chapter 22 of the Dinwiddie County Code to provide for disclosure of ownership interests in property subject to rezoning or conditional use permit applications.

Mr. Benjamin Emerson, County Attorney, presented the Board with the disclosure ordinance for their consideration and explained that due to a discovery he had made he questioned whether or not the ordinance could be considered by the Board. In their research, Counsel discovered the localities who adopted similar ordinances did so by authority of the General Assembly and were listed in the legislation. The Board could ask the General Assembly to amend the Statute to include the County by special legislation.

Mrs. Anne Scarborough questioned why the public hearing was held before the ordinance was completely researched; she injected she was in favor of the ordinance.

difficult to see from any adjacent residential use on Route 627. Security will be addressed in the conditions through the use of security fencing at the tower and a gate at Route 627. It would also seem that any issues concerning air traffic would be moot as the FAA would have to okay this tower and require either visible colors or strobe lights.

Since this site is secluded and would have minimal or no impact on adjacent property owners, at its October 14, 1992 meeting the Planning Commission recommended C-92-5 to be approved with the following conditions:

1. The conditional use permit must be reviewed at least every two years for compliance with stated conditions.

2. A minimal amount of natural trees or shrubbery shall be disturbed by placement of the tower on the property. Additional landscaping or screening to buffer adjacent property owners from the base of the tower may be required by the Director of Planning.

3. If the tower becomes inoperable for more than one year it must be taken down by the current or final property owner.

4. An eight foot security fence will be required around the base of the tower. A metal gate to be locked at all times, will be installed at the wood line of the existing right-of-way to the tower.

5. If any property owner should have any interference problems with his or her electrical communications equipment which is confirmed by the County Planning Department to have been caused by this tower, Virginia Cellular Limited Partnership will investigate the problem, devise a solution, and replace any damaged equipment attributable to that problem.

6. The tower will be limited to a height of three hundred (300) feet.

7. The tower will be placed on Tax Parcel 17-33 at least one thousand (1,000) feet from the property line of Tax Parcels 17-46 and 17-32. The new tower height can be adjusted upward in twenty (20) foot increments commensurate to any decrease in the current elevations of the base of the tower with a maximum allowable height of four hundred (400) feet.

The following people spoke in favor of the conditional use permit request:

1. Mr. Larry Bickings
2. Mr. Steve Barbie

The following people spoke in opposition of the conditional use permit request:

1. Ms. Pearl Branch
2. Mr. Raymond Henshaw
3. Mr. Chester Sedivy
4. Mr. Thomas Tucker
5. Mr. John Sharp

Mr. Clay interjected that the objection was to the location; he asked if there could be a compromise and agree to move the tower back on the property.

Mr. Moody said the Planning Commission made compromises already and he would hate to have the community up-in-arms. He said he felt the spot was best for all concerned.

Ms. Everett said she visited the area and it was pretty remote. She stated she hoped we didn't have to have too many more of the towers. Ms. Everett said the FAA signed off on the permit and there was no problem with the flight patterns.

The Chairman said he liked people to be good neighbors and wanted to see if all could be happy with the issue.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

1. Ms. Julia Summey
2. Wallace Rowland

Ms. Everett asked if the present A-2 zoning allowed a craft shop or antique shop? Mr. Ponder replied it would allow it but it is constrained by the setback requirements. The B-2 zoning has less setback requirements.

Mr. Haraway wanted to know if Ms. Harrison put the shop in the present rental house, would it still need to be rezoned. Mr. Ponder said no.

The Chairman stated he had a problem with the request being denied by the Planning Commission. He said that just about everything around it is commercial. The Director of Planning stated that they didn't want to see it rezoned in a piecemeal fashion. The Chairman said he felt the Planning Commission should review the request again or he could not vote yes.

Mr. Gilbert Wood, Chairman, Planning Commission, explained that he felt since Jimmy Bland's case on Rt. 226 which was in a residential area and very similar to this case was denied this case should follow suit and be denied also. He said he did not know of any other business zoning up to Wal-Mart on this side of Rt. 460.

Mr. Haraway stated he could support the request if the rental house was torn down. He asked if the permit could be labeled to allow only an antique shop. The reply was no.

Mr. Clay agreed that there just didn't seem to be enough property for the rental house and the business.

Ms. Everett said she would like to see whole corner rezoned.

Mr. Moody stated he had a problem with overcrowding and he may be able to consider a conditional rezoning request if it were presented.

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

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the rezoning request from Ms. Frances Harrison for a parcel of property described as Tax Parcel 20-36B, and .907 acre parcel located at the southwest corner of Butterwood Road (Rt. 632) and U.S. Route 460 from A-2 to B-2 is denied.

IN RE: RECESS

The Chairman declared a recess at 9:06 P.M. The meeting reconvened at 9:26 P.M.

IN RE: PUBLIC HEARING -- C-92-5 -- PETERSBURG CELLULAR PARTNERSHIP

This being the time and place as advertised in the Progress-Index Newspaper on November 18, 1992, and November 25, 1992, for the Board of Supervisors to conduct a public hearing to consider an application from Centel Cellular, Petersburg Cellular Partnership requesting a conditional use permit to place a 12' x 28" unmanned rock aggregate exterior building and a guy tower of up to four hundred (400) feet for use as a communication tower on an approximate five acre site, one (1) mile north of 751 on Route 627.

Mr. Leonard Ponder, Director of Planning, told the Board that Centel Cellular, Petersburg Cellular Partnership has applied for a conditional use permit to place a 12' x 28" unmanned rock aggregate exterior building and a guy tower of up to four hundred (400) feet for use as a communication tower on an approximate five acre site one (1) mile north of 751 on Route 627. This property is currently zoned A-2 and requires a conditional use permit for this use.

The major issues in cases such as this are normally aesthetics, security, air traffic, and property values. From an aesthetic and property value standpoint this site is very secluded and would be

6. All parking surfaces will be paved with either asphalt or concrete to eliminate dust and dirt issues.

7. A uniformed security service will make hourly inspections from dusk to dawn and report any violations to the respective enforcement agencies.

8. Parking will be allowed as shown on the sketch with the removal of the spaces shown perpendicular to Ford Avenue. A cul-de-sac will be constructed in that area with the turning radius to be built according to VDOT standards. There will be at least a thirty-five (35) foot buffer provided between Ford Avenue and the closest paved point of the cul-de-sac.

The following people spoke in favor of the conditional use permit:

1. Mr. Dick Goyne

The following people spoke in opposition of the conditional use permit:

1. Mr. Douglas Jennings stated he was not necessarily against the rezoning. He asked for a copy of the conditional use permit and who to report violations to.

2. Mr. Raymond De Luchi, questioned if the trucks parked overnight would be monitored. Mr. Chip Holt stated the State was the enforcement agency.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the conditional rezoning request from Delta Oil of Tax Parcels 21B(3) Blk 3-11 and 21B (10) - A, for an area of approximately five (5) acres, from R-1, Residential, Limited to B-2 Business, General, is approved with all the conditions as recommended by the Planning Commission. In all other respects, said zoning ordinance is hereby reordained.

IN RE: PUBLIC HEARING -- P-92-3 -- FRANCES R. HARRISON

This being the time and place as advertised in the Progress-Index Newspaper on November 18, 1992, and November 25, 1992, for the Board of Supervisors to conduct a public hearing to consider a request from Mrs. Frances R. Harrison to rezone from A-2 to B-2 a parcel of property described as Tax Parcel 20-36B, a .907 acre parcel located at the southwest corner of Butterwood Road (Rt. 632) and U.S. Route 460.

Mr. Leonard Ponder, Director of Planning, stated that Mrs. Harrison has recently purchased this property and plans to put a business there in the future.

This particular parcel is located along the U.S. 460 corridor which has seen a rapid commercialization in the past few years. The industrial growth at the Airport Industrial Park along with commercial projects such as the Bank of McKenney, Fas Mart, and Marek's Markets are examples of this growth. Further west, Wal-Mart and Tindall Concrete give more evidence of this type of growth.

It is reasonable to assume that this growth will continue, particularly at major intersections. One need only look at the above examples at the Route 226 and Route 460 intersection to see how this growth should and does happen at intersections. In spite of the growth in the area the Planning Commission at its November 11, 1992 meeting recommended that the Board of Supervisors deny this rezoning request and address the obvious commercial nature of this area in the comprehensive plan review.

The following people spoke in favor of the rezoning request:

1. Ms. Frances Harrison

The following people spoke in opposition of the rezoning request:

Mr. Deluchi said he was concerned about the pollution problems also. The County Administrator said the EPA issued the permits for the facility.

Mr. Deluchi asked if the Water Authority had repaid the $255,000? The County Administrator said the repayment was being worked on.

Mr. Deluchi asked if the interest rate for the bond issue for the landfill had been set? He was informed that it would be in the range of 5.3%.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendments were approved.

Remove: 8. Tri-City Literacy Council
Add: 12. Executive Session
1. Personnel

IN RE: P-92-2 -- DELTA OIL & ASSOCIATES

This being the time and place as advertised in the Progress-Index Newspaper on November 18, 1992, and November 25, 1992, for the Board of Supervisors to conduct a public hearing to consider a conditional rezoning of Tax Parcels 21B(3) Blk 3-11 and 21B (10) - A from R-1, Residential, Limited to B-2 Business, General.

Mr. Leonard Ponder, Director of Planning, stated that this rezoning would be for an area of approximately five (5) acres and would address the increased parking needs that both Delta Oil Company and Hardees are experiencing.

When Delta Oil Company purchased the property the Exxon Servicecenter and Hardees currently occupy, they also purchased the property upon which they are asking for a rezoning. This property has frontage on Interstate 85 and a small amount of frontage on Ford Avenue. Although this property is currently zoned R-1, the County has in the past recognized the need for rezoning major intersections and roadways for commercial uses. This can be seen by looking at the U.S. 460 - Rt. 226 intersection, Interstate 85, U.S. 460 intersection, and others.

The major issues in this conditional rezoning are protection of the neighbors from truck traffic, noise, and congestion. Another issue is that of maintaining a secure neighborhood and at the same time maintaining the viability of the business.

Staff has consistently maintained that zoning along such major intersections as these be commercial. Staff maintains this position in this case, while recognizing the fact that this particular neighborhood is going through a transition period to a more commercial look. At its November 11, 1992 meeting the Planning Commission recommended that the Board of Supervisors approve P-92-2 with the following conditions:

1. No ingress or egress will be allowed from this property to Ford Avenue. Current traffic patterns for the Exxon Servicenter will be maintained.

2. An eight (8) foot solid wood fence will be erected on a four (4) foot high berm along all property lines except that line that runs along Interstate 85. Between the fence and the property line, trees and shrubbery will be planted per the sketch submitted to constitute a sight and sound buffer between the parking area and the adjacent residential uses.

3. No more signage will be allowed on this rezoned parcel.

4. All lighting will be directed to the inside of the rezoned parcel.

5. A Site plan will be submitted to the Planning Office to include a storm water management plan.

that he felt like it was not a venture he could pursue. Mr. Dean stated he had continued to investigate the development of the track and feels that he is near putting together a very worthwhile group to bring the track to Dinwiddie. He said construction could start soon after the first of the year and is targeting a mid-summer opening with a drag racing facility. He said they had a tremendously positive reaction to what Leadbetter, Inc., is putting together from the NAHRA. He expressed his appreciation to the entire community for their support. He stated that everything possible was being done to minimize the noise level for the complex and to be a good neighbor to the community. He stated that he had a number of meetings with the Crater Criminal Justice Academy which represents some 30 communities and they have an interest in being able to use the facility for training for fire and rescue. He said they were trying to get all the expertise that they could to do this thing right, and that they do plan to continue with the project.

Mr. Haraway responded that he was the representative for the area where the race track is proposed. He said he did agree that he had heard a lot of people in favor of the race track. Especially in areas outside of Dinwiddie County; but that he felt this is true with most things, that as long as you don't put it in my back-yard, fine. But that he had received numerous telephone calls from people who live within two miles of the race tracks including two churches, and they are extremely concerned about the noise level that will be generated from the track. He said he felt they would feel a little bit differently about this if it was something that was going to occur two or three times a year, but with something that was going to occur two or three times a week for eight to nine months a year is one of their main concerns. He told Mr. Dean it would help if he could set some meetings with these people to show some tapes or anything else they could do to help these people. Because they are really concerned about the noise level and he didn't feel it was going to be smooth sailing for Leadbetter if they built this track, because of the opposition right now and the feeling they have towards the track.

Mr. Dean said he could not change the nature of this venture and that they certainly would do that. He said it was their intention to make it a successful venture and he didn't think they could do that with a lot of ill will and a lot of animosity from those nearby. We will make any attempt we can to soften that and make something that could be viable to everyone. Mr. Dean stated that they did, however, recognize the ultimate potential economic value that the track would be to the County. He said they would do all that they could do to minimize the negative impact.

3. Mr. Nick Krauzer of Gibson Drive told the Board he was concerned about the property values and noise level of the track. He asked for a reply to the letter from the Board to Mr. Ragsdale about the noise level as to why there were no conditions set about the noise level?

The County Administrator stated that at no point did anyone state a need for a measurement in decibels. He said rather there was a limited amount of hours of operation for the track. But that based on the feeling at the time, there was not a concern for the noise level.

4. Mr. Jerome E. Walden, Jr., Claremont Street, Petersburg, racer, told the Board that in order for him to race he has to travel 20,000 to 25,000 miles a year. He said he had seen in the newspaper where the citizens are concerned about the noise level at the track but no one would be able to determine what the levels would be until the track was constructed. He did however state that within a 200 yard radius the noise level would decrease. Mr. Walden said he certainly would like to have a home track.

5. Mr. Raymond DeLuchi, Floyd Avenue, asked what kind of fuel the proposed power plant near Ingram Book Company was going to use and how much noise would be generated from the facility.

The County Administrator told him the power plant was a small facility which would use diesel fuel to generate steam for usage by other proposed projects for the northern end of the county. The engines would be located inside the insulated building, which would create a minimal amount of noise.

adverse effects upon the citizens and environment of Dinwiddie County and the other involved Southside counties, and

(2) Make copies of these studies available to the Commission and to the Board.

IN RE: BOARD MEMBER COMMENTS

1. The Chairman stated that he had received a letter from John Chappell regarding the Dinwiddie Babe Ruth League's use of a baseball field. He said he thought the problem had been resolved but apparently it had not. Mr. Bracey asked that the Board meet with Mr. John Chappell and Mr. Tony Rinaldi in Executive Session at the next meeting to discuss personnel matters.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; the Board moved into Executive Session at 11:31 P.M. A vote having been made and approved, the meeting reconvened into Open session at 12:40 A.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 12:35 A.M., to be continued to 6:00 P.M. December 3, 1992, for a Legislative Dinner at the Home Place Restaurant, Spring Creek Road, Dinwiddie, Virginia.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD AT THE HOME PLACE RESTAURANT, SPRING CREEK ROAD, DINWIDDIE COUNTY, VIRGINIA, ON THE 3RD DAY OF DECEMBER, 1992, AT 6:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: LEGISLATIVE DINNER

The Board of Supervisors, School Board and members of the Social Services Board held a dinner meeting with area legislators to discuss issues of concern for the 1993 General Assembly Session. Delegates Paul Councill, Riley Ingram, and Jay DeBoer were present.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 9:00 P.M. to be continued until 12:00 Noon, December 16, 1992 to meet with the Virginia Extension Service in the Extension Meeting Room, Pamplin Administration Building.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 16TH DAY OF DECEMBER, 1992, AT 12:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DANIEL SIEGEL (arrived at 1:00 p.m.)	COUNTY ATTORNEY

IN RE: EXTENSION SERVICE ANNUAL REPORT

The Board members met with the Extension Service staff to discuss their annual report. Mr. James Maitland, Unit Chairman, gave an overall account of the programs available through the Extension Service and discussed some problems facing them in the coming year.

The meeting reconvened at 1:00 P.M. in the Board meeting room.

IN RE: COMPREHENSIVE UPDATE

Mr. Leonard Ponder, Director of Planning, presented a map with the existing land usage survey which was done by Mr. Birdsong. He showed an overlay on the map of the current zoning in the County and explained that there is not a lot of industrial property that isn't being used. There are also some business uses that exist that haven't been rezoned. But there is a lot of R-1 zoning especially around Dinwiddie. He told the Board the next step that needed to be developed is an overlay for McKenney and then all the overlays will need to be put together. Mr. Ponder stated that the future zoning map work could be ready to review in approximately two months.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 1:51 P.M.

Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST:
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 16TH DAY OF DECEMBER, 1992, AT 2:00 P.M.

PRESENT:	EDWARD A. BRACEY, JR., CHAIRMAN	ELECTION DISTRICT #4
	A. S. CLAY VICE-CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DANIEL SIEGEL	COUNTY ATTORNEY
	FENDALL VAUGHAN	DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the December 2, 1992 Continuation Meeting, December 2, 1992 Regular Meeting and the December 3, 1992 Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, 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 #21911 thru #22091, (void checks #21910 and # 22090): General Fund - $112,219.87; E911 - $933.63; Self Insurance - $4,434.01; Capital Projects - $3,036.51; Law Library - $3.30 for a total of $120,627.32.

IN RE: CITIZEN COMMENTS

1. Thomas VanPelt had the following requests:

a. He asked the Board if an extra packet of information which the Board reviews for the meetings could be made available to the public. He was told one packet would be made available to the public in the County Administration Office.

b. He said he hoped that the Water Authority's $255,000 loan would be removed from the budget this year.

c. This year he said the School Board and the Board of Supervisors should work together and take a hard look at the economic outlook and financial forecast for Virginia. He asked the two boards to pull together to meet the needs of the County. He also questioned the status of the modulars at the Schools. He was told that some of the bathrooms had not been connected yet, but a time schedule would be available after the first of the year.

2. Robert Ragsdale asked if the Board members had contacted Edward Titmus regarding the two meetings the County Administrator said he had been told not to attend. He was informed that several of the members had tried to contact Mr. Titmus but that he was hard to reach. He said the government had to be honest with the people. Mr. Ragsdale injected that taxes had been raised in the County due to the reassessments and now a meals tax was added. "Where is it all going to end." He asked the Board if they had thought anymore about the noise level of the proposed drag strip. He stated that the citizens were not being treated fairly and that they are not in favor of the drag strip.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendments were approved.

add: 13. Executive Session 2. Acquisition of Property
3. Legal

IN RE: HOME IMPROVEMENTS FRAUD

Mr. Dale Pitman, Southside Virginia Legal Services, appeared before the Board to make the Board aware of home improvements frauds in the Tri-City areas.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, reported the following updates to the Board:

1. Due to delays on the Hatcher's Run Bridge a detour to I-85 was being implemented.

2. She said she has received the engineers response for a stop sign at the on ramp at I-85 and Route 703. Instead of installing a stop sign, an acceleration lane will be constructed with a warning sign that a yield-right-of-way sign is at the end of the ramp.

3. No response has been received from the Railroad about the installation of the crossing arms at Carson.

The Board members had the following comments:

1. Mr. Bracey asked if the VDOT had contacted the School Board Office about the pull-off for the students located on Rt. 460. Ms. Forrest reported that the engineers had determined that it would cost approximately $10,000 to $15,000 to construct and it would still not be a safe situation. Their recommendation was to pick up the children on Williams Road.

2. Mr. Moody reported the "stop ahead sign" on Rt. 624 and Rt. 613 is missing.

3. Mr. Clay said the load limit sign at the bridge is on the ground also. He asked if the property owners were being paid for right of way acquisition. Ms. Forrest responded yes.

4. Ms. Everett asked why the Orchard Drive, Orchard Circle, Orchard Court signs had not been corrected in Warrenton Heights. She said the situation there was too confusing for the rescue units responding to emergencies. Ms. Forrest stated the County is responsible for the road signs, not the VDOT. Mr. Ponder said he would take care of the removal of the incorrect signs. Ms. Everett also said that there needed to be a "no-right-turn-on-red" at the traffic light at the intersection of Rt. 460 and Rt. 226. Ms. Forrest said she would send it to the Traffic Engineer, but if a sign is installed it may cause a back-up on Rt. 226. Ms. Everett said on Rt. 226 to East of Western Heights Church there was no double-line for "no passing" and the area was too dangerous for passing and she asked that the VDOT review the area.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, requested to be placed on the January 6, 1993 agenda to discuss the reappraisal package.

Ms. Everett asked when the Administrative Assistant position would be filled. Ms. Marston replied, this week.

IN RE: TREASURER -- REPORT

Mr. William E. Jones submitted his reports for the month of November to the Board.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T. O. Rainey, III, Assistant Commonwealth Attorney, stated he had nothing to report but would entertain any questions they may have.

IN RE: SHERIFF -- REPORT

Mr. Fendall Vaughan, Deputy Sheriff, stated he had nothing to report but would answer any questions they may have.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, gave his report for the month of November. Mr. Abernathy explained to the Board that there has been an overall increase in houses and mobile homes in the County for this year. He stated he wanted to give the Board due warning about the possible increase in school students for the coming year.

Mr. Abernathy told the Board that at the last meeting an increase in building permit fees had been approved but no effective date was given. He asked the Board if they would approve January 1, 1993 for the increase.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Building Inspector was authorized to start the effective date for the increase in building permit fees January 1, 1993.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, submitted his report for the month of November.

IN RE: DIRECTOR OF PLANNING -- REPORT

Mr. Leonard Ponder, Director of Planning, reported that the cutover date for the E911 equipment is still planned for December 18, 1992.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, informed the Board that additional funds from the State have been allocated to the agency's FY '92-93 budget as follows:

1.	Energy Share	$ 400
2.	Administration (20% local funds in budget)	7,953
3.	FEMA Phase XI	14,369

Ms. McElveen also said no local money is required to match these funds, except as indicated; which will not affect the local budget.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", $22,722 of additional funds were appropriated, for the programs listed above, for the Social Services Department for FY '92-93.

Ms. McElveen told the Board the Christmas Sharing Program was a huge success this year. She thanked all who participated. A special thanks was given to Wal-Mart for their tremendous support.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Richard Vaughn, Superintendent of Schools, reported the following to the Board:

1. The Modular units do have a warranty.

2. The leave policy is a revised copy which required no action and has been submitted for the Board's comments.

3. The School Tour has been set for January 14, 1993 at 9:00 a.m.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Daniel Siegel, County Attorney, told the Board he had nothing to report but would answer any questions.

IN RE: RESOLUTION -- WASTE DISPOSAL FACILITY LEASE REVENUE BONDS

Mr. Daniel Siegel, County Attorney, told the Board that the resolution for the Lease Revenue Bonds was ready for their approval. He introduced Mr. Ned Smithers of Carter-Kaplan and said he was here for any questions they may have.

Mr. Smithers told the Board that the interest rate is 5.33% for ten years. The first payment is due February 1, 1993 at $12,375 per month. There will be no closing costs to the County.

The Assistant County Administrator advised the Board that even though the closure costs were more than the budgeted amount, there were sufficient funds in debt service because of the delay in purchasing the property for the landfill expansion.

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following resolution is adopted:

WHEREAS, the Industrial Development Authority of Dinwiddie County, Virginia (the "Authority") is proposing to issue its $1,120,000 Lease Revenue Bonds (Dinwiddie County Landfill Closure Project), Series 1992 (the "Bonds") for the purpose of financing the acquisition and installation of certain landfill closure equipment at, and the closing of, the Dinwiddie County, Virginia landfill (the "Project"); and

WHEREAS, in order to proceed with the issuance of the Bonds, the Board of Supervisors (the "Board") of the County of Dinwiddie, Virginia (the "County") has been advised that it is necessary to lease the land (the "Land") on which the Project will be undertaken to the Authority pursuant to a Lease to be dated as of December 1, 1992 (the "IDA Lease"); and

WHEREAS, the Authority will lease the Project to the County pursuant to a lease to be dated as of December 1, 1992 (the "County Lease"), the rental payments on which are designed to be sufficient to pay the principal of, or premium on, if any, and interest on, the Bonds; and

WHEREAS, the County's obligations to make rental payments under the County Lease will be subject to annual appropriation and will not constitute a debt or pledge of the full faith and credit of the County within the meaning of any Constitutional or Statutory provision; and

WHEREAS, there have been presented to this meeting the forms of the following documents (the "Documents"):

a. the IDA Lease pursuant to which the County will lease the Land to the Authority; and

b. the County Lease pursuant to which the County will lease the Project from the Authority.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF DINWIDDIE, VIRGINIA:

1. The execution, delivery and performance of the Documents are hereby authorized, directed and approved. The Documents shall be in substantially the forms submitted to this meeting, as hereinabove recited, with such changes, insertions or omissions as may be approved by the Chairman or Vice Chairman of the Board, whose approval thereof shall be conclusively evidenced by the execution and delivery of the Documents by such person with such changes, insertions or omissions.

2. The County's obligations to make payments to the Authority under the County Lease are subject to annual appropriations by the Board. Nothing in this Resolution, the Bonds or the County Lease shall constitute a pledge of the full faith and credit of the County beyond the constitutionally permitted annual appropriations.

3. This Resolution shall be effective upon its adoption.

The County Attorney told the Board that there will be an IDA meeting on December 21, 1992 at 7:00 p.m., if they would like to attend.

IN RE: RECREATION DIRECTOR -- REPORT

1. Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of November, 1992.

2. Mr. Bracey asked Mr. Rinaldi what the open gym on the progress report was. Mr. Rinaldi explained the gym at the Middle School would be opened with a volunteer present, for recreational basketball from 1-4 p.m. each Sunday.

3. Ms. Everett said she had received a letter of resignation from Laxton Wilson for the Recreation Advisory Board effective January 1, 1993, and she would like to accept the resignation. Mr. Bracey asked that the acceptance be delayed.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

1. David W. Nichols, Public Safety Officer, submitted his reports including the Fire Department's and Rescue Unit's responses for the month of November.

2. The Infectious Control Policy revisions were submitted to the Board. Mr. Bracey instructed Mr. Nichols to have the County Attorney review the policy before bringing it back for action by the Board.

3. Mr. Bracey asked the Public Safety Officer to check on a hazardous situation involving a septic tank in Stony Springs Subdivision.

4. Mr. Nichols stated another EMS meeting was held recently and he felt there was a lot of good exchange concerning coverage for the County.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, submitted his report for the month of November to the Board.

1. Mr. King asked the Board for authorization to advertise for a truck driver due to Mr. Ampy's retirement. Mr. Clay asked that the issue be discussed in Executive Session before a decision is made.

2. Mr. King asked the Board if he could revert back to the original working hours for the winter, except for Saturdays which he would remain open until 3:00 p.m. The Board approved his request.

3. Mr. Ted Baxter reported that all was going well on the landfill closure.

IN RE: RECESS

The Chairman declared a recess at 3:30 P.M. The meeting reconvened at 3:45 P.M.

IN RE: SPACE NEEDS ASSESSMENT

Mr. Gil Carpenter and Mr. Steve Loomis, Hayes, Seay, Mattern and Mattern, presented the Space Needs Assessment to the Board.

Mr. Bracey asked about the Dinwiddie Fire Department and was told it was not included in the scope of services.

The Board was informed that the next step would be:

1. Decide which scheme to accept.
2. Proceed with the Schematic Design Phase.

Mr. Clay said he would like to look at some other Courthouse facilities before any decision is made. He stated that he has some concerns about the parking needs. Mr. Haraway asked about one-story courthouse facilities.

IN RE: APPOINTMENT -- DINWIDDIE COUNTY AIRPORT INDUSTRIAL AUTHORITY

These appointments were delayed until after Executive Session.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. A fact sheet was received from Virginia Power for the proposed Clover to Carson 500 kv Transmission Line.

2. The County Administrator re-submitted the request from the Southside Business Education for funding in the amount of $1,780 based on school population.

3. The revised School Board Leave Policy for input has been submitted.

4. An appointment is needed for the Disabilities Services Board with a resolution and joint powers agreement. The Board asked that it be placed on the January 6, 1993 agenda.

5. On November 10, the Virginia Association of Counties adopted the Financial Assurance for Waste Management Facilities Resolution urging Congress to direct the Environmental Protection Agency to remove local governments from the requirement of demonstration financial assurance for waste management facilities. The Board is requested to adopt a similar resolution. It will be placed on the January 6, 1993 agenda.

6. The County Administrator asked the Public Safety Director to make a presentation to the Prince George-Hopewell AREAS.

Mr. David Nichols presented a letter of appreciation to Mr. Jay Lovelady for their assistance in maintaining radio coverage during the installation of the E911 changeover.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; Section 2.1-344(a) (7) Legal: Section 2.1-344(a) (3) Acquisition of Real Property; the Board moved into Executive Session at 4:50 P.M. A vote having been made and approved, the meeting reconvened into Open session at 6:12 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification 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 the 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.

IN RE: POSITIONS -- DEPARTMENT OF WASTE MANAGEMENT

Due to the impact on positions and job responsibilities resulting from the construction of a co-composting facility at the Dinwiddie County Landfill, it is recommended that the position of Environmental Services Center Manager be eliminated, effective January 1, 1993.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the position

of Environmental Services Center Manager is eliminated, effective January 1, 1993.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Director of Waste Management was authorized to advertise the vacancy of Truck Driver II, created by the retirement of Mr. Thomas Ampy.

IN RE: APPOINTMENT -- DINWIDDIE COUNTY AIRPORT INDUSTRIAL AUTHORITY

Ms. Everett nominated L. Bolling Chappell for appointment to the Dinwiddie County Airport and Industrial Authority; Mr. Haraway nominated Neal Barnes for reappointment to the Dinwiddie County Airport and Industrial Authority; Mr. Clay nominated Bill Knott for reappointment to the Dinwiddie County Airport and Industrial Authority.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that L. Bolling Chappell is hereby appointed to the Dinwiddie County Airport and Industrial Authority; Neal Barnes and Bill Knott are hereby reappointed to the Dinwiddie County Airport and Industrial Authority for a term of three years, expiring January 31, 1996.

IN RE: WATER AUTHORITY RESOLUTION

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

WHEREAS, the need exists for the design and construction of a 12" sanitary sewerline to serve the existing Airport Terminal; and

WHEREAS, the design will be coordinated with future plans for the Airport facility expansion and potential development of the Industrial Park property; and

WHEREAS, the gravity line will also be designed and constructed to receive pumped flow from Route 1, Eastside School and the Picture Lake/Lake Jordan areas; and

WHEREAS, the Board of Supervisors has authorized the Dinwiddie County Water Authority to proceed with the Airport Terminal project and include the design and construction of the pump station and gravity lines to serve Eastside School and the Route 1 area North of there; and

WHEREAS, it is the desire of both Boards to deduct the design and construction costs from the designated $255,000 reserve carried as an outstanding debt from the DCWA to the County;

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia hereby authorizes the Dinwiddie County Water Authority to deduct the costs associated with the design and construction of the Airport Terminal project and the design and construction of the pump station and gravity lines to serve the Eastside School/Rt. 1 area from the existing $255,000 debt owed by the Dinwiddie County Water Authority.

IN RE: ADJOURNMENT

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 6:16 P.M.

Edward A. Bracey, ~~Jr.~~
Chairman, Board of Supervisors

ATTEST:
Dewey P. Cashwell, Jr.

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 6TH DAY OF JANUARY, 1993, AT 7:30 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	DANIEL SIEGEL	COUNTY ATTORNEY
	CLAUDE TOWNSEND	DEPUTY SHERIFF

COUNTY ADMINISTRATOR PRESIDING

IN RE: TERM OF CHAIRMAN AND VICE-CHAIRMAN

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Chairman and Vice-Chairman for the Board of Supervisors will serve a one-year term of office.

IN RE: ELECTION OF CHAIRMAN -- 1993

Ms. Everett nominated Mr. Aubrey S. Clay for Chairman. Mr. Haraway seconded the nomination. Mr. Moody made the motion to close the nominations. Mr. Haraway seconded the motion. Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", Mr. Clay "abstaining", the nominations were closed. Mr. Bracey made the motion to elect Mr. Aubrey S. Clay for Chairman. Mr. Moody seconded the motion. Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", Mr. Clay "abstaining, Mr. Aubrey S. Clay, was elected Chairman for the year 1993 or until his duly elected successor assumes office.

IN RE: ELECTION OF VICE-CHAIRMAN -- 1993

Mr. Haraway nominated Ms. LeeNora Everett for Vice-Chairman. Mr. Clay seconded the motion. Mr. Clay made the motion to close the nominations. Mr. Bracey seconded the motion. Mr. Clay, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", Ms. Everett "abstaining", the nominations were closed. Mr. Haraway made the motion to elect Ms. LeeNora Everett for Vice-Chairman. Mr. Moody seconded the motion. Mr. Clay, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", Ms. Everett "abstaining", Ms. LeeNora Everett, was elected Vice-Chairman for the year 1993 or until her duly elected successor assumes office.

Mr. AUBREY S. CLAY, ASSUMED THE CHAIR.

IN RE: SCHEDULE OF MEETINGS AND DATES FOR 1993

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the following schedule is established for the regular meetings of the Board of Supervisors for the calendar year 1993:

DATES	TIME
January 6	7:30 p.m.
January 20	2:00 p.m.
February 3	7:30 p.m.
February 17	2:00 p.m.
March 3	7:30 p.m.
March 17	2:00 p.m.
April 7	7:30 p.m.
April 21	2:00 p.m.
May 5	7:30 p.m.

May 19	2:00 p.m.
June 2	7:30 p.m.
June 16	2:00 p.m.
July 7	7:30 p.m.
July 21	2:00 p.m.
August 4	7:30 p.m.
August 18	2:00 p.m.
September 1	7:30 p.m.
September 15	2:00 p.m.
October 6	7:30 p.m.
October 20	2:00 p.m.
November 3	7:30 p.m.
November 17	2:00 p.m.
December 1	7:30 p.m.
December 15	2:00 p.m.

IN RE: MINUTES

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the December 16, 1992, Continuation Meeting, December 16, 1992, Regular Meeting, are hereby approved in their entirety, with the following correction of the motions to appoint members to the Airport Authority on page 7: Mr. Haraway nominated L. Bolling Chappell for appointment to the Dinwiddie County Airport and Industrial Authority; Ms. Everett nominated Neal Barnes for reappointment to the Dinwiddie County Airport and Industrial Authority; Mr. Clay nominated Bill Knott for reappointment to the Dinwiddie County Airport and Industrial Authority.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, 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 #22091 thru #22315, (void checks #22090 and 22218); General Fund - $330,972.42; E911 - $3,074.41; Self Insurance - $9,242.56; Capital Projects - $13,867.50; Law Library - $40.70; Law Enforcement - $373.99; for a total of $357,751.58.

IN RE: CITIZEN COMMENTS

1. Freeman Browning appeared before the Board requesting that the Board change the name of Halligan Park Road back to Halifax Road from the Sussex County line to the intersection of Route 666 (Baugh Road). He stated he had the historical records to prove it was called Halifax Road. The Board advised Mr. Browning the item would be placed on the January 20, 1993 agenda.

2. Robert Ragsdale asked Mr. Bracey if he had talked with Mr. Edward Titmus. Mr. Bracey responded, no. Mr. Ragsdale also aired his dissatisfaction with the misinformation he felt was presented on the noise level of the proposed race track. He stated he would review the new study Mr. Cashwell had given him concerning noise levels. He said he felt the Board was not being fair to the citizens. He stated that it was important to his integrity that Mr. Titmus be contacted by the Board.

3. Gilbert Marek told the Board that some citizens surrounding the drag strip area are circulating a petition which has about 300 names, who are strongly opposed to the drag strip. He said he was concerned about how something that is so negative could be good for the County. He also stated his concern for children attending racing on Sunday.

Ms. Everett stated she had visited Mr. Marek and many citizens before the public hearing was held and there were no objections. She asked why the citizens that are opposed were not at the hearings? Mr. Marek stated the first hearing was misscheduled and it confused the citizens. He said if the citizens had been misled on the noise it should be revoked or have some protection. Mr. Haraway stated he would like to authorize the County Administration to send copies of the petitions to the landowners.

4. Raymond DeLuchi asked if a sign could be posted, with the name of the company on it, on the property when a building was going to be constructed. Mr. Clay responded that a lot of times the company asked specifically not to mention their name and a lot of times the County doesn't know the name of the company.

5. Reverend Roger Wilcher, Pastor, Pine Grove Baptist Church, said he was opposed to the drag strip, especially on Sunday around 12:00 p.m. because of the noise level and interference with his services.

6. Kent Russell said he was opposed to the drag strip. He lives in that area and it is already hard to enter U.S. #1; there will be a traffic problem. Mr. Russell stated he gathered 70 names within five hours who oppose the drag strip. He said the County does not need this; the County needs parks. He also said he did not know about the public hearing. He also stated his concern about littering.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following amendments were approved.

Add: 8. a. Namozine Volunteer Fire Department
14. 4. Acquisition of Property

IN RE: PUBLIC HEARING -- A-92-4 -- WEAPONS ORDINANCE

This being the time and place as advertised in the Monitor Newspaper on December 16, 1992, and December 23, 1992, for the Board of Supervisors to conduct a public hearing for the purpose of adopting an Ordinance to allow property owners in any definable area in Dinwiddie County to petition the Board of Supervisors to pass an ordinance which would, within that definable area, prohibit (except as otherwise specifically allowed by law including lawful defense of persons or property) the discharging of weapons from, in, on, or, across any public road, street, sidewalk, alley or school property or within 100 yards of a building occupied or used as a dwelling or place where the public gathers. The ordinance would also prohibit the discharging of a weapon at songbirds or domestic animals, except as otherwise allowed by law, anywhere in Dinwiddie County.

Mr. Paul C. Jacobson, County Attorney, presented the proposed ordinance as follows:

Sec. 15.1-1. Definitions

When used in this section the following words shall have the meanings ascribed to them as follows:

Ammunition shall mean a cartridge, pellet, ball, missile or other projectile adapted for use in a firearm.

Firearm shall mean a weapon in which ammunition may be used or discharged by explosion, pneumatic pressure or mechanical contrivance, including any hand gun, pistol, shotgun, rifle, BB gun, or pellet gun, but shall mean a toy pistol or toy rifle.

Sec. 15.1-2. Discharging weapons.

a. Upon completion of the petition process described below, the areas within the county to which this section applies may be established, enlarged, or reduced upon amendment hereto properly adopted by the board of supervisors. Any property owners residing in a definable area may request the board of supervisors to establish, enlarge or reduce the restrictions of this section to or from their area by a petition signed by a majority of the property owners within said area. Said petition must accurately describe the definable area at issue and must list the name or names of all property owners within said area. Upon consideration of said establishment, enlargement or reduction, and after notice and public hearings as required by the Code of Virginia, said establishment, enlargement or reduction may be approved by the board of supervisors, in its discretion.

b. In the areas of the county described in subsection 15.1-2 (a) above, it shall be unlawful for any person to willfully discharge any firearm: (i) from, in, on or across any street, sidewalk, alley, roadway, or school property or within one hundred (100) yards thereof; or (ii) within one hundred (100) yards of any building occupied or used as a dwelling, any tent, trailer or vehicle or any place where the public gathers; provided that this section shall not apply to any law enforcement officer in the performance of his official duties or to any other person whose actions are otherwise justifiable or excusable at law in the protection of his or her life or property, or are otherwise specifically allowed by law, including Section 15.1-3 below; and, further provided, that nothing in this section shall prevent the construction, use or operation of any target range or shooting range which is constructed and operated in accordance with the Dinwiddie Code.

c. Violation of this section shall constitute a Class 1 misdemeanor.

Cross references - Penalty for Class 1 misdemeanor, 1-11.

State Law references - Similar provisions, Code of Virginia, 18.2-280 and 18.2-286; authority of county to prohibit discharge of weapons in certain areas, 15.1-518.

Sec.15.1-3. Discharge a firearm at a songbird or domestic animal.

a. It shall be unlawful for any person to discharge any firearm or other weapon at a songbird, pet, or other domestic animal, so as to wound or kill the same; provided that this section shall not apply to a law enforcement officer or animal warden in the performance of his official duties, to any person finding a dog in the act of killing or injuring livestock or poultry on land utilized by the livestock when the circumstances show that such chasing is harmful to the livestock, or to any act otherwise specifically allowed by law.

b. Violation of this section shall constitute a Class 4 misdemeanor.

Cross references - Penalty for Class 4 misdemeanor, 1-11.

State Law reference - Similar provision, Code of Virginia, Section 3.1-796.126; authority of county to prohibit discharge of firearms in certain areas, Code of Virginia, Section 3.1-796.118; Right of person to kill dog found killing or injuring livestock, Code of Virginia Section 3.1-796.116.

Ms. Everett asked about the petition process.

Mr. Bracey asked if it was for subdivisions only, or for the wide open areas? He was informed that it could be a certain definable area, not necessarily a subdivision.

Ms. Everett asked if mobile home areas could be definable areas and that they be included in this ordinance.

Mr. Clay said he didn't want the ordinance effective in open country and he didn't want to see any definable areas in A-2 zoning. He asked how highly populated areas could be defined.

Mr. Bracey stated he was real concerned because he didn't feel the County should take freedom away from people who enjoy the sport. He said it is time for people to control their children; there are laws on the books to protect the songbirds and he just couldn't vote for the ordinance.

The following people spoke in opposition to the ordinance:

1. John Boswell -- already have law.

2. Leroy Bishop -- against ordinance.

3. Robert Bishop -- against all gun control.

4. Thomas Evans -- representing the Virginia Deer Hunter's Association, Virginia Firearm Dealer's Association -- the definition in the State Code; if the County adopts an ordinance, criteria needs to should follow the definition be established for defined area.

5. William Sadler -- Virginia Deer Hunter's Association, concerned the ordinance would eliminate youth training.

6. Clarence Allgood -- against gun control in County.

7. Harold Conover -- against any additional gun control, songbird killing is already a federal offense.

8. Margie Ingram -- against any ordinance.

9. Earl Allgood -- opposed to ordinance.

10. Franklin Zitta -- would like to see 15.1-3 of this ordinance adopted.

11. Thomas Evans -- said game wardens are supported by permit fees.

12. Bill Davis -- opposed to additional ordinance; need to enforce ordinances already on books.

13. Gilbert Wood -- against ordinance as it is written.

The following people spoke for the ordinance:

1. Sarah Ocille Beville -- asked the Board to please pass the ordinance for people living in subdivisions.

Mr. Haraway stated that the Sheriff's Department stated they could not do anything, if a minor was shooting a BB gun in a subdivision or on the road, unless there was intent. He felt it was needed to protect people in subdivisions.

Mr. Moody said if the words in 15.1-2 A were changed to R-1 areas the ordinance might work. Also he suggested to have a majority of 2/3 for requesting designation instead of 51%.

Ms. Everett said she agreed with the changes Mr. Moody suggested. She stated she had talked with the deputies and they said the County needs an ordinance but they don't come to the Board meetings and support it.

Mr. Bracey said he couldn't vote for the ordinance because he didn't feel the County needed it.

Mr. Clay stated the Board needed to be careful to get the ordinance right and he felt we should try one more time.

Mr. Bracey made the motion to disapprove the ordinance. There was no second to the motion. Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "nay", Mr. Bracey voting "aye", the motion was defeated.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", Mr. Bracey "abstained", action was tabled until February 3, 1993.

IN RE: DISCLOSURE ORDINANCE -- REQUEST FOR ACTION BY GENERAL ASSEMBLY

Upon motion of Mr. Bracey, seconded by Ms. Everett, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, Mr. Clay voting "nay",

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia requests the General Assembly to authorize the County by special legislation to adopt the following disclosure ordinance:

Mr. Clay stated that he was opposed to the ordinance because he didn't feel it was necessary and it would be a burden to the Planning Commission.

d. Each application for rezoning or a conditional use permit shall include the following information:

1. A list of the names and addresses of all persons owning any legal or equitable interest in the real property which is the subject of the application as a title owner, lessee, easement owner, contract purchaser, assignee, optionee, licensee or noteholder, including trustees, beneficiaries of trust, general partners, limited partners and all other natural or artificial persons owning any such interest; provided, however, that the names and addresses of governmental entities and public service companies owning recorded easements over the subject property need not be disclosed.

2. If any of the persons disclosed under Section 22-23 (d) (1) is a corporation, then the application shall also list the names and addresses of any shareholders who own ten (10) percent or more of any class of stock issued by such corporation and, where such corporation has ten (10) or fewer shareholders, a list of the names and addresses of all of the shareholders. If any of the persons disclosed under Section 22-23 (d) (1) is a partnership, joint venture, limited liability company, trust or other artificial person other than a corporation, then the application shall also list the names and addresses of any persons having any interest therein equal to ten (10) percent or more of the total of such interests and, where ten or fewer persons own all such interest, a list of the names and addresses of all such persons. For any corporation, partnership, joint venture, limited liability company, trust or other artificial person whose owners are unknown to the applicant and whose stock identities cannot be ascertained by the exercise of due diligence and for any corporation that has more than 100 shareholders or whose stock is regularly traded on a stock exchange or in the over the counter market, the applicant may so certify in lieu of providing a list of its stockholders or other persons having an interest therein.

3. If any of the persons disclosed under Section 22-23 (d) (2) is a corporation, partnership, joint venture, trust or other artificial person, the application shall be sworn to under oath before a notary public or other official before whom oaths may be taken, stating whether or not any member of the Planning Commission or Board of Supervisors or of any of their immediate households owns any legal or equitable interest in the real property which is subject of the application as a title owner, easement owner, contract purchaser, lessee, assignee, optionee or licensee either individually or by ownership of an interest in a corporation trust, partnership, joint venture, limited liability company or other entity owning any such interest. If any member of the Planning Commission or Board of Supervisors or of any of their immediate households owns any such interest, the application shall identify each such Commissioner, Supervisor or household member and describe the nature and extent of his ownership interest. Otherwise, no further disclosure of the ownership of the real property which is the subject of the application or petition is required.

e. If, prior to every public hearing, held in connection with such application, there has been any change in the ownership of the real property that is the subject of the application so as to make the information submitted under subsection 22-23 (d) inaccurate or incomplete, the applicant or petitioner shall, before such public hearing is held, file a list with the zoning administrator updating and correcting the information previously disclosed under subsection 22-23 (d).

IN RE: NAMOZINE VOLUNTEER FIRE DEPARTMENT -- VEHICLE REPAIR

Mr. Allen Kisner, Chief, Namozine Volunteer Fire Department, told the Board that the department's 1964 Blazer, which is used to carry special equipment, is out of service due to the accelerator pedal which got stuck several times. He said it also has a carburetor problem. He asked the Board to help with the costs of purchasing a rebuilt carburetor. The department will provide the labor.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", $300.00 was appropriated from the fire department's capital project fund budget to purchase a rebuilt carburetor to repair the 1964 Blazer for the Namozine Volunteer Fire Department.

IN RE: RESOLUTION -- EXEMPTION OF FINANCIAL ASSURANCE FOR WASTE MANAGEMENT FACILITIES

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following resolution is adopted:

WHEREAS, on October 9, 1991 the U.S. Environmental Protection Agency promulgated new regulations pursuant to Subtitle D of the federal Resource Conservation and Recovery Act which establish stringent standards for the location, design and operation of solid waste landfills; and

WHEREAS, most of the federal Subtitle D regulations, which were developed over a period of seven years, become effective on October 9, 1993; and

Extract

WHEREAS, these regulations will remove the exemption which now applies to local governments in being required to demonstrate financial assurance; and

WHEREAS, financial assurance requirements will require local governments to demonstrate the ability to meet the financial costs of closure, 30 year post-closure monitoring, and corrective action; and

WHEREAS, financial assurance requirements are expected to impose upon local governments extreme, and unnecessary financial burdens; and

WHEREAS, local governments will require additional time to develop strategies for meeting financial assurance requirements;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia urges Congress to direct the United States Environmental Protection Agency to restore the exemption to local governments in demonstrating financial assurance.

IN RE: RESOLUTION -- RESTORATION OF $3.4 MILLION TO THE COOPERATION EXTENSION BUDGET

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following resolution is adopted:

WHEREAS, the Virginia Cooperative Extension Service is facing a $3.4 million reduction in funding on July 1, 1993; and

WHEREAS, this reduction will result in layoffs of not less than 50-60 staff across the Commonwealth; and

WHEREAS, the Virginia Cooperative Extension Service has been reduced by approximately 20% in budget and personnel since 1989; and

WHEREAS, the Virginia Cooperative Extension Service has consistently provided educational programming to solve local problems in counties and cities of the Commonwealth; and

Extract

WHEREAS, the Virginia Cooperative Extension Advisory Committee is charged with providing direction, advocacy and support of the Virginia Cooperative Extension Service,

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia requests that Unit Advisory Committees contact their local legislators prior to January 13, 1993, encouraging them to sign on as a co-patron to an amendment to the Governor's budget, patronized by Senator Madison Marye in the Senate and Delegate Earl Dickinson in the House of Delegates, also encouraging their support of the Cooperative Extension Service budget throughout the 1993 legislative process.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator told the Board that on Monday morning, December 21, 1992 Governor Wilder presented his annual financial report to a joint meeting of the House Appropriations and Finance and Senate Finance Committee. As was reported by the press, the Governor's

spending package does not propose any tax increases and does not require across the board agency cuts.

2. The County Administrator reminded the Board of the appointments needed to the Disabilities Services Board. The latest recommendation is to establish a regional organization made up of representatives as follows:

a. Every jurisdiction will appoint one local official - It would help if at least one of you appoint a local official who also meets the qualification of being a business person.

b. Colonial Heights, Hopewell, Petersburg and Dinwiddie need to appoint one person each, in addition to their local officials, who is disabled or is a relative of a disabled person (per paragraph above).

c. Prince George will need to appoint a business person in addition to its local official. Two business persons are required.

Ms. Everett stated she would like to submit Donna R. Saunders of Squirrel Level Road, Petersburg, when the appointments are made.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following resolution is adopted:

WHEREAS, Section 51.5-47 of the Code of Virginia provides for the establishment of a Disability Services Board; and

WHEREAS, it is the desire of the Board of Supervisors of Dinwiddie County, Virginia, to establish a Board, with the intent of implementing the provisions of Section 51.5-47 of the Code of Virginia;

NOW, THEREFORE, BE IT RESOLVED, that there be established by the Board of Supervisors of Dinwiddie County, Virginia, in conjunction with local governments of the Counties of Greensville, Prince George, Surry and Sussex, and the Cities of Colonial Heights, Emporia, Hopewell, and Petersburg, Virginia a Disability Services Board of the Crater Planning District to be composed of fourteen members, who shall be appointed by the chairs of the Boards of Supervisors and the Mayors of the City Councils.

Initially, fourteen members shall be appointed, two from the City of Colonial Heights, two from the County of Dinwiddie, one from the City of Emporia, one from the County of Greensville, two from the City of Hopewell,two from the City of Petersburg, two from the County of Prince George, one from the County of Surry and one from the County of Sussex.

Five of the members will be appointed for a period of three years from January 1, 1993.

Five of the members will be appointed for a period of two years from January 1, 1993.

Four of the members will be appointed for a period of one year from January 1, 1993.

The term of each member of the Board after initial staggered terms shall be for three years, except that vacancies shall be filled for the balance of an unexpired term.

The appointments were postponed until further information can be obtained on what other localities were doing about the appointments.

4. The County Administrator informed the Board that two appointments were needed for the Citizens Advisory Council according to a letter received from Judge Hume, General District and Juvenile and Domestic Relation Judge. The appointments were postponed until the January 20, 1993 meeting.

5. The tour of the County Schools will be on January 14, 1993 and the Board will meet at 7:45 a.m. at the Administration Building.

IN RE: RESOLUTION -- REQUEST FOR FUNDING TO SUPPORT THE EXTENSION/RESEARCH PROGRAM AT VSU

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following resolution is adopted:

WHEREAS, Virginia State University, one of Virginia's two Land-Grant Universities, has as its mission extension, research and instruction; and

WHEREAS, Virginia State University does not currently receive any state funds to support its overall extension or research and programs; and

WHEREAS, Virginia State University is a full partner in implementing programs of the Virginia Cooperative Extension Service in the Commonwealth of Virginia; and

WHEREAS, Virginia State University needs operating funds to support the enhancement and delivery of on-going programs; and

WHEREAS, Virginia Cooperative Advisory Committee is charged with providing direction, advocacy and support of the Virginia Cooperative Extension Service;

NOW BE IT THEREFORE RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia requests that Unit Advisory Committees contact their local legislators to support the budget initiative of $509,000 being requested by Virginia State University to support extension programming that will address the needs of Virginia residents.

IN RE: BOARD MEMBER COMMENTS

1. Ms. Everett presented Mr. Bracey with a T-shirt "No Problem" in appreciation for serving as Chairman of the Board.

2. Mr. Bracey asked that the request from the Petersburg Symphony for funds be placed on the January 20, 1993 agenda.

3. Mr. Haraway questioned when the Audit report would be ready. The County Administrator stated it will be presented at the January 20 meeting.

4. Mr. Clay thanked Mr. Bracey for serving as Chairman for 1992.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (5) Industrial matters; Section 2.1-344(a) (7) Legal, Section 2.1-344(a) and (3) Acquisition of Real Property, the Board moved into Executive Session at 9:27 p.m. A vote having been made and approved, the meeting reconvened into Open session at 11:21 p.m.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: ADDITIONAL FUNDING -- DINWIDDIE COUNTY WATER AUTHORITY

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", $10,000 was appropriated to the Dinwiddie County Water Authority, from the reserve fund, to continue the study of the McKenney water wells.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", an amendment, to add "design and construction" to the Dinwiddie County Water Authority Resolution, in the minutes of the December 16, 1992 meeting was approved as follows:

Extract

WHEREAS, the need exists for the design and construction of a 12" sanitary sewerline to serve the existing Airport Terminal; and

WHEREAS, the design will be coordinated with future plans for the Airport facility expansion and potential development of the Industrial Park property; and

WHEREAS, the gravity line will also be designed and constructed to receive pumped flow from Route 1, Eastside School and the Picture Lake/Lake Jordan areas; and

WHEREAS, the Board of Supervisors has authorized the Dinwiddie County Water Authority to proceed with the Airport Terminal project and include the design and construction of the pump station and gravity lines to serve Eastside School and the Route 1 area North of there; and

WHEREAS, it is the desire of both Boards to deduct the design and construction costs from the designated $255,000 reserve carried as an outstanding debt from the DCWA to the County;

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia hereby authorizes the Dinwiddie County Water Authority to deduct the costs associated with the design and construction of the Airport Terminal project and the design and construction of the pump station and gravity lines to serve the Eastside School/Rt. 1 area from the existing $255,000 debt owed by the Dinwiddie County Water Authority.

IN RE: DINWIDDIE COUNTY AIRPORT & INDUSTRIAL AUTHORITY LOAN

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

Extract

BE IT RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia that an immediate advancement of the third and fourth quarter for Fy 1993 funds to the Dinwiddie County Airport & Industrial Authority is approved; and

BE IT FURTHER RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia that the County Attorney was authorized to prepare a non-interest bearing demand note for the Dinwiddie County Airport & Industrial Authority in the amount of $25,000 for a period of six (6) months with a renewal option.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 11:29 p.m. to be continued until January 14, 1993 at 7:45 a.m., at the Pamplin Administration Building for the purpose of touring the County Schools.

Aubrey S. Clay
Chairman, Board of Supervisors

Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD AT THE HOME PLACE RESTAURANT, DINWIDDIE COUNTY, VIRGINIA, ON THE 20TH DAY OF JANUARY, 1993, AT 12:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	BENJAMIN EMERSON	COUNTY ATTORNEY
	PAUL JACOBSON	COUNTY ATTORNEY
ABSENT:	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; the Board moved into Executive Session at 12:50 P.M. A vote having been made and approved, the meeting reconvened into Open session at 1:40 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the meeting adjourned at 1:41 P.M.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell, Jr.
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 20TH DAY OF JANUARY, 1993, AT 2:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	BENJAMIN EMERSON	COUNTY ATTORNEY
ABSENT:	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4

IN RE: MINUTES

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the January 6, 1993 Regular Meeting and the January 14, 1993 Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Haraway, Mr. Moody, Ms. Everett, 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 #22317 thru #22451, (void check #22316): General Fund - $122,769.25; E911 - $496.00; Self Insurance - $484.74; Capital Projects - $6,062.23; Law Library - $179.88 for a total of $129,992.10.

IN RE: CITIZEN COMMENTS

1. Anne Scarborough presented the following questions for response from the Board:

a. She asked the Board about the status of the membership of the Subdivision Committee. She said she felt that there was not a true representation of the County with the present members. The County Administrator responded that the Director of Planning would answer her questions when he presented his report to the Board.

b. Ms. Scarborough asked if it were true that the County Administrator, Assistant County Administrator and the Director of Planning had met with the Health Department Officials in a three hour meeting? The County Administrator replied that there had been such a meeting. Ms. Scarborough stated that she felt it was not necessary for all three people to be present and waste the County money for nine working hours, when one person could have given a report to the other two people. The County Administrator said he felt it was important that all of them attend the meeting.

c. Under the claims, why was Tylenol being charged to the County? Also, she questioned why charges were being made to various categories that do not apply to the item rather than the correct category. She said she would show the Board members what she was referring to on the claims.

d. Ms. Scarborough requested that the budget be made available earlier this year to the general public. She asked the Department Heads and Agencies to ask for what is really needed rather than what they may want. She asked the Board to closely scrutinize the school budget. Ms. Scarborough stated she was tired of hearing the Board had no control over the School's budget; she suggested appropriating by categories thereby giving more control.

2. Robert Ragsdale asked if Mr. Clay had spoken with Mr. Edward Titmus. Mr. Clay responded he had not. Mr. Ragsdale stated he and the

Board of Assessors deserved some consideration. He injected that the drag strip public hearing had been handled improperly by the County Administrator and Mr. Len Ponder. He said he received notice on Tuesday the day before the scheduled Board meeting. He said that just didn't give enough time to do anything. Mr. Ragsdale also told the Board that the County Administrator had a study about the noise level being over 90. The Supervisors were misled but refuse to do anything about it. He stated that the citizens can't stop it now, but once in, maybe through petitions about it being a nuisance they can get it closed down.

IN RE: AUDIT REPORT 1991-1992

Mr. Spencer Elmore, Certified Public Accountant, Robinson, Farmer, Cox Associates, presented the draft of the 1991-92 Audit for the County. He stated he felt it was a good audit report, and he had the following comments:

1. Total Assessed Values increased about 15.9 million

2. The Treasurer showed a 98% Collection Rate on Taxes

3. The Delinquent Rate on Taxes - showed a good effort, with 10.8% outstanding, but he would like to see a move toward reducing the rate below 10%.

4. The Audit showed conservative budgeting practices and prudent oversight of expenditures.

5. The Fund balance is $3.9 million with an undesignated balance of $2.7 million which is 10.7%, and the Schools achieved their carry forward fund balance of $614,418. This will provide a fund balance at the end of this year of $190,000 towards next year's VRS payment.

Mr. Elmore stated that he met with staff yesterday in a work session to review the revenue projections for fiscal year 1993-94.

The Revenue picture overall looks favorable based on the work session and the figures provided by the Commissioner of Revenue. If things go as predicted with a level funding approach to the budget the County could get by without a tax increase.

Mr. Elmore advised the Board that the present budget calendar calls for an April public hearing and he hoped to have a forecast document available before budget adoption.

Mr. Haraway asked why a property ledger was not available. Mr. Elmore stated that a fixed Asset account group was not required.Some of the larger localities have one to enhance their bond rating. For smaller jurisdictions, a fixed asset accounting was not cost effective.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, reported the following updates to the Board:

1. Repairs on the Hatcher's Run Bridge on U.S. Rt. 1 continues with a February completion date.

2. The Pre-Allocation Hearings for interstate and primary roads are scheduled for March 24, 1993 at 10:00 a.m. at the Colonial Heights District Office.

The Board members had the following comments:

1. Mr. Moody stated that the Railroad crossing at Rt. 627 was being worked on again today; he asked Ms. Forrest to see that it is repaired properly after this work was completed.

2. Mr. Moody said he had requested a speed study on Rt. 40 and he would like a copy of the letter on the results.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, was not present.

IN RE: TREASURER -- REPORT

Mr. William E. Jones submitted his reports for the month of December to the Board.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T. O. Rainey, III, ~~Assistant~~ Commonwealth Attorney, was not present.

IN RE: SHERIFF -- REPORT

No one was present to represent the Sheriff's Office.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, was in court, but submitted his report for the month of December.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, submitted his report for the month of December.

IN RE: POULTRY CLAIM -- DAVID LEE

Mr. Mellick presented to the Board a poultry claim from David Lee for nineteen quail in the amount of $133.00.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the poultry claim for Mr. David Lee for nineteen quail in the amount of $133.00 was approved.

IN RE: AUTHORIZATION TO ADVERTISE FOR ORDINANCE CHANGE

Mr. John Mellick, Animal Warden, requested authorization to advertise for a public hearing to change Section 4-17 (b) of the Dinwiddie Code. The code currently stipulates that persons east of I-85 confine their dogs April 1-15, and persons west of I-85 confine their dogs April 16-30. He asked that the confinement period for each section be extended to one month allowing sufficient time to adequately cover the County.

The advantages would allow animal control personnel more time to effectively control the stray dog problem; reduction in stray dogs would reduce the amount of livestock claims; the longer period would increase revenue without increasing the dog license fees by providing more time for door-to-door license checks.

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the Animal Warden was authorized to advertise for public hearing an ordinance change for Section 4-17 (b) of the Code of Virginia as outlined extending the confinement period for persons east of I-85 to the month of April and persons west of I-85 to the month of May.

IN RE: ANIMAL WARDEN -- REPORT CONTINUED

Mr. John Mellick, Animal Warden, asked the Board if Steve Beville, Deputy Animal Warden, could attend training at the Crater Academy for Certification at no charge to the County on February 8-12, 1993. The Board concurred with the request.

The County Administrator praised Mr. Mellick for doing his job so well.

IN RE: ROAD NAME CHANGE -- SOUTH HALIFAX ROAD

Mr. Leonard Ponder, Director of Planning, explained to the Board that Mr. Freeman Browning had requested Halligan Park Road be changed to South Halifax Road from the Sussex County Line to the intersection of Baugh Road. He cautioned the Board about some of the effects of street name changes:

1. Staff time involved in assisting application process.

2. New signs being ordered and installed, charge to County.

3. All County records to be updated - Commissioner of Revenue, Registrar, Social Services, School Board.

4. Maps need to be updated more extensively - indexes altered and changes made to map books and wall maps.

5. Updates furnished to all police, fire, and rescue services.

6. Furnish C&P with MSAG (Master Sheet Address Guide) changes made (may be additional charge from C&P for changes).

7. Timetable for new maps and books is one to one and a half years - any changes made now will make maps obsolete until then.

Mr. Ponder cautioned the Board about opening the door to others making requests also.

Mr. Clay said he felt the County can accommodate Mr. Freeman Browning because his petition was in before the moratorium. He suggested making this one change and not open it to others.

Mr. Ponder told the Board that the petition requirement was never met. He stated it was a question of whether the Board felt strongly enough about the historical precedence involved. The original petition had 53% of the residences on the road needed.

Mr. Freeman Browning stated the County Attorney ruled a section of road could be included and he had 10 out of the 12 residences on the road sign the petition. Also as far as the cost of the maps, new roads will be created daily and there will be changes in the future.

Ms. Everett moved to change Halligan Park Road to S. Halifax Road from the Sussex County Line to Baugh Road, subject to legal determination whether the requirement for change has been met. Mr. Haraway seconded the motion.

Mr. Moody said he had no problem with Mr. Freeman Browning's request but he felt if the County passed this name change, it would be opening up the door for other road name change requests.

Mr. Clay stated that this request was done before the moratorium.

Mr. Moody replied that the Board was told that Mr. Browning didn't meet the requirements and he therefore could not vote for it.

Mr. Ponder stated that the County Attorney did review the petition but it could be reviewed again.

Mr. John Clarke, Planning Technician, stated they never met the percentage requirement.

Mr. Clay said he would like to see Mr. Browning excluded from the moratorium.

The Chairman called for the vote.

Mr. Haraway, Ms. Everett, Mr. Clay, voting "aye", Mr. Moody voting "nay", the request by Mr. Freeman Browning to rename Halligan Park Road from the Sussex County Line to the intersection of Baugh Road, to S. Halifax Road, is approved, subject to meeting legal requirements.

IN RE: MORATORIUM -- ROAD NAME CHANGES

Extra X

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", a moratorium on road name changes is approved for a period of three (3) years, effective immediately.

IN RE: RESOLUTION -- WALTER R. KELLY

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the following resolution is adopted:

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia and the Dinwiddie County Planning Commission have received invaluable assistance for years from the advise and participation by Walter R. Kelly as a member of the Dinwiddie County Planning Commission; and

WHEREAS, Walter R. Kelly has through his service on the Dinwiddie County !Planning Commission devoted himself to providing for the present and future needs and resources of Dinwiddie County in the promotion of the health, safety, morals, order, convenience, prosperity and general welfare of the citizens of Dinwiddie County; and

WHEREAS, through his actions, Walter R. Kelly has presented a model of citizen government with his commitment and devotion to Dinwiddie County.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia does hereby adopt this resolution of appreciation and gratitude to Walter R. Kelly for his commitment and dedication in his years of public service and good citizenship to Dinwiddie County for the period beginning December, 1984 through January, 1993.

This resolution shall be effective immediately, this 20th day of January, 1993.

IN RE: RESIGNATIONS -- WALTER R. KELLY & LAXTON WILSON

Extract

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the resignations of Walter R. Kelly from the Planning Commission and Laxton Wilson from the Recreation Advisory Board are accepted with regret.

IN RE: SUBDIVISION COMMITTEE

Mr. Leonard Ponder, Director of Planning, told the Board that he was comfortable with the makeup of the subdivision committee but if the Board desires to change or appoint other members he would have no problem with it.

Ms. Anne Scarborough expressed her objections to the builders and developers being the only representation the citizens have. She said she felt the citizens need a broad spectrum and 3 out of 5 will not give enough insight as to what the citizens may want.

Mr. Clay stated the Board should take this under advisement and at the next Board meeting appoint some new members if they want to.

Mr. Haraway asked the Planner if anything had been done about the building lots on Addison Road? Mr. Ponder responded that there was no review of this type for building on the lots. However, an engineer was required by code on site when the footings were poured. The only purview the County had was if the lot was considered a wetland.

Mr. Haraway asked if the Board could adopt anything to eliminate this happening in the future? Mr. Ponder replied he would check with the County Attorney.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Extract

Mrs. Peggy McElveen, Director of Social Services, informed the Board that additional funds from the State have been allocated to the agency's FY '92-93 budget as follows:

1.	IVE Adoption Subsidy	$10,000
2.	JOBS Administration	2,907

Ms. McElveen also said no local money is required to match these funds.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", $12,970 of additional State funds were appropriated, for the programs listed above, for the Social Services Department for FY '92-93.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Richard Vaughn, Superintendent of Schools, reported the following to the Board:

1. The Dinwiddie County Public Schools Transportation Department requested that the Board transfer title of a 1989 Chevrolet 4 door sedan to the School Board to be used for the transportation of Special Education students.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the request by the Dinwiddie County Public Schools Transportation Department for the transfer of title to the School System for the 1989 Chevrolet 4 door sedan to be used for the transportation of Special Education students was approved.

Extract

2. Dr. Vaughn said the Principals have gone through the surplus property which was stored in the schools and items which cannot be used and declared surplus by the Board will be sold in the late Spring or by May 1, 1993.

Ms. Everett commented that she noticed that Northside had been cleaned up when the Board toured the schools last week.

Mr. Haraway had the same comment.

IN RE: AIRPORT AUTHORITY -- REQUEST FOR SURPLUS VEHICLE

The Assistant County Administrator stated that Mr. Harry Clay, Manager, Dinwiddie County Airport & Industrial Authority has requested the use of a surplus county car as a courtesy car to be kept at the airport terminal. The Board members expressed their concern about the Airport Authority using a surplus vehicle and asked that Mr. Clay discuss the request with them a little further before taking action.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Benjamin Emerson, County Attorney, told the Board that House Bill number 1447 has been submitted by Delegates DeBoer, Councill and Ingram and patronized on the Senate side by Senators Holland, Marsh and Russell relating to the County being expressly given authority to enact a disclosure ordinance in zoning matters.

IN RE: RECREATION DIRECTOR -- REPORT

1. Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of December, 1993.

IN RE: MAINTENANCE OF BALL FIELDS

Mr. Rinaldi said he had received the bids for the maintenance of the ballfields as follows, which includes Eastside, Dinwiddie Elementary, Rohoic and the Middle School:

a.	Robert E. Hoyle Grading and Drainage	$8,550.00
b.	Charles L. Lundie Excavating	4,300.00
c.	Southern Construction Company	35,000.00

Extract

The recommendation from the Recreation Director was to accept the low bid from Charles L. Lundie Excavating for $4,300.00. Mr. Rinaldi stated he had sufficient money for this expenditure but may come up short later in the year and have to come back to the Board for help.

Mr. Haraway stated he didn't want to see the Recreation Director come back before the Board for money for the rest of the budget year.

Mr. Rinaldi stated that he felt he could handle this within his budget and didn't foresee any other big expenditures coming up for the rest of the budget year.

Mr. Haraway moved that the bid from Charles L. Lundie Excavating for $4,300.00 for the maintenance of the ballfields be accepted with the understanding that the recreation budget will not be exceeded for the budget year 1992-93. The motion was seconded by Mr. Moody. Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voted "aye".

IN RE: ARTS AND CRAFTS FESTIVAL -- CORPORATE SPONSORSHIP

Mr. Ralph Celli, Vice President/Operation, Lee Distributing Company, Inc., appeared before the Board to offer the assistance of his company as a corporate sponsor of the Arts and Crafts Festival for the Dinwiddie Recreation Department. Mr. Celli said it was too late to get alot of funding for this year, but in the future years he could help. He said he could provide publicity for the event this year. Mr. Celli said his product was an alcoholic beverage but other beverages would be available at the function and the County could expect a nice revenue from the event. Mr. Celli stated that a country band would be used to provide entertainment and the "Bud Girls" are there to sign autographs. He told the Board, Lee Distributing Company, Inc., had never allowed anyone to leave any of the functions they sponsored intoxicated and good management was always practiced at any of their events.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

1. David W. Nichols, Public Safety Officer, submitted his reports including the Fire Department's and Rescue Unit's responses for the month of December.

2. The Infectious Control Policy amendments were submitted to the Board with the County Attorneys comments. Mr. Nichols requested that the Board adopt the policy.

Mr. Clay asked Mr. Nichols if he felt comfortable with the policy. Mr. Nichols replied yes, that it was the model sent to him by the State.

The County Administrator stated he had read the policy and he felt it covered the County as far as it's liability exposure.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the Bloodborne Pathogens Exposure Control Plan for the Fire, Rescue, Emergency Medical Services, Police and Landfill personnel for the County of Dinwiddie was adopted as presented.

3. Mr. Gary Rudolph, Director American Red Cross, thanked the Board for the vehicle the County donated to the American Red Cross for use in Dinwiddie County. He said the car had been painted white and the emblem placed on the sides of the car and it was now in use.

4. The Public Safety Officer asked the Board for authorization for the Chiefs and Assistant Chiefs of the volunteer fire departments to attend the mid-winter chiefs conference in Williamsburg, February 6-8 1993. He stated the expenditure was included in the budget.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", funding is provided for one representative from each volunteer fire department to attend the Mid-Winter Fire Chief Conference, in Williamsburg, at the cost of $250.00 each.

5. Mr. Nichols stated that he would like the Board to adopt an ordinance requiring fire hydrants for firefighting purposes, as recommended by the Fire Marshall. The Board instructed Mr. Nichols to draw up a sample ordinance for the Board's review.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, submitted his report for the month of December to the Board.

IN RE: APPOINTMENTS -- DISABILITY SERVICES BOARD

Extract

Mr. Moody nominated the following persons for appointment to the Disability Services Board: Ms. Peggy McElveen for a one year term, and Donna R. Saunders for a two year term; Mr. Haraway seconded the motion. Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Ms. Peggy McElveen, for a one year term ending January 31, 1994, and Donna R. Saunders, for a two year term ending January 31, 1995, are hereby appointed to the Disability Services Board.

IN RE: IDA & DINWIDDIE COUNTY RECREATION ADVISORY BOARD -- RESIGNATIONS

Extract

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the resignations of Mr. Aubrey Pennington, Chairman, Industrial Development Authority, and Mr. Laxton Wilson, Recreation Advisory Council are accepted. Ms. Everett asked that resolutions of appreciation from the Board be sent to them.

IN RE: APPOINTMENT -- CITIZENS ADVISORY COUNCIL

Extract

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the Board elected to have its two representatives to the Citizens Advisory Council be appointed by Judge James E. Hume of the Juvenile and Domestic Relations District Court.

IN RE: PETERSBURG SYMPHONY GRANT REQUEST

The Board decided that the request for a grant from the Directors of the Petersburg Symphony Orchestra for the 1993-94 fiscal year be dealt with during budget sessions.

IN RE: HVAC CONTRACT

The Assistant County Administrator presented the following proposals for HVAC Services to the Board:

CONTRACTOR	HVAC MAINT	ENERGY CONTROL	AIR QUALITY
Pneutronics	$16,707	$Neg.	$9,000
Honeywell	$17,544	$8,496	Included
Landis & Gyr	$23,052	$Neg.	$6,400
Johnson Controls	$23,770	$	$7,800
Seaboard	$24,128	$Neg.	$Neg.
CII	$25,512	$Neg.	$3,300

*Presently paying $22,978 for HVAC Maintenance &
$ 5450 for Energy Control
Total $28,428

The recommendation from staff is to accept the proposal from Honeywell for $26,044.00 which includes the energy control system and air quality services.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the proposal from Honeywell for $26,040.00 for the HVAC maintenance, air quality control and energy control is accepted for a period of five years, effective February 1, 1993.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. There is to be a reception given by Sands, Anderson, Marks and Miller on February 12, 1993 at the Capital Club at the James Center Three, from 6:30 P.M. - 8:30 P.M.

2. The County Administrator told the Board that Tom Paige from the Monitor had called about running a special edition featuring waste management and recycling. He wanted to know if the County would be interested in an ad at the cost of $100.00. The Board instructed Mr. Denny King to look at the offer and postponed action until further information is received.

3. The Assistant County Administrator said HELP Southside Organization requested the use of the Board meeting room for a community meeting on February 2, 1993. The Board approved the request at the cost of $40.00 for the use of the room.

4. The Assistant County Administrator stated that there were two pumps and four control boards that had been disconnected at the County Buildings which the Dinwiddie County Water Authority said they could use if the Board approved. The Board had no objection to the request.

5. The Courthouse personnel have requested a bottled water dispenser be placed in the Courthouse. The Assistant County Administrator told the Board that unfortunately they did not have money in the budget to handle the cost.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the Board approved the request by the Courthouse personnel to place a bottled water dispenser at the Courthouse to be paid for by the County until the cost can be placed in their 1993-94 budget.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Moody requested that the Sheriff's Department attend the next meeting to provide information on the need for the Weapons Ordinance and any material be made available to the Board before that meeting.

2. Ms. Everett asked that a Library be included in the permitted usage in residential districts. Mr. Ponder stated that the code amendment is scheduled for a public hearing by the Planning Commission in February.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; the Board moved into Executive Session at 5:00 P.M. A vote having been made and approved, the meeting reconvened into Open session at 5:20 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the meeting adjourned at

5:21 P.M. to be continued until 5:00 P.M., February 3, 1993 at the Home Place Restaurant for Executive Session.

Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST:
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD AT THE HOME PLACE RESTAURANT, DINWIDDIE COUNTY, VIRGINIA, ON THE 3RD DAY OF FEBUARY, 1993, AT 5:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	BENJAMIN EMERSON	COUNTY ATTORNEY

IN RE: EXECUTIVE SESSION

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; and Section 2.1-344(a) (7) Legal; the Board moved into Executive Session at 5:00 P.M. A vote having been made and approved, the meeting reconvened into Open session at 7:10 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", the meeting adjourned at 7:11 P.M.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 3RD DAY OF FEBRUARY, 1993, AT 7:30 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	BENJAMIN EMERSON	COUNTY ATTORNEY
	ALVIN BOOTH	CAPTAIN

IN RE: MINUTES

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the January 20, 1993, Continuation Meeting, and the January 20, 1993, Regular Meeting, are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #22453 thru #22683, (void checks #22452, #22585-22579); General Fund - $315,778.85; E911 - $11,515.76; Self Insurance - $21,173.88; Capital Projects - $6,711.30; Law Enforcement - $441.88; Fire Programs - $866.37; for a total of $356,488.04.

IN RE: CITIZEN COMMENTS

1. Betty Jeter, Registrar, appeared before the Board with new redistricting lines information for the Board. According to Ms. Jeter the General Assembly is requesting new boundary lines to help alleviate split districts and to help with paper ballots having to be used at precincts. Ms. Jeter stated only a couple of districts would be affected and the Board members had no problem with the changes. She presented a map with the changes to the Board members and informed them as soon as she heard from the General Assembly she would let them know formally.

2. Robert Ragsdale asked Mr. Bracey if he had talked with Mr. Edward Titmus. Mr. Bracey responded, yes. Mr. Ragsdale asked if Mr. Titmus told the County Administrator not to meet with the Board of Assessors? Mr. Bracey stated he didn't hear that. Mr. Clay talked with Mr. Titmus and he stated he did not remember telling the County Administrator not to meet with them; he said he went to see him in the office and he wasn't there twice. Mr. Ragsdale stated that Mr. Cashwell owed the Board of Assessors an apology. Mr. Ragsdale stated the citizens have not been treated fairly about the noise level at the proposed race track. Mr. Haraway stated he had asked the County Administrator about the noise levels and he had stated that when the big stock cars are brought in, the stands would shake from the noise level.

3. George Hobbs appeared before the Board and asked how could a road name be changed for Freeman Browning and not for him? He asked what the difference was between them. Mr. Hobbs injected that the road was split between two white men, John Clements and Freeman Browning. He told the Board an injustice was being done to the Black people living on Halligan Park Road. He asked if the change was made? The County Administrator explained to Mr. Hobbs that no decision was made pending legal determination on the original petition of Mr. Browning.

Ms. Everett stated she was not aware of Mr. Hobb's petition and she felt it was a good compromise.

Mr. Hobbs said the name Halifax Road dated back 170 years; he said the name Halligan Park Road was very painful for blacks. He said here is Clements on one end and Browning on the other end getting what they want and the people in the middle not getting anything.

4. Freeman Browning told Mr. Hobbs he agreed with him. He said he wanted the whole road named South Halifax Road. But he couldn't get that so they compromised. He stated Mr. Clements doesn't even own property where he lives. He said he was here tonight to thank the Board for voting for him. He said his original petition was the one Mr. Hobbs had been instrumental in getting the names on. He stated he didn't get a new petition. The original process only required 50% of the land owners' signatures, but the Board changed it to 75%. He said he had also tried to get the name changed to the Prince George line.

Mr. Hobbs asked when the Board made a decision to contact him and his people. He was informed that the issue would be dealt with at the next meeting on February 17, 1993 at 2:00 P.M.

5. Robert Belcher and Kitty Vaughan, representing the Golden Olympians, reported to the Board that the Olympians enrollment in September 1990 was only nine members and the enrollment has grown to twenty-four now. She stated that the Golden Olympians would like to attend the Virginia State Golden Olympians competition and they were requesting the Board fund $500 to help defray the expenses of the games this year to allow more citizens to attend.

Mr. Belcher told the Board that the Senior Games were March 11-13 and he invited everyone to participate.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", the following amendment was approved.

Add: 8. Sheriff's Department Addition

IN RE: PUBLIC HEARING -- A-92-4 -- WEAPONS ORDINANCE

Mr. Benjamin Emerson, County Attorney, stated at its meeting on January 20, 1993, the Board asked him to contact the Sheriff's Department concerning the proposed weapons ordinance that the Board has been considering over the past few months to request that a representative attend the meeting to explain to the Board why an ordinance is needed in addition to the existing law. He said Mr. Alvin Booth was present for questions. The following revised ordinance was presented to the Board:

Sec. 15.1-1. Definitions

When used in this section the following words shall have the meanings ascribed to them as follows:

Ammunition shall mean a cartridge, pellet, ball, missile or other projectile adapted for use in a firearm.

Firearm shall mean a weapon in which ammunition may be used or discharged by explosion, pneumatic pressure or mechanical contrivance, including any hand gun, pistol, shotgun, rifle, BB gun, or pellet gun, but shall mean a toy pistol or toy rifle.

Sec. 15.1-2. Discharging weapons.

a. The petition process provided for herein shall be available and apply only to areas of the county which are zoned for residential use and designated as residential district R-1, residential district R-14A, residential district R-2 or residential district PRD. Upon completion of the petition process described below, the areas within the county to which this section applies may be established, enlarged, or reduced upon amendment hereto properly adopted by the board of supervisors. Any property owners residing in a definable area may request the board of supervisors to establish, enlarge or reduce the restrictions of this section to or from their area by a petition signed by a two thirds majority of the property owners within said area. Said petition must

accurately describe the definable area at issue and must list the name or names of all property owners within said area. Upon consideration of said establishment, enlargement or reduction, and after notice and public hearings as required by the Code of Virginia, said establishment, enlargement or reduction may be approved by the board of supervisors, in its discretion.

b. In the areas of the county zoned for residential use and which have been designated by the Board of Supervisors as areas to which this ordinance applies pursuant to the petition process described in subsection 15.1-2 (a) above, it shall be unlawful for any person to willfully discharge any firearm: (i) from, in, on or across any street, sidewalk, alley, roadway, or school property or within one hundred (100) yards thereof; or (ii) within one hundred (100) yards of any building occupied or used as a dwelling, any tent, trailer or vehicle or any place where the public gathers; provided that this section shall not apply to any law enforcement officer in the performance of his official duties or to any other person whose actions are otherwise justifiable or excusable at law in the protection of his or her life or property, or are otherwise specifically allowed by law, including Section 15.1-3 below; and, further provided, that nothing in this section shall prevent the construction, use or operation of any target range or shooting range which is constructed and operated in accordance with the Dinwiddie Code.

c. Violation of this section shall constitute a Class 1 misdemeanor.

Cross references - Penalty for Class 1 misdemeanor, 1-11.

State Law references - Similar provisions, Code of Virginia, 18.2-280 and 18.2-286; authority of county to prohibit discharge of weapons in certain areas, 15.1-518.

Sec.15.1-3. Discharge a firearm at a songbird or domestic animal.

a. It shall be unlawful for any person to discharge any firearm or other weapon at a songbird, pet, or other domestic animal, so as to wound or kill the same; provided that this section shall not apply to a law enforcement officer or animal warden in the performance of his official duties, to any person finding a dog in the act of killing or injuring livestock or poultry on land utilized by the livestock when the circumstances show that such chasing is harmful to the livestock, or to any act otherwise specifically allowed by law.

b. Violation of this section shall constitute a Class 4 misdemeanor.

Cross references - Penalty for Class 4 misdemeanor, 1-11.

State Law reference - Similar provision, Code of Virginia, Section 3.1-796.126; authority of county to prohibit discharge of firearms in certain areas, Code of Virginia, Section 3.1-796.118; Right of person to kill dog found killing or injuring livestock, Code of Virginia Section 3.1-796.116.

Mr. Alvin Booth, Captain, told the Board he found the following information concerning firearms in the State code:

18.2-286 - Shooting on a road - violation of this section shall constitute a Class 4 misdemeanor.

18.2-56.1 - Reckless use of a firearm - violation of this section shall constitute a Class 1 misdemeanor.

Songbirds - protected under Federal law; he stated he did not find a definition for songbirds specifically but that a nuisance species could be shot.

15.1-58 - County may provide an ordinance against guns in areas heavily populated, but he felt it would be difficult to enforce. He stated 112 calls on gun activities were reported last year. There were no calls on killing songbirds.

Ms. Everett stated she knew of four calls on songbirds.

Mr. Booth stated there was one problem with the enforcement and that is it was up to the officer or judge at the time of trial to prove "reckless use." Mr. Booth said he was aware of the Prince George ordinance but he didn't know how the officers would enforce the ordinance unless the boundary lines could be defined and the area is identified.

Mr. Haraway asked Mr. Booth what changes needed to be made to the ordinance. Mr. Booth stated subdivisions needed to be defined. He said they now have to decide whether the firearm was discharged in a reckless manner. This carried a "fine" only, if there is a conviction. Also, R-1, R-1A, R-2, and PRD needs to be defined.

Mr. Moody said if 2/3 of the people in a definable area wanted the ordinance they could petition the Board. He asked Mr. Booth if in an area, say a road to a certain RR track, would that be definable enough to enforce the ordinance. Mr. Booth stated it should be posted and then the officer would have to prove intent to violate.

Ms. Everett stated she had spoken to Sheriff Lewis in Prince George about their ordinance. Since 1970 they have had an ordinance prohibiting BB guns and air rifles and this ordinance has taken care of the problems they had. Ms. Everett said she couldn't understand why this ordinance has turned into such a complicated issue. All that was intended was to protect people in heavily populated areas. Ms. Everett stated she didn't like the ordinance as it was written either.

The following people spoke to the Board regarding the ordinance:

1. John Frazier - need to educate people on use of guns; do not need ordinance.

2. Robert Mayer - the problem in subdivisions is people don't have backbone to confront a neighbor; need to serve warrants.

3. Aubrey Pennington - Dinwiddie County is changing. The only problem with the ordinance is the distance from a residence is not long enough--it needs to be longer; hoped Board would vote for ordinance.

4. Ted Scott - It is the "duty" of the Board to serve the people; he presented 875 names on a petition opposing the ordinance.

5. Robert Bishop - opposed to ordinance.

6. Earl Allgood - against ordinance.

7. Leroy Bishop - against ordinance.

8. R. C. Clarke, Jr. - against ordinance -- where will it stop? Think before making a decision.

9. Clarence Allgood - opposed to ordinance.

10. Brian Miller - opposed -- parent's need to look after children. Where will the zoning stop?

11. Amy McDowell - opposed to ordinance.

12. Sheldon Gafford - Why do we have such a long legal document if Prince George has less than a paragraph and it is sufficient?

13. John Boswell relinquished his time to the Game Warden.

14. Paul Booth, Game Warden, stated he researched the laws on the books and there are a lot of laws against guns in the county. He stated he had not received any calls or complaints on songbird killing. He said anyone can get a warrant but they must be willing to testify in court.

Mr. Haraway said he was not sure he would be voting properly without calling the people in his District if he voted tonight. He said he would like to postpone the vote until he could do some calling.

Mr. Bracey called for the question.

Ms. Everett stated she was not for or against the ordinance. It was not written like she would like to see it written.

Mr. Moody stated he didn't feel that this ordinance would do us justice as it is written.

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Bracey, Mr. Moody, Mr. Clay, voting "aye", Mr. Haraway, Ms. Everett, "abstaining", the ordinance, A-92-4, was disapproved.

IN RE: RECESS

The Chairman called a recess at 9:31 P.M. The meeting reconvened at 9:40 P.M.

IN RE: SHERIFF'S DEPARTMENT ADDITION

The County Administrator informed the Board that the revisions and plans for the Sheriff's Department addition have been completed. The size of the addition has increased from 1,000 sq. feet to 1,700 sq. feet and the cost has increased to $125,000. Without bidding it out, the Engineer had stated this was only an estimate. The budgeted amount of $80,000 was only an estimate. The increase in size and cost is due to handicaped requirements and the addition of an evidence room on the lower level. Engineering fees are $16,000. Mr. Alvin Booth was present to explain the increase in the size of the addition and the need for an evidence room.

Mr. Booth told the Board that the evidence room had been deleted when the E-911 equipment was installed. He said that this room was needed to house evidence and also for finger printing.

Ms. Everett questioned the overcrowding situation in the jail at the present time. Mr. Booth stated most of it was due to prisoners from other localities.

After much discussion, the Board postponed action until the next meeting in order for handicapped requirements to be looked at and more information presented.

Extract

IN RE: POSITION ANNOUNCEMENT -- LANDFILL -- TRUCK DRIVER II

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", Mr. Louis Allen was appointed to the position of Truck Driver II, effective February 1, 1993 at Grade 8, Step B2, at an annual salary of $18,674.

Extract

IN RE: POSITION REGRADE -- LANDFILL -- TRUCK OPERATOR II

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", the position held by Mr. Randy Brooks was regraded to the position of Truck Driver II, effective February 1, 1993 at Grade 8, Step D, at an annual salary of $20,167.

Extract

IN RE: POSITION ANNOUNCEMENT -- ZONING ADMINISTRATOR

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Moody, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye", Mr. Bracey, voting "nay", Mr. Wayne P. Knox was appointed to the position of Zoning Administrator, effective February 16, 1993 at Grade 10, Step C, at an annual salary of $22,991.

Extract

IN RE: APPOINTMENT -- DINWIDDIE COUNTY PLANNING COMMISSION

Ms. Everett nominated Mr. C. Floyd Perkinson to fill the unexpired term of Mr. Walter Kelly on the Dinwiddie County Planning Commission; Mr. Haraway seconded the nomination.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", nominations were closed.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. C. Floyd Perkinson is hereby appointed to the Dinwiddie County Planning Commission, to fill the unexpired term of Mr. Walter Kelly, expiring December 31, 1996.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator informed the Board that the School Board had set up a tour for them to inspect the computer equipment at Brunswick and Hanover County Schools on February 10, 1993 at 8:00 A.M. if they would care to attend. Mr. Haraway stated he felt the Board should rely on the recommendation of the consultant recommended by the County Administrator. He stated he felt if the consultant was recommending the system be adopted, action should be taken to release the funds as soon as possible. Ms. Everett stated she would go on the tour. Mr. Bracey stated he would like to go and they were requesting action too soon. Action was postponed until a report of the project is given by the consultant on February 17, 1993.

IN RE: RESOLUTION -- DONALD PORTER

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", the following resolution is adopted:

WHEREAS, volunteer work in service to one's fellow citizens is among the finest contributions to the community that an individual can make; and

WHEREAS, it takes a special kind of individual to make a service commitment to a volunteer fire company, where an individual must risk personal hazard in order to protect and preserve the lives and property of others; and

WHEREAS, Chief Donald L. Porter has devoted thirty four years of such courageous service to the citizens of Dinwiddie County, having joined Namozine Volunteer Fire Company in 1959, and will retire from active service in the Company on January 30, 1993, and

Extract

WHEREAS, Chief Porters year's as a volunteer fireman have been characterized by steady progression through the ranks, increased responsibilities, and the establishment of an example for other benchmark for other new vehicles throughout the county, and

WHEREAS, Chief Porter will continue to serve as friend and advisor to the Namozine Volunteer Fire Company, and

WHEREAS, in recognition of his selfless dedication and commitment to duty the member of the Namozine Volunteer Fire Company have seen fit to award Chief Porter a lifetime membership in the Company,

NOW BE IT THEREFORE RESOLVED, that the government and Citizens of Dinwiddie County do hereby recognize the extraordinary contribution that Chief Donald L. Porter has made to his community and his fellow fire fighters, and the example that he has set for others to follow. The Board of Supervisors of Dinwiddie County does hereby express it's deepest gratitude to Chief Porter for a job well done, and encourages all citizens throughout the county to do likewise. We wish Chief Porter good luck and Godsend in all his future endeavors, and sincerely hope that he will continue to benefit the Namozine Volunteer Fire Company and the residents of the county with his knowledge and experience for many years to come.

IN RE: COUNTY ADMINISTRATOR COMMENTS CONTINUED

1. The County Administrator reminded the Board that a reception was to be given by Sands, Anderson, Marks, & Miller on February 12, 1993 from 6:30 - 8:30 P.M.

2. The School Board submitted a revised document on Leave Policies and Procedures for the Board members and asked if they had any comments or suggestions to please call before February 9, 1993 because the School Board is due to take action on the issue at their first meeting in March.

Mr. Haraway responded that he saw no reason to approve the Leave Policy now before the budget is adopted. He felt the School Board should wait until after that time to take action. The Board agreed.

IN RE: TRAVEL REQUEST

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye", Mr. Bracey, "abstaining", the County Administrator was authorized to attend the VLGMA Winter Conference, February 18-19, 1993, at Boar's Head Inn in Charlottesville, Virginia, at the cost of $250.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Bracey asked that a brief synopsis be included in the Board's packet on agenda items. The County Administrator replied he would try from now on to include it in the packet. Mr. Bracey also said the Director of Planning should be at the Board meetings.

2. The County Administrator told the Board that $19,000 has been collected the first month for Meals Tax.

IN RE: BUDGET WORKSHOPS

The Board agreed to meet Wednesday, February 24, 1993 at 8:00 A.M. to receive budget requests from department and agency heads. The Board will meet with the School Board to review their proposed budget on Wednesday, March 3, 1993 at 5:00 P.M. for dinner at the Home Place Restaurant.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 10:50 p.m.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell, Jr.
Dewey P. Cashwell, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 17TH DAY OF FEBRUARY, 1993, AT 2:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	DANIEL SIEGEL	COUNTY ATTORNEY
	PAUL JACOBSON	COUNTY ATTORNEY
	ALVIN BOOTH	CAPTAIN
ABSENT:	HARRISON A. MOODY	ELECTION DISTRICT #1

IN RE: RESOLUTION -- THOMAS E. AMPY

Mr. Dennis King, Director of Waste Management, presented the following resolution of appreciation to Mr. Thomas E. Ampy.

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", the following resolution was adopted:

WHEREAS, Thomas E. Ampy served the County of Dinwiddie with integrity and dedication as a Truck Operator with the Department of Waste Management from February 1, 1980 to February 1, 1993; and

Extract

WHEREAS, the Board of Supervisors on this 17 th day of February, 1993 is desirous of acknowledging these qualities and wishes to express its awareness of and appreciation for his unselfish and honorable work on behalf of the County;

NOW, THEREFORE BE IT RESOLVED THAT THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, hereby commends Mr. Thomas E. Ampy for his many contributions and devoted service to the County; and

BE IT FURTHER RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that this resolution be delivered to Mr. Thomas E. Ampy and a copy spread upon the minutes of this meeting.

IN RE: MINUTES

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the February 3, 1993 Regular Meeting and the February 3, 1993 Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #22685 thru #22852, (void checks #22383 and #22684): General Fund - $139,441.18; E911 - $28,968.19; Self Insurance - $3,339.45; Capital Projects - $424.00; WPVA-CDBG - $7,552.92; Fire Programs Fund - $517.31 for a total of $180,243.05.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (7) Legal; the Board moved into Executive Session at 3:08 P.M. A vote having been made and approved, the meeting reconvened into Open session at 3:02 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, reported the following updates to the Board:

1. Repairs on the Hatcher's Run Bridge on U.S. Rt. 1 are on track for completion by the end of the month.

2. The VDOT has approval to construct a right turn lane at the intersections of Route 226 and 460.

3. The deceleration lane at I-85 and Route 703 exit ramp construction will begin in early to mid April.

4. The RR crossing gates are up in Carson.

The Board members had the following comments:

1. Ms. Everett stated a citizen in her district had pointed out that no money was set aside in the budget for new road additions. The county used to carry 2% of the budget for new road additions. Ms. Forrest stated the Board can put money from their secondary roads construction aside for rural additions, but it has not been done in the last few years in Dinwiddie County, because there weren't any roads waiting to be brought into the system. When you put money in the rural addition fund it is ear-marked and committed to that fund for three years, which means you cannot use it anywhere else. Its been the priority of the County and the VDOT feels it is a priority as well to use that money on the priority schedule of projects in the six-year plan. Any money that is set aside for rural additions is just less money that goes into those projects in the six-year plan. The 1993-94 budget for the VDOT will be prepared in May and if the Board is desirous of putting money aside for rural additions they may do so in that budget.

2. Ms. Everett said another thing she wanted to advise Ms. Forrest of was -- some timber cutting was being done on Wheaton Road at that bad z-curve. She inquired if it was possible that the road could be straightened now while the timber has been removed? Ms. Forrest stated in order for that to occur the project would have to be accelerated in the priority listing for the six-year plan.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, was not present.

IN RE: TREASURER -- REPORT

Mr. William E. Jones provided his reports for the month of January to the Board, but was not present for the meeting.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T. O. Rainey, III, Assistant Commonwealth Attorney, was not present.

IN RE: SHERIFF -- REPORT

Mr. Alvin Booth, Captain, Sheriff's Department, stated he had nothing to report.

IN RE: SHERIFF'S DEPARTMENT -- ADDITION DISCUSSION

Mr. Alvin Booth, Captain, Sheriff's Department, stated he had nothing to add. He stated he would like to renew the request for the addition which was postponed from the last Board meeting. Mr. Booth asked Mr. Roger Hart to go over the plans with the Board.

Mr. Roger Hart, R. Stuart Royer & Company, gave a presentation of the plans to the Board for the addition at the Sheriff's office. He stated there was no "fat" in the plans. The addition would replace the space the E-911 equipment took up, with the addition of a polygraph and evidence room. Also, a handicap restroom was added. Mr. Hart said this was called a common type of construction. The walls would be painted cinder blocks, and the floor would be covered with "all weather carpet" for easy cleaning. The basement area would be constructed of cinder blocks with a concrete floor and no ceiling, with a space heater. He explained that he had contacted a contractor from the Farmville area for an estimated cost and he had given an estimated cost of $65.00 a square foot. Mr. Hart said he also made the same request with a local contractor in Dinwiddie and he had given $50.00 per square foot for his estimate. This is an estimated construction cost of $90,000 to $125,000. He told the Board he would be glad to come back when the final plans were completed to give an update.

Extract

Mr. Bracey inquired what price the local contractor had given. Mr. Hart stated it was $50.00 a square foot and the cost would be for approximately 1,730 square feet.

Mr. Booth stated that this addition is what the Sheriff's Department needs and he requested that the Board take some action because the space is desperately needed.

Mr. Clay said that he and Mr. Haraway had taken a look at the Sheriff's Office and they are badly in need of the space. "They are so cramped-up you wouldn't believe it unless you take a look at it."

Ms. Everett stated that the building has not had any improvements since 1970 when it was built and she felt it was imperative that the Board move ahead with the project.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", the County Administrator was authorized to advertise for bids for the addition at the Sheriff's Office.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, submitted his report for the month of January.

IN RE: ANIMAL WARDEN -- REPORT

Mr. Steve Beville, Deputy Animal Warden, submitted the report for the month of January.

IN RE: DIRECTOR OF PLANNING

Mr. Leonard Ponder, Director of Planning, submitted his report to the Board and asked if there were any questions.

1. Mr. Haraway asked under his "pet peeve", the wet lots issue, had Mr. Ponder spoken to the County Attorney to see if there was anything the County could do to protect the buyers. Mr. Ponder stated he could not find any jurisdictions that would deny a building lot which is wet, unless it happens to be a wet land as defined by the Corps of Engineers, which is

an acre or more which is disturbed. Mr. Haraway said then legally there is nothing that can be done about this issue. Mr. Siegel said the building inspector already requires an engineers certification for questionable lots and if the engineering certificate states that there will be no drainage problems and the grading is not going to present any water problems then the County is protected from that stand point. Mr. Bracey replied he was not concerned for the County; he was concerned for the consumer. Mr. Haraway stated that he did not doubt that engineering plans had been submitted for this particular building, but it still did not alleviate the problem for the owners of the property. The people involved in the situation he said he was speaking of will walk out into their backyard ten feet and there will be a lake of mud. He stated he just couldn't understand why the County can't do something to keep these houses from being built on this type of lot. Mr. Haraway said if I am being told legally this can't be done; then can the County put a paragraph on the building permit, "although the County can not legally stop this from being a building lot, the County does not recommend building on this lot." He stated there needs to be something put in writing so that the consumer knows what they are getting into.

The County Attorney replied maybe the Building Inspector could work with the engineer's certificate and have that information along with some sort of legend that Mr. Haraway suggested. The County Attorney suggested working along these lines rather than making an ordinance change.

Mr. Haraway stated his heart goes out to a couple who have bought such a house and there is nothing the County can do to help them. He instructed the County Attorney work with the Building Inspector and the Planning Department to see if there is anything that could be done.

2. Mr. Ponder introduced Mr. Wayne Knox, the new Zoning Administrator, from McKenney, to the Board and Citizens.

IN RE: RESOLUTION -- INDUSTRIAL DEVELOPMENT AUTHORITY

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

WHEREAS, the Industrial Development Authority of Dinwiddie County, Virginia (the "Authority") has previously agreed to assist Dinwiddie County, Virginia (the "County") in the development of an industrial site on certain land located in the County containing approximately 73.23 acres and 1.50 acres (collectively, the "Site") located east of U.S. Route 1 at the intersection of Routes 142 and 603; and

Extract

WHEREAS, the Authority previously purchased the Site from Virginia Power ("Virginia Power") for the sum of $850,000 and has sold a portion of the Site to Ingram Distribution Group, Inc. pursuant to a Purchase and Sale Agreement dated as of October 10, 1991, as amended; and

WHEREAS, the County provided temporary financing to the Authority for the purchase of the Site by a loan of funds in the County's reserve accounts and economic development accounts (the "Temporary Financing"); and

WHEREAS, the Authority has recently expressed its desire to the County Administrator that the Board of Supervisors of the County (the "Board") approve and ratify its actions taken heretofore in connection with the Site and hereafter undertake the management, control, and disposition of the Site on behalf of the Authority; and

WHEREAS, the Board, through its Chairman and the County Administrator, is willing to undertake such duties and obligations and believes it to be in the best interest of the County so to do;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Board hereby ratifies, confirms and approves all actions of the Authority, its agents and attorneys taken heretofore in connection with the financing and purchase of the Site from Virginia Power and the sale of a portion of the Site to Ingram, including without limitation, the execution and delivery of all documents in connection therewith; and

BE IT FURTHER RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia that the Authority appoint the Chairman of the Board and the County Administrator, either of whom shall be able to act without the consent of the other, to be its authorized agents (the "Agents") with respect to the Site and further requests that the Authority vest in the Agents the full power and authority to act for the Authority in their sole and absolute discretion in all matters affecting or having to do with the Site, including without limitation, (a) the negotiation and undertaking of permanent financing for the Site, (b) the creation and establishment of restrictive covenants affecting the Site, (c) the performance of all obligations of the Authority with respect to the Site whether pursuant to such restrictive covenants or otherwise, including without limitation, the Authority's obligations with respect to the repair and maintenance of the Berms (as defined in such restrictive covenants), replacement of dirt, and cutting of vegetation, (d) the general management of the Site, (e) the negotiation of terms with prospective purchasers of the Site, (f) the leasing or sale and conveyance of all or any portion of the leasing or sale of the Site upon such terms as the Board of Supervisors shall approve in its sole discretion, and (g) the execution and delivery of any and all documents, instruments and agreements necessary to carry out the purposes and intents of these resolutions and the management and sale of the Site, including without limitation, such restrictive covenants, sales agreement, deeds, promissory notes, deeds of trust and other instruments encumbering or granting a security interest in the Site as the Board shall approve in its Sole discretion, and such other agreements as are necessary or convenient to the management of the Site in the discretion of the Agents.

IN RE: ROAD NAME CHANGE DISCUSSION

Mr. Daniel Siegel, County Attorney, stated in reviewing the questions that were presented to the Board by Mr. Freeman Browning for Halligan Park Road to be changed back to Halifax Road for historical reasons; that the ordinance only provides for that procedure as it is currently written to be followed, before the Board can even look at the issue. If the procedure is not followed, the Board can't look at the issue under the current ordinance. The only way around it, unfortunately, is either to amend the ordinance to allow for that, or to make some change in the ordinance to allow for a change that doesn't follow the petition process procedure. The County Attorney stated, at this point, that is the recommendation. If the Board wants to make a change given the facts that the County has right now, the ordinance needed to be amended to make that possible.

The County Administrator stated that the County Attorney was informing the Board that under the present ordinance Mr. Browning had not met the requirements for the petition process to make the requested road name change. He stated that he would encourage the Board in order to, accomplish what he felt was in the hearts and minds of most folks, to post notice of the Board's intent to amend the ordinance and to drop this ordinance and consider changes in the future only along lines of historical precedent. He said he felt this would make it an objective process, one which would satisfy the concerns of any reasonable person.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", the County Attorney was authorized to advertise to amend the ordinance to allow the Board to consider road name changes in the future only along lines of historical precedent for the April 7, 1993 meeting.

Mr. Freeman Browning addressed his comments to Ms. Everett, Mr. Bracey, and Mr. Haraway. He stated he tricked them into admitting that they had contacted Mr. Clements about this section of the road. He said if their intent was not to try to keep the name change from going through, that he apologized to each of them publicly. Mr. Browning thanked them for their continued support.

Mr. George Hobbs asked the Board if the road name change would be for the whole road or only for the section Mr. Browning requested.

Mr. Clay responded that it would be up to the Board. He stated he just didn't know right now, but probably the whole road.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Extract

Mrs. Peggy McElveen, Director of Social Services, informed the Board that the Comprehensive Services Act for At-Risk Youth and Families requires the establishment of a community policy and management team to oversee funding for services to at-risk youth and families. Members to this team must be appointed by the local governing body. She said the law also provides that other community agency representatives may be appointed as optional members. She requested that the Board appoint Diane Galbreath to the Team because she is so closely involved with and provides services to the identified population.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mrs. Diane Galbreath is hereby appointed to the Dinwiddie County Community Policy and Management Team as an optional member.

IN RE: SUPERINTENDENT OF SCHOOLS -- COMPUTER PROJECT REQUEST

Dr. Richard Vaughn, Superintendent of Schools, informed the Board that the work was started on the computer technology project a number of years ago, with intense work in the last year-and-a-half. The project budget request was included in the budget for the 1992-93 school year. He said the latest work has been done with Mr. Robert Miller, Independent Computer Consultant, who prepared the report sent to the Board.

Mr. Robert Miller gave a report to the Board of his visits to the schools. Mr. Miller stated the ultimate benefactor of this project would be the students. He stated that the current budget request before the Board will fund an effort that will "stand on its own" and not result in a mandatory requirement to provide additional funds to complete this phase in future budgets. He said it was presented as a first leg of a four year technology plan that could be viewed by many as just the tip of the iceberg, and it is very likely that there will be future requests for more technology to help Dinwiddie County achieve parity with our neighboring schools. Mr. Miller respectfully recommended the budgeted request of the School Board.

Extract

Mr. Haraway asked Mr. Miller if the new system would be network associated with the computer in the School Board Office? Mr. Miller replied there was no main frame included in this project. Dr. Vaughn responded that the School Board system would not be connected with these computers.

Mr. Clay stated that the Board members did not doubt there was a need for the computers, their concern was that the county was going in the right direction. He said the Board was more concerned with getting equipment for the children than for the staff.

Ms. Everett said Mr. Miller had tied in the relationship very well, that it is a service to the young people. Ms. Everett stated she would like to see the county move ahead with the project.

Mr. Bracey asked who was going to "mind the baby" and how much money is it going to cost? He stated it is already up to $125,000 debt service. Dr. Vaughn stated $20,500 in debt service and $125,000 total expenditure for this year. Mr. Bracey asked what the reoccurring cost would be. He stated the county is dealing with tax payers money and the Board needed to know how much a project is going to cost before the county leaps into it and then next year there is no money for it. Mr. Miller stated he could address the second question. He said yes there will be a need for future expenditures. But this budget request is not dependant upon the future, in order to make the present of value. He stated his recommendation was in fact as the future years go by to continue to ask questions to look into it. Technology is advancing faster than most of us can keep up with it. If we were to outline a project for years in advance now within six-months the project would become obsolete. He stated that the only thing the county could possibly do is buy the technology now and take a look in the future and see what is out there and try to gauge as best we can, what is needed in light of what the future is going to hold. But at the same time leave the door a little bit open so that next years budget request can take advantage of any emergency technology. Mr. Bracey

stated that was good in theory but when dealing with tax payers money it was a little bit different. Mr. Bracey asked who was going to take care of the computers? Dr. Vaughn stated that the administrators and staff would take care of the computers. The person who spearheaded the project was Mr. Watson and he has experience in setting up a team and he has implemented eighteen of these setups and he will help coordinate the project through this year. Dr. Vaughn stated a committee was set up to handle the project and it would continue to take care of the project.

Mr. Haraway stated an item needed to be clarified here. He stated that he had asked Mr. Miller when he was up here about a main frame being involved. Since there was no main frame involved in this project then there would not be no need for a person with technical skills. He stated from what he gathered the county was purchasing PC's and terminals and most of the time there would be no need for highly qualified person since there is not a large IBM 400 thing. Mr. Haraway stated he had some concern when this came before the budget but he felt the school board and administration had done an excellent job preparing for the project. He said the county schools are behind in computers and he felt the money should be released today and permit them to go on with the project.

Mr. Bracey stated he could not give a favorable vote on a project of this magnitude because Dr. Vaughn and his staff could not answer certain questions. Not only that, Mr. Miller gave a fine report but he said he would like to know what day he visited the computer classrooms because he had visited the schools several days and seldom did he ever see anyone working on the computers. He said at this point the Board would have a "no" vote from him.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Haraway, Ms. Everett, Mr. Clay, voting "aye", Mr. Bracey, voting "nay", funds for debt service payments, not to exceed $20,500, are hereby appropriated for the computer technology project as outlined by the Dinwiddie School Board and Mr. Robert Miller, estimated to cost $125,000.

IN RE: SCHOOL BOARD APPROPRIATIONS

Dr. Richard Vaughn, Superintendent, stated a request has been submitted for the appropriations needed within the 1992-93 budget and Mr. Joe Hubbard was here today if the Board had any questions.

Mr. Hubbard stated he had nothing further to add to the proposal and the funds would be expended as explained in Ms. Weber's letter.

Ms. Wendy Weber, Assistant County Administrator, submitted the following information for the Board.

The School Board ended FY 92 with $644,134 as a fund balance as shown in the FY 92 audit. From these funds, the School Board is requesting the following appropriations:

$257,740 - VRS Payment for 92-93
$164,418 - FY 92-93 School Operations - (to balance budget)
$192,260 - Establish an Early Retirement Fund which will be used each year to designate funds for the following year's retirement payment
$ 29,716 - To be used for Space Needs Assessment; any remaining balance to be applied towards future VRS payments

Also included in the budget were debt service payments for School Repairs; School Buses; Modular Classrooms, and School Computers which will be requested on an as needed basis based on actual expenditures.

Extract

The sewer improvements for the Middle School and High School have been funded through a Virginia Public School Authority issue and one interest payment in the amount of $11,731.61 is being requested to be appropriated at this time. We budgeted $20,500 for FY 92-93. The funds to complete the sewer improvements at Southside Elementary School will be requested when the project is complete. We had $20,000 budgeted for that work.

The following appropriations are also requested for additional federal and state funds received within this budget year:

FEDERAL FUNDS:

Chapter I	$ 45,750.00
Title VI-B	7,699.00
Chapter II	1,581.00
Carl Perkins-Vocational	10,409.00
Chapter I (carryover)	234,108.34
SUB - TOTAL	$299,547.34

STATE FUNDS:

Mentor Grant (dropout Prev.)	$ 1,000.00
Delinquency Prevention	475.00
After School Programs	499.00
Computer Network	15,000.00
SUB - TOTAL	$ 16,974.00

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", the appropriations request by the School Board as stated above were approved for the 1992-93 School Board budget.

IN RE: RECREATION DIRECTOR -- REPORT

1. Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of January, 1993.

2. Mr. Rinaldi asked the Board to authorize him to advertise for the Secretary II position which Ms. Heiser has resigned.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", the Recreation Director was authorized to advertise for the Secretary II position for the Recreation Department.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

1. David W. Nichols, Public Safety Officer, submitted his reports including the Fire Department's and Rescue Unit's responses for the month of January.

2. Mr. Nichols informed the Board that the Namozine Volunteer Fire Department had requested payment of $300.00 for the carburetor work on their truck but the actual bill was $372.00; therefore an additional $72.00 was needed to pay the bill.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", an additional $72.00 was appropriated from the fire department's capital project fund budget to pay the remainder of the bill for the rebuilt carburetor to repair the 1964 Blazer for the Namozine Volunteer Fire Department.

Extract

3. Mr. Nichols told the Board the Ford Volunteer Fire Department also had a repair bill for their pumper fire engine. The bolts holding the linkage in the transmission broke. The cost to repair it is in the neighborhood of $200 to $250. Mr. Nichols stated he had discussed the repairs with the Assistant County Administrator and she approved the repair. Mr. Nichols asked the Board to approve the repair bill not to exceed $250.00.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", an amount not to exceed $250.00 was appropriated from the fire department's capital project fund budget to pay for the repairs for the bolts holding the linkage housing in the transmission of the pumper truck for the Ford Volunteer Fire Department.

4. Mr. Haraway asked when an EMS unit is needed and there is not one available what the procedures were? Mr. Nichols replied if an E911 call comes through and a unit is not available, a general page is sounded.

Two minutes later if no one responds, another general page is sounded, and an additional two minutes are allowed. Depending on the dispatcher, a mutual aid call is then made. So that will get them in a position to respond; if one of our units calls in then the dispatcher calls the mutual aid responder to let them know we have a unit responding. Mr. Haraway asked what if they don't have a crew available? Mr. Nichols stated Chesterfield and Petersburg have a paid crew during the day-time hours. If there is no one available the county would have to wait and go down through the levels of heirarchy of dispatching which Chesterfield goes through. If Ettrick and Matoaca aren't available then maybe someone coming out of Bensley, Bermuda or further into Chesterfield County would respond. Mr. Haraway asked Mr. Nichols if any situation had happened since he came aboard where an EMS unit had not been available. Mr. Nichols replied someone comes from somewhere; it may take 45 minutes to an hour in some cases, but someone does respond. Mr. Haraway stated he was surprised about the report there were four days when there were no EMS crews available. Mr. Haraway stated it appeared that the situation was far more serious now than it has been in the past. Mr. Nichols responded that the month of January was particularly bad. He stated that he had talked with Chesterfield and Prince George Counties regarding their concern of increased usage of their units also. Mr. Nichols stated he and the County Administrator had talked about the situation. The County Administrator stated that he and Mr. Nichols were working on the situation and they would come back at the budget session with a recommendation to deal with the situation. The Board members voiced several more concerns and instructed the County Administrator and Public Safety Officer to come up with some suggestions for coverage for the county.

Ms. Anne Scarborough stated for several years she has voiced her concerns regarding the problems with having no EMS coverage. She asked the Board to please think "priority". She stated this has been her complaint from the beginning. She said she didn't see why it was more important to heavily fund recreation but yet for every citizen in the county, you cannot say you can get somebody to my house within 45 minutes to an hour. She stated, "the county has spent thousands to put in a fine E911 unit and what is the point if you cannot get someone to my house within that period of time". Ms. Scarborough stated she felt the top priority for the Board for the citizens in the county should be the rescue squad and not recreation.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, submitted his report for the month of January to the Board. He provided some pictures to the Board of the construction of the co-composting facilities and invited them and the citizens to the visit the project at the landfill.

Mr. Bracey asked Mr. King if he was going to extend the hours at the landfill for Spring cleaning. Mr. King responded yes.

IN RE: CITIZEN COMMENTS

1. Ms. Margie Ingram asked how the inventory was coming along? Ms. Ingram stated since the School Board was due to have their surplus sale it would be wise for the Administration Office to add anything they may have to the sale. Mr. Clay replied he didn't feel the Office would have their inventory done by that time, but if they had any surplus they didn't need they could include it in the sale. Ms. Ingram asked if each department was going to do their own inventory. She was told they would. Mr. Clay stated the staff just had not had time to get to the inventory.

2. Ms. Margie Ingram questioned who was responsible for the road name signs being down in the County. The County Administrator responded that the Planning Department is. Ms. Ingram said that the Scott's Road sign that joins the old White Oak Road is down and needed to be replaced. The County Administrator stated he would have that taken care of.

IN RE: APPOINTMENT -- INDUSTRIAL DEVELOPMENT AUTHORITY

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye",

Extract

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. Loid A. Hodnett, is hereby appointed to the Industrial Development Authority for a four year term ending February 5, 1997.

Extract

IN RE: APPOINTMENT -- SUBDIVISION COMMITTEE

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. Loid A. Hodnett, is hereby appointed to the Dinwiddie County Subdivision Committee from District #3.

IN RE: ECONOMIC DEVELOPMENT PRESENTATION

The County Administrator told the Board that the video was for the requirements from the State Department of Economic Developments for the county's certification program which the Certification Committee is moving ahead on. He said the video is to be used to provide information to economic development prospects, business folks in the community and also to anyone else who has an interest in the future development of Dinwiddie County.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", the meeting adjourned at 5:02 P.M. to be continued until 8:00 A.M., February 24, 1993 at the Pamplin Administration Building to meet with Department Heads and Agencies to discuss their budget requests.

Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 24TH DAY OF FEBRUARY, 1993, AT 8:00 A.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	DANIEL SIEGEL (arrived 12:00 P.M.)	COUNTY ATTORNEY

IN RE: 1993-94 BUDGET WORKSHOP WITH DEPARTMENT HEADS

The Board of Supervisors sat in session to receive 1993-94 budget requests from the following department and agency heads:

8:00 a.m.	Director, Waste Management
8:30 a.m.	Building Inspector
9:00 a.m.	Electoral Board
9:30 a.m.	Animal Control Officer
10:00 a.m.	Commissioner of the Revenue
11:00 a.m.	Treasurer
11:30 a.m.	Director, Social Services
12:00 p.m.	LUNCH
12:30 p.m.	Director of Planning
1:00 p.m.	Recreation Director
1:30 p.m.	Sheriff
2:30 p.m.	Health Department
3:00 p.m.	Appomattox Regional Library
3:30 p.m.	Public Safety Officer
4:00 p.m.	Rescue Squad/Fire Departments

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (7) Legal, the Board moved into Executive Session at 12:15 p.m. A vote having been made and approved, the meeting reconvened into Open session at 12:55 p.m.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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

Extract

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 the 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.

IN RE: ACCEPTANCE OF TITLE

Extract

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED THAT the Board of Supervisors of Dinwiddie County, Virginia accepts title to a 1977 BMW, confiscated by the Sheriff's Department, and as ordered by the Circuit Court Judge Thomas Warren.

IN RE: AUTHORIZATION TO ORDER POLICE CARS

Captain Alvin Booth, Sheriff's Department, presented a request for eight (8) new police cars to be included in the 1993-94 budget. The State Contract award is to R.K. Chevrolet, Inc. for a 1993 Chevrolet Caprice at $13,625 each. A regional contract in the Tidewater area has been awarded to Beach Ford for a Crown Victoria at $12,899 each. Captain Booth stated he preferred the Ford vehicles.

Extract

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", Captain Alvin Booth was authorized to order eight (8) police vehicles, using either of the two contract awards to best fit his department needs, to be billed after July 1, 1993.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 5:25 P.M., to be continued to March 3, 1993, to meet with the School Board to discuss their 1993-94 budget, at the Home Place Restaurant.

Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 3RD DAY OF MARCH, 1993, AT 7:30 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: MINUTES

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the February 17, 1993, Regular Meeting, are hereby approved in their entirety.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye",

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the February 24, 1993, Continuation Meeting, are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #22854 thru #23073, (void checks #22853 #22976); General Fund - $316,345.09; E911 - $1,941.38; Self Insurance - $2,048.12; CDBG - $1,450.00; Capital Projects - $144.10; Law Library - $493.20; Law Enforcement - $490.17; for a total of $322,912.06.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", the following amendment was approved.

Add: 13. Executive Session - 1. Personnel
2. Legal

IN RE: PUBLIC HEARING -- A-93-1 -- LIBRARIES WITH REQUIRED PARKING

This being the time and place as advertised in the Progress Index Newspaper on February 18, 1993, and February 24, 1993, for the Board of Supervisors to conduct a public hearing to amend Section 22-114, to add Permitted Uses, (13) "Libraries with the required parking," in Residential, Limited District, R-1.

Mr. Leonard Ponder, Director of Planning, told the Board that the inclusion of this use into the R-1 district is relatively straight forward as churches, schools, and parks and playgrounds are allowed. Section 22-113, states that uses, "such as schools, parks, churches and certain public utilities that serve the residents of the district," should be allowed. Staff's recommendation is that A-93-1 be forwarded to the Board of Supervisors for approval.

The Planning Commission voted unanimously at its February 10, 1993 meeting to recommend A-93-1 to the Board of Supervisor for approval.

Mr. Ponder stated that this request is merely a housekeeping measure and that there would be more requests in the coming months.

No one spoke for, or, in opposition to the amendment.

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Clay, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Section 22-114 of the Dinwiddie County Code is hereby amended to add Permitted Uses, (13) "Libraries with the required parking," in Residential, Limited District, R-1. In all other respects, said zoning ordinance is hereby reordained.

IN RE: PUBLIC HEARING -- A-93-2 -- COMPUTER SOFTWARE DEVELOPMENT FIRMS

This being the time and place as advertised in the Progress Index Newspaper on February 18, 1993, and February 24, 1993, for the Board of Supervisors to conduct a public hearing to amend Section 22-71, Permitted Uses, to add (52) "Computer software development firms, to exclude the manufacturing of said software, screened from view and two hundred (200) feet from the state road right-of-way" to Agricultural, General District, A-2.

Mr. Leonard Ponder, Director of Planning, told the Board that staff is requesting this amendment because a firm such as the one listed is attempting to site in the County. Firms such as these have traditionally started in non-industrial settings such as the Silicon Valley in California. Staff has also excluded the manufacturing of this software from the use as that would be a use more suited to Industrial areas.

This is also a use much less innocuous than many already allowed in A-2 districts. One only has to look at sawmills, planing mills, gravel plants, ethanol plants, and others to see that this use would fit as prescribed in the amendment.

The Planning Commission voted to recommend A-93-3 to the Board of Supervisors for approval with the stipulation that this use also be added to the B-2 zoning district as soon as possible.

No one spoke for, or, in opposition to the amendment.

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Section 22-71 is hereby amended to add, Permitted Uses, (52) "Computer software development firms, to exclude the manufacturing of said software, screened from view and two hundred (200) feet from the state road right-of-way" to Agricultural, General District, A-2. In all other respects, said zoning ordinance is hereby reordained.

IN RE: PUBLIC HEARING -- A-93-6 -- DOG CONFINEMENT ORDINANCE

This being the time and place as advertised in the Monitor Newspaper on February , 1993, and February , 1993, for the Board of Supervisors to conduct a public hearing for the purpose of adopting an Ordinance to amend Chapter 4 of the Dinwiddie Code, Section 4-17 "Running at large generally," to extend the time periods prohibiting dogs to run at large from April 1 through April 30 east of Interstate 85 in the County and May 1 through May 31 west of Interstate 85 in the County.

Mr. John Mellick, Animal Control Officer, explained that this amendment is for the purpose of extending the time periods prohibiting dogs to run at large from April 1 through April 30 east of Interstate 85 in the County and May 1 through May 31 west of Interstate 85 in the County. This extended time will allow sufficient time for the Animal Control Officers to properly inspect dog licenses in the County.

Ms. Everett stated she had received several calls from citizens in the rural areas who were concerned about having to keep their animals confined for a month. She asked if the County could be divided into four sections, and have a two week confiment period for each section.

Mr. Mellick said he was reluctant to divide the county into four sections because it is difficult for a lot of people to distinguish "east" or "west" of I-85 now, and he felt it would confuse things even more.

The following people spoke in opposition to the amendment:

1. Freeman Browning - stated the confinement period for a dog which is not accustomed to being confined was inconvenient and ridiculous. He stated it was time that the citizens had some consideration and respect from the Board.

2. Thomas Van Pelt - stated he had a problem with the ordinance as far as it pertained to him; he said he had a large dog that he didn't chain up. The dog is a watch dog and Mr. Van Pelt stated he hated to restrict the dog.

Mr. Clay asked if the dog stayed on Mr. Van Pelt's property? Mr. Van Pelt stated he stayed on the property most of the time.

Mr. Mellick stated that there was a misunderstanding of the ordinance. If the dogs stayed at home, and their license are on them, there was no need to confine the dogs.

No one spoke in favor of the amendment.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr.Bracey, Mr. Moody, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye",

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Section 4-17 of the Dinwiddie Code shall be amended to read as follows, and in all other respects be reordained:

Section 4-17. Running at large generally.

(a) For the purposes of this section, a dog shall be deemed to run at large while roaming, running or self hunting off the property of its owner or custodian and not under its owner's or custodian's immediate control.

(b) No person residing in the county on the east side of U.S. Interstate 85 shall cause or permit any dog owned or kept by him to run at large in the county during the period of April first through April thirtieth of each year and no person residing in the county on the west side of U.S. Interstate 85 shall cause or permit any dog owned or kept by him to run at large in the county during the period of May first through May thirty-first of each year.

(c) No person shall knowingly cause or permit any female dog in heat to run at large in the county at any time. Evidence that such person was previously informed by the animal warden or any other person that the dog is in heat shall create a rebuttable presumption that such person knowingly allowed the dog in question to run at large in violation of this subsection.

(d) Any person who permits a dog owned by him to run at large or remain unconfined, unrestricted or not penned up during times mentioned in this section shall be deemed to have violated the provisions of this section.
(Code 1970, SS 4-8 -- 4-10; Ord. of 4-18-79; Ord. of 2-17-82; Ord. of 12-17-86)

Cross reference - Running at large in certain residential areas, S 4-22.

State law reference - Authority for subsections (b) and (c) above and provisions similar to subsections (a) and (d), Code of Virginia, S 3.1-796.63.

This Ordinance shall be immediately effective as of this 3rd day of March, 1993.

IN RE: APPOINTMENTS -- SUBDIVISION COMMITTEE

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. Oscar L. Edwards, is hereby appointed to the Dinwiddie County Subdivision Committee from District #2.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. John L. Melvin, is hereby appointed to the Dinwiddie County Subdivision Committee from District #5.

IN RE: APPOINTMENTS -- CERTIFICATION COMMITTEE

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

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. William Tucker, Mr. J. Kimbrough Jones, Mrs. Minna Fisher, and Mr. Harold M. Walker are hereby reappointed to the Dinwiddie County Certification Committee, for a four year term to expire September 30, 1996.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator informed the Board that if they were still interested in making site visits to the courthouses that New Kent, Amelia, and Prince George would be the ones to visit. The Board agreed; March 24, 1993 was set for the tentative date.

2. The Assistant County Administrator asked the Board if they wanted to meet for a budget session on Wednesday March 17, 1993 after the regular Board meeting. The Board members agreed.

3. The County Administrator stated he had included a letter in their Board package information from the County Attorney, Paul C. Jacobson, regarding the legality of members of the County Board of Supervisors and County administrative employees participating as bidders at a public auction in which the Dinwiddie School Board proposes to dispose of surplus personal property.

3. The Crater Juvenile Detention Commission has decided upon the recommendation of the Executive Director to change the name of the facility to more accurately reflect the fact that they are not just providing detention. The mission of the organization has changed. It is now to be called, Crater Youth Care Commission, pending a one month period for comment and notification from local governing bodies.

IN RE: SEWER LINE EASEMENT

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the County Attorney was authorized to advertise for a public hearing the conveyance of land from the County for a sewer line easement to the Dinwiddie County Water Authority.

IN RE: BOTTLED WATER DISPENSER -- HEALTH DEPARTMENT

The Health Department personnel have requested a bottled water dispenser. The Assistant County Administrator told the Board that unfortunately they did not have money in the budget to handle the cost.

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the Board approved the request by the Health Department personnel to place a bottled water dispenser at the Health Department to be paid for by the County until the cost can be placed in their 1993-94 budget.

IN RE: BOARD MEMBER COMMENTS

Ms. Everett asked the Commissioner of Revenue if she had a report on the meals tax revenue for the month. She replied no but she would call the Board members as soon as she had the information.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; and Section 2.1-344(a) (7) Legal; the Board moved into Executive Session at 8:07 P.M. A vote having been made and approved, the meeting reconvened into Open session at 10:05 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: RESOLUTION -- AMENDMENT TO CONSTRUCTION AND OPERATIONS CONTRACTS FOR MATERIALS RECOVERY FACILITY AND CO-COMPOSTING FACILITY

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye",

BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County ("Board") hereby adopts and approves the proposed Amendment to the Construction Contract for Materials Recovery Facility and Co-Composting Facility and the Operations Contract for Materials Recovery Facility and Co-Composting Facility, each between the County and Virginia Bio-Fuels Corporation, dated March 4, 1993 (the "Amendment to Contracts"); and

BE IT FURTHER RESOLVED, that the Board authorizes and directs the County Administrator, the Chairman or the Vice Chairman of the Board to execute and deliver the Amendment to Contracts in substantially the form presented to this Board at this meeting, with such changes, amendments or modifications as either of them may deem necessary, whose execution thereof shall be conclusive as to such approval, ratification and confirmation.

This resolution shall be immediately effective.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 10:02 p.m.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD AT THE HOME PLACE RESTAURANT, DINWIDDIE COUNTY, VIRGINIA, ON THE 3RD DAY OF MARCH, 1993, AT 5:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: WORKSHOP SESSION -- 1992-93 -- SCHOOL BOARD BUDGET

The Board held a dinner meeting to discuss the 1993-94 School Board budget proposal. The School Board reviewed with the Board their major items of concern and the status of their space needs study.

IN RE: ADJOURNMENT

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the meeting adjourned at 7:10 P.M.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 17TH DAY OF MARCH, 1993, AT 2:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	DANIEL SIEGEL	COUNTY ATTORNEY
	PAUL JACOBSON	COUNTY ATTORNEY
	BENNIE M. HEATH	SHERIFF

IN RE: MINUTES

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the March 3, 1993 Regular Meeting and the March 3, 1993 Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, 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 #23075 thru #23209, (void checks #23074): General Fund - $69,966.41; E911 - $4,705.66; Self Insurance - $1,589.34; CDBG - $46.22; Capital Projects - $7,027.23; Fire Programs Fund - $1,970.00 for a total of $85,304.86.

IN RE: AMENDMENTS TO AGENDA

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following amendment was approved.

Move: 7. a. County Attorney to number 13. a. on the agenda

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, was not present.

IN RE: TREASURER -- REPORT

Mr. William E. Jones provided his reports for the month of February.

IN RE: SHERIFF -- REPORT

Mr. Bennie M. Heath, Sheriff, stated he had nothing to report.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, submitted the report for the month of February.

IN RE: SWINE CLAIM -- CORNELIUS W. PARHAM

Mr. Mellick presented to the Board a swine claim from Cornelius W. Parham for five swine in the amount of $399.00.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the swine claim for Ms. Cornelius W. Parham for five swine in the amount of $399.00 was approved.

IN RE: SHEEP CLAIM -- L. MEADE HARRISON

Mr. Mellick presented to the Board a sheep claim from L. Meade Harrison for fifteen sheep and one ewe in the amount of $1,120.00.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the sheep claim for Mr. L. Meade Harrison for fifteen sheep and one ewe in the amount of $1,120.00 was approved.

IN RE: DIRECTOR OF PLANNING

1. Mr. Leonard Ponder, Director of Planning, stated he did not have a formal report but he did have some information from the U.S. Army Corps of Engineers on "Property Owner's Guide to Wetlands Permits" and "Recognizing Wetlands". Mr. Ponder stated he was going to order some more of the brochures from the Corps of Engineers because he felt the information was both needful and helpful for the citizens and the County.

2. Mr. Ponder updated the Board on the West Petersburg project. He stated there was to be a meeting tomorrow night regarding the streets to be identified as cul-de-sacs. He said he has had several meetings with contractors in the past week to do the rehab work and things are moving smoothly with the project.

3. Mr. Bracey asked about the status of the community profile for the County. Virginia Power is still committed to working on it.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, informed the Board she didn't have a report, but she thanked Mr. Cashwell for the tour of Eastside School.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Richard Vaughn, Superintendent of Schools, had these comments:

1. The School Board is on schedule with declaring surplus items for approval for the April School Board meeting.

2. A pilot breakfast program will be started April 1, 1993 at Southside, Dinwiddie Elementary, and Sunnyside for students who qualify. The students who qualify for lunch assistance are also eligible for breakfast assistance.

3. The School Fire Inspections requirements and follow up will be handled by Mr. Jim Hutchenson and Mr. Charles Chambers.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, was not present for the meeting but called and said that if anyone had any questions to call the office and she would report back to the Board.

Mr. Haraway stated the residents on Sunset Drive between Route 226 and US #1 highway are complaining about the number of trucks that are going through that subdivision and they would like to know if a sign could be put up there saying "no through trucks".

Ms. Everett stated she had a letter from the residents also complaining about the log trucks using the cut-through. She said the log trucks come down Ferndale Road and they turn on to Route 226 and when they get to US #1 they are having a hard time turning on to highway #1. They also have a problem coming from the other direction turning on to Route 226. She stated there was a real problem at those intersections and something needed to be done about the situation.

IN RE: RECREATION DIRECTOR -- REPORT

1. Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of February, 1993.

2. Mr. Rinaldi informed the Board that work on the ball fields would resume as soon as there was a break in the weather.

3. He stated that there had been some very good publicity on the inside hockey program.

4. Mr. Rinaldi stated there was not going to be a soccer program offered this spring because the coaches needed a break. He told the Board that they would be using this time to work on the soccer fields.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

1. David W. Nichols, Public Safety Officer, submitted his reports including the Fire Department's and Rescue Unit's responses for the month of February, 1993.

2. Mr. Nichols asked the Board for authorization to advertise an Ordinance to allow the Building Inspector to require installation of Fire Hydrants before issuing a building permit for any building which is not a one or two family dwelling.

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the Public Safety Officer was authorized to advertise the proposed ordinance to require installation of fire hydrants before issuing a building permit for any building which is not a one or two family dwelling.

3. Mr. Nichols explained to the Board that the County needed to revise the Emergency services ordinance to provide cost recovery provisions for "real" or "suspected" hazardous materials incidents. He said if response units were dispatched in a nonhazardous situation which had all the earmarkings of a hazardous situation now the County would not be able to recoup funds expended, if "real or suspected", is not in the County code.

The Assistant County Administrator stated it has been a real problem in the past. When you have an incident and you can't wait or you want the State to come down and there is an hour lag time for them to get down here and you have to do some things or take some action to protect the citizens; so the County does need to be able to recover the costs because at that point it is the County's responsibility.

The County Administrator asked the Public Safety Director if the ordinance would have any teeth in it to the extent of having penalties or fines if someone would not comply. The County Attorney responded that that was a different issue. The main issue was that the County be allowed to seek reimbursement for its expenses incurred. There is a State statute which allows counties to do so in cases of nuisances and nuisances include in that statute "hazardous materials situations". Therefore there is good authority for the Public Safety Officer's request. Mr. Jacobson told the Board if they wanted him to he would look into a criminal statute he would look into it also. The Board felt it would be wise to include the criminal statute with the ordinance advertisement to be all inclusive. The Board instructed the County Attorney to postpone advertising until all the fines/penalties have been included.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, submitted his report for the month of February to the Board. Mr. King told the Board he was going to extend the hours at the landfill for Spring cleaning until 6:00 P.M. on week days.

The County Administrator extended congratulations to Mr. King and Donna on their new addition to the family, Dane King, their son.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, submitted his report for the month of February.

IN RE: APPOINTMENT -- RECREATION ADVISORY COMMITTEE

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Ms. Sandra S. Buyalas, is hereby appointed to the Dinwiddie County Recreation Advisory Committee from District #3.

IN RE: APPOINTMENT -- INDUSTRIAL DEVELOPMENT AUTHORITY

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. Robert Wallace, is hereby reappointed to the Industrial Development Authority for District #5 for a four year term ending February 28, 1997.

IN RE: SALE OF TIMBER ON 7 ACRES BEHIND ROHOIC SCHOOL

The County Administrator told the Board that he had received information back on an issue, the timber sale, on the seven acres behind Rohoic School. He stated he had been approached by an adjacent landowner, Mrs. Gladys Brown, who is also interested in having her property timbered. But unfortunately the contacts she made told her it would not be advantageous for them to cut her property alone. Ms. Brown called and asked if the County might wish to collaborate with her on the effort. The Administrator stated he had contacted, Mr. Wallace Newman, Department of Forestry, and he looked at the property. The County Administrator said Mr. Newman said the timber is quite marketable. Mr. Newman advised that if the County should so desire, the wood is good, the market is good, and it is a good time to market the timber. The Board authorized the County Administrator to go ahead with bids.

Mr. Haraway expressed concern about the school situation and the safety of the children with trucks entering the property. Mr. Haraway asked if it could be made part of the bid to wait until summer to have the timber cut? Mr. Bracey felt it would hinder the bid process and Mr. Clay expressed the same concern.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the County Administrator was authorized to proceed with bids for cutting the timber on the seven acres behind Rohoic School to include Mrs. Gladys Brown's property.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator advised the Board he had received a letter from the VDOT in regard to the Revenue Sharing Program which is basically a 50/50 program where the County would share on a 50% basis for any such project. The annual allocation for the State funds is limited to $10 thousand, $20 million in the entire program for industrial development. The County does not have anything at the present time for that program, but if the Board has anything in mind, the deadline for submittal is April 30, 1993.

2. The County Administrator stated that a letter from Virginia Power concerning the Clover to Carson transmission line was included in the Board packet and if they had any further questions to call them.

3. The County Administrator said he had received two estimates on reupholstering the chairs in the Board meeting room and the executive meeting room ranging from $90 to $180 per chair. He asked for authorization to look into it further. The Board agreed.

IN RE: TREASURER'S ACCOUNTABILITY STATEMENT

The Assistant County Administrator told the Board that the County has an official audit which has not been approved by the State but the State gave Robinson, Farmer, Cox Associates authority to release the audit. When the audit is released there is a requirement by the State to

publish the Treasurer's Accountability report and she asked for authorization to advertise the report.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the County Administrator was authorized to advertise the Treasurer's Accountability Statement for fiscal year ending, June 30, 1992.

IN RE: COUNTY HEALTH INSURANCE

The Assistant County Administrator informed the Board that the County had received notice of the health insurance increase for the upcoming year from Local Choice with Blue Cross and Blue Shield. The increase is 12.2%. She stated the staff had looked for other options and had found one real good option and another possibility and with that knowledge Administration would like to have authorization to communicate with the Local Choice program that the County wants to get out of their program and go out for bids. Ms. Weber said notification to Local Choice had to be done before the end of March.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the County Administrator was authorized to notify the Local Choice Program that the County wants to be removed from their health insurance program and also to solicit for bids for health insurance.

IN RE: LAKE CHESDIN BOAT LANDING PIER REPLACEMENT

Ms. Wendy Weber, Assistant County Administrator, informed the Board that the boat landing pier at Lake Chesdin was removed in December. The boat landing is State property, the land is State property, the pier is State property and the responsibility is that of the State of Virginia--not Dinwiddie County. In the past several years, the County has assisted by providing a service to cut the grass, pick up litter and take care of the bathroom facilities. Last summer, representatives from the Department of Game and Inland Fisheries met with the County to discuss improvements which needed to be made at the boat landing which included replacement of the pier. Ms. Weber stated she felt an agreement had been worked out to install a stationary pier and continue operations as they have been in the past. She stated that there were a couple of items in the agreement that she was concerned about which she would like to work out with the County Attorney. Ms. Weber said for some reason the State does not want to do the project of replacing the pier. The State will reimburse the County for the construction of the pier. Ms. Weber stated she had a problem with a portion of #4 on the agreement, the minimal security section:

4. The County of Dinwiddie may charge a parking fee not to exceed $2.00 plus Virginia State tax per vehicle with minimal security provided during normal operating hours. A season pass for parking at some rate of savings is not only authorized but encouraged.

Ms. Weber stated that all throughout the County's agreement, the County has not provided any security and is not responsible for security in any way. The individual there is not there to provide security to boats or trailers or cars or anything that is parked there. She stated that the wording bothered her and she did not want the County to get into accepting any responsibility for security. Ms. Weber stated that there is nothing different in the agreement except the security clause. But again the County is only doing the contracting; it is not the County's pier and the State will reimburse the County for it. She asked for authorization to work on the agreement and proceed with the construction of the pier.

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the County Administrator was authorized to move ahead with the amendment to the Cooperative Agreement with the Department of Game and Inland Fisheries to operate and maintain the Lake Chesdin Boat Landing and to have the pier replaced as soon as possible with full reimbursement by the State.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T.O. Rainey, III, Commonwealth Attorney, stated he had nothing to report but would be happy to answer any questions. He stated his firm has donated a copier to the County and he was asking the County to pick up the maintenance. The Assistant County Administrator stated the bill has been paid out of his existing budget because it was signed and submitted for payment. She was not sure how it would affect his overall budget. Mr. Rainey stated he could take care of it.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Clay stated he had a request from the Town of McKenney to purchase one of the Sheriff's old cars when the new ones arrive, specifically Mr. Mathias' car.

2. Mr. Clay stated the tour of the Co-composting Plant was extremely good and encouraged the citizens to go out and inspect the facility.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; and Section 2.1-344(a) (7) legal; the Board moved into Executive Session at 3:15 P.M. A vote having been made and approved, the meeting reconvened into Open session at 4:10 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: RESOLUTION -- SOLID WASTE DISPOSAL FACILITY LEASE REVENUE BONDS

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

WHEREAS, the Industrial Development Authority of Dinwiddie County, Virginia (the "Authority") is proposing to issue its $1,230,000 Solid Waste Disposal Facility Lease Revenue Bonds (Dinwiddie County Materials Recovery and Co-Composting Project), Series 1993 (the "Bonds") for the purpose of financing the construction of a building (the "project") to be used by the county as a solid waste disposal facility; and

WHEREAS, in order to proceed with the issuance of the Bonds, the Board of Supervisors (the "Board") of the County of Dinwiddie, Virginia (the "County") has been advised that it is necessary to lease the land (the "land") on which the Project will be undertaken to the Authority pursuant to a Lease to be dated as of March 1, 1993 (the "IDA Lease"); and

WHEREAS, the Authority will lease the Project to the County pursuant to a lease to be dated as of March 1, 1993 (the "County Lease"), the rental payments on which are designed to be sufficient to pay the principal of, or premium on, if any, and interest on, the Bonds; and

WHEREAS, the County's obligations to make rental payments under the County Lease will be subject to annual appropriation and will not constitute a debt or a pledge of the full faith and credit of the County within the meaning of any Constitutional or Statutory provision; and

WHEREAS, there have been presented to this meeting the forms of the following documents (the "Documents"):

a. the IDA Lease pursuant to which the County will lease the Land to the Authority; and

b. the County Lease pursuant to which the County will lease the Project from the Authority.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA:

1. The execution, delivery and performance of the Documents are hereby authorized, directed and approved. The Documents shall be in substantially the forms submitted to this meeting, as hereinabove recited, with such changes, insertions or omissions as may be approved by the Chairman or Vice Chairman of the Board, whose approval thereof shall be conclusively evidenced by the execution and delivery of the Documents by such person with such changes, insertions or omissions.

2. The County's obligations to make payments to the Authority under the County Lease are subject to annual appropriations by the Board. Nothing in this Resolution, the Bonds or the County Lease shall constitute a pledge of the full faith and credit of the County.

3. This Resolution shall be effective upon its adoption.

IN RE: RESOLUTION -- AMENDMENT TO CONSTRUCTION AND OPERATIONS CONTRACTS FOR MATERIALS RECOVERY FACILITY AND CO-COMPOSTING FACILITY

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

RESOLVED, that the Board of Supervisors of Dinwiddie County (the "Board") hereby adopts and approves the proposed Amendment to the Construction for Materials Recovery Facility and Co-Composting Facility and the Operations Contract for Materials Recovery Facility and Co-Composting Facility, each between the County and Virginia Bio-Fuel Corporation, joined in by Gentry Well Works, Inc., dated March 17, 1993 (the "Amendment to Contracts") which contains, among other items, changes to the definition of "Permitted Waste", amendments to the "Contract Price" in the event of failure to satisfy the "Evaluation Criteria", provisions relating to escrow payments, provisions related to annual and monthly lease payments, additional payments from the sale of electricity or certain minimum payments therefore, increases in the credit amount for the "Tipping fee" paid by the County, changes in the termination date of the "Test Period" and the addition of Gentry Well Works, Inc. as an additional party to the Construction Contract referred to above for purposes of compliance with license issues; and

RESOLVED FURTHER, that the Board of Supervisors of Dinwiddie County, Virginia authorizes and directs the County Administrator, the Chairman or the Vice Chairman of the Board to execute and deliver the Amendment to Contracts in substantially the form presented to this Board at this meeting, with such changes, amendments or modification as either of them may deem necessary, whose execution thereof shall be conclusive as to such approval, ratification and confirmation.

This resolution shall be immediately effective.

IN RE: RECESS

The Chairman declared a recess at 4:14 P.M. The meeting reconvened at 4:20 P.M. for the budget workshop session.

IN RE: BUDGET WORKSHOP

The Board met to review department proposals for the 1993-94 budget.

The Assistant County Administrator advised the Board that the Dinwiddie Volunteer Rescue Squad, Namozine Fire and Rescue and the Ford Volunteer Fire Department would like to meet with the Board to discuss their proposal for providing emergency medical services in the County.

She also informed the Board that they have located what they feel is the problem causing an odor at the Courthouse, and professional services will be needed to clean the attic space under the roof over the General District Court Clerk's Office. To remove all the material and decontaminate the area is estimated at a cost not to exceed $3,000. The work will be completed as soon as possible.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the meeting adjourned at 6:00 P.M. to be continued until 9:30 A.M., March 24, 1993, when the Board will meet at the Pamplin Administration Building and then travel to Prince George County and New Kent County to view their courthouse facility; then they will return to the Pamplin Administration Building for a budget workshop.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy S. Weber
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 24TH DAY OF MARCH, 1993, AT 9:30 A.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4

IN RE: TOUR OF COURTHOUSE FACILITIES

The Board met at 9:30 A.M. to travel to Prince George and New Kent Counties to view their Courthouse facilities.

IN RE: BUDGET WORKSHOP

The Board met with the School Board to discuss the 1993-94 proposed School Board budget. Mr. Joe Hubbard, Finance Officer, reviewed the highlights of the budget document.

At the end of the discussion, the Board decided to continue their budget workshop session on Wednesday evening, March 31, 1993 at 6:30 P.M., at which time the meeting will begin with a presentation from the EMS organizations in the County.

IN RE: APPOINTMENT OF SECRETARY II

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", Mrs. Charity Taylor was appointed to the position of Secretary II, effective April 5, 1993 at a beginning salary of $14,517, Grade 6, Step A1.

IN RE: LAKE CHESDIN BOAT LANDING -- RENEWAL OF OPERATION FOR 1993

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the contract to operate the Lake Chesdin Boat Landing was renewed with Mr. Frank Blaha, for 1993, with the same conditions and agreements as stated therein.

IN RE: TIMBER SALE

At the request of an adjacent property owner, the Board expressed an interest in having a joint timber sale on approximately 7 acres owned by the County near Rohoic Elementary School. To ensure a good sale for the County, the Board authorized the County Administrator to obtain competitive bids for a forest consultant service to handle the sale for the County. The cost was estimated to be $1,200 to $1,400 or less.

IN RE: ADJOURNMENT

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the meeting adjourned at 9:35 P.M. to be continued until March 31, 1993 at 6:30 P.M., for a budget workshop session, at the Pamplin Administration Building.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy S. Weber
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 31ST DAY OF MARCH, 1993, AT 6:30 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4

IN RE: BUDGET WORKSHOP

The Board met in a workshop session to discuss the 1993-94 proposed County budget.

At the end of the discussion, the Board decided to continue their budget workshop session on Wednesday afternoon, April 7, 1993 at 4:00 P.M. at the Pamplin Administration Building.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the meeting adjourned at 9:50 P.M. to be continued until April 7, 1993 at 4:00 P.M., for a budget workshop session, at the Pamplin Administration Building.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy S. Weber
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 7TH DAY OF APRIL, 1993, AT 7:30 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the March 17, 1993, Regular Meeting, March 24, 1993, Continuation Meeting, and the March 31, 1993, Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #23211 thru #23467, (void checks #23210 and #23330); General Fund - $298,108.27; E911 - $160.81; Self Insurance - $5,195.91; CDBG - $48.00; Capital Projects - $27,830.62; Law Library - $52.64; Law Enforcement - $373.13; for a total of $331,769.38.

IN RE: CITIZEN COMMENTS

1. Margie Ingram told the Board she was concerned about the budget. She said the Board needs to consider the older people in the county. Instead of giving it all to the children, give more to the Rescue Squad, Fire Departments, and Sheriff's Department.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", the following amendment was approved.

REMOVE: 14. Executive Session - 1. Personnel
2. Acquisition of Property

IN RE: PUBLIC HEARING -- P-93-1 -- ROSLYN FARMS CORPORATION

This being the time and place as advertised in the Monitor Newspaper on March 24, 1993, and March 31, 1993, for the Board of Supervisors to conduct a public hearing to consider the rezoning request of Mr. Robert Walker that Tax Parcel 21(4)2, situated on Weakley Road near Ingram Book Company be rezoned from A-2 to M-1 .

Mr. Leonard Ponder, Director of Planning, told the Board that Mr. Robert Walker has requested that Tax Parcel 21(4)2, situated on Weakley Road near Ingram Book Company be rezoned from A-2 to M-1 for the purpose of locating a cellular communication tower on that site.

Mr. Walker avers that because of the minimal height of the tower, one hundred eighty (180) feet, and the commercial and industrial nature of adjacent properties, this rezoning is reasonable and practical.

The issue before the Board of Supervisors is whether a rezoning to M-1 is reasonable and appropriate for this parcel. In light of the rezoning in the past in this area to industrial uses and the prospect for more rezoning in the future because of the railroad and the obvious changing nature of the area, the Planning Commission at its March 3, 1993

meeting recommended unanimously that P-93-1 be approved. Staff concurs with the recommendation.

Mr. David Bullock representing Centel Cellular explained the location and technical structure of the tower.

No one spoke in opposition to the rezoning request.

Mr. Ponder stated there was no opposition at the Planning Commission meeting.

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Tax Parcel 21(4)2, of the Dinwiddie County Zoning Maps situated on Weakley Road near Ingram Book Company is amended by changing the district classification from Agricultural General A-2 to Industrial, Limited M-1 for the purpose of locating a cellular communication tower on that site. In all other respects, said zoning ordinance is hereby reordained.

IN RE: PUBLIC HEARING -- C-93-1 -- ROSLYN FARMS CORPORTION

This being the time and place as advertised in the Monitor Newspaper on March 24, 1993, and March 31, 1993, for the Board of Supervisors to conduct a public hearing to consider the request of ROSLYN Farms Corporation for a conditional use permit that would allow them to construct a two hundred (200) foot tall self-support cellular communication tower on Tax Parcel 21-(4)-2, located on Weakley Road adjacent to Wythe Park Power and Ingram Book Company.

Mr. Leonard Ponder, Director of Planning, told the Board that the staff has long held that the establishment of towers such as these is a result in increased development and the increased communication needs of business and consumers. This is still the case. This tower is however in a more densely populated area than in the past and more caution must be used in the placement of this tower. The following conditions will reflect that caution.

1. The tower will be restricted to a maximum height of one hundred eighty (180) feet.

2. The base of the tower will be situated on the site to be at least one hundred thirty (130) feet from any habitable structure or from the edge of pavement of Weakley Road.

3. The tower and any buildings will be fenced in with an eight (8) foot high chain link fence with a three (3) strand barb wire top.

4. The entrance gate will be locked at all times.

5. Since this site will be very visible, a landscaping plan must be submitted and approved before a Certificate of Occupancy is issued.

6. If the towers should become inoperative for more than twelve (12) months the current owner shall be responsible for taking the tower down.

7. A copy of any FAA approval must be on file before a Certificate of Occupancy is issued.

8. A gate will be required within fifteen (15) feet of the intersection of Weakley Road and the access road to the tower and will remain locked at all times.

9. If any property owner should have any interference problems with his or her electrical communications equipment which is confirmed by the County Planning Department to have been caused by this tower, Centel Cellular will investigate the problem, devise a solution, and replace any damaged equipment attributable to that problem.

10. The conditional use permit must be reviewed at least every two years for compliance with stated conditions.

Mr. David Bullock, representing Centel Cellular was present to answer questions. Mr. John Boswell and Ms. Margie Ingram asked questions concerning the danger of the tower falling and the responsibility of the property owner. Ms. Everett asked how many more towers were being proposed in Dinwiddie County.

No one spoke for, or, in opposition to the conditional use permit.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOVLED by the Board of Supervisors of Dinwiddie County, Virginia, that the conditional use permit request of Roslyn Farms Corporation to allow them to construct a two hundred (200) foot tall self-support cellular communication tower on Tax Parcel 21-(4)-2, located on Weakley Road adjacent to Wythe Park Power and Ingram Book Company is approved with the conditions recommended by the Planning Commission.

IN RE: PUBLIC HEARING -- A-93-3 -- ROAD NAME CHANGE ORDINANCE

This being the time and place as advertised in the Monitor Newspaper on March, 1993, and March, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of adopting an Ordinance to amend Chapter 17.5 of the Dinwiddie Code, Section 17.5-27 providing for an application for street name change to be submitted directly to the Board of Supervisors for approval in the discretion of the Board or repealing Section 17.5-27 in its entirety.

The County Attorney, Daniel Siegel, read the two following proposed ordinances for the Board's consideration:

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Section 17.5-27 of the Dinwiddie Code shall be amended to read as follows, and in all other respects be reordained:

Section 17.5-27. Street Name Changes.

Any person who wishes the name of an existing street, road or alley outside the corporate limits of any town to be changed shall submit an application therefore in writing to the Board of Supervisors, stating the reason or reasons supporting such request. Any such application shall be accompanied by a proposed resolution of the Board of Supervisors, taking into account historical and any other factors which it may deem significant, shall be by a duly adopted resolution.

State law reference - Code of Virginia, Section 15.1-379.

Option #2

An Ordinance to amend Chapter 17.5 of the Dinwiddie Code, by repealing Section 17.5-27 in its entirety.

BE IT ORDAINED that Section 17.5-27 is repealed in its entirety.

This Ordinance shall be immediately effective as of this 7th day of April, 1993.

Mr. Freeman Browning stated he felt the Board should change Halligan Park Road to Halifax Road because of its historical backing and the letter he presented from the Historical Society.

Mr. George Hobbs asked "Where is the power of elected officials?" Mr. Hobbs said the Board had the power to change the 50% requirement to 75% overnight but didn't have the power to change Halligan Park Road back to Halifax Road. He stated he had documentation to prove that the name Halifax Road went back over 200 and some years. He told the Board that they allowed one man to change the road name to his Grandfather's name with no petition and no signatures. Mr. Hobbs asked if Johnny Clements had this much control over the Board that he had them under control.

Mr. Clay responded that Mr. Clements had no control over the Board; the option to change the road names was advertised in the paper and Mr. Clements requested the change. Mr. Clay asked Mr. Hobbs, if everyone was

so upset over the name of the road then why was it that the only ones complaining were him and Mr. Browning.

Mr. Hobbs said the others who signed the petition were waiting to see what happened.

No one else spoke for, or, in opposition to the ordinance.

Mr. Haraway stated at the present time Section 17.5-27 outlines procedures for any persons that wishes to change an existing road name to go through the Planning Commission and then submit it to the Board of Supervisors. If we approve the amendment before us tonight, the Planning Director and the Planning Commission will be left out of the process which will result he felt, in the following:

1. The background work in all probability, will not be as detailed and the Board will have biased information.

2. The Board of Supervisors will receive requests that are going to cause a lot of discussion that would not be necessary if the proposed name change had gone through the Planning Director and the Planning Commission.

3. There will be additional costs associated with road name changes.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr.Bracey, Mr. Moody, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye",

BE IT ORDAINED that:

Section 17.5-27 (5) of the Dinwiddie Code shall be amended to read as follows:

(5) In order to expedite the implementation of the enhanced 911 emergency system and to maintain the integrity and accuracy of the county's street maps (furnished to all police, fire and rescue units), a moratorium shall be in effect until April 7, 1997.

This Ordinance shall be immediately effective as of this 7th day of April, 1993.

IN RE: PUBLIC HEARING -- A-93-10 -- FIRE HYDRANT ORDINANCE

This being the time and place as advertised in the Monitor Newspaper on March 24, 1993, and March 31, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of adopting an Ordinance to amend the Dinwiddie Code, Section 6 by adding Plans Review for Section 6-24 Fire Protection and Fire Hydrant Requirements.

Mr. David Nichols, Public Safety Officer, presented the following ordinance to the Board for their consideration:

It shall be the responsibility of the fire marshall to assist the building inspector in the review of construction plans for compliance with the fire protection provisions of the Uniform Statewide Building Code, the Statewide Fire Prevention Code, and any other applicable statutes, codes or regulations, prior to the issuance of a building permit. During the site and/or construction plans review process for new construction, or alteration thereof or change in use as originally permitted of any building or structure other than detached one and two family dwellings, the building inspector shall have the authority to require the installation of fire hydrants as he deems necessary to have water available for fire fighting purposes. The need for such fire hydrants will be determined by the use and size of the structure involved and the availability of water in the area of the property. The number of fire hydrants, their placement and the desired flow shall be determined by regulations established from nationally recognized standards.

State law reference - Authority for above section, Code of Virginia 15.1-510, 27-97, 27-98 and 36-98, Volume I New Construction Code, Virginia Uniform Statewide Building Code; S 1015.1 BOCA National Building Code/1990 Edition.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye",

BE IT ORDAINED that Chapter 6 of the Dinwiddie Code shall be amended to add Section 6-24 as presented.

This Ordinance shall be immediately effective as of this 7th day of April, 1993.

IN RE: APPOINTMENTS -- OFFICE ON YOUTH COMMISSION

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that the following people, are hereby appointed to the Dinwiddie County Youth Services Citizens Board or Youth Commission:

AGENCY REPRESENTATIVES:

Patsy Barnes	Extension Services	5/91	5/94
Pat Perkins	Social Services	5/91	5/94
*Carla Jones	Probation Counselor	5/93	5/95
Blair Warden	Mental Health Services	5/92	5/95
**George Rivers	Dinwiddie Deputy (DARE)	5/93	5/96
**Sharon Yates	Middle School Teacher	5/93	5/96
**Jeanne O'Brien Nunnally	Elementary Teacher	5/93	5/96

CITIZEN REPRESENTATIVES:

Gene Winfield	Winfield Plumbing	5/92	5/95
*Cindy Olgers	Olger's Taxidermy	5/93	5/95
***Wanda Johnson**	Fort Lee	5/93	5/96
***Charlie Hawkins**	Retired	5/93	5/94
****Kenneth Hawkes**	Postal Worker	5/93	5/96

YOUTH:

***Matt Hume**	Student	5/93	5/94
***Courtney Warf**	Student	5/93	5/94
***Jay Ragsdale**	Student	5/93	5/94
**Sharmonique Taylor	Student	5/93	5/94
**Shavaris Parham	Student	5/93	5/94
**Cindy Conn	Student	5/93	5/94

***BOLD** Current members for re-appointment

*Completing unexpired term for a member resigning

**New persons now being recommended for appointment

Others fulfilling term

IN RE: RESIGNATION -- M. KENNETH WRIGHT

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Bracey, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", the resignation of Mr. M. Kenneth Wright as the representative to the District 19 Community Services Board is hereby accepted.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator assured the public that no committments have been made for the courthouse project and that the media would be notified before any final decisions were made.

IN RE: CRATER PLANNING DISTRICT COMMISSION'S EDA PLANNING GRANT GRANT -- $55,000

The County Administrator told the Board he had received the following letter from Ms. Martha Burton, Assistant to the Executive Director, Crater Planning District Commission.

The Commission has been notified that it is eligible to receive $55,000 in EDA Planning Funds, effective July 1, 1993. The application must be in on May 14. Once again Crater Planning Commission asked the Board to submit a letter of endorsement of the Commission's application.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Crater Planning District Commission's request of endorsement for $55,000 in EDA Planning Grants Funds was approved.

IN RE: RESOLUTION -- NATIONAL LIBRARY WEEK

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

WHEREAS, we are fortunate to have excellent library facilities available and convenient for our use in this community; and

WHEREAS, in books are stored the accumulated wisdom of the ages, and the individual, who does not read has very little advantage over the person who cannot read; and

WHEREAS, a special week of activities has been planned at Appomattox Regional Library to celebrate National Library Week, including Open House and Bedtime Storytime programs, all of which will be open to the public;

NOW THEREFORE, the Board of Supervisors of Dinwiddie County, Virginia does proclaim the week of April 18-24, 1993 as LIBRARY WEEK in Dinwiddie County, urging all citizens to visit their local branch of the Appomattox Regional Library during this special week to acquaint themselves with the many fine services offered; and further to join them in extending our commendation to those who have worked so diligently to make this institution an asset to our community.

IN RE: PROCLAMATION -- CHILD ABUSE PREVENTION MONTH

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following proclamation was adopted:

WHEREAS, the incidence and prevalence of child abuse and neglect have reached alarming proportions in the United States, where 35,583 reports of child abuse and neglect were reported and 9,242 were substantiated in Virginia during fiscal year 1991-92; where 35 of 122 reports in Dinwiddie County were substantiated and where there were 32 child fatalities related to abuse and neglect in Virginia in 1991-92;

WHEREAS, Virginia and Dinwiddie County face a continuing need to support innovative programs to prevent child abuse and assist parents and family members when child abuse occurs; and

WHEREAS, in Virginia and Dinwiddie County we have dedicated individuals and organizations who work daily to counter the problem of child abuse and neglect and to help parents obtain the assistance they need; and

WHEREAS, all children deserve freedom from verbal abuse, sexual abuse, emotional and physical abuse and neglect; and

WHEREAS, we believe all children deserve to have BLUE RIBBON DAYS, including loving hugs, warm homes, tender care, parents and adults who listen and promote self-esteem, give quality time, provide necessary food, shelter, clothing, medical attention; and

WHEREAS, it is indeed appropriate and fitting to focus attention upon the problem of child abuse and neglect in Virginia and Dinwiddie County;

NOW, THEREFORE, the Board of Supervisors of Dinwiddie County, Virginia does proclaim the month of April, 1993 as CHILD ABUSE PREVENTION MONTH in Dinwiddie County, and call upon our citizens to observe the month with appropriate programs, blue ribbons and other activities.

IN RE: DISABILITY SERVICES BOARD -- AMENDMENT

The County Administrator stated that there was a need for some modifications to the laws and by-laws of the Disability Services Board. The modifications were made to restrict the Disability Services Board to what the State Legislature fully intended, which was an advisory board in its capacity and not one involved in direct service delivery. The County Administrator stated the document presented was the amended laws and by-laws for the organization for adoption by the Board.

Mr. Daniel Siegel, County Attorney, told the Board after going through some of the background of this statute, while it is not stated in the statute that a public hearing is required, there is a reference somewhere in the statute to an ordinance adopted as an ordinance which would then bring in the public hearing requirement. The County Attorney stated it would be safer to do it that way, rather than to take a chance.

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the County Attorney was authorized to advertise for a public hearing to adopt the amended Disabilities Services Board laws and by-laws.

IN RE: RESOLUTION -- NATIONAL VOLUNTEER WEEK - APRIL 18-24, 1993

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

WHEREAS, the foundation of a humane and just society is the people's willingness to work together for the common good; and

WHEREAS, experience teaches us that government by itself cannot solve all of our nation's social problems; and

WHEREAS, our country's volunteer force of 94.2 million people is our greatest treasure; and

WHEREAS, only self-sacrificing individuals mobilized to help others can stem the tide of poverty, hunger, homelessness, spouse and child abuse, and other problems that afflict society; and

WHEREAS, the giving of oneself in service to another empowers the giver and the recipient; and

WHEREAS, volunteering creates an opportunity to better oneself; and

WHEREAS, it is the duty of all our citizens to honor our dedicated volunteers and celebrate the volunteer programs which contribute to the life of our communities throughout Dinwiddie County, Virginia;

NOW, THEREFORE, the Board of Supervisors of Dinwiddie County, Virginia does proclaim the week of April 18-24, 1993 as National Volunteer Week in Dinwiddie County, and urge their fellow citizens to observe this period by considering how they can devote a portion of their lives each week to people in need, or an important cause or group.

IN RE: VRS EARLY RETIREMENT -- DEBT FUND

The Assistant County Administrator told the Board that a new fund titled "VRS Early Retirement - Debt Fund" is needed to be established by the Board and $192,260 from the County's general fund moved to this account and stay there until the School Board draws upon this account to make their budgeted debt payment to VRS.

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Treasurer was authorized to establish the VRS Early Retirement - Debt Fund and transfer $192,260 from the General Fund into the VRS Debt Fund for future School Board payments to VRS.

IN RE: TIMBER SALE

The Assistant County Administrator said at an earlier meeting the Board had discussed the sale of timber on a 7 acre parcel of property the

County owns behind Rohoic Elementary School. The Board also included an adjoining property owner, therefore it was going to be a joint sale. Two out of the three foresters that have been contacted have come back and said they would not recommend including the adjoining property because it could cause the value of the County's timber to go down. The Assistant County Administrator said she understood it was being considered initially to accommodate the adjoining land owner. She stated she was bringing it back tonight to the Board to get guidance on whether the Board wanted to go forward with the sale of the timber. She asked the Board if they wanted to proceed with the sale of the timber or were they just trying to accommodate the adjoining land owner.

The consensus of the Board was to proceed with the sale of the timber the County owns without the adjoining property owner.

The Assistant County Administrator stated she would bring back the results of pursuing someone to handle the sale of the timber for the County for Board action.

IN RE: AUTHORIZATION TO ADVERTISE FOR PUBLIC HEARING -- EASEMENT FOR SEWER LINE AT DINWIDDIE COUNTY HIGH SCHOOL

The County Attorney asked the Board for authorization to advertise for a public hearing to convey an easement to the Water Authority for a right-of-way near the Dinwiddie County High School for a sewer line.

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the County Attorney was authorized to advertise for a public hearing to convey an easement to the Water Authority for a right-of-way near the Dinwiddie County High School for a sewer line at the May 5, 1993 meeting.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Moody stated he had received several calls from concerned citizens in regard to the sale of alcoholic beverages at the Fall Festival. He said the Board had not made any decision at this time, but he said he felt the Board should calm the people's nerves.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the sale of alcoholic beverages at the Fall Festival will not be pursued.

2. Ms. Everett welcomed the new Battlefield Park Superintendent, Mr. Mike Hill.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 8:41 p.m. to be continued to April 21, 1993 at 12:00 P.M.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy S. Weber
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 7TH DAY OF APRIL, 1993, AT 4:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	DANIEL M. SIEGEL	COUNTY ATTORNEY

IN RE: BUDGET WORKSHOP

The Board met in a workshop session to discuss the 1993-94 proposed County budget.

IN RE: RECESS

The Chairman called a recess at 6:00 P.M. The meeting recovened at the Home Place Restaurant for Executive Session.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; and Section 2.1-344(a) (3) Acquisition of property; the Board moved into Executive Session at 6:15 P.M. A vote having been made and approved, the meeting reconvened into Open session at 7:11 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 7:13 p.m.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy S. Weber
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 21ST DAY OF APRIL, 1993, AT 12:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	PAUL JACOBSON	COUNTY ATTORNEY

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (7) Legal; the Board moved into Executive Session at 12:00 P.M. A vote having been made and approved, the meeting reconvened into Open session at 1:47 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 1:47 p.m.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy S. Weber
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 21ST DAY OF APRIL, 1993, AT 2:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	PAUL JACOBSON	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the April 7, 1993 Regular Meeting and the April 7, 1993 Continuation Meeting are hereby approved in their entirety, with the correction as noted on page 2.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, 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 #23469 thru #23589, (void check #23468): General Fund - $139,935.22; E911 - $6,963.82; Self Insurance - $22,929.89; CDBG - $59.10; Capital Projects - $905.63; for a total of $170,793.66.

IN RE: AMENDMENTS TO AGENDA

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following amendment was approved.

Add: 13. Executive Session - 3. Industrial

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Mr. Harold Dyson, Assistant Resident Engineer, Virginia Department of Transportation, told the Board that Route 670, Duncan Road, from Rt. 1 1.8 miles would be closed two to three days to replace a large pipe and traffic would have to be detoured. He stated construction was scheduled for this summer.

The Board conceded.

Ms. Everett asked Mr. Dyson if anything had been done about the the log trucks using the cut-through from Route 226 onto Franklin and Sunset Streets. She stated the residents had asked that a "no thru truck sign" be erected because the roads were in poor condition and couldn't handle the large trucks.

Mr. Dyson explained that the Board would have to hold a public hearing and request that the VDOT conduct a traffic study to determine if the criteria would be met for a "no thru trucks sign" to be placed on these streets. That recommendation would then be forwarded to the Transportation Board for approval.

Mr. Haraway stated that a "no thru truck sign" was already up at Grant Street, and if that street met the criteria for the sign, then it stood to reason that Franklin and Sunset would also qualify.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the County Attorney was authorized to advertise for a public hearing on

May 19, 1993 a request for a "no thru trucks sign" for Franklin and Sunset Streets.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T.O. Rainey, III, Commonwealth Attorney, was not present.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, was not present.

IN RE: TREASURER -- REPORT

Mr. William E. Jones provided his reports for the month of March.

IN RE: SHERIFF -- REPORT

Mr. Bennie M. Heath, Sheriff, was not present.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, was not present but provided his report for the month of March.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, submitted his reports for the month of March.

IN RE: POULTRY CLAIM -- JEFF ZIEGENFUSS

Mr. Mellick presented to the Board a fowl claim from Jeff Ziegenfuss for 19 chickens in the amount of $114.00.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the fowl claim from Jeff Ziegenfuss for 19 chickens in the amount of $114.00 was approved.

IN RE: DIRECTOR OF PLANNING

Mr. Wayne Knox, Zoning Administrator, gave a brief update on issues the Planning Department is currently involved with.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, informed the Board that the Social Services Department was going to an automated system which was expected to help clients and expedite the eligibility process. She told the Board the Comprehensive Services Committee had met and she has been elected chairperson for the Committee.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Richard Vaughn, Superintendent of Schools, told the Board that the ramps had been installed at Southside and the water has been connected to the modular units at the Middle School. He also said they had been supplied the list which has been declared "surplus" by the school administration. The condition of items has not been stated -- many do not work, but someone may be able to use various parts in repairing other equipment.

The School Board authorized presenting the list to the Board of Supervisors for review. The following suggestions were made for its consideration:

1. Vehicles are located at the Vehicle Maintenance Facility (bus garage) on Route 627. All other items are located at McKenney Elementary School. The majority of bidders are interested in only one category (either vehicles, or furniture and equipment) and aren't too anxious to wait around while one category is being handled. Both auctions could be handled the same day, but with specific starting times. The vehicles definitely need to be off the lot prior to buses

being housed for the summer, so this needs to help determine the date of the auction.

2. Request is respectfully made that revenue derived from the sale of School Board items be re-appropriated to the School Board.

3. I would appreciate an official ruling regarding who is eligible to bid. It was our understanding at the last auction that School Board and County employees could not bid on items. If it were opened up, it might generate more funds.

Dr. Vaughn told the Board that Jim Hutchinson would work with them to coordinate preparation for the auction(s) and to give access for other departments designated by the Board to obtain items they could use prior to the sale.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the list of surplus property submitted by the School Board was accepted.

IN RE: RECREATION DIRECTOR -- REPORT

1. Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of March, 1993.

2. Mr. Rinaldi informed the Board that the ball fields were in good shape.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

1. David W. Nichols, Public Safety Officer, submitted his reports including the Fire Department's and Rescue Unit's responses for the month of March, 1993.

2. Mr. Nichols informed the Board that Mr. Russell K. Chandler of the Department of Fire Programs had verified completion of the requirements for Fire Inspector II. This would allow the Public Safety Officer to issue a summons on fire code violations as outlined in Sec. 27-34.4 Code of Virginia, if authorized by the local governing body. The Board said that further discussion with the attorneys was needed before it took any action.

3. Mr. Nichols suggested installing speed bumps to address the safety hazard with cars traveling behind the rear of the Administration Building. The County Administrator stated he would like to see the drive through closed. The Board authorized the County Administrator to look into closing it as well as the cost of installing speed bumps.

4. Mr. George Walker, County Administrator, Sussex County, sent a letter requesting a mutual aid agreement with the County. The Board authorized the County Administrator and Public Safety Officer to follow up on this request.

5. Mr. Nichols informed the Board that he felt the County needed an ordinance regulating "Fireworks" (Fourth of July Novelties) sales. At the present time, the only requirement is a business license. He stated the County should have an ordinance to regulate the sale of Fourth of July Novelties since fireworks are illegal. The Board authorized the Public Safety Director to prepare a draft ordinance.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, submitted his report for the month of March to the Board.

Ms. Everett told Mr. King that she had received a lot of complaints on violations at the dumpsters located at Vaughan Road, and she asked him to try to keep the sites clean. Mr. King stated he received alot of complaints on the DeWitt site also.

IN RE: FORD VOLUNTEER FIRE DEPARTMENT -- REPAIRS OF FIREHOUSE

Mr. Mark Rowland, Chief, Ford Volunteer Fire Department, appeared before the Board with a request for assistance with the repairs at the fire station. He told the Board that the building currently needs painting inside and out and the roof needs to be replaced. He told the Board that the labor will be provided by the inmates at the Dinwiddie Correctional Camp 27. The cost for the materials is $1,350.00.

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", $1,350.00 was appropriated to the Ford Volunteer Fire Department, from the Capital Fund for the repairs at the firehouse.

IN RE: RESOLUTION -- RICHARD BLAND COLLEGE POTABLE WATER

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

WHEREAS, Richard Bland College is in desperate need of potable water for its campus, which is located primarily in Dinwiddie County but jointly in Prince George County; and

WHEREAS, it is required by the Code of Virginia and it is the policy of Dinwiddie County that no other governmental body supply water or sewer service to any citizen or resident of Dinwiddie County without the expressed written permission of the Dinwiddie County Board of Supervisors, and that such permission will be granted only in cases of emergency; and

WHEREAS, the most logical and economical way at the present time to supply Richard Bland College with potable water is from the County of Prince George through an existing line constructed by the ABC Corporation through which water is presently transported by purchase agreement from the City of Petersburg to the County of Prince George; and

WHEREAS, the Dinwiddie County Water Authority has proposed to Prince George County and the City of Petersburg that it purchase water through that existing line from the City of Petersburg to serve Richard Bland College; and

WHEREAS, the City of Petersburg, through its City Manager and staff, has declined to sell water to the Dinwiddie County Water Authority to supply Richard Bland College, but has agree to enlarge their agreement with Prince George County, to allow Prince George County to serve Richard Bland College, with the effect that, therefore, without the consent of the County of Dinwiddie and the Dinwiddie County Water Authority to allow service by Prince George County, Richard Bland College will be unable to secure potable water; and

WHEREAS, an emergency is deemed to exist to require immediate potable water service to Richard Bland College.

NOW THEREFORE, be it resolved by the Dinwiddie County Board of Supervisors that subject to a properly executed and mutually acceptable agreement for this purpose, the County of Prince George is hereby authorized on an emergency basis to supply water to Richard Bland College, which is primarily in Dinwiddie County, and that Richard Bland College shall be a customer of Prince George County provided, however, that upon expansion of the Dinwiddie County Water Authority's system to the College, that the consent provided hereunder shall cease and terminate and the Dinwiddie County Water Authority shall then serve Richard Bland College its own natural and exclusive customer.

A State of Emergency being found to exist this Resolution shall be effective immediately and shall remain in effect until the Director of the Dinwiddie County Water Authority shall notify the Dinwiddie County Board of Supervisors that feasible expansion of the Dinwiddie County Water Authority's system would allow the Water Authority to serve Richard Bland College, at which time, this resolution and the consent hereby granted shall terminate.

IN RE: APPOINTMENTS

The Board authorized the advertisement of the School Board appointment and instructed the administration to follow the same policy of requesting resumes from interested candidates.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator informed the Board that the following bids had been received on the addition at the Sheriff's Department:

Viking Enterprise, Inc.	$160,000
Kenbridge Construction Company	170,000
Brooks & Company	144,300
R.D. Hunt Construction Company	167,900

There was much discussion on the cost for the addition and the Board directed the County Administrator to negotiate with the lowest bidder and see if anything could be deleted to bring the cost of construction down. The County Administrator stated the Board may want to still consider hiring a "Clerk of the Works" and bid out the materials.

2. The Assistant County Administrator informed the Board that there is some electrical work that has to be done at the jail. The Department of Corrections is requiring that the lighting be improved by replacing the incandescent lights with fluorescent lights.

3. Ms. Weber said the copier at the office of the Clerk of the Circuit Court needed to be replaced. She asked for authorization to purchase a Xerox 5042 off State contract for $339.43 a month which includes maintenance and copier supplies to be financed over a three year period at 6% interest. Mr. Haraway asked that a financial assessment, lease purchase vs. outright purchase, be presented before the Board took action.

IN RE: SALE OF TIMBER

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", Jeffrey J. Bent, Consulting Forester, was hired to handle the sale of timber for the County located on the seven acres behind Rohoic Elementary School.

IN RE: TYPEWRITER MAINTENANCE CONTRACT

The Assistant County Administrator presented the following bids for typewriter maintenance:

1. P&R Business Machines - $660
2. Jefferson Office Machines - $1,125 & $25.00 per service call.
3. Chester Business Machines - $1,305

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the contract for typewriter maintenance was awarded to P&R Business Machines.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; Section 2.1-344(a) (5) Industrial; and Section 2.1-344(a) (7) legal; the Board moved into Executive Session at 3:41 P.M. A vote having been made and approved, the meeting reconvened into Open session at 5:16 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: RESOLUTION -- $100,000 LOAN -- DINWIDDIE AIRPORT & INDUSTRIAL AUTHORITY

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

WHEREAS, the Dinwiddie Airport and Industrial Authority (the Authority) has incurred significant costs and expenses related to and arising from actions formerly occurring in the paint and strip shop operations at the Petersburg-Dinwiddie Airport and otherwise; and

WHEREAS, the Authority has requested approximately $100,000 from, the Dinwiddie County Board of Supervisors (Board) in order to pay these costs and expenses; and

WHEREAS, the Board is willing to loan the requested funds to the Authority as soon as possible from operating income, the sale of real property, or by any other reasonable means.

NOW THEREFORE, BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia authorizes a no-interest loan from Dinwiddie County to the Authority in an amount not to exceed $100,000 and to be evidenced by a promissory note to be drafted by the County Attorney and to be executed by the Authority, said promissory note to be due six months from the date of execution thereof.

This Resolution shall be immediately effective this 21st day of April, 1993.

IN RE: RECESS

The Chairman declared a recess at 5:23 P.M. The meeting reconvened at 5:35 P.M. for the budget workshop session.

IN RE: BUDGET WORKSHOP

The Board met to continue its review of the proposed 1993-94 budget.

IN RE: RESOLUTION -- PART-TIME POSITIONS -- EMS COVERAGE

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia that the County Administrator is hereby authorized to advertise for a pool of part-time advanced EMS providers at $7.25 per hour and Basic EMS providers at $5.50 per hour to cover the daytime hours from Monday through Friday, approximately 36 hours per week, for the volunteer rescue agencies in the County; and

BE IT FURTHER RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia that these positions will be effective immediately to be paid from the Capital Projects category of the volunteer fire departments' budgets prior to June 30, 1993.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the meeting adjourned at 6:45 P.M. to be continued until 7:00 P.M., April 28, 1993, when the Board and the Planning Commission will meet at the Pamplin Administration Building in a joint mobile home ordinance revisions workshop.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy S. Weber
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 28TH DAY OF APRIL, 1993, AT 7:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	BENJAMIN EMERSON	COUNTY ATTORNEY

IN RE: WORKSHOP SESSION -- MOBILE HOME ORDINANCE

The Board met in a workshop session with the Planning Commission to review the proposed revisions to the mobile home ordinance. The Planning Commission decided to continue their workshop at their May 12, 1993 meeting and make a recommendation to the Board for their June 2, 1993 meeting.

IN RE: RECESS

The Chairman called a recess at 9:05 P.M. The meeting reconvened at 9:15 P.M.

IN RE: BUDGET WORKSHOP

The Board met briefly to continue its review of the proposed 1993-94 budget. A public hearing is scheduled for May 19, 1993 at 7:30 P.M.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (7) Legal; and Section 2.1-344(a) (5) Acquisition of property; the Board moved into Executive Session at 9:55 P.M. A vote having been made and approved, the meeting reconvened into Open session at 10:21 P.M. Mr. Bracey left the meeting.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: PURCHASE OF XEROX 5042 -- CIRCUIT COURT CLERK

The Assistant County Administrator advised the Board that following their direction from the last meeting, she compare the direct purchase of a new copier for the Circuit Court Clerk with a lease purchase. A direct purchase would result in a savings of $938.52 over the lease purchase over a three year period of time.

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the County Administrator was authorized to place an order for a Xerox 5042 off the State Negotiated Price Contract at a purchase price of $7,596.

IN RE: PURCHASE OF PROPERTY ADJACENT TO LANDFILL

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye",

BE IT RESOLVED that as a result of the settlement of a condemnation suit filed by the County for land owned by Union Camp Corporation, the Board of Supervisors of Dinwiddie County, Virginia hereby appropriates the sum of $177,500 for the purchase of 148.10 acres located on the east side of Rt. 645 in Rowanty District; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that a check is approved to be processed made payable to the party as directed by the County Attorney in the amount of the principal of the purchase price plus any interest that may accrue from the time of the judgement.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 10:21 P.M. to be continued until May 5, 1993, at 6:30 P.M. for the Board to review possible courthouse sites.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy S. Weber
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD AT THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 5TH DAY OF MAY, 1993, AT 6:30 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
ABSENT:	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4

IN RE: TOUR OF COURTHOUSE SITES

The Board met to view possible sites for the new courthouse project.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 7:15 P.M.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy S. Weber
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 5TH DAY OF MAY, 1993, AT 7:30 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the April 21, 1993, Regular Meeting, April 21, 1993, Continuation Meeting, and the April 28, 1993, Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #23589 thru #23835, (void checks #23591-23600 and #23724); General Fund - $363,236.00; E911 - $40.97; Self Insurance - $1,857.70; Capital Projects - $193,567.30; Fire Enforcement - $756.68; Law Enforcement - $405.26; for a total of $559,863.91.

IN RE: CITIZEN COMMENTS

1. Mike Price, Chief, Dinwiddie Volunteer Fire Department, read a letter of appreciation for the new fire truck.

2. Robert Ragsdale apologized to Aubrey Clay for the profanity he used when he talked to him. He asked the Board members if they were aware that a round track was being built instead of a drag strip? The Board members responded they were not aware of it. Mr. Ragsdale stated that Administration was keeping the Board in the dark over the proposed race track; and he said he didn't feel the neighborhood was being treated fairly by the Board. Daniel Siegel, County Attorney, read the permitted uses contained in the Conditional Use Permit and stated the round track was permissible.

3. Christina Avery voiced her concern about the noise level from the race track operating seven days a week.

IN RE: DINWIDDIE GIRLS SCOUTS -- SASH PRESENTATION

Cheryl P. Martinez, Director, Dinwiddie Girls Scouts, told the Board that the Commonwealth Girl Scout Council presented Governor Wilder with a sash in March, representing all the Girl Scout Troops in Central Virginia, which will be hung in the Governor's Mansion. She presented the Board with a smaller version of the Governor's sash to be displayed in the Pamplin Administration Building. Ms. Martinez said the sash represents the activities and contributions the Girl Scouts of Dinwiddie have made to their county.

IN RE: PUBLIC HEARING -- A-93-7 -- PERMITTED USES - COMPUTER SOFTWARE DEVELOPMENT

This being the time and place as advertised in the Monitor Newspaper on April 21, 1993, and April 28, 1993, for the Board of Supervisors to conduct a public hearing to amend Section 22-185, Permitted Uses, to add (39), "Computer software development firms, to exclude the manufacturing of said software, screened from view and two hundred (200) feet from the state road right-of-way."

Mr. Leonard Ponder, Director of Planning, told the Board that the Planning Department is requesting this amendment because a firm such as the one listed is attempting to site in the County. Firms such as these have traditionally started in non-industrial settings such as the Silicon Valley in California. Staff has also excluded the manufacturing of this software from the use as that would be a use more suited to Industrial areas.

The Planning Commission voted to recommend A-93-3 to the Board of Supervisors for approval with the stipulation that this use also be added to the B-2 zoning district as soon as possible. The Planning Commission voted on April 14, 1993 that A-93-7 be recommended to the Board of Supervisors for approval.

No one spoke for, or, in opposition to the amendment.

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Section 22-185 of the Dinwiddie Code shall be amended to add, (39) "Computer software development firms, to exclude the manufacturing of said software, screened from view and two hundred (200) feet from the state road right-of-way" to Business, General District, B-2. In all other respects said ordinance is hereby reordained.

IN RE: PUBLIC HEARING -- A-93-9 - SECTION 22-142 - MAXIMUM DENSITY

This being the time and place as advertised in the Monitor Newspaper on April 21, 1993, and April 28, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of adopting an Ordinance to amend Section 22-142 of the Dinwiddie Code to add "Any density over six (6) units per gross acre, but not to exceed twelve (12) units per gross acre shall require a conditional use permit. No density over twelve (12) units will be allowed even with a conditional use permit."

Mr. Leonard Ponder, Director of Planning, told the Board that Mr. Michael B. Mayes has requested that Section 22-142 of the Code be amended to add the following sentences:

"Any density over six (6) units per gross acre, but not to exceed twelve (12) units per gross acre shall require a conditional use permit. No density over twelve (12) units will be allowed even with a conditional use permit."

Mr. Mayes owns ten acres on Duncan Road already zoned R-2 on which he intends to develop an apartment complex. His feasibility analyses show that at twelve (12) units per gross acre, he can develop the complex with the amenities and quality to make this an attractive project.

Mr Ponder stated that staff concurs with Mr. Mayes. With the increased density requiring a conditional use permit, the County will be able to direct these types of complexes in a way that will enhance residential options in the County. Staff recommends approval of A-93-9.

The Planning Commission unanimously recommended at its April 14th meeting that A-93-9 be recommended for approval.

No one spoke for, or, in opposition to the amendment.

Mrs. Anne Scarborough asked if an impact study is conducted. Mr. Ponder stated the Engineer would provide one in the review process.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Section 22-142 of the Dinwiddie Code be amended to add the following, "Any density over six (6) units per gross acre, but not to exceed twelve (12) units per gross acre shall require a conditional use permit. No density over twelve (12) units will be allowed even with a conditional use permit." In all other respects said ordinance is hereby reordained.

IN RE: PUBLIC HEARING -- DISABILITY SERVICES BOARD

This being the time and place as advertised in the Monitor Newspaper on April 14, 1993, and April 21, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of adopting an Ordinance amending Chapter 2 of the Dinwiddie Code to approve a Joint Exercise of Powers Agreement for creating a multijurisdictional Disability Services Board.

No one spoke for, or, in opposition to the amendment.

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr.Bracey, Mr. Moody, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye",

BE IT ORDAINED that:

Section 2-64.5 Creation of Crater Area Disability Services Board.

It is the intention of the Board of Supervisors of Dinwiddie County, Virginia, to participate in a multijurisdictional disability services board, as required by Sections 51.5-47 to 51.5-27, inclusive, of the Code of Virginia, 1950, as amended. To carry out this intention, and under the authority of Section 15.1-21, Code of Virginia, 1950, as amended, the Board of Supervisors of the County hereby approves the Joint Exercise of Powers Agreement for Creating the Crater Area Disability Services Board to be entered into between the counties of Dinwiddie, Greensville, Prince George, Surry and Sussex, and the cities of Colonial Heights, Emporia, Hopewell and Petersburg, Virginia.

Sec. 2-64.6 Terms of Office

Initially, fourteen members of the Crater Area Disability Services Board shall be appointed, two from the City of Colonial Heights, two from the County of Dinwiddie, one from the city of Emporia, one from the County of Greenville, two from the City of Hopewell, two from the City of Petersburg, two from the County of Prince George, one from the County of Surry and one from the County of Sussex. Five of the members for a period of three years from January 1, 1993. Five of the members for a period of two years from January 1, 1993. Four of the members for a period of one year from January 1, 1993. The term of each member of the Board after initial staggered terms shall be for three years, except that vacancies shall be filled for the balance of an unexpired term.

This Ordinance shall be immediately effective as of this 5th day of May, 1993.

IN RE: PUBLIC HEARING -- UTILITY EASEMENT - SENIOR HIGH SCHOOL

This being the time and place as advertised in the Monitor Newspaper on April 14, 1993, and April 21, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of adopting a resolution approving the grant of an easement for utility purposes on a parcel of land located at the intersection of Boydton Plank Road and Courthouse Road on which the Dinwiddie County Water Authority will construct a sewer force main and related equipment and lines in connection with providing water and sewer service to Dinwiddie County High School.

No one spoke for, or, in opposition to the amendment.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr.Bracey, Mr. Moody, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye", the granting of an easement to the Dinwiddie County Water Authority for utility purposes on a parcel of land located at the intersection of Boydton Plank Road and Courthouse Road on which the Authority will construct a sewer force main and related equipment and lines in connection with providing water and sewer service to Dinwiddie County High School was approved.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator told the Board that the Department of Parks and Recreation was the recipient of the "Take Pride in America" award.

2. The County Administrator reminded the Board that the Business and Industrial Appreciation Dinner is May 17, at 6:00 P.M., at the Home Place Restaurant.

3. The VLGMA Summer Conference is being held at Wintergreen Resort June 24-26 and the County Administrator asked for authorization to attend.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the County Administrator was authorized to attend the summer VLGMA Conference at Wintergreen Resort at a cost not to exceed $450.

4. The Assistant County Administrator distributed the proposed job discriptions and informed the Board that the notices for the EMT positions needed for the rescue squad were ready for advertisement. The Board directed the County Administration to shorten the ad for the paper.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (3) Acquisition of Property; and Section 2.1-344(a) (7) Legal; the Board moved into Executive Session at 8:30 P.M. A vote having been made and approved, the meeting reconvened into Open session at 9:33 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: BUDGET WORKSHOP

The Board met to continue its review of the proposed 1993-94 budget.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 10:05 P.M.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy S. Weber
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 19TH DAY OF MAY, 1993, AT 2:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	PAUL JACOBSON	COUNTY ATTORNEY
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the May 5, 1993, Regular Meeting, and May 5, 1993, Continuation Meeting, are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #23837 thru #23991, (void check #23836); General Fund - $111,625.96; E911 - $96.50; Self Insurance - $2,160.86; Capital Projects - $5,828.47; Law Library - $317.63; for a total of $120,029.42.

IN RE: CITIZEN COMMENTS

1. Bennie Sheffield of Church Road presented a petition to the Board requesting that Rt. 731 be paved. Mr. Sheffield was informed that the road is #8 on the Six Year Plan scheduled for funding beginning in 1993-94 to be advertised in FY 1994-95.

2. Fred Sahl appeared before the Board requesting them to retain the $5.7 million ceiling on the School Board's budget. He stated that a management consultant firm should be hired to audit the school system to see what could be done about the problems.

3. Anne Scarborough had the following comments and questions:

a. Has the Disclosure Amendment been signed by the Governor? The County Attorney stated he would check on it.

b. She asked the Board to "Fund for Results" rather than input. Ms. Scarborough gave statistics on the cost to educate a child by county and stated that compared to other counties with higher income brackets Dinwiddie wasn't that much out of line.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Mr. Harold Dyson, Assistant Resident Engineer, Virginia Department of Transportation, told the Board that construction would begin on Route 636 next week. He presented a copy of the existing Six-Year Plan to the Board and asked for authorization to advertise the 1993-94 budget for public hearing.

Ms. Everett asked if the status of Wheaton Road had been changed on the six-year plan. Mr. Dyson responded no.

Mr. Clay told Mr. Dyson the Supervisors should be notified when the citizens were told by the VDOT to contact them regarding changes in proposed projects.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

the Virginia Department of Transportation was authorized to advertise to hold a public hearing on June 16, 1993 on the 1993-94 proposed budget.

Ms. Everett asked Mr. Dyson who the citizens should contact regarding the Adopt-A-Highway-Program. He said to call Kim Young at the VDOT.

The County Administrator asked Mr. Dyson when the signalization light at the Wal-Mart truck entrance would be installed. Mr. Dyson said he understood that it did not qualify, but he would check on it.

Ms. Everett asked when the intersections of Rt. 226 and Rt. 1 redesign would begin. Mr. Dyson responded the VDOT was waiting for a report from the Traffic Engineer now.

IN RE: RESOLUTION -- NO THROUGH TRUCK SIGN FRANKLIN STREET & SUNSET DRIVE

This being the time and place as advertised in the Monitor Newspaper on May 5, 1993, and May 12, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of accepting public comment on a proposed resolution requesting the Virginia Department of Transportation to prohibit through truck traffic on Franklin Street between Route 226 and Route 1 and Sunset Drive between Route 226 and Route 1.

Ms. Pamela Munford of Sunset Drive told the Board that both truck traffic and speeding vehicles were a problem on Sunset and Franklin.

No one spoke in opposition to the resolution.

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

WHEREAS, citizens of Dinwiddie County have expressed concern about the volume of truck traffic on the portions of Franklin Street and Sunset Drive between Route 226 and Route 1 in Dinwiddie County; and

WHEREAS, the Board of Supervisors of Dinwiddie County has held a public hearing on May 19, 1993, after publication of notice thereof, on the issue of truck traffic in these areas;

NOW THEREFORE, BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia recommends to the Virginia Department of Transportation the through truck traffic on Franklin Street between Route 226 and Route 1 and on Sunset Drive between Route 226 and Route 1 be prohibited.

This Resolution shall be effective this 19th day of May, 1993.

The Board asked Mr. Dyson if there was any way to expedite the review process. He responded that the process by VDOT would take approximately 3 to 6 months.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T.O. Rainey, III, Commonwealth Attorney, was not present.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, stated she had nothing to report but would answer any questions.

IN RE: TREASURER -- REPORT

Mr. William E. Jones provided his reports for the month of April. Mr. Haraway requested that Mr. Jones add a column showing the purchase date of the CD's.

IN RE: SHERIFF -- REPORT

Mr. Bennie M. Heath, Sheriff, told the Board he had nothing to report.

IN RE: SHERIFF'S DEPARTMENT ADDITION

The County Administrator stated the staff had met with the low bidder on the addition to the Sheriff's Department as requested by the Board. The final price with the suggested revisions is $126,172. He told the Board that the contractor, Brooks and Company General Contractors, was very agreeable and easy to work with.

Mr. Roger Hart, R. Stuart Royer, explained what the addition consisted of and the reasons for some of the requirements which escalated the cost.

The Board asked Mr. Hart if he felt the price would come in lower if the County readvertised for bids. Mr. Hart responded no.

Several Board members expressed concern for the crowded condition at the Sheriff's Department and stated the department was in dire need of the addition.

Mr. Bracey expressed his concern about future change orders and asked the Sheriff it this was what he needed. Sheriff Heath stated he felt that it was.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the contract was awarded to Brooks and Company General Contractors for $126,172 for the construction of the Sheriff's Department Addition.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, provided his report for the month of April.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, submitted his reports for the month of April.

IN RE: PAINTING AND SEALING OF ANIMAL SHELTER FLOORS AND WALLS

Mr. Mellick told the Board that the Virginia Department of Agriculture and Consumer Services dictates that the surfaces of the walls and floors of the animal runs must be smoothed and sealed to permit proper cleaning and disinfection of the facility. The facility review of March 8, 1993 identified this as the only item keeping the animal shelter from full accreditation. $3,500 was budgeted for this purpose and due to the transfer of the computer system from the treasurer's office there is $4,613 in the capital outlay account of the animal control budget. Mr. Mellick asked for authorization to sandblast, paint and seal the animal shelter at an estimated cost of $4,610.

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, voting "aye", Mr. Clay voting "nay", the Animal Warden was authorized to sandblast, paint and seal the animal shelter at an estimated cost of $4,610.

IN RE: DIRECTOR OF PLANNING

Mr. Leonard Ponder, Planning Director, gave a brief update on the following issues:

1. Comprehensive Plan - meet with the Water Authority to tie in their plans.

2. CDGB - identified 10-15 structures to be rehabilitated in West Petersburg.

3. Stony Springs Subdivision - work has been completed; citizens need to keep it up now. Mr. Bracey requested that a letter be sent to Mr. James McKenzie about the clean-up.

The Board members had the following comments and questions:

1. Mr. Haraway asked what had happened with the drainage ordinance. Mr. Ponder told Mr. Haraway he had talked with the County Attorney about the ordinance. Mr. Haraway said the County needed to tighten the ordinance for wet properties. The citizens need to be protected.

Ms. Everett suggested having a workshop and invite Roger Hart, Dave Warriner, and the Building Inspector. She also stated the deep drainage ditches were a hazard and something needed to be done about them.

2. Mr. Clay stated some citizens are still concerned about the mobile home ordinance and felt more work needed to be done on it before it is adopted. He said a large influx of mobile homes are located in the Darvills area.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, asked for authorization from the Board to establish an escrow account with the Virginia Department of Social Services, in the amount of $7,239, using local funds from Fiscal Year 1992-93, for the purchase of computer equipment required with the implementation of the automation of Benefits Programs.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Department of Social Services was authorized to establish an escrow account with the Virginia Department of Social Services, in the amount of $7,239, using local funds from Fiscal Year 1992-93, for the purchase of computer equipment required with the implementation of the automation of Benefits Programs.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Richard Vaughn, Superintendent of Schools, told the Board he had nothing to report but would answer any questions.

IN RE: RECREATION DIRECTOR -- REPORT

1. Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of April, 1993.

2. Mr. Rinaldi informed the Board that the concession stand would hopefully be completed in 90 days.

3. Senior Citizens Day is set for May 26 at the Home Place Restaurant.

4. The Dinwiddie Parks and Recreation Department was the recipient of the Take Pride in America award for its efforts to restore and preserve White Oaks Battlefield. The award given to the county for the project was one of 56 statewide. Each entry will be entered in the Nationwide Take Pride in America contest.

5. Mr. Haraway asked why ASA officials were being used instead of USSSA for the softball tournaments. Mr. Rinaldi stated he let each league decide which officials they wished to use. He also stated Mr. Alvin Blaha had not contacted him regarding any dates for tournaments with USSSA.

6. Mr. Haraway asked that appreciation letters be sent by the Recreation Department to Laxton Wilson and Ginnie Chappell, past Advisory Council members.

7. Ms. Everett also requested a resolution for Aubrey Pennington.

IN RE: PURCHASE OF LAWN MOWER

Mr. Rinaldi asked for authorization to purchase a riding mower for athletic and general field maintenance. He stated the equipment is needed to perform the following functions:

1. Cut grass around bleachers, fences and hard to get to places.

2. Drag the infields (we are presently using the van, which is not conducive for the life expectancy of this vehicle).

3. Pull a pulverizer for general maintenance of the ballfields.

4. Pull a small utility cart (10 cu. ft.) for carrying rakes, tamper, etc. to work on fields before and after games as well as hauling bases to and from the storage building.

Listed below are general descriptions and quotes for the mower:

1. Dinwiddie Lawn Equipment
   A. Husqvarna Lt 112
      12 Horsepower
      36" Cut
      1 year warranty
      Cost: $1,000.00

   B. Husqvarna Yt 140
      14 Horsepower
      44" Cut
      Kawasaki Engine (Air Cooled)
      Pressurized Lubrication
      Hyda-Static Transmission
      Cost: $1,750.00

2. Dinwiddie Tractor Co.
   A. Winston Pro L-12
      12 Horsepower
      38" Cut
      6 Mos. Warranty
      Cost: $1,199.00

   B. Winston Pro Lt-18
      18 Horsepower
      42" Cut
      6 Mos. Warranty
      Cost: $1,600.00

3. Southern States
   A. Statesman Model # 3429
      12.5 Horsepower
      42" Cut
      2 Yrs. Warranty
      Cost: $1,079.95

   B. Statesman Model # 3420
      16 Horsepower
      42" Cut
      2 Yrs. Warranty
      Cost: $1,399.95

   C. Statesman Model # 4180
      18 Horsepower
      44" Cut
      2 Yrs. Warranty
      Cost: $1,899.95

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Recreation Department was authorized to purchase the Husqvarna Yt 140 riding mower for $1,750 from Dinwiddie Lawn Equipment.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

1. David W. Nichols, Public Safety Officer, submitted his reports including the Fire Department's and Rescue Unit's responses for the month of April, 1993.

2. Mr. Nichols informed the Board that the two Pierce "Dash" fire engines were delivered to Dinwiddie on Sunday May 2, 1993. Namozine

and Dinwiddie Volunteer Fire Departments wish to thank the Board for their support in the purchase of these units.

3. Mr. Nichols outlined the Permit to Use or Store Explosives for the Board.

4. Mr. Nichols asked the Board for authorization to advertise for public hearing for an ordinance regulating "Fireworks" (Fourth of July Novelties) sales. At the present time, the only requirement is a business license. He stated the County should have an ordinance to regulate the sale of Fourth of July Novelties since fireworks are illegal.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Ms. Everett, voting "aye", Mr. Bracey, Mr. Clay voting "nay", the County Attorney was authorized to advertise for public hearing an ordinance regulating "Fireworks" (Fourth of July Novelties) sales.

5. Apartment Complex Gas Grill Prohibition - the Board instructed the Public Safety Officer to let the apartment owner regulate the use of gas grills above the 1st floor level apartments.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, submitted his report for the month of April to the Board. Mr. King also informed the Board that he was presently policing dumpster sites two times a week to keep the sites clean.

Ms. Everett thanked Mr. King for his prompt action policing the dumpster sites.

IN RE: APPROVAL OF SALE OF SURPLUS PROPERTY

The Assistant County Administrator presented a list of equipment and furniture to be declared surplus property. She advised the Board that the School Board listed six vehicles they wanted to keep for their use and they want to turn two back in which are in use now. The Board asked to have the School Board justify why they wanted to keep the six vehicles before any action is taken.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the list of furniture and equipment was declared surplus and authorized to be included in the sale of surplus property by the School Board on June 12, 1993.

IN RE: APPOINTMENTS

The public hearing for the School Board appointment is to be held on June 2, 1993. The Board postponed action on the remaining appointments to June 16, 1993.

IN RE: RESOLUTION -- BANK OF SOUTHSIDE

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

WHEREAS, industry and commerce are the means by which wealth and employment are created in all communities, and

WHEREAS, the quality of life of each and every citizen of a community is enhanced in some way by the establishment and continued success of industry and commerce in the community, and

WHEREAS, the commitment of any industry or business to establish itself in a community constitutes a vote of confidence in that community and it's people that often cannot be measured in simple business terms, and

WHEREAS, the leaders of industry and business, in the spirit of corporate generosity, often give of their own time and resources, and the resources of their organizations, to sustain and improve the quality of the community in which they make their home, and

WHEREAS, the Board of Supervisors of Dinwiddie County wishes to establish and sustain a tradition of recognition of those industries and businesses within the county that best demonstrate those qualities of corporate citizenship in which all the people of the County can take pride and be thankful for, and

WHEREAS, it is fitting and proper that such recognition take a form and be demonstrated in such a way as to make it a matter of public and permanent record, so that all may know and fully appreciate the honor bestowed upon the recipients thereof;

NOW THEREFORE, BE IT RESOLVED that the Board of Supervisors hereby recognizes the Bank of Southside Virginia, its executives and staff, for their outstanding contribution to Dinwiddie County, Virginia, and the citizens thereof, and does hereby proclaim the Bank of Southside as the 1993 Dinwiddie County Corporate Citizen of the Year. The Board of Supervisors encourages all citizens of the County to take note of this honor, and to add to this award their personal statements of appreciation to the Bank of Southside Virginia, and their executives and staff.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator informed the Board that the LGOC Conference in August was to be held in Charlottesville if any of them were interested and distributed registration forms.

IN RE: RECESS

The Chairman declared a recess at 4:46 P.M. The meeting reconvened at 7:30 P.M. for a public hearing on the budget and tax rates at Southside Elementary School.

IN RE: PUBLIC HEARING -- FY 1993-94 BUDGET & 1993 TAX RATES

This being the time and place as advertised in The Monitor Newspaper on May 12, 1993 for the Board of Supervisors to conduct a Public Hearing to consider for adoption the FY 1993-94 Proposed Budget and 1993 Tax Rates.

The County Administrator gave a brief overview of the proposed budget. The Chairman then asked for public comment.

The following people appeared before the Board to comment on the 1993-94 budget:

1. Dr. Richard L. Vaughn
2. Greg Davis
3. Dale Thomas
4. Cheryl Martinez
5. Cornelia Roberts
6. Lynn McMahan
7. Michele Morris
8. Anne Scarborough
9. Joe Daniel
10. Tom VanPelt
11. Bruce Kennedy

The proposed tax rates for 1993 are:

Unit Levy--All Districts--$100 Assessed Valuations	
Real Estate	.74
Mobile Homes	.74
Mineral Lands	.74
Public Services	.74
Personal Property	4.90
Personal Property - Volunteer Vehicles	.25
Machinery & Tools	3.30
Heavy Construction Machinery	3.30

The Assistant County Administrator presented the 1994-99 financial Forecast document and pointed out that the proposed tax increase required for 1994-95 is 16¢.

Action on the adoption of the proposed FY 1993-94 Budget and 1993 tax rates is scheduled for the June 2, 1993, meeting to be held at 7:30 P.M.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 8:45 P.M.

Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy S. Webb
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 2ND DAY OF JUNE, 1993, AT 7:30 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	BENJAMIN EMERSON	COUNTY ATTORNEY
	ROY HODGES	DEPUTY SHERIFF

IN RE: MINUTES

Action on the Minutes for the May 19, 1993 Regular Meeting were postponed until June 16, 1993.

IN RE: CLAIMS

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #23993 thru #24235, (void checks #23992 and #24118); General Fund - $322,235.68 E911 - $7,607.62; Self Insurance - $1,857.70; CDBG - $2,763.14; Capital Projects - $1,729.53; Law Library - $26.41; Law Enforcement - $503.83; for a total of $336,723.91.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendments were approved.

Delete: 7. Southside Virginia Business & Education Commission
Add: 6. Amendments to the Agenda
Add: 14. Executive Session - 2. Acquisition of Property

IN RE: RESOLUTION OF APPRECIATION - BETTY A. WILLIAMS

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

WHEREAS, Mrs. Betty A. Williams has served the County of Dinwiddie with distinction for 24 years as a case manager and Eligibility Supervisor for the Dinwiddie County Department of Social Services; and

WHEREAS, the Board of Supervisors on the 2nd day of June, 1993 is desirous of acknowledging these qualities and further to express its appreciation for this work on behalf of the County;

NOW THEREFORE BE IT RESOLVED THAT the Board of Supervisors of Dinwiddie County, Virginia hereby commends Mrs. Betty A. Williams for her many contributions and devoted service to the County of Dinwiddie; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that this resolution be delivered to Mrs. Betty A. Williams and a copy spread upon the minutes of this meeting.

IN RE: PUBLIC HEARING -- A-93-8 -- MOBILE HOME ORDINANCE

This being the time and place as advertised in the Monitor Newspaper on May 19, 1993, and May 26, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of adopting an ordinance which would amend the Dinwiddie County Zoning Ordinance so as to accomplish the following:

1. Substitute generally in the ordinance wherever they now appear, the words "manufactured home" or "manufactured housing" for the

words "mobile home" and define mobile home as a transportable residence other than a manufactured home;

2. Change the names of the agricultural, conservative, A-3 and agricultural, rural residential, A-R districts to rural, residential, R-R and rural, residential, RR-1, respectively;

3. Revise the statement of the purposes and composition of districts R-R and RR-1 to reflect the other changes being made in the ordinance and to delete references therein to agriculture;

4. Provide that manufactured homes meeting certain statutory conditions are a permitted use in agricultural districts A-1 and A-2;

5. Provide that a manufactured home used as a residence in connection with a farm operation and meeting certain conditions is a permitted use with a conditional use permit in districts A-1 and A-2'

6. Provide that manufactured home parks meeting certain conditions are a permitted use with a conditional use permit in district A-2; and

7. Make such other changes to the Zoning Ordinance as are consistent with, or necessary because of, the foregoing changes.

Mr. Leonard Ponder, Director of Planning, reviewed the following proposed amendments:

Add:

Definitions Section 22-1

Farm operation manufactured home- A manufactured home, more or less than 19 feet in width, occupied as a residence by an employee of a farm, not the owner of the farm, and that employees immediate family.

Mobile home- A travel trailer or other structure designed as a transportable residence, other than a manufactured home, and manufactured homes that are less than nineteen feet in width.

Change:

Definitions Section 22-1

Dwelling, Single-family: A structure, other than a mobile home dwelling or travel trailer, arranged or designed to be occupied by one family, the structure having only one dwelling unit.

To:

Dwelling, single-family- A structure, other than a mobile home dwelling, travel trailer or manufactured housing, arranged or designed to be occupied by one family, the structure having only one dwelling unit.

Definition of mobile home park or subdivision to:

Manufactured home park or subdivision: Any area of ten (10) acres or more designed to accommodate fifty (50) or more manufactured homes or mobile homes intended for residential use where residence is in manufactured or mobile homes exclusively with travel trailers not allowed..

Change:

Section 22-6. Districts established and enumerated.

Agricultural, conservative, A-3.
Agricultural, rural residential, A-R.,

To:

Residential, conservative, R-R.

Residential, Rural, RR-1.

Change:

Section 22-59:

(27) Mobile home, with a conditional use permit

To:

(27) Manufactured home that is nineteen feet (19') or more in width having a permanent foundation on an individual lot.

Add:

(28) Farm operation manufactured home with a conditional use permit and subject to the conditions and provisions of Section 22-78 and 22-79.

(29) Mobile home, with a conditional use permit and subject to the conditions and provision of Section 22-78 and 22-79.

Change:

Section 22-71:

(26) Mobile home park in accordance with a conditional use permit and provisions contained herein.

(48) Mobile home, with a conditional use permit and submit to {requirements of} section 22-78 and section 22-79 of this Code.

To:

(26) Manufactured home park, with a conditional use permit and in accordance with the special conditions and provisions contained in Sections 22-78 and 22-79 and 22-238.

Add:

(48) (a) Manufactured home that is nineteen (19) feet or more in width having a permanent foundation on an individual lot.

(b) Farm operation manufactured home with a conditional use permit and subject to the conditions and provisions of Sections 22-78 and 22-79.

(c) Mobile home, with a conditional use permit and subject to the conditions and provisions of Sections 22-78 and 22-79.

Change:

Section 22-78. Special conditions for mobile homes.
(see attached section)

To:

Section 22-78. Special conditions for manufactured homes and mobile homes subject to conditional use permits.

The following provisions and conditions apply to all manufactured homes and mobile homes which are subject to obtaining a conditional use permit.

1. For purposes of this section landowners and/or mobile home or manufactured housing owner, and/or mobile home or manufactured housing occupant shall be one and the same.

2. For purposes of this section landowner shall be defined as including the lawful owner or owners of the real estate, their spouse, and immediate family. Immediate family shall include children, parents, grandparents, and brothers and sisters of the landowner and his/her spouse.

3. Any conditional use permit for a manufactured or mobile home shall require a three hundred ($300) dollar fee upon application for the permit.

4. Any conditional use permit shall be null and void after one (1) year of disuse.

5. Farm operation manufactured homes shall not exceed four (4) manufactured homes per farm according to the following table:

Number of Manufactured Homes Permitted	Minimum Acreage in Farm Operation
1	25
2	200
3	300
4	400

The location, placement and use of such manufactured homes shall be subject to the following conditions in addition to such other conditions as are set forth in this Section:

(a) Head of household. The head of the household who occupies each such manufactured home shall be gainfully employed full time on the farm operation.

(b) Reclassification. In the event the land upon which each such manufactured home is located shall be reclassified to a residential, business or industrial district, the affected manufactured home shall be removed from the land so reclassified within ninety (90) days following the effective date of the reclassification.

(c) Accounting. Any farm operation with manufactured homes for farm employees must give the County a sworn accounting of the status of these manufactured homes between January 1 and January 31 of every year. This accounting will include persons who have lived in these homes for the past twelve months and their employment status on this farm.

6. Each manufactured home shall be considered a conventional dwelling within the terms of this chapter, and the general regulations of the district in which each manufactured home is located shall apply to each such manufactured home.

7. Each manufactured home shall be connected to an approved septic system and to a satisfactory water supply.

8. No manufactured housing or mobile home less than nineteen (19) feet in width will be allowed to be placed in the County with the following exceptions:

(A) Manufactured homes less than nineteen (19) feet in width will be allowed for four (4) years with a one (1) year extension, in A-2, and A-1 zoning districts, but only until a conventional single-family dwelling is constructed or a manufactured home of 19 feet or more in width is placed on the property. The fee for this initial conditional use permit will be $150.00. At the end of this four (4) year period the manufactured home will be removed from the property. A one year extension may be granted by the Zoning Administrator. The fee for this extension will be one hundred fifty ($150) dollars. *AMENDED* No manufactured or mobile home over ten (10) years old at the time of placement for temporary usage shall be allowed.

(B) A three hundred ($300) dollar fee will be required when any manufactured or mobile home is placed in such a park. No manufactured or mobile home over ten (10) years old at time of placement in the park will be allowed in any park.

9. No manufactured or mobile homes may be used for any purpose other than a residence, including without limitation, storage purposes.

10. All manufactured housing shall be of Hurricane and Windstorm Resistive Design.

11. Skirts shall be defined as the area between the bottom of the walls of the mobile unit and ground surface and must be neatly skirted with material fabricated from metal, wood, concrete, masonry, rigid vinyl or fiberglass; such skirts must be of one (1) color which harmonizes with the color of the mobile home; such skirts must be rattle-free and installed in a manner to accommodate frost heave.

12. No additions that will increase the living space or storage space of the manufactured home or mobile home will be allowed. Decks and porches will be allowed on manufactured homes, but they must meet all building codes.

13. All manufactured housing must have an "A" pitched roof.

Change:

Section 22-79. Issuance of permits for mobile homes.

All permits for {or} conditional use permits for mobile homes shall be issued by the zoning administrator.

To:

Section 22-79. Issuance of permits of manufactured homes

All permits for {or} conditional use permits for manufactured or mobile homes shall be issued by the Zoning Administrator or the Director of Planning.

Change:

Division 4. Agricultural, Conservative, District A-3

To:

Division 4. Residential, Conservative, District R-R

Change:

Section 22-83. Composition; purposes.

Generally, agricultural, conservative, district A-3 covers the territory immediately adjacent to public bodies of water which may be used for recreational purposes. This district is established for the purpose of:

To:

Generally, residential, conservative, district R-R covers the territory immediately adjacent to public bodies of water which may be used for recreational purposes. This district is established for the purpose of:

Change:

Section 22-84. Permitted uses.

In agricultural district A-3, structures to be erected or land to be used shall be for one or more of the following uses:

To:

In residential district R-R, structures to be erected or land to be used shall be for one or more of the following uses:

Change:

Section 22-85. Minimum lot area.

The minimum lot area for permitted uses in agricultural district
A-3 shall be five (5) acres or more.

To:

The minimum lot area for permitted uses in residential district R-R shall be five (5) acres or more.

Change:

Section 22-86. Setback.

Structures in agricultural district A-3 shall be seventy-five (75) feet or more from any street right-of-way which is fifty (50) feet or greater in width or one hundred fifty(150) feet or more from the center line of any street right-of-way less than fifty (50) feet in width, except that signs advertising land or sale of the premises may be erected up to the property line.

To:

Structures in residential district R-R shall be seventy-five (75) feet or more from any street right-of-way which is fifty (50) feet or greater in width or one hundred fifty (150) feet or more from the center line of any street right-of-way less than fifty (50) feet in width, except that signs advertising land or sale of the premises may be erected up to the property line.

Change:

Section 22-87. Frontage.

The minimum frontage for permitted uses in agricultural, conservative, district A-3 shall be three hundred (300) feet.

To:

The minimum frontage for permitted uses in residential, conservative, district R-R shall be three hundred (300) feet.

Change:

Section 22-88. Yards.

In agricultural district A-3, the yard regulations shall be as follows:

To:

In residential district R-R, the yard regulations shall be as follows:

Change:

Section 22-89. Special provisions applicable to corner lots.

In agricultural district A-3, the following provisions shall apply to corner lots.

To:

In residential district R-R, the following provisions shall apply to corner lots.

Change:

Section 22-95. Purpose; applicability of other ordinances; etc.

The purpose of the agricultural, rural residential, A-R district is to encourage continued agricultural and forest uses, protect environmentally and ecologically sensitive areas and preserve the natural beauty of rural areas of the county where urban services (i.e., water and sewer mains, etc.) are not planned. At the same time, the district ...

To:

The purpose of the residential, rural, RR-1 district is to protect environmentally and ecologically sensitive areas and preserve the natural beauty of rural areas of the county where urban services (i.e., water and sewer mains, etc.) are not planned. At the same time, the district...

Change:

Section 22-96. Permitted uses.

In agricultural, rural residential, district A-R, structures to be erected or land to be used shall be for one (1) or more of the following.

To:

In residential rural district RR-1, structures to be erected or land to be used shall be for one (1) or more of the following.

Change:

Section 22-97. Minimum lot area.

The minimum lot area for permitted uses in the agricultural district A-R shall be two (2) acres.

To:

The minimum lot area for permitted uses in the residential, rural district RR-1 shall be two (2) acres.

Change:

Section 22-98.Setback.

In the agricultural district A-R, all structures shall be located fifty (50) feet or more from any street right-of-way which is fifty (50) feet or greater in width or seventy-five (75) feet or more from the center line of any street right-of-way less than fifty (50) feet in width.

To:

In the residential district RR-1, all structures shall be located fifty (50) feet or more from any street right-of-way which is fifty (50) feet or greater in width or seventy-five (75) feet or more from the center line of any street right-of-way less than fifty (50) feet in width.

Change:

Section 22-99. Frontage

The minimum frontage for permitted uses in the agricultural district A-R shall be two hundred (200) feet.

To:

The minimum frontage for permitted uses in the residential district RR-1 shall be two hundred (200) feet.

Change:

Section 22-100. Yards

In agricultural, rural residential, district A-R, the yard regulations shall be as follows:

To:

In rural residential, district RR-1, the yard regulations shall be as follows:

Change:

Section 22-101. Height of buildings.

Buildings and structures in agricultural district A-R may be erected up to thirty-five (35) feet in height, except that:

To:

Buildings and structures in residential district RR-1 may be erected up to thirty-five (35) feet in height, except that:

Change:

Section 22-102. Special provision applicable to corner lots.

In agricultural district A-R, the following provisions apply to corner lots:

To:

In residential district RR-1, the following provisions apply to corner lots:

Mr. Ponder stated that the Planning Commission and County Attorney were working to address the needs of the elderly and disabled. Any amendments would have to be brought back to the Planning Commission and the Board.

The following spoke in opposition to the amendment:

1. Cathy Sheffield
2. Howard Moore
3. Lucille Phares
4. Robert Ragsdale
5. Cheryl Price
6. Dewey Harrison
7. Jay DeBoer
8. Margie Ingram

A major concern of the citizens was provisions for the elderly and handicapped persons and their not being able to have affordable housing. The issues of taxation and rental of mobile homes were addressed also.

The Board was presented petitions with approximately 490 names that were in opposition to the ordinance.

Mr. Bracey stated that the terms elderly and handicapped needed to be defined.

Mr. Haraway stated he was concerned about the disproportionate share of mobile homes locating in Dinwiddie County in comparison to the surrounding counties. He also commented on the amount of taxes collected on mobile homes compared to real estate taxes collected. Mr. Haraway stated this ordinance is a start in the right direction and he felt it could be amended later.

Mr. Moody stated he felt it was a good idea to pursue the taxation issue with the General Assembly and the five-year allowance would provide time for the Board to do so.

Mr. Clay stated he would like to see an amendment for the elderly by the next meeting.

No one spoke for the amendment.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Sections of the Dinwiddie County Zoning Ordinance as listed above are hereby amended and in all other respects, said ordinance is hereby reordained.

IN RE: PUBLIC HEARING -- A-93-5 - PIEDMONT EXPLOSIVES

This being the time and place as advertised in the Monitor Newspaper on May 19, 1993, and May 26, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of adopting an Ordinance to amend Section 22-71, Permitted Uses, of the Dinwiddie Code to add (50) "Storage of explosives, with a conditional use permit."

Mr. Leonard Ponder, Director of Planning, told the Board that Piedmont wants to develop a central storage facility for their operations in Virginia. Piedmont currently does the explosive work for the Jack plant at Rt. 460 and Rt. 226.

A use such as this would normally be considered for an agricultural or industrial area. It is currently not permitted in M-1, M-2, A-2, or A-1 districts. The advantages of an agricultural area are fairly obvious. There would be less density in respect to population and building. Buffering could be more easily accomplished. A less dense population base would mean less traffic in the area.

With the above considerations already in mind, and with the conditional use permit being required, staff recommends approval of A-93-5. The Planning Commission unanimously recommended at its May 12, 1993 meeting that A-93-5 be recommended for approval.

The public hearing was opened for comments on both the amendment and the conditional use permit.

The following spoke in support of the amendment:

1. Charles Phipps, representing Piedmont Explosives.

The following spoke in opposition to the amendment:

1. Willie R. Clarke requested a copy of the application for amendment and the accompanying conditional use permit.

The Board questioned the amount of explosives allowed to be stored and the transport of the materials on the highways. Mr. Ponder stated that both issues are governed by federal regulations not local codes.

The issue of notification of adjacent landowners at least 10 working days in advance was brought out again. Mr. Ragsdale stated it was not fair to the citizens when they were not appraised of the situation in enough time to prepare for the meetings. Mr. Haraway agreed and stated the notices should be mailed earlier. Mr. Ponder said there were no responses to this issue at the Planning Commission meeting but if there had been he would have sent the notices out sooner. Mr. Clay instructed the Planning Department, for future public hearings, to send the notices out 2 weeks prior to the public hearings.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Section 22-71, Permitted Uses, of the Dinwiddie Code be amended to add (50) "Storage of explosives, with a conditional use permit.

In all other respects said ordinance is hereby reordained.

IN RE: PUBLIC HEARING -- C-93-2 -- PIEDMONT EXPLOSIVES

This being the time and place as advertised in the Monitor Newspaper on May 19, 1993, and May 26, 1993, for the Board of Supervisors to conduct a public hearing for a request for a conditional use permit from Robert G. Ragsdale for a storage facility to store explosive materials on 54.45 acres ± of property situated on Baltimore Road and further identified as Tax Parcel 41-50.

Mr. Leonard Ponder, Director of Planning, told the Board that Piedmont plans to store approximately one hundred thousand (100,000) pounds of explosives at this site in three portable buildings and two portable storage bins. The construction of the bins will be 1/4 inch steel on the outside lined with four (4) inches of hardwood. There will be two hoods that cover the locks. The adjacent property to their parcel is undeveloped. All blasting agents will be stored in a storage bin.

As this is our first experience with a facility such as this we have relied heavily upon standards provided by the Bureau of Alcohol, Tobacco and Firearms to draw up conditions. Because of the remoteness of the facility, Staff recommends that C-93-2 be approved with the following conditions.:

1. All BATF guidelines be adhered to, specifically in respect to Table 55.218 (Table of distance for storage of explosive materials).

2. A site plan will be submitted showing distances from all structures on the site to inhabited buildings, public highways, and the separation of magazines.

3. An annual permit will be required from the Public Safety Officer for each magazine on site.

4. All regulations contained in F2600 of the Virginia Statewide Fire Prevention Code must be adhered to.

5. The facility will be constructed on a site roughly equidistant from all property lines and the line marked AB on the plat in your package.

6. The facility will be open wherever necessary for inspection by the Public Safety Officer.

7. The perimeter of the actual storage site will be secured with an eight (8) foot high fence topped with three strands of barbed wire. The gate to the facility will be locked at all times.

8. No vegetation will be disturbed for at least three hundred (300) feet around the fence protecting the magazines and storage bins, with the exception of that area needed to be cleared for the access road.

The public hearing was held with the amendment A-93-5.

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr.Bracey, Mr. Moody, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the conditional use permit request of Robert G. Ragsdale for a storage facility to store explosive materials on 54.45 acres ± of property situated on Baltimore Road and further identified as Tax Parcel 41-50 is approved with the conditions recommended by the Planning Commission.

IN RE: PUBLIC HEARING -- SCHOOL BOARD MEMBER DISTRICT #4

This being the time and place as advertised in the Progress-Index Newspaper on May 31, 1992, and The Monitor Newspaper on June 3, 1992, for the Board of Supervisors to conduct a Public Hearing to receive public

input from interested citizens on the appointment of a school board member for election district #4.

It was advised that all names to be considered should be mentioned at this meeting. If any one was here that was interested in the appointment and wanted to speak, they could address the Board.

The following name was mentioned:

1. Harold Walker - 20608 Carson Road, Dinwiddie, VA 23841

The appointment of the School Board member will be on held June 16, 1993 at 2:00 P.M.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", nominations for the school board member for district #4 were closed.

IN RE: RECESS

The Chairman declared a recess at 8:50 P.M. The meeting reconvened at 9:05 P.M.

IN RE: ADOPTION OF 1993 - 1994 BUDGET AND TAX RATES

Mr. Gregory E. Davis, School Board Chairman, introduced Mr. Thomas Gaul, the new Superintendent of Schools.

Mr. Aubrey Clay, Chairman, Board of Supervisors, welcomed Mr. Gaul to the county.

Mr. Aubrey Clay read the following conflict of interest statement:

I, Aubrey S. Clay, "In accordance with Section 2.1-639-14, paragraph (g) of the Code of Virginia, wish to disclose that my wife (Ann Clay) is employed by the Dinwiddie County School system. Employment of my wife occurred several years prior to my election to the Board of Supervisors and the results of any decision by this Board will affect my wife to no greater or less extent than other teachers with similar credentials and experiences. Therefore, I feel that I am able to participate in the actions of the Board concerning the 1993-94 budget effectively, fairly and in the public interest.

Mr. Edward A. Bracey, Jr., read the following conflict of interest statement:

I, Edward A. Bracey, Jr., "In accordance with Section 2.1-639-14, paragraph (g) of the Code of Virginia, wish to disclose that my wife (Bernice Bracey) is employed by the Dinwiddie County School system. Employment of my wife occurred several years prior to my election to the Board of Supervisors and the results of any decision by this Board will affect my wife to no greater or less extent than other teachers with similar credentials and experiences. Therefore, I feel that I am able to participate in the actions of the Board concerning the 1993-94 budget effectively, fairly and in the public interest.

Mr. Gregory E. Davis, School Board Chairman, stated that the Board was sent a letter summarizing the School Board's FY 93-94 budget requests, and explaining specific object codes. The budget has been revised and further cuts have been made from the 1.1 million dollars, resulting in an "absolute need" of an additional $216,444. Mr. Davis asked the Board to support the budget for the benefit of Dinwiddie County students and citizens. He stated the school board would still have to address the health care issue.

The following amendments were made to the proposed FY 1993-94 Budget:

1. Increase the School's Board's appropriation by $200,000, for a total of $5,764,410.

2. There is a need to increase the contribution to the Sheriff's Department by $3,000, for a $50/month salary supplement for Dispatchers.

3. Increase the County's budget $35,000 to provide for a 5% increase in salaries for County employees effective December 1, 1993.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Bracey, voting "aye",

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the 1993-94 budget is adopted with the above listed amendments as follows:

INCOME ESTIMATES	Current Fiscal Year	Fiscal Year Commencing July 1, 1993
GENERAL FUND:		
Revenue from Local Sources:		
General Property Taxes	$ 7,469,301	$ 7,980,000
Other Local Taxes	1,969,500	1,894,500
Permits, Privilege & Regulatory Licenses	92,550	128,500
Fines and Forfeitures	65,000	70,000
Revenue from Use of Money & Property	248,000	178,000
Charges for Services	310,400	314,500
Miscellaneous Revenue	158,400	164,700
TOTAL	10,313,151	10,730,200
Revenue from the Commonwealth	1,805,389	1,840,938
Revenue from the Federal Government	9,800	9,100
Non-Revenue Receipts	370,000	- 0 -
TOTAL GENERAL FUND	$12,498,340	12,580,238
LAW LIBRARY FUND	2,500	1,500
SCHOOL TEXTBOOK FUND	126,045	219,760
SCHOOL FUND:		
Revenue from Local Sources	54,525	75,005
Revenue from the Commonwealth	11,223,471	11,505,289
Revenue from the Federal Government	927,994	832,765
Transfers from Other Funds	5,039,606	5,764,410
TOTAL SCHOOL FUND	17,245,596	18,177,469
VA PUBLIC ASSISTANCE FUND	1,672,049	1,694,344
E911 FUND	114,522	51,800
SELF-INSURANCE FUND	168,500	262,525
GENERAL CAPITAL PROJECTS FUND	74,900	109,400
OYCS FUND	75,092	82,344
CDBG CAPITAL PROJECTS FUND	750,000	1,206,000
FIRE PROGRAMS FUND	20,000	20,000
FORFEITED ASSET SHARING	- 0 -	4,000
MEALS TAX	- 0 -	200,000
VRS - EARLY RETIREMENT	- 0 -	323,220
GRAND TOTAL -- ALL FUNDS	$32,747,544	$34,932,600
LESS INTERFUND TRANSFERS	5,649,998	6,895,158
TOTAL INCOME	$27,097,546	$28,037,442
FUND BALANCES, JULY 1	4,943,698	4,596,574
CASH RESOURCES	$32,041,244	$32,634,016

CONTEMPLATED EXPENDITURES		
GENERAL FUND:		
Board of Supervisors	$ 75,905	53,705
County Administrator	166,299	167,896
County Attorney	38,510	40,150

Independent Auditor	21,300	23,300
Commissioner of the Revenue	158,349	164,699
Business License	19,136	19,010
General Reassessment	38,699	100,000
Land Use	18,345	19,076
Treasurer	174,484	193,060
Data Processing	73,664	64,634
Electoral Board and Officials	68,539	68,288
Circuit Court	13,950	13,950
County Court	7,470	7,885
Special Magistrates	135	185
Clerk of the Circuit Court	59,978	56,437
Commonwealth's Attorney	101,180	100,972
Sheriff-Law Enforcement	1,692,402	1,590,930
Fire & Rescue Service	18,600	18,600
Volunteer Fire Departments	151,500	137,500
Ambulance & Rescue Service	26,600	56,600
Forestry Service	11,541	11,720
Sheriff-Correction & Detention	273,422	275,892
Probation Office	2,630	2,630
Other Correction & Detention	41,366	51,564
Building Inspection	111,391	106,047
Animal Control	81,605	87,707
Medical Examiner	750	500
Public Safety/Civil Defense	58,153	59,105
Road Administration	250	250
Street Lights	42,000	42,000
Refuse Disposal	382,375	677,520
Public Nuisance	5,000	5,000
Public Utilities	100,600	140,656
Maintenance of Buildings & Grounds	186,971	180,058
Water Service	136,000	144,000
Health	130,000	134,564
Mental Health	37,265	37,410
Welfare Administration	4,500	3,117
Other Social Services	17,458	15,040
Community College	1,254	4,706
Recreation	162,420	157,880
Lake Chesdin	4,500	1,300
Regional Library	116,792	121,464
Planning	101,642	110,649
Economic Development	36,257	36,845
Other Planning & Community Development	104,520	104,464
Regional Planning Commission	12,275	12,275
Soil and Water Conservation	7,260	7,500
Johnson Grass Control	500	500
Advancement of Agric & Home Economics	50,709	52,300
Internal Services	81,250	99,450
Debt Service	1,173,307	1,058,000
Subtotal	6,401,008	6,638,990
Transfers to Other Funds	5,622,363	6,448,438
TOTAL - GENERAL FUND	$12,023,371	$13,087,428
LAW LIBRARY FUND	2,500	2,500
SCHOOL TEXTBOOK FUND	126,045	219,760
SCHOOL FUND:	$17,660,711	$18,177,469
VA PUBLIC ASSISTANCE FUND	$1,672,049	1,694,344
E911 FUND	153,179	63,100
SELF INSURANCE FUND	253,225	262,525
OYCS FUND	75,092	82,344
GENERAL CAPITAL PROJECTS	702,832	202,125
SCHOOL CAPITAL PROJECTS	-0-	
CDBG FUND	750,000	1,206,000
FIRE PROGRAMS FUND	20,000	20,000
FORFEITED ASSET SHARING		4,000
MEALS TAX FUND	- 0 -	
VRS-EARLY RETIREMENT FUND		257,740

GRAND TOTALS - ALL FUNDS	$33,439,004	$35,279,335
LESS INTERFUND TRANSFERS	5,649,998	6,895,158
TOTAL EXPENDITURES	$27,789,006	$28,384,177
FUND BALANCES - JUNE 30	4,252,238	4,249,839
TOTAL REQUIREMENTS	$32,041,244	$32,634,016

IN RE: ADOPTION -- 1993 TAX RATES

The Assistant County Administrator reviewed the proposed tax rates for 1993.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye",

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the following tax rates are adopted for 1993 to support the 1993-94 budget:

Unit Levy--All Districts--$100 Assessed Valuations	
Real Estate	.74
Mobile Homes	.74
Mineral Lands	.74
Public Services	.74
Personal Property	4.90
Personal Property - Volunteer Vehicles	.25
Machinery & Tools	3.30
Heavy Construction Machinery	3.30

IN RE: AWARD OF CONTRACT -- HEALTH INSURANCE PROGRAM

The Assistant County Administrator stated the following six proposals had been received for the County's health insurance program:

Blue Cross KeyCare IV	Premium
Employee	$153.81
Employee/SP	307.63
Employee/Child	307.63
Family	430.67

Sam Winn (John Alden)	Premium
Employee	$160.76
Employee/SP	276.38
Employee/Child	276.38
Family	407.41

Manry-Rawls (Travelers)	Premium
Employee	$215.72
Employee/SP	437.89
Employee/Child	383.46
Family	605.63

CIGNA (PPO)	Premium
Employee	$213.60
Employee/SP	483.58
Employee/Child	483.58
Family	558.56

G.C. Wright (Travelers)	Premium
Employee	$214.89
Employee/SP	426.39
Employee/Child	376.06
Family	587.56

Thomas & Assoc. (Gold 15)	Premium

Employee	$144.52
Employee/SP	288.37
Employee/Child	254.30
Family	395.85

Ms. Weber stated the recommendation is that the County enter into a contract with Blue Cross/Blue Shield for the KeyCare IV program for FY 93-94, beginning July 1. This plan is a good transition for the KeyCare Subscriber now to introduce them to some of the cost control methods that we have to work into our program in order to be able to afford health insurance in the future. In order to insure continuous coverage for the employees on July, 1993 action to execute a contract is necessary at this meeting.

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the health insurance contract was awarded to Blue Cross/Blue Shield of Virginia for the KeyCare IV program for FY 93-94, beginning July 1.

IN RE: COUNTY EMPLOYEE DRUG & ALCOHOL ABUSE POLICY

The Assistant County Administrator presented a proposed drug abuse policy for the Board's consideration. The policy meets federal requirements for a drug-free workplace and allows random testing on specified positions concerning public safety.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the following policy was adopted:

IT IS THE POLICY OF THE DINWIDDIE COUNTY BOARD OF SUPERVISORS TO PROVIDE A DRUG FREE WORKPLACE.

20.1 GENERAL OVERVIEW

"The unlawful manufacture distribution, dispensing, possession or use of a controlled substance is prohibited in any County workplace." Employees of the County shall not be involved with the unlawful application, possession, market, or transfer of drugs in any manner. County employees shall not possess any types of alcohol on county premises, or ingest alcohol in association with their job or during work schedules. Off the job, prohibited drug activities or alcohol abuse that could adversely affect an employee's job performance, or that could pose a hazard to the safety of other county employees, the general public, county machinery, or the county's relation with the public, will not be permitted.

20.2 THERAPY FOR DRUG OR ALCOHOL USE

The County regards alcoholism and other drug addictions to be treatable disorders. Thus, employees who suffer from alcohol or drug abuse, shall be required to participate in appropriate treatment programs.

20.3 CONSEQUENCES OF ALCOHOL OR DRUG ABUSE

(A) The use, marketing, or personal possession of illegal drugs while on the job, during rest periods, meal periods, or on county property, will be considered a dischargeable offense and may result in criminal prosecution. Any narcotics discovered will be turned over to the proper law enforcement agencies.

(B) The consumption or personal possession of alcohol during scheduled work times or on county property is a dischargeable violation. For all county employees, alcohol consumption is prohibited during the work day, including during rest periods and meal periods. Any employee who is reasonably suspected to be under the influence of alcohol will be immediately removed from service and administered an alcohol test.

(C) County Administration will take subsequent action, as defined by this policy, in those cases which demonstrate alcohol or drug abuse. Such action shall include: referral to a drug or alcohol treatment program, disciplinary action, or administrative counseling. Any action will be on the basis of medical information, past history, and/or other pertinent factors.

(D) Off the job selling, distributing or manufacturing of illegal drugs by an employee shall be viewed as a dischargeable offense. Likewise, illegal selling, distributing, or manufacturing of alcohol is a dischargeable offense.

20.4 DRUG AND ALCOHOL SCREENING

The County may require a blood test, urinalysis, or other drug/alcohol screening of those employees reasonably suspected of using or being under the influence of a drug or alcohol. An employee's consent to submit to such a test, under these circumstances, is required as a condition of employment and the employee's refusal to consent to be tested is grounds for, and may result in, disciplinary action, including termination, for a first refusal or any subsequent refusal.

Some examples of reasonable suspicion for testing are:

a. the employee exhibits inappropriate behavior or performance problems on the job that might be caused by substance abuse;

b. on-the-job accident or serious incident where the cause is unknown and the supervisor has reason to question the physical and emotional condition of the employees involved.

c. monitoring employees who have had previous positive test results or who have been in a substance abuse treatment program and have returned to work.

The foregoing examples are not meant to be all-inclusive but are intended only as illustrations of reasonable suspicion.

20.5 CURRENT EMPLOYEE TESTING

The County may require a current employee to undergo drug and alcohol testing if there is reasonable suspicion that the employee is under the influence of drugs or alcohol during work hours. The organization who contracts with the County to collect specimens will be responsible for the total administration of the program from obtaining all Request and Consent Forms to delivering the test results to the authorized representative of the Board. Breathalyzer testing may be administered by the Sheriff's Department.

20.6 RANDOM TESTING

The County Administration (Personnel Office) will maintain a list of positions, involving hazardous duties or where public safety is involved, to be included for random testing as approved by the Board of Supervisors. Random tests are imposed without individualized suspicion and will normally be conducted periodically using a scientifically valid random sampling method and a 25% annual sampling. Sampling will be conducted by a contracted firm who will have sole responsibility for administering the collection program and delivering all results to the Board's authorized representative.

20.7 RETURN TO DUTY TESTING

An employee who has failed a drug test and has been given the opportunity to return to duty after treatment must pass a return to duty test.

20.8 CONSEQUENCES OF POSITIVE DRUG OR ALCOHOL TEST

When a drug screen is positive for the first time, but no evidence of prior drug use on the job exists, a county employee will be suspended without pay and may be terminated. The employee shall be required to participate satisfactorily in an alcohol or other drug rehabilitation program. Refusal to do so will be viewed as uncooperative and the employee will then be subject to discharge. Satisfactory participation shall be determined by an employee's supervisor after: 1. presentation of adequate documentation by the employee; and/or 2. consultation with the rehabilitative program (provided that consultation is to be with a program which treated the employee, the prior consent of the employee must be obtained). At the end of six weeks, the screen test will be administered again, and if negative, the county employee may be allowed to return to

work. However, in those situations where the employee cannot return to work because he or she is involved in participation in a treatment program, the suspension period may be extended.

20.9 REPEATED DRUG OR ALCOHOL ABUSE

In those cases where county employees continue to engage in drug or alcohol use, distribution, or manufacturing, the County may immediately terminate the employee.

20.10 EMPLOYEES' REPORTING REQUIREMENTS

For certain job positions, an employee's use of a legal drug can pose a significant risk to the safety of the employee or others. Employees who feel or have been informed that the use of a legal drug may present a safety risk are to report such drug use to the County Administrator to determine job related consequences. Supervisors who are aware of such a situation are to inform the County Administrator.

20.11 IMPLEMENTATION

This Policy shall be implemented and administered by the County Administrator and his designees under the guidance and direction of the Board of Supervisors. The Board of Supervisors shall have final decision-making authority over all aspects of this Policy, including those of interpretation, implementation and enforcement.

Dinwiddie County must provide a copy of this Policy on Alcohol and Drug Abuse to all employees employed as of the date the Policy is promulgated and to all employees hired thereafter.

1. Employees shall be required to sign a form indicating receipt of the Policy.
2. A copy of the Policy shall be posted in a conspicuous place(s) in the workplace.

The County is dedicated to assuring fair and equitable application of this Policy. Therefore, supervisors are encouraged to use and apply all aspects of this Policy in an unbiased and impartial manner. Any supervisor who knowingly disregards the requirements of this Policy, or who is found to have deliberately misused this Policy in regard to subordinates, shall be subject to disciplinary action, up to and including termination.

Dinwiddie County will provide instruction to supervisors how to implement this Policy, including how to recognize behaviors which may indicate impairment from alcohol and other drug use; appropriate referral techniques; and resources for alcohol and other drug rehabilitation.

The County shall inform, on an ongoing basis, all employees of:

1. The dangers of alcohol and other drug use or abuse in the workplace;
2. available alcohol and drug counseling;
3. available approved rehabilitation and employee assistance programs; and
4. the penalties that may be imposed upon employees for the commission of prohibited acts under this policy.

"As a condition of employment, employees of the County will (1) abide by the terms of this policy and (2) notify the County Administrator in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction. The County shall, within 30 calendar days of receiving such notice from an employee, either (1) take appropriate personnel action against such employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended or (2) require such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a federal, state or local health, law enforcement or other appropriate agency."

"The County shall inform any federal contracting or granting agency from which the County has received a grant or award of financial

assistance within ten (10) calendar days after receiving actual notice that an employee covered under the federal Drug-Free Workplace Act ("Act"), has been convicted of a criminal drug law violation occurring in the workplace."

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator told the Board that he had a letter from an interested party to purchase Northside Elementary School for a Bible School. The Board stated it was up to the School Board to decide whether to declare it surplus property.

IN RE: SURPLUS VEHICLES FOR SCHOOLS

The Dinwiddie County Public Schools Transportation Department request that the Dinwiddie County Board of Supervisors make available to the Dinwiddie County Public School System the following surplus vehicles.

1974 Chevrolet Van VIN #CGQ254U160025
1988 Ford 4 Dr. Sdn. VIN 2FABP72G3JX131083

It is our belief that the 1974 Chevrolet Van (ex-fire department) can provide some relief to our maintenance department. The maintenance department fleet is old. We do not have a spare vehicle to use when one of the fleet is down for a day or two for repairs.

It is our belief that the 1988 Ford 4 Dr. Sdn is better than several that we are currently using for student transportation. It is our intent to use it as a replacement vehicle. However, exactly which vehicle will be replaced and taken off the road cannot be determined until school is out and we go through all of our vehicles; but before school starts this fall a vehicle will be taken off the road.

The sheriff's department recently experienced a minor accident and the county saved money by using a fender and grill from one of the old surplus vehicles. It is our recommendation that the following surplus vehicles not be included in the upcoming auction and be kept at the bus garage to be used for spare parts for both school department and county vehicles. We still have a number of vehicles on the road that parts from the below listed vehicles will fit.

1988 Ford 4 Dr Sdn - 2FABP72G5JX131084
1988 Ford 4 Dr Sdn - 2FABP72G1JX131082
1988 Ford 4 Dr Sdn - 2FABP72F2JX212504

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the request from the Dinwiddie County Maintenance and Transportation Department for six surplus vehicles was approved.

IN RE: TIMBER SALE

The Assistant County Administrator told the Board the timber sale on the property behind Rohoic Elementary will be held June 15, 1993 at 2:00 P.M. at the Pamplin Administration Building.

IN RE: BOARD MEMBER COMMENTS

Mr. Clay read a letter of commendation for Mr. Alvin Booth, Lieutenant for his attendance at a polygraph school.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) and (3) Acquisition of Property; the Board moved into Executive Session at 10:07 P.M. A vote having been made and approved, the meeting reconvened into Open session at 11:12 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: COURTHOUSE SITE ASSESSMENT

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the County administrator was authorized to proceed with a site selection study of two proposed sites for the development of a new courthouse facility.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 11:13 P.M.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy S. Weber
Dewey P. Cashwell
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 16TH DAY OF JUNE, 1993, AT 2:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	DANIEL SIEGEL	COUNTY ATTORNEY
	BENNIE HEATH	SHERIFF

IN RE: MINUTES

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the May 19, 1993 Regular Meeting, and the June 2, 1993, Regular Meeting are hereby approved in their entirety with an amendment to the June 2, 1993 minutes on page 4: under 8. a. "No manufactured or mobile home over ten (10) years old at the time of placement for temporary usage shall be allowed."

IN RE: CLAIMS

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #24236 thru #24398, (void check #24237); General Fund - $119,501.61; Self Insurance - $24,711.99; Capital Projects - $26,516.52; Law Library - $9.05; Fire Programs - $426.80; Law Enforcement Exp. - $520.38; for a total of $171,686.35.

IN RE: CITIZEN COMMENTS

1. Margie Ingram said the auction of the County's surplus property held on Saturday, was handled very well and praised Mr. Jim Hutchenson for doing a good job. Ms. Ingram said mistakes had been made in the past storing things, but hopefully that would not happen again.

2. Anne Scarborough commended the Board for passing the budget before June 30. Ms. Scarborough also requested that the Board make a motion to have the Disclosure Ordinance become effective July 1, 1993 when they adopted it.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendments were approved.

Move: 8. k. - Recreation Director to - 8. b.
Add: 15. Executive Session - 4. Industrial

IN RE: PRESENTATION OF RESOLUTION -- BETTY WILLIAMS

Mr. Bracey presented Mrs. Betty Williams a resolution of appreciation for her 24 years of service to the Department of Social Services.

Ms. Williams thanked the Board and all who had a part in the preparation of the resolution. She also stated she hoped she had truly made a "difference" during her service in the County.

IN RE: ADOPTION OF RESOLUTION -- AUBREY T. PENNINGTON

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

WHEREAS, Mr. Aubrey T. Pennington has served the County of Dinwiddie with intergrity and dedication as a member of the Dinwiddie County Industrial Development Authority from February, 1981 through February, 1993; and

WHEREAS, the Board of Supervisors on the 16th day of June, 1993 is desirous of acknowledging these qualities and further to express its appreciation for this work on behalf of the County;

NOW THEREFORE BE IT RESOLVED THAT the Board of Supervisors of Dinwiddie County, Virginia hereby commends Mr. Aubrey T. Pennington for his many contributions and devoted service to the County of Dinwiddie; and

BE IT FURTHER RESOLVED THAT, the Board of Supervisors of Dinwiddie County, Virginia that this resolution be delivered to Mr. Aubrey T. Pennington and a copy spread upon the minutes of this meeting.

IN RE: RESOLUTION -- DR. RICHARD L. VAUGHN

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

WHEREAS, the profession of teaching is a special calling, one which requires a strong desire to promote the common good, and the good in each individual; and

WHEREAS, those who go beyond the classroom to exercise stewardship of school systems as Superintendents must make an extraordinary commitment to the children and citizens of the community, and

WHEREAS, the challenges of such work are often far greater than most professions involve, and the rewards are frequently less than those deserved, and;

WHEREAS, for more than 16 years Dr. Richard L. Vaughn has served faithfully and well as Superintendent of Public Schools in Dinwiddie County, and

WHEREAS, Dr. Vaughn has met each challenge over these years with intelligence, wisdom, and love for the children of our county, and

WHEREAS, Dr. Vaughn has passed every test of his professional skills with the highest marks, and

WHEREAS, "Education has for its object," as Herbert Spencer said, "the formation of character," and;

WHEREAS, Dr. Vaughn's positive efforts on behalf of the children and citizens of Dinwiddie County will be beneficial for many generations to come, having helped countless children form characters of strength, honor, and good citizenship,

NOW THEREFORE BE IT RESOLVED THAT the Board of Supervisors of Dinwiddie County, Virginia hereby expresses a unanimous and heartfelt statement of sincere gratitude to Dr. Richard L. Vaughn, for his exceptional contribution to the strengthening and enhancement of Dinwiddie County through his many years of educational leadership; and

BE IT FURTHER RESOLVED THAT, the Board of Supervisors of Dinwiddie County, Virginia wishes Dr. Vaughn a rich and happy retirement and hopes that he will continue to lend his strength and wisdom to those both young and old within our community for many, many years to come. As B.F. Skinner said "Education is what survives when what has been learnt has been forgotten." You have provided education, Dr. Vaughn, and you will not soon be forgotten.

Mr. Aubrey Clay presented the resolution of appreciation to Dr. Richard L. Vaughn and thanked him for his dedication and service to the County.

Dr. Richard Vaughn told the Board that he had mixed feelings about his retirement and that he appreciated the resolution.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Mr. Harold Dyson, Assistant Resident Engineer, Virginia Department of Transportation, told the Board that two sections of Route 619 were under construction.

IN RE: PUBLIC HEARING -- 1993-94 VIRGINIA DEPARTMENT OF TRANSPORTATION SECONDARY SYSTEM CONSTRUCTION BUDGET

This being the time and place as advertised in the Monitor Newspaper on June 2, 1993, and June 9, 1993, for the Board of Supervisors and representatives of the Virginia Department of Transportation to hold a joint public hearing to allow interested citizens to make comments with regard to the Annual Secondary Road Construction Budget for the 1993-94 fiscal year.

Mr. Harold Dyson, Assistant Resident Engineer, Virginia Department of Transportation, presented a copy of the 1993-94 secondary system construction budget to the Board for their consideration and adoption.

The following people had comments and questions concerning the construction budget:

1. Kim Beckner wanted to know if Wheaton Road could be moved up on the list of roads to be paved. She stated that it had been on the list since 1958 to be paved. Ms. Beckner stated the counter was moved before 3:00 P.M. the day it was put on the road. Mr. Rivers of Wheaton Road made the same statement. Ms. Beckner stated the road also needed to be sprayed for dust.

Mr. Dyson told Ms. Beckner the hearing for road placement would not be until this Fall with the revision of the Six-Year Plan.

2. Delegate Riley Ingram stated he had been working with the VDOT on road improvements. He stated Dinwiddie has a lot of unpaved roads and the citizens want the roads paved. But a lot of counties had unpaved roads and didn't want them paved. He gave a report on the options available to the counties.

Ms. Everett stated Dinwiddie County has 77 miles of unpaved roads and at the current rate it would take 75 years to pave them. Mr. Ingram said he would report this to the General Assembly.

4. Franklin Zitta told the Board that Blue Tartane Road is a dirt road which people use as a connector road to Duncan Road. Unfortunately, Blue Tartane dead ends at Duncan Road and people are crossing private property to get to Duncan Road from Blue Tartane. Mr. Zitta told the Board that the property owner was willing to donate the land if the County would pave that connector road.

5. Jethro Williams stated he owned the property at the end of Blue Tartane and Duncan Road and would be willing to donate the land to provide a connector road if the County would take it over.

Mr. Dyson stated it would actually cost the highway department money because then they would have to maintain that property, and there was nothing that the VDOT could do at this time.

Ms. Everett stated that eventually something was going to have to be done because Duncan Road was going to have a lot of activity soon.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", Ms. Everett, voting "nay",

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the 1993-94 VDOT Secondary System Construction Budget is adopted as presented.

IN RE: RECREATION DIRECTOR -- REPORT

1. Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of April, 1993.

IN RE: REQUEST TO ADVERTISE FOR MAINTENANCE COORDINATOR

Mr. Rinaldi asked for authorization to advertise the position of maintenance coordinator for the Recreation Department.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", Mr. Bracey, voting "nay", the Recreation Department was authorized to advertise the position of maintenance coordinator.

Mr. Haraway asked if there had been an increase in the budget for this position. Mr. Rinaldi stated no.

Mr. Bracey questioned whether there would be enough work to keep someone busy during the winter months.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T.O. Rainey, III, Commonwealth Attorney, was not present.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, stated she had nothing to report but would answer any questions.

Mrs. Marston asked the Board for authorization to contract with Mass Appraisal Systems, Inc., in the amount of $7,500, for the new appraisal software for the county. She stated the program would be installed in the computer Monday and Tuesday.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Commissioner of Revenue was authorized to pay the invoice due to Mass Appraisal Systems, Inc., in the amount of $7,500, for the new appraisal software for the county.

Mr. Haraway asked if the new system would help keep the deed transfers up to date? Ms. Marston replied she is current, as of December 1992, with the deed transfers.

IN RE: TREASURER -- REPORT

Mr. William E. Jones provided his reports for the month of May.

IN RE: SHERIFF -- REPORT

Mr. Bennie M. Heath, Sheriff, told the Board he had nothing to report.

IN RE: CONTRACT AWARD -- SHERIFF'S DEPARTMENT ADDITION

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the County Administrator was authorized to execute the contract for the addition at the Sheriff's Department with Brooks & Company General Contractors, Inc. in the amount of $126,172.00.

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Bracey, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", Mr. Haraway, voting "nay", the County Administrator was authorized to execute change orders on the Sheriff's Department addition in case of an emergency in an amount not to exceed $6,340.

Ms. Everett asked if the study to separate radio frequencies had been done? She was informed that no action was taken and the study could be looked at after the addition was built.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, provided his report for the month of May. Mr. Abernathy told the Board that the Public Safety Officer position is a very important position and he requested they advertise to fill the position immediately if Mr. Nichols leaves.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, submitted his reports for the month of May.

IN RE: DIRECTOR OF PLANNING

Mr. Wayne Knox, Zoning Administrator, gave a brief update on issues of the Planning Department. Mr. Knox stated that there was a great need for the Public Saftey Officer because he worked closely with many of the departments.

1. He received alot of calls on tall grass problems all over the County.

2. Drainage problems - He plans to meet next Thursday at Mansfield with property owners.

3. Comprehensive Plan - His department plans to meet with the Crater District Planning Office the 1st week in July.

The Board members had the following comments and questions:

1. Mr. Moody stated that there were a lot of signs missing and they needed to be replaced. He encouraged the citizens to let the Planning Office know about missing signs.

Ms. Everett commended Mr. Knox on the quick response in taking care of the grass problem in the northern end of the County. She also expressed her concern about the baby sitting and the real estate signs located on Creek Road and Rt. 226. Ms. Everett commended Mr. Knox on his job performance.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, asked for authorization from the Board to establish a separate account in the amount of $116,270 for the Comprehensive Services Act fund beginning July 1, for FY 93-94. The funds will be "transferred" from Dinwiddie Social Services and the School Board budget into the account so that effective July 1, 1993 the CSA account will be ready for business.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Treasurer was authorized to establish a Comprehensive Services Act fund beginning July 1, for FY 93-94, and to transfer $116,270 to the fund as follows:

	LOCAL	TOTAL
From DSS budget	84,548	184,491
From School Board Budget	18,531	83,037
From separate local allocation	13,191	49,454
TOTAL	116,270	316,982

Mrs. Peggy McElveen, stated she had the following concerns regarding a pool of funds:

1. The law has greatly expanded the eligible population.
2. Foster Care - concerned whether the sum is sufficient for the program.
3. Pool concept is more difficult to manage and control.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Richard Vaughn, Superintendent of Schools, gave the following report:

1. Thursday, June 17, is the last day of school.
2. Graduation is Friday the 18th at 7:00 P.M. at the High School; Saturday the 19th if it rains.
3. The High School will have summer school but there was not enough interest for elementary summer school.
4. The space needs committee will give the final report on June 29 at 7:00 P.M. at the School Board meeting.

IN RE: APPROPRIATION OF $919,390 -- IDA BOND ISSUE EXPENDITURES

Mr. Joseph E. Hubbard, Finance Officer, requested that the Board authorize an appropriation of $919,390.29 of the IDA Bond Issue for the following expenditures for FY 92-93:

Roof Repair	$66,126.80
Renovate Class Rooms	5,613.91
Heating/Cooling	33,418.08
Ceiling Repairs	16,087.50
Floor Tiles	33,503.62
Parking Lot	269.76
Water Tank	6,914.50
Underground Storage Tanks	55,540.61
Chair Lift	13,967.94
Electrical Improvements	407.22
Modulars and Furniture	199,265.61
Midway Driveway	5,187.77
School Buses	359,151.82
Computers	123,935.15

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", an appropriation of $919,390.29 from the IDA Bond Issue for the above expenditures was approved for the 1992-93 School Board budget.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

1. David W. Nichols, Public Safety Officer, submitted his reports including the Fire Department's and Rescue Unit's responses for the month of May, 1993.

IN RE: MAINTENANCE RFP ADVERTISEMENT REQUEST

David W. Nichols, Public Safety Officer, asked the Board for authorization to advertise for a contract for preventative maintenance and repairs of the emergency vehicles owned by the county and used by the various fire and rescue companies. Also the trash trucks owned by the county and used by the department of environmental service. He stated the contract would involve approximately fifty vehicles.

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Public Safety Officer was authorized to advertise for request for proposals for maintenance and repairs for Dinwiddie County Emergency and Landfill vehicles.

IN RE: FORD VOLUNTEER FIRE DEPARTMENT -- RELEASE OF VEHICLE TITLE

Mr. Dennis Hale, representing Ford Volunteer Fire Department, asked for authorization from the Board to sell their first responder unit by sealed bids. He stated that Ford has permission from the Rescue Squad to sell the vehicle and would also like to retain the funds to use for their current responder unit.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the title for the 1986 Chevrolet First Responder Unit was released to the Ford Volunteer Fire Department to obtain sealed bids; and after depositing funds received

from the sale with the Treasurer, Ford VFD is authorized to use these funds for their current Responder Unit.

IN RE: NAMOZINE VOLUNTEER FIRE DEPARTMENT -- REPAIRS OF PUMP

Mr. David C. Nichols, Public Safety Officer, told the Board the Namozine Volunteer Fire Department has a pump on one of their trucks which needs new bearings and seals that will cost an estimated $2,000 to $3,000 to repair now. If allowed to continue, then a new pump will cost $15,000 to $20,000. Two estimates are needed and Mr. Nichols requested authorization to repair the pump if the estimates are reasonable. He stated the vehicle will have to be carried to the repair shop for an estimate.

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Namozine Volunteer Fire Department was authorized to have the pumper repaired after receiving reasonable repair costs as estimated above.

IN RE: PUBLIC HEARING -- JULY 4TH NOVILITIES ORDINANCE

This being the time and place as advertised in the Monitor Newspaper on June 2, 1993, and June 9, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of adopting ordinances amending Chapter 10 of the Dinwiddie Code, specifically Sections 10-17 and 10-18, to amend the definition of illegal fireworks to be consistent with state law, to provide for permit applications for the display or discharge of fireworks by a group or association to be made to the county fire marshall and to require a permit for the sale or display of fireworks not prohibited by law in the county.

No one spoke for, or, in opposition to the ordinance.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", Be it ordained by the Board of Supervisors of Dinwiddie County, Virginia that Chapter 10 of the Dinwiddie Code, specifically Sections 10-17 and 10-18, is amended as follows:

Sec. 10-17. General prohibition against sale, possession, use, etc.

(a) Except as otherwise provided in this article, it shall be unlawful for any person to sell, offer for sale or expose for sale, or to buy, use, ignite or explode, any firecracker, torpedo, skyrovket, Roman candle or other substance or thing, of whatever form or construction, containing nitrates, chlorates, oxalates, sulphides of lead, barium, antimony, nitroglycerine, phosphorus or any other explosive or inflammable compound or substance, and intended, or commonly known, as fireworks, and which explodes, rises into the air or travels laterally, or fiers projectiles into the air, other than sparks or those fireworks described in subsection (a) of S 59.1-147 of the Virginia Code, wihtin the county.

Sec. 10-18. Permit for display, discharge or sale.

(a) A permit shall be obtained from the county fire marshall upon application in writing at least 15 days in advance of the date of display or discharge for the display or discharge of fireworks within the county, by fair associations and amusement parks or by any organization or group of individuals, under such terms and conditions as the board of supervisors may approve. After such permit has been issure, sales of fireworks may be made for use under the permit and the association, orgainzation or group to which it is issued may make use of such fireworks under the terms and conditions of the permit.

(b) A permit shall be obtained from the county fire marshall for the display or sale of any fireworks described in subsection (a) of S. 59.1-147 of the Virginia Code. Application for such a permit shall be made in writing on a standard permit application form at least 15 days in advance of any such display or sale. The county fire marshall shall have the authority to require conditions for the issuance of any permit and to establish a date for the expiration of the permit. A fee of $100.00 shall be collected by the county fire marshall before any such permit is issued. The holder of any such permit shall comply with all terms and

conditions of the permit. A permit granted hereunder shall not be transferred nor shall any permit be extended beyond the dates set out therein.

(c) It shall be unlawful for any person to violate the terms and conditions of any permit issued under this section. (Code 1970, S9-5)

State Law reference - Authority for above section, code of Virginia, S 59.1-144; State Fire Prevention Code, Artoc;e 27; BOCA National Fire Prevention Code, Sections F-2700.2 and F-2700.3

In all other said zoning ordinance is hereby reordained. This ordinance shall be effective immediately.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, submitted his report for the month of May to the Board.

IN RE: AWARD OF TRASH DUMSPTER BIDS

Mr. Denny King, Director of Waste Management, told the Board he had received the following bids for trash dumpsters:

COST IS PER EACH UNIT	2 cu yd.	4 cu yd.	6 cu yd.	8 cu yd.
Lewis Steel Works	$255	$345	$390	$527
Waste & Recycling	292	392	442	592
Solid Waste Equip	280	387	435	595
Cavalier Equip.	281.44	390.72	491.75	608.25
Refuse Equip.	276	376	396	568
Va. Enviro-Quip.	275	380	440	550

Mr. King recommended purchasing the dumpsters from Lewis Steel Works.

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the bid for the trash dumpsters for the Dinwiddie County Landfill from Lewis Steel Works was accepted in the amount of $20,014.

IN RE: APPOINTMENT -- SCHOOL BOARD -- HAROLD M. WALKER

Aubrey S. Clay read this statement: "In accordance with Section 2.1-639-14, paragraph (g) of the Code of Virginia, I wish to disclose that my wife (Ann Clay) is employed by the Dinwiddie County School System. Employment of my wife occurred several years prior to my election to the Board of Supervisors and the results of any decision by this Board will affect my wife to no greater or less extent than other employees with similar credentials and experiences. Therefore, I feel that I am able to participate in the actions of the Board concerning this School Board appointment affectively, fairly and in the public interest".

Edward A. Bracey, Jr. read this statement: "In accordance with Section 2.1-639-14, paragraph (g) of the Code of Virginia, I wish to disclose that my wife (Bernice Bracey) is employed by the Dinwiddie County School System. Employment of my wife occurred several years prior to my election to the Board of Supervisors and the results of any decision by this Board will affect my wife to no greater or less extent than other teachers with similar credentials and experiences. Therefore, I feel that I am able to participate in the actions of the Board concerning this School Board appointment effectively, fairly and in the public interest.

Upon motion of Mr. Bracey, seconded by Ms. Everett , Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY The Board of Supervisors of Dinwiddie County, Virginia, that Mr. Harold M. Walker is bereby reappointed to the Dinwiddie County School Board for a term of four years, expiring June 30, 1997.

IN RE: APPOINTMENT -- CDPC EXECUTIVE COMMITTEE AND MPO

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY The Board of Supervisors of Dinwiddie County, Virginia, that Ms. LeeNora Everett is hereby reappointed to the Crater District Planning Commission Executive Committee and MPO for a term of one year, expiring June 30, 1994.

IN RE: APPOINTMENTS -- SOCIAL SERVICES BOARD

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY The Board of Supervisors of Dinwiddie County, Virginia, that Mr. James Harvell is bereby reappointed to the Dinwiddie County Social Services Board for a term of four years, expiring June 30, 1997.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY The Board of Supervisors of Dinwiddie County, Virginia, that Ms. Hope Mitchell is bereby appointed to the Dinwiddie County Social Services Board for a term of four years, expiring June 30, 1997.

IN RE: APPOINTMENT -- APPOMATTOX REGIONAL LIBRARY

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY The Board of Supervisors of Dinwiddie County, Virginia, that Ms. Betty Ragsdale is hereby reappointed to the Appomattox Regional Library for a term of four years, expiring June 30, 1997.

IN RE: APPOINTMENT -- CRATER AGENCY ON AGING

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY The Board of Supervisors of Dinwiddie County, Virginia, that Mr. William Beville is hereby reappointed to the Crater Agency on Aging for a term of four years, expiring June 30, 1997.

IN RE: APPOINTMENT -- RECREATION ADVISORY BOARD

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY The Board of Supervisors of Dinwiddie County, Virginia, that Mr. Okey Killingsworth is hereby reappointed to the Dinwiddie County Recreation Advisory Board for a term of four years, expiring June 30, 1997.

IN RE: RESIGNATION -- DONNA KING -- RECREATION ADVISORY BOARD

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY The Board of Supervisors of Dinwiddie County, Virginia, that the resignation of Ms. Donna King from the Recreation Advisory Board is hereby accepted.

IN RE: CONTRACT TO AUDIT ACCOUNTS -- 1993-94

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the audit agreement between Robinson, Farmer, Cox Associates and the Board of

Supervisors of Dinwiddie County for auditing accounts in the amount of $15,000 is approved.

IN RE: NATIONAL SOBRIETY CHECKPOINT PROCLAMATION

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following proclamation requested by the Mothers Against Drunk Driving is hereby adopted:

WHEREAS, the incidence of alcohol and other drug impairment annually jeopardizes the lives and safety of the traveling public; and

WHEREAS, the U.S. Supreme Court ruled on June 14, 1990, in support of the use of sobriety checkpoints as a measure to detect and deter incidents of impaired driving, thereby answering the issue of their constitutionality; and

WHEREAS, Sobriety checkpoints can serve to reduce the likelihood that drinking drivers will operate their vehicles, and thereby lessen the hazards to innocent travelers and by-standers; and

WHEREAS, the County of Dinwiddie considers of utmost seriousness its duty to protect our citizens from hazards such as impaired drivers;

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia hereby proclaims the week of June 28 - July 5 National Sobriety Checkpoint Week and hereby proclaims support for the use of sobriety checkpoints as a valuable weapon in the war against impaired driving-related death and injury.

IN RE: ADOPTION OF DISCLOSURE ORDINANCE

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT ORDAINED, by the Board of Supervisors of Dinwiddie County, Virginia that Chapter 22 of the Dinwiddie County Code is hereby amended by adding the following provisions to Section 22-23:

(d) Each application for rezoning or a conditional use permit shall include the following information:

(1) A list of the names and addresses of all persons owning any legal or equitable interest in the real property which is the subject of the application as a title owner, lessee, easement owner, contract purchaser, assignee, optionee, licensee or noteholder, including trustees, beneficiaries of trusts, general partners, limited partners and all other persons or entities owning any such interest; provided, however, that the names and addresses of governmental entities, public service companies owning recorded easements over the subject property and trustees and beneficiaries under deeds of trust given as security need not be disclosed.

(2) If any of the persons disclosed under subsection 22-23 (d)(1) is a corporation, then the application shall also list the name and address of any shareholder who owns ten (10) percent or more of any class of stock issued by such corporation and, where such corporation has ten (10) or fewer shareholders, a list of the names and addresses of all such shareholders. If any of the persons disclosed under subsection 22-23 (d)(1) is a partnership, joint venture, trust or other entity other than a corporation, then the application shall also list the names and addresses of any persons having any interest therein equal to ten (10) percent or more of the total of all such interests and, where ten or fewer persons own all such interest, a list of the names and addresses of all such persons. For any corporation, partnership, joint venture, trust or other entity whose owners are unknown to the applicant and whose identities cannot be ascertained by the exercise of due diligence, and for any corporation that has more than 50 shareholders or whose stock is regularly traded on a stock exchange or in the over the counter market, the applicant may so certify in lieu of providing a list of its stockholders or other persons having an interest therein.

(3) If any of the persons disclosed under Section 22-23 (d)(2) is a corporation, partnership, joint venture, trust or other entity, the

application shall be sworn to under oath before a notary public or other official before whom oaths may be taken, stating whether or not any member of the Planning Commission or Board of Supervisors or of any of their immediate households owns any interest in the real property which is subject of the application as a title owner, easement owner, contract purchaser, lessee, assignee, optionee or licensee either directly or indirectly by ownership of an interest in a corporation, trust, partnership, joint venture or other entity owning any such interest. If any member of the Planning Commission or Board of Supervisors or of any of their immediate households owns any such interest, the application shall identify each Commissioner, Supervisor or household member and describe the nature and extent of his ownership interest. Otherwise, no further disclosure of the ownership of the real property which is the subject of the application or petition is required.

(e) If, prior to any public hearing held in connection with such application, there has been any change in the ownership of the real property that is the subject of the application so as to make the information submitted under subsection 22-23 (d) inaccurate or incomplete, the applicant or petitioner shall, before such public hearing is held, file a list with the zoning administrator updating and correcting the information previously disclosed under subsection 22-23 (d).

This ordinance is effective July 1, 1993.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator informed the Board that the State Compensation Board was looking at defunding salaries for dispatchers and requiring localities to use their E-911 tax to fund these positions.

2. The Crater District Agency on Aging had a community forum promoting awareness of elderly abuse at the Dinwiddie Elementary School and Miss Virginia, Lora Lynn Flattum, an advocate of the elderly, was present.

3. The County Administrator asked the Board for authorization to advertise for a public hearing to acquire ISTEA grant funds to develop a driving tour of the Route of Lee's Retreat.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the County Administrator was authorized to advertise for a public hearing July 7, 1993 to acquire ISTEA grant funds as requested.

IN RE: RESOLUTION -- CENTER STAR BAPTIST CHURCH ANNUAL MEN'S DAY

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

WHEREAS, Center Star Baptist Church has set aside its Annual Men's Day, June 27, 1993 as an occasion to pay tribute to Black Male History Makers of Dinwiddie County; and

WHEREAS, the men whose achievements and contributions are being recognized on this occasion personify the highly honorable and significant role of black citizens in the history of Dinwiddie County; and

WHEREAS, a variety of circumstances have curtailed or prevented public notice of the achievements and contributions of a number of these persons, and

WHEREAS, public recognition is proper and fitting for citizens who earn a special place in history by overcoming extreme forms of adversity and distinguishing themselves through extraordinary achievements and contributions in the highest traditions of commitment to purpose, sense of duty, and inspired determination,

NOW THEREFORE BE IT RESOLVED THAT the Board of Supervisors of Dinwiddie County, Virginia on behalf of the citizens of Dinwiddie County, commends Center Star Baptist Church for its Tribute to Black Male History

Makers of Dinwiddie County and, hereby, officially endorses that Tribute, and

BE IT FURTHER RESOLVED THAT, the Board of Supervisors of Dinwiddie County, Virginia hereby directs that the names of the persons cited in this Tribute, with accounts of their achievements and contributions, be appended to the official record of these proceedings and preserved in perpetuity for all posterity.

Reverend Ellis V. Wilson

First Black Citizen elected to represent Dinwiddie County in the Virginia General Assembly (1869-1871).

Alfred W. Harris, Esq.

Represented Dinwiddie County in the Virginia House of Delegates (1881-1889) and was Parron Founder of Virginia State University; Inaugural Principal of the John A. Dix Industrial School for Negroes, forerunner of the Dinwiddie Normal and Industrial Institute.

Henry Madison

First of two black men elected as Commissioner of the Revenue in Dinwiddie County (1883-1887).

Alfred W. Harris, Jr. MD

First black native born male in Dinwiddie County to earn the degree of Doctor of Medicine.

B. Frank Harris, Esq.

First black native born male in Dinwiddie County to earn a degree in law.

Fitz Lee

Only known black member of the U. S. Armed Forces from Dinwiddie County killed in action during the Spanish-American War.

Edward W. Crawley

First black citizen in Dinwiddie County inducted into the U.S. Army under the Selective Service Act of 1940 and mobilized for service in World War II.

Daniel Batts

Only black member of the United States Armed Forces among those killed in action in World War II from Dinwiddie County.

Samuel B. Spicely, Col. (Ret.)

First black member of Dinwiddie County commissioned as an officer in the Regular Army of the United States.

Leroy Hughes

First of two black members of the United States Armed Forces from Dinwiddie County among those killed in action in the Korean conflict.

Overton R. Johnson

First black male in Dinwiddie County to earn the degree of Doctor of Philosophy.

Alfred James Stewart

First native born black male of Dinwiddie County graduated from the United States Air Force Academy.

Earl S. Winfield

First black athlete of Dinwiddie County to successfully pursue a career in professional football.

Curtis V. Wilkerson

First black athlete of Dinwiddie County to successfully pursue a major league career in professional baseball.

Melvin B. Alsbrook

Only black male elected to the Town Council of McKenney in Dinwiddie County.

Edward A. Bracey

Only black male elected to serve on the Board of Supervisors for the County of Dinwiddie.

Donald W. Morgan

Only black member of the United States Armed Forces from Dinwiddie County killed in action associated with Desert Storm.

John W. Smith, Jr.

First black male from Dinwiddie County graduated from the U.S. Naval Academy.

IN RE: COUNTY ADMINISTRATOR COMMENTS CONTINUED

1. The Assistant County Administrator told the Board the report on the indoor air quality survey was included in their packet from Honeywell. The report included all six county buildings and included no significant health-related problems. Any corrective action recommended has been completed or is in the process of being completed.

2. The Assistant County Administrator informed the Board that there were no bids received on the timber located behind Rohoic Elementary which came as no suprise due to the market being flooded. The consultant is going to try negotiating on a per unit basis.

3. The Assistant County Administrator informed the Board that the Social Services Department had inadvertantly left off a 1982 four door sedan for the surplus property sold last Saturday and asked authorization to include it on the list.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the 1982 four door sedan from the Department of Social Services was approved for the surplus property list.

IN RE: SEALED BID FOR FIRE TRUCK

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the fire truck belonging to Namozine VFD, Unit 142, located at the school bus garage which was not included in the auction, was approved to be sold by sealed bid process.

IN RE: BOARD MEMBER COMMENTS

1. Ms. Everett commended the County Administrator on spearheading the Fort Lee closing issue.

2. Mr. Haraway said a meeting was to be held on Gaydell Drive in Mansfield Subdivision at 5:00 P.M. on Monday regarding the drainage problems there.

3. Mr. Bracey asked why the Recreation Department was charging a $1.00 fee for parking since there was going to be a $4.00 per person fee. The Recreation Director stated he would review the fees charged.

4. Ms. Everett stated someone had called complaining that they had to pay a $2.00 parking fee at the boat landing at Lake Chesdin just to purchase bait.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (3) Acquisition of Property; Section 2.1-344(a) (5) Industrial; Section 2.1-344(a) (7) Legal; the Board moved into Executive Session at 4:43 P.M. A vote having been made and approved, the meeting reconvened into Open session at 7:52 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: RECESS

The Chairman declared a recess at 7:55 p.m. The meeting reconvened at 8:34 p.m.

IN RE: COURTHOUSE SITE ASSESSMENT

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the County administrator was authorized to contract with Hayes, Seay, Mattern & Mattern to conduct a site investigation of two proposed sites for the development of a new courthouse facility.

IN RE: RESIGNATION OF COUNTY ADMINISTRATOR

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia hereby accepts the resignation of Mr. Dewey P. Cashwell, effective immediately.

IN RE: ACCEPTANCE OF CONTRACT TERMS

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia accepts the contract terms that have been negotiated between the County Administrator and the Board; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Chairman is authorized to sign this contract on behalf of the Board.

IN RE: INTERIM COUNTY ADMINISTRATOR

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye",

Ms. Wendy S. Weber was appointed Interim County Administrator effective June 16, 1993.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 8:45 P.M.

Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy S. Weber
Wendy S. Weber
Interim County Administrator

VIRGINIA: AT A SPECIAL MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 21ST DAY OF JUNE, 1993, AT 7:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	PAUL JACOBSON	COUNTY ATTORNEY

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; the Board moved into Executive Session at 7:00 P.M. A vote having been made and approved, the meeting reconvened into Open session at 8:54 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: AUTHORIZATION TO ADVERTISE -- COUNTY ADMINISTRATOR

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the Interim County Administrator was authorized to advertise the position of County Administrator.

IN RE: REORGANIZATION OF COUNTY STAFF/INTERIM PERIOD

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye",

BE IT RESOLVED BY the Board of Supervisors of Dinwiddie County, Virginia, that Ms. Wendy S. Weber assumes the position of Interim County Administrator, at a salary of $52,000, effective June 16, 1993, until such time as that position is filled on a permanent basis; and

BE IT FURTHER RESOLVED BY the Board of Supervisors of Dinwiddie County, Virginia, that Mrs. Glenice N. Townsend, Director of Fiscal Operations shall assume the job responsibilities of the Assistant County Administrator at a salary of $36,556, effective June 16, 1993, until such time as that position is reassumed or filled; and

BE IT FURTHER RESOLVED BY the Board of Supervisors of Dinwiddie County, Virginia, that Mrs. Brenda D. Spain, Data Processing Manager, shall assume the job responsibilities of the Director of Fiscal Operations

at a salary of $26,870 effective June 16, 1993 until such time as that position is reassumed or filled.

IN RE: ACCOUNTING CLERK -- AUTHORIZATION TO ADVERTISE

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Interim County Administrator was authorized to advertise the temporary position of Accounting Clerk, with a salary range of $7.00 - 9.00 per hour.

IN RE: EMERGENCY MEDICAL TECHNICIANS

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following individuals were appointed as part-time Emergency Medical Technicians, effective July 1, 1993:

Joel E. Dodson, Jr. - BLS	John M. Fugman - BLS
Richard R. Alley, Jr. - BLS	Mary T. Parker - ALS
Brian L. Billings - ALS	Kenneth B. Frenier - ALS

IN RE: AUTHORIZATION TO ADVERTISE PUBLIC HEARING -- DINWIDDIE MATERIALS RECOVERY FACILITY

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Interim County Administrator was authorized to advertise a public hearing to be held on July 7, 1993, to receive public comment on the Dinwiddie Materials Recovery Facility.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 9:16 P.M.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy S. Weber
Wendy S. Weber
Interim County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 7TH DAY OF JULY, 1993, AT 7:30 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
ABSENT:	HARRISON A. MOODY	ELECTION DISTRICT #1
	BENJAMIN EMERSON	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the June 16, 1993 Regular Meeting, and the June 21, 1993, Special Meeting are hereby approved in their entirety with the amendments as follows to the June 16, meeting: page 3 - Ms. Everett voting "nay" to the VDOT budget. page 4 - Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Commissioner of Revenue was authorized to pay the invoice due to Mass Appraisal Systems, Inc., in the amount of $7,500, for the new appraisal software for the county.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #24400 thru #24777, (void checks #24399 and #24536); General Fund - $412,422.00; E911 - $6,831.14.; Self Insurance - $1,269.67; Capital Projects - $417.62; Jail Commission - $168.97; Fire Programs - $5,931.55; Law Library - $35.46; for a total of $427,076.41.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay, voting "aye", the following amendments were approved.

Add: 12. Ft. Lee Closure Celebration Discussion
Add: 14. Executive Session - 4. Legal

IN RE: PUBLIC HEARING -- DINWIDDIE MATERIALS RECOVERY FACILITY

This being the time and place as advertised in the Monitor Newspaper on June 23, 1993, and June 30, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of acquainting the public with the technical aspects of the (MRF) component and how the component will comply with the requirements set forth in the Virginia Solid Waste Management Regulations. The MRF is proposed to be an integral component of the Dinwiddie MRF/Co-Composting Facility which will be located on Route 645 in Dinwiddie County. The MRF will accept and process non-hazardous municipal solid waste (MSW) for the purpose of removing recyclable and non-processable items and distributing them to markets.

Mr. Edward M. Schiller, P.E., AFI Environmental, told the Board that the Dinwiddie Materials Recovery and Co-Composting Facility, Part B Permit Application, submitted April 1993 and revised May 3, 1993, comprises the requirements for permitting of the MRF, the Co-Composting and the Gas Recovery components of the facility. The MRF component, by virtue of the typical nature of its operation, qualifies for a Permit-by-Rule. Certain conditions must be met to satisfy permit-by-rule requirements, including public notice and comment upon supporting

documents. Supporting documents for the co-composting and gas recovery components are currently under review by the VDEQ for technical merit. These submittals in their entirety are available for public review and comment regarding the MRF component only. The submittals are located here at the Administration Building for public review. Mr. Schiller stated comments on this Application should be directed to: Wendy S. Weber, Interim County Administrator, PO Drawer 70, Dinwiddie Virginia, until July 22, 1993.

No one spoke for, or, in opposition of the Permit-by-Rule.

No action was needed by the Board.

IN RE: PUBLIC HEARING -- A-93-11 -- JOY G. BOWMAN

This being the time and place as advertised in the Monitor Newspaper on June 23, 1993, and June 30, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of adopting an amendment to Section 22-185 to include as a permitted use "Show horse facility and riding academy, with a conditional use permit," located on 6219 Boydton Plank Road.

Mr. Leonard Ponder, told the Board he would handle both A-93-11 and C-93-3 and then take a separate vote for the public hearings. He stated that Joy G. Bowman has requested that Section 22-185, Permitted Uses, be amended to add (30), "Show horse facility and riding academy, with a conditional use permit." Joy G. Bowman wants to develop a show horse training facility and riding academy.

A use such as this would normally be considered for an agricultural area. It is currently not permitted in B-2, A-1 and A-2 districts. The advantages of locating this use in this area becomes fairly obvious. This is a very accessible site for events proposed by the Bowmans. As they currently own the property surrounding the proposed site, buffering is not currently needed, however buffering could be easily accomplished. It is also important to note the Bowmans currently have horses on this property anyway.

With the above considerations already in mind, and with a conditional use permit being required, staff recommends approval of A-93-11. The Planning Commission unanimously recommended at its June 9, 1993 meeting that the Board of Supervisors approve A-93-11.

Mr. Bobby Bowman stated that he felt this request would tie into the Pamplin Park theme very well which is located behind their property.

No one spoke in opposition to the amendment.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye",

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Section 22-185, Permitted Uses, be amended to add (30), "Show horse facility and riding academy, with a conditional use permit", and the Dinwiddie County Zoning Ordinance is hereby amended and in all other respects, said ordinance is hereby reordained.

IN RE: PUBLIC HEARING -- C-93-3 -- JOY G. BOWMAN

This being the time and place as advertised in the Monitor Newspaper on June 23, 1993, and June 30, 1993, for the Board of Supervisors to conduct a public hearing to consider the conditional use permit request of Joy B. Bowman to locate and operate a show horse training facility and riding academy on 4.3 acres ± located on property designated as Tax Parcel 21-105 in the Namozine District.

Mr. Leonard Ponder, told the Board that Joy G. Bowman, owner of Tax Parcel 21-105 in the Namozine District, is now requesting a conditional use permit for a show horse training facility and riding academy. Ms. Bowman plans to construct a new barn to house the riding academy and train horses for show. In addition, an existing house on the property will be utilized for 24 hour security. The Planning Commission recommended at is June 9, 1993 meeting that C-93-3 be approved.

Staff recommends that C-93-3 be approved with the following conditions:

1. A site plan will be submitted showing distances from all structures on the site to public highways and adjacent properties.

2. Since Mr. & Mrs. Bowman own all adjacent property on the east side of U. S. Route 1, no additional buffering and/or berming will be required. If, however, this parcel or any adjacent parcel owned by the Bowmans is sold a landscaping plan will be submitted to the Planning Department for all affected boundaries.

3. Any wash stalls will be plumbed so that waste material will be sent into the public sewer system.

4. All manure will be composted in a manner approved by the Planning Department and screened from public view.

5. Before a certificate of occupancy is issued, the entrance plans for this facility must be approved by VDOT and a copy of that approval must be in the Planning Department.

6. Any temporary signage advertising horse shows or activities shall be confined to a period of one day before the event begins until one day after the event ends.

7. The house remaining on this parcel will be used by the facility management to provide additional security.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that the conditional use permit request of Joy B. Bowman to locate and operate a show horse training facility and riding academy on 4.3 acres ± located on property designated as Tax Parcel 21-105 in the Namozine District, is approved with the conditions recommended by the Planning Commission.

IN RE: PUBLIC HEARING -- C-93-4 -- MICHAEL B. MAYES

This being the time and place as advertised in the Monitor Newspaper on June 23, 1993, and June 30, 1993, for the Board of Supervisors to conduct a public hearing to consider the request of Michael B. Mayes to locate a 120 unit apartment complex on 10.47 acres of property located approximately .2 of a mile east of the intersection of U.S. Route 1 and Route 670 known as Tax Parcel 21-52.

Mr. Leonard Ponder, Director of Planning, told the Board that Michael B. Mayes, owner of Tax Parcel 21-52, is now requesting a conditional use permit for an apartment complex. He plans to construct one hundred twenty (120) units of market rate housing. The Planning Commission recommended at its June 9, 1993 meeting that C-93-4 be approved with the following conditions:

1. A site plan shall be submitted showing erosion controls, grading and drainage plans.

2. Prior to the issuance of a certificate of occupancy for phase II, a swimming pool, clubhouse, and tennis courts will be operational.

3. The driveway into development area shall be hard surface such as concrete or asphalt.

4. Trash dumpsters shall be supplied on site to adequately service the apartment building and shall be enclosed with wooden fencing.

5. The developer shall preserves as much existing vegetation as feasible in the construction of this project and shall submit a landscaping plan to the Planning Department.

6. A lighting plan will be submitted which will strive to minimize the effects of all interior lighting upon adjacent property owners.

7. The number of three bedroom units will be limited to twenty (20) percent of the total number of apartments in the complex, in an attempt to somewhat minimize the effect of the complex on Rt. 670 and the school system.

8. The minimum setback from any property line will be thirty five (35) feet rather than twenty five (25) feet required in the Zoning Ordinance.

9. The developer will attempt to preserve the existing vegetation along the Cheatham boundary to the south. If any of the current vegetation is damaged or destroyed the developer will construct a three foot berm with plantings on the berm to be approved by the Planning Department.

10. All internal fire suppression systems must be approved by the Public Safety Officer.

A use such as this would normally be considered for an agricultural or industrial area. It is currently not permitted in M-1, M-2, A-2, or A-1 districts. The advantages of an agricultural area are fairly obvious. There would be less density in respect to population and building. Buffering could be more easily accomplished. A less dense population base would mean less traffic in the area.

Bobby Bowman spoke in favor of the request.

Anne Scarborough asked if there would be an impact on services? Mr. Ponder stated he felt by limiting the number of 3-bedroom units that took care of the services impact.

No one spoke in opposition to the request.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that the conditional use permit request of Michael B. Mayes to locate a 120 unit apartment complex on 10.47 acres of property located approximately .2 of a mile east of the intersection of U.S. Route 1 and Route 670 known as Tax Parcel 21-52, is approved with the conditions recommended by the Planning Commission.

IN RE: RAILROAD CROSSING GRADE ROUTE 743 -- SUTHERLAND

Daniel Q. Jackson, Locomotive Engineer, Norfolk-Southern Railroad, appeared before the Board to discuss the problems getting grade crossing protection for Route 743 in Sutherland. Mr. Jackson said at the Norfolk-Southern, May safety meeting held in Crewe the members decided that their best course of action was to bring this information to the Board. He asked the Board to request that the VDOT install railroad crossing arms there.

E. B. Fisher, Employee Norfolk-Southern, told the Board the Safety Committee also has a short presentation "Operation Lifesaver" which has been presented to driver education students to keep them from trying to beat the train. He told the Board if they would contact the safety committee they would be glad to make a presentation to the county schools.

Ray Deyerle, Crewe Safety Committee, stated there was a lot of concern from several engineers regarding the safety of this crossing. He asked the Board to contact the Sheriff's Department to beef up patrol at the crossing and to check on emergency funds which may be available with state and federal departments.

The Interim County Administrator explained that according to our Six-Year Plan, that crossing is scheduled for flashing lights and short arm gates in 1997-98. That is when funding will be completed. Any changes in the Six-Year Plan are considered every two years which would be 1994.

The Board expressed their concern but explained that unfortunately there was not enough money for all the road needs in the county. Ms Everett asked if administration would check to see if there were any

emergency funds available either State or Federal. They thanked the Safety Committee for coming and their concern for the safety of the citizens of Dinwiddie.

IN RE: SEA PLANE LANDING -- LAKE CHESDIN

Mr. Richard D. Hartman, General Manager, Appomattox River Water Authority, sent a letter requesting that the Department of Game and Inland Fisheries consider prohibiting sea planes landing on Lake Chesdin. The ARWA asked Dinwiddie County and Chesterfield County to make a similar request. The reservoir is relatively long and narrow. It is heavily used by recreational boaters and therefore there is little room for sea plane landings. The local Game Warden and Chesterfield County boat patrol both feel that these landings are unsafe.

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye", request that the Commissioners of Game and Inland Fisheries prohibit sea planes from landing on Lake Chesdin.

IN RE: DISCUSSION OF THE RECREATION ADVISORY COUNCIL

Anthony Rinaldi, Director, Parks and Recreation, said the Board had requested a copy of the Recreation Advisory Council By-Laws and the present membership for discussion on this meeting. The following is a list of the members and the district they represent:

District 1	Charles Hawkins
District 2	Okey Killingsworth
District 3	Sandra Buyalos
District 4	June Harvell
District 5	Duncan Liles, Sr.
At-Large	Courtney Warf (Student)

He said he also recommended that the following individuals be included as ex-officio members on the council:

(A)	Dinwiddie Youth League	
	1. Football	John Talmage
	2. Basketball	Kevin Woodleaf
(B)	Dixie Youth League	
	1. Baseball (American Conf.)	Doug Brown
	2. Baseball (National Conf.)	L.H. Connelly

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED BY the Board of Supervisors of Dinwiddie County, Virginia, that the Recreation Advisory Council is restructured to have one adult representative from each district terms expiring July 7, 1996, and one student representative term expiring July 7, 1994, with the representatives from the Dinwiddie Youth League and the Dixie Youth League as ex-officio members, terms concurrent with the office they hold within that organization; with no change in the By-Laws;

AND BE IT FURTHER RESOLVED BY the Board of Supervisors of Dinwiddie County, Virginia, that the current by-laws are readopted with the amendment of the above restructuring of membership.

IN RE: RESIGNATION - SARAH PARKER - RECREATION ADVISORY COUNCIL

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED BY The Board of Supervisors of Dinwiddie County, Virginia, that the resignation of Ms. Sarah Parker from the Recreation Advisory Board is hereby accepted.

IN RE: FY 1994 AMENDED BUDGET

The Interim County Administrator told the Board that the following revisions were needed in the FY 1993-94 Budget:

1. The budget contains the revisions which were made at your public hearing - Five percent increase in December, additional funding for Dispatchers and $200,000 increase for the School Board. The one other change is a transfer of cost from the WWTP Operation to the Jail budget.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye",

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the 1993-94 amended budget is adopted with the above listed amendments as follows:

INCOME ESTIMATES	Current Fiscal Year	Fiscal Year Commencing July 1, 1993
GENERAL FUND:		
Revenue from Local Sources:		
General Property Taxes	$ 7,469,301	$ 7,980,000
Other Local Taxes	1,969,500	1,894,500
Permits, Privilege & Regulatory Licenses	92,550	128,500
Fines and Forfeitures	65,000	70,000
Revenue from Use of Money & Property	248,000	178,000
Charges for Services	310,400	314,500
Miscellaneous Revenue	158,400	164,700
TOTAL	10,313,151	10,730,200
Revenue from the Commonwealth	1,805,389	1,840,938
Revenue from the Federal Government	9,800	9,100
Non-Revenue Receipts	370,000	- 0 -
TOTAL GENERAL FUND	$12,498,340	12,580,238
LAW LIBRARY FUND	2,500	1,500
SCHOOL TEXTBOOK FUND	126,045	219,760
SCHOOL FUND:		
Revenue from Local Sources	54,525	75,005
Revenue from the Commonwealth	11,223,471	11,505,289
Revenue from the Federal Government	927,994	832,765
Transfers from Other Funds	5,039,606	5,764,410
TOTAL SCHOOL FUND	17,245,596	18,177,469
VA PUBLIC ASSISTANCE FUND	1,672,049	1,681,153
E911 FUND	114,522	51,800
SELF-INSURANCE FUND	168,500	262,525
GENERAL CAPITAL PROJECTS FUND	74,900	109,400
OYCS FUND	75,092	82,344
CDBG CAPITAL PROJECTS FUND	750,000	1,206,000
FIRE PROGRAMS FUND	20,000	20,000
FORFEITED ASSET SHARING	- 0 -	4,000
MEALS TAX	- 0 -	200,000
VRS - EARLY RETIREMENT	- 0 -	323,220
CSA Fund		316,982
GRAND TOTAL -- ALL FUNDS	$32,747,544	$35,236,391
LESS INTERFUND TRANSFERS	5,649,998	6,998,237
TOTAL INCOME	$27,097,546	$28,238,154
FUND BALANCES, JULY 1	4,943,698	4,596,574

CASH RESOURCES	$32,041,244	$32,834,728

CONTEMPLATED EXPENDITURES

GENERAL FUND:		
Board of Supervisors	$ 75,905	53,705
County Administrator	166,299	169,627
County Attorney	38,510	40,150
Independent Auditor	21,300	23,300
Commissioner of the Revenue	158,349	164,955
Business License	19,136	19,333
General Reassessment	38,699	100,000
Land Use	18,345	19,398
Treasurer	174,484	195,129
Data Processing	73,664	64,935
Electoral Board and Officials	68,539	68,288
Circuit Court	13,950	13,950
County Court	7,470	7,885
Special Magistrates	135	185
Clerk of the Circuit Court	59,978	56,437
Commonwealth's Attorney	101,180	101,451
Sheriff-Law Enforcement	1,692,402	1,608,265
Fire & Rescue Service	18,600	18,600
Volunteer Fire Departments	151,500	137,500
Ambulance & Rescue Service	26,600	56,600
Forestry Service	11,541	11,720
Sheriff-Correction & Detention	273,422	282,892
Probation Office	2,630	2,630
Other Correction & Detention	41,366	51,564
Building Inspection	111,391	107,167
Animal Control	81,605	88,609
Medical Examiner	750	500
Public Safety/Civil Defense	58,153	59,615
Road Administration	250	250
Street Lights	42,000	42,000
Refuse Disposal	382,375	679,970
Public Nuisance	5,000	5,000
Public Utilities	100,600	127,656
Maintenance of Buildings & Grounds	186,971	180,450
Water Service	136,000	144,000
Health	130,000	134,564
Mental Health	37,265	37,410
Welfare Administration	4,500	3,117
Other Social Services	17,458	15,040
Community College	1,254	4,706
Recreation	162,420	158,820
Lake Chesdin	4,500	1,300
Regional Library	116,792	121,464
Planning	101,642	111,502
Economic Development	36,257	36,949
Other Planning & Community Development	104,520	104,464
Regional Planning Commission	12,275	12,275
Soil and Water Conservation	7,260	7,500
Johnson Grass Control	500	500
Advancement of Agric & Home Economics	50,709	52,300
Internal Services	81,250	64,450
Debt Service	1,173,307	1,058,000
Subtotal	6,401,008	6,628,077
Transfers to Other Funds	5,622,363	6,448,438
TOTAL - GENERAL FUND	$12,023,371	$13,076,515
LAW LIBRARY FUND	2,500	2,500
SCHOOL TEXTBOOK FUND	126,045	219,760
SCHOOL FUND:	$17,660,711	$18,177,469
VA PUBLIC ASSISTANCE FUND	$1,672,049	1,681,153
E911 FUND	153,179	63,100
SELF INSURANCE FUND	253,225	262,525
OYCS FUND	75,092	82,344
GENERAL CAPITAL PROJECTS	702,832	202,125

SCHOOL CAPITAL PROJECTS	-0-	
CDBG FUND	750,000	1,206,000
FIRE PROGRAMS FUND	20,000	20,000
FORFEITED ASSET SHARING		4,000
MEALS TAX FUND		- 0 -
VRS-EARLY RETIREMENT FUND		257,740
CSA Fund		316,982
GRAND TOTALS - ALL FUNDS	$33,439,004	$35,572,213
LESS INTERFUND TRANSFERS	5,649,998	6,998,237
TOTAL EXPENDITURES	$27,789,006	$28,573,976
FUND BALANCES - JUNE 30	4,252,238	4,260,752
TOTAL REQUIREMENTS	$32,041,244	$32,834,728

IN RE: APPROPRIATIONS RESOLUTION

The Interim County Administrator told the Board the appropriations resolution needed to be approved in order to allocate those funds adopted in the 1993-94 budget.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye", the following resolution was adopted:

Whereas, the final 1993-94 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 $13,076,515 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 E911 Fund in the amount of $63,100; Self Insurance Fund in the amount of $262,525; Law Library Fund in the amount of $2,500; General Capital Projects Fund in the amount of $202,125; Local Sales Tax in the amount of $500,000; School Textbook Fund in the amount of $219,760; School Fund in the amount of $18,177,469; Virginia Public Assistance Fund in the amount of $1,681,153; OYCS Fund in the amount of $82,344 and CDBG Fund in the amount of $1,206,000; CSA Fund in the amount of $316,982; Fire Programs Fund in the amount of $20,000; and Forfeited Assets Sharing Fund in the amount of $4,000 be appropriated beginning July 1, 1993.

IN RE: CAPITAL PROJECTS FUND SEPARATION

The Interim County Administrator informed the Board that the auditors have suggested we divide up the funds within the Capital Projects Fund into these separate Funds, Courthouse Maintenance Fees, Jail Phone Commission, Marketing Funds, Recreation Capital Projects Fund, and Landfill Fees, to help monitor the fund balances within these accounts.

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye", the Capital Projects Fund is to be separated into these Funds: Courthouse Maintenance Fees, Jail Phone Commission, Marketing Funds, Recreation Capital Projects Fund, and Landfill Fees, to help monitor the fund balances within these accounts.

IN RE: EMS FUNDS DIVISION

The Interim County Administrator informed the Board that at the present time, the EMS Funds are divided between the Rescue Squad and Namozine Fire & Rescue. Recently she said she discussed the division with them, since Ford VFD is running a First Responder Program. They agreed for the County to retain the entire amount and the funds will be disbursed

similar to the fire programs funds. Upon submission of bids and invoices, a check will be issued from the fund. They also agreed to divide the funds - 50% for the Rescue Squad, 25% for Namozine Fire & Rescue, 25% for Ford VFD. The total amount received this year was $8,300.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye", the EMS funds are to be divided 50% for the Rescue Squad, 25% for Namozine Fire & Rescue, 25% for Ford VFD, and a check will be issued from the fund, upon submission of bids and invoices.

IN RE: FORT LEE -- CELEBRATION

The Interim County Administrator stated that the Board was involved in the activities that took place to keep Ft. Lee open and now there was a plan to have a celebration at some point but that a date has not yet been released. A part of that celebration will be a presentation to legislators and officials who were involved. They are looking to prepare a plaque with a pin, symbol or copy of seal from the different localities so they can place it on the plaque. The County does not have a County Seal prepared as a pin. They need sixteen of these seals and she stated she would like authorization to have the pins prepared.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye", the Interim County Administrator was authorized to have the County seal prepared as pins for the plaque for the Fort Lee Celebration.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (7) Legal; Section 2.1-344(a) (5) Industrial; and Section 2.1-344(a) (3) Acquisition of Property; the Board moved into Executive Session at 8:46 P.M. A vote having been made and approved, the meeting reconvened into Open session at 10:10 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: RESIGNATION OF COUNTY PLANNER

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia hereby accepts the resignation of Mr. Leonard K. Ponder, effective September 13, 1993.

IN RE: AUTHORIZATION TO ADVERTISE -- DIRECTOR OF PLANNING

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the Interim County Administrator was authorized to advertise the position of Director of Planning and Community Development.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 10:20 P.M.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy S. Weber
Wendy W. Weber
Interim County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 21ST DAY OF JULY, 1993, AT 2:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	PAUL JACOBSON	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the July 7, 1993 Regular Meeting, are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #24802 thru #24918, (void checks #24778-24801); General Fund - $262,470.57; Self Insurance - $16,109.67; Capital Projects - $1,157.00; Law Library - $435.89; Fire Programs - $4,839.81; Law Enforcement Exp. - $453.43; Jail Commission - $336.86; Landfill Fund - $707.29; for a total of $286,510.52.

IN RE: CITIZEN COMMENTS

1. Mary A. Overton appeared before the Board questioning the zoning which allows kennels in R-1 districts. She stated her neighbor had seven dogs which were infested with fleas. Ms. Overton said her three dogs and house were now infested also, and she was trying to get rid of them. Ms. Overton stated something needed to be done about limiting the number of dogs allowed in subdivisions in the County.

The Board felt the issue of limiting the number of dogs in an R-1 area should be reviewed and to include a survey of the requirements in other localities.

2. Anne Scarborough read an article from the Richmond Times Dispatch regarding the rural school systems. She stated Brunswick was the 6th poorest locality in the state but has managed their monies very wisely and the schools have excelled. Ms. Scarborough asked the Board, School Board, and administration to check the expenditures and use the tax dollars wisely. She also questioned the article in the Monitor Newspaper asking for donations of file cabinets, bookcases, and fans for the schools. Ms. Scarborough stated she recalled that at the sale of the county surplus property, all of these items were available.

IN RE: PRESENTATION OF RESOLUTION -- AUBREY PENNINGTON

Mr. Clay presented a resolution of appreciation adopted by the Board at their June 2, 1993 meeting to Mr. Aubrey Pennington for his 12 years of service to the Dinwiddie Industrial Development Authority.

IN RE: PUBLIC HEARING -- INTERMODAL SURFACE TRANSPORTATION EFFICIENCY ACT-- ROUTE OF LEE' RETREAT

This being the time and place as advertised in the Monitor Newspaper on July 21, 1993, for the Board of Supervisors to solicit comments regarding a grant application that is being submitted for Intermodal Surface Transportation Efficiency Act (ISTEA) funds from the Virginia Department of Transportation. The grant application is to develop a 22 stop driving tour of the "Route of Lee's Retreat." The

driving tour will run from Dinwiddie County to Appomattox County and will run through Amelia County.

Chris Calkins with the National Park Service stated he felt this would help bring in tourism. The location of this stop would be at the Sutherland Station on 460 West. The 20% County match of $7,653 could be stretched over a four year period if needed.

Bill Martin, County Planner, Amelia, stated the grant does allow in-kind land donations for the 20% match.

No one spoke in opposition to the grant.

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the following resolution is adopted:

WHEREAS, in accordance with the Commonwealth Transportation Board construction allocation procedures, it is necessary that a request be received from the local government or state agency in order that the Virginia Department of Transportation program an enhancement project in the seven county area of Southside Virginia, including the Counties of Amelia, Appomattox, Buckingham, Cumberland, Dinwiddie, Nottoway, and Prince Edward.

NOW THEREFORE BE IT RESOLVED THAT THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA requests the Commonwealth Transportation Board to establish a project of a Driving Tour of the Route of Lee's Retreat; and

BE IT FURTHER RESOLVED, that the Board of Supervisors of the County of Dinwiddie hereby agrees to pay 20 percent of the total costs of $38,265, not to exceed $8,000, for planning and design, right of way, and construction of this project, and that, if the County of Dinwiddie subsequently elects to cancel this project, the County of Dinwiddie hereby agrees to reimburse the Virginia Department of Transportation for the total amount of the costs expended by the Department through the date the Department is notified of such cancellation.

This resolution shall be effective immediately.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, reported the following:

1. Route 619 - 1st section completed.

2. Route 636 - complete except for surfacing.

3. J. T. Lester retired July 1, 1993 and Jack Osborne from Amelia County is his replacement.

4. The Assistant County Administrator told the Board she had spoken with Ms. Forrest about additional funding for the grade crossing at Route 734. The only other funding source beyond the Six-Year Plan is the Revenue Sharing program which is a 50/50 match program. Ms. Forrest did say, however, that the project could be passed on to the railroad in 95-96 in which 70% of the funding will be available. The VDOT purchases the equipment and the railroad installs and maintains it.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, stated the figure from December 1, 1992 to present for the meals tax collection is $128,000 which is about what was projected.

IN RE: TREASURER -- REPORT

Mr. William E. Jones provided his reports for the month of June.

1. Mr. Jones informed the Board that the General Assembly has passed a bill which allows special license plates bearing the seal of the County on receipt of a minimum of 1,000 paid applications. The annual fee

for plates issued pursuant to this section is $25 plus the prescribed fee for state license plates. For each $25 fee collected in excess of the 1,000 sets issued, $15 will be paid to the locality whose seal appears on the plate. He said if the Board so desired he could send a mailer out with the tax bills to find out if the citizens would be interested. The Board requested him to send the mailers with the tax bills.

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Treasurer was authorized to send information mailers with the tax bills for the special license plates bearing the seal of the County.

IN RE: DELINQUENT TAX LISTING REPORT 1992

In accordance with 58.1-3928 of the Code of Virginia, the following information was provided to the Board:

1991 Uncollected Taxes as of June 30, 1993 - Base tax only

	June 30, 1992	June 30, 1993
1. Uncollected 1991 R.E. Taxes	181,173.18	81,793.71
2. Uncollected 1991 P.P. Taxes	181,717.25	119,212.43

1992 Uncollected Taxes as of June 30, 1993

1. Uncollected 1992 R.E. Taxes	221,174.35
2. Uncollected 1991 P.P. Taxes	105,534.52

Mr. Jones told the Board the comparable tax collection rates for 1992 was 95.95% as compared to 1991 - 94.56% and 1990 - 94.30%. He stated due to the improved collection rate and being able to check on-line information on the computer he didn't feel it was necessary to run the list in the newspaper or post it at the courthouse.

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", upon recommendation of the Treasurer the delinquent tax list will not be published for the 1992 calendar year.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T.O. Rainey, III, Commonwealth Attorney, told the Board he was sorry to inform them that his Secretary, Susan Clay, of 6 1/2 years was leaving to go to work for the General District Court Office. He said he was advertising the position which is a Secretary 1 position.

IN RE: SHERIFF -- REPORT

No one was present from the Sheriff's Office.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, provided his corrected report for the month of June.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, provided his reports for the month of June and Mr. Steve Beville, Assistant Animal Warden, was present.

IN RE: LIVESTOCK CLAIM -- LEONARD HARRISON, SR.

Mr. Steve Beville presented to the Board a livestock claim from Leonard Harrison, Sr., for one heifer calf in the amount of $100.00.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the livestock claim from Leonard Harrison, Sr., for one heifer calf, in the amount of $100.00 was approved.

IN RE: POULTRY CLAIM -- W. B. KNOTT, JR.

Mr. Mellick presented to the Board a poultry claim from W. B. Knott, Jr., for thirty bantams in the amount of $225.00.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the poultry claim from W. B. Knott, Jr. for thirty bantams, in the amount of $225.00 was approved.

IN RE: POULTRY CLAIM -- EDGARD P. JONES

Mr. Mellick presented to the Board a poultry claim from Edgar P. Jones for eighteen hens in the amount of $67.50.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the poultry claim from Edgar P. Jones for eighteen hens, in the amount of $67.50 was approved.

IN RE: DIRECTOR OF PLANNING

Mr. Wayne Knox, Zoning Administrator, gave a brief update on issues of the Planning Department.

1. The entrance permit for Pamplin Park was approved; the permit for the Mayes property is still pending for the apartment complex.

2. Drainage problems at West Drive - he met with VDOT and there will be no participation from them except to advise. He spoke with the residents and developers to try to work out a solution and it may not be solved completely. The problem is the drainage and the land is not high enough so culvert pipes are going to be put in by the developers.

3. Stormwater Drainage - by 1994-95, the county will have to have a stormwater management drainage plan as part of the review process.

4. The West Petersburg project had four houses that went out for bid on the 20th and five more houses will go out on the 2nd round.

5. Mr. Knox said he was following up on zoning violations also.

6. The Sheriff's Department and citizens have been working with the Planning Department on the replacement of missing signs.

The Board members had the following comments and questions:

1. Mr. Bracey and Mr. Clay stated a citizen on Wheaton Road had contacted them about a mobile home permit which he had been denied by Mr. Ponder. The Board asked that Mr. Ponder be present at the next meeting to present a complete report on the details.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, asked the Board to appropriate the $2,000 received from United Way for Emergency Services to the Social Services Department for their use. She stated no local match was required for these funds.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", an appropriation of $2,000.00 to the Social Services Department from the United Way for Emergency Services was approved.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Thomas H. Gaul, Superintendent of Schools, stated the Board had received in their packet a resolution; and that it was the School Board's heartfelt desire to begin openly to communicate with all segments of the population regarding the financing of the school district. As of July, they were in the process of setting up an organization and moving forward as of July 1st that will guarantee a very soundly run accountable organization.

IN RE: RESOLUTION OF DINWIDDIE SCHOOL BOARD ON FINANCING NEEDS FOR CURRENT SCHOOL YEAR

Mr. Joseph E. Hubbard, Finance Officer, presented the following Bond Resolution adopted by the School Board in anticipation of a bond issue to finance school projects included in the 93-94 budget.

WHEREAS, the Dinwiddie County School Board (the "School Board") intends to make certain expenditures on and after the date hereof with respect to expenses incurred and to be incurred (the "Expenditures") in connection with various school capital and renovation projects (collectively, the "Projects") listed on the attached Schedule in the approximate amount of $516,000; and

WHEREAS, the School Board hereby declares its official intent to reimburse the School Board with proceeds of a tax-exempt financing to be completed later during the fiscal year (the "Bonds"); and

WHEREAS, as of the date hereof, there are no funds of the School Board is deemed a part under U.S. Treasury Regulation Sections 1.103-18 and 1.150-1(f) (the "Controlled Group"), to finance the Project;

NOW THEREFORE, BE IT RESOLVED BY THE DINWIDDIE COUNTY SCHOOL BOARD AS FOLLOWS:

1. The School Board hereby adopts this declaration of official intent under Treasury Regulation Section 1.103-18 and declares its intent to reimburse the School Board with the proceeds of a tax-exempt financing for Expenditures made on and after the date hereof with respect to the Project.

2. Each Expenditure will be a cost of a type properly chargeable to a capital account (or would be so chargeable with a proper election) under general federal income tax principles at the time each such Expenditure is paid.

3. The maximum principal amount of debt expected to be issued to reimburse the School Board for the Expenditures paid prior to the date of issue of the Bonds is $516,000.

4. There are no funds from sources other than the tax-exempt financing that are, or are reasonably expected to be reserved, allocated on a long-term basis, or otherwise set aside by the School Board or by any other entities that are part of the Controlled Group pursuant to their budget or financial policies with respect to the Expenditure.

5. This resolution shall take effect immediately upon its passage.

6. Beginning no later than 30 days after the adoption of this resolution and ending on the date on which the Bonds are issued, this resolution will be reasonably and continuously available for inspection by the general public, on each business day and during normal business hours, at the Office of the Superintendent of Dinwiddie County Public Schools, Pamplin Administration Building, Dinwiddie, Virginia.

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Superintendent of Schools was authorized to proceed with the projects as presented in anticipation of a bond issue to finance these projects up to $516,000.

IN RE: RECREATION DIRECTOR -- REPORT

1. Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of June, 1993.

2. Mr. Rinaldi received a plaque from the Department of Interior for the Recreation Department for their participation in the White Oaks Battlefield clean-up project.

3. The concession stand project at the middle school is progressing.

IN RE: WHITE OAKS BATTLEFIELD ENDORSEMENT RESOLUTION

Mr. Rinaldi informed the Board that an ISTEA Grant of $20,000 was being applied for to continue the White Oaks Battlefield Project. The County's match would be $3,500 and it would be an in-kind match.

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

WHEREAS, in accordance with Commonwealth Transportation Board construction allocation procedures, it is necessary that a request by resolution be received from the local government or state agency in order that the Virginia Department of Transportation program an enhancement project in the County of Dinwiddie, Virginia.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors, of Dinwiddie County, Virginia, requests the Commonwealth Transportation Board to establish a project for the improvement of White Oaks Battlefield, and

BE IT FURTHER RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia hereby agrees to pay 20 percent of the total cost for planning and design, right of way, and construction of this project, and that, if the Board of Supervisors subsequently elects to cancel this project, the Board of Supervisors hereby agrees to reimburse the Virginia Department of Transportation for the total amount of the costs expended by the Department through the date the Department is notified of such cancellation.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

1. Mr. David W. Nichols, Public Safety Officer, submitted his reports including the Fire Department's and Rescue Unit's responses for the month of June, 1993. He stated he felt the EMS response with the new EMT's was good for this month.

2. Mr. Nichols said he had received three proposals for vehicle maintenance and he and the Interim County Administrator would be meeting with the bidders and plan to make a recommendation at the next meeting.

IN RE: RESOLUTION -- DRY FIRE HYDRANTS

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

WHEREAS, a dry hydrant is a nonpressurized pipe system that is installed in an existing lake, pond, or stream to provide an easily accessible source of year-round water for firefighting; and

WHEREAS, with installation of dry fire hydrants, homeowners and property owners would receive improved fire protection that would reduce loss of life and property; development is encouraged; and

WHEREAS, by promoting security and safety in rural areas economic development is encouraged; and

WHEREAS, dry hydrants save fuel and time during firefighting; and

WHEREAS, water conservation is increased by Fire Departments utilizing dry hydrants which reduces the volume of pressurized and purified town water that is used; and

WHEREAS, the General Assembly passed legislation in 1992 which requested a plan be developed that identified the needed network of dry hydrant sites in the Commonwealth; and

WHEREAS, the Virginia Department of Forestry completed an inventory that documented the need for 3,678 dry hydrant installations at an estimated cost of $7.3 million; and

WHEREAS, the state appropriated funds to be spent in FY 1993 and FY 1994 to initiate a demonstrated program which provided cost share monies to fire departments to install dry hydrants;

NOW THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia supports the continued state funding of programs which encourage and enable fire departments to install dry hydrants; and

BE IT FURTHER RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia requests that the Virginia Association of Counties add to their 1994 legislative agenda a resolution of support for state funding of programs that enable and encourage fire departments to accelerate the installation of dry fire hydrants.

IN RE: EXPLOSIVES PERMIT -- ISSUANCE UNDER FIRE MARSHALL

Mr. David C. Nichols, Public Safety Officer, told the Board at the present time, the issuance of the explosives permit is handled by the Building Inspectors Department but it should come under the Fire Marshall because he has to enforce it.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the issuance of the explosives permit is to be handled under the jurisdiction of the Fire Marshall using the same basis for fees as the Building Official was using for the present time.

IN RE: AUTHORIZATION FOR SEALED BID -- FIRE TRUCK

Mr. Nichols requested authorization from the Board to sell the surplus fire truck from Namozine located at the bus garage by sealed bids. He stated that someone was interested in purchasing the vehicle and he felt the sale was in the best interest of the County.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the title for the Fire Unit located at the bus garage was released and the Public Safety Officer was authorized to obtain sealed bids.

IN RE: RELEASE OF TITLE -- DINWIDDIE VAN UNIT 117

Mr. Mike Price, Fire Chief, Dinwiddie Volunteer Fire Department, requested authorization from the Board to sell the van known as unit 117 by sealed bids. He stated they would also like to retain the funds from the sale.

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the title for the Van, Unit 117, was released to the Dinwiddie Volunteer Fire Department to obtain sealed bids; and the Dinwiddie Volunteer Fire Department is authorized to retain the funds from the sale.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, submitted his report for the month of June to the Board. Mr. King presented the Board with the proposed fee schedule for the co-composting facility for their comments and suggestions.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Paul Jacobson, County Attorney, stated that CSX has offered a settlement for the lawsuit which was filed about three years ago to collect higher assessments for tax years 1987-1989. The settlement offer is for the 1987 tax year, the remaining year at issue in the case. CSX Transportation offer to settle the 1987 tax year on the basis of the 1983 assessment for Dinwiddie County. The 1983 assessment was $5,926,329. The taxes that would be due on this amount for the 1987 tax year are $47,410.63. CSX paid taxes for the 1987 tax year in the amount of $32,258.65 which were based upon the unit assessment. The balance due the County would be $12,151.98.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia agrees to the settlement of the CSX law suit for the years 1987-89 by accepting their proposal and check in the amount of $12,151.98.

IN RE: APPOINTMENT -- ACCOUNTING CLERK

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", Cathy Carwile was appointed to the temporary position of Accounting Clerk at a rate of $8.00 an hour, effective July 19, 1993.

IN RE: AGREEMENT FOR WATER MAIN EXTENSION AND WATER SERVICE TO RICHARD BLAND COLLEGE

The Interim County Administrator asked for authorization to sign the agreement for the water main extension and water service to Richard Bland College.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Interim County Administrator was authorized to sign the agreement for the water main extension and water service to Richard Bland College.

IN RE: COUNTY ADMINISTRATOR COMMENTS

The Interim County Administrator told the Board that the Local Government Officials' Conference will take place August 15-17 1993 in Charlottesville, with VACo's sessions located at the Charlottesville Omni. She asked if any of them were interested in attending, and if not, she would like the opportunity to attend. Sessions on a variety of topics are being offered on regional economic development, legislative study updates, changing demographics, family courts and the Department of Environmental Quality. The registration fee is $50.00 for the conference.

The Board agreed that the registration fee for one representative, either Ms. Everett or Ms. Weber, should be forwarded, to guarantee representation for the County.

IN RE: RESIGNATION OF BARBARA P. SHELL -- AIRPORT & INDUSTRIAL AUTHORITY

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the resignation of Ms. Barbara P. Shell from the Dinwiddie Airport and Industrial Authority, effective September 30, 1993, is hereby accepted.

Ms. Everett asked for a resolution of appreciation for Ms. Shell.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The Interim County Administrator informed the Board that there were some minutes that were not signed by the previous County Administrator. She requested authorization to sign the minutes for the records.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Interim County Administrator was authorized to sign the minutes for the records not signed by the previous County Administrator.

2. The Tri-Cities Literacy Council is holding their 2nd annual Cowpie Bingo at Picture Lake Campground and they are asking for sponsorship, donations, adopt booths and people to sell raffle tickets. If anyone is interested, please call Ms. Melissa Reiter.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Bracey stated the recreation department was preparing minutes for their advisory meetings and they were well done and they were doing a fine job.

2. Mr. Clay said several months ago he had a request from the Town of McKenney to purchase a vehicle at the Sheriff's Department. He asked how that would be handled? The Interim County Administrator stated she had not received a list of all the vehicles and she would check with the Sheriff's Department to see when it would be ready.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (3) Acquisition of Property; Section 2.1-344(a) (5) Industrial; Section 2.1-344(a) (7) Legal; the Board moved into Executive Session at 4:41 P.M. A vote having been made and approved, the meeting reconvened into Open session at 6:40 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: COURTHOUSE SITE -- ENVIRONMENTAL REVIEW

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", Hayes, Seay, Mattern & Mattern was authorized to conduct an environmental review and building inspection for the proposed courthouse facility site upon telephone confirmation by the Board members; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the County Administrator is authorized to option the property for the courthouse facility site until a decision is made.

IN RE: REGRADE OF DEPUTY I -- COMMISSIONER OF REVENUE OFFICE

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the Interim County Administrator was authorized to write to the State Compensation Board to inform them that the Board of Supervisors concurs with the regrade of the Deputy I position held by Ms. Dorothy Rogers from Deputy I to Deputy II at an annual salary rate of $17,362.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 6:40 P.M.

Aubrey S. Clay

Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy S. Weber
Wendy S. Weber
Interim County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 4TH DAY OF AUGUST, 1993, AT 7:30 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	DANIEL SIEGEL	COUNTY ATTORNEY
	SAMUEL SHANDS	DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the July 21, 1993, Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #24919 thru #25204, (void checks #24921 and #24954); General Fund - $278,222.37; Self Insurance - $25,468.68; Capital Projects - $1,547.30; Fire Projects - 1,345.90; Landfill Fund - $1,442.56; for a total of $308,026.81.

IN RE: CITIZEN COMMENTS

1. Robert Ragsdale appeared before the Board with the following concerns:

a. The expense of the County Attorney to the County.
b. Feels County Officials not backing citizens, especially Mr. Bowman's situation with the permit for the horse barn on Duncan Road.
c. The ridiculous cost of the road to Piedmont Explosives.

2. Spike Wells brought to the attention of the Board the historical value of Dinwiddie Elementary School to the County. He expressed concern regarding the condition of the paint on the front of the building. Mr. Wells said he had been trying to get the repairs made for two years.

Mr. Clay responded that he had spoken to Mr. Charlie Chambers and was told the painting at the Elementary School would be done after he finished at the Middle School.

3. Anne Scarborough expressed the same sentiments regarding the condition of the Elementary School. Ms. Scarborough stated she had spoken to the Chairman of the School Board twice and to the Superintendent about the School. She also asked the Board to consider line item budgeting for the School Board. Ms. Scarborough stated that the School Board was getting away with letting the buildings deteriorate; they have turned their backs on maintenance and it was up to the Board to do something about it.

IN RE: PUBLIC HEARING -- SV-93-1 -- CURTIS HOYLE

This being the time and place as advertised in the Monitor Newspaper on June 23, 1993, and June 30, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of receiving public comments on the request of Curtis M. Hoyle to vacate South Avenue, a paper street depicted on a recorded subdivision plat but never constructed in Edge Hill Park Subdivision.

Mr. Wayne Knox, Zoning Administrator, told the Board that Mr. Curtis Hoyle is requesting the vacating of South Avenue, a paper street in the Edge Hill Park Subdivision, between Lots #45 and #46 of Block A; and Lots #1 and #24 of Block B. It is Mr. Hoyle's desire to obtain this additional land to buffer a proposed residential building construction. Further, Mr. Hoyle desired to obtain all of the land constituting South Avenue through this vacation.

To vacate a street is a rarity for the County and thus should be handled in a judicious manner. State legislation requires that in vacating streets, the abutting property owners are to be given fee simple title to the centerline of the street being vacated. Staff recommends that this request be granted with the provision that each abutting property owner be given twenty-five (25) percent of the land constituting South Avenue.

Mr. Knox stated that three people had contacted him - one in opposition, one in favor of the vacating, and one noncommittal.

Ms. LeeNora Anne Jackson spoke in opposition to the vacating of the street.

After a lengthy discussion the Board asked that Mr. Ponder get in touch with Mr. Hoyle to find out when he would be able to attend a meeting to discuss the issues involved in the hearing.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", public hearing SV-93-1 is continued until such time that Mr. Curtis Hoyle can be present at a Board meeting for discussion of the vacating of South Avenue, a paper street in the Edge Hill Park Subdivision, between Lots #45 and #46 of Block A; and Lots #1 and #24 of Block B.

IN RE: REGIONAL PROMOTION OF HISTORIC RESOURCES

Mr. J. Dale Patton, Chairman of the Regional Tourism Committee for the Petersburg Chamber of Commerce, appeared before the Board to ask for their participation in a video concept to promote and increase tourism in our region. He stated that the majority of visitors to the Petersburg National Battlefield do not continue on to regional attractions. An interesting Video Presentation outside the Battlefield Visitors Center as well as the Petersburg Video Center on I95 in Carson, should dramatically increase the number of tourists into our respective regions. Regional sites of interest include, but are not limited to:

Colonial Heights.....Violet Bank
Dinwiddie.....Five Forks
Pamplin Park
Hopewell.....City Point
Petersburg.....Blandford Church
Centre Hill Mansion
Siege Museum
Prince George.....Flowerdew Hundred

Each locality will be allocated one minute and fifteen seconds to present events and/or places of Civil War significance. To participate in this regional endeavor, each municipality will need to provide $4,000 in funds to secure the aforementioned time allocation.

Collective funds will go toward the development of a first class video production as well as video equipment. Any excess funds will be returned to each locality.

The Interim County Administrator told Mr. Patton that the County had a limited amount of funding available at the present time but maybe it could solicit private industry to participate in the endeavor.

Mr. Patton told the Board that a meeting has been set at the Siege Museum for Thursday, August 12, 1993.

IN RE: RESOLUTION -- FOREIGN TRADE ZONE AT RICHMOND INTERNATIONAL AIRPORT

The Interim County Administrator told the Board that the Capital Region Airport Commission authorized the initiation of the process to apply for a federal grant of authority to establish a foreign trade zone (FTZ) at Richmond International Airport (RIC). A FTZ is any size area operated by a U.S. Department of Commerce sanctioned grantee, such as a port or airport authority, city or nonprofit organization, in which imported goods are protected from U.S. Customs Service duties and quotas while in the zone. Duties are paid only on the applicable portion of a product once it leaves the zone for domestic distribution. No duties are paid on materials which may be later exported or destroyed. The zone requested would encompass the entire 2,400 acres of RIC.

Foreign trade zones are intended to stimulate economic development in communities by providing businesses with facilities for conducting international trade activities. Their public purpose is to promote employment in the United States by encouraging activities which could otherwise be conducted outside this country. A firm would use a FTZ to maintain the cost competitiveness of their U.S. based operations as compared to their foreign-based competitors. FTZ status for a firm provides an opportunity to reduce certain operating costs associated with a U.S. location when operating from a foreign site.

Today, there are over 400 zones and subzones in the United States. The zones generate nearly $250 billion in international trade annually and employ nearly a quarter million people.

The development of a FTZ at the airport would complement the region's efforts for sustained economic growth as well as RIC's ongoing efforts to develop the Metropolitan Richmond Area as an air cargo center, thus opening up world-wide markets. The establishment of a zone would also facilitate the identification/approval of subzones which could be approved virtually anywhere in the region. The effect of this is that your jurisdiction could entice a prospect needing a FTZ to your particular location and you will be in an ideal position to request sub-zone designation as part of the base FTZ.

Paramount to the application itself is the economic justification and need for FTZ status at Richmond community. The Commission's staff is working with various area agencies to outline the economic strength of the region as required. We request that Dinwiddie County endorse the Commission's efforts to establish FTZ status at Richmond International Airport and to formally adopt a resolution in support of the FTZ.

Ms. Wendy Weber recommended that the Board adopt the following resolution in support of the FTZ for the Richmond International Airport:

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

WHEREAS, the Foreign Trade Zone Act of June 19, 1934 provides for the establishment, operation, and maintenance of Foreign Trade Zones, and

WHEREAS, the existing business and industrial community of the metropolitan Richmond Area will benefit from the establishment of a Foreign Trade Zone at the Richmond International Airport, and

WHEREAS, the existence of a Foreign Trade Zone will enhance and complement the region's industrial portfolio and recruitment program, create and maintain employment and improve the profitability of existing enterprises,

NOW, THEREFORE, BE IT RESOLVED, that Dinwiddie County, Virginia recognizes the benefit of a Foreign Trade Zone which is accessible to regional enterprises; and

BE IT FURTHER RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia encourages active pursuit by the Capital Region Airport Commission of an application to the Foreign Trade Zones

Board and the Department of Commerce which will designate Richmond International Airport as a general purpose Foreign Trade Zone.

IN RE: DISPOSITION OF SHERIFF DEPARTMENT VEHICLES

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the vehicles turned in by the Sheriff's Department shall be distributed to the following:

	CAR ID#	YEAR	MAKE
Town of McKenney	2FABP72F1JX204359	1988	Ford
School Board	1G1BL5173KR1811028	1989	Chevy
	1G1BL517XKR211108	1989	Chevy
Keep at Bus Garage	2FABP72F2JX212499	1988	Ford
	2FABP72F9JX212502	1988	Ford

IN RE: AWARD OF VEHICLE FLEET MAINTENANCE PROGRAM

The Interim County Administrator stated the following three proposals had been received for the County's vehicle fleet maintenance program, and recommenced the contract be awarded to Jim's Heavy Truck & Auto Repair.

1. The Fleet Manager
   Rt. 4 Box 265A
   Glen Allen, VA 23060

2. Jim's Heavy Truck & Auto Repair
   3820 Puddledock Road
   Prince George, VA 23875

3. Wheel Service
   2232 W. Washington Street
   Petersburg, VA 23803

The Board agreed that the towing portion of the contract should be negotiated separately and kept within the county if possible.

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the vehicle maintenance contract was awarded to Jim's Heavy Truck & Auto Repair for the fleet maintenance program.

IN RE: DROUGHT RELIEF FOR DINWIDDIE COUNTY'S FARMERS

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

WHEREAS, the drought conditions in Dinwiddie County have severely affected the farmers; and

WHEREAS, total losses from drought conditions in Dinwiddie County are approaching the $6,417,097.88 level; and

WHEREAS, it is incumbent upon the Board of Supervisors to request the Governor to declare the County a drought disaster area.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the County Administrator is hereby instructed to file with the Governor of Virginia a request that the County of Dinwiddie be designated a drought disaster area.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The Interim County Administrator asked the Board for authorization to sign the contract with Mass Appraisal System for the new appraisal software system for the Commissioner of Revenue's Office which the Board previously approved.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the Interim County Administrator was authorized to sign the contract with Mass Appraisal System for the real estate appraisal system.

IN RE: WATER AND SEWER EASEMENT RELOCATION

The Interim County Administrator informed the Board that due to the location of some fiber optic lines in front of the Health Department that the easement for the water and sewer lines had to be relocated a few feet. She asked the Board for authorization for the County Attorney to prepare a new easement agreement and for authorization to sign it.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the Interim County Administrator was authorized to have a new water and sewer line easement prepared and to sign the deed.

IN RE: LOTTERY PROFITS DISCUSSION

Mr. Fred Sahl sent a letter to the Board requesting a resolution to have the lottery profits returned to the local governments to compensate for all the new unfunded laws and mandates. Mr. Sahl said the Virginia Association of Counties could be a very potent instrument in organizing and publicizing their collective thrust to have the lottery profits returned to the local governments and he requested a resolution be sent to prod VACO. He stated immediate action is necessary as the VACO's steering committee meets in August.

After discussion the Board agreed to have the Interim County Administrator contact VACO to prepare a resolution to equalize the formula for distribution of the lottery profits to be discussed at the August 18, meeting.

IN RE: COUNTY ADMINISTRATOR COMMENTS CONTINUED

1. The Board requested that Mr. Ponder, Director of Planning, give a report on the issue of Mr. C. J. French putting a single wide mobile home at 10217 Wheaton Road. The Board stated they understood from Mr. C. J. French that he had a zoning and health permit which had been issued in February to locate the mobile home in the county. Mr. Ponder stated that a zoning permit had been issued to Mr. Robert Newton the owner of the property in February to allow him to get a health permit to install the septic system; but a mobile home permit had never been issued because Mr. French had never closed on the property until June 21. Unfortunately, on June 2, the new mobile home ordinance was passed which disallowed single wides in the county. On July 5, 1993 Mr. French came in to obtain the mobile home permit and he was informed that he could not obtain the permit due to the new ordinance. The Board asked Mr. Ponder if the citizens were properly informed of the process which they were to follow when applying for permits. Mr. Ponder stated they were given an information sheet to follow when making an application for any permit.

The Board inquired in a hardship case or if a mistake was made in a situation what process would the citizens have to appeal to. Mr. Ponder stated they would then take it to the Board of Zoning Appeals.

The Interim County Administrator stated she had not requested Mr. French to be present at the meeting only to supply information. She also stated she would inform Mr. French that he could appeal to the Board of Zoning Appeals.

Mr. Haraway stated that the point he would like to emphasize again is that the county residents don't know all the red tape and it is up to the county officials to let the people know and go the extra step in providing information.

IN RE: CDBG -- AUTHORIZATION TO PURCHASE PROPERTY & ESTABLISH TRUST FUND FOR WEST PETERSBURG PROJECT

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED BY the Board of Supervisors of Dinwiddie County., Virginia, that the Interim County Administrator be authorized to sign the deed for the purchase of the property in West Petersburg from Richard L. Jones for the CDBG not to exceed $42,000; and the funds put in a trust with the County Attorney to be drawn on as needed.

IN RE: COUNTY ADMINISTRATOR COMMENTS CONTINUED

1. The Interim County Administrator stated she had passed out the information on the Fort Lee Victory Celebration for anyone who wanted to attend.

2. The Interim County Administrator told the Board that Va Bio-Fuels was having a small informal tour at the co-composting facility on Friday morning at 10:00 a.m. for a limited number of people. She stated there would be a larger scale grand opening later for the facility when everything is in operation.

3. The Interim County Administrator also informed the Board that another letter had been provided to them from a soil scientist regarding an on-site sewage disposal permit for a client in the county. She said there was a meeting in regard to the matter with the health department tomorrow and that she would be advised of the action on the matter.

Mr. Haraway stated this was just another one of the numerous complaints received from this department and he was glad, finally, that someone had taken the initiative to write a letter and have this hearing.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (7) Legal; Section 2.1-344(a) and (3) Acquisition of Property; the Board moved into Executive Session at 9:16 P.M. A vote having been made and approved, the meeting reconvened into Open session at 11:14 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 11:16 P.M.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy S. Weber
Wendy S. Weber
Interim County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 18TH DAY OF AUGUST, 1993, AT 2:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the August 4, 1993 Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #25206 thru #25361, (void check #25205 and a duplicate check #25321 written to Robinson, Farmer, Cox Associates for $8,250.04); General Fund - $112,255.34; E911 - $11,521.00; Self Insurance - $7,493.70; CDBG - $7,282.77; Law Library - $596.86; Fire Programs - $1,733.71; Forfeited Asset Sharing Program - $116.50; Landfill Fund - $6,367.37; for a total of $147,367.25.

IN RE: APPROPRIATION -- COURTHOUSE MAINTENANCE FEE FUNDS

The Interim County Administrator stated that at the last meeting the Board had given authorization to separate the Capital Projects Fund into several separate funds. She said we had hoped to have some carry-over funds from the Capital Projects Fund to fund some of the cost associated with the Courthouse project which the County is incurring for the site investigation and other expenses. Unfortunately, there were no carry-over funds. She said the Courthouse Maintenance Fee Fund has a balance of $47,600 and Ms. Weber recommended appropriating this for the Courthouse project.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Board appropriated the Courthouse Maintenance Fee Fund for expenses incurred for the Courthouse project.

IN RE: LOTTERY DISCUSSION

Mr. Fred Sahl appeared before the Board to request a resolution supporting the return of the lottery profits to localities with no strings attached. He reported that the chief source of new revenue to all local governments in Virginia is the lottery profits. It is a smokeless industry in being, with monies already identifiable and reported by Counties and cities. Funds are substantial. Dinwiddie's share for 1992-93 would be $1,640,000.

Mr. Sahl stated that the Virginia Association of Counties (VACO) could be a very potent instrument in organizing and publicizing their collective thrust to have the lottery profits returned to the local governments, whence derived, to compensate for all the new unfunded laws and mandates; VACO should be firm in its stand to have "all profits returned without strings." Local governments know best where monies are needed locally - NOT RICHMOND. The point is not to start compromising and philosophizing before the foot is even in the door. Assembly members who would be opposed, would be exposed and become very unpopular in their districts.

Mr. Sahl said somebody has to prod VACO. It might as well be Dinwiddie. He also volunteered to provide help as far as studies, position papers, and briefings.

Some of the Board members felt the funds should be allocated according to need rather than "point of sale". However, all the members felt the lottery funds should be returned to the counties.

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

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia urges the Legislature of Virginia to adopt legislation to return all lottery profits to the local governments from whence derived, without strings attached; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Virginia Association of Counties is hereby requested to urge its member localities to support the return of the lottery profits in their 1994 legislative package.

Mr. Moody stated he felt a fair distribution based on need would be more ideal.

IN RE: ADELPHIA CABLE COMMUNICATION

Mr. Luke Matthews, General Manager, appeared before the Board to request their authorization to grant a transfer of the cable TV franchise from Dinwiddie Cable Partners to Adelphia. Adelphia is the managing partner and they are planning to purchase the cable system from Dinwiddie Cable Partners. Mr. Matthews stated the new owner would be SVHH Cable Acquisitions L.P. SVHH would own approximately 99 percent of the cable system but would continue to operate under the name of Adelphia Cable Communications.

Mr. Joseph Price, Adelphia Virginia Regional Manager, stated there would some changes in the billing systems and there would also be more technical expertise available to the subscribers. He said Aldelphia is managing 37 cable systems.

Mr. Haraway stated he had received a number of calls from some residents in the Sterling Road and Dinwiddie Gardens area who have had a decline in service. He said he had not received a complaint before the last three months. Mr. Matthews stated if a problem can't be handled locally, to call him. He did state that, hopefully, SVHH will have a 24 hour a day call center.

The Interim County Administrator clarified not having to do a background check on SVHH because ownership of SVHH is Adelphia and Adelphia and Dinwiddie Cable are already operating under the Dinwiddie County Franchise.

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

Whereas by action of the Board of Supervisors of Dinwiddie County, Virginia Cable Partners, L.P. has been granted a franchise to operate a Cable TV system in Dinwiddie County and use the public right of ways therein pursuant to Chapter 7 of the Dinwiddie County Code; and

Whereas Dinwiddie Cable TV desires to sell and convey more than fifty percent of its ownership and interests in and to said franchise to SVHH Cable Acquisition, L.P. and requests the consent to such conveyance pursuant to Section 7-44 of the Dinwiddie County Code; and

Whereas the Board of Supervisors has considered such request and is agreeable to such transfer upon certain conditions.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Section 7-44 of the Dinwiddie County Code, the Board of Supervisors of Dinwiddie County does hereby consent to transfer of franchise rights by Dinwiddie

Cable Partners, L.P. to SVHH Cable Acquisition, L.P. upon the following terms and conditions:

1. That SVHH Cable Acquisition, L.P. shall execute and acknowledge an acceptance to the terms and conditions of Chapter 7 of the Code of Dinwiddie County and the franchise as required by Section 7-24 of the Dinwiddie County Code.

2. That an executed copy of the bill of sale or similar document conveying the franchise rights shall be filed with the County Administrator as required by Section 7-44 of the Dinwiddie County Code.

3. That SVHH Cable Acquisition, L.P. shall comply with all requirements of Section 7-69 of the Dinwiddie County Code by obtaining all policies and bonds therein required and filing the same with the County Administrator and executing all other documents thereunder.

4. That SVHH Cable Acquisition, L.P. shall comply with all other provisions of Chapter 7 of the Dinwiddie County Code and the franchise agreement as previously executed by Dinwiddie Cable Partners, L.P. and now in force and effect.

Duly and lawfully passed, adopted and approved by the Board of Supervisors of the County of Dinwiddie, Virginia.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, gave the following update to the Board:

1. Both sections of Route 619 have been completed.

2. Work completed on Route 636.

3. Route 715, Patillo Road, work is to begin in approximately 45 days.

The Board had the following comments and requests:

1. Mr. Bracey asked if the VDOT was going to reseed the ditches on Rt. 619. Ms. Forrest replied it would be done in the Fall.

2. Ms. Everett asked about the status of the "no through truck signs" for Franklin and Sunset. Ms. Forrest stated that it takes from six to twelve months to get through the whole process. Ms. Everett also asked Ms. Forrest to check the mowing schedule for Rt. 226 and Ferndale.

3. Mr. Moody told Ms. Forrest that there was a lot of truck traffic on Rts. 642 and 643 causing the pavement to break apart. She said she would check them.

4. Mr. Bracey said that the pavement on Rt. 619 was beginning to wear due to the sand being applied during the summer.

5. Mr. Clay stated that approximately 300 feet of Rt. 703 is tar and gravel and the remainder of the surface is asphalt. Ms. Forrest said the remainder has been scheduled for asphalt but not this year.

6. The Interim County Administrator stated she learned at a recent meeting that the legislature was considering a revision in the unpaved road formula. She also understood the total allocation for unpaved roads is being reduced. Ms. Forrest stated she had heard about the formula but had not received anything in writing. Ms. Forrest said she would forward a copy to the County if she received one.

7. The Interim County Administrator asked if Ms. Forrest would do a current study for signalization for the Associates entrance to Wal-Mart to see if it passed warrant. Ms. Forrest stated she would. Ms Weber stated that the State has committed to install signalization at the Associates entrance as well as the truck entrance when they pass warrant at no additional expense to the County.

8. Mr. Moody stated he felt the speed limit from Wal-Mart to U.S. #1 should be reduced due to the increase in traffic. Mr. Clay stated

he did not think that a speed limit reduction was necessary for the four lane highway.

9. The Interim County Administrator stated that the reflectors on the turning lane at the intersection of U.S. #1 and 460 have not been installed. Ms. Forrest said she would check on it.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, was not present.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T.O. Rainey, III, Commonwealth Attorney, stated he had nothing to report.

IN RE: SHERIFF -- REPORT

The yearly summary of traffic violations was provided by the Sheriff's Department.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, provided his report for the month of July.

IN RE: ANIMAL WARDEN -- REPORT

Mr. Steve Beville, Deputy Animal Warden, submitted his reports for the month of July.

Ms. Everett stated she had toured the animal shelter and commended the department on the improvements.

IN RE: DIRECTOR OF PLANNING

Mr. Leonard K. Ponder, Director of Planning, gave the following report:

1. West Petersburg - the sale of property for the CDBG rehab program closed Friday, and last week work began on the first rehab house. Another rehab house is scheduled to start this week, and next week.

2. There will be a meeting with the contractors August 24, to discuss what they are willing to commit to, to clear up the drainage problem on West Drive. VDOT will not commit to help with the situation.

3. Wythe Park Power - Chuck Packard, Manager, will be reviewing various measures to muffle the noise level at the plant by installing low end level mufflers.

Mr. Haraway asked Mr. Ponder if he had checked the noise level? Mr. Ponder responded both he and Ms. Weber had been out and checked the area and felt levels of noise were not excessive. Mr. Ponder stated that when some shrubs and trees are planted, that would help buffer also.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, asked the Board to appropriate the following funds to the Dinwiddie Social Services Department. No local match is needed.

Crater Agency of Aging	$2,500
Anonymous Donor	5,501.29

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", $8,001.29 was appropriated to the Social Services Department for FY 1993-94.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Mr. Joseph Hubbard, Financial Officer, informed the Board that the space needs study was complete and that the School Board wanted to schedule a meeting to present a synopsis to them. The Board requested that the School Board set a separate meeting to ensure a sufficient amount of time for any discussion. The Board decided to discuss a date at the next meeting.

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of July, 1993.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

1. Mr. David W. Nichols, Public Safety Officer, submitted his reports including the Fire Department's and Rescue Unit's responses for the month of July, 1993.

2. Mr. Nichols stated he would like to reactivate the Local Emergency Planning Committee. One member shall be a government official and one member shall be a citizen appointed by the Board. He asked the Board for their recommendations. Mr. Bracey instructed Mr. Nichols to contact the former members to see if they might be interested.

3. Mr. Nichols gave a summary of the tornado incident of Friday, August 6.

The Interim County Administrator commended Mr. Nichols on his job performance by immediately being on top of the storm's damage to Dinwiddie County residents. She said with the assistance of Mr. Jimmy Maitland, we were able to file a full preliminary report to the State by 6:00 P.M. that afternoon.

IN RE: DECLARATION OF LOCAL EMERGENCY

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

WHEREAS, the Board of Supervisors of the County of Dinwiddie does hereby find:

1. That due to the tornados, accompanied by heavy rains and windstorms, the County of Dinwiddie is facing severe damage to homes and destruction of property;

2. That due to the tornado, extreme damage to property and destruction of homes necessitates the proclamation of the existence of an emergency;

NOW, THEREFORE, IT IS HEREBY PROCLAIMED by the Board of Supervisors of Dinwiddie County, Virginia that an emergency now exists throughout said County; and

IT IS FURTHER PROCLAIMED AND ORDERED by the Board of Supervisors of Dinwiddie County, Virginia that during the existence of said emergency the powers, functions, and duties of the Director of Emergency Services and the Emergency Services organization of the County of Dinwiddie shall be those prescribed by State law and the ordinances, resolutions, and approved plans of the County of Dinwiddie in order to mitigate the effects of said emergency.

IN RE: ASSISTANCE FOR TORNADO VICTIMS

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

WHEREAS, the Tri-Cities area and surrounding communities survived one of the worst natural disasters of recent history; and

WHEREAS, the citizens of these communities received a tremendous amount of support to help them through the initial impact of this disaster; and

WHEREAS, it will be quite some time before many individual will be able to rebuild and return to their homes and businesses; therefore, the need for strong support will continue;

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia urges its citizens to continue to contribute both monetarily and through volunteering their time and services for the individuals of the Tri-Cities area and surrounding communities who are victims of this disaster; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that a copy of this resolution be delivered to the governing bodies of the affected communities.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, told the Board that the State requires Certification for any individual who is an Operator of a landfill. A class is being offered at VCU September 29-30 at a cost of $175, and he asked for authorization to attend to meet this State requirement.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Director of Waste Management was authorized to attend the Certification Class at VCU September 29-30, 1993 for Landfill Operators.

Mr. King reported that the first load of trash was dropped at the Dinwiddie MRF today to begin testing only the MRF operation.

IN RE: TREASURER -- REPORT

Mr. William E. Jones provided his reports for the month of July. Mr. Jones asked for authorization for he and Ms. Glenice Townsend to attend the Virginia Government Finance Officers' Association two-part seminar on government accounting. Each seminar is two days, the first one is September 13-14 in Charlottesville and the second one is November 15-16 in Williamsburg. The cost of registration for both sessions is $240.00 if taken together compared to $150.00 each for each session if registrations are done individually. Mr. Jones stated that he felt that both of them would gain some benefit in attending the sessions.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Fiscal Officer was authorized to attend the Virginia Government Finance Officers' Association seminar on government accounting September 13-14 in Charlottesville and November 15-16 in Williamsburg.

Ms. Everett stated she would really like to see both Mr. Jones and Ms. Townsend attend the seminar.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The Interim County Administrator told the Board that Weathers Auto Supply Inc. is planning an Open House on Saturday, September 25, 1993. In an effort to defray some of the cost of the promotion, again this year they are asking for $300 to cover entertainment and food. She asked the Board if they were interested in participating this year.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Interim County Administrator was authorized to participate in the Open House at Weathers Auto on September 25 at a cost of $300.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (3) Acquisition of Property; and Section 2.1-344(a) (7)

Legal; the Board moved into Executive Session at 4:02 P.M. A vote having been made and approved, the meeting reconvened into Open session at 5:35 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: AUTHORIZATION TO SOLICIT ADDITIONAL EMT POOL APPLICATIONS

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the Dinwiddie Emergency Rescue Squad was authorized to solicit applications for additional paid part-time personnel for the EMT pool.

IN RE: NORFOLK AND WESTERN RAILWAY TAX REFUND

Mr. Daniel Siegel, County Attorney, presented a proposal from Norfolk and Western Railroad Company for real estate tax refunds necessitated by the Department of Taxation's revised tax assessments for 1988 and 1989. The revised assessments were triggered by the Virginia Supreme Court decision in County Board of Arlington County, et al. v. Commonwealth Department of Taxation, 240 Va. 108 (1990). That decision had the effect of invalidating the unit methods of determining railroad value which the Department reassessed railroad property using the "across the fence" method. Statewide the net effect was a tremendous increase in railroad taxes (primarily in highly urbanized areas). In certain localities, however, the application of the ATF method reduced assessment of railroad property. That was the case in Dinwiddie County.

Dinwiddie County received notice of the revised 1988 assessment from the Department of Taxation in August, 1991 and the County has made no refunds to the railroad to date.

The refund due Norfolk and Western for 1988 is $27,214.93. The refund due Norfolk and Western for 1989 taxes is $26,349.00. Both of these refund figures are exclusive of interest allowed by statute.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Moody, Mr. Haraway, Ms. Everett, Mr. Clay, voting "aye",

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia agrees to the settlement of the Norfolk and Western Railway Company law suit for the years 1988-89 by accepting their proposal and approve the refund in the amount of $53,563.93.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting

adjourned at 5:48 P.M. to continue September 1, 1993 at 3:00 P.M. for Executive Session, Personnel, at the Pamplin Administration Building.

Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy S. Weber
Wendy S. Weber
Interim County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 1ST DAY OF SEPTEMBER, 1993, AT 3:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; the Board moved into Executive Session at 3:00 P.M. A vote having been made and approved, the meeting reconvened into Open session at 4:55 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 5:00 P.M.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy S. Weber
Wendy S. Weber
Interim County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 1ST DAY OF SEPTEMBER, 1993, AT 7:30 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the August 18, 1993, Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #25363 thru #25619, (void checks #25362 and #25479); General Fund - $304,889.11; Self Insurance - $20,401.19; Capital Projects - $22,580.00; Fire Programs & EMS Fund - $1,330.63; Law Enforcement - $301.19; CDBG - $42,000.00; Landfill Fund - $40.00; for a total of $391,542.12.

IN RE: RESOLUTION -- LYNDA RAGSDALE

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

WHEREAS, Mrs. Lynda Ragsdale has served the County of Dinwiddie with distinction for eight years as a member of the Social Services Board from July, 1985 to June, 1993; and

WHEREAS, the Board of Supervisors on the 1st day of September, 1993 is desirous of acknowledging these qualities and further to express its appreciation for this work on behalf of the County;

NOW THEREFORE BE IT RESOLVED THAT the Board of Supervisors of Dinwiddie County, Virginia hereby commends Mrs. Lynda Ragsdale for her many contributions and devoted service to the County of Dinwiddie; and

BE IT FURTHER RESOLVED, BY the Board of Supervisors of Dinwiddie County, Virginia that this resolution be delivered to Mrs. Lynda Ragsdale and a copy spread upon the minutes of this meeting.

Mr. Bracey presented the resolution of appreciation to Ms. Ragsdale.

IN RE: RESOLUTION -- LEONARD K. PONDER

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

WHEREAS, Mr. Leonard K. Ponder has served the County of Dinwiddie with distinction for four years as Director of Planning and Community Development from August, 1989 to September, 1993; and

WHEREAS, the Board of Supervisors on the 1st day of September, 1993 is desirous of acknowledging these qualities and further to express its appreciation for this work on behalf of the County;

NOW THEREFORE BE IT RESOLVED THAT the Board of Supervisors of Dinwiddie County, Virginia hereby commends Mr. Leonard K. Ponder for his many contributions and devoted service to the County of Dinwiddie; and

BE IT FURTHER RESOLVED, BY the Board of Supervisors of Dinwiddie County, Virginia that this resolution be delivered to Mr. Leonard K. Ponder and a copy spread upon the minutes of this meeting.

Mr. Clay presented the resolution of appreciation to Mr. Ponder.

IN RE: PUBLIC HEARING -- A-93-12 -- OSCAR ALLISON

This being the time and place as advertised in the Monitor Newspaper on August 4, 1993, and August 11, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of receiving public comments on the request of Mr. Oscar Allison to have the Dinwiddie Zoning Code amended to include the sale and service of boats, boat trailers, and recreational vehicles in a B-2 zoning.

Mr. Leonard Ponder, Director of Planning, stated that Mr. Oscar Allison has requested that Section 22-185(18) of the Zoning Ordinance which currently reads "Auto sales and service" be amended to read "Auto sales and service, to include the sales and service of boats, boat trailers, and recreational vehicles." Mr. Allison is leasing a parcel of property zoned B-2 and wishes to sell boat trailers and recreational vehicles on this parcel.

Staff recommends approval of A-93-12 as this is an expansion of a use in a commercial area and certainly a use of the property that is comparable with selling automobiles.

Mr. Oscar Allison stated that he sold personal property on consignment and would like to have them listed in the ordinance.

Ms. Everett asked where Mr. Allison's business is located. He stated it is located on U.S. #1 next to R & D Auto Sales and across from Lowery Tractor.

No one spoke in opposition to the amendment.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Section 22-185(18) of the Dinwiddie County Zoning Ordinance is hereby amended to read "Auto sales and service, to include the sales and service of boats, boat trailers, and recreational vehicles," and in all other respects, said ordinance is hereby reordained.

IN RE: RESOLUTION -- ROAD ACCEPTANCE WATERFORD LANDING SECTION 1

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

WHEREAS, the street described as Waterford Drive, from Oxford Drive .45 miles west to the Cul-de-Sac, shown on plats recorded in deed book 14 pages 149-250 in the Clerk's Office of the Circuit Court of Dinwiddie County; and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised the Board of Supervisors of Dinwiddie County, Virginia that the street met the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation; and

NOW, THEREFORE, BE IT RESOLVED, this board requests the Virginia Department of Transportation to add the street described above and on the attached Additions Form SR-5(A) to the Secondary System of State Highways,

pursuant to Section 33.1-229, Code of Virginia, and the Departments Subdivision Street Requirements; and

BE IT FURTHER RESOLVED, this Board guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, frills, and drainage; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

IN RE: RESOLUTION AUTHORIZATION SALES OF STOCK AND PURCHASE OF STOCK TO INCREASE CORPUS OF EVELYN ABRAHAMS SCHOLARSHIP FUND

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

WHEREAS, the County of Dinwiddie, Virginia (the "County") has for many years received the benefits of charitable gifts and generous donations from Robert B. Pamplin ("Mr. Pamplin"); and

WHEREAS, Mr. Pamplin proposes to increase the current corpus of the Evelyn Abraham's Scholarship Fund (the "Scholarship Fund") and emergency funds held by the County's Department of Social Services (the "Social Services Department") by making significant donations from the purchase of stocks and bonds at below market prices from the sale of existing stock held by the Scholarship Fund and the Social Services Department and the use of fund balances contained therein; and

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

The County Treasurer is hereby authorized and directed to take all action necessary or convenient for the following:

a. sell up to 2,000 shares of Pacific Corp. Stock held by the Scholarship Fund at approximately $ 126,000;

b. sell up to 1,500 shares of Louisiana-Pacific stock held by the Scholarship Fund at approximately $52,500;

c. use the sales proceeds from the sale of the stock referenced above (approximately $178,500) along with current monies held in the Scholarship Fund in the amount of $143,647.49 along with other monies held in the County for a total of $322,547 to purchase the following stocks and bonds for the Scholarship Fund:

(I) $161,000 Dixie Yarns, Inc. 7% bonds due May 15, 2012 with an approximate market value of $138,567 at a cost of $98,317 (plus any accrued interest to the date of sale) leaving a gift from Mr. Pamplin of $40,250 and income expected of $11,270;

(II) 2,000 shares of Georgia Pacific Corp. with an approximate market value of $126,000 at a cost of $82,950 leaving a gift from Mr. Pamplin of $43,050;

(III) 10,000 shares of Thomaston Mills -A with an approximate market value of $200,000 at a cost of $67,140 leaving a gift from Mr. Pamplin of $132,860 and income expected of $2,600;

(IV) 2,000 shares of Consolidated Paper with an approximate market value of $91,640 at a cost of $73,640 leaving a gift from Mr. Pamplin of $18,000 and income expected of $2,560;

(V) 1,500 shares of Louisiana Pacific with an approximate market value of $52,500 at a cost of $500 leaving a gift from Mr. Pamplin of $52,000;

d. use current monies held by the Social Services Department in the amount of $388,000 along with other monies held in the County to purchase the following stocks and bonds for the Social Services Department

(I) $400,000 Dixie Yarns, Inc. 7% bonds due May 15, 2012 with an approximate market value of $344,268 at a cost of $244,280 (plus any accrued interest to the date of sale) leaving a gift from Mr. Pamplin of $99,988 and income expected of $28,000;

(II) 10,000 shares of Thomaston Mills -A with an approximate market value of $200,000 at a cost of $67,140 leaving a gift from Mr. Pamplin of $132,860 and income expected of $2,600;

(IV) 2,000 shares of Consolidated Paper with an approximate market value of $91,640 at a cost of $73,640 leaving a gift from Mr. Pamplin of $18,000 and income expected of $2,560;

This resolution shall be effective immediately.

IN RE: REIMBURSEMENT RESOLUTION -- FINANCING FOR COURTHOUSE PROJECT

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

WHEREAS, the Dinwiddie County Board of Supervisors (the "Board") intends to make certain expenditures on and after the date hereof with respect to expenses incurred and to be incurred to purchase real property, construct a new County Courthouse and renovate other County office buildings (the "Expenditures") in connection with various capital and renovation projects (collectively, the "Projects") in the approximate amount of $6.2 million; and

WHEREAS, the Board hereby declares its official intent to reimbursement the County with proceeds of a tax-exempt financing to be completed later during the fiscal year (the "Bonds"); and

WHEREAS, as of the date hereof, there are no funds of the County or of any other entity that is a part of the controlled group of entities of which the County is deemed a part under U.S. Treasury Regulation Sections 1.103-18 and 1.150-1(f) (the "Controlled Group"), that are, or any other entity that is part of the Controlled Group to finance the Project;

NOW THEREFORE, BE IT RESOLVED BY THE DINWIDDIE COUNTY BOARD OF SUPERVISORS AS FOLLOWS:

1. The Board hereby adopts this declaration of official intent under Treasury Regulation Section 1.103-18 and declares its intent to reimburse the County with the proceeds of a tax-exempt financing for Expenditures made on and after the date hereof with respect to the Projects.

2. Each Expenditure will be a cost of a type properly chargeable to a capital account (or would be so chargeable with a proper election) under general federal income tax principles at the time each such Expenditure is paid.

3. The maximum principal amount of debt expected to be issued to reimburse the County for the Expenditures paid prior to the date of issue of the Bonds is $1 million.

4. There are no funds from sources other than the tax-exempt financing that are, or are reasonably expected to be reserved, allocated on a long-term basis, or otherwise set aside by the County or by any other entities that are part of the Controlled Group pursuant to their budget or financial policies with respect to the Expenditure.

5. This resolution shall take effect immediately upon its passage.

6. Beginning no later than 30 days after the adoption of this resolution and ending on the date on which the Bonds are issued, this resolution will be reasonably and continuously available for inspection by the general public, on each business day and during normal business hours, at the Office of the County Administrator of Dinwiddie County, Pamplin Administration Building, 14016 Boydton Plank Road, Dinwiddie, Virginia.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The Interim County Administrator advised the Board that she had included a report in their packet on the Local Government Official Conference which she attended in August.

2. The Interim County Administrator told the Board she had enclosed a letter from the Probation Officer, advising that there may be a shortfall in local funding at the Crater Juvenile Detention Home, based on the same utilization rate as the County had last year. Ms. Weber said she had met briefly with Mr. Michael Traylor, Probation Supervisor, and Mr. Wayne Frith, Executive Director, of Crater Juvenile Detention Home and they are working on ways to to decrease the costs for services. She was told that a lot depended on whether Judge Hume agrees with the alternative methods of handling the children.

3. This fall, Virginia Power's Central Division is offering several "behind-the-scenes" tours of their power stations to public officials and other community leaders on: Thursday, September 23 - Bath County; Wednesday, October 27 - Surry Nuclear Power Station; Tuesday, November 30 - North Anna Nuclear Power Station. Ms. Weber advised the Board if they were interested, Virginia Power needed to be contacted.

4. The Interim County Administrator informed the Board that two appointments are due in September ABIDCO and the Airport Authority.

4. The Interim County Administrator informed the Board that the School Board, through Jim Hutchinson, is pursuing the installation of the flashing lights at Midway Elementary School with VDOT and they are going to follow up with a traffic study and a recommendation to the Resident Engineer.

5. Ms. Weber gave a copy of the letter from Charles J. Packard Wythe Park Power Plant regarding the level of sound coming from the power plant on Weakly Road to the Board. She stated that Mr. Packard indicated in the letter that he has already taken steps to quiet the plant by installing additional insulation on the exhaust pipes and ordered replacement mufflers this week.

Mr. Haraway asked about the smoke being emitted from the plant. Ms. Weber stated that item had also been brought to our attention and it is controlled by the Air Pollution Control Board. She said there would follow up on it with the Air Pollution Control Board.

6. Mr. Bud Bristow, Executive Director, Department of Game and Inland Fisheries, wrote he had been in contact with the Attorney General's Office about prohibiting the seaplanes landing on Lake Chesdin. After reviewing the Code of Virginia, they can not find any authority for their board to enact any regulations pertaining to seaplanes. Ms. Weber stated the next step would be to ask Legislators to enact legislation.

Mr. Bracey stated Lake Chesdin was too narrow for seaplanes to land and it was very dangerous he asked the County Attorney what could be done. Ms. Everett asked for it to be put on our list to discuss with our legislators.

IN RE: ENVIRONMENTAL IMPACT REPORT CENTRAL STATE HOSPITAL

The Interim County Administrator stated an Environmental Review request for some alterations and additions to Building 39 has been received from Central State Hospital. She asked the Board if they had any problems or concerns with the renovations, if not, Administration would respond to that effect.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Interim County Administrator was authorized to inform Central State Hospital that they had no problems or concerns with the project.

IN RE: COUNTY ADMINISTRATOR COMMENTS CONTINUED

7. The School Board wants to discuss the Space Needs Study and Ms. Weber asked when the Board would like to meet with them. The Board agreed to meet with the School Board, September 15, after the 2:00 meeting.

8. The County Brochure which was requested is in rough draft and Ms. Cheryl Stewart has sent each department a copy for final draft. Any corrections or additions from the Board should be given to the Interim County Administrator or Ms. Stewart as soon as possible.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Bracey thanked the Interim County Administrator for the background information supplied in the packets.

2. Mr. Clay stated he and Ms. Weber attended the Comfort Group LTD, opening last Thursday. He said the group is a privately held Virginia Corp since April 1992. They manufacture bedding, table settings, and window treatments. They employ 30 employees with a projected growth by the end of 1998 of 120 employees. Mr. Clay said the reason the Comfort Group moved was due to expansion. Petersburg offered no space that fit their requirements. After checking all the surrounding counties it was decided that McKenney was the best location for the permanent home. Mr. Clay stated he felt the Comfort Group would be a good corporate citizen for McKenney and the County.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (7) Legal; Section 2.1-344(a) and (3) Acquisition of Property; the Board moved into Executive Session at 8:01 P.M. A vote having been made and approved, the meeting reconvened into Open session at 10:00 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 11:11 P.M. to be continued to September 8, 1993 at 6:30 P.M., for Executive Session for Personnel.

A S Clay

Aubrey S. Clay
Chairman, Board of Supervisors

Wendy Weber Ralph

Wendy Weber Ralph
Interim County Adminsitrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 8TH DAY OF SEPTEMBER, 1993, AT 6:30 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	BENJAMIN EMERSON	COUNTY ATTORNEY

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; the Board moved into Executive Session at 6:30 P.M. A vote having been made and approved, the meeting reconvened into Open session at 7:28 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 7:30 P.M.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy Weber Ralph
Wendy S. Weber
Interim County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 15TH DAY OF SEPTEMBER, 1993, AT 2:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	PAUL JACOBSON	COUNTY ATTORNEY
	SAMUEL SHANDS	DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the September 1, 1993 Regular Meeting, September 1, 1993, Continuation Meeting, and the September 8, 1993 Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #25621 thru #25740, (void check #25620); General Fund - $133,384.78; E911 - $5,944.50; Self Insurance - $1,056.55; CDBG - $11,567.16; Law Enforcement Fund - $521.03; for a total of $152,474.02.

IN RE: VIRGINIA ASSOCIATION OF COUNTIES -- REPORT

Mr. Jim Campbell, Executive Director, Virginia Association of Counties, appeared before the Board and gave an annual update. He also informed the Board that VACO offers the following services and programs to the localities: 1. Newsletters 2. Conferences 3. Training 4. Employee Deferred Compensation Program 5. Health Insurance Program 6. VACO Liability Insurance Program for Counties

Mr. Campbell asked the Board what issues Dinwiddie County had?

Ms. Everett stated she was concerned about the reduction in unpaved road funding and the shifting of formulas for road construction. She asked Mr. Campbell what standing VACO was taking. VACO's recommendation is to increase the gas tax.

Mr. Haraway asked who their health insurance was through? Mr. Campbell responded it was through Accorida Local Benefits Program in Indianapolis.

The Interim County Administrator stated Dinwiddie County has received a resolution from Halifax County requesting support to exempt tobacco and tobacco products from additional taxes by localities she asked what VACO's standing was on the issue. Mr. Campbell stated they continue to support equal taxing power.

The Interim County Administrator told Mr. Campbell that the Board felt 100% of the lottery profits should be returned to the localities with no strings attached. She asked what VACO's feelings were regarding the lottery issue? Mr. Campbell told the Board that VACO still supported returning a portion of the lottery profits to each locality.

IN RE: DINWIDDIE COUNTY WATER AUTHORITY UTILITY EASEMENT

This being the time and place as advertised in the Monitor Newspaper on August 25, 1993, and September 1, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of approving the

grant of an easement for utility purposes on a parcel of land located at the intersection of Boydton Plank Road and Courthouse Road on which the Dinwiddie County Water Authority will construct a sewer force main and related equipment and lines in connection with providing water and sewer service to Dinwiddie County High School.

No one spoke for or in opposition to the easement.

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", an easement for utility purposes on a parcel of land located at the intersection of Boydton Plank Road and Courthouse Road on which the Dinwiddie County Water Authority will construct a sewer force main and related equipment and lines in connection with providing water and sewer service to Dinwiddie County High School was approved.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, gave the following update to the Board:

1. The VDOT is now revising the six-year plan. When it is completed a workshop will be scheduled with the Board. She stated the funding was about the same as previous years.

2. Route 619 will be reseeded by the end of September.

Mr. Bracey stated that the middle of the ditch was not cut by VDOT. He asked Ms. Forrest who was going to be responsible for cutting it the citizens or VDOT? Ms. Forrest said she would check on it.

The Board had the following comments and requests:

1. Ms. Everett asked Ms. Forrest if a traffic light is proposed for the intersections of Duncan Road and U.S. #1 due to traffic increase from the apartments and Pamplin Park construction? No, replied Ms. Forrest but a traffic study can be scheduled. Ms. Forrest stated that approximately one mile of Duncan Road is scheduled to be widened.

2. Ms. Everett stated that there was a lot of truck traffic at the intersection of Ford Avenue at the Exxon Station and U.S. #1. She asked that a study be done for signalization. Ms. Forrest stated a study could be done but she felt it was to close to the intersection of Route 142 and it would have to be an extreme situation to warrant a traffic signal.

3. Ms. Everett said the reflectors have not been installed at U.S. #1 and Route 460. Ms. Forrest said she would check on it.

4. Ms. Lucille Phares of Sterling Road stated that at the intersections at U.S. #1 and Sterling Road, there was a small sign "keep to the left" on #1. She suggested that arrows be painted in the right lane to help prevent anyone from getting rear-ended. Ms. Phares also said another place that needed signalization was at McDonalds on U.S. #1 and Central State Hospital because there had been several accidents there. Ms. Forrest responded it did not pass warrant for signalization.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, stated she had nothing to report.

Ms. Everett asked Ms. Marston about the status of the Meals Tax. Ms. Marston replied that due to the increase of work load in her office she had been unable to get the totals of the Meals Tax.

Mr. Haraway asked if the Meals Tax checks were being deposited every day? Ms. Marston responded no. Mr. Haraway stated it should be a policy for her department to deposit the checks every day because the County is losing interest and the checks could be stolen from her office.

IN RE: TREASURER -- REPORT

Mr. William E. Jones provided his reports for the month of August.

IN RE: RESOLUTION -- ACCEPTING CUSTODY OF FUNDS RETIRED TEACHERS SCHOLARSHIP FUND

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay voting "aye", the following resolution was approved:

WHEREAS, the Dinwiddie Retired Teachers Association (the "Association") has approved the establishment and administration of the Dinwiddie Retired Teachers' Scholarship (the "Scholarship") for qualified seniors at Dinwiddie County High School who satisfy the criteria and guidelines established by the Association; and

WHEREAS, the Association has requested the Treasurer of Dinwiddie County (the "Treasurer") to act as depository for contributions for the Scholarship and custodian of funds held therein in order to alleviate the need for the Association to encounter the cost and administrative burden of obtaining tax-exempt status; and

WHEREAS, in order for the Treasurer to accept funds for the Board of Supervisors of Dinwiddie County (the "Board of Supervisors") needs to approve the Treasurer having custody of funds for the Scholarship;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY:

1. The Board of Supervisors hereby determines that the establishment and administration of the Scholarship by the Association is in the best of interests of students in the Dinwiddie County Public Schools and the citizens of Dinwiddie County (the "County").

2. The Board of Supervisors agrees to accept the funds for the Scholarship for the Association and authorizes and directs the Treasurer to hold custody of any funds for such Scholarship and accept contributions therefore and to make investments and reinvestment of such funds in the same manner in which other funds of the County or the Dinwiddie County School Board are so invested.

3. The Chairman or the Vice Chairman of the Board of Supervisors and the County Administrator are each hereby authorized and directed to take all action that either of them may deem necessary or appropriate in taking custody and in the administration of such Scholarship funds.

4. This resolution shall be effective immediately.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T.O. Rainey, III, Commonwealth Attorney, stated he had nothing to report.

IN RE: SHERIFF -- REPORT

Mr. Samuel Shands, Deputy Sheriff, stated he had nothing to report for the Sheriff's Department.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, provided his report for the month of August.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, submitted his reports for the month of August. He reported that Steve Beville, Deputy Animal Warden, has been certified for euthanasia.

Mr. Mellick requested authorization to purchase the following budgeted items:

Two - Vehicle Radios - Motorola 60 Watt with scan - $1,316

Two - Smith & Wesson Pistols with holsters - $701.50

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Animal Warden was authorized to purchase the above listed items at a total cost of $2,017.50.

IN RE: DIRECTOR OF PLANNING

Mr. Wayne P. Knox, Zoning Administrator, gave the following report:

1. West Petersburg - project is moving along and the first four units are 85% complete. The second round of units bid opening is set for October 4.

2. Mr. Knox reported that residents have called 911 to check their address and found they are not in the system, he said he has been working with C&P and the dispatchers to correct the problem. Mr. Knox stated the problem is not with the equipment but rather with the data base supplied by C&P.

Ms. Everett stated C&P must have messed up because people have sent in the forms to C&P with the new addresses and they weren't changed in the phone book and they are not in the 911 system either. Ms. Everett stated a representative from C&P needs to address the Board with an explanation of what is going on at the October 20, 1993 meeting.

3. Mr. Knox said twenty to twenty-one replacement road signs are having to be ordered every four months.

4. The Planning Commission will be having a Special Meeting on September 19 to visit a modern up-to-date working hog farm in Johnston County, North Carolina. An invitation is extended to the Board members for this site visit.

5. West Drive drainage problem - the residents have been given a proposal to dig a ditch line in front of their homes with two culverts and connect them to a lateral ditch to drain the water to the rear of the property. One resident already has a lateral ditch to drain the property but this will have to be dug quite deep in order to facilitate this proposal.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, gave a brief yearly report and presentation of the services provided by the Social Services Department.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Thomas H. Gaul, School Superintendent, reported on the following:

1. Good school opening - 3,827 enrollment.

2. There were a few shortages of textbooks and furniture which are being addressed.

3. There will be an addition of one position at Southside and one at Midway due to overcrowding.

4. Mr. Gaul stated he was very proud of the cleanliness of the facilities.

5. Midway is scheduled for painting this week.

6. Bathrooms in the facilities are wonderful.

7. He invited the Board to visit the schools.

8. They are very emphatic about discipline and mutual respect this year. Not only with the students but with the teachers also.

9. Bus problems are being monitored and the drivers will have a support system at the schools.

10. The first priority is the instructional program and Mr. Gaul said they are initiating a school improvement program. A survey will be sent to citizens to see how they feel about the program.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

1. Mr. David W. Nichols, Public Safety Officer, submitted his reports including the Fire Department's and Rescue Unit's responses for the month of August, 1993.

2. Mr. Nichols was asked to explain the charges for Jim's Truck and Auto Repairs for the month. Mr. Nichols explained that there are thirty-two vehicles which have been brought up to date on maintenance repairs.

3. There has been a sharp increase in fire calls due to the dry conditions and Mr. Nichols informed the Board there may be a need to curtail burning if the dry seasons continues.

4. Letters have gone out for the additional EMT's.

5. Mr. Nichols told the Board he had the following bids for the personal computer for his department:

Office America	$3,098
Office Supply	2,764
ComputerLife	1,899
Access Computer	2,244

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Public Safety Officer was authorized to purchase the personal computer from ComputerLife at the cost of $1,899.

IN RE: RESOLUTION -- VIRGINIA FIREFIGHTER APPRECIATION DAY

Mr. Nichols told the Board during the 1993 session of the General Assembly, a Senate Joint Resolution, was passed to establish the first day of Fire Prevention Week as "Firefighter Appreciation Day in Virginia".

This year, a special Memorial Service for those firefighters who died in the line-of-duty between July 1992 and July 1993, will be held at Paramount Kings Dominion, October 3, 1993 at 10:00 a.m., in the Paramount Theater. Mr. Nichols invited the Board to attend the program.

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

WHEREAS, the citizens of the County of Dinwiddie daily face the loss of jobs or property and risk the loss of life or personal injury due to the ravages of fire; and

WHEREAS, an average of 138 citizens and three firefighters lose their lives each year in the Commonwealth due to fire; and

WHEREAS, firefighters in the County of Dinwiddie receive nationally recognized training and represent those persons engaged in all facets of the fire service, including, but not limited to, suppression, prevention, education and training; and

WHEREAS, it is fitting and proper that we recognize the dedication and professionalism of fire service personnel who stand ready to protect their fellow citizens from the ravages of fire; now, therefore, be it

RESOLVED BY THE Board of Supervisors of Dinwiddie County, Virginia, That the Sunday commencing National Fire Prevention Week of each year be designated as "Virginia Firefighter Appreciation Day", and, be it

RESOLVED FURTHER, that a copy be spread upon the minutes of this meeting and delivered to the volunteer fire companies in the County of Dinwiddie, as an expression of the gratitude of the Board of Supervisors and the people of Dinwiddie County to these courageous, dedicated, and professional firefighters.

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of August, 1993.

1. Ms. Anne Scarborough asked why the Autumn Festival which was organized at the beginning as an outlet for women who do crafts at home to display and sell their crafts going to cost $5 this year. She stated she didn't know the idea was to make money.

After discussion the Board decided that the Autumn Festival should not cost the citizens this much. They agreed to subsidize any cost the Recreation Department might incur above a $2.00 donation for parking to cover the cost of the bands.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Recreation Director was authorized to remove the cost of the tickets for the Festival and have only a $2 parking donation with any remaining cost to be subsidized.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, told the Board that the bid specification for the new trash truck is complete. Capital has been set aside for three years toward this purchase. Mr. King requested authorization to proceed with the bid requests.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Director of Waste Management was authorized to proceed with the bid request for the new trash truck.

Mr. Jason Funnell, representative of Virginia Bio-Fuels, gave the following report on the co-composting facility:

1. The shredder has been down two times. The picking line is running and three tons a day being picked by pickers from Dinwiddie workers. Mr. Funnell said they are working on monitoring other mechanical systems to improve the work line.

2. If the EPA does not extend closure, the facility will close by October 8 and trash will be diverted to Shoosmith in Chesterfield.

3. They are working to speed up the process of MRF.

4. The facility is now running on Methane gas. Mr. Funnell said they are working on contract negotiations with Virginia Power to sell the excess electricity which should be finalized in two months.

5. The permit process is 60-90 days and the facility should in full operation at that time.

IN RE: APPOINTMENT -- APPOMATTOX BASIN INDUSTRIAL DEVELOPMENT CORPORATION

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

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. Milton Hargrave and Mr. Donald Haraway are hereby reappointed to the ABIDCO for a term of one year, expiring September 30, 1994.

IN RE: APPOINTMENT -- AIRPORT AND INDUSTRIAL AUTHORITY

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. Van Woodell is hereby appointed to the Dinwiddie County Airport and Industrial Authority to fill the unexpired term of Mrs. Barbara Shell, expiring January 31, 1995.

IN RE: RESOLUTION -- EQUAL TAXATION

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

WHEREAS, tobacco is the main agricultural crop in the Commonwealth of Virginia, producing the largest single income by crop to Virginia Farmers; and

WHEREAS, tobacco production is primarily in Counties with large agricultural bases, serving as the main financial income of many of these localities, yielding over 81,585,000 pounds of flue cured tobacco and 27,183,000 pounds of Burley tobacco in Virginia, and totaling 108,768,000 pounds annually; and

WHEREAS, tobacco yields over $200,000,000.00 in sales annually to local Farmers. This income does not truly reflect the actual income to the farms after payment of operation and harvesting; and

WHEREAS, numerous Interest Groups nationwide are working to place further restrictions on tobacco as a health hazard, directly affecting the economics of Virginia's Agricultural Sector; and

WHEREAS, the Virginia Association of Counties is supporting legislation for equal taxing power for Counties the same as for Cities, including taxes on cigarettes.

BE IT THEREFORE RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia requests the Virginia Association of Counties to omit Tobacco and Cigarette Taxes from the list of items to be covered under equal taxing power; and

BE IT FURTHER RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia requests all other tobacco and tobacco products from the Virginia Association of Counties package.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The Interim County Administrator reminded the Board that Weathers Auto Supply Inc's Open House is Saturday, September 25, 1993 she asked them to let her know if they would be attending.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (3) Acquisition of Property; and Section 2.1-344(a) (7) Legal; the Board moved into Executive Session at 4:34 P.M. A vote having been made and approved, the meeting reconvened into Open session at 5:41 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: APPOINTMENT -- RECREATION DEPARTMENT

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", Michael Van Dunk was appointed Maintenance Coordinator of the Recreation Department effective October 1, 1993, at Grade 1 Step B, with an annual salary of $10,473.

IN RE: RECESS

The Chairman called a recess at 5:46 P.M. The meeting reconvened at 7:00 P.M.

IN RE: JOINT MEETING WITH SCHOOL BOARD TO DISCUSS SPACE NEEDS

Dr. Thomas Gaul, School Board Superintendent, stated in December of 1992, a request for proposal was distributed by the Dinwiddie County Public School Board in which they solicited competitive bids requesting a comprehensive space needs assessment and a long range plan to meet the system's needs for at least the next fifteen years.

In February of 1993, a contract was negotiated with the firm of Construction Control Corporation of Columbia, South Carolina, Et. El.

Work on the project commenced in March and culminated in June, 1993.

After meeting with the various committees and interviewing community leaders, getting the results of the needs assessment survey, student enrollment history and projections through the year 2008, having an over-view of projected program changes and their potential impact on facilities from the Federal, State, and Local levels, and the facilities over-view the following recommendations were made:

1. Build a new High School with a student capacity of 1,200 and a core of 1,500

2. Move Middle School into existing High School - no classroom expansion, only expand cafeteria/kitchen. Renovate High School for Middle School use.

3. Existing Middle School to be used for adult vocational, alternative learning, recreation, administration, lab school, social services, etc.

4. Build a new Elementary School in the Midway District with a core capacity of 500 students.

5. Renovate and expand Rohoic to meet current and future needs.

6. Renovate Sunnyside to meet current and future needs and add small addition.

7. Renovate Dinwiddie and Southside Elementary to meet current and future needs. Make both facilities JK-5.

8. Close Midway or use as Community Center.

9. Northside to remain closed.

10. Eastside to remain closed.

11. McKenney to remain closed.

Top priority must be given to the present overcrowding in the Rohoic and Midway Districts. Future enrollment increases at these locations demand that immediate action be taken at these two schools to resolve enrollment pressure.

Enrollment projections at the Middle and High Schools indicate severe classroom needs in less than two years.

Present facilities are crowded and operating at capacity and the educational environment is suffering due to these cramped conditions.

Present facilities are not properly meeting the existing program needs at the High School and Middle School.

In Dinwiddie Elementary, Midway, Dinwiddie High School, and the Middle School, the environmental conditions, life safety issues and technology needs warrant classifying these schools as priorities. These schools have space utilization deficiencies, accessibility problems and program deficiencies that should not be neglected for five to ten years.

The cost for the complete program as recommended by the Assessment Study is $33,170,345.

Dr. Gaul stated he knew this was beyond reach and the committee met and the recommendation were:

1. Build a new High School
2. Renovate the High School for Middle School Students
3. Build new Midway Elementary School
4. Relocate modulars to Rohoic and compliance
5. Renovate Dinwiddie Elementary
6. Southside compliance
7. Sunnyside compliance

Mr. Jim Hutchinson, Director of School Services, gave the Board the break-down of the cost of these projects.

Dinwiddie High School - build a new one	$11,334,959
Dinwiddie Middle School - convert old High School to new Middle School	411,822
Midway Elementary - construct "New" Elementary to replace Midway	4,558,763
Dinwiddie Elementary - convert to JK-5 & renovate	563,370
Southside Elementary - minimum renovation/addition	30,841
Sunnyside Elementary - minimum renovation/addition	17,777
Rohoic Elementary - minimum renovation/addition	62,457
TOTAL FOR SYSTEMWIDE RENOVATIONS/ADDITIONS	$16,979,989

Mr. Joe Hubbard, Assistant to Superintendent for Finance and Administration, presented the Board with the cash flow requirements by fiscal year by project.

TOTALS BY FISCAL YEAR

FY 95	$1,578,629
FY 96	5,355,197
FY 97	8,863,957
FY 98	1,182,206
TOTAL	$16,979,989

PROJECTED TAX INCREASE TO COVER NET DEBT SERVICE

FY 95	$.06
FY 96	.11
FY 97	.11
FY 98	.11
FY 99	.10
FY 00	.09
FY 01	.08

FY 02	.02
FY 03	.00

He stated the average tax rate increase based on the current assessment to cover the costs over the next ten (10) years is $.07.

Dr. Gaul summarized by stating the decisions reached by policy makers should reflect the desires of the majority of their constituency and be based on what will provide for economic growth in the county and how much they wish to invest in the future of their youth. He said this was a very brief synopsis of the assessment needs study and if anyone wished to take a look at the complete study it would be in the School Board Office.

Ms. Everett asked what kind of a time table they were working on? Dr. Gaul responded it tracked the funding graph with completion of all projects by 1998.

Mr. Moody stated the debt service will be continuing due to buses and other requirements and it will not be disappearing altogether. Mr. Hubbard stated that is correct.

Mr. Haraway stated he was concerned about the closing of Midway. He said the study of 1988 or 1989 showed that it was structurally sound and it would seem to be more economical to renovate. Dr. Gaul said that cost wise it was more economical to build than to renovate because of the code compliance. He stated the cost of a new building is two-thirds of what it would be to renovate.

Mr. Bracey asked what property would be used to build the new Midway School. Dr. Gaul responded it would be constructed behind the existing building or it could be built at the Northside Elementary site.

Mr. Bracey questioned using the closed schools. Dr. Gaul said it would be cost prohibited to bring them up to code compliance.

Mr. Haraway said there have been some differences in opinion about Northside, Eastside and McKenney Elementary but studies have shown that these schools were cheaply built and are not worth repairing. However, bear in mind Midway was not included.

Ms. Everett expressed concern regarding the air conditioning at Dinwiddie Elementary not being included in the over-all cost. Dr. Gaul stated they would try to take care of the older facilities in the existing budget.

Mr. Clay stated he agreed with Mr. Haraway and would like to see some renovations if possible. He said taxes are already too high in Dinwiddie County.

Mr. Haraway asked if the boundary lines were not moved why enlarge Midway instead of Rohoic. Dr. Gaul stated Rohoic is in a growth area near the airport and it was not in an area as secluded as Midway which is better for a school.

Mr. Bracey expressed concern about the air condition for the elementary schools. Mr. Hutchinson stated with the new technology the air conditioning problems can be rectified.

Mr. Clay thanked everyone for the presentation and stated he felt the public should have input at some point after the entire capital project has been put together.

Ms. Wendy Weber Ralph, Interim County Administrator, stated the two boards should set a time frame for future meetings and schedule public meetings on capital projects programs for the county.

Mr. Haraway asked the school board to list the other capital items they are looking at over the next five years.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting

adjourned at 8:35 P.M. to continue September 27, 1993 at 8:00 A.M. for Executive Session, Personnel, at the Pamplin Administration Building.

Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy Weber Ralph
Wendy Weber Ralph
Interim County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 27TH DAY OF SEPTEMBER, 1993, AT 8:00 A.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; the Board moved into Executive Session at 8:05 A.M. A vote having been made and approved, the meeting reconvened into Open session at 8:55 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 9:00 P.M. to be continued to October 4, 1993 at 5:00 P.M. for Executive Session for Personnel.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy Weber Ralph
Wendy Weber Ralph
Interim County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 4TH DAY OF OCTOBER, 1993, AT 7:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: EXECUTIVE SESSION

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; and Section 2.1-344(a) (7) Legal; the Board moved into Executive Session at 7:10 P.M. A vote having been made and approved, the meeting reconvened into Open session at 9:00 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 9:05 P.M.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy Weber Ralph
Wendy Weber Ralph
Interim County Administrator

September 27, 1993

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 6TH DAY OF OCTOBER, 1993, AT 7:30 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the September 15, 1993, Regular Meeting, September 27, 1993 Continuation Meeting, and the October 4, 1993 Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #25750 thru #25993, (void checks #25741-25749 and #25880); General Fund - $361,725.66; Self Insurance - $7,076.27; Capital Projects - $29,785.90; Fire Programs & EMS Fund - $1,528.47; Law Library - $206.16; CDBG - $19,084.00; Landfill Fund - $17,235.39; for a total of $436,774.40.

IN RE: RESOLUTION -- MRS. BARBARA SHELL

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, voting "aye", the following resolution was adopted:

WHEREAS, Mrs. Barbara P. Shell has served the County of Dinwiddie with distinction and integrity for four years on the Dinwiddie Airport and Industrial Authority from January, 1989 to September, 1993; and

WHEREAS, the Board of Supervisors on the 6th day of October, 1993 is desirous of acknowledging these qualities and further to express its appreciation for this work on behalf of the County;

NOW THEREFORE BE IT RESOLVED THAT the Board of Supervisors of Dinwiddie County, Virginia hereby commends Mrs. Barbara P. Shell for her many contributions and devoted service to the County of Dinwiddie; and

BE IT FURTHER RESOLVED, BY the Board of Supervisors of Dinwiddie County, Virginia that this resolution be delivered to Mrs. Barbara P. Shell and a copy spread upon the minutes of this meeting.

IN RE: MEETING MOVED TO DINWIDDIE ELEMENTARY SCHOOL

Mr. Bracey stated due to the large size of the crowd he would like to move the meeting to another location. The Interim County Administrator stated the meeting could be relocated to the Dinwiddie Elementary School.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, voting "aye", the meeting was moved to the Dinwiddie Elementary School at 7:36 P.M.

IN RE: PUBLIC HEARING -- C-93-5 -- E.M. & N.C. WINN

This being the time and place as advertised in the Monitor Newspaper on September 22, 1993, and the Progress Index on September 29, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of receiving public comments on the request of Mr. & Mrs. E.M. And N.C. Winn for a conditional use permit to expand their existing hog farm located on Tax Parcels 58-45 and 58-51 which is situated at the intersection of Winnwood Lane and Hardiways Mill Road. The proposed facility will be accessed along the private road known as Winnwood Lane.

Mr. Clay asked the County Attorney if the conditional use permit goes with the land? Mr. Daniel Siegel, County Attorney, responded yes.

Mr. Wayne Knox, Zoning Administrator, stated the use in question is currently allowed in the A-2 zoning district with a conditional use permit. The importance of a conditional use permit is to protect adjacent property owners from any environmental issues as well as to impose conditions that will serve to protect the County if future uses such as these should appear.

The County Planning Commission, at a special meeting held on September 29, 1993 voted 5-2 to recommend approval of the conditional use permit with the following conditions:

1. Before any construction can begin a site plan must be submitted to the Planning Department for approval. This site plan will include a grading plan showing the current topography at two foot contours and the finished site also at two foot contours.

2. This conditional use permit must be reviewed every five (5) years by the Planning Commission and renewed every ten years through the public hearing process.

3. Feed lots, confinement areas, waste storage areas, shall be located at least 2500 feet from any existing residence not located on the above referenced tax parcels or there shall be at least 100 feet of buffering zone with coniferous type tree plantings and other natural vegetation maintained between the property lines and the farm operation.

4. This operation must comply with all state and federal regulations.

5. A copy of all state and federal permits must be on file with the Planning Department before a Certificate of Occupancy will be issued.

6. Plans for disposal of dead animals must be submitted to the Planning Department, Department of Animal Control, and the Health Department, with the Health Department having final jurisdiction over disposal procedures.

7. An erosion and sediment control plan for all land disturbing activities must be submitted and approved by the Planning Department. This will include a stormwater management plan which will include controls during the construction phase and as well as during field operation of the facility.

8. No more than six hundred (600) sows or eight thousand two hundred (8200) total head will be allowed at this facility at any one time.

9. Old pit house must be cleaned and not used after new growing houses are on line.

10. Inspections by county officials will be allowed during normal working hours provided the operator is apprised of the visit two (2) hours prior to said visit.

11. The lagoon must be filled to operational capacity or chemicals added to reduce the odor upon initial startup.

12. A secondary lagoon or a two (2) stage lagoon is to be part of the plan for flushing houses and land application shall come from this secondary lagoon.

Kay Winn said that this conditional use permit was to expand their existing family hog farm operation, not a corporate hog farm. She explained the reason for the expansion was that it was the only way for their farm to pay. On the overhead projector she displayed the disclosure forms which revealed the owners of the property as Alton G. Winn, her father-in-law, and her husband, Edward M. Winn. Ms. Winn was listed as the lessee for tract 51, the woodland tract. All tracts shown were identical with no corporate ownership or conflict of interest with any board member or planning commission member. She said there were no other owners involved. She pointed to the radius map which showed the location of the farm in relationship to surrounding properties and residences. She stated that the property contains approximately 260 acres and that the Winns had lived on the property for 134 years.

She then displayed an aerial photograph of the property which showed the location of the farm and existing buildings and operation. Ms. Winn stated roughly eight to ten acres will be required for the entire production of 600 sows. She said there might be more hogs but the operation will be run more efficiently than before. She stated the EPA is looking into some ways to eliminate the odor from the lagoons entirely or near to it as possible. She said the operation will be run with eight buildings; office building, breeding and gestation facility, farrowing house and nursery, and five finishing houses. She said she chose the spot because everything in the prevailing wind patterns is timber, fields, and not expected to blow directly to homes. She said she would not lie and say you would not smell it, but when you live in the country sometimes you smell things. Ms. Winn stated in eight years she had received one complaint about the odor and that was one of those "Bermuda High" days and there was nothing that could be done about it. She explained that at the present time a house sits over a pit which is full of waste, manure etc. She said that this house has a very small storage capacity compared to the lagoons they already have or plan to build. They presently have 2 lagoons. She also said in the pit the waste is very thick and strong. She said that it has not been broken down or digested. She said the manure that goes into the lagoons goes through a digestion or bacterial decay process where the manure is broken down and is thin, very much like muddy water. She said in the summer the pit has to be pumped more often because the pits fill up faster. She said she did not want it to run over, so it is pumped out with a septic tank wagon and applied on the fields. Normally if it is reasonable, it is put down right before a rain. She stated that she had tried to be a good neighbor to the citizens of Dinwiddie county.

Ms. Winn told the Board she had checked the aquifers' flow and in this area it flows west to east which means that Stony Springs is not downstream from the farm. Also 30,000 gallons of water per day per 24 hour period with a 20% safety factor built in, can be safely drawn out for farm use. According to the State Water Control Board an average of 1.5 billion gallons of water is produced per square mile in this area.

The traffic should not be a problem Ms. Winn stated because presently they receive an average of one truckload of inputs per week, and sell an average of 1.5 times per week. This traffic load equals ten trucks per four-week cycle. So instead of pick-up loads there will be semitruck loads which would be an additional five or six trucks per cycle.

Ms. Winn discussed the reassessment and the value of land in the area which she said assessed her property higher than the surrounding property. She stated that staying at the present size is not viable because they can't compete.

Ms. Winn stated she and Mike had accepted all the Planning Commission conditions and the only problem they had was with the five year renewal clause. She said they had asked repeatedly that it be changed. Ms. Winn stressed that this permit was for 5 years. She said if they messed up the permit could be voided at any time.

Ms. Winn asked if the Board had any more conditions they would like to see. The Board members indicated they did not.

The following appeared to voice either their concerns or support of the conditional use permit:

1. Jennie Perkins spoke in support.

2. Chuck Nobles stated he breeds horses and was concerned if he wanted to get more horses would he have to come before the Board - supported.

3. Alvin Blaha, representing the Farm Bureau, said the land is already zoned for hog farms. They are not asking for a variance, they want to expand - supported. He presented information on what farm land pays in taxes as compared to residential.

4. Harold Conover was appalled at the opposition of farmers - supported.

5. Mary Coghill stated they left Chesterfield because of rules and regulations - supported.

6. Mary Dunn Conover spoke in support of the permit.

7. Louis Clay stated he has a family owned farm and supported the permit.

8. John Frazier - stated he neither supported or opposed the conditional use permit, that it was a matter of perception.

9. Chip Bain - presented the Board with petitions with 607 names who were opposed, he stated the biggest problem was the smell. He also stated the waste will enter the water system and spill into wells in the area.

10. James Ritchie, Jr. - representing Polly Winfield and Bruce Shell- opposed.

11. Dewey Harrison - opposed - He asked if the County would be setting a precedent if the conditional use permit is approved? The County Attorney stated that no legal precedent would be set.

12. Warren Bain - opposed - He asked the Board what protection the adjacent land owners would have?

13. Preston Bain stated he lived within one mile of the site and he was opposed. He said it would ruin a housing site development.

14. James Belshan, Sussex Board of Supervisors and Planning Commission, stated he was concerned about the set back distance; in Sussex they have two zoning districts for agriculture. The minimum set back is one (1) mile and Sussex has had severe odor problems.

15. Charity Taylor stated the odor was offensive and it would cause neighbors to move from the Stony Spring Subdivision. There was a possibility of undesirables moving into the neighborhood causing some of the same problems West Petersburg had.

16. Ron Abernathy stated Smithfield Carroll was told no; is the protection there against larger corporations? It needs to be built in. He asked the Board to be careful.

17. Daniel Lee - supported - very concerned about his own cow farm operation.

18. James McKenzie concerned about Stony Springs - opposed.

19 . Thomas VanPelt asked if a corporation would be allowed to do the same thing? But stated he would like to see it work out for both sides. He stated the process scared him.

20. Johnny Bain said he was concerned about corporate hog farms. He stated he helped circulate petitions and they understood what they were signing.

21. Debra Day stated she was interested in the future of the community and would it be open to other hog farms? - opposed.

Mr. Clay asked Ms. Winn if she wanted to make a rebuttal.

Ms. Winn tried to briefly respond to the points of opposition. She stated that technology has changed. She responded that this conditional use permit was not a lifetime commitment; that it was only for five years.

IN RE: RECESS

The Chairman called a recess at 10:25 P.M. The meeting reconvened at 10:36 P.M.

IN RE: PUBLIC HEARING -- C-93-5 -- E.M. & N.C. WINN CONTINUED

Mr. Haraway stated he had some concerns. The number of hogs has startled residents in the courthouse area. He said he had received numerous phone calls citing potential problems with odor, environmental issues, and the decrease in property value. We have an excellent Planning Commission, he said, but he would have difficulty supporting this request.

Ms. Everett stated she had two calls in support of the permit and many in opposition. She stated the density of people and property values

were major concerns. Ms. Everett said she visited the North Carolina hog farm and a resident told her she wouldn't want to see it in Dinwiddie County. Property values have decreased there. She stated it was a difficult decision but she was concerned about the future of the County and of setting a precedent for commercial hog operations.

Mr. Bracey stated he thought a lot of the Winns and he was pondering the issues and how he will vote. He said he had received more phone calls in opposition than ones supporting the conditional use permit. He stated he never had an idea that it would grow to be such a large issue.

Mr. Moody stated that he did not think they would be setting a precedence because they were only looking at this property. Any other application would have to rest on its own merit. He stated if the Board does not allow this family to expand it would not allow it to exist. He stated he could make an analogy as far as odor was concerned; it is like comparing an out house to a septic system. Technology is much better today. He stated he felt the Planning Commission had done their homework and the Board should go along with their recommendation to insure that the number one industry will continue to prosper.

Mr. Clay stated he was concerned about the rights of individuals. He said knew the odor was not always good in the country but he had lived on a farm all his life. He stated he hated to vote against what 200 people are opposed to; but he felt just as many spoke in support of the permit as the ones who were opposed.

Mr. Bracey stated he hoped that friends and neighbors could go back to being neighbors when this was all over.

Mr. Moody made a motion that C-93-5 be approved with the conditions as stated.

Mr. Knox reviewed the clarifications made to the conditions by the County Attorney.

1. Before any construction can begin a site plan must be submitted to the Planning Department for approval. This site plan will include a grading plan showing the current topography at two foot contours and the finished site also at two foot contours.

2. This conditional use permit shall be reviewed for compliance every five (5) years by the Planning Commission and shall expire at the end of ten (10) years unless renewed by the Planning Commission and the Board of Supervisors.

3. Feed lots, confinement areas, and waste storage areas, shall be located at least 2500 feet from any existing residence not located on the above referenced tax parcels or there shall be at least 100 feet of buffering zone with coniferous type tree plantings and other natural vegetation maintained between the property lines and the farm operation in the direction of such residences.

4. This operation must comply with all applicable state and federal regulations.

5. A copy of all state and federal permits must be on file with the Planning Department before a Certificate of Occupancy will be issued.

6. Plans for disposal of dead animals must be submitted to the Planning Department, Department of Animal Control, and the Animal Health Division of the Virginia Department of Agriculture's Consumer Services.

7. An erosion and sediment control plan for all land disturbing activities must be submitted and approved by the Planning Department. This will include a stormwater management plan which will include controls during the construction phase as well as during field operation of the facility.

8. No more than six hundred (600) sows or eight thousand two hundred (8200) total head will be allowed at this facility at any one time.

9. The existing old pit house must be cleaned and not used to house livestock after new growing houses are on line.

10. Inspections by county officials will be allowed during normal working hours provided the operator is apprised of the visit two (2) hours prior to said visit.

11. The lagoon system shall be filled to operational capacity before any discharge is made into it or chemicals shall be added to it to reduce the odor upon initial startup until operational capacity has been reached.

12. A secondary lagoon or a two (2) stage lagoon is to be part of the plan for flushing houses and all land application shall come from this secondary lagoon.

There being no second to the motion the Chairman called for the vote. Mr. Bracey, Mr. Haraway, Ms. Everett, voting "nay", Mr. Moody, Mr. Clay voting "aye", C-93-5, the request of Mr. & Mrs. E.M. and N.C. Winn for a conditional use permit to expand their existing hog farm located on Tax Parcels 58-45 and 58-51 which is situated at the intersection of Winnwood Lane and Hardiways Mill Road, was denied.

IN RE: REVIEW OF STREETLIGHT POLICY

The Interim County Administrator stated that as they requested the streetlight policy was placed on the agenda for discussion. She informed the Board that the policy the Board adopted on November 7, 1990 which was, "the Board established a policy for streetlights that within three (3) years, the County will phase out payment of bills for existing streetlights, not including fire departments and the rescue squad and other government locations now being paid for. Ms. Ralph explained that the County needs to have direction on how the Board wanted the phase out to be handled. Ms. Ralph stated that information had been presented to them previously concerning the funding alternatives for streetlights in the County which are establishing service districts or a homeowner's association.

The Interim County Administrator said she had met with Virginia Power Representatives and they had provided information on the location of the existing streetlights should the Board want to pursue the designation of service districts. An ordinance is required delineating the physical boundaries of the individual districts to allow the County to assess a yearly tax on the residents for maintenance and monthly bills.

The Interim County Administrator stated an option available to Virginia Power now is the ability to deal with Homeowner Associations for providing streetlights and billing for payment for the services. This would be a viable alternative for new subdivisions when the streetlights are taken over from the developer. Ms. Ralph told the Board that representatives from Virginia Power were present if they had any questions they wished to ask.

The following persons spoke on the streetlight issue:

1. Carl Marple stated he was opposed to discontinuing streetlight funding because of the question of safety.
2. Anne Scarborough stated she had lived with and without streetlights and that it was a matter of the budget; all the citizens needed to be treated equally and she favored discontinuing the funding.
3. Ronald Catron stated he felt he was paying for streetlights with the taxes he paid and felt the Board should reconsider the policy.
4. Ocille Beville spoke in support of funding streetlights.
5. Barbara Eubank stated the Rohoic Farms Civic Association opposes the policy adopted by Board.
6. Reverend Peter Jeffrey representing the residents of West Petersburg, stated they oppose the policy. He stated taxation will fall on people who are the least able to afford it. The crime would greatly increase if there were no streetlights and the County would have the expense of increasing police protection.
7. James Jones stated streetlights are greatly needed in West Petersburg.
8. Sallie Wallace stated she couldn't conceive of the idea to discontinue streetlights and asked the Board to rescind the policy.

9. Otis Henshaw told the Board it was a Federal law that the counties or cities have to pay for streetlights.

10. Margie Ingram asked the Board when the Darvills area was going to get something? She stated she had to pay for her own and she felt the rest of the citizens should have to do the same.

11. Robinette Nicholas stated she had two small children and lived in West Petersburg and they needed streetlights.

13. James McKenzie stated he lived in Stony Springs Subdivision and he was against cutting out lights.

14. Robert Stiff stated that it was a matter of safety and he paid taxes for services he did not receive while he was in the service. He felt the Board should rescind policy.

Mr. Haraway stated that the land where the streetlights are located has a higher assessment which pays for streetlights. Also, there would be an increase in crime if the streetlights are discontinued. He stated he felt the policy should be repealed.

Ms. Everett stated Neighborhood Watch Associations had been established for prevention of crimes and according to experience, lights were the greatest determent of crimes. She read a portion of the letter from Donald C. Tomczak, Jr. of Virginia Power where he stated, "most governmental entities that he was familiar with provide outdoor lighting where there is a necessity realizing that the benefits of lighting far outweigh the costs. Your Board may wish to poll their constituents on their feelings as to the benefits of lighting and consider extending the November 7, 1993 deadline to explore their options. The consequences of removing the lighting includes the potential for decreased personal safety, i.e., increased vehicle accidents, assaults, etc., and an increase in crimes against property. I would recommend that you have your County Attorney investigate any potential additional liability or legal ramifications that may be placed on the County with the removal of the lighting." She urged the Board to repeal the November 7, 1990 policy.

Mr. Bracey stated that the representation of a rural area is different than the representation in the northern area. Even though he had some lights in Stony Springs the majority of his area paid for their lights if they wanted them. He said that lights became a part of the budget cuts. He stated he paid for his lights. He said the County is different than it was thirty years ago and he felt service districts should be established. He asked the Board to establish service districts and be fair to all.

Mr. Moody stated he realized the northern end pays higher taxes through higher property values and he had not seen any studies done but do they require more services? He said Prince George and Chesterfield are the only counties in the whole area who pay for streetlights. The other ten or twelve counties do not fund streetlights. He said he did not want to discontinue lights to the people; he just wanted to be fair to everyone.

Mr. Clay stated he happened to be in a good spot; he had some of both in his district, the Town of McKenny and rural areas. He said he hated to see anyone lose their lights but a lot of people pay for their own lights. He stated the utility tax was on everyone's bill. He stated he would be willing to go along with some idea on funding, like service districts and go ahead with the payment of lights. He said he was concerned with the others which would not be grandfathered. He said some service districts or something needed to be established to help pay for the lights.

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

BE IT RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia that the policy adopted on November 7, 1990 is repealed; and

BE IT FURTHER RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia that the lights that are currently in use will be grandfathered and any new streetlights will have to be paid for by the subdivisions or through service districts.

The Interim County Administrator asked the Board for authorization to have the staff review the payment options for new requests and present a recommendation for their review and action. The Board agreed.

IN RE: RESOLUTION -- AFFORDABLE HOUSING AWARENESS MONTH

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

WHEREAS, decent, safe, and affordable housing is the cornerstone upon which our families and our communities are built; and

WHEREAS, substandard or deteriorating housing, inadequate plumbing, and overcrowding threaten the health and safety of Virginia's households and diminish the economic vitality of Virginia's communities; and

WHEREAS, those Virginians with special needs for accessibility or supportive services have additional difficulty finding adequate affordable housing; and

WHEREAS, the dream of decent affordable housing will only become a reality through the leadership and partnership of state and local governments, businesses and civic organizations;

THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia recognizes the month of October, 1993, as AFFORDABLE HOUSING AWARENESS MONTH.

IN RE: RESOLUTION -- UNFUNDED MANDATES

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

WHEREAS, according to the Joint Legislative Audit and Review Commission, Virginia's local governments are subject to 391 Federal and state mandates; and

WHEREAS, unfunded mandates on local governments have increased significantly in recent years; and

WHEREAS, federal and state mandates require cities, counties, and towns to perform duties without consideration of local circumstances or capacity; and

WHEREAS, in some cases mandates require local governments to redirect their priorities, to meet federal and state objectives rather than community objectives ; and

WHEREAS, excessive federal and state regulations on local governments impose harsh pressures on local budgets, often requiring increases in local taxes and fees, and/or reduced local services for residents; and

WHEREAS, federal and state mandates too often are inflexible, one-size-fits-all requirements that impose unrealistic time frames and specify procedures or facilities where less costly alternatives might be just as effective; and

WHEREAS, existing mandates impose harsh pressures on local budgets, often requiring increases in local taxes; and

WHEREAS, the cumulative impact of these legislative and regulatory actions directly affect the citizens of our cities, counties and towns; and

WHEREAS, the Virginia Municipal League, the Virginia Association of Counties and the Virginia School Boards Association are working with localities, school boards and organizations across the nation to begin a public education campaign to help citizens understand and then reduce the burden and inflexibility of unfunded mandates, beginning with a National Unfunded Mandates Day on October 27, 1993;

NOW THEREFORE, BE IT RESOLVED THAT THE DINWIDDIE COUNTY BOARD OF SUPERVISORS endorses the efforts of the Virginia Municipal League, the Virginia Association of Counties and the Virginia School Boards Association and their national counterparts, and supports working with the national groups to fully inform our citizens about the impact of federal and state mandates on our governments and the pocketbooks of our citizens; and

BE IT FURTHER RESOLVED THAT THE DINWIDDIE COUNTY BOARD OF SUPERVISORS plans to redouble efforts to inform members of our Congressional and General Assembly delegations about the impact of federal and state mandates and plans to work with the delegations to reduce the burden of unfunded mandates on our citizens.

FINALLY BE IT FURTHER RESOLVED, THAT THE DINWIDDIE COUNTY BOARD OF SUPERVISORS proclaims October 27, 1993, to be "Unfunded Mandates Day in Dinwiddie County, Virginia," in observance of National Unfunded Mandates Day.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The Interim County Administrator advised the Board that the lagoon at Eastside School needs to be filled in. Mr. Jack Eubank, Director, Dinwiddie County Water Authority stated that everything has been done according to State Water Control Board procedures by the Water Authority and the only thing lacking now is getting the dirt to completely fill the hole and cover the area. He stated the Airport Authority has agreed to help by donating the dirt. The estimated cost is $6,000.00 and it may be less.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", an amount not to exceed $6,000.00 is appropriated for the Dinwiddie County Water Authority to contract services to fill the lagoon with dirt at Eastside Elementary School.

2. The Interim County Administrator informed the Board that the county has a six month extension on the closure of the landfill which would have been effective October 8, 1993. This allows the continued use of the landfill until April 8, 1993.

3. The Interim County Administrator stated that she and Mr. Clay attended a regional meeting last week in Chesterfield. She said they felt this is a worthwhile effort on some of the major legislative issues because more can be accomplished by a combined effort. A reception for all the legislators in the Richmond/Tri-Cities area is planned for early December. She stated if there is a desire of the Board to continue with the local legislative meeting, she would need to know, because the staff would need to check calendars and get something lined up with the legislators as soon as possible.

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Interim County Administrator was authorized to set up a meeting with the local legislators to discuss legislative issues after the November 2, 1993 election.

4. The Dinwiddie Library Foundation is planning a raffle to raise money for their Building Fund. The prize is a Christmas doll, which is being contributed by one of their members. They asked for permission to display the doll in our Display Case in the Administration Building for a few weeks before Christmas. Ms. Ralph stated she explained that the case is for historical displays; however, since this is a fundraiser for the library and would not be a permanent display, she said she agreed to present the request to the Board for their consideration. The Board stated they had no problem with the display as recommended.

5. The Interim County Administrator informed the Board that the School Board is very interested in pursuing direct deposit for our employees. After meeting with Signet Bank, where we have the County's account, we feel that this service can be accomplished with minimal effort and cost to the County. We would like to pursue this further with our employees and be able to join the School Board to provide the service which now is planned for the beginning of the year. This will actually

cut down on the cost of processing a check in addition to reducing the number of checks we actually have to handle.

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Interim County Administrator was authorized to pursue direct deposit in conjunction with the School Board.

6. The Interim County Administrator stated she had received a letter of appreciation from Weather's Auto expressing their gratitude for being a part of their open house.

7. Ms. Everett asked if Ms. Ralph had received information from the Appomattox Regional Library regarding a possible site for the new Rohoic Branch Library. Ms. Ralph explained she had a letter on her desk from Mr. Worley but she did not have all of the information on the site relocation and she would be getting back to them.

8. The Interim County Administrator informed the Board that they could now if they chose to, have some input into regulating cable TV rates. She stated she would like to talk further with them about it.

IN RE: BOARD MEMBER COMMENTS

1. Ms. Everett stated she went to John Tyler Community College's Founder's Day celebration yesterday and they had a fine program with some good representation.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (7) Legal; Section 2.1-344(a) and (3) Acquisition of Property; the Board moved into Executive Session at 12:15 A.M. A vote having been made and approved, the meeting reconvened into Open session at 12:30 A.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 12:35 A.M. to be continued to October 8, 1993 at 5:30 P.M., at the Nottoway Restaurant for Executive Session for Personnel.

Aubrey S. Clay

Aubrey S. Clay
Chairman, Board of Supervisors

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD AT THE NOTTOWAY RESTAURANT, BRUNSWICK COUNTY, VIRGINIA, ON THE 8TH DAY OF OCTOBER, 1993, AT 5:30 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4

IN RE: EXECUTIVE SESSION

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; the Board moved into Executive Session at 5:30 P.M. A vote having been made and approved, the meeting reconvened into Open session at 8:13 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 8:15 P.M.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy Weber Ralph
Wendy Weber Ralph
Interim County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 20TH DAY OF OCTOBER, 1993, AT 2:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	PAUL JACOBSON	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the October 6, 1993 Regular Meeting, and the October 8, 1993 Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #26002 thru #26182, (void checks #25994-26001); General Fund - $232,422.14; E911 - $10,387.73; Self Insurance - $755.85; CDBG - $20,097.60; Capital Projects - $38,924.35; Law Library - $301.48; Courthouse Maintenance Fees - $1,675.00; Landfill Fund - $216.70; for a total of $304,780.85.

IN RE: CITIZENS COMMENTS

Mr. Bruce Cantrell appeared before the Board to express his concern about the charges at the landfill. He stated he owned a small plumbing business in the county and he understood a resident can take a water heater to the landfill and they are not charged, but if he takes it there for the resident he is charged $15.00.

The Chairman advised Mr. Cantrell that this would be discussed later in the meeting.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following amendment to the agenda was approved:

add: 12. Executive Session - 4. Investment of Funds

IN RE: DISCUSSION OF E911 ADDRESS SYSTEM

Mr. Ray Gross, C&P Area Manager, and Mr. Dave Major, Communications Representative, appeared before the Board to explain the process for bringing customers into the E911 system. Mr. Gross told the Board the process takes less than 48 hours after an order has been taken.

Mr. Gross stated in some cases customers on the border, located in the county with a city address i.e., may mistakenly be put in the wrong locality for the E911 system.

A master street address guide is sent to each locality to verify the address when an order is placed. Also, a printed list is sent quarterly to the locality with errors that have to be found, corrected and sent back to C&P. Mr. Gross stated C&P still had not received the June quarterly verification from the County.

Mr. Gross stated C&P sometimes makes internal errors, which causes a mix-up in the system.

There are also times when the information on the customer is incorrect. All of these can cause problems with the E911 system.

Mr. Gross told the Board on November 11, there will be a download of 2300 numbers to Dinwiddie for verification, from the data base in Washington, D.C.

Mr. Wayne Knox, Zoning Administrator, stated he did not receive a list of affirmations in June. He said he received a list in May which had been sent to Richmond and Washington, D.C.

Mr. Major stated he would like to know the phone numbers of the persons who are not showing up on the E911 system to see if there is some pattern developing.

Mr. Gross asked Mr. Knox if he he remembered at the July 29 meeting about the problem with splitting out the different post office addresses out of Dinwiddie. Mr. Knox responded he understood that the issue had been up-in-the-air and that it wasn't a problem.

Mr. Major said he would get back to the county if there is a problem found.

Mr. Haraway suggested a computer check be run for the names with blank addresses, which is the more pressing problem at this time.

Mr. Major stated he could provide a list with no address at either location, the top listed address or the bottom service address.

Mr. Clay requested that in addition C&P continue to track and correct the problems with the E911 system.

Mr. Gross stated the goal of C&P is to be 100% with no errors.

IN RE: DINWIDDIE COUNTY COMPREHENSIVE SERVICES TEAM REPORT

Ms. Troilen Seward, Ms. Peggy McElveen, and Ms. Mary Williams, representatives for the Dinwiddie County Policy and Management Team, appeared before the Board to give the first quarter financial and progress report for the implementation of the Comprehensive Services Act for At-Risk Youth and Families.

Ms. Seward stated last year, the General Assembly voted unanimously to enact the Comprehensive Services Act for At-Risk Youth and Families. Virginia is the first state to enact legislation of this kind.

The Act targets emotionally and/or behaviorally disturbed children who are in, or at-risk of, going into out-of-home placement and their families.

Ms. Seward said at the present time the county now has to deny targeted area children to serve the mandated area children and we are not serving other eligible area children at all; there are no funds available. When a child moves into a locality the funds do not follow that child and this is a problem.

Ms. McElveen reported that one-fourth of the $316,982 allocated has been spent in July and August during the no-school months, when school expenditures are lower. She stated they were meeting with Judge Hume to discuss the financial situation.

Mr. Haraway asked if Dinwiddie County was running higher than other localities. Ms. McElveen stated no, we are lower.

Ms. McElveen stated legislation needs to be passed to allow funds to follow the child.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, gave the following update to the Board:

1. The road markers at the intersection of Rt. 460 and U.S. #1 are in place.

2. The turn left sign on U.S. #1 at Sterling Road is in place.

3. The speed study for Rt. 226 between Sterling Road and Warrenton Heights has been done and the speed limit will not be reduced. Ms. Forrest stated that the study showed that people are not heeding the 45 MPH speed limit and that reducing the speed limit will not keep people from speeding.

4. Signalization studies are now being done on U.S. # 1 at Central State, Ford Road (for flashing light), and Duncan Road.

The Board had the following comments and requests:

1. Ms. Everett stated that dump trucks are speeding on Rt. 226 day and night and something needed to be done about the situation.

2. Mr. Moody asked how would someone get a "School Bus Stop Ahead" sign? Ms. Forrest stated a citizen would have to request one and if there was a hazard the VDOT would have one installed.

3. Mr. Bracey stated Rt. 619 was eroding and something should be done to the road before the drainage pipes are filled. Ms. Forrest said she would check on it.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, stated she had nothing to report. She provided the Meals Tax Report thru October 20, 1993, with a total of $189,119.78 collected.

IN RE: TREASURER -- REPORT

Mr. William E. Jones provided his reports for the month of September, 1993. Mr. Jones reminded the Board that they had authorized him to hire another full time employee and he had advertised and received 25 applications. Mr. Jones stated he interviewed 5 applicants. He introduced Ms. Mary Winfield who has worked part-time for the last two years in the Treasurers' Office as his new employee.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T.O. Rainey, III, Commonwealth Attorney, stated he had nothing to report.

IN RE: SHERIFF -- REPORT

No one was present to represent the Sheriff's Department.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, provided his report for the month of September, 1993.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, was not present but provided his reports for the month of September, 1993.

IN RE: DIRECTOR OF PLANNING

Mr. Wayne P. Knox, Zoning Administrator, gave the following report:

The following events have transpired during the past thirty days:

A bid opening for six (6) new rehabilitation jobs in West Petersburg was performed on October 4,1993.

Four new applicants are in the process of having Section 8 inspections performed along with blower door testing.

Site reviews for the West Petersburg subdivision, Burger King Development, and Petersburg Airport Obstruction clearance have been performed.

Meetings with plaintiffs in the Dinwiddie Mobile Home lawsuit have occurred on October 5th and October 12th. Some proposed revisions have been presented to the attorneys of the plaintiffs. If accepted, these changes will be presented to the Board of Supervisors in the near future.

The meeting with West Drive residents and the contractors went well and commencement of the construction is being organized at present.

A shipment of new street signs have been received in the Planning office. The contractor picked the signs up today for installation. Mr. Clay questioned whether the installation should be bid out. Mr. Knox stated that the installation runs approximately $300 - $500, two times a year.

Mr. Haraway asked if the mufflers had been installed at the Wythe Power Plant on U.S. #1? Mr. Bracey stated he had gotten out of his car and listened for noise and he didn't notice any loud noise in the area. Mr. Knox stated the noise factor seems to be worse in the evenings when things quiet down. Mr. Knox said the plant manager was working on having the mufflers installed and doing what he could to curtail the noise factor.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, stated she had sent them information regarding a legislative study concerning services to the elderly and disabled which could result in significant legislation in the next General Assembly. The study is a result of HJR 603 to develop a plan to "Restructure and Consolidate all Aging and Long-term Care Planning, Financing, and Services.

Ms. McElveen stated that the Board and Staff of the Dinwiddie Department of Social Services have reviewed the Long-Term Care draft report as well as preliminary information regarding the study. We strongly support the effort to study and assess the needs of the aging and disabled population in Virginia. We recognize the increasing service needs for this population.

After a careful review of the various findings of the study, we have serious concerns and specific opposition to proceeding as outlined in the draft report. There are many unanswered questions regarding funding, access of services, impact on local governments, and coordination with State and Federal mandates. Ms. McElveen stated a letter has been sent to the Office on Long-Term Care Council urging them to study the matter further and letting them know the proposed date of October 1994, is premature and unrealistic.

Ms. McElveen stated some of their concerns are:

1. The creation of another Department is unnecessary and creates more bureaucracy and administrative costs.

2. The potential financial impact on localities is unclear.

3. Lack of clarity regarding local service delivery especially in small, rural communities where access to services is difficult and customer's ability to access regional programs limited.

4. Lack of clarity regarding case management issues.

5. Inadequate planning for the disabled population under 60 years of age.

6. Significant disregard for the current service systems which are working well.

She stated the Department and Board felt further study and consideration should be given prior to finalizing a plan which has such critical impacts on the aging and disabled population.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Thomas H. Gaul, School Superintendent, was not present. Mrs. Jackie McLeod, reported on the following:

1. Dr. Vance has resigned effective October 31, 1993.
2. The School Board has received a $240,000 Head Start Grant.

The Board had the following questions or comments:

1. Mr. Clay and Mr. Haraway stated the Board was not looking to subsidize the Head Start Program with tax dollars from the County.

2. Mr. Bracey stated we already have a Junior Kindergarten Program. Will it effect our building program? Ms. McLeod stated there are 60 students eligible for the Head Start Program and the funds for housing could be included. At Southside, Dinwiddie, and Sunnyside Elementary the Music Teacher would not have a classroom.

3. Mr. Bracey requested a report in writing on the technology plan. Ms. McLeod stated Mr. Watson gave a report to the School Board at the last meeting.

4. Mr. Haraway stated the 16 year olds were upset because there is only one car on the driving range and they usually have 3 or 4. Mr. Bracey said he heard that the driver education teachers have been sent to the High School for P.E.

5. Mr. Bracey requested someone from the School Board find out why Dinwiddie is not having a Christmas Parade. The Interim County Administrator stated it was an OYCS sponsored project and she would ask Ms. Diane Galbreath to respond.

6. Ms. Anne Scarborough asked about funding for the after-school program. Ms. McLeod stated it should become self-sufficient.

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of September, 1993. The Board asked for the financial report for the Autumn Festival. Mr. Rinaldi stated he had a deficit of $2,370.52.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

Mr. David W. Nichols, Public Safety Officer, submitted his reports including the Fire Department's and Rescue Unit's responses for the month of September, 1993. He asked the Board to please take the time to read the tornado incident summary prepared by the Old Dominion Emergency Medical Services Alliance.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, provided his monthly report to the Board.

The Interim County Administrator told Mr. Cantrell that she had met with Mr. King, and representatives from Virginia Bio-Fuels and they had discussed disposal charges at the landfill. She said the Board was going to discuss the disposal issue today and hopefully resolve the problems.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The Interim County Administrator reminded the Board that earlier in the year they had taken action to join with the localities (Amelia, Appomattox, Buckingham, Cumberland, Nottoway, Prince Edward and Petersburg) along the Route of Lee's Retreat to submit a grant application for ISTEA Funds to develop a 20-stop driving tour. Our participation in that grant would be through the donation of land on which to locate the station in Sutherland. A full-color brochure of the route is also proposed.

To help publicize the historic and, in addition, the outdoor recreational facilities available in our area, this same group has put together a grant application using a combination of two matching grant sources along with local government contributions. The total project of $25,000 can be accomplished with total local contributions of $16,000. Divided between the eight participating jurisdictions, our cost would be $2,000. We would be able to fund this amount through our advertising budget.

Ms. Ralph stated a sample of the publications we would be advertising in was provided to the Board: Virginia Travel Guide, Independence Publishing's Spring Newspaper inserts, Civil War Times and Virginia Civil War. The combined circulation of these publications is 3,908,000. In addition, a new 800 line will be established at the Petersburg visitor center. This will provide the ability to measure the actual effectiveness of the advertising and its placements, which will be provided to each jurisdiction by June 1, 1994.

The Interim County Administrator stated that all of this, of course, is contingent upon grant approval. After meeting with this group, she felt it was a very worthwhile effort to promote tourism, which for Dinwiddie County is an integral part of our economic development activities.

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", authorization to participate with Amelia, Appomattox, Buckingham, Cumberland, Nottoway, Prince Edward and Petersburg to help publicize the historic and, in addition, the outdoor recreational facilities available in our area, through a grant application using a combination of two matching grant sources along with local government contributions in the amount of $2,000 was approved.

2. The Interim County Administrator informed the Board that the Virginia Association of Counties meeting is going to be held November 7 - 9, 1993. A couple of meetings ago, Jim Campbell, Executive Director, spoke about some of the programs VACO is offering and the Association meeting gives us a chance to learn more about them as well as other resources that counties can share. One of the most important items that will be covered is the development of the 94 legislative program. One item of particular interest on the agenda this time is elected school boards.

Ms. Ralph stated upon reviewing the agenda, there were several topics that would be of particular interest to us at this time: unfunded mandates, volunteers and volunteer liability, local government infrastructure planning and financing, cable TV, long term care reform and elected school boards and taxing authority. She stated regardless of who attends, she felt it would be beneficial to have representation at the meeting. Also, whoever attended would have voting power for the County.

The Interim County Administrator stated it is unfortunate that the Homestead is perceived as it is, but that is the location selected and all events are held at that hotel. She stated one year she had stayed at another motel and drove to the Home Stead for the activities and would be glad to check into that arrangement if the Board wanted her to. Registration forms are due October 29, 1993, and if they felt they would like representation at this meeting, we would need authorization to draft a check for $140 to be forwarded by that time. Total cost for the conference would be approximately $500.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED BY the Board of Supervisors of Dinwiddie County, Virginia, that the Interim County Administrator is authorized to attend the Virginia Association of Counties meeting on November 7 - 9, 1993, at the Homestead at the cost of approximately $500; and

BE IT FURTHER RESOLVED BY the Board of Supervisors of Dinwiddie County, Virginia, that the Interim County Administrator is hereby authorized to vote on behalf of the County.

3. Virginia Power's tour of the Surry Nuclear Plant is Wednesday, October 27, 1993 from 8:30 - 5:00 P.M.

4. Ms. Ralph informed the Board that the cost of filling the lagoon at Eastside has run considerably more than the estimated cost and the Water Authority needs an additional appropriation of $4,000 at this time. The Board discussed the issue and decided to wait until the work is completed before making the appropriation.

IN RE: VIRGINIA MOTORSPORTS PARK GRANT FUNDS

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following resolution is adopted:

WHEREAS, the Virginia Motorsports Park, a multiple use motorsports complex, is constructing a facility on 300 acres in Dinwiddie County; and

WHEREAS, private investment in the VMP will exceed $6 million within the next thirty months; and

WHEREAS, Dinwiddie County is willing to share in the costs of providing water and sewer services to this site through the Dinwiddie County Water Authority, for which the total cost is estimated to be $930,000; and

WHEREAS, the purpose of the Governor's Opportunity Fund is to support projects that create new jobs and investment; and

WHEREAS, this project will provide jobs for Dinwiddie County and the local hospitality industry in the surrounding area as well;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia supports the application for grant funds from the Governor's Opportunity Fund to provide water and sewer services to the Virginia Motorsports Park.

IN RE: COUNTY ADMINISTRATOR COMMENTS CONTINUED

6. The legislative dinner is tentatively set for Monday, November 22, 1993, at 6:30 P.M., at the Home Place Restaurant and all of the legislators have committed to attend. The Board members agreed with the date.

7. Ms. Ralph stated she would have the Board Meeting room amplification equipment checked on to see if it is working properly.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Bracey asked when the Board would be appraised of the proposed projects, the approximate costs and the order of the projects for the County.

The Interim County Administrator stated for the projects the Board of Supervisors is planning she was working on a financial forecast. A lot of it is contingent on timing and a lot of it depends on what the Board does with the School issues the Board has before it. The problem is that the timing is not within our control because we are working with other agencies. As soon as we receive a time line from them we will be able put the package together.

2. Ms. Everett asked for an update on the additions at the Sheriff's Office. Ms. Ralph stated it is a month ahead of schedule; the projected date is the middle of November for completion.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (3) Acquisition of Property; Section 2.1-344(a) (6) Investment of Funds; and Section 2.1-344(a) (7) Legal; the Board moved into Executive Session at 4:17 P.M. A vote having been made and approved, the meeting reconvened into Open session at 5:23 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: COURTHOUSE

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the Interim County Administrator was authorized to proceed with the solicitation of architectural/engineering services for the design and preparation of bid specifications for the Courthouse.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 5:30 P.M.

A S Clay

Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy Weber Ralph
Wendy Weber Ralph
Interim County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 3RD DAY OF NOVEMBER, 1993, AT 7:30 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the October 20, 1993, Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #26184 thru #26411, (void checks #26183 and 26309); General Fund - $341,369.08; Self Insurance - $29,241.36; Law Enforcement - $528.50; Law Library - $63.50; for a total of $371,202.94.

IN RE: CITIZENS COMMENTS

Mr. Robert Ragsdale stated he was told by the Board that the County didn't have a noise ordinance. He presented the Board with a copy of Dinwiddie County's noise ordinance and asked if the Board was going to enforce it at the drag strip? Mr. Clay responded he didn't know if the County could enforce it at the drag strip. Mr. Ragsdale stated he blamed the misrepresentation on the County Administrator, the County Planner and the County Attorney.

IN RE: PUBLIC HEARING -- CONVEYANCE OF PROPERTY FROM DINWIDDIE COUNTY TO DINWIDDIE COUNTY WATER AUTHORITY

This being the time and place as advertised in the Monitor Newspaper on October 20, 1993, and October 27, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of approving a deed granting to the Dinwiddie County Water Authority title to approximately 0.69 acres of real property and granting both a permanent easement and temporary construction easement for utility purposes on a parcel of real property, all of which real property is located west of Courthouse Road near Dinwiddie High School in Dinwiddie County on which the Dinwiddie County Water Authority will construct a sewer force main and related equipment and lines in connection with providing water and sewer service to Dinwiddie County High School.

Mr. Daniel Siegel, County Attorney, stated a public hearing is required to convey the property at the High School to the Water Authority in order to construct a sewer force main and related equipment and lines in connection with providing sewer service to Dinwiddie County High School. The School Board has already taken action to declare the property surplus for the County.

No one spoke for or in opposition to the conveyance of property.

The County Attorney recommended preparing a Quitclaim deed to the property. This is a deed of conveyance by way of release; that is, intended to pass any title, interest or claim which the grantor may have in the premises but not professing that such title is valid nor containing warranty or covenants of title.

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Interim County Administrator was authorized to execute a Quitclaim deed granting to the Dinwiddie County Water Authority title to approximately 0.69 acres of real property and granting both a permanent easement and temporary construction easement for utility purposes on a parcel of real property, all of which real property is located west of Courthouse Road near Dinwiddie High School in Dinwiddie County on which the Dinwiddie County Water Authority will construct a sewer force main and related equipment and lines in connection with providing water and sewer service to Dinwiddie County High School.

IN RE: RESOLUTION -- LONG TERM CARE AND AGING SERVICES

Ms. Peggy McElveen, Director, Social Services, stated that the proposed resolution expressed the concern regarding the Long Term Care proposals that was discussed at the last meeting. The resolution basically is requesting additional study and evaluation of the restructuring of long term care services and the fiscal and service impacts to localities. Ms. McElveen told the Board that our delegate, Jay DeBoer is a member of the Joint Commission on Health Care and has been active in supporting these proposals.

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

WHEREAS, Long Term Care and Aging Services provided to the citizens of Dinwiddie County and the Commonwealth of Virginia are critical to the well being of the population to insure a certain quality of life; and

WHEREAS, the Virginia General Assembly has instructed the Secretary of the Commonwealth to appoint a Long Term Care Task Force to restructure Virginia's current long term care delivery system; and

WHEREAS, the Task Force has prepared a document with modifications to the long term care and aging delivery system which may be premature in light of the time frames from completion of the document and the discussions by the Federal Government regarding the national healthcare system; and

WHEREAS, those modifications could have significant impact on the delivery of services and negative fiscal impacts on local governing bodies, as well as adversely affecting the citizens; and

WHEREAS, there has been presented no compelling evidence that the provisions of the current system of care does not work, nor has there been a cost impact analysis or pilot programs to determine the efficiency, effectiveness or benefits of the proposed plan; and

WHEREAS, the proposed plan would shift responsibility for aging and long term care services to the local government, resulting in the need to develop new administrative procedures and creation of a new funding mandate, requiring additional local funding.

NOW, THEREFORE BE IT RESOLVED, that the Dinwiddie County Board of Supervisors does hereby express its deep concern with the proposals of the Long Term Care and Aging Task Force and asks the Administration to delay implementation of this proposal pending further study, specifically evaluating the cost effectiveness and impact of the proposed changes on the local governing body and their citizenry.

IN RE: DISCUSSION OF CO-COMPOSTING FEES

The Interim County Administrator stated that at the last meeting there was a brief discussion concerning a more equitable way of assessing charges for disposal of items other than household waste at the County's co-composting facility. Ms. Ralph said after meeting with representatives from Virginia Bio-Fuels, and Mr. Denny King, Director of Waste Management, their recommendations were:

1. Shingles - a fee shall be attached when the building permit is issued -- this will allow the individual or contractor to be able to dispose of the shingles at the landfill at no charge. The disposal will

then be charged to the county at $55/ton. If they do not have a building permit, they have to pay at the landfill. The Fee could be $35/load as has been in the past or some percentage of the total job cost - usually $200-$300.

2. Any items containing Freon - AC, refrigerators, freezers, etc. - Either every individual pays $15/item or county pays all that come in at $15/item--- We recommend county pay so items will not wind up in woods.

3. White goods - hot water heaters, stoves, washers, dryers - All items go over scales - county pays all at $29.50/ton.

4. The only area in question was a provision for Farm waste since farm building renovation/construction does not require a building permit. What to charge if anything? Our recommendation would be to assess a charge for disposal of items, i.e. shingles, at the same $35 charge as would be assessed on a building permit to be paid at the scale house by the farmer.

After much discussion about various methods of assessing charges for disposal of shingles, either by weight, job cost, load, or square feet; Mr. Haraway recommended that anyone wishing to make a recommendation, do so in writing to the Interim County Administrator. The Board instructed the Interim County Administrator to place the issue on the agenda for the November 17, 1993 meeting.

IN RE: APPOINTMENTS

The Board postponed the appointments until the November 17, 1993 meeting.

IN RE: POSITION ANNOUNCEMENT -- COUNTY ADMINISTRATOR

Mr. Clay stated that as all of you know, the Board has been involved in the search process for a new County Administrator since June of this year. We advertised locally, on a regional level and on a national level and received over 100 applications. We were very fortunate to obtain the services of Mr. Don Lacy, Extension Specialist with the Virginia Tech Extension Service, to assist in the review and screening of the applications. Out of these applications, we selected six applicants to interview. We feel good about the process we followed and that the decision we made is the best one for Dinwiddie County.

Mr. Clay stated at this time, he would like to introduce Mr. Charles W. Burgess, Jr., our new County Administrator. Mr. Burgess comes to us from Fluvanna County where he has served as County Administrator since 1989. Prior to that he served as Zoning Administrator for Albemarle County from 1986-1989 and Senior Zoning Inspector from 1978-1986 in the City of Hampton. He is a graduate of Hampden-Sydney College, where he received a Bachelor of Arts Degree in Economics.

Mr. Clay said Mr. Burgess plans to join us around the first of December at an annual salary of $55,000.

Mr. Charles Burgess, Jr., expressed his appreciation to the Board and thanked them for the opportunity of working in the County. He stated he was looking forward to working with the Board, citizens and staff. He said he was very anxious to get here and December 1st would not get here quick enough for him.

Mr. Clay stated the Board was looking forward to Mr. Burgess coming and joining our team in Dinwiddie.

Ms. Wendy Weber Ralph, Interim County Administrator, stated she would also like to welcome Mr. Burgess and let him know we are looking forward to working with him. Ms. Ralph stated she had encouraged the staff to give their total support to his selection. She thanked the citizens and staff who have expressed their support for her during the interim period. Ms. Ralph stated the staff here was the best that could be found anywhere and she appreciated their hard work and dedication. Ms. Ralph stated after carefully evaulating all the factors involved she had made the decision that at this time, she could best serve Dinwiddie County, and the needs of her family, in the position of Assistant County Administrator. She stated she appreciated the Board's consideration and support during this period of time. Ms. Ralph also commended the Board on

the process they followed and their selection in finding the best person for the County.

Mr. Clay stated Ms. Ralph had done a great job during the interim period.

IN RE: VEHICLE MAINTENANCE CONTRACT TERMINATION

The Interim County Administrator informed the Board the vehicle maintenance contract has been evaluated since it was awarded in August. Ms. Ralph stated it has been determined by the volunteers and staff that at this time it would be best to terminate the contract effective November 17, 1993.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the vehicle maintenance contract with Jim's Heavy Truck & Auto Repair is terminated effective November 17, 1993.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The Interim County Administrator stated Mr. Wayne Knox, Zoning Administrator, has been in contact with Mr. Curtis Hoyle on the vacation of South Avenue, a paper street in Edge Hill Park, for which we held a public hearing on May 6, 1993. The Board requested at the public hearing that Mr. Hoyle be present, but he seems to be having a problem with that. Ms. Ralph stated he is asking that his agent be allowed to represent him. The Board agreed to allow his agent to represent him. The Interim County Administrator was instructed to contact the adjacent property owners again.

2. The Interim County Administrator stated Mr. King had brought up the issue of whether to post the property that was purchased next to the landfill that was owned by Union Camp whether or not the Board would like it to be posted during the hunting season. She stated the cables are already up on the logging roads going into the property. The Board stated it had no problem with people hunting on the property as long as they didn't create any problems.

3. Ms. Weber stated on November 19th there will be a tour of Lee's Retreat starting in Petersburg and going almost to Appomattox. She requested that the Board let her know if they would like to attend.

4. The Interim County Administrator stated the letters have been torn off on the "Welcome to Dinwiddie County" sign which had been put up by DEAL, located on 460 East at the Dinwiddie and Nottoway County line. She asked if the Board wanted to replace the letters or the complete sign. The Board instructed the Interim County Administrator to investigate the options available to get the ground graded down around the sign and the cost of changing the color of the letters.

5. The Interim County Administrator informed the Board of a program called "Hunters for the Hungry". The program provides the deer hunters of Virginia a great opportunity to help themselves, their sport, and the needy of our state. The hunter can donate a part of a deer (or the entire animal) through a local processor. The meat is then distributed to the needy.

6. The Interim County Administrator stated at the last Board meeting the Board had authorized the staff to go forward with securing architectural services for the Courthouse. Ms. Ralph stated there had been some discussion of hiring a "clerk of the works" or project manager for the project. She stated she had been approached by a firm offering construction management services that would would like to address the Board about these services. She asked the Board if they would allow the construction management services representative to come to the next Board meeting to give a brief overview of what those services entail and why they could be beneficial. The Board stated it had no problem with having the presentation.

IN RE: POSITION ANNOUNCEMENT -- COUNTY ADMINISTRATOR

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", Mr. Charles

W. Burgess, Jr., was appointed County Administrator, at an annual salary of $55,000, effective December 1, 1993.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (7) Legal; Section 2.1-344(a); and (3) Acquisition of Property; the Board moved into Executive Session at 8:41 P.M. A vote having been made and approved, the meeting reconvened into Open session at 10:30 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: EMS EXPANDED COVERAGE

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the County shall provide staffing of two part-time EMS Technicians to cover the daytime hours of 6:00 A.M. to 6:00 P.M., Monday - Friday; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the salaries of the part-time EMS Technicians shall be increased as follows:

EMS Technician - Basic	$6.00/hr.
EMS Technician - Advanced	$8.00/hr.
EMS Technician - Advanced (Coordinator)	$8.50/hr.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 10:40 P.M.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy Weber Ralph
Wendy Weber Ralph
Interim County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 17TH DAY OF NOVEMBER, 1993, AT 2:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	PAUL JACOBSON	COUNTY ATTORNEY
	HARRISON A. MOODY (Arrived 2:50 p.m.)	ELECTION DISTRICT #1

IN RE: MINUTES

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the November 3, 1993 Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #26413 thru #26646 (void check #26412); General Fund - $183,955.97; E911 - $1,942.45; Self Insurance - $357.70; CDBG - $19,355.56; Capital Projects - $486.10; Fire Projects - $96.49; Law Enforcement - $518.27; for a total of $206,712.54.

IN RE: CRATER HEALTH DISTRICT -- FY 94 BUDGET

Ms. Margaret Hendrick, Administrator Crater Health District, told the Board the final general fund appropriation by the State allows them to match the County's funds for the Health Department in the amount of $131,603. This is $2,870 less than the $134,560 appropriated by the County for fiscal year 1994.

The State appropriation for FY 94 was essentially the same as FY 91. Yet the Health Department must absorb a 2% cost of living increase, pay for performance increases of approximately 4.3% in December and inflationary factors. Therefore every dollar is critical to them as they struggle to maintain services despite level funding.

Ms. Hendrick requested that the County consider allowing the Dinwiddie Health Department to retain the $134,560 appropriation which would include $2,870 as 100% local funding.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye", the Dinwiddie Health Department was authorized to retain the $2,870 as 100% local funding for FY 94.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T.O. Rainey, III, Commonwealth Attorney, stated he had nothing to report.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, gave the following update to the Board:

1. The VDOT requested that a public hearing be held before having a work session with the Board this time for the six-year plan revision. The Board agreed to hold the public hearing on January 5, 1994.

2. Ms. Forrest stated that the work on Duncan Road may be delayed or abandoned completely due to the Civil War historical importance and cost. An archaeological review is being required of three major civil war locations: a field hospital, next to Rt. 1 under the mobile home park, Tudor Hall, and a cannon emplacement in the open field at the end of the project. Some VCU students are doing the archaeological review which could take up to seven months at a cost of $50,000 to $100,000 per site. The Department of Interior has identified some Civil War Battlefields and thirty are listed as top priority for total preservation and Duncan Road may be one of those. The Board expressed concern about not allowing the archaeological review to deplete funds needed for road construction elsewhere. Also there is traffic congestion already and more upcoming from the Rohoic Apartment project and the Pamplin Park construction. The Board requested Ms. Forrest send them a copy of the Department of Interior report and investigate other options which may be available for Duncan Road.

The Board had the following comments and requests:

1. Mr. Bracey stated on Rt. 619 limbs were left in the ditch line and driveways were eroding and nothing has been done about the situation. He said the grass in the ditch line had not been cut either. Ms. Forrest said she would check it and see what could be done.

2. Mr. Haraway requested the written material for the speed limit reduction study for Rt. 226 between Sterling Road and Warrenton Heights. Ms. Forrest stated she would get it from the Traffic Engineer.

3. Mr. Clay asked about the construction work on Rt. 715, Patillo Road. Ms. Forrest stated the contract has been let and construction should begin around December 1, 1993.

4. Ms. Everett asked what had been done about the flashing speed zone light sign for Midway School which the School Board had requested. Ms. Forrest stated the request has been approved by the Transportation Board. The School provides the lights and the highway department provides the sign.

5. Mr. John Stewart appeared before the Board with his concern about accidents on Rt. 613 from Rt. 1 West to Rt. 661. He said that the road is narrow because the ditches have been pulled and there are no shoulders. He stated on September 13, 1988 the issue had been brought before the Board and he was told Rt. 613 was in the six-year plan. Ms. Forrest explained the project was delayed due to the historical concern for the breastworks. The VDOT is now in the process of purchasing right-of-ways and they will be advertising the project in June of next year.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, was not present.

IN RE: TREASURER -- REPORT

Mr. William E. Jones provided his reports for the month of October, 1993.

IN RE: SHERIFF -- REPORT

No one was present to represent the Sheriff's Department.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, provided his report for the month of October, 1993.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, provided his reports for the month of October, 1993.

1. Mr. Mellick recommended starting an Adoption Fee for animals and asked the Board to consider and discuss it at the next meeting.

2. Mr. Mellick requested authorization to purchase a Contel Phone at a cost of $130. Funds were included in his FY 94 budget.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye", the Animal Control Officer was authorized to purchase the Contel Cellular Phone at a cost of $130.

IN RE: DIRECTOR OF PLANNING

Mr. Wayne P. Knox, Zoning Administrator, provided his report for the month of October, 1993.

1. Mr. Haraway stated he was still receiving calls about the noise at Wythe Park Power. Mr. Knox stated the work on the mufflers was not complete and that he would tell them about the complaints.

Ms. Everett asked if any buffers were required in the conditional use permit. Mr. Knox stated he would take a look at the permit to see if there were any requirements. He stated he felt the construction of Burger King would cut down on some of the noise.

2. Mr. Knox stated that the drainage problem at West Avenue is in the finalization phase and the group is working together donating time and assistance.

3. Mr. Clay instructed Mr. Knox to check on the removal of the security trailer at Mayfield. Mr. Knox responded he would.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, stated that the Social Services Department had received an additional allocation of $22,301 from the Federal Day Care Block Grant funds. These funds are used to subsidize the cost of day care for low income families who are employed or in education/training. She requested the Board to accept and appropriate the funds for the Social Services Department. No local match is required.

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Federal Day Care Block Grant allocation of $22,301 was accepted and the funds appropriated to the Social Services Department.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Thomas H. Gaul, School Superintendent, was not present. Mrs. Jackie McLeod, stated Mr. Ray Watson was present to give a report on the technology plan and Mr. Joe Hubbard will present the bond refunding.

Mr. Ray Watson gave a slide presentation and progress report from the technology committee.

Mr. Bracey asked for a breakdown of the State Funds used on the project. Mr. Watson stated he would get the breakdown from Mr. Hubbard.

Ms. Everett asked if there were enough trained instructors? Mr. Watson stated they were still working on training people.

IN RE: VPSA BOND REFUNDING

Mr. Joe Hubbard, Financial Officer, explained that in June of 1993, the VPSA refunded a number of its outstanding bonds. The VPSA achieved debt service savings from this refunding. The VPSA wishes to distribute the savings to Dinwiddie County and other localities who had previously sold bonds to the VPSA bonds. Dinwiddie County's local school bond(s) affected by the refunding were the 1987 Refunding Series A Bond(s). Dinwiddie County will receive a lump sum cash payment in the amount of $3,694, which represents its allocable share of the savings. Mr. Hubbard stated although the VPSA cannot dictate what the County does with the funds, the VPSA Board strongly urges the County to use these monies for capital projects for public schools.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that a lump sum cash payment of $3,694 is accepted from the VPSA 1987 Refunding Series A; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that by accepting the savings resulting from the 1991 C Refunding and the 1993 B Refunding, the County acknowledges that in effect, its Refunded Bond(s) was refunded again.

IN RE: VEHICLE REPLACEMENT

Ms. Barbara Wilson, Transportation Supervisor, stated she had recently retired two more of the cars used for special education transportation due to poor condition and excessive mileage. She requested two of the vehicles the Sheriff's Department had stored at the transportation shop to replace the two retired vehicles.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the transfer of title to the School Board of the 1988 Ford 2FABP72G1JX131079 and the 1988 Ford 2FABP72F2JX212504 was approved.

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of October, 1993.

Mr. Rinaldi requested authorization to submit an application to attend the VRPS Leadership Training Institute April 22-24, 1994, at a cost of $150 which includes instruction, lodging and all the meals.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Recreation Director was authorized to submit application to attend the VRPS Leadership Training Institute April 22-24, 1994, at a cost of $150.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

Mr. David W. Nichols, Public Safety Officer, submitted his reports including the Fire Department's and Rescue Unit's responses for the month of October, 1993. He gave these updates:

1. The Corrective Action Plans, the final phase of the cleanup, for the underground storage tanks located at the maintenance shop and Midway School are in the final stages of approval.

2. The Hazardous Materials Response Plan for Dinwiddie County has been reviewed by the Department of Emergency Services and will be approved very soon. This is the first time that the County has had an "approved" plan. A meeting for potential members of the LEPC will be scheduled once the final draft is approved.

3. The Interim County Administrator stated the preventive maintenance on the Fire and Rescue Department's vehicles is being continued by the individual departments and the departments have been instructed to send the bills to the County for payment. This will provide a record to the County that the work is being done.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, gave his monthly report to the Board.

IN RE: LANDFILL FEES

The Interim County Administrator stated as requested at the last Board meeting the staff had discussed the landfill fees and suggestions had been received from Ms. Kay Winn and Mr. Thomas Van Pelt about the fair way to handle the disposal fees. Ms. Ralph stated Ms. Cathy Carwile had also surveyed the surrounding counties to see what their fees were. Ms. Ralph stated after reviewing all the options the staff felt the fairest way was to charge everyone $25 per ton for the disposal of shingles. She also recommended the county pay $15/item for items containing Freon and $29.50/ton for white goods.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following fee schedule was adopted: 1. $25/ton for shingle disposal 2. $15/item for items containing Freon - paid by County 3. $29.50/ton for the disposal of white goods - paid by County.

IN RE: CONSTRUCTION MANAGEMENT SERVICES

Ms. Susan Blair, Program Development Coordinator, Mr. Gary Westfall, Vice President, and Mr. William Carden, President, of Mosley Management Services, gave a presentation to the Board about a construction management program and how these services could be beneficial to the county. Mr. Westfall stated that the day is past when an Owner can turn his project over to a contractor and expect all of his objectives to be met. The need to have an Owner-advocate managing the project throughout has never been more important. In principle, construction program management is simple: A construction expert is brought on board to function as the Owner's agent and representative to manage the project's schedule, budget and overall quality of the entire building program. The cost to the County for all the services available for construction management is 3% of the total construction cost or the services can be purchased separately on an as-need-basis.

IN RE: COUNTY ADMINISTRATOR COMMENTS

The Interim County Administrator gave the following update:

1. November 22, 1993 - Legislative Dinner at 6:30 P.M. at the Home Place.

2. November 29, 1993 - CPDC Annual Meeting

3. November 30, 1993 - Retreat with the School Board - 12:00 Noon - November 30, 1993, Offices of Sands, Anderson, Marks and Miller, in Richmond.

4. December 3, 1993 - The tour for Lee's Retreat was changed from November 19 to December 3, 1993. They will leave Petersburg National Battlefield Park at 9:00 A.M. and arrive back at the end of the day around 6:00 or 7:00 P.M.

5. December 7, 1993 - Central Virginia Coalition Legislative Program - 5:00 P.M. to 7:00 P.M. at the Jefferson Hotel.

6. John Tyler Community College's Annual Appreciation Dinner - November 30, 1993, in the Nicholas Student Center on the Chester Campus from 6:00 P.M. for the get-acquaninted hour, and dinner will follow at 7:00 P.M.

7. DEAL Sign - Cindy Alexander at the High School and her FFA Club and Horticulture class have asked to take the sign on as a class project. We will keep you apprised on their progress.

8. The VACO meeting at the Homestead was very beneficial and I appreciate the opportunity you gave me to attend. I will provide you with a written report at a later date.

9. The Extension Office Staff would like to meet again this year to discuss their budget on December 15, 1993 at 12:30 P.M. They will also have a luncheon for the Board.

10. The County brochure that Ms. Cheryl Stewart did is ready for printing and distribution and the Commissioner of Revenue, Ms. Marston has volunteered to send it with her mail-out at no cost to the County. The total cost for the printing of the brochure is $655.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Interim County Administrator was authorized to have the brochure printed at a cost of $655 and to send it out to the citizens with the Commissioner of Revenue's mailing.

11. The Board requested that Jack Eubank from the Dinwiddie County Water Authority present the breakdown of the cost of filling the Eastside

School lagoon at the December 1, 1993 meeting. An additional appropriation will be needed.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Haraway asked if the Auditors had given a date for the end of the fiscal year report? He stated it is usually ready 90 days after the ending of the fiscal year. The Interim County Administrator stated that the staff had met with the Auditor this week to finalize some of the information and the report should be completed soon.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (3) Acquisition of Property; and Section 2.1-344(a) (7) Legal; the Board moved into Executive Session at 4:36 P.M. A vote having been made and approved, the meeting reconvened into Open session at 6:05 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 6:10 P.M. to be continued to November 22, 1993 at the Home Place Restaurant for the Legislative Dinner.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy Weber Ralph
Wendy Weber Ralph
Interim County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD AT THE HOME PLACE RESTAURANT, DINWIDDIE COUNTY, VIRGINIA, ON THE 22ND DAY OF NOVEMBER, 1993, AT 6:30 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4

IN RE: 1994 LEGISLATIVE DINNER

The Board of Supervisors, School Board and Social Services Board met with the area legislators to discuss legislative issues for the 1994 General Assembly Session. The items discussed were:

1. Mandates Without Funding
2. Reduction in State Funding
   1. Education/Compensation Board
3. Equal Taxing - Borrowing Authority
4. Transportation Formula/Funding
5. Return of Lottery Proceeds
6. Solid Waste Regulations
   1. Review
   2. Financial Assistance
7. Prohibition of Sea Planes - Lake Chesdin
8. Duncan Road Improvements
9. Long Term Care
10. Health and Human Resources Reductions
11. Education

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (7) Legal; Section 2.1-344(a); and (3) Acquisition of Property; the Board moved into Executive Session at 8:50 P.M. A vote having been made and approved, the meeting reconvened into Open session at 9:16 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 9:20 P.M. to be continued to 12:00 noon, November 30, 1993 at Sands, Anderson, Marks, and Miller, in Richmond, Virginia, for a Retreat with the School Board.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy Weber Ralph
Wendy Weber Ralph
Interim County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD AT THE OFFICE OF SANDS, ANDERSON, MARKS, AND MILLER, RICHMOND, VIRGINIA, ON THE 30TH DAY OF NOVEMBER, 1993, AT 12:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4

IN RE: JOINT RETREAT WITH SCHOOL BOARD

The Board of Supervisors and the School Board met in a joint session to discuss the proposed Capital Improvements Program for the school system.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 4:30 P.M.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Wendy Weber Ralph
Wendy Weber Ralph
Interim County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 1ST DAY OF DECEMBER, 1993, AT 7:30 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	PAUL JACOBSON	COUNTY ATTORNEY
	CLAIBORNE FISHER	DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Mr. Moody, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the November 17, 1993, Regular Meeting, November 22, 1993, Continuation Meeting, and the November 30, 1993, Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #26648 thru #26894, (void checks #26647 and #26776); General Fund - $244,708.64; E911 Fund - $1,299.00; Self Insurance - $38,190.11; CDBG Fund - $4,125.00; Fire Programs & EMS Fund - $1,927.80; Capital Projects - $1,246.72; for a total of $291,497.27.

IN RE: CITIZENS COMMENTS

1. Anne Scarborough read the article from the Progress Index Newspaper on November 25, 1993, "PG opens 2 new parks", where Prince George now requires developers to agree to provide recreational facilities as part of new subdivisions. About 15 acres of recreation land was added to the Recreation Department's repertoire in ribbon-cutting ceremonies Wednesday morning. Two new parks, located within subdivisions in the northern and southern ends of the county, a 10-acre one in Branchester Park and a 4.5-acre one in Wildwood Park. Ms. Scarborough asked the Board why Dinwiddie County couldn't do the same. She requested that the Board ask the Planner to start on a similar ordinance immediately.

2. Mr. Harold Conover of Old Coker Road told the Board that the road sign at the end of his private lane has been missing since Spring a year ago. He stated he had contacted Ms. Ralph once about the replacement of the sign and was told that the sign would be ordered as soon as enough requests were received to place the order. To date no sign has been erected. Mr. Conover stated he had an emergency several weeks ago at his residence and the police were unable to locate him. Also, his father had sent a case of tomatoes from Florida to him for Thanksgiving and UPS was unable to locate his house. He asked the Board why it took so long to get a sign. He stated he was concerned because with no road sign his residence was unfindable. The Board instructed the Planner to check and see what the cost difference would be in ordering one sign and twenty or twenty-five signs. Mr. Knox stated he expected to have enough signs to place an order this month.

IN RE: AMENDMENTS TO AGENDA

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following amendments to the agenda were approved:

add: 14. Executive Session - 4. Investment of Funds
move: 10. Award of Bid after - 14. Executive Session

IN RE: PUBLIC HEARING -- CONTINUATION OF SV-93-1-- VACATING OF SOUTH AVENUE

At the August 4, 1993 Board of Supervisors meeting public hearing SV-93-1 was continued until such time that Mr. Curtis Hoyle or a representative could be present to discuss the vacation of South Avenue, a paper street in the Edge Hill Park Subdivision, between lots #45 and #46 of Block A; and lots #1 and #24 of Block B.

Mr. Wayne Knox, Zoning Administrator, stated Mr. Hoyle is requesting the entire 140' which would be the total footage if the road is vacated. Mr. Knox stated that Mr. Roy Moneymaker was present to represent Mr. Hoyle, the property owner.

Mr. Roy Moneymaker told the Board Mr. Hoyle was requesting the vacating of South Avenue so that he would be able to build two houses on lots 44 and 45.

The following persons spoke in opposition to the request.

1. Mrs. LeeNora Anne Jackson, 347 Old Sage Road, Petersburg, stated that she owned lots 1, 2, 3, and 4 on West Drive and 21, 22, 23, and 24 on Lee Boulevard. Lots 1 and 24 border South Avenue. She stated when this vacating was first requested Mr. Hoyle was only going to build one house and now he wanted to build two. Ms. Jackson stated Mr. Hoyle doesn't live in Dinwiddie and his only interest was to make a profit. She stated most of the houses in the subdivision were built on two lots and they didn't want to be crowded. She also asked who would be responsible for the costs involved in the vacating of the street.

2. Mr. James Nunnally, Edgehill Park, 3906 Lee Boulevard, stated he had lived here for forty years and he was opposed to giving the land to anyone. He stated all of the houses in the subdivision were built on 100' front lots. Mr. Nunnally told the Board that South Avenue was the only cut-through to West Drive.

Mr. Knox stated some of the concerns of the neighbors included: drainage problems, and the possibility of a need to open this street for future development. Mr. Knox stated that the reason the Planning Department voted in the affirmative was because Mr. Hoyle's first request was to build only one house; but now he wanted to build two houses on the lots. Mr. Knox said at the present time the right-of-way is used by the neighborhood as a cut through.

The Board was concerned about future development in Edgehill Park and the existing drainage problems; also, the possibility of a future need for the road.

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the request from Mr. Curtis Hoyle to vacate South Avenue, a paper street in the Edge Hill Park Subdivision, between lots #45 and #46 of Block A; and lots #1 and #24 of Block B was denied.

IN RE: NAMOZINE VOLUNTEER FIRE DEPARTMENT -- REPAIR OF UNIT 143

Mr. Bruce Archer, Fire Chief, Namozine Volunteer Fire Department, appeared before the Board to request assistance in the cost to repair the engine on Unit #143, Ford F750. Mr. Archer said Wheel Service had replaced two pistons and installed two rebuilt heads and reset the points on the engine.

Mr. Clay stated he had been contacted by the fire department about the repairs and he authorized them to proceed with the repairs.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the request from the Namozine Volunteer Fire Department for the repairs on Unit #143 in the amount of $1,509.35 was approved; and funds appropriated from Capital Projects within the Fire Departments Budget.

IN RE: NAMOZINE FIRE DEPARTMENT -- REPAIR OF 1993 PIERCE DASH PUMPER

Mr. Bruce Archer stated the 1993 Pierce Dash Pumper was involved in an accident on August 29, 1993 while on a house fire call in West Petersburg. The Unit was parked on the street and a fireman went to the rear of the residence to investigate. Meanwhile, three of the men got out of the unit and raised the side compartment doors and commenced to remove the equipment needed to fight the fire. The person at the rear of the residence asked to have the pumper backed into the driveway so the hose on the truck would reach the rear of the house. Mr. Archer stated the driver backed the truck into the driveway and the doors were sheared off on a tree in the driveway.

Ms. Everett stated it was very distressful to think that this piece of equipment was purchased with tax payers' dollars, and it appeared that this accident was a result of sheer carelessness.

Mr. Archer stated that an investigation was conducted and it appeared that the senior officer on duty that day appeared to be suffering from post traumatic stress from a prior fire in the same area and he didn't realize what he was doing when he lifted the doors on the unit.

Mr. Haraway asked if there were any warning lights on the instrument panel in the cab when the doors are open. Mr. Archer stated that there are, and he didn't know why the operator of the truck didn't see them.

Mr. Archer stated it would be an extra burden on the fire department to pay the $2,000 deductible due to the need to replace twenty air packs which are used to fight structure fires. The cost to replace the air packs is approximately $800 each and that is for replacement of parts only.

Ms. Everett stated she didn't know how the rest of the Board felt but that she felt the firemen should pay the $2,000 deductible because she felt it was carelessness and they needed to realize the value of the equipment. She told Mr. Archer if the fire department needed help with the air packs then they could bring the request to the Board in the future.

Mr. Clay stated the department should pay for it; because it was carelessness and tax payers had spent close to $200,000 for the equipment.

Mr. Archer's recommendation was to have Pierce repair the fire engine at a cost of $7,046. He stated that a representative from Pierce would drive the vehicle to Appleton, Wisconsin for the repairs and two firemen from Namozine would fly up and drive the truck back at their own expense.

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia the bid from Pierce Manufacturing for the repairs of the Namozine Volunteer fire engine was accepted at the cost of $7,046; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the $2,000 insurance deductible is to be paid by Namozine Volunteer Fire Department; and

BE IT THEREFORE RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia if Namozine Volunteer Fire Department incurs a budget shortfall due to the purchase of the air packs, they can approach the Board of Supervisors for assistance.

IN RE: APPROPRIATION OF FUNDS -- EASTSIDE SCHOOL LAGOON

Mr. Jack Eubank, Executive Director, Dinwiddie County Water Authority, stated the lagoon at Eastside Elementary had to be closed per state regulations. He stated the quick estimate of $6,000 to fill the lagoon was arrived at by Dave Warriner, Roger Hart and himself, using the school's dump truck, the Water Authority's dump truck and having a contractor load the dirt. A lot more dirt was moved than was anticipated. He stated that all of the dirt was donated. Mr. Eubank

stated they felt they had saved a lot of money by doing the job the way they did and that the finished project really did look good.

Mr. Bracey stated the cost mistake on this project really bothered him. The original estimate of $6,000 was a lot less than $13,000. Mr. Eubank stated the cost to close the high school lagoons are estimated at $35,000.

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", $13,000 from the General Fund was appropriated to the Dinwiddie County Water Authority for the filling of the lagoon at Eastside Elementary School.

IN RE: APPOINTMENTS

The appointments were postponed until the next meeting.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The Assistant County Administrator reminded the Board of the following dates:

December 3, 1993 - Tour of Lee's Retreat - National Battlefield Park, Petersburg

December 7, 1993 - Central Virginia Coalition Legislative Program - Jefferson Hotel, Richmond

December 10, 1993 - State Certification Ceremony - Animal Shelter

2. Ms. Ralph stated the Governor has granted December 23 and December 30, 1993 as additional holidays for State employees and in the past the County has observed the same.

Mr. Haraway asked if the two additional days would cost the county any more payroll expense. Ms. Ralph stated it should not cost any more than possibly additional compensatory time for those who work the holidays.

IN RE: BOARD MEMBER COMMENTS

1. Ms. Everett welcomed Mr. Charles Burgess, Jr. to the County. She commended Ms. Wendy Weber Ralph on the excellent job she did during the interim period as County Administrator.

2. Ms. Everett stated she would like to attend the conference for county supervisors on January 5 - 7, 1994 in Richmond at the Marriott at the cost of $125.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Ms. Everett, voting "aye", Mr. Bracey, Mr. Clay voting "nay", Ms. Everett was authorized to attend the conference for county supervisors on January 5 - 7, 1994 in Richmond at the Marriott at the cost of $125.

3. Mr. Bracey stated he had received a letter from Mr. & Mrs. Coleman regarding the division of a piece of property and he gave the letter to Mr. Wayne Knox for a response.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (7) Legal; Section 2.1-344(a) (3) Acquisition of Property; and Section 2.1-344(a) (6) Investment of Funds; the Board moved into Executive Session at 8:41 P.M. A vote having been made and approved, the meeting reconvened into Open session at 10:25 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: AWARD OF BID -- SCHOOL BOND ISSUE

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the bids for the proposed lease purchase financing for the schools were rejected and the County Administrator was authorized to review the list of items to be included in the bond issue with the School Board.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 10:30 P.M. to be continued to December 15, 1993 for a luncheon with the Extension Office at 12:30 P.M. at the Pamplin Administration Building.

Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST:
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 15TH DAY OF DECEMBER, 1993, AT 2:00 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVEREIT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	DANIEL SIEGEL	COUNTY ATTORNEY
	SAMUEL SHANDS	DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Moody, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the December 1, 1993 Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #26897 thru #27086 (void checks #26896, 26908, 26963, 27087 and 27088); General Fund - $163,857.88; E911 - $368.00; Self Insurance - $536.55; CDBG - $14,536.60; Capital Projects - $21,964.95; Law Library - $280.42; Law Enforcement - $193.81; Courthouse Maintenance Fees - $6,825.00 for a total of $208,599.81.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Penny Forrest, Resident Engineer, Virginia Department of Transportation, presented the Board with the guidelines for setting speed limits in the State of Virginia. Ms. Forrest informed the Board that she would be leaving her position as the Resident Engineer in the County effective January 1, 1994 and would be relocating in the main office in Richmond. Mr. Harold Dyson will be acting Resident Engineer until someone else is hired.

The Board had the following comments and requests:

1. Mr. Haraway requested a reduction of the speed limit, from 45 to 35 MPH, on U.S. #1 at the proposed location of Burger King. Ms. Forrest stated she would request a speed study.

2. Ms. Everett asked if the Public Hearing for the six-year plan was going to take place on January 5, 1994? Ms. Forrest said it would take place and the advertisement for the Public Hearing would be done by the VDOT.

3. Mr. Knox stated that Mr. Theo Taylor had indicated that there were some additional funds available for road work which may be pressing in the County that had not been included in the six-year plan. Ms. Forrest replied she was not aware of any additional funds.

Ms. Everett stated that there was an article in the newspaper last week of some additional Federal monies which would be coming down for I-85, I-95 or 460. She inquired if it does, could it be used for the 460 extension to Prince George County? Ms. Forrest stated if the County was interested in the extension the funds certainly could be used for that project.

IN RE: RESOLUTION -- STREET ADDITIONS -- OLD KESWICK LANE

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

WHEREAS, Old Keswick Lane, continued from the Prince George County line .08 mile to a cul-de-sac, fully incorporated herein by reference, shown in deed book 14, page 107-108, recorded November 21, 1990, in the Clerks Office of the Circuit Courts of Dinwiddie County, and

WHEREAS, the Resident Engineer for the Department of Transportation has advised the Board of Supervisors of Dinwiddie County, Virginia that Old Keswick Lane meets the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation, and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia requests the Virginia Department of Transportation to add Old Keswick Lane, described above, to the Secondary System of State Highways, pursuant to Section 33.1-229, Code of Virginia, and the Department's Subdivision Street Requirements, and

BE IT FURTHER RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, fills, and drainage, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

This resolution shall be immediately effective.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, was not present.

IN RE: TREASURER -- REPORT

Mr. William E. Jones provided his reports for the month of November, 1993.

IN RE: VEHICLE LICENSE AGENT BONDING

The Assistant County Administrator informed the Board that the Treasurer, Mr. Jones, requested authorization to remove the names of Donald Porter and Bill Queen and add the names of Raymond Foster and Chris Howard of the Namozine Volunteer Fire Department as the Principal and Surety on the Bond for Dinwiddie County to sell vehicle license for the Fire Department. The Bond amount will be $10,000 each.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Moody, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye", the Treasurer was authorized to remove the names of Donald Porter and Bill Queen, and add the names of Raymond Foster and Chris Howard of the Namozine Volunteer Fire Department as the Principal and Surety, in the amount of $10,000 each, on the Bond for Dinwiddie County to sell vehicle license for the Fire Department.

IN RE: APPROVAL OF DOG LICENSE AGENT AND BONDING

The Assistant County Administrator stated that the Treasurer, Mr. Jones, was requesting authorization to add Mr. John Mellick and Mr. Steve Beville, the Animal Control Officers to the list of approved agents to sell dog license for 1994. Mr. Jones felt it would help a great deal if in their regular duties of checking licenses, at the point of inspection, they could also sell the dog tags. The bonding would be set at $1,200 each.

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Bracey, Mr. Moody, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye", the Treasurer was authorized to add Mr. John Mellick and Mr. Steve Beville, the Animal Control Officers, to the list of approved agents to sell dog license for 1994 with bonding to be set at $1,200 each.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T.O. Rainey, III, Commonwealth Attorney, was not present.

IN RE: SHERIFF -- REPORT

Mr. Samuel Shands, Deputy Sheriff, stated the Board had been provided with the Sheriff's Department's August, September, and October 1993 monthly recap traffic summons reports and the first quarterly recap of the traffic summons report for 1994. He asked if they had any questions about the reports.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, provided his report for the month of November, 1993.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, provided his reports for the month of November, 1993.

1. Mr. Mellick recommended starting an Adoption Fee for animals and asked the Board to consider initiation of a $10 fee for dogs and $5 for cats. He stated the revenue would help cover the operational expenses of animal control. The paying of a fee up front for adoption would tend to insure the seriousness of the adopter. The detriment is a possibility of a twenty percent reduction in adoption rates.

Mr. Bracey stated he felt the policy should remain the same.

The Board asked how much it cost for the disposal of an animal. Mr. Mellick stated $2.00.

Mr. Moody felt there would be no harm in the fees and it would add a little revenue to the County.

Ms. Everett had no problem with the adoption charges.

Mr. Clay stated it would take about one hour for each adopted animal to do a follow-up and that would cost the County money. Mr. Moody stated a follow-up has to be done on the animal whether a fee is charged or not.

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye", Mr. Bracey, voting "nay", the Animal Control Officer was authorized to charge an adoption fee of $10 per dog and $5 per cat, effective January 1, 1994.

IN RE: DIRECTOR OF PLANNING

Mr. Wayne P. Knox, Zoning Administrator, provided his report for the month of November, 1993. He gave the following update:

1. A local distributor for making the road signs has been found.

Mr. Moody asked if the County could order the signs without the letters and make our own signs. Mr. Knox responded that the only problem would be if the sign was longer than normal and the durability of the letters on the sign. Mr. Knox stated the Water Authority could install the signs for the County if they decided to install them.

Mr. Clay instructed Mr. Knox to go ahead and order the road signs. He stated six months was absolutely too long for any road to be without a sign.

Mr. Haraway instructed Mr. Knox to check with the company to see what the charge would be if an open purchase order is issued, what the charge would be per sign.

2. Ms. Everett asked about the status of West Drive. Mr. Knox stated the delay was the $1,000 needed for concrete and the developers are working on that.

3. Wythe Park Power Plant - the work is not finished and there will be no appreciable noise reduction until the work is 100% complete.

Mr. Bracey stated he had contacted the people living next to the power plant and they had no complaints about the noise level. Mr. Knox stated the Sterling Road area was where the complaints were coming from. He said he would continue to work with the power plant to see what else could be done.

2. Mr. Bracey commended Mr. Knox on taking care of sending a copy of the County Code to some citizens on the issue of placing another house on a private street which already has five houses on it. Mr. Bracey said he appreciated Mr. Knox getting on the issue and responding so quickly.

Mr. Knox stated he had spoken with the citizen since then and they may request an amendment to the County Ordinance to allow more than five houses on a private road.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, stated that she had just completed a budget review, which is required by the State, and the Social Services Department is on target for this year with the local match money. She stated she did have to request some additional State and Federal funds for five programs; Auxiliary Grant, Adoption Subsidy, Federal Foster Care, Day Care, and Jobs Administration. No local match is required. Ms. McElveen stated normally the Social Services Department receives from $12,000 to $13,000 from the FEMA Board for shelter and food emergencies, but not this year. Fortunately, this is due to the decrease in the unemployment rate.

Ms. McElveen reported that the Christmas Sharing Foundation is totally supported by the community and everyone had done an unbelievable job this year. She said that one huge room is completely filled with beautifully wrapped gifts at AME Zion Church which will be distributed Thursday and Friday. She wished everyone a Merry Christmas.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Thomas Gaul, School Board, Superintendent, was not present. Mr. Joe Hubbard and Mr. Jim Hutchinson were present to provide information.

IN RE: REVIEW OF SCHOOL BOND ISSUE

Mr. Joe Hubbard, Financial Officer, stated per the Board's request a review of the major repairs, building improvements and equipment for the bond issue had been done. All the items under $2,000 have been deleted and would be handled in the regular budget. He said the actual amount needed to complete the roofing work at the Middle School was reflected. This represented a complete replacement of the roof that covers the hall and classrooms behind the cafeteria. The roof was completely replaced over the cafeteria in FY 93. He stated this brought the figure down to $490,341 from $515,000.

Mr. Bracey stated he had a problem with financing the last three items on the list, the intercom system at Rohoic for $4,000, the extension of the drain field at Southside for $3,000, and the storage building at Midway for $2,400 for eight years.

Mr. Hubbard stated the bonds which had been purchased in the past had variable repayment terms from one to eight years.

Mr. Daniel Siegel, County Attorney, stated it was true, it would be individual maturities, going from one year with the longest at eight years. He stated probably the average life of the bond being four years.

Mr. Bracey stated he wanted a detailed report of where the money was spent for technology equipment.

Mr. Haraway stated he agreed with Mr. Bracey, he was against long term financing of this nature. He stated this is the last time he would give his approval on items or issues of this nature. In the future these items will be included in the regular budget and if any long term financing would be done it would be for a building which will last for

thirty or forty years. Mr. Haraway said he would vote for the expenditures this time with the understanding that this will be the last time he would vote for this type of expenditures to be financed over a long period of time.

The Board asked Mr. Hubbard if he could guarantee that this would not happen again.

Mr. Hubbard stated yes, he felt they could guarantee it would not happen again.

Mr. Bracey stated he felt the Board should be informed when some of the indebtness is paid in advance.

Mr. Moody stated he agreed with Mr. Haraway. He asked for an explanation of the cost for painting of the roof screens at Southside.

Mr. James Hutchinson explained that the painting had been bid out to a contractor because of the amount of work and the time involved in getting the work accomplished.

Mr. Bracey requested that the minutes reflect that the Board does not want this to happen again.

The Assistant County Administrator asked Mr. Hubbard if the money allocated for the purchase of the handicap bus was still designated for that purpose?

Mr. Hubbard stated no, that it would be designated to use for the underground storage tanks at the Middle School.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the School Board is authorized to advertise for long term financing in the amount of $495,000 for the repairs, building improvements, and equipment for the following items:

High School	Demolition of Sewage Lagoons	35,000
High School	Chair Lifts - 2	28,000
Maintenance	2 Maintenance Trucks	35,000
Middle School	Cafeteria/Class Roof	24,241
Rohoic	Heating/Cooling Units	15,000
Southside	Roof Screens	15,000
Transportation	4 School Buses	154,000
Maintenance	Underground Storage Tanks	49,700
All Schools	Technology Plan	125,000
County's Estimated Issuance Cost of 3%		14,059
	TOTAL	$495,000

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of November, 1993. Mr. Rinaldi reported that the National Junior Tennis League awarded the Recreation Department with the 1993 USTA Outstanding Section Chapter of the Year for the Mid-Atlantic Region. He said the tennis program would not have won the award if it were not for the dedication of Mr. Michael Stone and Ms. Tammy Morgan.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

Mr. David W. Nichols, Public Safety Officer, was not present due to a death in the family.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, provided his December monthly report. He told the Board that the seven shingle certificates had been issued and the contractors are pleased with the outcome.

IN RE: ASSESSMENT MONITORING PROGRAM

The Assistant County Administrator stated that due to stricter State regulations for groundwater monitoring the County will have to go into a more extensive mode of monitoring the groundwater.

Mr. Leonard Ford, Draper Aden Associates, gave a brief report on the new assessment monitoring program at the Dinwiddie County Sanitary Landfill. He stated that the revised proposal would provide professional environmental services associated with Assessment Monitoring Program at the facility in accordance with Virginia Solid Waste Regulations. Draper Aden Associates shall implement and manage the groundwater monitoring program by providing the following services:

1.	Prepare Assessment Monitoring Plan --	$2,260
2.	Procure Laboratory Services --	1,550
3.	Install Dedicated Pump System --	1,616
4.	Conduct Groundwater Sampling --	1,300
5.	Prepare Groundwater Sampling Report --	2,020
6.	Conduct Statistical Analyses --	2,335
		$24,632

Mr. Ford stated there would be additional charges for the following:

1.	Capital Expenses --	$8,595
2.	Chemical Analysis --	74,500
FIRST YEAR TOTAL EXPENSES		$107,458

The Assistant County Administrator stated the recommendation from the staff is to enter into an amended Agreement with Draper Aden to provide the environmental services associated with the Assessment Monitoring Program for Dinwiddie County at $24,362.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the County Administrator was authorized to enter into an amended Agreement with Draper Aden to provide the environmental services associated with the Assessment Monitoring Program for Dinwiddie County at $24,362.

IN RE: EMERGENCY MEDICAL TECHNICIANS

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following individuals were appointed as part-time Emergency Medical Technicians effective immediately to increase the pool:

Dawn Titmus - ALS Gregory Fleming - ALS James Pritchett - BLS

IN RE: REGISTRAR -- COMPUTER REQUEST

Ms. Betty S. Jeter, Registrar, told the Board she had received three separate bids for a PC and printer for her office. She said the PC and printer will allow her office to print forms, form letters, update names and addresses of election officials, labels, flyers, and do other related jobs. Ms. Jeter requested authorization to purchase a PC and printer for her department. She stated the funds were in her budget.

Upon motion of Mr. Bracey, seconded by Ms. Everett, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Registrar was authorized to purchase a PC and Printer for her office.

IN RE: AUTHORIZATION TO ADVERTISE FOR PUBLIC HEARING

Mr. Daniel Siegel, County Attorney, stated Bear Island, Inc. has requested that the School Board relinquish title of a plat of land which was supposedly deeded to Dinwiddie County School Board around 1894. The problem is we are unable to determine if and when a school was on the property or exactly where the piece of property is actually located. Bear Island is in the process of sub-dividing the entire parcel of land and are unable to give clear title to a future land-owner due to the 1894 deed. Since the school system has no foreseeable use for the property and there is a strong possibility that the present roadway is in the middle of the parcel the School Board has declared the property surplus and has asked

the Board to advertise for a public hearing for the sale of the property. Bear Island, Inc. has agreed to pay the fees involved in the transaction.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the County Attorney was authorized to advertise for public hearing for the sale of property.

IN RE: APPOINTMENT -- BOARD OF ZONING APPEALS

Upon motion of Mr. Haraway, Mr. Gilbert Wood was recommended to represent the County at-large for the Board of Zoning Appeals; the motion was seconded by Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Clay voting "aye".

IN RE: APPOINTMENTS -- PLANNING COMMISSION

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY The Board of Supervisors of Dinwiddie County, Virginia, that Mr. Legert Hamilton is hereby reappointed to the Dinwiddie County Planning Commission for District #4 for a term of four years, expiring December 31, 1997.

BE IT FURTHER RESOLVED BY The Board of Supervisors of Dinwiddie County, Virginia, that Mr. Daniel Lee is hereby appointed to the Dinwiddie County Planning Commission for District #5 for a term of four years, expiring December 31, 1997.

IN RE: APPOINTMENTS -- CRATER HEALTH DISTRICT

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED BY The Board of Supervisors of Dinwiddie County, Virginia, that Mrs. Hannah Wells is hereby reappointed to the Crater Health District for a term of two years, expiring December 31, 1995.

IN RE: APPOINTMENTS -- TRANSPORTATION SAFETY COMMITTEE

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED BY The Board of Supervisors of Dinwiddie County, Virginia, that the following persons are hereby reappointed to the Transportation Safety Committee for a term of one year, expiring December 31, 1994:

A. S. Clay T. E. Gibbs Rebecca Tilson Terry Jones
Barbara Wilson Glen Powell John Roy Hodges

BE IT FURTHER RESOLVED BY The Board of Supervisors of Dinwiddie County, Virginia, that Mr. Daniel Lee is hereby appointed to the Transportation Safety Committee for a term of one year, expiring December 31, 1994.

IN RE: LEGAL HOLIDAYS

The County Administrator informed the Board that the Clerk of the Circuit Court had received notification that the clerk's office could be closed for the designated days of December 23rd, and December 30th, 1993 as defined in Section 17-41 (8). A resolution has to be duly adopted by the governing body of such county or city and approved by the Judge of the Circuit Court and filed in the office of the clerk in order for the office to be closed. The days of December 23rd, and December 30th, 1993 have been declared holidays by the Governor for State employees and it has been the County's policy to observe all State holidays.

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

WHEREAS, the General District Court and other State Offices will be closed on December 23rd, and December 24th, 1993; and

WHEREAS, the General District Court and other State Offices will be closed on December 30th, and December 31st, 1993; and

WHEREAS, the County Offices will be closed on December 23rd, and December 30th, 1993; and

NOW, THEREFORE, BE IT RESOLVED, that all county offices will be closed on December 23, and 30, 1993 which are hereby established as general holidays for the employees of Dinwiddie, County, Virginia.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator informed the Board that the State Department of Health's inspection of the wells serving the Courthouse and Jail was included in their packet's.

Ms. Everett asked what was found in the inspection that they were concerned about?

The Assistant County Administrator explained there were a lot of items that did not involve the actual testing of the water. The well needs to be raised and all the controls and equipment installed in an above ground pump house. She stated that we would like to postpone the reconstruction until Spring. A temporary electrical line had to be constructed at some time and it needs to be buried. A lot of it is just paper work and the Dinwiddie County Water Authority's personnel is going to handle it and if there are any charges they are to contact the County first.

2. The Assistant County Administrator gave an update on the middle office of the General District Court Clerk's Office at the Courthouse. The floor is settling and needs to be reconstructed. It is to the extent that it needs immediate attention due to the moisture collecting under the floor. Hays, Seay, Mattern and Mattern has prepared a cost estimate of $20,000 to hopefully cover everything. Ms. Ralph stated there are two options: the County can go in with our maintenance people on an hourly basis with a direct billing of materials; or the County could use the same approach and include the project on the school repairs/improvements bond issue. Ms. Ralph asked for direction on which way the Board wanted to handle the reconstruction.

The Board felt it was best to go with time and material and use our maintenance people.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the County Administrator was authorized to proceed with the reconstruction of the floor in the middle office of the General District Court Clerk's Office at the Courthouse, at a cost not to exceed $20,000, using our maintenance personnel on an hourly basis with a direct billing of materials.

3. The Assistant County Administrator presented the Board with two reports regarding the economic development on tourism. She asked Ms. Everett to comment on the Lee's Retreat Tour which she attended.

Ms. Everett gave a brief report on the Lee's Retreat Tour. She stated she felt it would bring a lot of tourism into Dinwiddie and she felt it was a great opportunity for the County to participate in the project.

IN RE: BOARD MEMBER COMMENTS

1. Ms. Everett stated she attended the Certification of Compliance Ceremony at the Dinwiddie County Animal Shelter, Friday, December 10 and the things which have been accomplished were very impressive. She commended Mr. John Mellick, Animal Warden, and his staff on their accomplishments.

2. Mr. Haraway stated he would like to see the Board approve the County Administrator going to a zero based budget this year. Mr. Haraway

said the capital projects should be itemized. He stated he felt there was a lot of fat in the budget.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (3) Acquisition of Property; and Section 2.1-344(a) (7) Legal; the Board moved into Executive Session at 4:05 P.M. A vote having been made and approved, the meeting reconvened into Open session at 5:50 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Bracey, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the following certification 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 the 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.

IN RE: PART-TIME ASSISTANCE -- BUILDING INSPECTION'S OFFICE

Upon motion of Ms. Everett, seconded by Mr. Moody, Mr. Bracey, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", B&J Enterprises was hired part-time on a $20 per hour basis to assist with inspections in the Building Inspector's Office until Mr. Dwayne Abernathy is able to return to work.

IN RE: PURCHASE OF HILL PROPERTY

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

RESOLVED, that the Board of Supervisors hereby authorizes and directs the County Administrator to exercise an option to purchase land by entering into an agreement for the purchase and sale of real estate for the Hill property on behalf of the County for Courthouse purposes at the purchase price set for in the option agreement previously executed between the County and Mr. Hill, substantially in the form of a contract prepared by the County Attorney.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 6:10 P.M.

Aubrey S. Clay
Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST: Charles W. Burgess
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE EXTENSION OFFICE OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 15TH DAY OF DECEMBER, 1993, AT 12:30 P.M.

PRESENT:	A. S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	LEENORA EVERETT, VICE-CHAIRMAN	ELECTION DISTRICT #3
	HARRISON A. MOODY	ELECTION DISTRICT #1
	DONALD L. HARAWAY	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4

IN RE: EXTENSION SERVICE ANNUAL REPORT

The Board met with the Extension Service Personnel to discuss their annual report. The Unit Chairman, Mr. James Maitland, gave a brief account of the programs available through the Extension Service and discussed some difficulties facing them in the upcoming year.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 1:35 P.M.

Aubrey S. Clay
Chairman, Board of Supervisors

ATTEST:
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 5TH DAY OF JANUARY, 1994, AT 7:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5
	BENJAMIN EMERSON	COUNTY ATTORNEY
	TOMMY GIBBS	DEPUTY SHERIFF

COUNTY ADMINISTRATOR PRESIDING

IN RE: ELECTION OF CHAIR -- 1994

Mr. Haraway nominated Ms. LeeNora Everett for Chairman. Mr. Clay seconded the nomination. Mr. Clay made the motion to close the nominations. Mr. Moody seconded the motion. Mr. Clay, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", Ms. Everett "abstaining", the nominations were closed. Mr. Clay made the motion to elect Ms. Everett for Chairman. Mr. Moody seconded the motion. Mr. Clay, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", Ms. Everett "abstaining, Ms. LeeNora Everett, was elected Chair for the year 1994 or until her duly elected successor assumes office.

MS. LEENORA EVERETT, ASSUMED THE CHAIR.

IN RE: TERM OF CHAIR AND VICE-CHAIR

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Chair and Vice-Chair for the Board of Supervisors will serve a one-year term of office.

IN RE: ELECTION OF VICE-CHAIR -- 1994

Mr. Moody nominated Mr. Donald L. Haraway for Vice. Mr. Bracey seconded the motion. Mr. Clay made the motion to close the nominations. Mr. Bracey seconded the motion. Mr. Clay, Mr. Moody, Mr. Bracey, Ms. Everett, voting "aye", Mr. Haraway "abstaining", the nominations were closed. Mr. Clay made the motion to elect Mr. Donald L. Haraway for Vice-Chair. Mr. Moody seconded the motion. Mr. Clay, Mr. Bracey, Mr. Moody, Ms. LeeNora Everett voting "aye", Mr. Haraway "abstaining", Mr. Donald L. Haraway, was elected Vice-Chair for the year 1994 or until his duly elected successor assumes office.

IN RE: SCHEDULE OF MEETINGS AND DATES FOR 1994

Mr. Bracey stated he felt more citizens would attend the meetings if both were held at 7:30 P.M. instead of the second meeting of the month being held at 2:00 P.M. He asked how the other members of the Board felt.

The Chair responded it was more convenient for the Constitutional Officers and Department Heads because they were readily available. It also gave citizens who don't want to travel at night an opportunity to attend.

Mr. Moody stated all the public hearings were held on the first Wednesday meeting at 7:30 P.M. and that the 2:00 P.M. meeting gave retired citizens and persons that work evenings an opportunity to attend.

Mr. Clay agreed.

Mr. Haraway stated it didn't matter to him.

The Chair stated it didn't matter to her either.

Mr. Bracey made the motion to hold the Board Meetings on the first and third Wednesday of each month at 7:30 P.M., the motion was seconded by Mr. Haraway; Mr. Moody, Mr. Clay, Mr. Haraway, Ms. Everett, voting "nay", Mr. Bracey voting "aye", the motion was denied.

Mr. Moody made the motion to hold the Board Meetings on the first Wednesday at 7:30 P.M. and the third Wednesday at 2:00 P.M., the motion was seconded by Mr. Clay. Mr. Moody, Mr. Clay, Mr. Haraway, Ms. Everett, voting "aye", Mr. Bracey, voting "nay",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the following schedule is established for the regular meetings of the Board of Supervisors for the calendar year 1994:

DATES	TIME
January 5	7:30 p.m.
January 19	2:00 p.m.
February 2	7:30 p.m.
February 16	2:00 p.m.
March 2	7:30 p.m.
March 16	2:00 p.m.
April 6	7:30 p.m.
April 20	2:00 p.m.
May 4	7:30 p.m.
May 18	2:00 p.m.
June 1	7:30 p.m.
June 15	2:00 p.m.
July 6	7:30 p.m.
July 20	2:00 p.m.
August 3	7:30 p.m.
August 17	2:00 p.m.
September 7	7:30 p.m.
September 21	2:00 p.m.
October 5	7:30 p.m.
October 19	2:00 p.m.
November 2	7:30 p.m.
November 16	2:00 p.m.
December 7	7:30 p.m.
December 21	2:00 p.m.

IN RE: MINUTES

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the December 15, 1993, Continuation Meeting, December 15, 1993, Regular Meeting, are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, 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 #27089 thru #27315, (void checks #27087 and 27088); General Fund - $313,743.32; E911 - $2,907.62; Self Insurance - $14,965.76; CDBG - $2,425.00; Capital Projects - $379.05; Law Enforcement - $228.43; for a total of $334,649.18.

IN RE: CITIZEN COMMENTS

1. Mr. Jack Mayes approached the Board about the purchase of the 16 acres of land for $480,000 for the Courthouse Complex. He stated he felt the 150 acres near the high school would have been the best investment for the money.

2. Mr. Robert Ragsdale questioned the Board regarding the following:

a. The purchase of the trailers for the school system - why didn't the school board move the trailers at Northside instead of buying new ones? The trailers didn't meet state code.

b. The amount paid to Neal Barnes on the projects at the Airport. Mr. Ragsdale was informed to ask the Dinwiddie County Water Authority regarding any fund expended with that Authority.

c. He thanked Mr. Bracey for his effort in trying to change the time for the second Board Meeting back to 7:30 P.M.

3. Mr. William Brown of Troublefield Road stated there was still ice on his road from the snow storm and the VDOT trucks never came through to scrape or put down sand. He was directed to the VDOT.

4. Ms. Lottie Williams appeared before the Board to request assistance with the removal of an excessive amount of gravel being applied to Rt. 636. She stated it was chipping the paint on the cars traveling to Rocky Run Church. Ms. Williams also stated the Church would like to replace their sign which the VDOT removed when the road was paved. She told the Board the VDOT stated the sign did not meet the State Regulations. After much discussion the Board instructed Mr. Wayne Knox to find out what the State requires. Ms. Brown asked the Board to be consistent with what is going to be enforced. She stated there were other Churches which had signs that were not in compliance. Mr. Harold Dyson of VDOT stated he had given them an option, but he would meet with then on site again. He stated he was not aware of any other Churches who are not in compliance at this time. Ms. Everett asked Mr. Knox to report back to the Board on his findings.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following amendments were approved.

Add: 7. a. Rescue Squad
7. b. Executive Session - 1. Legal
Move: 10. #2 - Refinancing of Dinwiddie County Water Authority Bond Issue to #14
Add: 10. 2. School Bond Issue

IN RE: INTRODUCTION OF DINWIDDIE VOLUNTEER RESCUE SQUAD OFFICERS AND MEMBERS

Ms. Sherri Hoover, President, Dinwiddie Rescue Squad, appeared before the Board and introduced the new elected officers. She said the Rescue Squad appreciates the continued support and involvement of the Board. Ms. Hoover stated that the new officers will ensure that DVRS continues with its community involvement by providing quality emergency care to the citizens of Dinwiddie County.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (7) Legal, the Board moved into Executive Session at 8:16 p.m. A vote having been made and approved, the meeting reconvened into Open session at 8:33 p.m.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye", the following certification 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 the 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.

IN RE: PUBLIC HEARING -- A-93-8 -- AMENDMENTS TO MANUFACTURED HOMES ORDINANCE

This being the time and place as advertised in the Monitor Newspaper on December 15, 1993, and December 22, 1993, for the Board of Supervisors to conduct a public hearing to consider the adoption of certain amendments to the Dinwiddie County Zoning Ordinance recommended by the Dinwiddie County Planning Commission. The proposed amendments consist of technical changes to the Zoning Ordinance to clarify certain provisions relating to the use of manufactured homes in the County, including without limitation, the definitions of single family dwelling, manufactured housing and mobile home, among others, as well as the requirements for the issuance of permits for certain manufactured homes to be located in Dinwiddie County.

The present ordinance adopted on June 2, 1993, is as follows:

Add:

Definitions Section 22-1

Farm operation manufactured home- A manufactured home, more or less than 19 feet in width, occupied as a residence by an employee of a farm, not the owner of the farm, and that employees immediate family.

Mobile home- A travel trailer or other structure designed as a transportable residence, other than a manufactured home, and manufactured homes that are less than nineteen feet in width.

Change:

Definitions Section 22-1

Dwelling, Single-family: A structure, other than a mobile home dwelling or travel trailer, arranged or designed to be occupied by one family, the structure having only one dwelling unit.

To:

Dwelling, single-family- A structure, other than a mobile home dwelling, travel trailer or manufactured housing, arranged or designed to be occupied by one family, the structure having only one dwelling unit.

Definition of mobile home park or subdivision to:

Manufactured home park or subdivision: Any area of ten (10) acres or more designed to accommodate fifty (50) or more manufactured homes or mobile homes intended for residential use where residence is in manufactured or mobile homes exclusively with travel trailers not allowed..

Change:

Section 22-6. Districts established and enumerated.

Agricultural, conservative, A-3.
Agricultural, rural residential, A-R.,

To:

Residential, conservative, R-R.
Residential, Rural, RR-1.

Change:

Section 22-59:

(27) Mobile home, with a conditional use permit

To:

(27) Manufactured home that is nineteen feet (19') or more in width having a permanent foundation on an individual lot.

Add:

(28) Farm operation manufactured home with a conditional use permit and subject to the conditions and provisions of Section 22-78 and 22-79.

(29) Mobile home, with a conditional use permit and subject to the conditions and provision of Section 22-78 and 22-79.

Change:

Section 22-71:

(26) Mobile home park in accordance with a conditional use permit and provisions contained herein.

(48) Mobile home, with a conditional use permit and submit to {requirements of} section 22-78 and section 22-79 of this Code.

To:

(26) Manufactured home park, with a conditional use permit and in accordance with the special conditions and provisions contained in Sections 22-78 and 22-79 and 22-238.

Add:

(48) (a) Manufactured home that is nineteen (19) feet or more in width having a permanent foundation on an individual lot.

(b) Farm operation manufactured home with a conditional use permit and subject to the conditions and provisions of Sections 22-78 and 22-79.

(c) Mobile home, with a conditional use permit and subject to the conditions and provisions of Sections 22-78 and 22-79.

Change:

Section 22-78. Special conditions for mobile homes.
(see attached section)

To:

Section 22-78. Special conditions for manufactured homes and mobile homes subject to conditional use permits.

The following provisions and conditions apply to all manufactured homes and mobile homes which are subject to obtaining a conditional use permit.

1. For purposes of this section landowners and/or mobile home or manufactured housing owner, and/or mobile home or manufactured housing occupant shall be one and the same.

2. For purposes of this section landowner shall be defined as including the lawful owner or owners of the real estate, their spouse, and immediate family. Immediate family shall include children, parents, grandparents, and brothers and sisters of the landowner and his/her spouse.

3. Any conditional use permit for a manufactured or mobile home shall require a three hundred ($300) dollar fee upon application for the permit.

4. Any conditional use permit shall be null and void after one (1) year of disuse.

5. Farm operation manufactured homes shall not exceed four (4) manufactured homes per farm according to the following table:

Number of Manufactured Homes Permitted	Minimum Acreage in Farm Operation
1	25
2	200
3	300
4	400

The location, placement and use of such manufactured homes shall be subject to the following conditions in addition to such other conditions as are set forth in this Section:

(a) Head of household. The head of the household who occupies each such manufactured home shall be gainfully employed full time on the farm operation.

(b) Reclassification. In the event the land upon which each such manufactured home is located shall be reclassified to a residential, business or industrial district, the affected manufactured home shall be removed from the land so reclassified within ninety (90) days following the effective date of the reclassification.

(c) Accounting. Any farm operation with manufactured homes for farm employees must give the County a sworn accounting of the status of these manufactured homes between January 1 and January 31 of every year. This accounting will include persons who have lived in these homes for the past twelve months and their employment status on this farm.

6. Each manufactured home shall be considered a conventional dwelling within the terms of this chapter, and the general regulations of the district in which each manufactured home is located shall apply to each such manufactured home.

7. Each manufactured home shall be connected to an approved septic system and to a satisfactory water supply.

8. No manufactured housing or mobile home less than nineteen (19) feet in width will be allowed to be placed in the County with the following exceptions:

(A) Manufactured homes less than nineteen (19) feet in width will be allowed for four (4) years with a one (1) year extension, in A-2, and A-1 zoning districts, but only until a conventional single-family dwelling is constructed or a manufactured home of 19 feet or more in width is placed on the property. The fee for this initial conditional use permit will be $150.00. At the end of this four (4) year period the manufactured home will be removed from the property. A one year extension may be granted by the Zoning Administrator. The fee for this extension will be one hundred fifty ($150) dollars. *AMENDED* No manufactured or mobile home over ten (10) years old at the time of placement for temporary usage shall be allowed.

(B) A three hundred ($300) dollar fee will be required when any manufactured or mobile home is placed in such a park. No manufactured or mobile home over ten (10) years old at time of placement in the park will be allowed in any park.

9. No manufactured or mobile homes may be used for any purpose other than a residence, including without limitation, storage purposes.

10. All manufactured housing shall be of Hurricane and Windstorm Resistive Design.

11. Skirts shall be defined as the area between the bottom of the walls of the mobile unit and ground surface and must be neatly skirted with material fabricated from metal, wood, concrete, masonry, rigid vinyl or fiberglass; such skirts must be of one (1) color which harmonizes with the color of the mobile home; such skirts must be rattle-free and installed in a manner to accommodate frost heave.

12. No additions that will increase the living space or storage space of the manufactured home or mobile home will be allowed. Decks and porches will be allowed on manufactured homes, but they must meet all building codes.

13. All manufactured housing must have an "A" pitched roof.

Change:

Section 22-79. Issuance of permits for mobile homes.

All permits for {or} conditional use permits for mobile homes shall be issued by the zoning administrator.

To:

Section 22-79. Issuance of permits of manufactured homes

All permits for {or} conditional use permits for manufactured or mobile homes shall be issued by the Zoning Administrator or the Director of Planning.

Change:

Division 4. Agricultural, Conservative, District A-3

To:

Division 4. Residential, Conservative, District R-R

Change:

Section 22-83. Composition; purposes.

Generally, agricultural, conservative, district A-3 covers the territory immediately adjacent to public bodies of water which may be used for recreational purposes. This district is established for the purpose of:

To:

Generally, residential, conservative, district R-R covers the territory immediately adjacent to public bodies of water which may be used for recreational purposes. This district is established for the purpose of:

Change:

Section 22-84. Permitted uses.

In agricultural district A-3, structures to be erected or land to be used shall be for one or more of the following uses:

To:

In residential district R-R, structures to be erected or land to be used shall be for one or more of the following uses:

Change:

Section 22-85. Minimum lot area.

The minimum lot area for permitted uses in agricultural district
A-3 shall be five (5) acres or more.

To:

The minimum lot area for permitted uses in residential district R-R shall be five (5) acres or more.

Change:

Section 22-86. Setback.

Structures in agricultural district A-3 shall be seventy-five (75) feet or more from any street right-of-way which is fifty (50) feet or greater in width or one hundred fifty(150) feet or more from the center line of any street right-of-way less than fifty (50) feet in width, except that signs advertising land or sale of the premises may be erected up to the property line.

To:

Structures in residential district R-R shall be seventy-five (75) feet or more from any street right-of-way which is fifty (50) feet or greater in width or one hundred fifty (150) feet or more from the center line of any street right-of-way less than fifty (50) feet in width, except that signs advertising land or sale of the premises may be erected up to the property line.

Change:

Section 22-87. Frontage.

The minimum frontage for permitted uses in agricultural, conservative, district A-3 shall be three hundred (300) feet.

To:

The minimum frontage for permitted uses in residential, conservative, district R-R shall be three hundred (300) feet.

Change:

Section 22-88. Yards.

In agricultural district A-3, the yard regulations shall be as follows:

To:

In residential district R-R, the yard regulations shall be as follows:

Change:

Section 22-89. Special provisions applicable to corner lots.

In agricultural district A-3, the following provisions shall apply to corner lots.

To:

In residential district R-R, the following provisions shall apply to corner lots.

Change:

Section 22-95. Purpose; applicability of other ordinances; etc.

The purpose of the agricultural, rural residential, A-R district is to encourage continued agricultural and forest uses, protect environmentally and ecologically sensitive areas and preserve the natural beauty of rural areas of the county where urban services (i.e., water and sewer mains, etc.) are not planned. At the same time, the district ...

To:

The purpose of the residential, rural, RR-1 district is to protect environmentally and ecologically sensitive areas and preserve the natural beauty of rural areas of the county where urban services (i.e., water and sewer mains, etc.) are not planned. At the same time, the district...

Change:

Section 22-96. Permitted uses.

In agricultural, rural residential, district A-R, structures to be erected or land to be used shall be for one (1) or more of the following.

To:

In residential rural district RR-1, structures to be erected or land to be used shall be for one (1) or more of the following.

Change:

Section 22-97. Minimum lot area.

The minimum lot area for permitted uses in the agricultural district A-R shall be two (2) acres.

To:

The minimum lot area for permitted uses in the residential, rural district RR-1 shall be two (2) acres.

Change:

Section 22-98.Setback.

In the agricultural district A-R, all structures shall be located fifty (50) feet or more from any street right-of-way which is fifty (50) feet or greater in width or seventy-five (75) feet or more from the center line of any street right-of-way less than fifty (50) feet in width.

To:

In the residential district RR-1, all structures shall be located fifty (50) feet or more from any street right-of-way which is fifty (50) feet or greater in width or seventy-five (75) feet or more from the center line of any street right-of-way less than fifty (50) feet in width.

Change:

Section 22-99. Frontage

The minimum frontage for permitted uses in the agricultural district A-R shall be two hundred (200) feet.

To:

The minimum frontage for permitted uses in the residential district RR-1 shall be two hundred (200) feet.

Change:

Section 22-100. Yards

In agricultural, rural residential, district A-R, the yard regulations shall be as follows:

To:

In rural residential, district RR-1, the yard regulations shall be as follows:

Change:

Section 22-101. Height of buildings.

Buildings and structures in agricultural district A-R may be erected up to thirty-five (35) feet in height, except that:

To:

Buildings and structures in residential district RR-1 may be erected up to thirty-five (35) feet in height, except that:

Change:

Section 22-102. Special provision applicable to corner lots.

In agricultural district A-R, the following provisions apply to corner lots:

To:

In residential district RR-1, the following provisions apply to corner lots:

Mr. Ben Emerson, County Attorney, stated that due to a pending law suit with the County there were some changes that were made this summer to the present ordinance. Through discussions with the plaintiff an agreement has been reached that certain counts of the law suit can be dismissed if these changes are made to the Ordinance. The changes that were made to the Ordinance did not affect the integrity of the Ordinance; but they deal principally with semantic differences we had with the plaintiff over the way the Ordinance was drawn. The dismissal of these counts would allow the law suit to focus on certain remaining counts which we believe are irreconcilable differences. Mr. Emerson read the following summary of the revisions of the Ordinance:

Sec. 22-1. Definitions.

Double-wide manufactured home: A manufactured home that is nineteen feet or more in width.

Dwelling, single-family: A structure, arranged or designed to be occupied by only one family, the structure having only one dwelling unit.

Dwelling unit: One or more rooms in a dwelling designed for living or sleeping purposes, and having at least one kitchen.

Farm operation manufactured home: A manufactured home situated on a farm and occupied as a residence by (i) an employee of the farm, not the owner of the farm, and the employee's immediate family, or (ii) several employees without their families.

Manufactured home park or subdivision: Any area of fifteen (15) acres or more designed to accommodate fifty (50) or more manufactured homes intended for residential use where residence is in manufactured homes exclusively.

Manufactured home: A structure subject to federal regulations, which is transportable in one (1) or more sections; is eight (8) body feet or more in width and forty (40) body feet or more in length in site traveling mode, or is three hundred twenty (320) or more square feet when erected onsite; is built on a permanent chassis, is designed to be used as a single-family dwelling, with or without a permanent foundation, when connected to the proper utilities; and includes the plumbing, heating, air conditioning, and electrical systems contained in the structure.

Mobile home: A structure not subject to federal regulations which is transportable in one (1) or more sections; is eight (8) body feet or more in width and forty (40) body feet or more in length in site traveling mode, or is three hundred twenty (320) or more square feet when erected onsite; is built on a permanent chassis, is designed to be used as a single-family dwelling, with or without a permanent foundation, when connected to the proper utilities; and includes the plumbing, heating, air conditioning, and electrical systems contained in the structure.

Single-wide manufactured home: A manufactured home that is less than nineteen feet in width.

Sec. 22-22. Conditional use permits generally.

(a) Where permitted by this chapter, the location of hotels, motels, manufactured home parks, campgrounds, commercial amusement parks, hospitals, airports, borrow pits, hog farms, sanitary fill method garbage and refuse sites, and other permitted uses of like nature shall require, in addition to the zoning permit and certificate of occupancy, a conditional use permit. Other permitted uses as provided by this chapter shall also require, in addition to the zoning permit and certificate of occupancy, a conditional use permit. Any provisions of this chapter which allow a use with a conditional use permit shall not prohibit the board of supervisors from denying an application for a particular permit upon a finding, after public hearing, that the issuance of such permit would not be in compliance with the intent, purpose and design of this chapter and/or section 22-2 of this Code.

Sec. 22-25. Administrative Permits for Certain Manufactured Housing.

(a) Where permitted by this chapter, the location of single-wide manufactured homes and farm-operation manufactured homes shall require, in addition to the zoning permit and certificate of occupancy, an administrative permit. An administrative permit shall be issued by the zoning administrator (or in the absence of the zoning administrator, the planning director).

(b) Administrative permits shall be issued by the zoning administrator when the applicant demonstrates to the zoning administrator that the requirements of Sec. 22-26 have been met.

(c) If the zoning administrator determines that the applicant does not meet all of the requirements of Sec. 22-26, the zoning administrator shall deny the application and notify the applicant in writing. Any such denial may be appealed to the Board of Zoning Appeals.

(d) Failure of the property owner to continue to comply with the requirements imposed for the administrative permit shall subject him to enforcement proceedings under this chapter, including revocation of the administrative permit by the zoning administrator after notice. The homeowner

may appeal the revocation of any administrative permit to the Board of Zoning Appeals.

(e) Any administrative permit for a manufactured home (including a manufactured home in a manufactured home park) shall require a three hundred ($300) dollar fee upon application for the permit.

(f) An administrative permit shall be null and void after one (1) year of disuse.

Sec. 22-26. Requirements for Manufactured Homes Subject to Administrative Permits.

The following requirements apply to all manufactured homes including all manufactured homes in manufactured home parks with the exception of double-wide manufactured homes that have a permanent foundation (as defined by the Uniform Statewide Building Code) on individual lots and are located in either an A-1 or A-2 district.

(1) For purposes of this section, landowner and manufactured home owner and manufactured home occupant shall be one and the same except in the case of a farm operation manufactured home.

(2) For purposes of this section, landowner shall be defined as including the lawful owner or owners of the real estate, their spouse and immediate family. Immediate family shall include children, parents, grandparents, and brothers and sisters of the landowner and his/her spouse.

(3) Farm operation manufactured homes shall not exceed four (4) manufactured homes per farm according to the following table:

Number of Manufactured Homes Permitted	Minimum Acreage in Farm Operation
1	25
2	200
3	300
4	400

The location, placement and use of such manufactured homes shall be subject to the following requirements in addition to such other requirements as are set forth in this section:

(a) Head of Household. The head of the household who occupies each such manufactured home shall be gainfully employed full time on the farm operation.

(b) Reclassification. In the event the land upon which each such manufactured home is located shall be reclassified to a residential, business or industrial district, the affected manufactured home shall be removed from the land so reclassified within ninety (90) days following the effective date of the reclassification.

(c) Accounting. Any farm operation with manufactured homes for farm employees must give the County a sworn accounting of the status of these manufactured homes between January 1 and January 31 of every year. This accounting will include persons who have lived in these homes for the past twelve months and their employment status on the farm.

(4) Each manufactured home shall be connected to a septic system and to a water supply both of which must be approved by the Health Department.

(5) No single-wide manufactured home will be allowed to be placed in the County with the following exceptions:

(A) Single-wide manufactured homes will be allowed for four (4) years with a one (1) year extension, in A-2 and A-1 zoning districts, but only until a conventional single-family dwelling is constructed or a double-wide manufactured home is placed on the property. The fee for this initial administrative permit will be One Hundred and Fifty Dollars ($150.00) instead of the fee required by Sec. 22-25(e). At the end of this four (4) year period, the single-wide manufactured home will be removed from the property. Upon application and payment of an extension fee of $150.00, a one (1) year extension will be granted by the zoning administrator.

(B) Single-wide manufactured homes will be allowed in manufactured home parks subject to the administrative requirements of this chapter.

(C) No single-wide manufactured home over ten (10) years old at the time of placement shall be allowed for temporary usage or in a manufactured home park.

(6) No manufactured home or mobile home may be used for any purpose other than a residence, including without limitation, storage purposes.

(7) Skirts shall be defined as the area between the bottom of the walls of the manufactured home and ground surface and must be neatly skirted with material fabricated from metal, wood, concrete, masonry, rigid vinyl or fiberglass; such skirts must be of one (1) color which harmonizes with the color of the manufactured home; such skirts must be rattle-free and installed in a manner to accommodate frost heave.

(8) No additions that will increase the living space or storage space of a manufactured home or mobile home will be allowed. Decks and porches will be allowed on manufactured homes, but they must meet all building codes.

Sec. 22-44. Temporary placement of manufactured homes.

The board of zoning appeals may authorize, upon application and after notice and hearing as provided by section 15.1-431 of the Code of Virginia, a special exception to allow the temporary placement of a manufactured home only for residential use on any parcel of land irregardless of its zoning classification, subject to the following restrictions and conditions:

(a) Such special exception permit shall be for a period not to exceed twelve (12) months, which period may not be extended or enlarged under any circumstances, provided, however, that one (1) extension of such permit may be allowed by the board for one (1) additional period not to exceed twelve (12) months upon a new application and payment of an additional filing fee with new notice and hearing as provided by section 15.1-431 of the Code of Virginia. Upon expiration of the special exception permit the temporary manufactured home shall be removed.

(b) Such manufactured home is only to provide temporary replacement living quarters for persons dispossessed of their home due to repair, remodeling or replacement of such home and such permit shall only be for placement of the temporary manufactured home on the same or an adjoining parcel of land as the home from which the person has been dispossessed.

(c) The lot upon which the manufactured home is to be temporarily placed meets the size requirements for lots within its zoning classification.

(d) The county health department has approved provisions for water and sewer.

(e) A building permit has been issued for the repair, remodeling or replacement of the living quarters necessitating placement of the temporary manufactured home and such building permit continues in effect during the period of placement. Revocation or expiration of such building permit shall automatically revoke the special exception permit issued hereunder.

(f) The manufactured home to be placed pursuant to the special exception permit must comply with the requirements of section 22-1 of the Dinwiddie County Code as defined under "Manufactured home."

(g) The unit is so situated upon the parcel so that all yard requirements regarding accessory uses are met.

(h) All provisions of the Virginia Uniform Statewide Building Code are complied with and a certificate of occupancy is issued by the county building inspector for the temporary manufactured home.

(i) Unless the provision is for the one (1) extension of the existing permit allowed hereunder, no previous special exception permit under the provisions of this section has been granted either to the applicant, the parcel for which the permit is sought, or any adjoining parcel thereto owned by the same applicant for a period of two (2) years prior to the date of the current application.

(j) Any special exception permit issued hereunder shall expire thirty (30) days after the issuance of the certificate of occupancy for the house whose repair, remodeling or replacement necessitates the temporary manufactured home, irregardless of the remaining time period of the permit. This provision shall not extend or enlarge the permit period.

(k) Such other conditions relating to the use as the board of zoning appeals may deem necessary in the public interest including a guarantee or bond to ensure that the conditions imposed are being and will continue to be complied with.

Applications for the special exception permit allowed hereunder shall be filed with the zoning administrator and shall be accompanied by a check or money order in the sum of one hundred dollars ($100.00) payable to the county treasurer. If actual expenses associated with the application exceed forty dollars ($40.00) the applicant shall be billed the difference. (Ord of 2-15-89).

Sec. 22-59. Permitted uses.

In agricultural, limited, district A-1, structures to be erected or land to be used shall be for one or more of the following uses:

(1) Single-family dwellings except:

(a) mobile homes and travel trailers;

(b) single-wide manufactured homes; and

(c) double-wide manufactured homes that do not have a permanent foundation on an individual lot.

(2-26)

(27) DELETED.

(28) Farm operation manufactured home with an administrative permit and subject to the requirements of Sections 22-25 and 22-26.

(29) Single-wide manufactured home, with an administrative permit and subject to the requirements of Sections 22-25 and 22-26.

Sec. 22-71. Permitted uses.

(1) Single-family dwellings except:

(a) mobile homes and travel trailers;

(b) single-wide manufactured homes; and

(c) double-wide manufactured homes that do not have a permanent foundation on an individual lot.

(2-25) SAME.

(26) Manufactured home park with a conditional use permit in accordance with the special conditions and provisions contained in Section 22-238. Single-wide manufactured homes in manufactured home parks are subject to the administrative requirements of Sections 22-25 and 22-26 of this chapter.

(48) (a) DELETED.

(b) Farm operation manufactured home with an administrative permit and subject to the requirements of Sections 22-25 and 22-26.

(c) Single-wide manufactured home, with an administrative permit and subject to the requirements of Section 22-26.

(49-56) SAME.

Sec. 22-78. DELETED.

Sec. 22-79. DELETED.

Sec. 22-84. Permitted uses.

In residential district R-R, structures to be erected or land to be used shall be for one or more of the following uses:

(1) Single-family dwellings except mobile homes, travel trailers and manufactured homes.

(2-4) SAME.

(5) DELETED.

(6) DELETED.

(7) horse raising.

DIVISION 5. RESIDENTIAL RURAL, DISTRICT RR-1

Sec. 22-96. Permitted uses.

In residential rural district RR-1, structures to be erected or land to be used shall be for one (1) or more of the following.

(1) Single-family dwellings except mobile homes, travel trailers and manufactured homes.

(2-7) Same.

Sec. 22-114. Permitted uses.

In residential district R-1, structures to be erected or land to be used shall be for one (1) or more of the following uses:

(1) Single-family dwellings except mobiles homes, travel trailers and manufactured homes.

(2-10) Same

(11) DELETED.

(12) Same.

Sec. 22-127. Permitted uses.

In residential district R-1A, structures to be erected or land to be used shall be for one (1) or more of the following uses:

(1) Single-family dwellings except mobiles homes, travel trailers and manufactured homes.

(2-11) Same.

(12) DELETED.

Sec. 22-140. Permitted uses.

In residential district R-2, structures to be erected or land to be used shall be for one (1) or more of the following uses:

(1) Single-family dwellings except mobiles homes, travel trailers and manufactured homes.

(2-21) Same.

(22) DELETED.

(23) Same.

Sec. 22-154. Permitted uses.

In planned residential development district PRD, the following uses may be permitted:

(1) Single-family dwellings except mobiles homes, travel trailers and manufactured homes.

(2-8) Same.

(9) DELETED.

Sec. 22-185. Permitted uses.

In business district B-2, structures to be erected or land to be used shall be for one or more of the following uses:

(1-31) Same.

(32) DELETED.

(33-38) Same.

Sec. 22-238. Requirements for manufactured home parks.

This section is intended to encourage site development for manufactured home parks in accordance with sound planning principles, and to prevent detrimental effects to the use of development of adjacent properties. A manufactured home park shall require a conditional use permit issued by the board of supervisors. In addition each manufactured home in a manufactured home park shall require an administrative permit and certificate of occupancy. Each conditional use permit may require additional requirements not herein set forth due to the characteristics of the property and/or adjacent property.

Operators of such parks shall comply with the following development standards for all manufactured home parks:

(1) All manufactured home parks shall have a landscaped or wooded setback line of fifty (50) feet from any highway or public road right-of-way or seventy-five (75) feet setback from the center line of any highway or public road, whichever distance is greater.

(2) Each manufactured home park shall have at least twenty-five (25) feet of open space abutting all adjoining property and shall be contained within a board fence, evergreen hedge or screen which shall be a minimum of eight (8) feet in height or of sufficient density to screen the site from adjacent properties. All borders shall be maintained properly in compliance with the intent of this requirement. No fence, hedge or screen need be constructed abutting any highway or public road provided paragraph (1) of this section is complied with.

(3) All ingress and egress shall be to the required standards of the Virginia Department of Transportation.

(4) The minimum size of any manufactured home park shall be fifteen (15) acres.

(5) No manufactured home site shall be offered for sale or sold.

(6) Streets within the manufactured home park must be constructed to the specifications of the Virginia Department of Transportation (i.e., secondary road standards). Proper storm water management design will be applied, with drop inlets (storm drains) for drainage where

necessary. Area for streets will be independent of manufactured home space area.

(7) All utility lines shall be underground, including electrical wiring and telephone lines.

(8) A minimum of ten (10) percent of the gross land area of the manufactured home park shall be reserved for recreational and open space uses. This area must be for recreational purposes.

(9) All fuel tanks will be concealed except for necessary ventilations.

(10) The manufactured home operator shall maintain a register for each manufactured home lot for at least the previous two (2) years; such register shall be available at all times for inspection by law enforcement officers, public health officials, and other state and local officials and representatives whose duties necessitate acquisition of the information contained in such register and shall contain:

a. The names of each manufactured home owner and occupants;

b. The dates of arrival and departure of each manufactured home on each manufactured home lot;

c. The name, make, date of manufacture, and serial number of the manufactured home;

d. The license number of each manufactured home and motor vehicle.

An updated copy of such register shall be filed each year in March with the county sheriff's department, the department of planning and community development, and the commissioner of revenue.

(11) Manufactured home park owners/operators must create a set of rules and regulations for his/her park. Such rules and regulations shall be enforced by the owner/operator. A copy of these rules and regulations shall be filed in the office of the county sheriff's department and the department of planning and community development.

(12) Refuse shall be the responsibility of the owner of the property to collect or contract for collection on a frequency of not less than twice weekly of all garbage, refuse and rubbish. Collection may be on a lot by lot basis or by a centralized box system. The storage and disposal of refuse must be handled in such a manner as to create no health hazards, rodent harborage, insect breeding areas, accident or fire hazards or air pollution.

(13) Before an application for a permit for the construction of a manufactured home park shall be approved by the board of supervisors, the applicant shall, in lieu of construction, furnish cash escrow or a performance bond in an amount calculated by the board of supervisors to secure the required improvements in a workmanlike manner and in accordance with established or approved specifications and construction schedules, which bond shall be payable to and held by the county. The manufactured home park's plans, construction schedule, and amount of bond shall be re-evaluated by the board of supervisors at least once every year to insure compliance with the requirements of this section.

In lieu of bond, development may be presented for inspection in completed forms.

(14) Manufactured home park site plan development shall follow procedure and approval as set forth in subdivisions in Chapter 18 of this Code.

(15) No existing manufactured home park shall be enlarged or extended unless the addition to the park is made to conform to all requirements for a new manufactured home park.

(16) No administrative permits for manufactured homes will be issued in a manufactured home park until development standards are met, either by completion of plan or by bond.

(17) Minimum lot size for manufactured home lots shall be eighty-five hundred (8,500) square feet, with no lot line less than eighty-five (85) feet in length.

(18) Every manufactured home space shall have all corners clearly marked and shall be designated a number, which shall be clearly visible from the roadway. These numbers shall be assigned in accordance with the 911 emergency system.

(19) Each manufactured home space shall be directly accessible from an approved internal park street. No direct access to manufactured home spaces from public streets shall be permitted.

(20) Parking shall be provided at the minimum rates of two (2) paved spaces for each manufactured home space. Such parking shall be conveniently located to manufactured home spaces. Each parking space shall be ten (10) feet by twenty (20) feet.

(21) Each manufactured home lot shall have a patio, the minimum size not less than two hundred (200) square feet, convenient to the entrance of the manufactured home.

(22) Each manufactured home lot shall be provided with individual water and sewer connections. All water and sewer lines shall be constructed with the approval of the Dinwiddie County Water Authority. Manufactured home parks will only be allowed in areas served by the Dinwiddie County Water Authority. All water lines shall be at least twenty-four (24) inches below the surface of the ground to prevent freezing and shall have a cut-off valve below frost depth; such valves shall be other than a stop and waste cock valve. All manufactured home park water and sewer lines shall be approved by the Dinwiddie County Water Authority in the same manner as subdivision systems. (By an authorized signature on a plat of the manufactured home park).

(23) All manufactured homes will be parked on a bed of gravel or crushed stone two (2) inches in depth.

(24) Each manufactured home shall front on, but be set back twenty (20) feet from, an internal manufactured home park street, road, or right-of-way.

(25) Individual manufactured homes shall be situated so that there is a minimum of twenty (20) feet between manufactured homes.

(26) Each manufactured home shall be provided with individual electrical service pedestals (meter and post).

(27) The open space beneath each manufactured home shall be skirted with approved material in accordance with the requirements of Section 22-26(7).

(28) All hitches will be concealed.

(29) DELETED.

(Code 1970, § 17-97; Ord. of 12-2-87)

The following people spoke in opposition to the ordinance:

1. Ms. Justine Cruz stated that this does not leave tax-payers out of the suit. She asked if the amendments still excluded mobile homes over ten years of age? The County Attorney replied that the definition of mobile homes has been changed to manufactured home in the new amendments and that HUD honors regulations prior to 1976 and that under the County ordinance it needs to be a post 1976 structure with approval from HUD. She stated mobile home parks can't discriminate on the age of the mobile home just on the condition. Mr. Emerson stated the condition of ten years is on single wides only. Mr. Mike DeCamps stated the lawsuit concerns the "constitutionality" issue at this point.

2. Mr. Gilbert Charboneau asked if his single-wide trailer burns down, could he replace it? Mr. Emerson replied yes, he could replace it with a comparable structure.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye",

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that the recommendation of the Planning Commission for the adoption of various amendments to the zoning ordinance as set forth in Exhibit A attached hereto and a part hereof, is hereby approved, and the amendments to the zoning ordinance set forth in Exhibit A are hereby adopted. Except as set forth in Exhibit A, the zoning ordinance shall remain unchanged by this action and, together with the amendments set forth in Exhibit A and the amendments adopted by the Board of Supervisors on June 2, 1993, is hereby ratified, approved and confirmed.

BE IT FURTHER RESOLVED, that in order to assure compliance with Virginia Code Section 15.1-491(g), it is stated that the public purposes for which these Resolutions are initiated are to fulfill the requirements of public necessity, convenience, general welfare and good zoning practice.

IN RE: RECESS

The Chair declared a recess at 8:51 P.M. The meeting reconvened at 8:59 P.M.

IN RE: PUBLIC HEARING -- SECONDARY SYSTEM SIX YEAR CONSTRUCTION PLAN

This being the time and place as advertised in the Monitor Newspaper on December 22, 1993, and December 29, 1993, and the Progress-Index on January 5, 1994, for the Board of Supervisors to conduct a public hearing for the purpose of receiving public comments for proposed improvements on the secondary road system six year construction plan.

Mr. Harold Dyson, Assistant Resident Engineer, VDOT introduced Mr. Dale Goodman, Acting Resident Engineer, to the Board. Mr. Goodman is from South Hill and will be in the Petersburg Office until the new Resident Engineer is hired.

Mr. Dyson stated this was the time advertised for the public comments for the secondary road system six year plan.

The following persons presented their concerns and requests:

1. Danny Erb concerned about Rt. 692 being moved on the six year plan again. He stated he would also like to see his end of the road started first.

2. John Cowdin, Cherry Hill Road, stated he would like to get Rt. 609 in the six year plan to be paved.

3. Verlie Williams, Williams Road, Rt. 730, .28 mile long, wants to get this road in the six year plan to be paved. There are eight families on the road.

4. Ruby Hall, Sutherland Road, Rt. 623, wants lines put back on the road due to boat traffic. Also, Rt. 611 from Rt. 708 to Rt. 623 needs to be widened.

5. Connie Angel, Lakeside Drive off Rt. 623, stated the lines on Rt. 623 needs to be restored.

6. Mickey Poe, Rt. 675, stated there are two dangerous curves on the road, one-fourth of a mile south of the horse farm, which needs to be straightened. He told the Board there have been several times when school buses and cars have been forced off the road. He stated there is a "School Bus Stop Ahead" sign up, but it doesn't help. He stated if the road can't be straightened then the curve needs to be cut down and banked, and the speed limit reduced to 35 MPH.

7. Franklin Zitta, Mertan Lane, asked that Blue Tartane Road be put into the six year plan to be completed to Duncan Road. He stated there is a landowner who will donate the land for the extension.

8. Joe Law, White Oak Road, wants Rt. 613, from Five Forks to Rt. 611, be put in the six year plan to be rebuilt.

9. Eric Hamilton, and Kim Becknor, Wheaton Road, Rt. 674, stated this road is #12 on the priority list to be paved on the six year plan, in 1958 it was 4th on the list. At the present time there are twenty one homes with a traffic count of 117 cars a day on the road. She stated at the public hearing last year the Board was told that the road would be graded and sprayed with chemicals to keep the dust down; but VDOT didn't do either.

10. Kathleen Brockwell, Old Stage Road, Rt. 604 needs to be resurfaced and widened.

11. Robert Coldwin, Cherokee Drive, Rt. 725, off Rt. 226, stated a subdivision is under development and the road is to be widened approximately 800' and the remaining 200' nothing is going to be done to it. He stated it wouldn't cost a lot more to do the remaining 200', if it is done at the same time.

12. Billy Bain, Bain Road, asked the Board why Rt. 619 is being split in two separate bid times. He stated it would be less expensive if it were bid out at the same time. Also, at the intersections of I-95 North and I-85 North there is a dangerous exit where the traffic narrows down to one lane.

13. Veronica Smith, Squirrel Level Road, stated once a year VDOT comes out and applies a little tar and dumps a lot of gravel on the road. She said this causes a lot of windshields to get broken and chips the paint off cars. She asked why VDOT wastes all this gravel. Ms. Smith said there a lot of dirt roads in the County that need to be paved, so please don't waste the gravel on their road.

Mr. Bracey stated the County needs to talk to the legislators because the County needs more money to do the projects. He asked VDOT who should the people call if there is a problem with the maintenance of the roads? Mr. Jack Osborne at 732-6811 is the contact person.

Mr. Haraway asked the County Planner to take a look at Cherokee Road to see if anything could be done to include it with the whole project.

Mr. Clay stated something needs to be done with the railroad crossing at the Sutherland Post Office. Also, Rt. 624 is in terrible condition.

Ms. Everett stated she is concerned about getting Wheaton Road and Blue Tartane paved.

Mr. Moody asked that Rt. 694 be added to the six year plan.

Mr. Harold Dyson stated he would like to schedule a workshop at 12:30 P.M. on January 19, 1993 and take action on the plan on February 2, 1994 meeting.

IN RE: PUBLIC HEARING -- SALE OF PUBLIC LAND

This being the time and place as advertised in the Monitor Newspaper on December 22, 1993, and December 29, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of approving a deed disposing of real property by Dinwiddie County relating to approximately one acre of real estate contained within Bear Island Timberlands Company's Halligan Tract near State Route 669 in Dinwiddie County declared surplus by the Dinwiddie County School Board in order to clear title on land of Bear Island Timberlands Company, LP.

Mr. Ben Emerson, County Attorney, told the Board that in 1894, Robert Spiers dedicated one acre of property to the County to be used for public school purposes. The Deed did not lay out the location of the school lot by metes and bounds, so there is no way to be certain where it is. The Deed does mention, however, that the one acre site fronts on Old Stage Road, adjoining the Crawford Property, and is west of Shroud's Branch. He stated Bear Island Timberlands Company, LP., has found that in order for the cloud to be removed from the title, that the School Board had to release whatever rights it had in the one-acre school site. The School Board is not using the property nor do they have any interest in using it. The property has been declared surplus by the School Board. The School Board requested that any revenue derived from the relinquishing of the property, be returned to the school system as an additional appropriation.

No one spoke for or in opposition to the request.

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the resolution of the School Board is hereby ratified and the land is conveyed to Bear Island Timberlands, Inc. for $750.

The Board requested that the $750 be designated for the school system capital projects fund.

IN RE: POLICY -- FREEDOM OF INFORMATION ACT

The County Administrator presented the following Freedom of Information Act Policy:

The procedures contained in this policy shall govern the management of operations directed toward the completion and fulfillment of Freedom of Information Act (FOIA) requests from clients directly to the County of Dinwiddie.

1. All Freedom of Information Act (FOIA) requests shall be delivered directly to the County Administration Office, Pamplin Administration Building.

2. Upon assessment of information requested, the County Administration shall communicate with the County department responsible for the fulfillment of such request in an effort to determine the actual staff time to be allocated for completion of the requested information.

3. Once the allocation of staff time has been determined by the County department, in conjunction with the County Administration, the staff allocation time shall be computed into an hourly rate for service based on the hourly rate for the staff person or persons involved. This charge shall be approved by the County Administration.

4. Once the staff allocation time has been determined and approved, the FOIA requesting party shall be advised by the County Administration of the cost associated with staff time preparation of information. This cost is in addition to the ten (10) cents per page charge for reproduction of County documents.

5. The FOIA requesting party shall be notified of the associated cost within the five (5) day guideline requirement as provided by the State Code of Virginia regulations which govern the Virginia Freedom of Information Act.

6. Upon receipt of such notice, the FOIA requesting party shall be required to submit, in writing, their intentions to provide payment for the estimated staff time utilized to complete the FOIA request.

7. Once notice from the FOIA requesting party and payment have been received, the County Administration shall be responsible for advising the departments to be utilized in completing the FOIA request of the designated timetables for completion, as previously discussed between the department and County Administration.

8. Amendments to service requests shall be considered a separate FOIA request independent of previous requests submitted.

9. Once FOIA requests have been submitted in their completed form, for distribution to the FOIA requesting party. The County Administration shall contact the FOIA requesting party and schedule pick-up dates for the information that has been prepared.

Mr. Haraway asked if someone came in and requested a copy of any materials that the Board discussed tonight would there be a charge for it. There would be a charge for the copies (10¢ each sheet) but not for research if the material is readily available.

1. Ms. Kay Winn had several questions and comments about the FOIA policy.

2. Ms. Anne Scarborough questioned the research process and charge.

3. Mr. Dewey Harrison stated the Board should check the policy thoroughly before passing it.

The County Administrator stated the policy would be studied further.

IN RE: RESOLUTION -- CENTENNIAL ANNIVERSARY OF VIRGINIA BANKERS

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following resolution is adopted:

WHEREAS, a sound banking system that serves the financial needs of the community is essential to economic growth and progress; and

WHEREAS, through the initiative and persistence of its local citizens, Virginia's first bank, in Alexandria, was established by Act of the General Assembly on November 23, 1792; and

WHEREAS, over the past 201 years, Virginia's bankers met to organize the Virginia Bankers Association, which in 1993 celebrates its centennial anniversary; and

WHEREAS, over its 100 years of service to the citizens of the Commonwealth, the Virginia Bankers Association has furthered and enhanced the integral contribution Virginia's bankers have made to the overall growth and prosperity of our community;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia, that the bankers of Dinwiddie County be hereby commended on the occasion of the centennial anniversary of the Virginia Bankers Association.

IN RE: RESOLUTION -- SCHOOL BOND ISSUE

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following resolution is adopted:

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia (the "Board"), has determined that Dinwiddie County (the"County') has an

immediate need for certain vehicles, equipment and other personal property (the "Property") and to construct certain improvements and repairs to real property owned by the County and/or the School Board of the County (the "Improvements"); and

WHEREAS, there has been presented to the Board a plan for lease financing of the acquisition, installation and construction of the Property and Improvements which would not create debt of the County for purposes of the Virginia Constitution; and

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

1. The following plan for financing the acquisition, installation and construction of the Property and Improvements for the County as described in the preambles above is hereby approved. The Authority will be requested to issue its lease revenue bonds in the maximum amount of $495,000 (the "Bonds") and to use the proceeds therefrom to finance the acquisition, installation and construction of the Property and Improvements. The obligation of the Authority to pay principal and interest on the Bonds will be limited to rent payments received from the County. The obligation of the County to pay rent will be subject to the Board making annual appropriations for such purpose.

2. The Board has requested and received proposals from an underwriter to purchase the Bonds from the Authority and make a public offering of the Bonds. On the basis of such proposals, The Board has selected CKC Capital Markets, a Division of Carter Kaplan & Company as underwriter (the "Underwriter") for the Bonds, and the Authority is hereby requested to designate it as such.

3. The Chair or Vice-Chair of the Board, the County Administrator, and the County Treasurer and all other officers of the County are hereby authorized and directed to work with representatives of the Authority, the County Attorney, Bond Counsel, and CKC Capital Markets, a Division of Carter Kaplan & Company as the Underwriter to perform all services and prepare all documentation necessary to bring the Bonds to market.

4. This resolution shall take effect immediately.

IN RE: RESOLUTION -- VDOT DEPARTMENT'S TRAFFIC COUNT

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following resolution is adopted:

WHEREAS, the Virginia Department of Transportation is considering changes in the Department's Funding Formula; and

WHEREAS, these proposed changes appear to be detrimental to Dinwiddie County and rural Southside Virginia; and

WHEREAS, these proposed changes provide for formula changes based on population and mass transportation needs; and

WHEREAS, the unpaved road formula is proposed to increase from the current fifty (50) vehicles per day to one hundred (100) vehicles per day to qualify for pavement.

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia opposes the formula changes based on population, and objects highly to the proposed changes in qualification requirements for unpaved roads; and

BE IT FURTHER RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia respectfully requests that the Virginia Department of Transportation leave the unpaved road formula as it currently is; and

BE IT STILL FURTHER RESOLVED, that the Clerk to the Board of Supervisors is directed to forward a copy of this resolution to other affected Counties in Southside Virginia and request their support on these issues.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator told the Board he wanted them to be aware of these two meeting dates: 1) Department of Planning Budget - January 11, 1994 at 1:00 P.M. at the Richmond Marriott 2) January 17, 1994 at 2:00 P.M. - State Budget Hearing in the General Assembly Building.

2. The Assistant County Administrator informed the Board that there were some appointments needed for the month of January and February.

3. The Assistant County Administrator stated that as a result of the election of the Chair and Vice-Chair tonight as a matter of convenience if someone else could be designated to sign checks for the staff when the Chair and Vice-Chair are not accessible due to their location.

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", Mr. Clay "abstained", Mr. Aubrey Clay was authorized to sign documents in the absence of the Chair and Vice-Chair.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Bracey stated he would like to see the Board adopt the "Roberts Rules of Order" this year.

Mr. Bracey also asked where the County was as far as completing the Comprehensive Plan for the County and the Subdivision Plan.

He stated there was some land on Rt. 226 the County needed to deal with.

The Chair stated that these were some very important issues but she felt the Board needed to be fresh to deal with these issues.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (6) Investment of Funds; Section 2.1-344(a) (7) Legal, Section 2.1-344(a) and (3) Acquisition of Real Property, the Board moved into Executive Session at 9:27 p.m. A vote having been made and approved, the meeting reconvened into Open session at 11:21 p.m.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following certification 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 the 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.

IN RE: DINWIDDIE COUNTY VOLUNTEER RESCUE SQUAD -- POLICY

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following policy was adopted for the paid personnel:

1. The Rescue Squad will provide a time clock for paid employees in order to keep accurate records of hours worked by each individual.

2. The Rescue Squad will provide a written handbook to each paid person that outlines their responsibilities, discipline process, etc. If the Board wishes to review this handbook prior to implementation, the Squad will provide them with a copy for their comments and input. This handbook will also be approved by the Rescue Squad Board of Directors and the members of the squad.

3. Per the original agreement with the Board, the Captain and Operations Officer will continue to schedule all paid and volunteer personnel. By honoring this original agreement, the County will immediately receive a savings of 50¢ per hour as one of the paid personnel was given a raise to schedule the paid personnel during the Squad's previous Captain's absence.

4. The Rescue Squad will provide monthly written reports to the County Administrator updating him of the activities of both the paid and volunteer members. The Rescue Squad will provide detailed, written recommendations regarding the need for hiring/firing of paid personnel.

5. The Rescue Squad will provide 24-hour access to the appropriate officers to the paid personnel, as well as the County Administrator.

6. The Rescue Squad will provide (at their expense) all training, uniforms, and necessary equipment in order to facilitate adequate coverage and quality emergency care to the citizens of the County.

7. The Rescue Squad will increase our efforts to find daytime drivers for the paid personnel, saving the County thousands of dollars by scheduling only one paid BLS provider. The Rescue Squad will also increase their efforts in providing volunteer EMTs, saving the County even more money while providing ALS coverage.

IN RE: RESOLUTION -- DINWIDDIE COUNTY WATER AUTHORITY REFINANCING 1990 BONDS ISSUE

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following resolution is adopted:

WHEREAS, the Board of Supervisors (the "Board of Supervisors") of Dinwiddie County, Virginia (the "County"), entered into a Support Agreement dated as of March 1, 1990 (the "Support Agreement"), with Dinwiddie County Water Authority (the "Authority"), and Crestar Bank, as Trustee under an Agreement of Trust dated as of March 1, 1990, with the Authority securing the Authority's Water and Sewer Revenue Bonds, Series of 1990A and 1990B, in the original principal amount of $4,000,000 (the "1990 Bonds"); and

WHEREAS, the Authority is making application to Virginia Resources Authority for a loan in the amount of approximately $4,580,000 to finance the costs of refunding the balance of the 1990 Bonds and undertaking additional water and sewer improvements discussed with the Board of Supervisors; and

WHEREAS, the loan by Virginia Resource Authority will be conditioned upon the Board of supervisors making appropriations for payment of debt service on bonds of the Authority;

NOW THEREFORE BE IT RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia that the Board of Supervisors authorizes the Authority to make application to Virginia Resources Authority for a loan of approximately $4,580,000 to finance costs of refunding the 1990 Bonds and undertaking additional water and sewer improvements; provided, however, the Authority is directed to include the County Administrator and County Attorney in any negotiations or discussions relating to such application and potential financing and all distributions of loan and

financing documents and the terms and conditions of the loan and the loan documents shall be subject to the approval of the Board of Supervisors.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the meeting adjourned at 12:30 A.M. to be continued until January 19, 1994 at 12:30 P.M., at the Pamplin Administration Building for a workshop session with the Virginia Department of Transportation.

LeeNora V. Everett
LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 19TH DAY OF JANUARY, 1994, AT 12:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5
ABSENT:	HARRISON A. MOODY	ELECTION DISTRICT #1

IN RE: WORKSHOP SESSION -- VIRGINIA DEPARTMENT OF TRANSPORTATION SIX-YEAR PLAN -- SECONDARY ROAD IMPROVEMENTS

Mr. Dale Goodman, Acting Resident Engineer, Mr. Harold Dyson, Assistant Resident Engineer, and Mr. Charles Gill, VDOT met in a workshop session with the Board to discuss revisions to the Six-Year Plan for Secondary Road Improvements.

Mr. Dyson stated the following projects where requested at the Public Hearing:

1. Rt. 703 - Williams Road - Pave existing road
2. Rt. 611 - Exter Mill Road - Recondition existing road
3. Rt. 615 - Blue Tartane Road - Pave existing road
4. Rt. 604 - Halifax Road - Recondition existing road
5. Rt. 725 - Cherokee Drive - Pave existing road
6. Rt. 624 - Coleman Lake Road - Recondition existing road

Mr. Dyson stated there was not enough money to fund the projects but the preliminary engineering could be done. He suggested adding at least one unpaved road to retain any monies the State passed down. He explained that if the County did not include the unpaved road it would lose the $200,000 for unpaved road funds.

Mr. Bracey made the motion to leave the Six-Year Plan as is and add the following to the priority list:

1. Rt. 604 - Halifax Road From: Rt. F081 To: 1.32 miles S. Rt. F081 - pave existing road - Cost $675,000
2. Rt. 624 Coleman Lake Road - From: Rt. 613 To: Rt. 460 3.80 miles - recondition existing road - Cost $1,600,000
3. Rt. 615 - Blue Tartane Road - From: Rt. F081 To: 1.32 miles S. Rt. 081 - pave existing road - Cost $525,00

The motion was seconded by Mr. Haraway. Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye".

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the meeting adjourned at 1:43 P.M.

LeeNora V. Everett
LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 19TH DAY OF JANUARY, 1994, AT 2:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: PRESENTATION OF PLAQUE -- AUBREY S. CLAY

Ms. Everett presented Mr. Clay with a plaque for his service as Chairman to the Board in 1993.

IN RE: MINUTES

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the January 5, 1994, Regular Meeting, are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, 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 #27317 thru #27445, (void checks #27316); General Fund - $168,467.63; E911 - $1,702.52; Self Insurance - $20,853.35; CDBG - $21,999.20; Capital Projects - $103.99; Law Library - $45.95; Fire Programs - $2,846.10; Law Enforcement - $519.33; Landfill Fund - $1,235.00; for a total of $347,976.70.

IN RE: CITIZEN COMMENTS

1. Phil Dean, representing Picture Lakes Associates, appeared before the Board and gave a brief update on the race track facility. Mr. Dean stated he felt the facility was one which the county could be proud of. He introduced Ken Kohrs from Denver, Colorado, as the manager of the facility, to the Board.

Mr. Kohrs extended an invitation not only to the Board but also to the public to take an on-site inspection as a group or anytime individually. He stated they were proud of the facility and wanted the county to be also.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following amendments were approved.

Defer: 10. Airport Authority Note to the February 2, 1994 meeting.
Add: Under Executive Session - 2. Legal (b) Winn Case
Add: Under 8. a. (1) Resolution

IN RE: ABIDCO WORK ACTIVITIES

Mr. Milton Hargrave, Business representative of ABIDCO for Dinwiddie County, gave a short history of how ABIDCO was started and presented Mr. Dennis Morris to the Board.

Mr. Denny Morris, Executive Director, ABIDCO, appeared before the Board and provided an update on ABIDCO's work activities.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Mr. Dale V. Goodman, Acting Resident Engineer, Virginia Department of Transportation, told the Board that since the last Board meeting the following complaints had been taken care of or were being worked on:

1. The overhanging trees on Rt. 613.

2. A district representative met with Rocky Branch Church people regarding the sign.

3. The request for ditches and pipes is being looked at.

4. The center lining and widening request for Rt.623 has been sent to the engineering department in Richmond.

The Board had the following comments and requests:

1. Ms. Everett asked Mr. Goodman to please try and resolve the problem with the Rocky Branch Church sign.

2. Ms. Everett asked what the status of the "No Through Truck Sign" off Rt 226 and Franklin Street was. Mr. Harold Dyson stated the VDOT Central Office was preparing the paper work for the 30 day public comment period and then it would be approximately 45 days.

3. Ms. Everett stated about a year ago a reflectorized sign was requested to be installed at the entrance off U.S. #1 for the Administration Building. Mr. Goodman said he would check on it.

4. Mr. Clay asked if the State could sand the intersections on the country roads when we have ice and snow. Mr. Goodman replied that there was not enough sand stockpiled to get every intersection.

5. Mr. Bracey stated that at one time there were some road signs on Boydton Plank Road indicating the location of the Courthouse and that it would be very helpful to have them installed again.

IN RE: LETTER OF ENDORSEMENT -- HAROLD DYSON

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the County Administrator was authorized to send a letter of endorsement for Mr. Harold Dyson for the position of Resident Engineer, for the Counties of Dinwiddie and Prince George, to the Virginia Department of Transportation.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, was not present.

The Board instructed Ms. Marston to get the Meals Tax Report to them right away and to deposit any outstanding checks which have not been deposited.

IN RE: TREASURER -- REPORT

Mr. William E. Jones provided his reports for the month of December, 1993.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T.O. Rainey, III, Commonwealth Attorney, told the Board he had nothing to report but would answer any questions they may have.

Ms. Everett asked if he knew how many litter citations are issued in the County. Mr. Rainey stated he did not know, but he would have the Clerk pull the information from the court docket.

IN RE: SHERIFF -- REPORT

No one was present to represent the Sheriff's Department. The Board was provided with the Sheriff Department's November 1993 monthly recap traffic summons report.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, provided his report for the month of December, 1993 and the annual report for 1993.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, provided his reports for the month of December, 1993 and the 1993 annual report.

IN RE: ANIMAL CONTROL OFFICER COURSE -- MARY ELLISON

Mr. Mellick requested authorization to send Mary Ellison to Crater Justice Academy for the Basic Animal Control Officer Course, February 7-11, 1994 at Richard Bland College.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", Ms. Mary Ellison was authorized to attend the Basic Animal Control Officer Course, taught by Crater Justice Academy, February 7-11, 1994 at Richard Bland College.

IN RE: REQUEST TO CHANGE ANIMAL SHELTER OPERATION HOURS

Mr. John Mellick requested authorization to change the operation hours of the animal shelter to: Monday - Wednesday 9:00 A.M. - 1:00 P.M.
Thursday and Sunday - Closed
Friday and Saturday 9:00 A.M. - 1:00 P.M.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the Animal Control Officer was authorized to change the operation hours of the animal shelter as stated above.

IN RE: DIRECTOR OF PLANNING

Mr. Wayne P. Knox, Zoning Administrator, provided his report for the month of December, 1993.

1. Mr. Knox told the Board there are two roads in the county which have the same name, Oak Street, and it was causing some problems with the E911 and something needed to be done about the situation. He stated the dispatcher at the Sheriff's Department had received information from C&P regarding some corrections that needed to be made to the data base. Mr. Knox stated he had not received any notice at this point.

The Board requested that a representative from C&P be at the next day Board meeting.

IN RE: UPDATING HOUSE NUMBERING MAPS

Mr. Knox told the Board that the county house numbering maps have not been updated since 1991 and he would like authorization from the Board to hire Mr. Raymond Birdsong for 500 hours to update the maps.

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the Planning Department was authorized to hire Mr. Raymond Birdsong for 500 hours to update the house numbering maps for the County.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, gave the Board a brief overview of the Energy Assistance Program which is fully funded by Federal Funds.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Thomas Gaul, School Board, Superintendent, told the Board that the School Board had received word from the Regional Head Start Office in Philadelphia that Dinwiddie has been approved for a Head Start grant. This funding will allow us to serve approximately 54 under-privileged four-year-olds, add materials and supplies, and hire staff members. This amount of the Federal funding is $323,000 for 1993-94, which includes

start-up funds in the amount of $131,000 and approximately $240,000 each year after that.

Dr. Gaul stated everyone is concerned that federal programs like Head Start may entangle us in red tape and end up costing us lots of local money. He stated that regardless of when and where federal money is cut, we will cut services.

Dr. Gaul asked the Board to accept the funds for the Head Start Program.

The Board asked several questions concerning the present Junior Kindergarten program, the local match required, and the space needed for the program.

Dr. Gaul responded that the Junior Kindergarten would not decrease as a result of the Head Start program. There is a 20% county match which would be done as an in-kind match (time Ms. McLeod spends on program, the use of county buses, etc..). AME Zion has 3 classrooms to rent at a reasonable cost for this program.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the School Board was authorized to accept the Head Start Program Funds of $273,000.

Mr. Bracey stated that when the Federal Funds are cut, the County will not provide local funds to continue the Head Start Program. He also stated he was concerned about the $20,000 in-kind match.

IN RE: RESOLUTION -- DELINQUENCY PREVENTION AND YOUTH DEVELOPMENT ACT GRANT

Ms. Diane Galbreath, Office on Youth and Community Services, stated the budget submitted by Governor Wilder on December 20th did not include funding for the Delinquency Prevention and Youth Development Act grant. This was a cut made by the Director of the Department of Youth and Family Services (source of grant) when state departments were asked to make major budget cuts. This removal from the state budget threatens the existence of 50 Offices on Youth across Virginia.

Although Youth Commissions and citizens are making a concerted effort to encourage the reinstatement of these funds, we hope that our Board of Supervisors will show their support for the prevention work that has been done in Dinwiddie County by adopting the enclosed resolution. Ms. Galbreath asked that the Resolution be sent to Governor Allen, the Secretary of Public safety and the legislators which serve Dinwiddie County.

Youth crime is an increasing public concern. Without adequate funding of prevention, the cost of intervention and treatment will continue to skyrocket. Prevention programs need to be strengthened, not eliminated.

Ms. Galbreath stated she hoped the Board agreed that the money spent for the services of the Youth Commission and the Office on Youth has been well spent. She stated that they have used very limited fiscal resources coupled with the human energy of hundreds of Dinwiddie citizens to provide creative prevention programs since 1982. She requested the Board adopt the resolution.

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

WHEREAS, the Board of Supervisors of Dinwiddie County is committed to identifying, developing, coordinating and delivering to youth such services in this community that will foster wholesome youth development and the prevention of juvenile delinquency; and

WHEREAS, the Board of Supervisors of Dinwiddie has established the Dinwiddie Youth Commission and the Office of Youth Services to assess and plan for youth needs in the County and to coordinate existing services and provide other services to meet identified needs; and

WHEREAS, the Board of Supervisors of Dinwiddie County has been the recipient of funding authorized under the Virginia Delinquency Prevention; and Youth Development Act and administered by the Department of Youth and Family Services for the above-mentioned purposes; and

WHEREAS, it has become apparent that Delinquency Prevention and Youth Development Act funds may not be included in the FY 94-96 biennium budget of the Commonwealth of Virginia;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County supports the continuation of Delinquency Prevention and Youth Development Act funds in the FY 1994-96 biennium budget of the Commonwealth of Virginia; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the Governor of the Commonwealth, Secretary of Public Safety, Director of the Department of Youth and Family Services and Dinwiddie's delegation to the General Assembly.

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of December, 1993.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

Mr. David W. Nichols, Public Safety Officer, provided his reports for the month of December, 1993.

The Chair requested a yearly report on the number of fire calls each fire department made.

The County Administrator stated effective February 1, 1994 the Dinwiddie Rescue Squad will be scheduling the paid personnel's work schedule.

IN RE: DINWIDDIE COUNTY EMERGENCY RESPONSE PLAN

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the Dinwiddie County Emergency Response Plan was adopted as presented by the Public Safety Director.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, provided his December, 1993 monthly report.

1. Jason Funnell gave an update on the Co-composting facility. He stated the permit was issued as of last week with some contingencies. He said they will begin co-composting immediately. Mr. Funnell stated they were discussing the purchase of sludge with Petersburg and they would need another source for it also. A piece of equipment has purchased that will increase the productivity of the spreader floor. Mr. Funnell stated the road into the facility was so deteriorated due to the bad weather that another one had to be constructed. The asphalt will be done in the spring.

IN RE: BOND RESOLUTION FOR $495,000

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

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia (the "Board"), has determined that Dinwiddie County (the "County") has an immediate need for certain vehicles, equipment and other personal property (the "Property") and to make improvements to and repair certain fixtures and systems relating to real property owned by the County and/or the School Board of the County (the "Improvements"); and

WHEREAS, there has been presented to the Board a plan for lease financing of the acquisition, installation and construction of the Property and Improvements involving issuance of lease revenue bonds by the Industrial Development Authority of Dinwiddie County, Virginia

(the"Authority") which would not create debt of the County for purposes of the Virginia Constitution; and

WHEREAS, there have been presented to this meeting drafts of the following documents (collectively, the "Documents") in connection with the transactions described above, copies of which shall be filed with the records of the Board.

(a) A Lease Agreement between the Authority and the Board conveying to the County a leasehold interest in the Property and Improvements (the "Lease Agreement");

(b) A Trust Agreement between the Authority and a corporate trustee to be designated as set forth below (the "Trustee"), pursuant to which the Bonds (as defined below) are to be issued, which is to be acknowledged and consented to by the Board (the "Trust Agreement"); and

(c) An Assignment Agreement between the Authority and the Trustee, assigning to the Trustee certain of the Authority's rights under the Lease Agreement, which is to be acknowledged and consented to by the Board (the "Assignment Agreement");

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA:

1. The following plan for financing the acquisition, installation and construction of the Property and Improvements for the County as described in the preambles above is hereby approved. The Authority will be requested to issue its lease revenue bonds in the maximum amount of $495,000 (the "Bonds") and to use the proceeds therefrom to finance the acquisition, installation and construction of the Property and Improvements. The Authority will acquire, install and construct the Property and Improvements and lease the same to the County pursuant to the Lease Agreement between the Authority and the County. The Authority will also enter into the Trust Agreement with a corporate trustee (to be designated by the Chair or Vice Chairman of the Board), pursuant to which the Bonds will be issued, which is to be acknowledged and consented to by the Board. The Authority will also enter into the Assignment Agreement between the Trustee, which is to be acknowledged and consented to by the Board. The Authority will be requested to lease the Property and Improvements to the County under a "triple net lease" for the term of the Bonds at a rent sufficient to pay interest and principal due on the Bonds all pursuant to the Lease Agreement. The obligation of the Authority to pay principal and interest on the Bonds will be limited to rent payments received from the County. The obligation of the County to pay rent will be subject to the Board making annual appropriations for such purpose. The Bonds will be secured by an assignment of the Lease Agreement and rents to a trustee for the benefit of the bondholders and may be additionally secured by a first lien security interest in the Property. If the County exercises its right not to appropriate money for rent payments, the Trustee may terminate the Lease Agreement or otherwise take possession of the Property.

2. The Board has requested and received proposals from an underwriter to purchase the Bonds from the Authority and make a public offering of the Bonds. On the basis of such proposals, the Board has selected CKC Capital Markets, a Division of Carter Kaplan & Company as underwriter (the "Underwriter") for the Bonds, and the Authority is hereby requested to designate it as such.

3. The Chair or Vice Chairman of the Board, either of whom may act, is hereby authorized and directed to execute and deliver the Lease Agreement.

4. The Chair or Vice Chairman of the Board, either of whom may act, is hereby authorized and directed to acknowledge and consent to the provisions of the Trust Agreement, the Assignment Agreement and any security agreement or other instruments executed by the Authority for the purpose of creating and perfecting a security interest in the Property in favor of the Trustee for the benefit of the Holders of the Bonds.

5. The Documents shall be in substantially the forms submitted to this meeting, which are hereby approved, with such completions, omissions, insertions and changes as may be approved by the officer executing them,

his execution to constitute conclusive evidence of his approval of any such completions, omissions, insertions, and changes.

6. The Property and Improvements are hereby declared to be essential to the efficient operation of the County, and the Board anticipates that the Property and Improvements will continue to be essential to the operation of the County during the term of the Lease Agreement. The Board, while recognizing that it is not empowered to make any binding commitment to make appropriations beyond the current fiscal year, hereby states its intent to make annual appropriations in future fiscal years in amounts sufficient to make all payments under the Lease Agreement and hereby recommends that future Boards of Supervisors do likewise during the term of the Lease Agreement.

7. The Chair or Vice Chairman of the Board, the County administrator, the County Treasurer and all other officers of the County are hereby authorized and directed to work with representatives of the Authority, the County Attorney, Bond Counsel, and CKC Capital Kaplan & Company as the Underwriter to perform all services and prepare all documentation necessary to bring the Bonds to market, including without limitation, final forms of the Documents.

8. The County covenants that it shall not take or omit to take any action the taking or omission of which will cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended, including regulations issued pursuant thereto (the "Code"), or otherwise cause interest on the Bonds to be includable in the gross income for Federal income tax purposes of the registered owners thereof under existing law. Without limiting the generality of the foregoing, the County shall comply with any provision of law that may require the County at any time to rebate to the United States any part of the earnings derived from the investment of the gross proceeds of the Bonds.

9. The County covenants that it shall not permit the proceeds of the Bonds to be used in any manner that would result in (a) 10% or more of such proceeds being used in a trade or business carried on by any person other than a governmental unit, as provided in Section 141(b) of the Code, provided that no more than 5% of such proceeds may be used in a trade or business unrelated to the County's use of the Property and Improvements, (b) 5% or more of such proceeds being used with respect to any "output facility"(other than a facility for the furnishing of water), within the meaning of Section 141(b)(4) of the Code, or (c) 5% or more of such proceeds being used directly or indirectly to make or finance loans to any persons other than a governmental unit, as provided in section 141(c) of the Code; provided, however, that if the County receives an opinion of nationally recognized bond counsel that any such covenants need not be complied with prevent the interest on the Bonds from being includable in the gross income for Federal income tax purposes of the registered owners thereof under existing law, the County need not comply with such covenants.

10. The Board hereby consents to Sands, Anderson, Marks & Miller, P.C., Richmond, Virginia serving as counsel to the Underwriter, the Authority and the County as well as bond counsel.

11. All other acts of the Chair or Vice Chairman of the Board and other officers of the County that are in conformity with the purposes and intent of this resolution and in furtherance of the plan of financing, the issuance and sale of the Bonds and the acquisition, installation and construction of the Property and Improvements are hereby approved and ratified.

12. This resolution shall take effect immediately.

IN RE: APPOINTMENTS -- DINWIDDIE COUNTY INDUSTRIAL AND DEVELOPMENT AUTHORITY

Mr. Bracey nominated Mr. John Scarborough for reappointment to the Dinwiddie County Industrial and Development Authority. Mr. Clay nominated Mr. Charles Johnson for reappointment to the Dinwiddie County Industrial and Development Authority. Mr. Clay made the motion to close the nominations. Mr. Moody seconded the motion; Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye".

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. John Scarborough and Mr. Charles Johnson are hereby reappointed to the Dinwiddie County Industrial and Development Authority for a term of four years, expiring January 31, 1998.

IN RE: APPOINTMENTS -- DINWIDDIE COUNTY AIRPORT AUTHORITY

Mr. Bracey nominated Mr. Thomas Hooker for reappointment to the Dinwiddie County Airport Authority. Mr. Haraway nominated Mr. Roland Specter for reappointment to the Dinwiddie County Airport Authority. Mr. Clay made the motion to close the nominations. Mr. Bracey seconded the motion; Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye".

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. Thomas Hooker and Mr. Roland Specter are hereby reappointed to the Dinwiddie County Airport Authority for a term of three years, expiring January 31, 1997.

IN RE: APPOINTMENT -- DISABILITY SERVICES BOARD

Mr. Moody nominated Ms. Peggy McElveen for reappointment to the Disabilities Services Board. Mr. Bracey seconded the motion. Mr. Clay made the motion to close the nominations. Mr. Haraway seconded the motion; Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye".

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Ms. McElveen is hereby reappointed to the Disabilities Services Board for a term of three years, expiring January 31, 1997.

IN RE: TREASURER'S ACCOUNTABILITY STATEMENT

The County Administrator requested authorization to run the Treasurer's Accountability Statement in the Monitor.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the Treasurer was authorized to run the Treasurer's Accountability Statement in the Monitor Newspaper, Wednesday, January 26, 1994.

IN RE: RESOLUTION -- REQUEST TO AMEND THE VACO'S BY-LAWS

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following resolution is adopted:

WHEREAS, most Virginia political subdivisions have long since adopted elections laws which elect office holders by specific districts in lieu of being "at-large" representatives; and

WHEREAS, the Virginia Association of Counties elects its regional representatives by votes cast by all member counties regardless of the region in which they are located; and

WHEREAS, there are large urban counties which have more votes than entire regions in other parts of the Commonwealth; and

WHEREAS, this procedure has the potential to enable a single county to cancel the unanimous decision of a particular region to be represented by its own choice;

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia offers an amendment, in accordance with Article

XVII, to the By-laws of the Virginia Association of Counties to rectify this inequity;

BE IT FURTHER RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia offers the following language to replace Article IX, Section 2, of the By-laws of the Virginia Association of Counties to read:

> Section 2. Composition and Election. The Board of Directors shall consist of the President, The President-Elect, the First Vice-President, the Second Vice-President, the Secretary-Treasurer, the Immediate Past, the three next most recent Virginia Association of Counties past-presidents who currently hold office as elected Virginia county supervisors, and twenty-two members elected on a "one person - one vote" basis from the member counties located within the region that Board of Directors member will represent. The Board of Directors shall designate one member of the Board who is not an officer to represent the Association on the Board of Directors of the National Association of Counties.

BE IT FURTHER RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia urges other member counties of the Virginia Association of Counties to pass a similar resolution to ensure that local regions are represented by their preferred candidate as opposed to an individual elected by the membership at large.

IN RE: COUNTY ADMINISTRATOR COMMENTS

The County Administrator informed the Board of the following:

1. A representative of Robinson, Farmer and Cox Associates will be present at the February 2, 1994 meeting to review the FY 93 audit report.

2. The proposed budget preparation calendar for FY 95 was included in the packets for your review.

3. The VACO/VML Legislative Day is scheduled for February 17, 1994 from 5:30 P.M. to 7:30 P.M. at the Richmond Marriott. The cost is $25.00 per person.

4. The Virginia School Board Association Conference is scheduled for January 21, 1994 at the Richmond Marriott. The cost is $95 per person.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the Assistant County Administrator was authorized to attend the School Board Association Conference, January 21, 1994 at the Richmond Marriott at the cost of $95.

5. The Assistant County Administrator asked for the Board's direction on the RFP for the County Buildings. She stated the County will be closing soon on the Courthouse property and if they so choose all of the buildings could be included in the RFP.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Haraway, Ms. Everett, voting "aye", Mr. Bracey, voting "nay", the County Administrator was authorized to advertise the Request for Proposals to include the Social Services Building, Courthouse, Administration Building, and the Mall Building.

6. Mr. Jack Eubank told the Board the Water Authority had closed on the 38 1/2 acres for the Wastewater Treatment Plant behind Central State Hospital. The cost of the property was $148,000. Completion is expected in two years around April 1997.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel - 1. Discussion of Salaries/Annual Leave 2. Prospective Candidates - Employment ; Section 2.1-344(a) (6) Investment of Funds - 1. Water and Sewer Projects; Section 2.1-344(a) (7) Legal - 1. Co-Composting Facility

Contract; Section 2.1-344(a) and (3) Acquisition of Real Property - 1. Farm Credit Building 2. Dinwiddie Industrial Park; the Board moved into Executive Session at 4:57 p.m. A vote having been made and approved, the meeting reconvened into Open session at 7:50 p.m.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following certification 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 the 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.

IN RE: AUTHORIZATION TO ADVERTISE -- TRUCK DRIVER II POSITION -- LANDFILL

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the Director of Sanitation was authorized to advertise for the position of Truck Driver II for the Landfill.

IN RE: INTERIM CONTRACT -- CO-COMPOSTING FACILITY

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the County Att orney was authorized to draft an interim contract with Va Bio-Fuels Inc. for operation of the County Landfill.

IN RE: RESOLUTION -- GRADE AND WITH-IN GRADE CHANGES

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

WHEREAS, the Board of Supervisors adopted a revised classification and pay plan in December 4, 1992; and

WHEREAS, at the time of adoption the placement of certain individuals on this scale at the recommended levels was held to a minimum increase to be reviewed again at a later date; and

WHEREAS, the Board has reviewed these positions along with other positions occupied by individuals with a long career of service to the County and/or a significent increase in knowledge and responsibilites;

NOW THEREFORE BE IT RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia that the following grade and with-in grade changes are approved effective December 1, 1993:

1. Environmental Services Crew Supervisor - Grade 5B2 to Grade 7A
2. Chief Animal Control Officer - Grade 9A2 to Grade 9C
3. Secretary II - Building Inspector - Grade 6D1 to Grade 6E
4. Fiscal Officer- Grade 15A1 to Grade 15B
5. Assistant County Administrator - Grade 18A1 to Grade 18C

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the meeting adjourned at 8:05 P.M., to be continued to February 2, 1994 at 1:00 P.M. for Executive Session Section 2.1-344(a) (1) Personnel - 1. Prospective Candidates - Employment, at the Pamplin Administration Building and Section 2.1-344(a) (6) Investment of Funds - 1. Water and Sewer Projects.

LeeNora V Everett

LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 2ND DAY OF FEBRUARY, 1994, AT 12:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
ABSENT:	AUBREY S. CLAY	ELECTION DISTRICT #5

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Haraway, Ms. Everett, voting "aye", the following amendments were approved:

Add: Under Executive Session -- Section 2.1-344(a) (7) Legal b. Winn Case
Move: Acquisition of Real Property -- Section 2.1-344(a) (3) a. Farm Credit Building -- to the 1:00 P.M. Session

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Ms. Everett, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel - 1. Prospective Candidates - Employment ; Section 2.1-344(a) (6) Investment of Funds - 1. Water and Sewer Projects; 2. Contractual Services; Section 2.1-344(a) (7) Legal - 1. Co-Composting Facility Contract; 2. Winn Case; Section 2.1-344(a) and (3) Acquisition of Real Property - 1. Farm Credit Building; the Board moved into Executive Session at 1:00 p.m.

Mr. Clay arrived at: 4:37 P.M.

The Board moved the Executive Session to the Home Place Restaurant at 6:40 P.M. to continue the meeting.

A vote having been made and approved, the meeting reconvened into Open session at 7:50 p.m.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the meeting adjourned at 7:52 P.M.

LeeNora V. Everett
LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 2ND DAY OF FEBRUARY, 1994, AT 7:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5
	BENJAMIN EMERSON	COUNTY ATTORNEY
	THOMAS GIBBS	DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the January 19, 1994, Continuation Meeting, January 19, Regular Meeting, are hereby approved in their entirety.

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the January 5, 1994, are hereby amended as follows: under Public Hearing A-93-8, Mr. Ben Emerson, County Attorney, stated that due to a pending law suit between the Manufactured Housing Association and the County there were some changes that were made this summer to the present ordinance. Through discussions with the plaintiff an agreement has been reached that certain counts of the law suit can be dismissed, if these changes are made to the Ordinance. The changes that were made to the Ordinance did not affect the integrity of the Ordinance; but they deal principally with semantic differences we had with the plaintiff over the way the Ordinance was drawn. The dismissal of these counts would allow the law suit to focus on certain remaining counts which we believe are irreconcilable differences. Mr. Emerson read the following summary of the revisions of the Ordinance:

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, 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 #27458 thru #27704, (void checks #27446-27457 and #27584-27600); General Fund - $77,631.48; Self Insurance - $7,388.36; Law Library - $261.81; Fire Programs - $190.99; Courthouse Maintenance Fees - $1,350.00; Jail Commission - $2,823.80; Landfill Funds - $6,259.51 for a total of $315,553.79.

IN RE: CITIZEN COMMENTS

1. Mr. John Boswell of Weakly Road, Petersburg, told the Board he was concerned about the temporary fuel tank located at the Wythe Power Plant. He stated a tractor trailer tank was still on location and the plant has been in operation long enough to have the fuel tanks in place.

2. Ms. Kay Winn appeared before the Board to express her concern regarding the inaccuracy of the Board of Supervisors' Meeting Minutes. She also stated the advertisements for the Public Hearings for the Planning Commission Meetings contained no designation of Code sections being amended. Ms. Winn asked that in the future when ever there is a request for a rezoning or amendment to the County Ordinance that copies be made available to the citizens.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following amendments were approved.

Add: 16. Executive Session - Section 2.1-344(a) (7). Legal (a) Co-Composting Facility Contract; Section 2.1-344(a) (6) Investment of Funds (a) Water and Sewer Project; Section 2.1-344(a) (3) Acquisition of Real Property (a) Farm Credit Mall

IN RE: RESOLUTION -- MAX ROBERTS

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

WHEREAS, Mr. Max D. Roberts has served the County of Dinwiddie with distinction and integrity for twelve years on the Dinwiddie County Planning Commission and the Dinwiddie County Transportation Safety Committee from December, 1981 to December, 1993; and

WHEREAS, the Board of Supervisors on the 2nd day of February, 1994 is desirous of acknowledging these qualities and further to express its appreciation for this work on behalf of the County;

NOW THEREFORE BE IT RESOLVED THAT the Board of Supervisors of Dinwiddie County, Virginia hereby commends Mr. Max D. Roberts for his many contributions and devoted service to the County of Dinwiddie; and

BE IT FURTHER RESOLVED, BY the Board of Supervisors of Dinwiddie County, Virginia that this resolution be delivered to Mr. Max D. Roberts and a copy spread upon the minutes of this meeting.

Mr. Clay presented the resolution of appreciation to Mr. Roberts.

IN RE: PUBLIC HEARING -- P-93-3 -- WEST PETERSBURG REZONING

This being the time and place as advertised in the Progress-Index Newspaper on January 21 and January 26, 1994, for the Board of Supervisors to conduct a public hearing to consider a rezoning of a 9.141 acre site, identified as Tax Parcels 121-133, 21A-(1)-97-114 and part of 9-43, located in West Petersburg Subdivision, Section 2, in the Rohoic Magisterial District, from R-1, Residential to Residential R-2, Residential Conditional.

Mr. Wayne Knox, Zoning Administrator, stated that the County of Dinwiddie has requested to rezone a 9.141 acre tract of land from R-1 Residential, Limited to R-2 Residential, General conditional, for the purpose of developing a subdivision with 10,000 sq. ft. lots. The property is located at the end of Greensville Avenue and is further identified as Tax Parcel 9-34 and situated in the Rohoic Magisterial District.

The R-1 zoning district requires a minimum of 20,000 square feet of lot area for permitted uses. Some of the proposed lots in this subdivision will be less than that minimum. Therefore, in order to maximize the number of developable lots, it is more prudent to request a change in zoning from R-1 to R-2 conditional.

The R-2 conditional zoning would require a minimum of 10,000 sq. ft. of lot area for permitted uses. The conditions attached to this rezoning would limit development to single-family dwellings only.

Staff Recommendation:

The Dinwiddie County Planning Commission, at its January 12, 1994 meeting, recommended this request for approval to the Board of Supervisors. The rezoning to R-2 Conditional would be in keeping with the present neighborhood character, which is single family dwellings. It would further allow for the positive development of an otherwise undeveloped segment of the neighborhood. Further, this rezoning is another step in fulfilling the requirements of the West Petersburg Improvement Project Grant. Therefore, staff recommends approval of this request.

No one spoke in opposition to the rezoning request.

Reverend Peter Jeffrey, Project Manager, stated that ten homes are a part of the contract and if the lots are too small maybe some other areas could be found in the neighborhood.

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye", the Public hearing was closed.

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye",

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that the recommendation of the Planning Commission for the rezoning of a 9.141 acre site, identified as Tax Parcels 121-133, 21A-(1)-97-114 and part of 9-43, located in West Petersburg Subdivision, Section 2, in the Rohoic Magisterial District, from R-1, Residential to Residential R-2, Residential Conditional was approved.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye", the above motion was amended to include;

BE IT FURTHER RESOLVED, that in order to assure compliance with Virginia Code Section 15.1-491(g), it is stated that the public purposes for which these Resolutions are initiated are to fulfill the requirements of public necessity, convenience, general welfare and good zoning practice.

IN RE: RESOLUTION -- REDISTRICTING LINE

Ms. Betty Jeter, Registrar, stated that there is a pending Bill in the General Assembly to amend Sec. 15.13-7.5 of the Code of Virginia to allow reapportionment of boundaries of districts or wards. The foregoing provisions notwithstanding the governing body subsequent to the decennial redistricting may adjust district or ward boundaries in order that the boundaries might coincide with state legislative or congressional district boundaries provided no adjustment shall affect more than five percent of the population of a ward or district or 250 persons, whichever is lesser. She stated it would affect Mr. Clay and Mr. Bracey's district and both were in agreement with the boundary changes.

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

BE IT HEREBY RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia supports and requests passage of Senate Bill number 216 to amend and reenact Sec. 15.1-37.5 of the Code of Virginia relating to reapportionment of local district or ward boundaries.

IN RE: AUDIT REPORT -- FY 1992-93

Mr. Spencer Elmore, Certified Public Accountant, Robinson, Farmer, Cox, Associates, appeared before the Board to give the Fy 1992-93 audit report. He stated he had both an unusual and good report. The county experienced an increase in taxable property values of a little more than 33 percent, approximately $178 million, in the last fiscal year. This was due to the reassessments last year.

Of the $178 million, real estate went up by almost $153 million and public service corporation properties went up by about $20 million. He stated the machinery and tools had an increase growth rate of approximately $4 million. Personal property rates also had a 4 percent increase. Mr. Elmore said the tax collection rate was 95 percent and the current collection rate plus the delinquent rate was 98 percent. The tax delinquent rate went down in the last fiscal year to 8.9 percent of the total tax levy.

Mr. Elmore cautioned the county regarding the per capita debt, which he stated had grown to about $541 per capita.

Mr. Elmore stated the revenues exceeded the total expenditures by $1.2 million. He attributed the $1 million surplus to thrifty spending habits of departments and strict management policies. He praised the county for overall good money management.

Mr. Haraway stated he was somewhat surprised that the report was issued with the qualified opinion and he asked Mr. Elmore to address the issue. Mr. Elmore stated the report has always been issued with a qualified opinion on the lack of a general fixed asset account group. He stated the State does not require local governments to maintain a general fixed asset account group. Mr. Haraway stated he was of the opinion that the report last year did not have this qualified opinion on it. The Assistant County Administrator stated that the statement was on the report but it did not have the word "qualified" on it. Mr. Elmore stated it was a qualification of the audit report under the auditing standards, they are required to report that now. Mr. Haraway stated his concern was that it would cost the county more for long term financing by having the word qualified in the report. Mr. Elmore stated he would be extremely surprised if that comment had any impact on interest rate on bonds. On a county like Dinwiddie, if it were to seek a bond rating, in all probability it would get an "A" rating, Mr. Elmore stated.

Mr. Haraway stated he was also concerned about the lateness of the audit report. He asked if it was because of something the county was doing. Mr. Elmore stated his company did all the field work at all the localities first and then all the reports were done once this process was completed.

Mr. Haraway asked if it was a practice with Mr. Elmore's firm not to issue a management letter? Mr. Elmore responded they do issue management letters normally. Mr. Elmore stated the longer his firm stayed with a locality the less need there was for a management letter, because they are advising throughout the year. He stated he did not feel a management letter was necessary. Mr. Haraway stated many of the Board members had received complaints about one particular department area and that was his first answer, well let's look at the management letter to see if there are any comments about that area. Mr. Haraway asked if Mr. Elmore had found anything outside the general accounting that would cause our citizens to be concerned. Mr. Elmore stated not really; but his firm was continually working with the county and Bright Software System to work out the bugs there; but overall, there was not enough deficiency to include a management letter.

IN RE: ADOPTION OF SECONDARY SYSTEM SIX YEAR CONSTRUCTION PLAN

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Haraway, Ms. Everett voting "aye", Mr. Bracey, voting "nay", the following resolution was adopted:

WHEREAS, a public hearing was held jointly with the Virginia Department of Transportation on January 5, 1994 to receive public input on the Secondary System Six Year Construction Plan; and

WHEREAS, after giving consideration to the comments at the public hearing and the recommendations from the Virginia Department of Transportation representatives, the Board of Supervisors concurs with the priorities listed in the Secondary System Six Year Construction Plan;

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the priority list of construction projects for Dinwiddie County be adopted as presented by the Virginia Department of Transportation.

Mr. Franklin Zitta told the Board he appreciated them including Blue Tartane Road in the Six-Year Plan.

Mr. Clay asked that a reduce speed limit sign be installed on Rt. 40 at McKenney going east to west.

IN RE: AIRPORT AUTHORITY LOAN EXTENSION REQUEST

The County Administrator stated that the Airport Authority had requested an extension on the $100,000 loan which was due October 26, 1993, due to some litigation the Authority is involved in at this time.

Anne Scarborough had the following questions concerning the loan:

1. What was the repayment agreement with the Authority on the loan?

2. What happened to the 180 day agreement and how does the Authority expect to repay the county?

3. Are there any penalties since the Authority did not repay the loan?

Mr. Burgess stated there is some outstanding litigation as far as the Airport property is concerned. There may be some monies that come forward at some future date as settlement of the litigation. Therefore, by having this note you will have standing to receive some of these funds. If the Board forgives this loan then it will not have this standing. He stated it would be in the best interest of the county to maintain this promissory note in the event that there are monies awarded are there are resources to satisfy this loan.

Mr. Bracey stated he felt there should be a penalty or late fee for nonpayment. The County Administrator stated there was a 5% penalty in the contract.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the Airport Authority's $100,000 loan due date was extended for 180 days with the 5% penalty to be added

Ms. Scarborough asked the Board to respond to her questions.

Ms. Wendy Ralph, Assistant County Administrator, stated the Airport had an environmental problem which had not been budgeted for. Consultants were brought in to assist them in determining what the extent of the environmental concern might be. That was not a budgeted item for them so they came to the Board and asked for the funds to take care of payment just for this up-front consultant advice. The Authority did not have the funds for this so they approached the Board for this loan and a note was drawn so that we would have a record of the loan. Until the litigation is over there is some question as to whether it might be able to be recovered; if the loan contract is not there then the county would not have any possibility of recovering the funds. The extension would be for 180 days from October 26, 1993.

IN RE: GRANT RESOLUTION -- WATER AND SEWER PROJECT

Postponed until after the Executive Session.

IN RE: COUNTY ADMINISTRATOR COMMENTS

The County Administrator had the following comments:

1. Budget Workshop date to meet with the School Board: Wednesday, February 23, 1994 at 7:00 P.M.

2. Mr. Burgess asked for authorization from the Board to serve on the Virginia Association of Counties Planning and Natural Resources Committee.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", Mr. Charles W. Burgess, Jr., County Administrator, was authorized to serve on the Virginia Association of Counties Planning and Natural Resources Committee.

2. The County Administrator advised the Board that the deadline for a locality to adopt a Cable TV Ordinance is March 15, 1994. He stated the staff realizes the Board has not had an opportunity to determine if a local ordinance is desired. A discussion of this matter will be scheduled for the February 16, 1994 meeting. Time-is-of-the-essence and if the Board should determine that an ordinance is desired then a public hearing will have to be advertised for the March 2, 1994 meeting. Should the Board determine the ordinance is not desired, the public hearing could be cancelled.

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the County Attorney was authorized to advertise for the adoption of a Cable TV Ordinance for the March 2, 1994 Board Meeting.

3. The Assistant County Administrator asked that the discussion of the History Book sales be postponed until the February 16, 1994 Meeting.

IN RE: BOARD MEMBER COMMENTS

Ms. Everett invited everyone to attend a 50 year World War II Anniversary Celebration at the Prince George County High School at 7:00 P.M., Thursday, February 3, 1994.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (7). Legal (a) Co-Composting Facility Contract; Section 2.1-344(a) (6) Investment of Funds (a) Water and Sewer Project; Section 2.1-344(a) (3) Acquisition of Real Property (a) Farm Credit Mall; the Board moved into Executive Session at 9:21 p.m. A vote having been made and approved, the meeting reconvened into Open session at 10:09 p.m.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following certification 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 the 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.

IN RE: CO-COMPOSTING FACILITY CONTRACT -- SECOND LIEN CHESTER LANDFILL CONTRACT

Mr. Haraway moved that the County Attorney take whatever action is necessary to perfect as a second lien the county's security interest on the Chester Landfill Contract which is created under the operations contract with Virginia Bio-Fuels, Corporation. The motion was seconded by Mr. Clay. Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye".

IN RE: MCKENNEY WELL PURCHASE

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", an amount not to exceed $1,500 was appropriated for the purchase of a well lot for the Town of McKenney.

IN RE: GRANT RESOLUTION -- WATER AND SEWER PROJECT

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye",

BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia, hereby accepts a grant in the amount of $200,000 from the Governor's Opportunity fund; and

BE IT FURTHER RESOLVED THAT THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA commits to the grant requirements for providing water and sewer utilities to serve Virginia Motorsports Park of which the County's contribution is $410,000.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the meeting adjourned at 10:15 P.M. to be continued until February 16, 1994 at 1:00 P.M., at the Pamplin Administration Building for an Executive Session for: 1. Personnel -- Section 2.1-344 (1) (a) Prospective Candidates - Employment (b) Assignment of Duties 2. Legal -- Section 2.1-344 (7) (a) Consultation with Council - Cable TV Regulations (b) Co-Composting Facility Contract 3. Acquisition of Real Property -- 2.1-344 (3) (a) Farm Credit Building 4. Industrial -- Section 2.1-344 (1) (5) (a) Prospective Industry Update.

LeeNora V Everett
LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 15TH DAY OF JUNE, 1994, AT 2:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	BEN EMERSON	COUNTY ATTORNEY

IN RE: AMENDMENTS TO AGENDA

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, voting "aye", the following amendment to the agenda was made:

Item 8. Appointments - Move up to 7(i)-Director, Social Services

IN RE: MINUTES

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, voting "aye", the minutes of May 4, 1994, May 18, 1994, and June 1, 1994, were approved as presented.

IN RE: CLAIMS

Upon motion Mr. Moody, of seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, 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 #29304 - #29352 (Void #29303); General Fund - $75,089.20; E911 Fund - $1,299.00; Self Insurance Fund - $10,152.01; Courthouse Maintenance Fund - $4,662.36; Jail Commission Fund - $558.74; Marketing Fund - $48.24; Landfill Fund - $1,778.70; for a total of $93,588.25.

IN RE: CITIZEN COMMENTS

1. Donna Rowland - 7228 Jack Dr., spoke concerning the race track running after 5:00 p.m. during weekdays when this is in violation of the conditional use permit. Mr. Burgess said the staff of Virginia Motorsports Park will be reporting back to the County regarding this incident.

2. Danielle Rowland - 7228 Jack Dr., read a statement concerning the loud noise of the race track.

3. Anne Scarborough - 13726 Boydton Plank Rd. spoke concerning the lack of maintenance to Dinwiddie Elementary School, the Home Ec Cottage, and Shop. She had two requests: (1) that the Chairman, Board of Supervisors; Mr. Bracey, her supervisor; and the Superintendent of Schools meet her at Dinwiddie Elementary School to see these deficiencies. (2) She would like a written report from each supervisor telling her why they have been content for years in letting the maintenance slide and have not brought any pressure on the School Board appointees to do basic things to stop running tax dollars up.

Mr. Bracey and Mrs. Everett agreed to meet Mrs. Scarborough at Dinwiddie Elementary School at 11:00 A.M., Thursday, June 16, 1994.

4. Christine Avery, 7230 Jack Dr., voiced concern about the race track's violation of hours and the study on the effect of sound barriers which could take as long as November to complete the study.

5. Robert Ragsdale, 8511 Boydton Plank Rd., requested notification of ten working days prior to a Planning Commission meeting regarding zoning issues. He also commented on the excessive noise level of the race track.

6. Ham Avery, 7230 Jack Dr., read a statement concerning the noise of the racetrack and the need for a sound barrier.

7. Amanda Avery, 7230 Jack Dr., a student at Dinwiddie Middle School, agreed on the poor conditions of Dinwiddie Elementary School and the Middle School. She also commented on the need for sound barriers on the Picture Lake side as she had discussed this with her science teacher.

Mr. Burgess reported on the meeting held June 13, 1994, at Virginia Motorsports Park (VMP) with six citizens, several Planning Commissioners, and representatives of the race track. Some of the issues discussed were a noise study consultant, as well as a a trip to Englishtown, NJ to see how their noise barriers work. At the Planning Commission meeting of June 14, 1994, as a temporary effort, it was agreed that straw bales are going to be put along the track for noise absorption.

Mr. Wayne Knox, Director of Planning, reviewed the five conditions the Planning Commission presented to VMP at their meeting of June 14, 1994. He stated they are working for the betterment of the County to find the middle ground.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION - REPORT

Mr. R. H. Reekes, Resident Engineer, reported on the following:

1. Rt. 647, Nash Road, the bridge over Stony Creek, receiving comments for a Public Hearing

2. The 94-95 Fiscal Budget will be presented at the July 6, 1994, 7:30 p.m. meeting to receive comments.

The Board made the following requests:

1. Mr. Bracey requested help with the continuing problem on Rt. 619. Mr. Reekes stated he and two others had been to Rt. 619 and could not pinpoint the problem and requested that Mr. Bracey and some citizens meet with him at the site. Mr. Reekes and Mr. Bracey will meet Monday, June 20, 1994, 8:00 a.m.

2. Mr. Bracey inquired about the guard rails at Stony Creek on Old Stage Rd. Mr. Reekes advised the contractor's bid was too high and the job is being put out on bid to get competitive prices.

3. Mr. Haraway requested additional signs be erected to warn drivers of the dangerous curve on Rt. 601 approximately .2 mile before Rt. 600.

4. Mrs. Everett inquired about the No U Turn condition at Rt. 226 and 460. Mr. Reekes stated they have asked for another look at this situation but has not received an answer to date.

5. Mrs. Everett inquired about reflectors being erected on Sterling Rd. when making a left-hand turn off of Rt. 1.

6. Mrs. Everett asked about the status of the Restricted Truck Traffic on Franklin and Sunset. Mr. Reekes stated it should be going before their Board this month and all the petitions are favorable.

IN RE: COMMISSIONER OF THE REVENUE - REPORT

Mrs. Deborah Marston, Commissioner of the Revenue, was not present.

IN RE: TREASURER - REPORT

Mr. William Jones, Treasurer, submitted his reports for the month of May, 1994.

IN RE: COMMONWEALTH'S ATTORNEY - REPORT

Mr. T. O. Rainey, III, Commonwealth Attorney, was not present.

IN RE: SHERIFF - REPORT

Mr. B. M. Heath, Sheriff, or a representative, was not present. The Chairman asked if a maintenance contract had been reviewed for the pagers for the Magistrates. To date, the pagers have not been received.

IN RE: BUILDING INSPECTOR - REPORT

Mr. Dwayne Abernathy, Building Inspector, submitted his report for the month of May, 1994.

IN RE: ANIMAL WARDEN - REPORT

Mr. John Mellick, Animal Warden, submitted his report for the month of May, 1994.

IN RE: MICRO-CHIP IMPLANT - ANIMAL WARDEN

Mrs. Everett asked if the Board was ready to take action on the Micro-Chip identification program presented the previous two months. This is a permanent insertion of a rice grain size micro-chip between the shoulder blades of the animal. The chip is read with a scanner, which has been provided at no cost to the county. Mrs. Everett stated Mr. Jim Godwin, President of the SPCA, advised most of the shelters in the Tri-City area are going to this program, and once implemented, it is helpful in making positive identification of the animal if they are snatched, in dog biting cases, and livestock claims. Mr. Mellick stated it benefited their department in the law enforcement of the spay/neutering law and assists in returning lost animals back to the owner.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Mrs. Everett voting "aye"; Mr. Clay, Mr. Bracey voting "nay", the Animal Wardens are authorized to implement, on a voluntary basis, the Micro-Chip Implant Identification Program for an additional $6.00 over and above the $10.00 adoption fee.

IN RE: DIRECTOR OF PLANNING - REPORT

Mr. Wayne Knox, Director of Planning, provided his report to the Board.

IN RE: ACCEPTANCE OF HOME FUNDS

Mr. Knox advised the County is eligible for approximately $200,000 of HOME money, which is used for indoor plumbing rehab. This money has been approved for the County for county-wide distribution over a three year period for those who are eligible.

Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the County is authorized to accept the $200,000 of HOME money to be used for indoor plumbing rehabilitation needs for eligible county residents.

IN RE: APPOINTMENT - DINWIDDIE POLICY AND MANAGEMENT TEAM

Mrs. Peggy McElveen, Chairman, Dinwiddie Policy and Management Team requested the board appoint Deputy Roy Hodges to the Dinwiddie County Policy and Management Team. The Team recognized the critical need to have a representative of the Sheriff's Department as an official member of the Team.

Extract

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Deputy Sheriff J. Roy Hodges is hereby appointed to the Dinwiddie County Policy and Management team, effective July 1, 1994.

IN RE: APPOINTMENT - SOCIAL SERVICES BOARD

Mr. Moody advised Mrs. Mary Elizabeth Wynn wished to withdraw her name from the School Board appointment list and Mr. Moody felt she would make a very good candidate for the Social Services Board. If accepted, Mrs. Wynn would succeed Tyrone Coleman.

Extract

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Mrs. Mary Elizabeth Wynn is hereby appointed to the Social Services Board to represent Election District #1 for a term of four years, expiring June 30, 1998.

IN RE: SUPERINTENDENT OF SCHOOLS - REPORT

Dr. T. H. Gaul, Superintendent of Schools, expects to have a surplus this year which would be applied to a number of projects. He advised summer school enrollment has between 300-400 students pre-registered. The state is reimbursing $213.00 per student and the local expenditures will be nil. He also stated the School Board is working on a solution to the problem of over aged students at the Middle School.

Mrs. Everett asked and Dr. Gaul advised that he or a representative would meet with them Thursday morning, June 16, at Dinwiddie Elementary School to look at the maintenance problems of that school as earlier mentioned.

Mr. Bracey advised he had received numerous complaints from citizens concerning the High School Yearbook, particularly the numerous misspelled words and overall poor quality which leaves a bad reflection on the Dinwiddie County High School staff. Dr. Gaul assured the Board it would not happen again and corrective action has been taken for next year.

IN RE: OYCS - APPROPRIATION OF FUNDS

Mrs. Diane Galbreath, Office on Youth and Community Services, advised additional monies had been received from the Department of Youth and Family Services for the FY 93-94 year.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Office on Youth and Community Services FY 93-94 budget be amended to reflect an additional appropriation of $1,388.00 received from the Department of Youth and Family Services.

IN RE: APPOINTMENT - SCHOOL BOARD

Mr. Aubrey Clay read the following conflict of interest statement:

I, Aubrey S. Clay, "In accordance with Section 2.1-639-14, paragraph (g) of the Code of Virginia, I wish to disclose that my wife (Ann Clay) is employed by the Dinwiddie County School system. Employment of my wife occurred several years prior to my election to the Board of Supervisors and the results of any decision by this Board will affect my wife to no greater or less extent than other teachers with similar credentials and experiences. Therefore, I feel that I am able to participate in the actions of the Board concerning the School Board appointment effectively, fairly and in the public interest.

Mr. Edward A. Bracey, Jr., read the following conflict of interest statement:

I, Edward A. Bracey, Jr., "In accordance with Section 2.1-639-14, paragraph (g) of the Code of Virginia, I wish to disclose that my wife (Bernice Bracey) is employed by the Dinwiddie County School system. Employment of my wife occurred several years prior to my election to the Board of Supervisors and the results of any decision by this Board will affect my wife to no greater or less extent than other teachers with similar credentials and experiences. Therefore, I feel that I am able to participate in the actions of the Board concerning the School Board appointment effectively, fairly and in the public interest.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye",

Extract

BE IT RESOLVED BY THE Board of Supervisors of Dinwiddie County, Virginia, that Mr. James C. Maitland, Sr. is hereby appointed to the School Board to represent Election District #1 and succeed Mr. Ray Hanks, for the term of 18 months, expiring December 31, 1995.

IN RE: RECREATION - REPORT

Mr. Tony Rinaldi, Recreation Director, submitted his report for May, 1994.

IN RE: BASKETBALL COURTS

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, voting "aye", the Recreation Department is authorized to proceed with the restoration/construction of outdoor basketball courts at Dinwiddie Elementary, McKenney Elementary, Midway Elementary, and Rohoic Elementary, with a cost not to exceed $6,000.00 to be appropriated from the General Fund.

IN RE: PURCHASE - CAMCORDER

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, voting "aye", the Recreation Department is authorized to purchase a camcorder, battery pack and carrying case at a cost not to exceed $554.97 which will be shared by the Administration, Public Safety, Planning and Recreation Departments.

IN RE: PUBLIC SAFETY DIRECTOR

Mr. Dave Nichols, Director of Public Safety, presented his report for May, 1994. Mr. Nichols pointed out the letter from Chesterfield County in reference to the response of EMS mutual aid into Dinwiddie County, limiting the area they will respond. In the event of a catastrophic emergency, they will provide what help they can offer.

Ms. Everett stated that Chief Kenny Williams, Carson Volunteer Fire Department, advised they were the successful bidder on the salvage utility vehicle.

Mr. Haraway requested a report on the number of county residents that make contributions to the Ettrick-Matoaca Rescue Squad via United Way.

IN RE: MUTUAL AID AGREEMENT - COUNTY OF SUSSEX

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, voting "aye", the County Administrator is authorized to sign the Mutual Aid Agreement between the Counties of Sussex and Dinwiddie. The Public Safety Officer stated he is working on similar agreements with all the surrounding localities which border on Dinwiddie.

IN RE: MANNED DUMPSTER SITES - ROHOIC

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Haraway, Mrs. Everett, voting "aye", (Mr. Bracey had left the room), the Director of Waste Management, is authorized to proceed with, on a trial basis, the setting up of a manned site at the Rohoic dumpster site - cost approximately $5,000, and further to advertise for the hiring of two part-time people to man the site; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the dumpster sites at Claiborne Road and Olger's Store will be closed.

IN RE: PURCHASE OF DUMPSTERS

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, voting "aye", the contract for the purchase of 4/4 yd. cans ($390 ea/$1,560); 12/6 yard cans ($470 ea/$5,640) and 2/20 yard cans ($2,535 ea/$5,070), totalling $12,270 was awarded to Lewis Steel.

IN RE: COUNTY ATTORNEY - REPORT

Mr. Ben Emerson, County Attorney, was present but had nothing to report.

IN RE: GENERAL DISTRICT COURT - PURCHASE OF EQUIPMENT

Mrs. Donna W. Brockwell, Clerk, General District Court, appeared to request authorization to purchase two calculators, a FAX machine, installation of telephone line for the FAX machine, and three credit card machines, for a total amount of $2,572.28, from funds available within her 1993-94 budget.

Mrs. Ralph, Assistant County Administrator, brought to the Board's attention that this was another mandate handed down by the State without any funds being appropriated. Fortunately, Ms. Brockwell had enough money in her budget to cover these purchases. Mrs. Brockwell reported collection fees from January - May for Courthouse Maintenance Fees were $7,535.00.

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, voting "aye", the General District Court is authorized to purchase a FAX machine with telephone line, two calculators, and three credit card machines, not to exceed $2,572.28, with funds to be reappropriated to the 1994-95 budget if necessary.

IN RE: COUNTY/VACO SHARE - VIRGINIA POWER

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Bracey, Mr. Haraway, Mrs. Everett, voting "aye", Mr. Clay, voting "nay", the County is authorized to pay its prorata share of the costs associated with negotiations totalling $362.00 to Virginia Association of Counties for the 1994 Virginia Electric Power Co. Assessments.

IN RE: COUNTY ADMINISTRATOR COMMENTS

Mr. Burgess, County Administrator, announced that Pamplin Park Opening Ceremonies will be Saturday, June 18, at 11:00 a.m.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Moody - Would like a resolution or letter drafted to Mr. Ray Hanks for serving on the School Board and Aubrey Pennington for serving on the Social Services Board.

2. Mr. Clay - Requested the County Attorney draft an ordinance, if one is not on the books, to have election posters removed within ten days after the election.

3. Mr. Bracey - Pop Wilson's Store (Corner of White Oak Rd and Boydton Plank Rd) is becoming a problem again with junk cars and trash. Before others start popping up, he would like these issues addressed.

Mr. Bracey requested that whenever a County employee is requested by the Board to do an assignment, that this request is to be put in writing so there will be an understanding as to what is being requested.

4. Mrs. Everett stated she was contacted by a resident concerned that the Rohoic Library station has no handicap access. There is also a need to look at the Dinwiddie and McKenney stations.

Mrs. Everett stated the West Petersburg Drill Team will be competing in national competition in Chicago and has requested financial assistance from the Board. Mrs. Everett advised them there was no financial assistance available; however, she felt a resolution could be adopted commending them for their awards and accomplishments.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mrs. Everett, voting "aye", (Mr. Haraway left at 5:00 p.m.) the meeting adjourned at 5:10 p.m.

LeeNora Everett
Chair, Board of Supervisors

ATTEST:
Charles W. Burgess, Jr.
County Administrator

/bds

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 16TH DAY OF FEBRUARY, 1994, AT 2:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5
	DANIEL SIEGEL	COUNTY ATTORNEY
	PAUL JACOBSON	COUNTY ATTORNEY
	MITCHELL HARRIS	DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the January 19, 1994, Continuation Meeting, and January 19, 1994, Regular Meeting, are hereby approved in their entirety.

Ms. Kay Winn requested the Board to amend the January 5, 1994 Minutes regarding the County Attorney's statement under the Public Hearing, A-93-8 section.

IN RE: CLAIMS

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, 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 #27706 thru #27877, (void checks #27705); General Fund - $208,548.31; E911 - $2,072.45; Self Insurance - $2,255.11; CDBG - $15,719.30; Jail Phone Commission - $1,036.18; Landfill Fund - $2,163.22; Capital Projects - $1,208.75; for a total of $233,250.32.

IN RE: CITIZEN COMMENTS

1. Mr. Robert Belcher gave an update on the Golden Olympian's upcoming Golden Olympics. He invited the Seniors to participate in the activities this year.

2. Mr. Russell Garrison appeared before the Board to solicit its endorsement for the Fourth District seat on the Game and Inland Fisheries Commission.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that Mr. Russell Garrison is hereby endorsed for the Fourth District seat on the Game and Inland Fisheries Commission.

3. Mr. Thomas VanPelt appeared before the Board to express his concerns about the audit report dealing with the per capita debt projections for the county. Mr. VanPelt stated although there was some reserve monies left, the commitments were greater than the reserve. He requested that the Board keep a tight reign on the budget and to ask that everyone put their request for funds in the budget. Mr. VanPelt also commended the VDOT for their week-end work during the ice/snow storm.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following amendments were approved.

Add: #13 - Executive Session - Section 2.1-344(a) (1) Personnel - (a) Prospective Candidates - Employment; (b) Assignment of Duties;

IN RE: DINWIDDIE VOLUNTEER FIRE DEPARTMENT

Mr. Robert Mengel, representing Dinwiddie Volunteer Fire Department, asked the Board to help with the funding of the 12 new self contained breathing apparatus that the fire department had purchased at the cost of $17,202.00.

The Board postponed action until assessments of the needs of the other fire departments can be obtained. The Board members felt all the requests should be handled together.

IN RE: DINWIDDIE VOLUNTEER FIRE DEPARTMENT -- REPAIRS OF VAN

Mr. Robert Mengel, representing Dinwiddie Volunteer Fire Department, requested assistance with the repairs of the 1983 E-350 Van in the amount of $1,300.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", $1,300 was appropriated from the Capital Improvements Volunteer Fire Departments Budget for the repairs of the 1983 E-350 Van.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Mr. Harold Dyson, Assistant Resident Engineer, Virginia Department of Transportation, gave the following report:

1. Norfolk and Western will begin work on the railroad crossing arms on Rt. 743 on February 22, 1994.

The Board had the following comments and requests:

1. Mr. Bracey stated at the intersections of Rt. 609 and Rt. 626 at Edward's Store the VDOT needs to install a four-way stop sign.

2. Mr. Bracey stated several citizens had called him regarding the drop-off on Rt. 609 one mile north of Rt. 622, at the bridge, there is no guard rail there. Mr. Clay stated he had received similar complaints also. Mr. Dyson stated he would check on the situation.

3. Ms. Everett asked Mr. Dyson who is responsible for anti-litter signs on the highways? Mr. Dyson stated that the VDOT is. Ms. Everett requested that the signs be erected on our roads in the county because of the excess littering. Mr. Dyson stated he would see what could be done.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, stated that from December 1992 to January 31, 1994 $254,719.17 has been collected for the Meals Tax. As of January 31, 1994 an additional $5,928.16 was recorded for the tax.

Mr. Bracey requested a monthly report on the Meals Tax.

Ms. Marston told the Board she had been approached by Mr. Greg Meredith requesting an Ordinance for the Special Police such as the Fire and Rescue Volunteers have under State Code which allows an exemption of taxes on one vehicle. Ms. Marston asked that the existing ordinance be revised to include the special police with some accountability of responsibilities.

IN RE: TREASURER -- REPORT

Mr. William E. Jones provided his reports for the month of January, 1994.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T.O. Rainey, III, Commonwealth Attorney, told the Board he had checked on the litter cases and there were no cases in the last 60 days.

IN RE: SHERIFF -- PURCHASE OF VEHICLES

Mr. Mitchell Harris, Deputy Sheriff, asked the Board for authorization to purchase four new Crown Victoria's from Beach Ford of Virginia Beach at a cost of $14,647.00 each. The price is less expensive than State contract but the purchase is dictated by the cut-off date for ordering new vehicles by February 28, 1994.

The Board requested that the Sheriff's Department contact some local dealers before ordering the vehicles.

Upon motion of Mr. Clay and seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the Sheriff's Department was authorized to purchase four new Crown Victoria's from Beach Ford of Virginia Beach at a cost of $14,647.00 each.

IN RE: SHERIFF -- REPORT

Ms. Everett asked Mr. Mitchell Harris if he was aware of any litter citations written in the county. Mr. Harris replied he had never written any citations for littering.

Ms. Everett appealed to the Sheriff's Department to help with the littering problem.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, provided his report for the month of January, 1994.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, provided his reports for the month of January, 1994.

IN RE: LIVESTOCK AND HARE CLAIMS -- MARJORIE MICHAEL

Mr. Steve Beville presented to the Board a livestock and hare claim from Ms. Marjorie Michael, for three goats and one rabbit in the amount of $110.00.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the livestock and hare claim from Ms. Marjorie Michael, for three goats and one rabbit in the amount of $110.00.

After some discussion the Board decided to look into the payment of the claim next month.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the claim for Ms. Marjorie Michael for $110.00 was rescinded.

IN RE: LIVESTOCK CLAIM -- ANNIE L. WILLIAMS

Mr. Steve Beville presented to the Board a livestock claim from Annie L. Williams, for one goat and one nanny in the amount of $170.00.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the livestock claim from Annie L. Williams, for one goat and one nanny in the amount of $170.00.

IN RE: RECESS

The Chairman declared a recess at 3:48 P.M. The meeting reconvened at 3:58 P.M.

IN RE: DIRECTOR OF PLANNING

Mr. Wayne P. Knox, Director of Planning, provided his report for the month of January, 1994.

1. Mr. Knox told the Board via telephone discussions with representatives of C&P (now Bell Atlantic) he was working on resolving the problems with the E911 system. He stated he did not know why Mr. David Majors was not present to discuss the issues with the Board.

2. Mr. Knox stated that due to the efforts of Ms. Cheryl Stewart, Planning Secretary, discussions have begun with Crater Planning District Commission to update the Comprehensive Plan.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, gave the Board a Disabilities Services Board report.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Thomas Gaul, School Board, Superintendent, thanked all the agencies for working together during the crises of the ice storm.

IN RE: REAPPROPRIATION OF FUNDS

Dr. Gaul requested a reappropriation of $124,288 to the School Fund which represents a savings in the School Fund County Transfer for FY '93.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", $124,288 was reappropriated to the School Fund for the purpose of buying additional buses during FY '94.

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of January, 1994.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

Mr. David W. Nichols, Public Safety Officer, provided his reports for the month of January, 1994.

IN RE: PROCLAMATION -- INTERRUPTION OF ELECTRICAL POWER -- ICE STORM

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following Proclamation was approved:

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia does hereby find:

1. That due to the ice storm of February 11, 1994, the County of Dinwiddie is facing dangerous interruption of electrical power;

2. That the interruption of electrical power is a condition OF extreme peril to life and property necessitates the proclamation of the existence of an emergency;

NOW THEREFORE, IT IS HEREBY PROCLAIMED that an emergency now exists throughout said County; and

IT IS FURTHER PROCLAIMED AND ORDERED THAT during the existence of said emergency the powers, functions, and duties of the Director and Coordinator of Emergency Services and the Emergency Services organization of the County of Dinwiddie shall be those prescribed by state law and the

ordinances, resolutions, and approved plans of the County of Dinwiddie in order to mitigate the effect of said emergency.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, stated he would like to look into removing the dumpsters at the Lake Chesdin Boat Landing due to abusive over usage. The Board requested Mr. King to locate some other location before he removed the dumpsters.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Paul Jacobson, County Attorney, stated he had nothing to report.

IN RE: RESOLUTION -- VIRGINIA PESTICIDE CONTAINER RECYCLING PROGRAM

Mr. James C. Maitland, Dinwiddie Unit of Virginia Cooperative Extension Director, asked the Board for authorization to participate in the 1994 Plastic Pesticide container Recycling Program. He stated his office would be responsible for manning the collection sites and the Department of Agriculture and Consumer Services would provide $500 of funding a year.

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

The County of Dinwiddie and the Virginia Cooperative Extension of Dinwiddie will administer the plastic container recycling program for agricultural producers in Dinwiddie County for 1994.

Recycling sites have been secured. Dinwiddie County will administer the local program with its designated representative, Virginia Cooperative Extension Dinwiddie County Unit.

Dinwiddie County or its representative, VCE Dinwiddie Unit, will transfer ownership of the container to the recycling contractor.

IN RE: RESOLUTION -- DINWIDDIE COUNTY WATER AUTHORITY ISSUANCE AND SALE OF REVENUE BONDS TO VIRGINIA RESOURCES AUTHORITY

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Haraway, Ms. Everett, voting "aye", Mr. Bracey, voting "nay", the following resolution was adopted:

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia (the "Board"), entered into a Support Agreement dated as of March 1, 1990 (the "Prior Support Agreement"), with Dinwiddie County Water Authority (the "Authority"), and Crestar Bank, as trustee (the "Trustee") under an agreement of Trust dated as of March 1, 1990, between the Authority and the Trustee, securing the Authority's Water and Sewer Revenue bonds, Series of 1990A and 1990B, in the original principal amount of $4,000,000 (the "1990 Bonds"),

WHEREAS, the Board of Supervisors adopted on January 5, 1994, a resolution (1) authorizing the Authority to make application to the Virginia Resources Authority ("VRA") for a loan of approximately $4,580,000 to finance costs of refunding the 1990 Bonds and to acquire, construct and equip improvements and extensions to its water and system (the "Project"), (2) agreeing to continue its financial support of the Authority subject to the terms and conditions of the Prior Support Agreement, and (3) agreeing to consider such modifications of the Prior Support Agreement as may be requested by the Authority and VRA;

WHEREAS, the Support Agreement will terminate at the time the 1990 Bonds are refunded and the Authority has requested that the Board of Supervisors, on behalf of the County, enter into a new Support Agreement with respect to a new series of water and sewer system revenue and refunding bonds of the Authority (the "1994 Bonds"), the proceeds of which will be used to finance the Project;

WHEREAS, the loan form VRA to the Authority is conditioned upon the Authority's entering into a new Support Agreement with the County; and

WHEREAS, the Board of Supervisors desires to enter into a new Support Agreement with the Authority, providing for the Board of Supervisors to consider certain appropriations to the Authority, to improve the marketability of the 1994 Bonds and reduce the Authority's cost of financing;

WHEREAS, drafts of the following documents have been presented to the Board of Supervisors at this meeting:

(1) the Financing Agreement dated as of February 15, 1994, between VRA and the Authority (the "Financing Agreement");

(2) the Support Agreement dated as of February 15, 1994, between the Board of Supervisors, acting on behalf of the County, and the Authority (the "Support Agreement");

WHEREAS, the Authority has applied to VRA to purchase the 1994 Bonds and VRA has agreed to do so form the proceeds of its Water and Sewer System Revenue Bonds (Local Infrastructure Loan Program) Series 1994 B (Dinwiddie County Water Authority - New Money/Refunding), in accordance with the terms of the Financing Agreement;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA:

1. It is determined to be in the best interests of the County and its citizens for the Board of Supervisors to enter into the Support Agreement.

2. In consideration of the Authority's undertakings with respect to financing the Project, the Chairman or Vice Chairman, either of whom may act, is hereby authorized and directed to execute and deliver the Support Agreement. The Support Agreement shall be in substantially the form presented to this meeting, which is hereby approved, with such completions, omissions, insertions or changes not inconsistent with this resolution as may be approved by the Chairman or Vice Chairman, the execution thereof by the Chairman or Vice Chairman to constitute conclusive evidence of his approval of such completions, omissions, insertions or changes.

3. The County Administrator is hereby authorized and directed to carry out the obligations imposed by the Support Agreement on the County Administrator.

4. As provided by the Support Agreement, the Board of Supervisors hereby undertakes a non-binding obligation to appropriate to the Authority such amounts as may be requested from time to time pursuant to the Support Agreement, to the fullest degree and in such manner as is consistent with the Constitution and laws of the Commonwealth of Virginia. The Board of Supervisors, while recognizing that it is not empowered to make any binding commitment to make such appropriations in future fiscal years, hereby state its intent to make such appropriations in future fiscal years, and hereby recommends that future Boards of Supervisors do likewise during the term of the Support Agreement.

5. The Board of Supervisors, on behalf of the County, consents to the provisions and terms of the Financing Agreement as such Agreement relates to the County's obligation pursuant to the Support Agreement.

6. The Board of Supervisors, on behalf of the County, hereby agrees to the issuance of the 1994 Bonds, provided that such 1994 Bonds not exceed an original aggregate principal amount of $5,200,000.

7. All resolutions or parts thereof in conflict herewith are hereby repealed.

8. All approvals and actions taken pursuant to this resolution shall be subject to final review and approval by the County Administrator and County Attorney of the 1994 Bonds, the Financing Agreement, the Support Agreement and related documents thereto.

9. This resolution shall take effect immediately.

Mr. Bracey and Mr. Moody requested that the Board be appraised of any modifications or changes to be made by the County Attorney or County Administrator before any agreement is made.

IN RE: COUNTY ADMINISTRATOR COMMENTS

The County Administrator informed the Board of the following:

1. The Board had been provided the preliminary estimates for the major sources of local revenue for FY '95.

2. The County Administrator stated he had sent excerpts of a Debt Management Analysis which was prepared by Wheat First Securities, Inc., for Spotsylvania County to them. He said he believed a similar study would be highly beneficial to the Board and Staff to determine the capabilities for the construction projects that are currently being discussed. A management plan such as this would cost approximately $9,000 to $10,000.

Mr. Haraway stated he felt the County will need a Debt Management Analysis and Wheat First Securities did good work.

Mr. Clay disagreed and stated he felt we already paid Robinson, Farmer, Cox Associates to do a study and the County could also check with Mr. Don Lacy at VPI.

IN RE: SALE OF CARREFOUR OF THE COMMONWEALTH -- PAMPLIN PARK

The Association for the Preservation of Civil War Sites, Inc. which is managing Pamplin Park Civil War Site requested authorization to purchase copies of Dinwiddie County, Carrefour of the Commonwealth at $9.41 each, for resale at the Interpretive Center for $15.68 each.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", Pamplin Park Civil War Site Foundation was authorized to purchase the Dinwiddie County History Book "Carrefour of the Commonwealth", at $9.41 each for resale at $15.68 each.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Haraway stated he was concerned about the audit report the County received and he felt the County should issue an RFP for the 1993-94 Audit.

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the County Administrator was authorized to advertise for an RFP for the County's 1993-94 Audit.

2. Mr. Bracey stated he has a problem with receiving information on-the-spot which the Board needs to take action on. He stated in the future he will not vote on an issue unless he receives the information in advance.

3. Mr. Moody stated he knew that the "Welcome to Dinwiddie County" sign project was being worked on by the Dinwiddie County Future Farmers and the Ruritan Club but the letters on the sign really needed to be removed. He stated the sign was an eyesore.

IN RE: RESIGNATION -- DINWIDDE COUNTY AIRPORT AUTHORITY

Ms. Martha Burton resigned from the Dinwiddie County Airport Authority effective immediately due to her work schedule interfering with the meetings.

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the resignation of Ms. Martha Burton from the Airport Authority is hereby accepted with regret.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel - 1. Prospective Candidates - Employment; Section 2.1-344(a) and (3) Acquisition of Real Property - 1. Farm Credit Building; the Board moved into Executive Session at 5:36 p.m. A vote having been made and approved, the meeting reconvened into Open session at p.m.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following certification 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 the 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.

IN RE: POSITION ANNOUNCEMENT -- DIRECTOR OF PLANNING

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", Mr. Wayne D. P. Knox was appointed Director of Planning, at an annual salary of $28,229, effective September 1, 1993, at Grade 14 Step A1, with a six month re-evaluation from February 1994.

IN RE: AUTHORIZATION TO ADVERTISE -- ZONING ADMINISTRATOR

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the County Administrator was authorized to advertise for the position of Zoning Administrator for the Planning Department.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the meeting adjourned at 8:05 P.M., to be continued to February 23, 1994 at 7:00 P.M. for a joint workshop session with the School Board at the Pamplin Administration Building.

LeeNora V. Everett

LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 23RD DAY OF FEBRUARY, 1994, AT 7:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5

IN RE: JOINT WORKSHOP SESSION - FY 95 SCHOOL BOARD BUDGET

The Board of Supervisors met with the School Board in a joint workshop session to discuss the preliminary draft of the FY95 School Board budget. The Superintendent reviewed the major revenue and expenditure categories. The School Board members stated they had not discussed the draft budget and were not in a position to make comments at this time. The Capital Improvements Program was discussed and it was agreed that revenue projections were necessary before any final decisions could be made. The projected date for providing these figures to the Board is the end of March.

IN RE: SHERIFF' DEPARTMENT -- POLICE VEHICLES

The Assistant County Administrator stated that at the request of the Board, Captain Alvin Booth had contacted local vendors about providing bids on new police vehicles for his department. Petersburg Ford stated they did not bid on the police package. Owen Ford provided a bid; however, it was higher than the vendor recommended by Captain Booth at the previous Board meeting.

Mr. Bracey stated he had no problem with Captain Booth proceeding with the order as requested as long as these contacts were submitted in writing and kept on file for future reference. No further action was needed by the Board.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Mr. Clay, Ms. Everett, voting "aye", the meeting adjourned at 9:00 P.M. to be continued until 6:00 P.M., Wednesday, March 2, 1994 for an Executive Session at the Pamplin Administration Building.

LeeNora V. Everett
LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 2ND DAY OF MARCH, 1994, AT 7:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5
	DAN SIEGEL	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the February 16, 1994, Continuation Meeting, February 23, 1994, Continuation Meeting, and January 5, 1994 Regular Meeting - Correction, are hereby approved in their entirety.

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the February 16, 1994, Regular Meeting are hereby amended as follows: under Sheriff -- Purchase of Vehicles, inclusion of the the motion made by Mr. Clay and seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", to authorize purchase of four New Crown Victoria's from Beach Ford of Virginia Beach at a cost of $14,647.00 each.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, 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 #27879-#28100 (void check - #27878); General Fund - $292,845.79; E-911 - $440.99; Self Insurance - $24,886.35; Law Library - $253.57; Community Development Block Grant - $24,816.43; Fire Programs - $361.37; Jail Phone - $354.19; Landfill Funds - $68.61; for a total of $344.027.30.

It was requested by Mr. Bracey that, due to the high cost of heating the animal control facility for one month, the County Administrator look into alternative heating sources which may be used.

IN RE: CITIZEN COMMENTS

1. Theresa Daniels, resident of Brickwood Subdivision, expressed concerns regarding dogs constantly barking and running loose in the subdivision. She stated that incidents had been reported to police with no results. She raised issues regarding the riding of go-carts on streets, concerns about unpaved streets, and rules regarding activities which can take place within a subdivision.

2. Angelika Wellons, resident of Brickwood Subdivision, had concerns similar to Ms. Daniels. Expressed fear of confronting large dogs in yard and discomfort from smelling excrement.

3. Ulnika Jones, resident of Brickwood Subdivision, had same concerns as previous speakers. Also notified Animal Control and Sheriff's Department and did not receive satisfactory results.

4. Joanne Austin, PTO President, Midway Elementary School, concerned with the conditions of Midway School and other schools in the area. She stated there are sewer system needs, rewiring needs, heating system needs, space needs, etc. At the last PTO meeting, Monday, February 21, 1994, the parent in attendance unanimously voted for renovations and additions to be performed to Midway Elementary School. The PTO fully supports school budget and capital improvement plans.

5. Karen Leech, PTO Council member, stated that petitions supporting the school budget and capital improvement plans are currently being circulated. She stated the Council would forward figures concerning the petitions to the Board as soon as they have been compiled.

6. Kay Winn, asked if there were any amendments to the Executive Session Agenda for March 2, 1994, or February 16, 1994. Ms. Winn questioned policy concerning public hearings. Also expressed concern over stray dogs on her property. She stated that there was a Section of the code which prohibited allowing dogs from running at large. She asked why on February 16, 1994, Livestock Claim reported by Mr. Beville, there was a deletion of her question, and Mr. Beville's answer, regarding a person's rights and requested that her question and Mr. Beville's response be added to the record because it was specifically important to her. She asked if the Chair wanted her comments to be a part of the minutes. She was directed to make her request to the County Administrator and County Attorney. She asked for a written record of Mr. Beville's recommendation to her.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following amendments were approved.

Defer: 10. Communication System Study and Design to March 16, 1994 Regular Meeting; Add: 11. Preparation of Escrow Agreement, County Attorney; 12. Ratifying Termination of Purchase Option on Hill Property; 13. renumbering remaining agenda.

IN RE: PUBLIC HEARING -- ISTEA GRANT INTERMODAL SURFACE TRANSPORTATION
EFFICIENCY ACT -- ROUTE OF LEE"S RETREAT

This being the time and place as advertised in the Monitor Newspaper on February 16, 1994 and February 23, 1994, for the Board of Supervisors to solicit comments regarding a grant application being submitted for Intermodal Surface Transportation Efficiency Act (ISTEA), funds from the Department of Transportation. Ms. Ralph stated that in order to go forward and be eligible for the second phase of the project another grant application must be submitted. She stated that nothing about the grant has changed. Another public hearing is needed in order to meet grant requirements.

Mrs. Everett opened the hearing for public comment for or against the grant application.

There were no comments for or against the application.

There were no comments from the Board members.

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

WHEREAS, in accordance with the Commonwealth Transportation Board construction allocation procedures, it is necessary that a request be received from the local government or state agency in order that the Virginia Department of Transportation program an enhancement project in the seven county area of Southside Virginia, including the Counties of Amelia, Appomattox, Buckingham, Cumberland, Dinwiddie, Nottoway, and Prince Edward.

NOW THEREFORE BE IT RESOLVED THAT THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA requests the Commonwealth Transportation Board to establish a project of a Driving Tour of the Route of Lee's Retreat; and

BE IT FURTHER RESOLVED, that the Board of Supervisors of the County of Dinwiddie hereby agrees to pay 20 percent of the total costs of $38,265, not to exceed $8,000, for planning and design, right of way, and construction of this project, and that, if the County of Dinwiddie subsequently elects to cancel this project, the County of Dinwiddie hereby agrees to reimburse the Virginia Department of Transportation for

the total amount of the costs expended by the Department through the date the Department is notified of such cancellation.

This resolution shall be effective immediately.

IN RE: LAKE CHESDIN BOAT LANDING CONTRACT

Upon motion by Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye".

BE IT RESOLVED, By the Board of Supervisor of Dinwiddie County, Virginia, that the three year contract made between the County of Dinwiddie and Frank C. Blaha Jr., to maintain the public boat ramp, parking and related facilities on the Commission land known as the Lake Chesdin Boat Landing, be renewed with the same provisions as stated in the original contract.

IN RE: PREPARATION OF ESCROW AGREEMENT

Upon motion by Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye".

BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County hereby authorizes and directs the County Attorney to prepare an Escrow Agreement between Dinwiddie County and Virginia Bio-Fuels Corporation relating to the transfer of funds from the Equipment Financing for Virginia Bio-Fuels Corporation and from the Building Financing for Dinwiddie County and the conditions for disbursement of such funds to be held in escrow by the County Attorney for benefit of the County.

RESOLVED FURTHER, that the County Administrator, the Chair of the Board of Supervisors and the Vice Chair of the Board of Supervisors are each authorized to sign such Escrow agreement on behalf of the County.

IN RE: RATIFYING THE TERMINATION OF PURCHASE OPTION HILL PROPERTY

Upon motion by Mr. Clay and seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye".

BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County do hereby ratify the action of County Administrator, Charles W. Burgess, Jr., in terminating contract agreement with Jon B. Hill in reference to the purchase of the Farm Credit Mall and adjacent acreage for the new Courthouse site.

IN RE: COUNTY ADMINISTRATOR COMMENTS

The County Administrator had the following comments:

1. In reference to the Budget, workshops for Board members to meet with the Department Heads have been scheduled for March 17, 1994 beginning at 8:00 a.m.

IN RE: BOARD MEMBER COMMENTS

Mr. Bracey commented that the issues raised about the dogs being a nuisance in Brickwood Subdivision was one which needed to be attended to as soon as possible by the Animal Control Office and the Sheriff's Dept. The results should be reported back to the Board at its next meeting. Mr. Bracey wanted the report to include the number of dogs in the area and whether someone is operating a kennel.

Ms. Everett stated that she would like the Board of Supervisors to pursue the idea of proposing an Ordinance to limit the number of dogs per household to two in Subdivision areas. Ms. Everett asked Mr. Burgess to contact the Animal Control Officer and see about getting a report of the Brickwood Subdivision situation. Ms. Everett also asked that March 6, 1994 be proclaimed Undine Smith Moore Day in recognition of her unique contributions to the region.

Upon motion by Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye".

WHEREAS, Undine Smith Moore was born August 24, 1904, in Jarratt, Virginia -- the youngest of three children of James William Smith and Hardie Turnbull Smith; and

WHEREAS, Undine Smith Moore was educated in the public school system of Petersburg, Virginia; and

WHEREAS, as a teacher, she trained numerous students who have distinguished themselves in some of America's most prestigious positions of musical leadership; and,

WHEREAS, Undine Smith Moore was a composer whose works have been commissioned, published, recorded, and performed by world renown musicians, and artist nationally and internationally; and,

WHEREAS, Undine Smith Moore's Cantata, Scenes from the Life of a Martyr was nominated for a Pulitzer prize; and,

WHEREAS, Sunday, March 6, 1994, selections of Undine Smith Moore's choral music will be presented in concert by an Undine Smith Chorale and the Combined Male Chorus of Petersburg, Virginia; and,

WHEREAS, the proceeds from this special event will be used to perpetuate the Undine Smith Moore music scholarship at Virginia State University.

NOW, THEREFORE, I LeeNora Everett Chairman of Board of Supervisors, Dinwiddie County, Virginia, do hereby proclaim.

Sunday, March 6, 1994

as

UNDINE SMITH MOORE DAY

in the County of Dinwiddie, and call to the attention of all citizens her unique contributions to this region and encourage their attendance at this significant program.

Ms. Everett said she would sign and deliver this proclamation on March 6, 1994. Ms. Everett also stated the she would be traveling with Mr. Maitland, County Extension Agent, to Suffolk, to meet and discuss the future direction of Extension Services for Planning District 19. She further stated that she had a letter from the Virginia Department of Transportation referencing a resolution from the Board of Supervisors dated December 15, 1993 accepting Keswick Forrest Subdivision, Keswick Lane (Rt. 770) into the secondary road system effective March 1, 1994.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the meeting adjourned at 8:35 P.M.

LeeNora V. Everett

LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess

Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 2ND DAY OF MARCH, 1994, AT 6:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5
	DANIEL M. SIEGEL	COUNTY ATTORNEY

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Ms. Everett Mr. Clay, Mr. Bracey, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (3) Acquisition of Real Property - 1. Fire Equipment; 2. Farm Credit Building; Section 2.1-344(a) (7) Legal - 1. Co-Composting Facility Contract; Section 2.1-344(a) (1) Personnel - 1. Discussion of Prospective Candidates; Section 2.1-344(a) (6) Investment of Funds - 1. Water and Sewer Project; the Board moved into Executive Session at 6:00 p.m.

A vote having been made and approved, the meeting reconvened into Open session at 7:35 p.m.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Moody voting "aye", the meeting adjourned at 7:37 P.M.

LeeNora V. Everett

LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess

Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 16TH DAY OF MARCH, 1994, AT 2:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5
	PAUL JACOBSON	COUNTY ATTORNEY
	CLAIBORNE FISHER	DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the March 2, 1994, Continuation Meeting, and March 2, 1994, Regular Meeting, are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, 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 #28102 thru #28276, (void check #28101); General Fund - $144,745.16; E911 - $2,286.65; Self Insurance - $1,852.09; CDBG - $15,157.20; Jail Phone Commission - $599.67; Landfill Fund - $864.53; Capital Projects - $7,495.50; for a total of $173,000.80.

IN RE: CITIZEN COMMENTS

Ms. Everett stated that the citizens would be allowed to make comments only during the Citizen Comments time on the Agenda but there would be no answers given to them during this time. Also, the Constitutional Officers and Department Heads item on the Agenda are for them to report to the Board and not for questions from the citizens. Ms. Everett asked that the comments be kept brief and to the point.

1. Ms. Tae Andrews 4611 Woodstream Court appeared before the Board to express her concern about the people who had appeared before the Board complaining about the dogs barking in Brickwood Subdivision. Ms. Andrews stated when you live in a subdivision you should expect to hear dogs barking, children playing, and the other sounds associated with neighborhoods.

2. Mr. Robert Nissman 4616 Woodstream Drive told the Board when he moved into Brickwood Subdivision he expected to hear dogs barking, radios playing, traffic noises and planes overhead. He asked the Board to be careful about setting precedents in Dinwiddie County for neighborhoods.

3. Ms. Wellons 4507 Brickwood Meadows Lane, Brickwood Subdivision, stated they were not trying to get rid of dogs. She stated her concern was that the animals be kept quiet at a decent bedtime.

4. Ms. Daniels 24723 Woodstream Lane stated no one should have to "get used to any noises" especially dogs barking. She said everyone has a right to voice their opinion to the Board. Ms. Daniels stated if a person owns a dog they have to be responsible for it.

5. Mr. John Ziegler 4610 Woodstream Lane stated he was in the military and he had purchased a dog for protection for his wife when he was not at home and he felt it was his right to own a dog. Mr. Ziegler stated if you have a dog he is going to bark.

6. Ms. Anne Scarborough stated since no answers would be given under Citizen Comments how would the citizens get an answer to their questions? The Chairman stated the answer would be given in writing. She said what about specific questions pertaining to the Department Heads. The Chairman stated that question would be referred to that Department through the County Administrator.

7. Ms. Kay Winn had the following comments and questions:

a. She requested that the sign-up sheet be left at the back table until after the amendments were made to the agenda.

b. Ms. Winn stated in Fy 92 there was a budget item of $50,000 for the Comprehensive Plan, she asked if the money was appropriated and if so, was it spent? The information should be forwarded to the Planning Commission if any work was done so there would be no duplication. She asked specifically what happened to the $50,000.

c. Ms. Winn stated she had asked some specific question at the Board Meeting two weeks ago and she had not received an answer yet. She stated her problem was not with noise it was with physical attacks of dogs on their property and family. She stated on February 16th she asked Mr. Beville what could they do if a person were attacked on their property. Ms. Winn stated you can't wait forever for an answer especially when it is a child's safety involved.

Ms. Everett stated it was well taken that a Citizen Comments be placed at the end of the meeting.

Mr. Bracey asked if the Chair had made the call today on the process for citizen comments and questions? Ms. Everett responded yes.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following amendments were approved.

Add: #13 - Executive Session - Section 2.1-344(a) (7) Legal - (a) Consultation with Legal Counsel regarding Public Meeting Procedures

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Ms. Everett introduced Mr. Ronald Reekes as the new Resident Engineer, for the Virginia Department of Transportation.

Mr. Ronald Reekes, Resident Engineer, Virginia Department of Transportation, told the Board they had the following report that Mr. Harold Dyson had submitted:

1. Route 623 - request for pavement markings. The criteria for pavement markings on a roadway are a minimum width of 18 feet and a traffic count in excess of 750 vehicles per day. This particular route does not meet either requirement and therefore, cannot be scheduled for pavement markings.

2. Route 611 - request for pavement markings and curve signs. The criteria for pavement markings are the same as above. Route 611 meets the requirements for traffic count. Therefore, we cannot schedule any pavement markings. We did, however, note the need for some curve signs with advisory safe speed panels. These will be installed in the near future.

3. Route 675 - request for speed study and curve signs. This route is already posted for a speed limit of 45 miles per hour between the City Limits and Route 742. The remainder determined that no changes are necessary at this time. We did determine that some additional curve signs were needed and they will be installed as soon as possible.

4. Route 1 - request for a speed reduction between the I-85 overpass and the N&W railroad overpass. A portion of this roadway is posted with a 45 mph speed limit and the other section is posted 55 mph. The study indicated no changes were necessary at this time.

5. A request was made to look at the signing at the intersection of I-85 Northbound and I-95 Northbound. We have made recent changes in the signing at this location that we feel has improved this situation.

The Board had the following comments and requests:

1. Mr. Haraway asked how the VDOT made the decision that no changes were necessary at this time for the request for a speed reduction between the I-85 overpass and the N&W railroad overpass? Mr. Reekes stated that if 85% of the traffic traveled at the speed posted or above the speed limit then the VDOT would not reduce the speed limit.

2. Mr. Clay stated the culvert on Rt. 624 needed to be repaved.

3. Mr. Bracey asked if anything had been done at the intersections of Rt. 609 and Rt. 626 at Edward's Store about the installation of a four-way stop sign. He also asked if they had gotten a report on the need of the guard rail on Rt. 609, one mile north of Rt. 622, at the bridge.

3. Ms. Everett asked Mr. Reekes if a traffic count had been done during the summer months on Rt. 623 and Rt. 611? Mr. Reekes stated he would have another one done during June, July and August. She also asked if anything had been done regarding the request for the anti-litter signs on the highways? Mr. Reekes stated he would check to see what could be done. Ms. Everett stated she would like to encourage people and organizations to sign up for the Adopt-a-Highway Program.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, provided the Meals Tax Report for December 1992 to January 31, 1994.

IN RE: TREASURER -- REPORT

Mr. William E. Jones provided his reports for the month of February, 1994.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T.O. Rainey, III, Commonwealth Attorney, stated he had nothing to report but would answer any questions anyone might have.

IN RE: SHERIFF -- REPORT

Mr. Claiborne Fisher, Deputy Sheriff, stated he had nothing to report.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, provided his report for the month of February, 1994.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, provided his reports for the month of February, 1994. Mr. Mellick reported the reason the electric bill was so high was due to the ice and snow and the requirement to keep the animal shelter clean. Mr. Bracey stated something needed to be done about the high costs of electricity and the county needed an alternative. Mr. Mellick also gave an update on the dog barking incidents at Brickwood Subdivision.

IN RE: LIVESTOCK AND HARE CLAIMS -- MARJORIE MICHAEL

Mr. John Mellick presented to the Board a livestock and hare claim from Ms. Marjorie Michael, for three goats and one rabbit in the amount of $110.00.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the livestock and hare claim from Ms. Marjorie Michael, for three goats and one rabbit in the amount of $110.00 was approved.

IN RE: LIVESTOCK CLAIM -- WINSTON MARKER

Mr. John Mellick presented to the Board a livestock claim from Mr. Winston Marker, for one pregnant cow in the amount of $400.00.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the livestock claim from Mr. Winston Marker, for one pregnant cow in the amount of $400.00 was approved.

IN RE: DIRECTOR OF PLANNING

Mr. Wayne P. Knox, Director of Planning, provided his report for the month of February, 1994.

1. Mr. Knox stated he had a meeting with Bell Atlantic and the dispatchers to discuss the corrections which were needed for the E911 System. He said eleven pages of corrections had been sent to Bell Atlantic. Mr. Knox stated the citizens should still call to see if they are in the 911 System correct.

2. The Comprehensive Plan - the Planning Commission has been discussing the format and working on the budget.

3. Mr. Haraway asked what had been done about the drainage problems on River Road. Mr. Knox stated he was trying to work on getting a cooperative effort started.

4. The question was raised about the unpaved roads in Brickwood Subdivision and the number of houses that had to be in before the roads had to be paved by the Developer. Mr. Knox stated he would check on it and report back to the Board.

5. Mr. Bracey stated that there are some parcels of property which have been improperly zoned residential and the County needs to do some housekeeping and get those parcels rezoned properly.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, requested that the Board appropriate the following funds to the Dinwiddie Social Services Department. No local match is needed.

Virginia Power/NC Power	$ 400
Dinwiddie Ruritan Club	90
Benedict Civic Club	100
St. John's Catholic Church	500
FEMA	15,699
TOTAL	$16,789

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", $16,789 was appropriated to the Social Services Department for FY 1993-94.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Mr. Joe Hubbard, Financial Officer, School Board, told the Board that the School Board was holding a Public Hearing on Monday, March 21st at 7:30 P.M. to receive public comments on the FY 94-95 School Budget; but they would like to meet with the Board for lunch on Monday, March 21st to go over the minor changes that were made to the the Budget. He stated there were no changes in the local funding.

The Board requested a copy of the new budget but stated there was no need to meet with the School Board.

IN RE: PUBLIC HEARING -- ISTEA ENHANCEMENT PROGRAM WHITE OAK ROAD BATTLEFIELD

This being the time and place as advertised in the Monitor Newspaper on March 9, 1994, for the Board of Supervisors to solicit comments regarding a grant application being submitted for Intermodal Surface Transportation Efficiency Act (ISTEA), funds for the Enhancement Program for the interpretation and landscape, viewshed, and resources

management at the White Oak Road Battlefield, from the Department of Transportation.

Mr. Rinaldi stated that the project is a cooperative effort between the Association and the Dinwiddie County Department of Parks and Recreation for the interpretation and management of the site.

Mr. Edmondston, Real Estate Coordinator, APCWS, stated that they were reapplying for the grant. The grant would be an 80/20 in-kind-match.

No one spoke for or in opposition to the grant request.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following resolution is adopted:

WHEREAS, in accordance with the Commonwealth Transportation Board construction allocation procedures, it is necessary that a request be received from the local government or state agency in order that the Virginia Department of Transportation program an enhancement project in Dinwiddie County, Virginia.

NOW THEREFORE BE IT RESOLVED THAT THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA requests the Commonwealth Transportation Board to establish a project for the improvement of White Oak Road Battlefield.

BE IT FURTHER RESOLVED, that the Board of Supervisors of the County of Dinwiddie hereby agrees to pay 20 percent of the total cost for planning and design, right of way, and construction of this project, and that, if the County of Dinwiddie subsequently elects to cancel this project, the County of Dinwiddie hereby agrees to reimburse the Virginia Department of Transportation for the total amount of the costs expended by the Department through the date the Department is notified of such cancellation.

This resolution shall be effective immediately.

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of February, 1994. Mr. Rinaldi told the Board that a citizen in the County would like to sponsor the Fall Festival this year. He stated it never generated any funds and the Recreation Advisory Committee recommends not sponsoring it this Fall. The Board asked that they receive a full report before acting on the recommendation.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

Mr. David W. Nichols, Public Safety Officer, provided his reports for the month of February, 1994.

1. The Revised Emergency Operations Plan is in the final revision at the Department of Emergency Services and it will be ready for adoption at the April 20, 1994 meeting.

2. Mr. Nichols stated he has met the training requirements for Fire Inspector II. Summons Powers would allow the Fire Marshal to conduct inspections and "arrest" procure and serve warrants of arrest, and to issue summons in the manner authorized by general law for violation of local fire prevention and fire safety and related ordinances. As stated in Section 27-34.2 this "shall not be construed to authorize a fire marshal or his assistant to wear or carry firearms. He requested that the Board grant him summons powers.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", Mr. Clay, voting "nay", the Fire Marshal was granted summons powers.

3. Mr. Nichols stated he had forwarded a copy of a proposed ordinance being considered by the Chesterfield County Board of Supervisors regarding "price gouging" during and after a disaster. Chesterfield requests the other local governments to consider a similar code to provide regional protection from overcharging. The Board authorized Mr. Nichols to forward the proposed ordinance to the County Attorney.

4. Mr. Nichols requested authorization to circulate a Mutual Aid Agreement to bordering localities in case of a disaster emergency.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the Public Safety Officer was authorized to enter into a Mutual Aid Agreement with the bordering localities.

IN RE: RECESS

The Chairman declared a recess at 4:08 P.M. The meeting reconvened at 4:20 P.M.

IN RE: COMMUNICATIONS STUDY

Mr. Dave Nichols, Public Safety Director, stated that after the August disaster area officials got together and appraised their emergency response efforts. Communications turned out to be the major trouble spot. Communications breakdowns during the tornado response proved the need for upgraded communications. The Counties of Chesterfield, Petersburg, Surry, Colonial Heights, Hopewell, Prince George, and Dinwiddie want to upgrade together so each locality can communicate with the others. That way if the system goes out the counties can still call for help. The counties are looking to upgrading to a "trucking system". But upgrading to the trucking system won't complete the job if municipal neighbors don't follow suit. RAM Communications met with representatives from these counties and discussed a four-phase upgrade that would include radio systems across the region.

Phase I would include surveying each locality to determine exactly what improvements would be needed. Phase II would be for planning and development. Phase III would include writing specifications, preparing vendor lists, writing bids, contracts and agreements. The final phase would include testing and implementation. The prices were: Phase I $11,144.38 Phase II $2,912.50 Phase III $7,203.44. These prices are the highest that we will incur, the price will not exceed the listed price. These prices are approximately 1/2 of comparable rates if each local jurisdiction was to proceed alone. If all the jurisdictions agree to proceed with the study, a 3% reduction will be subtracted from the final price. If hours shown are not used the county will not be charged. If the county chooses to proceed with any phase, we may discontinue the contract at the beginning of the next phase with no penalty.

Mr. Nichols recommended that the county proceed with phase I and phase II in order to plan the future communications needs in the county.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the Public Safety Officer was authorized to proceed with Phase I of the communications study with RAM Communications contingent upon six localities authorizing the study also in the amount of $10,816.78.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, provided his report for the month of February to the Board.

IN RE: TRASH TRUCK BID AWARD

Mr. King submitted the following bids for the landfill trash truck:

Enviro-Quip, Inc. Glen Allen, VA	Pack-Mor Half Pack on Mack chassis - $110,790
Heil Company Chattanooga, TN	Heil Half Pack on Mack chassis - $113,637
E-Z Pack Cavalier Equipment, Roanoke, VA	E-Z Pack half pack on Mack chassis - $108,194

Solid Waste Equipment Ashland, VA	Leach half pack on Mack chassis - $109,857

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the Director of Waste Management was authorized to purchase the trash truck for the landfill from E-Z Pack Cavalier Equipment at the cost of $108,194.

IN RE: GARAGE ROOF REPAIR -- LANDFILL

Mr. King submitted the following bids for the garage at the landfill:

Strickland Home Improvement	$4,230.00
BROWN BROTHERS ROOFING	$4,000.00
J.D. WITT ROOFING	$4,715.00
WALTER WITT ROOFING	$2,650.00

Mr. King recommended Walter Witt Roofing's bid at $2,650. He stated he had discussed the bid with Mr. Witt to make sure there were no errors and that he understood the specifications. Mr. King stated Mr. Witt wanted to help the County out and he could do the job at this cost.

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the contract for the replacement of the roof on the garage at the landfill was awarded to Walter Witt Roofing at a cost of $2,650; contingent upon proper certification of insurance.

IN RE: ADDITIONAL GROUNDWATER MONITORING WELLS

The Assistant County Administrator stated in December the county entered into an amended agreement with Draper-Aden & Associates to administer the Assessment Monitoring Program for groundwater at the County Landfill. Draper Aden has begun that process and are now reviewing the bids which have been received for the selection of a lab to perform the chemical analysis.

Since that time, with the submission of the groundwater monitoring plan, the county was notified by the Department of Waste Management that we would have to install four (4) additional wells. Draper-Aden met with the Department and was able to reduce the number to three, making a total of ten (10) wells. This work should be completed before the end of this fiscal year.

The additional cost associated with the three new wells is $40,032: $3,719 for professional services; $36,313 for additional capital and contractor expenses

Ms. Ralph stated that time-is-of-the-essence and the county needed to move forward on this requirement and we really do not have any choice. She requested authorization to have Draper-Aden proceed with soliciting bids on the well drilling and ordering of the various pumps and capital items necessary for each well.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", Draper-Aden was authorized to proceed with soliciting bids on the well drilling and ordering of the various pumps and capital items necessary for each well.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Paul Jacobson, County Attorney, stated he had nothing to report.

IN RE: GUBERNATORIAL APPOINTMENTS -- STATE SCENIC RIVER ADVISORY BOARDS

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Dr. Benjamin McIlwaine and Dr. Richard A. Grenoble are hereby recommended for reappointed to the Appomattox State Scenic River Advisory Board.

IN RE: APPOINTMENTS -- DINWIDDIE COUNTY AIRPORT AUTHORITY

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Ms. Bettie Guthrie is hereby appointed to the Dinwiddie Count; Airport Authority to fill the unexpired term of Ms. Martha Burton, expiring January 31, 1995.

IN RE: PROCLAMATION -- NATIONAL COUNTY GOVERNMENT WEEK

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following proclamation was adopted:

America faces many challenges now and in the future. Meeting those challenges successfully lies with county governments -- the governments of the future.

County governments are committed to stopping unfunded mandates, which are depleting local revenues and causing local services to be cut back.

County governments are the nation's health safety net, providing hospital an health services to the poor and those without insurance.

County governments are leading the fight to end violence and reduce crime through programs, policies and NACo's Children's Initiative Task Force, which is pursuing solutions to help our nation's troubled youths.

County governments are using technology and innovation to tackle the nation's problems.

County governments are flexible and adaptable in providing services directly to the people and are able to provide county-wide and regional solutions to problems.

America's counties are America's future. In recognition of the contributions made and the leadership offered by our nation's counties,

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, hereby proclaims April 16-23, 1994 National County Government Week.

IN RE: COUNTY ADMINISTRATOR COMMENTS

The County Administrator informed the Board of the following:

1. A budget work session is scheduled for March 17th at 8:00 A.M.

2. The Business and Industry Appreciation Dinner has been scheduled for April 14th at the Home Place Restaurant.

3. The request for proposal for auditing services and for architectural services have been advertised. Mr. Burgess asked if any of the Board members would like to select the committees and serve on any of the committees. The auditing committee is to be comprised of: Mr. Haraway, the Treasurer, and a representative of the school board. The architectural committee will be comprised of: Mr. Clay, Mr. Bracey, representatives from the courthouse, planning department, and a citizen.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Clay reported that the Crime Solvers Dinner was very nice and the attendance was excellent.

2, Mr. Moody stated the Federal research program at the Tidewater Agricultural Experiment Station in Suffolk is slated to be shut down,

along with 20 other agricultural research projects nationwide, under the Clinton administration's proposed budget for next year. The Virginia Farm Bureau Federation and the Virginia Peanut Growers Association Inc. maintain that the state's peanut growers will suffer short-and-long-term effects if the project folds. Mr. Moody requested that the Board send a letter to the Legislative Representatives opposing the elimination of the peanut breeding program.

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the County Administrator was authorized to send a letter to the representatives of the House opposing the elimination of the peanut breeding program.

3. Ms. Everett stated she attended the Planning District Administrative/Local Official meeting on March 4th at the P.D. Pruden Vo-Tech Center in Suffolk, with Mr. James C. Maitland, Extension Agent, and the meeting was very informative. She stated that at the present time Dr. William A. Allen was serving as Interim Director at Virginia Tech and she would like the Board to send a letter endorsing him as Director, to Dr. L.A. Swiger, Dean, College of Agriculture & Life Sciences.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that Dr. William A. Allen is hereby endorsed for the position of Director of Virginia Tech, Blacksburg, Virginia.

4. Ms. Everett invited everyone to attend the Town of McKenney's 75th Birthday at Sunnyside Elementary School at 7:30 P.M.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel - 1. Discussion of Employment, Salary, & Assignment of Duties; Section 2.1-344(a) and (7) Legal - 1. Consultation with Legal Counsel regarding Public Meeting Procedures; the Board moved into Executive Session at 5:48 p.m. A vote having been made and approved, the meeting reconvened into Open session at 6:50 p.m.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following certification 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the meeting adjourned at 7:12 P.M., to be continued to March 17, 1994 at 8:00 A.M. for

a budget work session with the Department Heads and Constitutional Officers at the Pamplin Administration Building.

LeeNora V. Everett

LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.

Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 17TH DAY OF MARCH, 1994, AT 8:30 A.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5

IN RE: WORKSHOP SESSION

The Board of Supervisors met with the following Department Heads and Constitutional Officers to discuss their proposed budget request for FY 95.

Building Inspector	Animal Control Officer
Waste Management	Commissioner of the Revenue
Registrar	Sheriff
Social Services	Planner
Clerk of the Circuit Court	Commonwealth Attorney
Public Safety Officer	Treasurer
Recreation	

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Mr. Clay, Ms. Everett, voting "aye", the meeting adjourned at 5:10 P.M. to be continued until 6:30 P.M., Tuesday, March 22, 1994 for a Budget Work Session at the Pamplin Administration Building.

LeeNora V. Everett
LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 22ND DAY OF MARCH 1994, AT 6:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5

IN RE: BUDGET WORKSHOP SESSION

The Board of Supervisors met to continue review of the budget requests for FY 94-95.

IN RE: OFFICE PARTITIONS

The staff presented the following proposals for office partitioning for the County Administration clerical/reception areas; to include Building Inspections, Planning/Zoning, Recreation and County Administrator.

Virginia Correctional Enterprises	$4,488
Office Supply	6,400
Williams Office Supply	9,079.08

The recommendation was to accept the low bid for VCE. Included in the quote are installation costs and five (5) year unconditional guarantee against defective or damaged parts and components. They were able to provide a comfortable, ergonomic work area that promotes productivity utilizing the small amounts of space available.

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Mr. Clay, Ms. Everett, voting "aye", the bid from VCE in the amount of $4,488 was accepted.

IN RE: RESIGNATION -- ALMA B. RUSSELL

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Mr. Clay, Ms. Everett, voting "aye", the resignation of Ms. Alma B. Russell was accepted, effective April 1, 1994.

IN RE: AUTHORIZATION TO ADVERTISE -- SECRETARY II POSITION

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Mr. Clay, Ms. Everett, voting "aye", the staff was authorized to advertise the position of Secretary II with primary responsibilities to the County Administrator and Public Safety Officer.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Bracey, Mr. Haraway, Mr. Moody, Mr. Clay, Ms. Everett, voting "aye", the meeting adjourned at 9:50 P.M. to be continued until 4:00 P.M., Wednesday, April 6, 1994 at the Pamplin Administration Building to continue the 1994-95 budget review.

LeeNora V. Everett
LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 6TH DAY OF APRIL 1994, AT 2:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5

IN RE: BUDGET WORKSHOP SESSION

The Board of Supervisors met with the volunteer fire departments and rescue squad to review their budget requests for FY 94-95.

IN RE: COMPUTER TRAINING

The staff presented a request for ten hours of Lotus computer training. The training will be conducted by Bryant Neville at $35 per hour, after regular office hours. This training will allow staff to utilize information stored on the mainframe in a PC environment to perform various spreadsheet functions that now have to be performed manually.

Upon motion of Mr. Moody , seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Moody, Mrs. Everett voting "aye", ten hours of Lotus computer training was approved for County Administration staff, to be paid from the Data Processing budget.

THE BOARD RECESSED TO THE HOME PLACE RESTAURANT AT 5:50 P.M. THE MEETING RECONVENED AT 6:00 P.M.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Clay, Mr. Moody, Mrs. Everett voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344 (1) Personnel - Prospective Candidates - Employment; Section 2.1-344 (7) Legal - Consultation with Counsel - County Code Section 15.1; Section 2.1-344 (5) Prospective Industry Update; the Board moved into Executive Session at 6:00 P.M. A vote having been made and approved, the meeting reconvened into open session at 7:09 P.M.

IN RE: CERTIFICATION

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Haraway, Mr. Moody, Mrs. Everett 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 the 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 excepted 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Bracey, Mr. Haraway, Mr. Moody, Mr. Clay, Ms. Everett, voting "aye", the meeting adjourned at 7:10 P.M.

LeeNora Everett
Chair, Board of Supervisors

ATTEST:
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 6TH DAY OF APRIL, 1994, AT 7:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5
	DAN SIEGEL	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the March 16, 1994 Regular Meeting, March 17, 1994 Continuation Meeting, and March 22, 1994 Continuation Meeting, are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, 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 #28406 - #28528 (void check - #28405);
General Fund - $89,024.83; E-911 - $1,056.79; Self Insurance - $476.51; Community Development Block Grant - $10,978.75; Courthouse Maintenance - $1,870.00; Jail Phone Commission - $702.34; for a total of $104,109.22.

IN RE: CITIZEN COMMENTS

Ms. Everett, stated that citizen comment period would last for 30 minutes with each person receiving 3 minutes to speak. If all comments have not been heard after the 30 minutes is up, the rest of the public comment will be moved to the end of the agenda.

1. **Robert Ragsdale** - 8511 Boydton Plank Road, questioned why the County Attorney charged $1,900 for reviewing tapes. He also had concerns about the noise pollution level generated by the Motorsports Park. He stated that the county did have a noise ordinance. Ms. Everett, responded that staff was aware of the noise and was looking into the matter.

2. **Andrew H. Hill** - 22711 Cox Road, lives approximately 1 miles from the race track. He stated that he was concerned with what the racetrack and other commercial developments were going to do to the value of his home.

3. **Rufus Killingsworth** - 5907 Beville Drive, Sutherland Manor Subdivision, was concerned about the noise pollution level also. He stated that his house was approximately 3 miles from the racetrack. He stated that the noise was very disturbing from about 12:00 noon until 11:00 p.m. He stated that Prince George and Hopewell put up barriers to shield the sound from Interstate 295 and they worked. He suggested that the county try to do the same.

4. **Richard Causley** - 22316 Oakley Drive, which the street right next to the racetrack. He said he thought he was probably the closest house to the track. He stated that the noise level was extremely bad. He stated that he was aware of the noise ordinance and would file a complaint against the operator of the racetrack if the noise persisted. He stated that he was all for bringing revenue into the county but not at the expense of citizens.

5. **Gibson Ragsdale** - defer his comment to the Robert Ragsdale. Mr. Ragsdale stated that he felt the county Board of Supervisors received bad advice from the County Attorney, previous County Planner and previous

County Administrator. He said he did not know why he could not get an answer on some of these questions.

6. **Gilbert Marek** - 20719 Butterwood Road, also addressed the noise pollution and the racetrack. He said these people have worked their whole live investing in property, houses and their families and they feel as if it has been vandalized. He said he it sounded as if the cars are running inside the house. He stated that this is not a family entertainment business. Mr. Marek said there were reports of gambling and an alcoholic beverage permit has been applied for.

7. **David Nichols** - 25612 Walkers Landing, stated that he was coming to the Board as a citizen of the county and present a petition concerning the drainage ditches and roadways in the neighborhood. He said there were presently 47 homes in the neighborhood, 46 of which are occupied. He said he had 43 signatures, which makes up roughly 100% agreement of the neighborhood. He said the original plan called for roadside or stormwater drainage to be controlled by roadside ditches. He stated that the drains have stopped up and there is standing water in the yards which cause problems for the landowners.

8. **Betty Ragsdale** - 8511 Boydton Plank Road, voiced her concerns about the noise level of the race track. She said she felt the citizens in this county deserved some remedy to the problem.

9. **Amanda Avery** - 7230 Jack Drive, lives across from the racetrack and voiced her concerns about the noise level of the racetrack. She stated that there were no sound barriers and would like to see the barriers installed as soon as possible. She was also concerned about the application to have alcohol on premises.

10. **Christine Avery** - 7230 Jack Drive, stated that she has been in the county for 15 years and does not want to leave. She said the decibels are over 80 and she has been advised to let her children wear earplugs to prevent any damage to their hearing.

11. **Randy Thomas** - 24208 River Road, Mansfield North Subdivision, spoke about the water drainage problem in the Subdivision. He stated that the water drains across the back of his property. He receives the drainage from the neighbors and across the street. He said there have been poisonous snakes spotted and he is concerned about his daughter's safety.

12. **Judy Pegram** - 24104 Bancroft Drive, Mansfield North Subdivision, spoke about the drainage problems in the subdivision. She said she was located in the 3rd house on the left close to the corner.

13. **Wallace Rowland** - 22256 Butterwood Road, spoke in reference to the noise pollution problem. He said it had passed its 40 decibel level. He said he was concerned about the alcohol coming in. Asked the Board of Supervisors if they realize what they had done to the county by allowing this use.

<u>IN RE: C-94-1 - Centell Cellular of Virginia</u>

This being the time and place as advertised in the Dinwiddie Monitor newspaper on March 23, 1994 and March 30, 1994, for the Board of Supervisors to solicit comments regarding a conditional use permit application submitted by Centel Cellular of Virginia.

Centel Cellular has made application for a conditional use permit to erect a two hundred fifty (250') foot guy wire steel cellular communication tower and equipment building on Tax Parcel 69-17. This 4 acre site is located on Boydton Plank Road near Sapony Creek in DeWitt.

Staff Recommendation:

The Dinwiddie County Planning Commission at its March 9, 1994 meeting, recommended this request for approval to the Board of Supervisors. Staff feels that in order to assure compliance with Virginia Code Section 15.1-491(g), it is stated the public purpose for which these Resolutions are initiated are to fulfill the requirements of public necessity, convenience, general welfare and good zoning practice; Staff further feels that the size of the tower, two hundred fifty (250') feet and its location in a sparsely populated area is an appropriate use. As

in all cases of this nature, caution must be exercised. The following conditions reflect that caution.

1. The tower will be restricted to a maximum height of two hundred fifty (250) feet.

2. The base of the tower will be situated on the site to be at least four hundred (400) feet from any habitable structure and the edge of pavement on Boydton Plank Road.

3. The tower and any buildings will be fenced in with an eight (8') foot high chain link fence with a three (3) strand barb wire top.

4. If the tower should become inoperative for more than twelve (12) consecutive months the owner at that time shall be responsible for taking the tower down.

5. A copy of any FAA approval must be on file before a Certificate of Occupancy is issued. If lighting is required by the FAA that light shall be red.

6. A gate will be required within thirty (30) feet off the intersection of Boydton Plank Road and the access road to the tower and will remain locked at all times.

7. The owner of the tower shall carry a liability insurance policy covering damages to adjacent properties resulting from structural failure. This liability coverage shall be in the amount of one million ($1,000,000) dollars.

8. If any property owner should have any interference problem with his or her electrical communications equipment, which is confirmed by the County Planning Department to have been caused by this tower, Centel Cellular will investigate the problem, devise a solution, and replace any damaged equipment attributable to that problem.

9. The conditional use permit must be reviewed at least every two years for compliance with stated conditions.

Mr. Knox stated that since this case was heard by the Planning Commission, he has had contact from one person and no opposition.

Mr. Dick Gibson, Representative of Sprint Cellular, Mike Tyser, Engineer, Dill Dier, Site acquisition Manager, and Bob Denny, Electronics Engineer, were present from Centel Cellular to answer any questions.

Mr. Gibson gave a brief presentation to the Board on the proposed site, the tower and the companies purpose for locating this tower in the county. He asked that their presentations be on record for both proposed sites. Mr. Gibson gave the Board members sheets showing location of towers throughout the County.

Mr. Bill Dier spoke on the site acquisition process and showed how the communication system was being built up along U.S. #1 and 95 South. Mr. Dier showed photographs and articles to the Board Members.

Mike Tyser, Engineer, said the reason this tower was needed was because there was a gap in service.

Ms. Everett asked if there was any public comment. She closed the public hearing and asked for discussion among the Board Members.

Mr. Haraway said it looked from the maps as if they decided to build the last three towers in Dinwiddie just before they left the county.

Mr. Bracey did not any comment.

Mr. Clay did not have any comment.

Mr. Moody did not have any comment.

Ms. Everett asked Mr. Knox if there had been any opposition at the Planning Commission meeting. Mr. Knox said there had not been any. He

said the vote was unanimous. Ms. Everett asked if there should be separate action on these two cases. Mr. Knox said he felt there should be because, they were different heights, and the Wilson case was a lease property agreement.

Mr. Bracey asked who would be responsible for the Wilson tower if the tower becomes inoperable.

Mr. Gibson stated that the owner of the tower would be responsible for removing this tower if it becomes inoperable. He said it was built into condition #5 of C-94-2.

Mr. Haraway asked if two companies could share towers.

Mr. Gibson said it was probably not possible because there would be the question of who would take the higher position with this being such a highly competitive business.

Mr. Haraway asked if Sprint would be coming back for more towers.

Mr. Tyser stated that he thought that this would take care of the tower coverage needed in the foreseeable future.

Upon Motion by Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye", C-94-1 was approved with attached conditions.

IN RE: C-94-2, CENTEL CELLULAR

This being the time and place as advertised in the Dinwiddie Monitor on March 23, 1994 and March 30, 1994, for the Board of Supervisors to solicit comments regarding a Conditional Use Permit application submitted by Centel Cellular of Virginia.

Centel Cellular has made application for a conditional use permit to erect a one hundred eighty (180') foot self-supporting steel cellular communication tower and equipment building on Tax Parcel 25-18A. This portion of a 6-acre tract is located on Route 460 near Hobbs Mill Road (640) in Wilsons.

Staff Recommendation:

The Dinwiddie County Planning Commission, at its March 9, 1994 meeting, recommended this request for approval to the Board of supervisors. Staff feels that in order to assure compliance with Virginia Code Section 15.1-49(g), it is stated the public purpose for which these Resolutions are initiated are to fulfill the requirements of public necessity, convenience, general welfare and good zoning practice; Staff further feels that the size of the tower, one hundred eighty (180') feet, plus sixteen (16') feet of whip antenna and its location in a sparsely populated area is an appropriate use. As in all cases of this nature, caution must be exercised. The following conditions reflect that caution.

1. The tower will be restricted to a maximum height of one hundred eighty (180') feet.

2. The base of the tower will be situated on the site to be at least two hundred eighty-five (285') feet from any habitable structure and the edge of pavement of Route 460, and at least one hundred ninety-five (195') feet from the right-of-way of the Norfolk/Southern Railroad.

3. The tower and any buildings will be fenced in with an eight (8') foot high chain link fence with a three (3) strand barb wire top. Any gate present will be locked at all times.

4. Buffering of trees and shrubs will be provided and maintained along Route 460 and the north side of the property.

5. If the tower should become inoperative for more than twelve (12) consecutive months the owner of the tower at that time shall be responsible for taking the tower down within 60 days following disuse.

6. A copy of any FAA approval must be on file before a Certificate of Occupancy is issued. If lighting is required by the FAA that light shall be red.

7. A gate will be required within thirty (30) feet off the intersection of Rt. 460 and the access road to the tower and will remain locked at all times.

8. The owner of the tower shall carry a liability insurance policy covering damages to adjacent properties resulting from structural failure. This liability coverage shall be in the amount of one million ($1,000,000) dollars. Proof of insurance coverage in form acceptable to County Planner will be provided annually.

9. If any property owner should have any interference problem with his or her electrical communications equipment, which is confirmed by the County Planning Department to have been caused by this tower, Centel Cellular will investigate the problem, devise a solution, and replace any damaged equipment attributable to that problem.

10. The conditional use permit must be reviewed at least every two years for compliance with stated conditions.

Mr. Gibson asked that all comments made on behalf of C-94-1 also stand for C-94-2.

Upon motion by Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye", the Board of Supervisors approved C-94-2 with the attached conditions.

IN RE: WHIPPERNOCK MARINA -- REQUEST FOR "NO WAKE" BOUYS

Mrs. Barbara Williams request to erect "No Wake Buoys" in Whippernock Marina for safety purposes. She stated that due to the increase traffic and the number of small crafts, the 45 mile per hour speed limit causes a safety hazard.

Sgt. Gary Arrington, Department of Game and Inland Fisheries spoke in support of the request. He also sited the need for these buoys as a safety measure due to the increasing amount of traffic on the water. He said these buoys would allow them to enforce the slower speed limit.

Ms. Wendy Ralph clarified the point of the public notification by saying that there was not a legal requirement to place an ad in the paper for public notice but it does have to appear on a public agenda as it did for this meeting.

Upon motion by Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye", the Board of Supervisors approved the request for "No Wake " zones in Whippernock Marina.

IN RE: DEFERRED COMPENSATION PROGRAM

Chuck Tomlinson of PEBSCO spoke in reference to this plan. He gave an outline of how the program worked. He mentioned that there would not be a charge to the county. He added that there would be one fee, and it is 95/100 of 1% per year on the balance of funds. Mr. Tomlinson stated that the maximum amount which can be withdrawn is 25% of your gross, not to exceed $7,500 per year. He mentioned that this was the same program which the Department of Social Services adopted and 11 people have signed up to date.

Ms. Ralph stated that a survey was sent out to County employees and there was very good response.

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

IN THE MATTER OF ESTABLISHING A DEFERRED COMPENSATION PLAN FOR THE COUNTY OF DINWIDDIE,

WHEREAS, the County has considered the establishment of a Deferred Compensation Plan to be made available to all eligible County employees, elected officials, and independent contractors pursuant to Section 457 of the Internal Revenue Code permitting such Plans; and

WHEREAS, certain tax benefits could accrue to employees, elected officials, and independent contractors participating in said Deferred Compensation Plans; and

WHEREAS, such benefits will act as incentives to County employees to voluntarily set aside and invest portions of their current income to meet their future financial requirements and supplement their County retirement and Social Security (if applicable); and

WHEREAS, the National Association of Counties has established a Master Deferred Compensation Program for its member Counties and their employees to enjoy the advantages of this Program; and

WHEREAS, by adoption of the NACo Program, all regulatory, operational, administrative and fiduciary responsibilities are hereby assumed by NACo on behalf of County; and

WHEREAS, NACo, as Plan Administrator, agrees to hold harmless and indemnify the County its appointed and elected officers and participating employees from any loss resulting from NACo or its Agent's failure to perform its duties and services pursuant to the NACo Program;

NOW, THEREFORE THE COUNTY GOVERNING BODY DOES HEREBY RESOLVE AS FOLLOWS:

The County governing body, meeting in regular scheduled session, this 6th day of April, 1994, hereby adopts the National Association of Counties Deferred Compensation Program and hereby established the County of Dinwiddie Deferred Compensation Plan for the voluntary participation of all eligible County employees, elected officials and independent contractors.

The County Administrator is hereby authorized to execute for the County, individual participation agreements with each said employees requesting same, and to act as the Administrator" of the Plan representing the County, and to execute such agreements and contracts as are necessary to implement the program. It is implicitly understood that, other than the incidental expenses of collecting and disbursing of the employees' deferrals and other minor administrative matters, there is to be no cost to the County for the program.

IT IS HEREBY FURTHER ORDERED, that a true copy of this Resolution be spread upon the Board's record of this date.

Extract

IN RE: NATIONAL LIBRARY WEEK PROCLAMATION

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

WHEREAS the American Library Association has designated the week of April 17-23, 1994 as "National Library Week" to promote use and support of all types of libraries to make the public aware of the many services available at their local libraries; and

WHEREAS, a special week of activities has been planned at the Appomattox Regional Library to celebrate "National Library Week:, including open House and Bedtime Storytime programs, all of which are programs open to the public;

WHEREAS, in books are stored the accumulated wisdom of the ages which give the individual who reads them a decided advantage over the individual who does avial himself of this opportunity; and

WHEREAS, we are fortunate to have excellent library facilities available and convenient for our use in this community; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Dinwiddie this 6th day of April that it does hereby proclaim the week of April 17-23, 1994 as "Library Week" in Dinwiddie County; and

BE IF FURTHER RESOLVED that this Board of Supervisors urges all individuals to avail themselves of the wealth of knowledge and information that may be obtained by visiting their local branch of the Appomattox Regional Library during this week.

BE IT STILL FURTHER RESOLVED that this Board commends the Appomattox Regional Library, its Board of Trustees, Mr. S. Nelson Worley, Director, and his staff for working so diligently to make this institution so great an asset to our community.

IN RE: GROUNDWATER MONITORING

The following laboratories responded to the subject Invitation for Bids (IFB #P-94-2; Appendix 1) and submitted the corresponding comparison prices:

Primary Corporation	$1156
Environmental laboratories, Inc.	$1622
Commonwealth Laboratories, Inc.	$1967
ETC of Houston	$2838
Harbor Branch	$3590

Upon motion by Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye", the bid was awarded to Primary Corporation based on their low price.

IN RE: GEOTECHNICAL SERVICES BID

Bids were solicited from five geotechnical services companies. Two of the companies, Dvorak Geotechnical Services and Bedford Environmental Drilling Services, responded to the solicitation for bids. One bidder was selected on the basis of minimum price. The following comparisons were calculated for each drilling company:

Dvorak Geotechnical Service, Inc.	$3735
Bedford Environmental Drilling Services	$5370

Upon motion by Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye", the bid was awarded to Dvorak Geotechnical Services, Inc. based on their low price and contingent upon Mrs. Ralph's further investigation into the Company.

IN RE: COUNTY ADMINISTRATOR COMMENTS

Extract

The County Administrator had the following comments:

1. Mr. Burgess submitted a request from United Way Services to proclaim April 17-23 as National Volunteer Week

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr.Haraway, Ms. Everett, voting "aye", the following proclamation was adopted:

WHEREAS, the foundation of a humane and just society is the people's willingness to work together for the common good; and

WHEREAS, experience teaches us that government by itself cannot solve all of our nation's social problems; and

WHEREAS, our country's volunteer force of 94.2 million people is a great treasure; and

WHEREAS, self-sacrificing individuals mobilized to help others can stem the tide of poverty, hunger, homelessness, spouse and child abuse, and other problems that afflict society; and

WHEREAS, the giving of oneself in service to another empowers the giver and the recipient; and

WHEREAS, volunteering creates an opportunity to better oneself; and

WHEREAS, it is the duty of all our citizens to honor our dedicated volunteers and celebrate the volunteer programs which contribute to the life of our communities throughout Dinwiddie County;

NOW, THEREFORE, WE, THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, do hereby proclaim

April 17-23, 1994

as

National Volunteer Week

in Dinwiddie County, Virginia, and urge our fellow citizens to observe this period by considering how they can devote a portion of their lives each week to people in need, or an important cause or group.

IN RE: BOARD MEMBER COMMENTS

Mr. Haraway urged Administration to put forth an earnest effort to let the citizens know that the issues which have been raised about Virginia Motorsports Park (racetrack), are being seriously addressed. He asked for a preliminary report to be given at the next Board of Supervisors meeting. He wanted the official at the racetrack to provide the Board members with an idea of what their plans are.

Mr. Haraway also discussed the drainage problems. He said if nothing is going to be done then the public should be told. He said if something is going to be done, the public should know what it is. He asked that this problem be given some priority.

Ms. Everett suggested a roundtable discussion on the drainage problems. Mr. Burgess stated that Mr. Knox has arranged a meeting with one developer for next week.

Mr. Bracey asked if the Board was responsible for the drainage problems. He asked if the persons concerned have been directed to those responsible. He felt it was an engineering type problem with the development of the subdivision. He asked if these developers had meet all the requirements of the subdivision ordinance and the requirements of their state license. He asked that the problems please be looked into.

Mr. Bracey was also concerned about the dumpsters at the lake. He said there were even transmissions in the dumpsters. He asked if they were going to be policed. Mr. Bracey asked that we look into the situation as soon as possible. Mr. Bracey asked what happened to the Subdivision Committee and who is on it. He asked that Mr. Knox look into this committee and possibly revive them and meet on the drainage problems.

Mr. Clay did not have any comments.

Ms. Everett expressed her concerns about drainage problems and asked that we work with VDOT to solve the problems. Ms. Everett asked Mr. Knox if there was anything additional to report on the Brickwood Subdivision dog problem. Mr. Knox said he did not have anything more to report on. Ms. Everett asked if there was any improvement out in the subdivision. Mr. Bracey stated that he saw quite a few dogs over there today. He said they were all confined. He did not see any running loose.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay , Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye", the Board of Supervisors adjourned at 9:30 p.m. to be continued to April 11, 1994 at 7:00 p.m to conduct a budget workshop with the Department Heads and Constitutional Officers.

LeeNora V. Everett

LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 18TH DAY OF APRIL 1994, AT 7:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5

IN RE: BUDGET WORKSHOP SESSION

The Board of Supervisors met to continue their review of budget requests for FY 94-95.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Mr. Clay, Ms. Everett, voting "aye", the meeting was continued at 10:05 P.M. until 12:30 P.M., April 20, 1994 at the Virginia Motorsports Park.

LeeNora V. Everett
LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 20TH DAY OF APRIL, 1994, AT 2:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5
ABSENT:	HARRISON A. MOODY	ELECTION DISTRICT #1
OTHER:	DAN SIEGEL	COUNTY ATTORNEY
	CLAUDE TOWNSEND	DEPUTY SHERIFF
	LYNN SPAIN	DEPUTY SHERIFF

IN RE: ADJOURNMENT OF CONTINUATION MEETING
VIRGINIA MOTORSPORTS FACILITY TOUR

Upon motion by Mr. Donald Haraway, seconded by Mr. Aubrey Clay, Ms. Everett, Mr. Haraway, Mr. Bracey, Mr. Clay voting "aye", the continuation meeting was adjourned.

IN RE: AMENDMENTS TO AGENDA

Upon motion by Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following amendments to the agenda were approved:

Add, 4. Minutes - April 18, 1994 Continuation Meeting, 5. Claims, add - Additional Appropriations.

IN RE: MINUTES

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the April 5, 1994 Regular Meeting, April 6, 1994 Continuation Meeting, and April 18, 1994 Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, 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 #28531 - #28686(void check - #28530); - manual check - #28529, Self Insurance - $1299.32; General Fund - $300,685.06; E-911 - $1,299.00; Self Insurance - $20,943.05; Capital Project - $6,310.20; Law Library - $308.18; Jail Phone Commission - $1,336.53; Landfill Funds - $2,970.75; for a total of $335,152.09.

IN RE: PLASTIC PESTICIDE CONTAINER RECYCLING PROGRAM-APPROPRIATION

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that state funds received in the amount of $500.00 be appropriated for the Plastic Pesticide Container Recycling Program.

IN RE: CITIZEN COMMENTS

Ms. Everett stated that during the last meeting there were citizen comments on the racetrack and drainage problems. She said she had asked Administration to look into these concerns and come back with a report. She asked Mr. Knox to come forward and give a report on the drainage problems.

Mr. Wayne Knox, Director of Planning, stated that several meetings had taken place since the last Board of Supervisors meeting. He said contractors, developers and representatives from Virginia Department of Transportation have met concerning Chesdin Forest and West Drive. Mr. Knox made the following statements about these drainage issues.

1. Chesdin Forest	-In order for this subdivision to be taken into the state system, the streets must be regraded, repaved, side ditched and culverts must be re-set and dug over. The drainage ditch between Sequoia Court and Sequoia Road must be addressed because the drainage ditch is not able to handle the water sufficiently.
2. West Drive	-David Meloy, developer, has been working with residents along with Richard Crowder, redigging and realigning ditches and the problems should be taken care of by the weekend.
3. Sysonby Ridge Mansfield Walkers Landing	-Meeting next Thursday morning, 8:00 a.m. with contractors and developers.
4. Cox Road	-Looking into a problem along this road.

Mr. Knox added that new developments coming along are required to specify how drainage is going to be handled. He said they are trying to get the problems taken care of early.

Mr. Bracey asked who would bear the expense of reworking these road. Mr. Knox answered that the developers would bear the expense.

Ms. Everett asked Mr. Burgess to give an update on the concerns with the Virginia Motorsports Park facility.

Mr. Burgess stated that he had been to the facility and also had been in the vicinity where many of the complaints stem. He stated that he had heard first hand from the property owners. He also had meetings with Ken Kohrs, Manager, Virginia Motorsports Park, and he felt they were interested in being a good neighbor and doing things to minimize the effects of the noise on the surrounding community. He said the improvements have not been completed and it is unjust to judge them until their improvements have been completed. He added that he felt there were some things that could be done as far as landscaping and as soon as the foliage is done it may lessen the intensity of the noise. He stated that in order to minimize the problem, first you have to know how it originates, where it goes, and what the conditions are that cause the sound to go in a particular direction. He said this was a joint venture between the county and the facility and the public was welcome to join in the process.

Mr. Haraway stated that there seemed to be an effort on the part of the racetrack officials to improve the situation. He felt there needed to be a wait and see approach to the problem.

Ms. Everett then opened the citizen comment period.

1. **Ken Kohrs** - General Manager, Virginia Motorsports Park, stated that he asked Dale Foley, one of the owners and subcontractors of the project, about some of the improvements. He said Mr. Foley indicated that there are about 400,000 cubic yards of dirt that have been moved to specific locations with the idea of deflecting the noise which eliminates from the racetrack. He stated that the project is not complete yet and additional dirt needs to be moved and sound barriers need to be moved into place along with landscaping and natural foliage. His next point is that the business that they are in will never be quiet. The facility will hold many uses outside of the motorsports arena for the community. He said festivals, fairs, or fundraising activities for the community were some of many uses. He asked Mr. Burgess to facilitate a forum between a citizens delegation and representatives from management and ownership of the racetrack, which will make communication with citizens more responsive. He said he did not feel that this problem would be solved by negative comments hurled from newspaper, television, and radio.

2. **Mr. Robert Ragsdale** - 8511 Boydton Plank Road, stated that he was continuing to have problems with the noise generated from the racetrack. He said he was speaking for quite a few citizens. He also stated that he felt he deserved peace and quiet in his neighborhood. He added that church services are even hard to hear at Pine Grove Church with the noise. Mr. Ragsdale then asked what happened to the modulars that the School Board bought.

Mr. Bracey stated that the modulers have been installed and are in use at whatever school they were designated for. Mr. Bracey said the trailer at the Bus Garage was purchased with some funds for athletics. He said the trailer was not purchased with money budgeted for classroom space in Dinwiddie County Schools.

Mr. Ragsdale then asked who gave the authority for the County Attorney to review tapes of the racetrack meeting for him and charge $1,900.00.

Mr. Burgess said they were in the process of getting that information prepared to give to him.

3. **Gilbert Marek** - 20719 Butterwood Road, asked Mr. Kohrs if the sound barriers would be included, not only where they are proposed, but also along the western side and end of the track. He said he had never experienced anything that could generate that much noise at any given time. He added that he would be willing to work on a committe to help resolve the noise problems.

4. **Ann Scarborough** - Stated that she had asked a question over a month ago and was promised an answer. She wanted to know if the answer would come in the form of a letter. Ms. Everett said they would. Mrs. Scarborough said that in an effort to call the Planning Department one day, it took her about 15 minutes to get a call through. She suggested there should be a separate number for each department.

Staff commented that at different times of the day, the phones are busier than others. Mr. Clay commented that he called Ms. Ralph almost every day and he rarely had a problem getting through. Ms. Everett said they would look into the problem further.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION

Mr. Ronald Reekes, Resident Engineer, VDOT, gave the following report:

1. Rt. 750 - Presently does not meet the stripe requirements or have the vehicle count, but will be reevaluated.

2. Rt. 624 - The dip has been fixed.

3. Rt. 609 & 626 - Request for a four-way stop does not meet the requirements.

Mr. Bracey asked that the persons who live at that intersection should be responded to by letter.

Mr. Reekes stated that to install a four way stop the requirement is 4,380 from the minor street and 7,200 from a major street totaling almost 12,000 vehicles a day.

4. Rt. 609 - Bridge that crossed Stony Creek, guard rails will be put up in 30 to 60 days.

5. Grass cutting and resurfacing schedule will begin soon. The Adopt-A-Highway program is going strong.

Board Members had the following comments and requests:

Mr. Clay asked about potholes on Rt. 715. Mr. Reekes said the contractor would be meeting with them this afternoon and would be getting started before the end of the week.

Mr. Haraway asked about Rt. 600 under the Norfolk & Western railroad underpass, where the drainage has stopped and it takes 2 to 3

days to unstop. He asked if there was anything that could be done to eliminate this problem because it has caused accidents.

Mr. Reekes stated that the problem has been corrected by blowing out the drain pipe. He said they also looked at the pipe to see if the size of the pipe was a problem.

Mr. Bracey stated that during the winter, the highway department came out and talked to him about the driveways and runoff ditches on Courthouse Rd. after the new construction was completed. He said there was discussion about some of the drainage problems which were created for these citizens due to the new construction. It was promised that these problems would be taken care of and he wanted to know when they were going to be taken care of.

Ms. Everett asked about the truck traffic signs at Sunset and Franklin. Mr. Reekes said it would not be completed until the 30th of April. She also asked about the redesign of Rt. 1 and Rt. 226. Mr. Reekes said there was an opportunity off of Rt. 226 onto Rt. 601 Ferndale Rd, for a turn lane.

Mr. Clay commented that he felt it was a waste of taxpayers money to send eight men, and two expensive vehicles, to fix one pothole that one man with the proper equipment could fix in five minutes.

IN RE: COMMISSIONER OF REVENUE

Mrs. Debbie Marston, was not present to give a report.

IN RE: TREASURER

Mr. Bill Jones, Treasurer, asked the Board Members if they had any questions of the report he submitted for review.

Donald Haraway asked Mr. Jones about the purchase of a Certificate of Deposit for $671,000 through the Bank of McKenney at less than 3%. He stated that normally most people would purchase CD's at 4% range. He suggested that we study consolidating CD's where $1 million or more is being invested.

Mr. Jones said that the trend over the last 2 weeks has been an increase in interest rates. He said normally on the self insurance fund, they go on for a year and carry a higher percentage, but these continued for only 3 months to be able to get the interest recorded in this fiscal year's budget. Mr. Jones added that Government rates take on a different figure.

IN RE: COMMONWEALTH ATTORNEY

Mr. Rainey was not present.

IN RE: SHERIFF

Mr. Heath was not present.

IN RE: BUILDING INSPECTOR

Mr. Abernathy was unavailable. Mr. Everett reviewed the report for the Month of March.

IN RE: ANIMAL WARDEN

Mr. John Mellick, Animal Control Warden gave his report showing $789.00 total revenue for the 1st Quarter of 1994.

Mr. Mellick said they were putting up signs in the community and within 5 to 6 days they were knocking on doors and doing spot checks. He said this educated people to the fact that a county dog license is required.

Mr. Mellick presented material specifications for the roof repair and extension for the pound. He quoted the bids received. Walter Witt-$1,295.00, Dave's Roofing-$4,200.00, Brown Brothers-No bid.

He stated that the purpose for this rear roof extension was to cover the refrigerator which now sits on the south side of the building. He said the addition was a 9' x 28' area and the concrete for the pad was poured last summer.

Ms. Everett asked for a motion to accept one of the bids.

Upon motion by Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye", the bid for roof repair and extension was awarded to Walter Witt for $1,295.00.

Mr. Mellick discussed the Micro-Chip identification program. He stated that this was a permanent insertion of a micro-chip between the shoulder blades of the animal. He said this chip was the size of a grain of rice and was virtually impossible to remove. He stated that this was a very good way to track ownership of the animal and thus determine liability. What he proposed to do would be to let the $10.00 adoption fee absorb the $5.75 cost of chip for each dogs.

Mr. Haraway asked how many chips would be used a year. Mr. Mellick stated that approximately 400 chips would be used.

After some discussion on the proposal, it was decided to postpone this proposal until the May 18, 1994 meeting.

The next issue Mr. Mellick brought up was the comparison for a different type of heating source for the pound. Mr. Mellick stated that an energy audit was being done by Southside Electric on April 26, 1994.

Ms. Everett said she had been receiving a number of calls from Brickwood subdivision.

IN RE: PLANNING DEPARTMENT

Mr. Wayne Knox, Planning Director, gave a report for the Planning Department.

He stated that in the next few weeks the Subdivision committee will meet to discuss some of those issues.

Mr. Bracey asked that he be provided with a copy of the persons on the committee to insure that it is made up of a cross section of people.

Mr. Clay asked if we were using Crater Planning District Commission as much as we could on the Comprehensive Plan.

Mr. Knox responded that Crater would be providing the Planning Department with the bulk of data for the Plan.

Mr. Clay said we need to make sure we are getting our share of time.

Mr. Bracey asked who serves on the Board of ABIDCO, and if we could get a monthly report provided in the packet. Mr. Haraway responded he was the representative and would provide the report.

IN RE: DIRECTOR OF SOCIAL SERVICES

Ms. Peggy McElveen, Director of Social Services, gave her report. She stated that April is "Child Abuse Prevention Month" in the State of Virginia. She said in the last fiscal year there were over 15,000 abuse cases in the state. In the County of Dinwiddie, there were a total of 136 complaints with 40% to 45% founded rate but the number of complaints increase yearly. There are from 10 to 12 complaints a month. Ms. McElveen added that May was "Adult Abuse Prevention Month". Most of these adult abuse cases were against the elderly.

She stated that she was the Appointee to the South Central Private Industry Counsel Board. She added that there was no representation from Dinwiddie County on any individual Counsel. She has made a nomination from their office for someone to be considered. She suggested that the person be a representative of the business community.

IN RE: SUPERINTENDENT OF SCHOOL

There was not a representative from the School Board or Office on Youth present. Ms. Ralph brought to the attention of the Board of Supervisors that a recommendation for Youth Commission members had been included in their packet ahead of time for their consideration. She stated that if action was taken at the next day meeting it would be adequate time to get this done by May.

Ms. Everett asked the Board if they were prepared to take action on the recommendation now.

Mr. Clay said these people are appointed every year and he would like to get someone in to give a brief overview of what they do and how they are selected. He said he would like to go ahead and vote on them but he would still like to get an explanation.

Ex Tract

Upon motion by Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Mr. Haraway, Mr. Bracey, Ms. Everett voting "aye", the following persons were nominated to the Youth Commission:

3 year terms: Marianne Feeney - Student Assistance Counselor
Dinwiddie High School

Patsy Barnes - Dinwiddie Extension Services

1 year terms: Emily Newman - student
Carlos Branch - student
Melanie Springston - student
Randall Marston - student
Brian Pittman - student

IN RE: RECREATION

Mr. Tony Rinaldi, Director of Recreation, gave his report to the Board. His addendum to the report was that the Hershey Track meet will be held on May 21st with a rain date of May 28th.

Mr. Rinaldi added that all the work on the ball fields for this year had been done.

Mr. Bracey asked about the concession stand at Dinwiddie County Middle School. Mr. Rinaldi said the gentleman was out at the school two days ago and told him that the job would be finished in 30 days.

Mr. Haraway complimented Mr. Rinaldi on the job that he has done on the fields.

IN RE: PUBLIC SAFETY DIRECTOR

Mr. David Nichols, Public Safety Officer, gave his report. He said that he had received the revised Emergency Operations Plan and asked for an adoption of the revised Plan.

Extract

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following resolution was adopted:

WHEREAS, the Dinwiddie County Board of Supervisors is greatly concerned with the health, safety, and welfare of its citizens and desires that the best possible emergency services be available to them; and

WHEREAS, the Commonwealth of Virginia Emergency Services and Disaster Law of 1973 requires that each city and county develop and maintain a current Emergency Operations Plan which addresses its planned response to emergency situations, and

WHEREAS, such a plan has been developed by the County Office of Public Safety in coordination with the Virginia Department of Emergency Services with input from responsible local agencies;

NOW THEREFORE, BE IT RESOLVED by the Dinwiddie County Board

of Supervisors this the 20th Day of April, 1994, that the County of Dinwiddie Emergency Operations Plan be and it is hereby adopted as the basic plan for County emergency services.

BE IT FURTHER RESOLVED that those County officials charged with planning and operational responsibility in the Emergency Operations Plan become knowledgeable of such responsibilities and be prepared to execute their respective responsibilities upon notification of implementation of the plan.

Mr. Nichols gave additional information on the Shelter Exercise Workshop scheduled for Friday, April 29, 1994. He stated that the Hurricane Exercise is April 1994.

Mr. Nichols summarized the articles which were included with his report. He also brought to their attention the report from the National Weather Services on the Tornado Outbreak on August 6, 1993.

Mr. Nichols next item was the bids on the ladder truck. He stated that they were due on May 6, 1994 at 2:00 p.m. He had talked to Mr. Burgess, County Administrtor, about this and they were putting together the appropriate paperwork.

Mr. Nichols also stated that he had talked to Paul Jacobson, County Attorney, about price gouging. Mr. Jacobson's suggestion was that we not pursue it any further. He asked the County Attorney, Mr. Dan Siegel, if he had any comments on this issue. Mr. Siegel commented on Dillon's Rule and how it applies to this issue.

Mr. Nichols said that the committee was working on a report on Self Contained Breathing Apperatus.

He then introduced Mr. Dennis Hale, of the Ford Volunteer Fire Department. Mr. Hale spoke on behalf of all fire departments concerning EMS in Dinwiddie County. He said the desire was to allow David Nichols to pursue a countywide EMS license for the fire companies of Dinwiddie County. Mr. Hale was asked if Dinwiddie Rescue Squad was in favor of this request. Mr. Hale said he did not know.

It was the wish of the Board members for Mr. Burgess, County Administrator, to coordinate a meeting to find out what has happened in the last 18 months with the parties involved and come back with a report to the Board at the next meeting.

Ms. Everett stated that they would try a meeting and if it was not successful, then they would get with the Fire Departments and pursue their request.

IN RE: WASTE MANAGEMENT

Mr. Denny King, Director of Waste Management, reported that the Landfill officially closed on April 9, 1994 and nothing else is being accepted there. He said Shoosmith is completing the closure.

Mr. King said he put an article in the Monitor advising the citizens about some of the things which are going on at the landfill. He said most people's thoughts were not in line with the way things really are.

Mr. King discussed the buy out of Southern Atlantic Services, Inc. He stated that there was $25,000.00 set aside in this year's budget for the purchase of a rolloff to handle some of the trash. He stated that in the same budget in another place there was $19,000.00 for dumpster containers. He stated that the 1974 Ford 3208 Cat., which has a chassis better than one which would cost over or around $18,000.00, will cost $14,900.00 He said there is also a new compactor, two used compactor, three 40 cubic yard containers, and 48 cubic yard containers. Mr. King felt this was a good deal since the county is talking about the creation of manned sites.

Ms. Everett asked Mr. Burgess for a recommendation on this purchase. Mr. Burgess recommended that the equipment be purchased.

Upon motion by Mr. Bracey, seconded by Mr. Clay, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye", the Board authorized the purchase of the Southern Atlantic Services, Inc. equipment as described at $27,000.00.

Mr. Bracey asked about the Olgers Store site where vehicles are sitting at the site for sale.

Ted Baxter said he felt like the tires which are being put in the dumpsters in the Ford area are coming from outside the county. He stated that it is costing the county and it needs policing.

Mr. Bracey stated that he had gone to Rohoic and seen how bad it was over there. He had a suggestion from someone who thought it was a good idea to have someone there to police all the sites and close the Rohoic site from sun down to sun up.

IN RE: COUNTY ATTORNEY

Mr. Dan Siegel, County Attorney, said he did not have a report but would answer any questions.

Mr. Bracey asked if he was ready to address Mr. Ragsdale's proposal.

Mr. Siegel said that was something that would be discussed later in the meeting.

IN RE: LAKE CHESDIN FISHING PIER

Extract

Mr. Mark Wood, Project Engineer with the Department of Game and Inland Fisheries, requested a fishing pier be built at Lake Chesdin Public Boad Landing and that the county provide a handicapped accessible bathroom unit. He also stated that in order to continue having a caretaker to mow the grass, pick up trash, clean restrooms, etc, the $2.00 charge on parking should be continued.

Mr. Bracey asked if the company the county was renting from had portable bathroom units. Ms. Ralph stated that the bathrooms are stationary now.

Mr. Wood said it might be cheaper to rent a portable unit rather than add on to the present bathrooms. He said the cost would be $65.00-$70.00 per month for a BFM Port-a-John, and a Johnny on the Spot would run $85.00 per month. He stated that this cost would be incurred approximately 9 months a year from March 1 thru November.

He stated that this fishing pier would also be handicapped accessible with low railings for fishing from wheelchairs and would also be accessible for children to fish.

Mr. Bracey asked why the pier was being located so close to the dam. Mr. Wood answered that the cost of constructing the pier reduces the closer to deep water it is located.

Mr. Haraway stated that if we rented the port-a-johns, in two years we would have paid out what it would cost to build on to the present bathrooms.

Upon motion by Mr. Bracey, seconded by Mr. Clay, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the Board of Supervisors voted to provide handicapped restroom facilities at the Lake Chesdin Public Boat Landing.

Ms. Everett asked how long Mr. Wood thought it would take to get the fishing pier construction completed.

Mr. Wood stated that it would take anywhere from 60 to 90 days to complete. Ms. Everett asked if a resolution from the Board would speed up the process.

Upon motion by Mr. Bracey, seconded by Mr. Clay, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that a resolution

favoring the construction of a fishing pier at the Lake Chesdin Boat Landing be forwarded to the Department of Game & Inland Fisheries.

Ms. Ralph asked if there has been approval from the Appomattox River Water Authority. Mr. Wood said there was going to be a stipulation in the deed that if the pier ever became an enforcement problem, the Department of Game and Fisheries would remove it.

IN RE: REQUEST FOR PAGER-MAGISTRATE

This request was postponed until Mr. Harry Clay was able to present the request to the Board.

IN RE: DINWIDDIE AIRPORT & INDUSTRIAL AUTHORITY RENEWAL OF NOTE

Mr. Charles Burgess, County Administrator, referred the Board to their packets containing a copy of a promissory note in the amount of $100,000.00 and the request by the Airport Authority to renew the note.

Ms. Ralph said maybe it should be extended for a longer period of time since this is the third time it has been renewed. She said the Board, or course could demand payment.

Mr. Bracey said he did not have a problem with extending the time, but he wanted Mr. Burgess to have a discussion with the Authority and find out when they planned to pay the county for this note.

Upon motion by Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Mr. Haraway, Ms. Everett voting "aye", Mr. Bracey voting "nay", the Board of Supervisord voted to extend the promissory note for a period of one year, expiring April 30, 1995, with Mr. Burgess keeping them posted on the progress of plans to pay the note.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. Audit Proposals

Mr. Burgess stated that there were 6 responses to the request for Audit Services and 3 of the 6 firms were interviewed. Interviews were conducted by the Audit Selection Committee and they are now making a recommendation with a priority list as follows:

1. Montoro & Associates, Richmond, Virginia
2. Robinson, Farmer, Cox Associates, Richmond, Virginia
3. Goodman & Company, Richmond, Virginia

Mr. Burgess requested authorization from the Board to commence negotiation for contractual purposes with the #1 rated firm.

Mr. Bracey asked what the purpose of the Audit requests were.

Mr. Burgess stated that due to Federal and State requirements, it was thought that the time was right to bid the job out again. He stated that a committee made up of Mrs. Ralph, Mrs. Townsend, Mr. Haraway, Mr. Jones, and Mr. Hubbard convened and reviewed the applications presented, conducted 3 interviews, and prepared a priority list.

Mr. Bracey asked if the #1 rated firm was the low bidder.

Mr. Burgess stated that there is no bid involved in an RFP process but you could ask for a nonbinding cost estimate. He said now they have to enter into negotiations with the firm for contractual purposes. He said if the committee reaches an impass with the firm, then they could cease negotiations and move to the next firm on the list.

Mr. Bracey asked what other counties or government agencies do they work for.

Mr. Burgess said they worked for several towns and/or counties, but he could not recall them specifically.

Mr. Bracey stated that he hoped this was not being done because someone did not like the services of the present firm.

Mr. Clay commented that the County had had a long association with Robinson, Farmer, Cox Associates and in his opinion they had done a pretty good job. He said we know this firm and what they will do and the others we have to try out now.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye", the Board authorized Mr. Burgess to commence negotiations with Montoro & Associates, the #1 rated firm. Mr. Haraway stated tht if during the negotiations the firms price is higher than RFC, it should be brought back to the Board.

2. Tax increase on cigarettes.

The next issue was a resolution opposing the 75 cents tax increase on cigarettes.

Upon motion by Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye", the following resolution was adopted:

Extract

WHEREAS, Dinwiddie County is a major producer of flue-cured tobacco;

WHEREAS, Tobacco dollars turn over about four times in the local economy, Dinwiddie tobacco growers currently provide an economic impact of $22,584,425.00;

WHEREAS, All Dinwiddie businesses, like department stores, grocery stores, farm supply dealers, banks and others dependent upon a strong tobacco economy;

WHEREAS, Every citizen of Dinwiddie County benefits from the taxes paid by tobacco growers and smokers which are used to build roads, schools and other forms of public assistance;

WHEREAS, Tobacco growers already generate an average of $62,000 in state and federal taxes for each acre produced for domestic consumption while the farmer receives a gross return of only $3,200;

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia, in its support of the right to produce, sell and consume tobacco and in full support and recognition of the value of tobacco to Dinwiddie County fully endorses:

1. No new tobacco tax increases on any level of government;

2. A broad based financing program for health care reform in which tobacco growers do not provide a disproportionate share of the financing since all Americans will benefit from it;

3. That tobacco taxes not be earmarked for tobacco grower "retraining" programs.

Adopted this 20th day of April 1994.

3. VLGMA Conference

Mr. Burgess requested authorization to attend the Virginia Local Government Management Association Conference in Virginia Beach on June 22-24. He stated that registration fee was $175.00 with lodging at $127.00 per night.

Mr. Haraway moved that the request be approved.

Mr. Clay stated that he was in opposition to the request. He felt that the cost of lodging was high.

Ms. Everett stated that there is a lot of legislation to be learned and she felt networking was very important.

Mr. Burgess stated that this particular organization consists of managers and administrators in the state. Topics this time deal with efficiency and reinventing government.

Upon motion by Mr. Haraway, seconded by Mr. Bracey, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye", the Board approved Mr. Burgess' request to attend the VIMGA conference in Virginia Beach on June 22-24.

IN RE: BOARD MEMBER COMMENTS

Mr. Bracey commented that the 2:00 meetings were set for the reports from constitutional officers and they should be reminded that they need to be present to make their reports at these meetings.

No other Board members had comments.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Mr. Haraway, Mr. Bracey, Mrs. Everett voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344 (1) Personnel - Discussion of employment salaries and assignment of duties, Section 2.1-344 (7) Legal - Consultation with counsel, Contractual services, Consideration of claim, the Board moved into Executive Session at 4:52 P.M. A vote having been made and approved, the meeting reconvened into open session at 6:25 P.M.

IN RE: CERTIFICATION

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Bracey, Mr. Clay, Mr. Haraway, Mrs. Everett 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 the 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.

The Board of Supervisors recessed to the HomePlace Restaurant. Mr. Moody joined the meeting at this time.

IN RE: DINNER MEETING TO DISCUSS PROPOSED FY 94-95 SCHOOL BOARD BUDGET

The Board of Supervisors and the School Board met in a joint workshop session to discuss the proposed School Board budget for FY 94-95. A cost projection for and review of the CIP project proposed for the School Board was presented by Ballou, Justice, Upton, Architects.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Mr. Haraway, Mr. Bracey, Mr. Moody, Ms. Everett voting "aye", the meeting adjourned at 9:21 p.m. to be continued until Wednesday, April 27, 1994 at 7:00 p.m. at the Pamplin Administration Building, for a joint session with the School Board on the CIP program.

LeeNora V. Everett

LeeNora Everett
Chair, Board of Supervisors

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD AT THE VIRGINIA MOTORSPORTS PARK, U.S. #1 HIGHWAY, DINWIDDIE COUNTY, VIRGINIA, ON THE 20TH DAY OF APRIL 1994, AT 12:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
ABSENT:	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	CHARLES W. BURGESS, JR., COUNTY ADMINISTRATOR	

IN RE: TOUR VIRGINIA MOTORSPORTS PARK FACILITY

Ms. LeeNora Everett, Chair and Mr. Donald Haraway, Vice-Chair of the Board of Supervisors met at Virginia Motorsports Park to tour the facility.

IN RE: ADJOURNMENT

Due to the lack of a quorum, the meeting was adjourned at the Pamplin Administration Building.

LeeNora V. Everett
LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess
Charles W. Burgess, Jr.
County Administrator

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE EXTENSION MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 27TH DAY OF APRIL 1994, AT 7:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5

IN RE: CIP WORKSHOP SESSION

The Board of Supervisors met in a joint workshop session with the School Board to continue their review of the CIP program for Dinwiddie County. After a lengthy discussion, the School Board and County Administrator were instructed to review the various options available for school renovation/new construction and the rates required to support the capital improvements program with these various options and report back to the Board at its May 4, 1994 meeting.

IN RE: DISCUSSION OF FY 95 PROPOSED BUDGET

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Clay, Ms. Everett voting "aye", Mr. Bracey voting "nay", the Administration was instructed to proceed with advertising the proposed FY 95 budget for public hearing, with the addition of one deputy position for the Sheriff's Department. The public hearing will be held at 7:30 P.M., May 18, 1994, at the Pamplin Administration Building.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Mr. Haraway, Mr. Moody, Mr. Bracey, Mrs. Everett voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344 (1) Personnel - Prospective Candidates - Employment, the Board moved into Executive Sesion at 9:50 P.M. A vote having been made and approved, the meeting reconvened into open session at 10:15 P.M.

IN RE: CERTIFICATION

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Haraway, Mr. Moody, Mrs. Everett 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 the 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.

LeeNora V. Everett

LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.

Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 4TH DAY OF MAY, 1994, AT 7:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
ABSENT:	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	PAUL JACOBSON	COUNTY ATTORNEY
	DUTCH BUMGARDNER	COUNTY ATTORNEY

IN RE: AMENDMENTS TO AGENDA

Upon motion by Mr. Edward Bracey, Jr., seconded by Mr. Donald Haraway, Ms. LeeNora Everett, Mr. Donald Haraway, Mr. Edward Bracey, Mr. Harrison Moody, voting "aye", the following amendment to the agenda was made:

Add 13. Executive Session, 1. Section 2.1-344(1), Personnel - Discussion of Employment (Assignment of Duties), 2. Section 2.1-344(7), Consultation with Legal Counsel (Workman's Compensation Claim).

IN RE: MINUTES

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the April 20, 1994 Continuation Meeting, April 20, 1994 Regular Meeting, and April 27, 1994 Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Bracey, Mr. Haraway, Ms. Everett, 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 #28815 - #28916(void check - #28814); Self Insurance - $1,609.57; General Fund - $37,546.24; Capital Project - $8,957.62 Law Library - $333.29; Jail Phone Commission - $611.08; CDBG - $3,853.45; Fire Programs - $1,752.34; for a total of $54,663.59. Void check #28626 - $19.09; Manual check #28687; General Fund - $27,000.00. Payroll using checks #28689 - #28798(void check #28688),(void checks #28799 - #28801, end of box); Check #28802 - #28813; Payroll deduction, General Fund payroll - $223,756.79; E911 - $494.16; for a total of $224,250.95.

IN RE: CITIZEN COMMENTS

Ms. Everett stated that ten (10) people had signed up and each would be allowed 3 minutes to speak so the public comment period should last about 30 minutes.

1. **Reverend Robert Jones**, Pastor of Mt. Calvary Baptist Church and president of the United Churches of Dinwiddie County spoke on behalf of the Black Churches of the community. He voiced his concern and opposition to the closure of Dinwiddie County Middle School. He stressed that the Dinwiddie Middle School, formerly called Southside High School when it was built for black students, was a historical landmark for the Black citizens of the County. He said they wanted something of their history as Blacks in this county preserved.

2. **Willie Clarke**, 8603 Bethune Drive, Petersburg, Va., spoke as president of the NAACP, and expressed the same concerns as Rev. Jones.

3. **Reverend Junious W. Bervine**, 22900 Terminal Drive, also spoke to the issue addressed by Mr. Jones and Mr. Clarke. Rev. Bervine favored preservation of the Middle School as a historical landmark.

4. **Betty Ragsdale**, 8511 Boydton Plank Road, spoke on the issue of noise at the racetrack. She quoted from a March 1992 extract which stated that the closest residential is a minimum of 2500 ft. away. She spoke about the berming and additional planting which was to be used to shield the facility. She said it stated that racing would take place on Fridays and Saturdays. She quoted an exchange of conversation between Mr. Len Ponder and Mr. Donald Haraway where Mr. Ponder stated that the noise level would not have a great impact on the adjacent property owners. She also said when she called the county with complaints, she was told to call someone else. She referred to the letter dated November 16, 1992, from Mr. Bracey saying that none of the conditions places a ceiling on the permissible level of noise from the track and that there was no way at that time to measure the level of noise. She noted that Mr. Bracey was employed by the racetrack and she felt it was a conflict of interest. She also noted that deputies were working there, which she felt was also a conflict of interest because you cannot call the sheriff's department and get them to respond to your calls about the noise.

Mr. Bracey, responded to Ms. Ragsdale by asking her to check the State Code of Virginia concerning a conflict of interest.

6. **Donna Roland**, 7228 Jack Drive, Petersburg, VA., stated that she has recorded the noise level with a sound level meter. The meter measured 107 decibels on Saturday and 101 decibels on Sunday. She said this was not a safe noise level as required by OSHA. She read from a pamphlet supplied by her employer, Dupont, which stated that excessive noise may harm over all health and contribute to mental and physical stress. She also said her child's ear, nose and throat doctor told her that her child may need to wear ear plugs or protection whenever the racetrack is operating. She felt that OSHA needed to be contacted about this problem.

7. **Robert Ragsdale**, 8511 Boydton Plank Road, asked Mr. Burgess where he got the information from that was included in the letter he sent in reference to legal fees.

Mr. Burgess stated that Mrs. Ralph and the County Attorney staff had given him this information.

Mr. Ragsdale said the county was billed for the recordings in April or March of 1992 and he did not ask for these recordings until much later. He thanked Mr. Burgess for the answer. Mr. Ragsdale also expressed his concerns about the noise level and asked the county to please do something about it.

8. **Richard Causley**, 22802 Oakley Drive, spoke on the noise level of the racetrack. He said sometimes it is not very bad, depending on the type of cars running and the direction of the wind. He said he realized that the track is not going to go away, but something should be done to control the noise. He said sound walls like those on Interstate 295 would help. He also complained about the way the Sheriff's office has responded to complaints about the racetrack. He said he was told by an officer that the Sheriff's office had been ordered by the Captain not to take any complaints. He said he was told to complain to the BOS. He called the magistrate to take a warrant out on the property owner for operating a public nuisance and was told by the Magistrate that he did not have a case and if he had a problem to go see the Board of Supervisors. He referred back to the beginning of the Board meeting when everyone stood and saluted to flag saying "justice for all." He said he was one of those "all's".

9. Wallace Roland, 22256 Butterwood Road, also spoke about the racetrack's noise level and hours of operation. He asked that something be done about it.

10. Christine Avery, 2330 Jack Drive, stated that she was concerned about the level of noise coming from the racetrack. She is located right across the lake and said that the grandstands and loud speakers face her house. She felt planting trees might help but not until they have grown over the years. She complained that her children have a hard time going to sleep because of the noise and she thought that the

children's welfare was important to the future of Dinwiddie County. She added that she was also in support of keeping Dinwiddie Middle School.

11. **George M. Ellis Jr.**, 18 Edmund Avenue, Petersburg, VA, stated that he was one of the members of the 1st graduating class of Dinwiddie Middle School. He said he felt that some valuable use could be made of the Middle school rather than demolishing it.

This was the end of the Public comment portion of the meeting.

Ms. Everett asked Mr. Burgess if he had any response to the noise issue.

Mr. Burgess stated that for the public's information, Mr. Ken Kohrs, General Manager of Virginia Motorsports Park, expressed a willingness to work with the citizens and the Board to try and minimize the noise impact. Mr. Burgess said he wanted to try and find solutions to the problem. Mr. Burgess stated that it was his intention to have a public forum with concerned citizens, either positive or negative, the evening of May 19, 1994 at one of the schools in the general vicinity of the drag strip. He said the meeting will be advertised by the local news media. The purpose is to come up with a citizens group to work with Virginia Motorsports Park and the Administrative staff to try and find a way to minimize the noise.

Mr. Burgess added that the Virginia Motorsports Park had been put on notice by the County Planning Department for violation of hours of operation as stated in their conditional use permit. He said Virginia Motorsports Park has filed an amendment to their conditional use permit application to amend their hours of operation. He stated that the Planning Commission will hold a public hearing to consider the request on Wednesday, May 11, 1994 at 7:30 p.m., at Southside Elementary School Auditorium. He added that this would be the same night the conditional use permit application for Mr. Pridgen's hog farm would be heard.

IN RE: PUBLIC HEARING - P-94-2, BANK OF MCKENNEY

Mr. Wayne Knox, Director of Planning, presented the case to the Board of Supervisors. Mr. Knox stated that Doy J. & Lou Ann K. Rice had made application to rezone a 2.615 acre site, identified as Tax Parcel 45D - (1) - 29B, located along Boydton Plank Road, in the Rowanty Magisterial District, from R-1, Residential, Limited, to B-1, Business, Conditional, per Section 22-23 and 22-24 of the Dinwiddie County Zoning Ordinance for purposes of establishing a banking center.

Staff Recommendation:

The Dinwiddie County Planning Commission at its April 13, 1994 meeting, recommended this request for approval to the Board of Supervisors. Staff feels that in order to assure compliance with Virginia Code Section 15.1-491(g), it is stated the public purpose for which these Resolution are initiated are to fulfill the requirements of public necessity, convenience, general welfare and good zoning practice. Staff further feels that the B-1, Conditional zoning which would limit development of this site to financial institutions only would not adversely affect the present neighborhood characteristics, while allowing for the positive development of this site.

Mr. Knox then told the Board of Supervisors that a representative from the Bank of McKenney was present to answer any questions they may have.

Mr. Knox said there had been only one inquiry in reference to the application.

Ms. Everett asked if the representative from the bank would like to address the Board.

Mr. Richard Liles, President of Bank of McKenney, said they intended to remodel the house that sits on the site and use it as an operations center and add a small branch. Mr. Liles said they thought this would be an excellent addition to the Dinwiddie community. He added that they had received all the necessary state and federal approvals. He said he would be happy to answer any questions.

Ms. Everett asked what the bank's timetable was.

Mr. Liles said optimistically, the fall, and realistically, the spring.

Ms. Everett asked if there were any other questions from the Board. Since there were none she opened the public hearing. There were no persons to speak in favor of or in opposition to the request. Ms. Everett closed the public hearing and asked for discussion or a motion from the Board.

Upon motion by Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye", rezoning case P-94-2, Bank of McKenney, was approved following the recommendation of the Planning Commission.

IN RE: REQUEST FOR PAGERS - MAGISTRATES

Mr. Harry Clay, Magistrate, spoke on behalf of the Magistrates who work in the county on a part-time basis, and who are on twenty-four (24) hour. He stated that the primary means of contacting them was through being paged by the sheriff's office.

He said the pagers that they now use are between 18 and 20 years old and they do not function very well. He had talked to David Nichols, Public Safety Officer, and was told that pagers run in the neighborhood of $350.00. He stated that they would possibly need as many as three pagers. He added that this was one of the few requests you would get from the Magistrates. He said for those persons who hold functions other than magistrates, this would allow them to not be restricted to sitting near a phone all day long.

Ms. Everett asked Mr. H. Clay if he has had to borrow a pager.

Mr. H. Clay said that was correct because his simply gave out. He said he did not know the condition of Mrs. Johnson's pager because she never had any need to use it, but both his and Mr. Perkinson's need replacing.

Ms. Everett asked if they could get away with two.

Mr. H. Clay said Ms. Johnson's needed to be checked out first because it had not been used in a few years.

Mr. Bracey asked who would have the responsibility of fixing or having the new pagers reconditioned.

Mr. H. Clay said the pagers would belong to the county.

Mr. Bracey then asked Mrs. Ralph, if the pagers were purchased, would they come under our present maintenance contract for pagers or would they be under a separate agreement.

Mrs. Ralph said the Sheriff's Department maintenance agreement would be checked out, and they would see what is most cost effective.

Mr. Moody asked Mr. H. Clay who had fixed the pagers before.

Mr. H. Clay said he could not remember them ever going in the shop. He said they were basically maintenance free.

Mrs. Everett asked if there was money in the budget to take care of this expense.

Ms. Ralph said not in the magistrate's budget. Mr. H. Clay added that their budget consisted only of a service contract on a typewriter.

Ms. Ralph said she did not know if it would apply but they could look at the capital category in public safety department.

Mr. Bracey asked how much they would cost.

Ms. Ralph said it would cost around $700.00.

Mr. Bracey asked Ms. Everett if this could just be approved and let Ms. Ralph work out the details of financing.

Upon motion by Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye", the request for pagers by the Magistrates was approved.

Ms. Everett called for a five minute recess at 8:22 p.m. The meeting reconvened at 8:35 p.m.

IN RE: CIP PROGRAM - DISCUSSION OF SCHOOL PROJECTS AND FUNDING OPTIONS

Ms. Everett called for those persons who had signed up to speak on the CIP Program.

Michelle Morris, White Oak Church Road, Wilsons, Va., stated that on behalf of the Midway parents and PTO, they fully supported the School Board's proposal and asked that the Board vote to approve the CIP Program. She added that Dinwiddie County schools were in dire need of renovation and/or upgrading. She said they felt the CIP program was a way to spare the budget and get what was needed for the schools.

Victoria Heller, 20009 Cox Road, Sutherland, stated that she volunteered at Rohoic Schools through her employer. She said on January 4th she toured the Rohoic facility along with other council members and was surprised at the things they saw. She said there was mainly a lack of space for students and teachers. She said Rohoic enrollment had shown a steady increase of about 12% a year for the last several years. She said that modular classrooms had been suggested to accommodate those in need of a room and she viewed this solution a temporary solution. She said with new and better schools in place, new businesses would be attracted to the area and their families could relocate thus increasing county revenues, having more funding for future capital improvements. She presented the challenge to the Board to put education first, and hoped that they would consider the CIP program suggested by the School Board.

Dr. Robert Jones, Jr. declined to speak on the subject.

Karen Leech, 20612 Cox Road, Middle School PTO president, member of School Improvement Council, and parent of a Middle School student, spoke on the needs of the facility:

1. Need for an enlarged cafeteria.
2. Need for an auditorium with a functioning PA system.
3. Need for a clinic for students.
4. Need for bathrooms which are up to date.
5. Need for ceilings which do not leak.
6. Need for locker rooms with working showers.
7. Need for water fountains that work.
8. Need for additional classroom space.
9. Climate Control system.

Ms. Leech said all these needs are immediate and if renovation on the Middle School is implemented, these should be high priority items. She added that they do need a new school, but she does not think the High School is set up for the Middle School concept. She said the Middle School has a lot of historical value, but this value should have been emphasized many years ago. She said they fully supported the CIP program and hoped the Board approved the plan.

Cheryl B. Martinez, 23718 Sparrow Court, spoke to the Board in support of the CIP program. She said this subject has been discussed ever since 1987. She said when she was in school, the schools were kept up. She said this is not done anymore because the funds are not available. She said in order to do the things that need to be done, the School Board has had to go to debt service. She said it sounded as if the County is making lots of money and the School Board is not doing much of anything except trying to keep themselves going. She said they have been continually cut. She gave the following breakdown:

1. 1987 - Budget cut, closed the school.
2. 1988 - Overcrowded schools.
3. 1989 - Changed the Boundaries.
4. 1990 - Overcrowded schools.

5. 1991 - Added trailers to schools.
6. 1992 - Overcrowded schools.
7. 1993 - Parents denied right to use school in the location of baby-sitters.
8. 1994 - Overcrowded schools and closer to year 2000.

She said it was very apparent that nothing has been done since 1986. She said the kids can't wait until 1998. She said it is a disgrace to the County of Dinwiddie that there is not a place where a large number of people may gather for a function due to the lack of air conditioning. She closed by saying that she supports the School Board in their efforts to provide quality services and schools to Dinwiddie County and asked the Board to also support their efforts.

Mr. Greg Davis, School Board Chairman, thanked the members of the Board of Supervisors for working with them and bringing them to this point with the CIP. Mr. Davis gave a brief background as to how they arrived at this stage. He said there had been studies done on the conceptual needs of their school district, public hearing, studies by the CIP advisory committee within the school system, studies by the State Department of Education, and a study by Construction Control Cooperation authorized by the Board of Supervisors. He said from all these studies, the consensus was that the $33 million dollar CIP plan is necessary. He said the current administration and School Board realize that the ability to fund as well as County needs must be taken into consideration. He said they have developed a list of priorities which include those things which cannot be done without. He asked Mr. Harold Walker to outline the priorities before Dr. Gaul presented the options available.

Mr. Harold Walker, School Board Member, District #4, stated that this has been an effort to form a link to the best possible Capital Improvements programs for students, staff and community. He said last year's facility studies identified $33 million dollars worth of project needs to upgrade the school system. He said this figure was reduced down to $16.9 million dollars after developing the list of priorities which follows:

1. Provide the space and improve classroom quality on the northern corridor of Rt. 460. Provide and improve classrooms and program quality at the High School and Middle School. Provide and improve classrooms at Dinwiddie Elementary School. Major safety and compliance issues at all schools.

2. Provide additional space at Rohoic. Provide additional space at Southside. Provide a K-5 design at Southside and Dinwiddie Elementary. Provide for increased technologies at all schools. Major safety and compliance issues at Southside, Sunnyside and Rohoic.

3. Paint and refurnish all schools.

He said in June of 1993, the facility survey study was presented to the School Board, and architects indicated that cost estimates of all new construction projects had increased. He said these increases cause alterations in the original plan. To keep the project costs down to $16.9 million dollars, recommendations for a new space and/or renovation space are based on the facility study of 1993. He closed by saying that Dr. Gaul will follow up with the cost projections.

Dr. Gaul, Superintendent of Schools, covered the costs involved with the CIP program. He stressed that delaying any further is only going to add costs to what has to be done. He presented 4 plans which he hoped would demonstrate that (a) they have studied this very carefully, (b) they are concerned about the financing of these issues, and (c) the extensive nature of the County's needs and give some options as to the direction to travel. He stressed to the Board that he would like to leave with an endorsement for a design phase which would not commit anyone to any particular project but allow a move forward with expert architects to make sure they are where they need to be when the project is finished.

Dr. Gaul gave the following presentation of the 4 plans.

Dinwiddie County Public Schools

C I P PLAN

INTRODUCTION

Many months have been spent culling through information in an effort to formulate the best possible capital improvements program for our students, staff, and community.

Last year's facilities study identified $33 million dollars worth of projects needed to upgrade our school system. This figure was reduced down to a $16.8 million dollar amount based on priorities established by the superintendent and advisory council. The priorities were as follows.

Priority I

- Provide for space and improved classroom quality on the northern corridor (Rt. 460)
- Provide improved classroom and program quality at the high school and middle school
- Provide improved classroom quality at Dinwiddie Elementary
- Major safety & compliance issues at all schools

Priority II

- Provide additional space at Rohoic
- Provide additional space at Southside
- Provide for K-5 design in Southside and Dinwiddie
- Provide for increased technology in all schools
- Minor safety & compliance issues at Sunnyside, Southside & Rohoic

Priority III

- Paint and refurbish all schools

Since the Facilities Survey Study was presented to the School board in June, 1993, architects indicate that cost estimates for renovation and new construction projects have increased. These increases required alterations in the original plan in order to keep project costs down ($16,900,000).

Recommendations for adding new space and/or renovating space is based on the Facilities Study - 1993.

Inspections of facilities have confirmed that some of our facilities are in very bad shape. Lack of action now will require much more investment in the future. The cost of renovation and new construction is predicted to increase by as much as ten to fifteen percent over the next two to three years.

Attached are several proposals which address the priorities listed above. Additionally, a brief description of each plan is outlined. Plan I and III include replacement facilities either at the high school or at the middle school. Both facilities need major work. Also, Plans I and I-A provide an option for a new facility at Midway. Plan II focuses on renovation projects and has a broader impact on the district.

Once a plan has been endorsed, the following must occur:

- o An RFP for Design Stage
- o CIP Advisory (citizens, staff, officials)
- o Refinement of plans
- o Proposal accepted

Also, attached you will find facility rating sheets used by engineers to evaluate our buildings. Back-up information rating sheets and educational program deficiencies are available upon request.

The cost per school for each CIP proposal is as follows:

School	Plan 1	Plan 1A	Plan 2	Plan 3
High	$12,918,445 N	$12,918,445 N	$5,613,202 R	$8,057,088 R
Middle	$ 453,004 R*	$ 453,004 R*	$5,603,386 R*	$9,812,374 N
Dinwiddie	$ 1,213,370 R	$ 1,213,370 R	$1,213,370 R	$1,213,370 R
Midway	$ 4,966,155 N	$ 3,012,336 R/N	$3,012,336 R/N	$4,966,155 N
Sunnyside	$ 17,777 R	$ 17,777 R	$ 17,777 R	$ 17,777 R
Rohoic	$ 68,703 R	$ 2,504,357 R/N	$2,504,357 R/N	$ 68,703 R
Southside	$ 33,925 R	$ 33,925 R	$ 511,325 R/N	$ 33,925 R
Totals	$19,671,379	$20,153,214	$18,475,753	$24,169,392
Air Cond. (Middle School)	$ 550,000	$ 550,000		
Total	$20,221,379	$20,703,214		
Without Gym at Southside			($ 477,400)	
Without Addition at Rohoic			($ 1,044,731)	
			($16,953,622)	

N = New R = Renovation R* = Renovation of HS for Middle School Use
R/N = Combination of Renovation and Addition

Dr. Gaul touched on the descriptions and features of each plan as he gave the provided the cost estimates. A summary of these descriptions and features is available at the Dinwiddie County School Board.

Dr. Gaul stated that the next step was to accept a design phase and move forward into a more complex and definitive study, and determine which plan was best. He said choosing a plan at this time was too premature. He said these plans represent our best options and will be the plans to take Dinwiddie into the 21st century with a solid, representative school system. He suggested that it is time to work together, appoint a committee to move forward with the design phase and communicate with all facets of the community and take into consideration all the heritage and develop a project we will all be proud of. He asked if there were any additions.

Mr. Davis stated that two of the architects who have been working closely with the school system, Mr. Upton and Mr. Collins, were present and are available to answer questions.

Mr. Haraway asked what the design stage would include at this time.

Bill Upton, Architect, came forward to answer questions. He stated that the architectural and engineering services included the following:

1. Schematic
2. Design Development or Preliminary
3. Construction Document
4. Bid
5. Construction

He said that the design phase is the schematic design phase which would set the parameters of each building or facility and help to identify the number of classroom, teaching spaces, cost of facility, condition of

the sites, type of air conditioning, roof systems, etc. He said these are real details which would give you facts to make your decision.

Mr. Haraway asked if the design phase would include drawings for a new building.

Mr. Upton said the drawings would be floor plan elevation, basic sections, as well as a site plan showing site circulation, safety and traffic control.

Mr. Haraway asked if these documents would be complete enough at that point to place the project to bid or would they require further work.

Mr. Upton said after the schematic design was done there would be approximately 20% of the design phase completed. He said the next presentation to the Board would be the preliminary or design development stage which is further development of the documents with finishing, double-line drawings, more detailed cost estimates, etc. He said once this is approved you usually know exactly what you want. He said next step is construction documents which are completed drawings with specifications, describing things in further detail. He said after this, the Bidding process should take approximately 6 weeks or so with construction lasting 1 to 2 years.

Mr. Moody asked what the cost was involved in the 20% of design phase.

Mr. Upton said he has never actually totalled it himself. He said usually what he's done is given state averages for construction for an average quality building. He said he has also used the State Capital Outlay manual to propose fees. He said once you have advertised for architects and develop proposals, let one architect, and negotiate with them a fair fee. He said that fee should be approximately $300,000.

Mr. Bracey asked if, for this fee, they would get proposals for new construction and renovation.

Mr. Upton said it basically depends on the architects. Mr. Upton suggested that it be cut off at the schematic phase and ask for a comparison for this fee, then you should expect the architect to give it to you without additional pay. He said for instance his firm would continue to design until they designed what was wanted. He said they would advance the design and renovation of the Middle School to a point of approximately 20%.

Mr. Haraway asked if the $300,000 represents 20% or is the 20% $300,000 of $1.5 million.

Mr. Upton said he had not calculated this figure. He said he thought it was 20% of $300,000.

Mr. Haraway asked what services this included.

Mr. Upton said civil engineering, mechanical engineering, and HVAC engineering.

Mr. Haraway again asked if, $300,000, represented 20% of $1.5 million, was what the School Board was asking to be approved.

Mr. Upton said this was correct.

Mr. Haraway asked what the plan would have cost back in November based on the scope of the amount of work that has to be done.

Mr. Upton said he is not charging anything for looking at the different options and it would cost you basically what is set up in the Capital Outlay manual.

Mr. Haraway said these extra options have got to consume time and asked who is footing the bill for this extra time.

Mr. Upton said there are different things you can negotiate and it is open for competitive negotiation.

Mr. Haraway said the way the question was answered, it would not cost any more to review one option as opposed to 4 options.

Mr. Upton said he did not feel that all 4 options should be explored. He said you have to be reasonable about what you want.

Mr. Haraway said therefore some early decision must be made so they would not go through 4 completely different plans.

Mr. Upton said some decision may be clear right off and some may require more thought.

Mr. Bracey asked what if renovation was chosen for the entire plan. What would he get for renovation only.

Mr. Upton said the fee guidelines are set in the Capital Outlay manual. He said there are opportunities that you should consider in the negotiations. He said you want to get a well qualified architect.

Mr. Bracey said he proposed a renovation for the entire school system.

Mr. Upton said he had no problem with that and his only job was to give the very best service no matter the direction of the project.

Mr. Moody asked if 20% would tell the condition of each building and from that point the School Board could decided whether the sentiment is there or whether they want to take another option.

Mr. Upton said that was correct. He said they would give actual conditions and cost related to new and renovation and a professional recommendation.

Mr. Bracey asked for a timeframe.

Mr. Upton said for the 20%, it should take about 90 days beyond the selection process, which would take approximately 30 days.

Mr. Haraway asked if they would also be looking at the requirements of the Middle School program.

Mr. Upton said they had done a lot of school work and they know what the department of education requires.

Mr. Haraway said he believed the school board already had a study conducted in 1992 and 1993. He said as far as the requirements for Middle School, there does not need to be another study for the Middle School. He said he felt they need their emphasis placed on the building and whether it is structurally sound.

Mr. Upton said he knew this but the study was never turned into a design and this is what the schematic will do.

Mr. Haraway asked him if he had looked at these other studies.

Mr. Upton said he had seen them briefly and they will be very helpful.

Dr. Gaul said what they were hoping to do was move beyond the four options and start to apply the design phase of the project and begin to move forward. He said the last part of the presentation will give that focus.

Mr. Greg Davis, presented the last phase of the presentation to the Board of Supervisors. He said they really did not want to give them 4 different plans. He said until they go forward with the design phase, they cannot give you one plan or the other. He also added that while it was true that they could ask for several options, it would compound things to ask for too many. He said if you ask for a design phase of one particular plan, it would preclude the ability of the Board to have the information available to tell the advantages of building a new school. He said with plan #3 you cut off none of your options. He said what they recommended, with the understanding that this design phase is going to cost approximately the same amount for any of these, is that the Board of

Supervisors would allow the School Board to use approximately $300,000 or an amount equal to approximately what they have received from the meals taxes, to let the RFP for the design phase. He said they could start this as soon as their next meeting which is the second Tuesday in May and bring back to the Board some specifics within the next 90 to 120 days.

Ms. Everett asked if they were asking for an appropriation of $300,000 in meals tax.

Mr. Davis said that was true, with an endorsement of plan number 3 and the options he had outlined.

Mr. Burgess said these options would be returned to this Board and the Board would make a decision as far as actual projects. Mr. Burgess said that this is the next logical step. He also noted that the architectural firm presently working now, would not be automatically awarded the bid.

Mr. Haraway said he was ready to endorse the design phase and give approval for it tonight, except that he wanted the four options kept open at least until there was a preliminary report. He said he was not ready to exclude plan 1 or 1A at this point.

Mr. Burgess asked if the major difference between keeping plan #1 and the other two plans active, was the potential for a new high school. He said he thought what Mr. Haraway wanted was to keep the options open.

Mr. Davis said if this is the Board's wish, then it would not be a major obstacle, even though they wanted the Board to endorse a plan now.

Mr. Bracey said he had no problem with using the $300,000 but he felt this Board should wait until they were at full strength before they voted. He felt there were some questions which were not answered. He asked for example, if they built a new Middle School, where would it be located.

Mr. Davis stated that there are several options to investigate. He said one was the present site or directly behind the present Middle School.

Mr. Bracey asked the same questions of the High School.

Mr. Burgess said he believed Mr. Upton would submit preliminary site plans showing where the structures would be located.

Mr. Bracey said he was just concerned because he felt we should move cautiously and in a manner so that none of the members would be embarrassed 6 months down the road. He said he really thought they should reserve a vote until they could give Mr. Clay an opportunity to hear the proposal.

Mr. Everett asked about approving this plan contingent upon the absent member's approval.

Mr. Bracey said it had nothing to do with his approval because the absent member could be outvoted, but he felt things should be done in the family way. He said there still has been no discussion on the actual financing. He felt that this meeting could be continued and that in a couple of days they could give the School Board an answer that they could stand behind and be proud of. He said this is a lot of money to be spending and it should be done cautiously.

Ms. Everett said right now, they were talking about doing schematic drawings.

Mr. Bracey said that was no problem, but he felt like they should sit down and try to figure out just what they were dealing with.

Mr. Moody said he felt this design phase was something they should go ahead and get started with. He said it is not committing them to anything.

Upon motion by Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Ms. Everett voting "aye", Mr. Bracey voting "nay", the School

Board was authorized to proceed with the design phase for the Cip Program as presented, leaving all options open, to be funded by appropriation of the meals tax.

Ms. Everett called for a brief recess at 9:50 p.m. The meeting reconvened at 10:05 p.m.

IN RE: AWARD OF AUDIT CONTRACT

Mr. Charles Burgess, County Administrator, presented the proposed audit contract to the Board. He stated that a contract had been negotiated with Montoro and Associates, P.C. for $20,900. He said it was basically a one year agreement which has provisions for a two year renewal. He said it states that the Draft Audit Report and Management Letter would be submitted to the Board by November 15, 1994 and the Final Audit Report would be submitted by November 30, 1994. He said the two (2) additional year provisions would be with a fee increase of five percent (5%) per year. Mr. Burgess added that Paul Jacobson reviewed the document and has comments to add.

Mr. Jacobson recommended that there be an addition of Section 7B, terms of RFP to be incorporated into the contract and if there are any conflicts between the contract and the RFP, the RFP would control. The other addition is that the procurement act requires language referencing equal opportunity employment by the contractor on contracts over ten thousand ($10,000) dollars.

Mr. Bracey said he thought this contract was for only one year.

Mr. Burgess said it was only for one year. He said this is a one year contract, and typically you would go into a multi-year contract.

Mr. Bracey asked about #8, which lists the County Audit Report at $15,000. He asked what we were currently paying for this service.

Mr. Burgess said the cost estimate would be in the neighborhood of $16,000. He said these were figures based on current year usage. For example, School Textbook Funds are currently at $900.00, and this contract quote is for $800.00. He said the School Activity Funds are currently at $3,650.00 and the contract quote is $4,100.00. He said the IDA figure of $1,000.00 is basically a two year audit and was close to $3,000 for two years. Mr. Burgess said using the mix of current year and past experience, it comes in at about $500.00 above what this audit calls for.

Ms. Everett asked how many persons were on this committee.

Mr. Burgess said the committee consisted of Mrs. Ralph, Ms. Townsend, Mr. Jones, Mr. Haraway, and Mr. Hubbard.

Mr. Moody asked if Robinson, Farmer, Cox did the Bingo Audit.

Mrs. Ralph said it was done by Mitchell-Wiggins & Co.

Mr. Bracey asked how often that was put out to bid.

Mrs. Ralph said they liked to establish a track record with the auditing firms and it would come up to bid in about 3 years.

Mr. Bracey asked what the School Activity Funds were.

Mrs. Ralph said they were funds set up at the different schools like canteen funds, etc. Mrs. Ralph said the IDA audits were not ones you could use for comparison because the first audit was a two year audit and the cost of the last one was $3,000 because of the bond issue and the amount of work that was needed to be done.

Ms. Everett asked Mr. Burgess if he was satisfied with the negotiation with the firm. Mr. Burgess said he was. Ms. Everett asked him if he recommended approval of the contract. Mr. Burgess said he did.

Mr. Bracey said he did not see much sense in changing the Audit firm.

Upon motion by Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Ms. Everett voting "aye", Mr. Bracey voting "nay", the contract between the County and Montoro and Associates, P.C. for auditing services was approved with the revisions stated by Mr. Paul Jacobson.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. Mr. Burgess stated that appointments were due for the June 1, 1994 Board Meeting.

Ms. Everett said she would make her recommendation to the Social Services Board. The other appointment belonged to Mr. Moody.

Mr. Bracey said he had one for the Library Board. Mr. Moody added that he had an appointment for the School Board.

Ms. Ralph said that the advertisement for the public hearing for the School Board appointment would be for June 1, 1994 and the name has to be mentioned at the public hearing to be considered for appointment. She said it will also be mentioned in the advertisement that resumes must be submitted by Thursday, May 26, 1994. She said she would get those resumes to Mr. Moody so that he could consider them. She said the appointment cannot be made at that meeting, but you must wait at least seven days, so that the actual appointment would take place at the June 15, 1994 meeting.

Ms. Everett asked if the other appointments could also wait until the June 18, 1994 meeting.

Mrs. Ralph said it was fine if that is what they wanted to do.

2. Mr. Burgess noted that he had received some calls from citizens for the County to adopt an official position statement on the proposed correctional facility being considered for the Squirrel Level Road area of Petersburg. He then asked if they wanted more information on this or is this an issue that they prefer not to get involved in at all.

Ms. Everett said she was very concerned about the issue and understood that there would be an informational meeting on May 17, 1994 in Petersburg. She said she thought they should get the information from that meeting and then maybe take some action.

Mr. Haraway said he was concerned about this also. He said they already had Central State Hospital in the Northern end of the county and the business and residents already have unwanted visitors. He said this proposed facility would be releasing over 1,000 individuals per year and felt this could not be anything but a liability for the county. He hoped that after this information meeting, a letter or resolution could be sent to the Chamber of Commerce of Petersburg or City Manager, voicing the concerns of the Board. He felt it would cause some problems in the county.

Ms. Everett asked if he wanted to adopt a resolution expressing their concerns and send it to them prior to the meeting.

Mr. Haraway said he would go along with that.

Mr. Moody asked if this is a citizen meeting or city council meeting.

Ms. Everett said she thought it was a city meeting for information.

Mr. Burgess said some citizens were told that they would not be able to speak because they are not citizens of Petersburg. They are now turning to the county to make an official statement through the Board of Supervisors.

Mr. Bracey asked if this could be done.

Mr. Burgess said yes, in the form of a letter. He said he was not sure it would have any affect.

Ms. Everett said they would only say they were concerned.

Mr. Bracey asked Ms. Everett what she was concerned about.

Ms. Everett said she was concerned about the residents over in the New hope area which would have a prison right next to them. She said there is already one facility near them that they are concerned with. She added that someone had walked away from Central State Hospital, a week ago Saturday, that had murdered someone and had a hit list.

Mr. Bracey felt that we should try not to make a statement until we find out more about the issue.

Mr. Haraway quoted some statistics. He said there would be 396 beds, and isolation would be for 120 days, so if threre was 90% occupancy they would be releasing 1,204 prisoners a year. He said he did not feel this would be in the best interest of Dinwiddie County.

Mr. Bracey said this is a private concern bringing in this system and the state would pay them to operate it. He said he thought the property was properly zoned for this type of activity so how would they oppose it.

Mr. Moody said he also felt more information was needed before they opposed it.

Ms. Everett said she did not feel the opposition should be harsh but only voicing their concerns about the location.

Mr. Haraway said he felt they were in a position to offer some advice since they have a history with Central State Hospital.

Mr. Bracey said Central State Hospital has also helped taxes and provided jobs for citizens. He said before he opposes it he wants more information about it.

Mr. Haraway said maybe a letter saying it is not in the best interest of Dinwiddie County.

Mr. Bracey said we could send a letter after we get more information.

Ms. Everett said there should representation at that meeting to gather information.

Mr. Bracey said write for information so we can read what is going on.

Ms. Everett said they didn't have full information yet.

Mr. Moody asked Mr. Burgess to call Petersburg for information and get back to them with that information at the next meeting.

3. Mr. Burgess brought to the Board's attention a sample proclamation designating May 15-21, 1994 as Emergency Medical Services Week.

Ms. Everett asked if there was a motion for adoption.

Upon motion by Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr Bracey, Mr. Haraway, Ms. Everett voting "aye" the following resolution was adopted:

WHEREAS, Emergency Medical Services is a vital and lifesaving public service; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury, and only a third of Americans rate their households as being "very well prepared" for a medical emergency; and

WHEREAS, Emergency Medical Services providers traditionally have served as the safety net of America's health care system by providing lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, Emergency Medical Services teams in Central Virginia consist of emergency physicians, emergency nurses, career and volunteer

emergency medical technicians, firefighters, dispatchers, educators, administrators, and others; and

WHEREAS, volunteer and career pre-hospital Emergency Medical Services personnel providers work together to provide the highest level of patient care possible; and

WHEREAS, the members of Emergency Medical Services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills, and Americans benefit daily from the knowledge and skills of these highly-trained individuals; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of Emergency Medical Services providers by designating Emergency Medical Services Week; and

WHEREAS, the designation of Emergency Medical Services Week will serve to educate the people of Central Virginia about injury prevention and how to respond to a medical emergency; and

NOW THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County in recognition of this event do hereby proclaim the week of May 15-21, 1994 as,

Emergency Medical Services Week

in Dinwiddie County and encourage the community to actively support and otherwise pay tribute to Emergency Medical Services providers during this week and throughout the year.

4. Mr. Burgess said he held a meeting with the Rescue Squads and Fire Departments this past Monday evening and there would be a follow-up meeting of a smaller group on May 12, 1994 at 7:00 p.m. He said this meeting will consist of two representatives from each fire company and the Dinwiddie Volunteer Rescue Squad. He said the purpose of the meeting would be to work through some possible scenarios for improving the Medical Services division in the County.

5. Mr. Burgess stated that he was in the process of setting up a citizens meeting on May 19, 1994 for those having concerns about Virginia Motorsports Park.

6. Mr. Burgess suggested some dates for the Business Appreciation Dinner. He suggested May 24, or May 31, 1994. After some discussion it was decided to have the dinner on May 31, 1994 at the Home Place Restaurant.

7. Mr. Burgess passed out a rate comparison chart supplied by Mr. Jack Eubank, of the Water Authority, showing rate comparisons between the Water Authority of Chesterfield, Petersburg, Prince George, and Colonial Heights for information purposes only.

8. Mr. Burgess also distributed a memo on the proposed Courthouse project.

9. Mr. Burgess discussed with the Board the proposal by Community Graphics to develop a commemorative map of Dinwiddie County. It was discussed that there would be no cost to the county.

Mr. Bracey asked if he was sure that there would not be any cost. He was assured by the Planning Secretary, Cheryl Stewart, that there was no cost to the County. Ms. Stewart had contacted several other counties and found that in fact no cost was absorbed by the counties.

Upon motion by Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye" authorization was given to Community Graphics, Inc. to proceed with development of the commemorative maps for Dinwiddie County.

Mr. Bracey asked Mr. Burgess why we were concerned about rate comparisons as listed on the memo.

Mr. Burgess said this was so the county could see where we were in comparison to other localities.

10. Mrs. Ralph was asked to display the original charter of the American Legion of Dinwiddie County, dated January 23, 1932, in the showcase of the Pamplin Building.

Upon motion by Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye", the display of the original charter of the American Legion in Dinwiddie County in the showcase of the Pamplin Building was approved.

11. Mrs. Ralph mentioned that the public hearing for the 94-95 FY budget will be scheduled for May 18, 1994 at 7:30 p.m. in the Board Meeting Room of the Pamplin Building. She said hopefully the documents will be available for the public by this coming Monday, which is two days prior to the ad appearing. She gave the Board draft copies for review.

IN RE: BOARD MEMBER COMMENTS

Mr. Bracey asked for an address of the person in charge at VDOT, because of the concerns on Courthouse Road. After some discussion it was decided that Ronald H. Reekes should be contacted about the problem.

Mr. Haraway made a statement concerning the CD's which were discussed at the last Board meeting. He said he should have said 3.5% rather than 4% and he wanted to correct that.

Mr. Haraway also had pictures of a lot which was a proposed building lot and had really bad drainage problems.

Mr. Bracey said without the right codes in place there is nothing that could be done about this situation.

Ms. Everett suggested getting something in place to take care of this problem and said she hoped that with the new Zoning Administrator coming we could get something in place.

Mr. Haraway commented they did not change auditors because of price. He said there were 4 main concerns:

1. Unqualified opinions on the property ledger.
2. Lack of a Management Letter for eight years.
3. Late Audit Reports.
4. The use of interns on audits.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Moody, Mr. Haraway, Mr. Bracey, Mrs. Everett voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344 (1) Personnel - Discussion of Employment (Salaries and assignment of duties), Section 2.1-344 (7) Legal - Consultation with counsel, (Workman's Compensation Claims), the Board moved into Executive Session at 10:50 P.M. A vote having been made and approved, the meeting reconvened into open session at 11:47 P.M.

IN RE: CERTIFICATION

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Moody, Mr. Haraway, Mrs. Everett 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Mr. Bracey, Mr. Moody, Ms. Everett voting "aye", the meeting adjourned at 11:50 p.m.

LeeNora Everett
Chair, Board of Supervisors

ATTEST:
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 18TH DAY OF MAY, 1994, AT 2:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	DANIEL SIEGEL	COUNTY ATTORNEY
	LESLIE LITTLETON	COUNTY ATTORNEY

IN RE: AMENDMENTS TO AGENDA

Upon motion by Mr. Harrison A. Moody, seconded by Mr. Aubrey S. Clay, Mr. Harrison Moody, Mr. Aubrey S. Clay, Ms. LeeNora Everett, Mr. Donald Haraway, Mr. Edward Bracey, voting "aye", the following amendments to the agenda were made:

Amend #11. Executive Session, 2. Section 2.1-344 a(7) Consultation with Legal Counsel (Winn Litigation), add: (Virginia Bio-Fuels Contract);

Add to #11. Executive Session, under 3. Section 2.1-344 a(3), Acquisition of Real Property for Public Use, 4. Section 2.1-344 a(5), Prospective Business or Industry. #7. Constitutional Officers and Department Heads (i). Director of Social Services, add: (i1.) Appointments.

IN RE: MINUTES

It was the recommendation of Mrs. Wendy Ralph, since the Board Members had just received draft copies of the minutes of the Regular meeting of May 4, 1994, that approval be postponed until the June 1, 1994 Regular meeting.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Bracey, Mr. Clay, Mr. Haraway, Ms. Everett, 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 #28918-#29062(void check - #28917); Self Insurance - $1,148.17; General Fund - $188,252.97; Capital Project - $1,144.72; CDBG - $16,750.00; Fire Programs - $1,446.00; E911 - $7,199.70; for a total of $221,214.49.

IN RE: CITIZEN COMMENTS

There were no citizens who wanted to comment.

IN RE: CONSTITUTIONAL OFFICERS AND DEPARTMENT HEADS

A. Virginia Department of Transportation - R. H. Reekes was not available to deliver the monthly report. Mr. Harold Dyson, presented the report to the Board.

1. Rt. 609 and 626, sign to stop ahead have been installed.

2. Rts. 609, guardrail requested on bridge over Stony Creek. He said the Contractor has been contacted and it would be about 3 weeks before he could fabricate the bridge attachments for the project.

3. Rts. 1 and 703, resurfacing done.

4. Rt. 460 east bound, near Hebron surface repair to be done.

5. Rt. 619, Drainage problems looked at. Mr. Bracey asked them to please look further into the matter as soon as possible.

6. Rt. 715, Patillo Rd., contractor has started leveling.

7. Grass cutting projects are started.

8. The fiscal budget for secondary construction is coming up, but no public hearing is required. He stated they would be using the first year of the six year plan that was just approved. He said a resolution is needed.

Board members made the following comments:

Mr. Moody asked about Patillo Road, 715, and the grass cutting.

Mr. Dyson commented that they were having their problems. He said they had already cut Interstate 85 and Rt. 460 and they were now working on the Secondary system.

Mr. Bracey said as long as someone came down and fix the ditch lines on Rt. 619 he had no problem.

Ms. Everett asked about the truck restriction on Sunset and Franklin.

Mr. Dyson said the comments had been sent to central office, Traffic Section, and a recommendation will be made to the transportation board for approval or denial.

Ms. Everett said she also had a call in reference to Routes 460 and 226. She commented a that persons felt there was no way to make a "U" turn. She said people have been going down to Butterwood Rd to make a "U" turn which has cause problems. She stressed that there needs to be a crossover to the west of the business. She asked that consideration be given to the problem.

Mr. Dyson said he would turn it over to the traffic engineering division.

Ms. Everett asked about the Rt. 226 and Rt. 1 design.

Mr. Dyson said he did not know if Mr. Reekes had done anything on that or not.

Ms. Everett also asked about the dark intersection at Sterling Rd., and asked if some reflectors could be put at that intersection.

Mr. Dyson said they would look into doing that also.

IN RE: TREASURER

Bill Jones, Treasurer, introduced Cindy Carnes, the student who acted as his "shadow" in the "Shadow Program" through the schools.

Mr. Jones gave a report on the SNAP Account. He stated that he found out that the account had been overdrawn $6,352.18. He said based on a letter written by the Water Authority to the School Board, dated December 21, 1993, it was forseen that an overage would occur and had addressed ways this could be eliminated in case an overage occurred. He said the recommendation was that money be transferred out of the reserve fund into the SNAP account so the last check written could be paid.

Mr. Bracey asked who was responsible for the account and keeping up with the bills.

Mr. Jones said he writes the checks, and it was realized in November or December that there would be some cost overruns in this particular project.

Mrs. Ralph told the Board that in 1992 and 1993 various projects were done on the lagoon for the Middle School and Southside. She said the schools did a VPSA bond issue for $350,000 and in their debt service for the budget year $20,000 was appropriated out of local funds by the Board of Supervisors for Southside Elementary school. She said when they did the bond issue for the sewage improvements, they did not have to draw upon the $20,000. She said the money went into the reserve and it was money which was designated for sewer projects for the schools. She said the

money was not used because they were using bond money. She said the overage may not really be an overage because she did not think Southside was originally planned to be in the bond issue. She said some of the projects came in lower and they were able to use bond issue money up to certain extent and when they ran over they would use the money out of the $20,000 reserve. She said the transfer which Mr. Jones is talking about would be an appropriate transfer.

Ms. Everett asked how much would have to be transferred.

Mr. Jones said to cover this last check, $6,352.18 would have to be transferred.

Ms. Everett asked if more would be coming out of that account.

Mr. Jones said he thought it would due to the projected overruns.

Mrs. Ralph said they originally projected $15,000.

Mr. Jones said he thought it would be a good idea to get together with the Water Authority and the School Board and determine what expenditures are anticipated and go ahead and transfer the necessary funds to the SNAP account.

Mrs. Ralph said if they would take care of this matter today, she would get the Board a report so they would know how much more was needed.

Mr. Bracey said he did not like what was being said, but if the $6,352.18 was taken care of, is there some way to put a moratorium on the account and the project until they got some good figures and guideline of what is being done.

Mrs. Ralph said she was sure a report could be put together for the next meeting.

Upon motion by Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Ms. Everett, Mr. Bracey, Mr. Haraway, voting "aye", the Board of Supervisors approved the transfer of $6,352.18 out of the reserve fund for sewage projects into the SNAP account with a full report from the Dinwiddie County Water Authority to be received by the next Board Meeting before any more work is done.

Mr. Moody asked if this was bond money which was put into reserve.

Mrs. Ralph said these were local funds appropriated in '92 and '93 and not bond money. Mrs. Ralph said the letter was written in December by Mr. Joe Hubbard.

Ms. Everett asked if there had any additional information received between December and May.

Mr. Jones said he could not answer the question as he had found this memo in Mr. Hubbards files that morning.

IN RE: COMMISSIONER OF THE REVENUE

Ms. Deborah Marston, Commissioner of the Revenue, gave the meals tax report from January 1994 through the May 17, 1994 mail. She stated that $79,287.44 had been collected.

Ms. Everett said it amounted to about $20,000 a month.

Ms. Marston said there was a new fast food business in the county and this may cause the meals tax to possibly exceed $20,000 a month.

Mr. Bracey asked about the meals at the Racetrack and if they were being taxed.

Ms. Marston said Mr. Kohrs had given her the name of the person who was doing it temporarily until the concession stand was opened. She said the person who is running the concession stand has the necessary paperwork but the one who was providing the food prior has not gotten back with her.

Mr. Bracey asked about the admissions fee and if we would get a monthly report on that.

Ms. Marston said they would. She asked if she could file an addendum to this report and provide it today.

Mr. Bracey said that was fine.

Ms. Marston also reported on the State Income Tax. Through May 17, 1994, the office had audited and processed a total assessment of $318,712.18 with total money being attached to the returns of $290,827.40. She said this figure was subject to audit by the State Tax Department.

She said 382 returns have been processed for a total assessment of 364,441.10 with monies being attached at $82,859.14. She said the descrepancy is that this is a quarterly payment and not everybody paid up front. She said this is also subject to audit. She said they had processed 3,542 returns for a total refund to the citizens of $648,153.74.

She reported on Personal Property taxes. To date 8,400 returns have been received and 11,000 forms were mailed out. She said before the 10% penalty was tacked on only 34% was being received. She said 76.4% have been received to date.

She gave a report on Tax Relief. She said they processed 650 mailouts and 451 appointments for personal property and/or real estate tax relief. She said she is not able to provide the figures on tax relief as of this date.

She gave the report on Business Licenses. She said 648 new and renewal Business Licenses have been issued as of May 17, 1994.

She said she would go and get the figures for admissions tax so she could give a report on it. She asked if they wanted to make it a part of these minutes.

Ms. Everett said she thought that would be best.

IN RE: COMMONWEALTH ATTORNEY

There was no report from the Commonwealth Attorney.

IN RE: SHERIFF

There was no report from the Sheriff. Ms. Everett said she and Mr. Haraway had visited the Sheriff's department and looked at the addition and had commented on the good meals and how cost effective the operation was.

IN RE: BUILDING INSPECTOR

Dwayne Abernathy, Building Official, gave his report. He said there were 21 new dwellings in the month of April with a total value of $3,222,760.00. The fees collected were $7,447.00. The total building permits issues for the month was 153, with a value of $3,838,247.00 and $15,250.50 worth of fees collected. He noted that this is $2,100,000.00 over last year because of Rohoic Woods Apartments. He added that there were 416 inspection for the month of April.

Ms. Everett asked if there were any new subdivisions.

Mr. Abernathy said two more had been applied for but Mr. Knox could probably respond to the question in greater detail.

IN RE: ANIMAL WARDEN

John Mellick, Animal Warden, asked if there were any questions on his report.

Ms. Everett stated that they had received a letter from Jim Godwin, President of the SPCA in support of the Micro Chip program. She asked if the Board was ready to take any action on the program that Mr. Mellick had presented to them previously.

Mr. Mellick said it could be proposed that the adoption fee be increased from $10.00 to $16.00. He said he did not feel it would have a major impact on the adoption rate. He added that they could decide not to get into the Program, or table it for further research.

Ms. Everett asked for feelings among the Board Members. There were none, so Ms. Everett asked that action be delayed until next month to study it more.

IN RE: DIRECTOR OF PLANNING

Mr. Wayne D.P. Knox, Director of Planning asked if there were any questions about his report. Mr. Knox answered the question asked of Mr. Abernathy about the number of new subdivisions. He said there were approximately two or three plans which are being reviewed.

1. Addition to Rohoic Woods.
2. Addition to Sysonby Ridge.
3. Poole Siding Estates.
4. Potential development on River Road (108 units)
5. Expansion of Mobile Home Park in McKenney (20 to 22 units)

He said one of the main concerns has been drainage for the Planning Department and population for the School Board. He said they were trying to coordinante the effort with the School Board. He said they are also looking at the review process to try and tighten it up. He stated that the Water Authority has a new engineer, Robert Harrison.

Mr. Bracey asked what the Board or County could do not to allow developers or individuals to build in swamps. He asked if it was going to take an ordinance or what.

Mr. Knox said they were trying to work with the developers and the Subdivision Committee to look at the ordinance and are looking at State mandated restrictions on Soil Erosion.

He stated that by working with the Planning Commision, staff and other reviewing agencies, we can tighten our ordinance.

Mr. Bracey said all these lots needed to be taken care of because they would only lead to a bigger problem.

Mr. Knox said potential developers have not submitted anything on the subdivisions yet.

Mr. Burgess added that water and sewer is the key. He said the county needs to get a better handle on sewage extensions in the area where the Water Authority is extending service.

Mr. Bracey stated he felt we had a moral obligation to make sure people are building on a lot that will drain and not become a swamp.

Ms. Everett asked about the developers of Walkers Landing Subdivision.

Mr. Knox stated that he had not heard from the developer directly and has not been able to meet with him yet.

Mr. Clay asked whether there were any ordinances on the books which would regulate where a person could build.

Mr. Knox said there was and it was a matter of what questions are asked.

Ms. Everett asked about individual lots which have already been developed, and if engineering studies have been done. She asked if there was anything that could be done about those lots.

Mr. Knox said that this was where an independent or third party engineer would fit in.

Mr. Bracey commented that the Water Authority is extending service without first checking with the Planning Department.

Mr. Burgess stated that sometimes, when an Authority is established within a defined service area, it is not a problem, but when they extend past the service area they should have to come back before the Board for approval. He added that he felt this was something to think about. He said it all ties into the Comprehensive Plan wherein you start by thinking about where your service areas will be and therefore where the growth will occur in the county. He said in his estimation, the Water Authority is designating the growth areas.

Ms. Everett said she felt it was because we had no Comprehensive Plan.

Mr. Ted Baxter said the line to Sutherland is not a drainage line, but a sewage line and had nothing to do with storm drainage.

Mr. Haraway stated that in Mansfield South Subdivision, he has seen in the past thirty days two or more foundations go up and many signs showing lots for sale. He asked if anything could be done to halt the issuing of permits until drainage problems are cleared up.

Mr. Knox said he has seen localities do just that. He added that we would have to defer the issue to the County Attorney to see if it could be done.

Mr. Haraway then asked about the Comprehensive Plan and suggested that with the hiring of a new Zoning Administrator, a calendar of events should be developed so it could be known when to expect the Plan to be completed.

Ms. Everett said she was talking to Mr. Denny Morris, from Crater Planning, and he said he had met with the county and they were ready to move ahead. She said he suggested fast tracking, by holding a joint public hearing with the Board of Supervisors and Planning Commission.

Mr. Moody added that the Planning Commission had asked for additional meetings because they did not want to schedule these hearings on the same night as their regular meetings.

Mr. Haraway asked if a calendar seemed to be a reasonable approach to the project.

Mr. Bracey stated he felt it was the only way to go.

Mr. Clay said he wanted to see it done quickly, but he also wanted it to be done right.

Mr. Bracey agreed with Mr. Clay, and added that he did not want to see Mr. Davis, the new Zoning Administrator, sidetracked by other things.

Ms. Everett felt we should move ahead with the Certification process as well.

Mr. Moody asked Mr. Knox and Mr. Burgess to come up with a "Calendar of Events", on the Comprehensive Plan by the next meeting.

Ms. Everett asked Mr. Knox about West Petersburg.

Mr. Knox said it was beginning to move ahead again. He said a stop had been put on some of the jobs because they were not getting done right. He said there have been 10 additional jobs let, which brings the total to approximately 20 or 21. He reminded them that the goal of the project was 29 rehabilitation jobs. He said they were also working on the road construction bid packets with J.K. Timmons. He said they hoped to get that out to bid by the end of this month and use the end of June as a starting date.

Ms. Everett asked Mr. Knox to get back to them on the drainage problems.

IN RE: Director of Social Services

Peggy McElveen, Director of Social Services talked about the development of a statewide automation program, (ADAPT) Application Benefit

Deliver Automation Project), for all of the benefits programs provided by Social Services.

She distributed a compilation of the programs that Social Services provide, and which will be on the automation program. She said this program allows 2000 statewide eligibility workers to be connected on-line with several agencies and coordinates all of the major federal programs that Social Services is responsible for.

She added that currently the department does not have sufficient or appropriate space to effectively carry out their responsibilities. She felt that now was a good time to start planning ahead for the project.

Mr. Bracey asked if this information was available to the general public.

Ms. McElveen said that it was was.

Ms. Everett stated that there were two appointments coming up for the Social Services Board. One for District I and one for District II. She said Tyrone Coleman, representative from District I, had moved and that was Mr. Moody's appointment. She said the other appointment was for District II, her district, because Mr. Aubrey Pennington's term ends and he did not wish reappointment. She submitted the name, Arlick Brockwell, 25115 Cox Road, Petersburg, Va., to serve a four year term as the appointment to replace Aubrey Pennington. She said both Mr. Pennington and Ms. McElveen have interviewed Mr. Brockwell and have been impressed with him. She gave a brief history on Mr. Brockwell and asked for a motion to appoint him.

Mr. Bracey asked about the procedure they were following and reminded Ms. Everett that it was her idea to discuss appointments before they were made. He said this procedure was not in keeping with what she had previously requested.

Extract

Upon motion by Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Ms. Everett, Mr. Bracey, Mr. Haraway voting "aye", the Board of Supervisors appointed Arlick Brockwell, 25115 Cox Road, Petersburg, Va., to serve a four year term to the Social Services Board from District II.

Ms. Everett asked for a Resolution of Appreciation for Mr. Pennington and Mr. Coleman.

Mr. Haraway informed Ms. McElveen that at a Regional Health Meeting a representative from the State Health Department was very complimentary of Ms. McElveen and said she was doing a great job for the County.

IN RE: SUPERIENTENDANT OF SCHOOLS

Dr. Thomas Gaul, gave an update on some of the Plans to expand the Summer School Program. He had received word from the state that they are quadrupling the amount of money available to educate students over the summer. He felt they would be able to offer a quality program with little or no cost to the district.

He stated that the CIP program had not been changed but he has been informed that the retirement rate will decrease which will delete $67,000 from the Budget. He suggested that the money be added to the debt service line.

He thanked Mr. Burgess for all the help he received in trying to work out the financing for the Budget.

Ms. Everett asked about the RFP for Architectual Services.

Dr. Gaul said they were putting it out to bid.

Jim Hutchinson, stated that the RFP for Energy Audit is due on May 20th 1994 and the RFP for the Design Phase is due on June 3, 1994.

Mr. Haraway asked if there would be a walk-thru.

Mr. Hutchinson stated that the walk-thru was scheduled for May 24th and advance notice is required with no more that 2 people for walk-thru and RCIP update.

Dr. Gaul stated that they were interested in panelling a selection of Architects and anyone recommended for the panel will be accommodated.

Dr. Gaul then asked Diane Galbreath, Director of Youth Services, to give a semi-annul report on the Office on Youth.

Ms. Galbreath gave a brief history on the creation of OYCS. She stated that a few years ago a request was made by the Board of Supervisors of the Youth Commission to make recommendations of people in the community who were really committed to youth. She said she was to bring them to the Board of Supervisors to make a formal appointment.

She said each year 3 people on the Youth Commission come up with a list of people they would like to see become part of the Commission. She said the choices are based on high visible committment to young people. She said there were agency representatives, 6 citizens at large, and 6 young people from the High School.

She said they also pay attention to geographic and gender distribution. There are 8 black, 10 white, 8 male, and 10 female. She said there was one other person, Johnathan Harris from West Petersburg, to be appointed to the Commission. He was very active with youth in the West Petersburg area.

Extract

Ms. Everett asked for a motion to appoint Johnathan Harris to the Youth Commission.

Upon motion by Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Ms. Everett, Mr. Bracey, Mr. Haraway voting "aye", Johnathan Harris was appointment to the Youth Commission.

Ms. Galbreath covered several other objectives of the Youth Commission. She asked to be able to share the annual report at the end of the year. She asked if there were any other questions.

Mr. Bracey thanked Ms. Galbreath for her report.

Ms. Everett called for a five minute recess at 3:35 p.m. The meeting reconveniened at 3:40 p.m.

IN RE: PUBLIC SAFETY

The Public Safety Director, David Nichols, gave his report.

He requested that the funds be appropriated to pay for the ladder truck which Dinwiddie County was the low bidder at $15,000.

Ms. Everett stated that this was a 100 ft. ladder truck from the City of Hopewell which was put out to public bid. She added that the truck will be housed at Namozine station and that all firefighters in the County will be trained on it. It was thought that this truck was good insurance for the larger buildings in the County.

Mr. Haraway suggested that a log be kept on this truck and after 6 months it be reviewed to see how much use it had.

Mr. Nichols suggested one way to track mileage was during maintenance routines because the mechanics place the numbers of hours on each ticket.

Mr. Haraway stated that when the purchase of the truck was being discussed, it was the concern of many that it would not last if it was used on every call.

Mr. Nichols said he had talked with Bruce Archer from Namozine to develop a procedure for dispatching and response and it would not be used on typical house fires, but special calls and situations.

Mr. Moody agreed that a 6 month log would be good.

Mr. Nichols said the first 6 months may not be accurate because there would be training done on the truck.

Mr. Bracey said if the use is training, then the log will reflect that.

Mr. Nichols suggested using the gas card, but Supervisors said that would not record the purpose of the trip.

Mr. Bracey said he was more interested in the purpose.

Mr. Nichols said he would discuss it with the people at Namozine.

Ms. Everett asked for a motion to appropriatate the money.

Upon motion by Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, voting "aye", Mr. Bracey voting "nay", the Board of Supervisors voted to appropriate $15,000 for the purchase of the 100 ft. ladder truck from the City of Hopewell.

Ms. Everett asked when the truck would be in.

Mr. Nichols said as soon as he gets the money he would be able to gain possession of the truck along with extra equipment at no cost.

Mr. Nichols commented that training is being conducted for County Volunteer firefighters.

Mr. Nichols asked Mr. Mingle to direct the Board on the need for 6 tires for Dinwiddie Fire Department.

Mr. Mingle stated that Unit 113 needed 4 new snow tires on the 1971 pumper, and 2 radial tires for unit 114, the tanker truck. He added that they have found four used tires in another company. He said the problem is that the tires are dry rotting before the tread has been used.

Mrs. Everett asked if the amount was $795.80.

Mr. Mingle sait it was. He said the original 12 tires he was going to ask for would have cost a little over $1,200.00. Mr. Mingle said the tires could be purchased off of the state contract.

Ms. Everett asked for a motion. Mr. Moody asked wher the money was going to come from.

Ms. Ralph said it would come the capital line item in the Fire Department budget.

Upon motion by Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Ms. Everett, Mr. Bracey, Mr. Haraway voting "aye", the Board approved the purchase of tires for the Fire Department.

IN RE: DIRECTOR OF WASTE MANAGEMENT

Denny King, Director of Waste Management said he was continuing to hear that the Board was interested in implementing a manned site at Rohoic.

Mr. Haraway asked if he had any idea what the cost involved would be.

Mr. King stated $5,000.00 at most.

Mr. King said there would be construction of a small shed, installation of a port-a-john, some electrical work, and hiring of 2 part-time attendants.

Mr. Haraway asked Mr. King if this was a recommendation.

Mr. King said because of growth and different types of waste management, this is the answer to some of these things and ultimately, the route the County needs to take. He did not feel this was a decision which had to be made right then. He only wanted to try and answer any additional questions.

Mr. King and the Supervisors discussed that the project needed to begin during the summer months because the waste stream is smaller during the winter.

Mr. Clay was concerned that the project may overload other dumpster sites.

After further discussion it was decided to postpone until the next meeting and Mr. King requested to bring in some figures.

IN RE: COUNTY ATTORNEY

Dan Siegel, County Attorney brought to the attention of the Board Members a proposed form of reimbursement Resolution concerning Public School Capital Improvement Plan. He said this resolution satifies the federal tax rules and regulations which require that in order to get reimbursed with bond proceeds. He said this is an official declaration and must be in the records.

He said this does not mean you cannot change your mind on different capital improvement projects, but put on record that if you do go ahead, you can pay yourself back what has been expended.

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

RESOLUTION OF THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA DECLARING ITS INTENTION TO REIMBURSE ITSELF FROM THE PRECEEDS OF ONE OR MORE TAX-EXEMPT FINANCINGS FOR CERTAIN EXPENDITURES MADE AND/OR TO BE MADE IN CONNECTION WITH THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF DINWIDDIE COUNTY PUBLIC SCHOOLS CAPITAL IMPROVEMENTS

Extract

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

WHEREAS, the issuer has paid, beginning no earlier than March 20, 1994 and will pay, on and after the date hereof, certain expenditures (the " Expenditures") in connection with the acquisition, construction and/or equipping of Dinwiddie County Public Schools capital projects (collectively, the "Project"), as more fully described in Exhibit A attached hereto; and

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

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD AS FOLLOWS:

Section 1. The Board hereby declares the Issuer's intent to reimburse the issuer with the proceeds of the Bonds for the Expenditures with respect to the Project made on and after March 20, 1994, which date is no more than 60 days prior to the date hereof. The issuer reasonably expects on the date hereof that it will reimburse the Expenditures with proceeds of the Bonds.

Section 2. Each Expenditure was and will be either (a) of a type properly chargeable to capital account under general federal income tax principles (determined in each case as of the date of the Expenditures), (b) a cost of issuance with respect to the Bonds, (c) a nonrecurring item that is not customarily payable from current revenues, or (d) a grant to a party that is not related to or an agent of the Issuer so long as such grant does not impose any obligation or condition (directly or indirectly) to repay any amount to or for the benefit of the Issuer.

Section 3. The maximum principal amount of the Bonds expected to be issued for the Project is $25,000,000.

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

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

PASSED AND ADOPTED THIS 18th day of May, 1994.

IN RE: VA BIO-FUELS

Ted Baxter, Va. Bio-Fuels, discussed with the Board, the possibility of separating waste at the Rohoic manned site.

He commented on the large amount of tires. He felt like many of the tires were coming from out of the county. He was also concerned about whether people knew about the services out at the landfill. He felt that there needed to be some type of education for the county as to whether there are fees for dumping.

The Board asked the local newspaper to publish an article about the services at the landfill.

Ms. Everett asked the Board if they would like to table this issue until the next meeting so Mr. Baxter and the County Administrator could come up with an article for the paper and more information.

IN RE: CRATER PLANNING DISTRICT COMMISSION

1. Support of FY 95 EDA Planning Grant

Mr. Burgess stated that a letter of endorsement was included in the packets for the Crater Planning District Commission 94-95 request for EDA Planning Grant Funds.

Ms. Everett asked for a motion.

Upon motion by Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Ms. Everett, Mr. Bracey, Mr. Haraway, voting "aye", the Board approved Crater Planning District Commission's FY 94-95 request for EDA Planning Grant Funds.

2. Support of OEDP Planning Process

Mr. Burgess stated that there was also a letter serving to reaffirm the County's support of the Overall Economic Develoment Process.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Ms. Everett, Mr. Bracey, Mr. Haraway, voting "aye", the Board approved to re-affirm the county's support of the OEDP Planning Process.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. Bid results for termite treatment of Courthouse. Mr. Burgess said there were 3 bids received:

	Fees	Bond
1. Houchins Pest Control (includes wood borer treatment)	$2764.00	$200/yr.
2. Terminex	$2919.00	$263/yr.

3. Dodson Pest Control $3562.00
(incudes wood borer treatment)

The Staff's recommendation was to accept the low bid by Houchins Pest Control.

Upon motion by Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Ms. Everett, Mr. Bracey, Mr. Haraway, voting "aye", the Board approved the recommendation of staff to accept the low bid of $2764.00, submitted by Houchins Pest Control for treatment of the Courthouse.

2. Lake Chesdin Boat Landing Report

April 1994 report submitted by Alvin Blaha

3. The roof on Pamplin Building

Mr. Burgess stated that the roof is leaking in the hallway and some of the offices of the Pamplin Building. He said a contractor gave them estimates on a different type of roof system which would cost about $70,000. He said they needed some direction from the Board on what to do. He said the contractor was guaranteeing the roof for 20 years. He said a flat roof would be comparable in price.

Mr. Bracey asked if the roof was flat now.

Mr. Burgess said it was not.

Mr. Bracey asked if the cause of the problem was age.

Ms. Ralph said there had been some patching but there are too many leaks to continue patching.

Mr. Burgess said this was something that would have to be bid out.

Mr. Bracey asked about the infrared process to find out exactly where the leaks were on Eastside School.

Ms. Ralph said it was done back in 1987.

Mr. Bracey asked how much it cost.

Ms. Ralph said it was right around $1,000.00.

Mr. Bracey said shouldn't there be that type of test run now. He said he would rather put a sloped roof on rather than put $70,000 in and it not last.

Mr. Clay said he did not know much about roofs but he did know he did not want a flat roof.

Mr. Bracey said get some expertise advise and then come back with the report next month.

Ms. Ralph asked if they could get two done for a good price could Eastside also be included in the deal.

Mr. Bracey said of course.

4. Request for Proposal Architectural Services

Mr. Burgess said the county received thirteen (13) responses to the request for proposals for architectural services for the design of the new courthouse. Following is a list of the six member panel on the Selection Committee:

1. Judge Warren
2. Judge Lewis
3. Mr. Edward Bracey
4. Mr. Aubrey Clay
5. Mr. T. O. Rainey
6. Ms. Annie Williams

Mr. Burgess said there was a question as to whether there would be citizen representation on the panel. Mr. Burgess posed the question to the Board.

Mr. Bracey asked if this could be discussed in executive session since it bordered on personnel discussion.

Ms. Everett stated that she would defer the question to legal staff.

Mr. Siegel said individual people could be discussed.

Mr. Bracey then asked how citizens would be chosen. He said if each Board member chose a citizen, it would increase the panel to 12 members. He commented that the more you put on the panel the harder it was to get agreement among them.

Ms. Everett asked if only one or two citizens would be considered.

Mr. Burgess said one was really enough.

Mrs. Everett said she did not see anything wrong with having one citizen from each district.

Mr. Haraway agreed with Mr. Bracey.

It was decided that 2 persons would be chosen and maybe one of the two would be chosen to serve on the panel.

5. Mr. Burgess reminded the Board of the County Administrator's open forum on the racetrack which will take place on May 19, 1994 at 7:00 p.m. at Rohoic Elementary School.

6. Mr. Burgess gave the Board some information on formats for public hearings. It was discussed that at the recent public hearing held by the Planning Commission, one hearing lasted 4 hours. Mr. Haraway also commented that the amount of time allowed for the rebuttal was too long. Mr. Burgess suggested telling applicants in advance that there will be a limit to the amount of time allowed to present their case, or to have a rebuttal. It was also suggested that they should try and avoid in the future having two hot, or controversial public hearings in one night.

IN RE: COMMISSIONER OF THE REVENUE(CONTINUED)

Mrs. Marston came back to give a report Admissions taxes. She said to date, thru May of 1994, $173,345.30 in Business licenses, new and renewal has been collected. She said the Admissions tax is inclusive of the Boat Ramp fee, the Campgrounds, Marinas, Dance Schools, Barbeque sales, and the Racetrack.
She said to date $5,536.19 has been collected from all of the above.

Mr. Bracey asked what the admissions tax was on the Racetrack only.

Mrs. Marston said if you take off about $400.00 and the balance would be the racetrack.

Mr. Bracey asked if in the future, this report could be itemized.

Ms. Marston asked Mr. Siegel if this was something that could be done. She said she felt this process would single out a particular business.

Mr. Siegel said there might be a problem with that.

Mr. Bracey felt like he should be able to get a report.

Ms. Marston said it was singling out one business.

IN RE: BOARD MEMBER COMMENTS

Ms. Everett stated that there was a request from the Richmond Chapter of Mothers Against Drunk Driving asking for issuance of a proclamation in support of National Sobriety Checkpoint Week, June 28, 1994 thru July 5, 1994 and asked for a motion for adoption.

Upon motion by Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Ms. Everett, Mr. Bracey, Mr. Haraway, voting "aye", the Board of Supervisors of Dinwiddie County do hereby adopt the following resolution:

WHEREAS, the incidence of alcohol and other drug impairment annually jeopardizes the lives and safety of the traveling public; and

WHEREAS, the U.S. Supreme Court ruled on June 14, 1990, in support of the use of sobriety checkpoints as a measure to detect and deter incidents of impaired driving, thereby answering the issue of their constitutionality; and

WHEREAS, Sobriety checkpoints can serve to reduce the likelihood that drinking drivers will operate their vehicles, and thereby lessen the hazards to innocent travelers and by standers; and

Extract

WHEREAS, the County of Dinwiddie considers of utmost seriousness its duty to protect our citizens from hazards such as impaired drivers;

THEREFORE, BE IT RESOLVED, that the County of Dinwiddie hereby proclaims this to be Dinwiddie County Sobriety Checkpoint Week and hereby proclaims support for the use of sobriety checkpoints as a valuable weapon in the war against impaired driving related death and injury.

Mr. Bracey suggested having a Public Works Department and a Department of Finance. He said the Board needs to have more control over the county funds.

Ms. Everett reported on the deer harvest of the county. She said there were 2,014 deer harvested in the county this season.

Ms. Everett said there is a right-to-farm seminar coming up on June 30, 1994 in Richmond, Va. She said this seminar is being sponsored by VACO, the Municipal League, and VAPA. She asked who should go to the seminar. She said she felt Mr. Moody should attend since he is on both the Planning Commission and the Board of Supervisors, and Chairman of the Planning Commission, Ms. Everett, Mr. Bracey, Director of Planning, and County Administrator.

Mr. Bracey asked who was going to pay for this seminar.

Ms. Everett asked that a motion be made to appropriate the funds.

Upon motion by Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Ms. Everett, Mr. Bracey, Mr. Haraway voting "aye", the Board of Supervisors voted to appropriate the funds to pay for the Right-to-Farm Seminar being held in Richmond, VA., on June 30, 1994.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey , seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Haraway, Mrs. Everett voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344 (a)1 Personnel - Discussion of Employment (Salaries and assignment of duties), Section 2.1-344 (a)7 Legal - Consultation with Counsel, (Winn Litigation, Va. Bio-Fuels Contract), Section 2.1-344 (a)3 Acquisition of Real Property for Public Use, Section 2.1-344 (a)3, Prospective Business or industry, the Board moved into Executive Session at 4:55 p.m. A vote having been made and approved, the meeting reconvened into open session at 7:10 p.m..

5:45 Recess to Home Place

IN RE: CERTIFICATION

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway, Mrs. Everett 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 the 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.

IN RE: PUBLIC HEARING

A. FY 94-95 Proposed County Budget & School Board Budget.

Mr. Charles Burgess gave an overview of the Budget. He stated that the Budget amount as proposed is $30,017,172.00, with no proposed tax increases proposed. He said total expenditures are up approximately 4%. On the local government side, salary increases are at a level of 2% for cost of living, and 2% for merit. Constitutional officer employees will get 2.25% effective in December. New positions in the proposed budget, authorized through the state compensation board, Clerk for the Circuit Court Clerk's office; Sheriff's office, 4 correctional officers; Jail operations, one Road Deputy and one Communications Supervisor through local funding. He said the localities pick up the fringe benefits 100% on these positions. He said there was funding for one firetruck in the amount of $190,000. He said landfill tipping fees in the amount of $600,000. He said regional agencies are funded at a maximum of 3% increase over current level funding.

On the revenue side of the budget, it is funded on the premise that $726,000 are used of our reserve funds, of this approximately $228,000 of the $726,000 is used for the retirement of a school bus bond issue, $190,000 figure for the firetruck, and tipping fees at the landfill. Mr. Burgess said these were the basic feature of the proposed budget. He asked the school board to make some comments.

Mr. Greg Davis, Chairman of the School Board, stated that this year the process was changed in developing the budget. He said more input was allowed from the community and better cooperation between the two boards and their administrators. He asked for full funding of the school board budget and asked Dr. Gaul to highlight some of the items in the budget.

Dr. Gaul, Superientendant of Schools, stated that the budget allowed them to move forward with a 4% salary increase for professional staff. He said it would also allow them to make some adjustments to secretaries who have not been fairly compensated over the years, adjust their hours and increase their salaries 4% to 6%. He said they also had accomodation for bus driver at 6%, 4% for maintenence workers, and 14% increase for custodians (which barely gets them above the $5.00 per hour mark) and 4% to 6% for cafeteria workers. He said included in the budget were buses, free textbooks, and group life insurance.

Ms. Everett open the public hearing and asked for those persons listed on the sign-up sheet to come forward when called, state their names and addresses clearly for the record.

1. Cornelia Roberts, Appomattox Regional Library, thanked the Board for consideration of budget, even though it was not fully funded. She said they had several projects as follows:

1. Maintain and Improve Service to the County.
2. Relocate the Rohoic Station so it is more accessible to the citizens at the northern end of the county.
3. Thanking the Friends of the Library and the Library Foundation.
4. Summer Reading Program.
5. Enabling High Schools some linkage with each other.
6. Offering a variety of services due to technology.

Her hopes for the following year is that when they come back before the Board, there will be funding available and an increase in the use of the Library.

2. **Thomas Van Pelt,** Old Vaughan Road, stated that looking at the real estate as shown on the budget, under consumer utility taxes, the line is flat from last June thru June of 1995. He said this budget does not show the realized budget for 1993. He said the figure he found was about 8,000 more which shows there are increased dwellings in the county because the revenue derived on this item comes from telephone and electricity. He said because most of our money comes from the real estate books, we need to try and get the best information on our real estate books as possible. He asked that they also consider consolidating some government services to reduce the cost and meet the improvement that we need.

Ms. Everette asked if there was anyone else to make comments on the budget.

Mr. Bracey asked for someone from administration to explain the decrease on Page 1, Line 1. He asked for explanation to why there is a decrease in real estate and why the county is in a minus situation.

Mr. Burgess said around the first of the calendar year the Commissioner of the Revenue presents value estimates for real estate and other items, and on the basis of these estimates, the staff determines what amounts of revenue is reasonable to expect that we will generate. He said the value estimates of last year were actually higher. He said the only reason a decrease has not been done in the expenditure side is because there had been an equal amount of overage in the personal property taxes. He said the $183,700.00 represents the decrease in anticipated revenues based on what has actually been realized for the current fiscal year. Mr. Burgess said as far as the process of construction activities appearing on the tax rolls, it is the Commissioner of the Revenue's responsiblity to get those values onto the landbooks so that the Treasurer can determine what amount of tax needs to be collected.

Mr. Bracey asked when will we see this revenue. He said they should understand that the budget is being prepared and passed with reserve funds. He asked what was going to happen next year when everyone wanted to be funded. He said his problem was where were they going to get those funds because they could not keep dipping in the reserve. He felt somewhere taxes were going to have to be raised.

Mr. Clay asked Mr. Burgess to list those items which are one-shot deals coming out of the reserve.

Mr. Burgess stated that the following items are the main two items which can truly be considered one-shot deals:

1. $228,000 to retire the debt service on the 1 million dollar bond issue for school bus purchase.

2. $190,000 cost of the new firetruck.

He said other items which require the increase from the Board last discussion and need funding from the cash reserve are as follows:

1. Tipping fees to Virginia Bio-Fuels for refuse.

2. Revised figure on the refinancing issue.

He said these items comprise the $726,000 from the reserve.

Ms. Everett said it should be pointed out that the fire truck is for the Ford Volunteer fire department and is really needed.

Mr. Bracey said that was another thing that bothered him. He said this year it was Ford and next year it will be Old Hickory who will need another truck.

Mr. Clay said when he came on the Board there was a fund balance and he did not know then why there needed to be so many funds in reserve. He said he agreed to keep dipping into the fund until there was none. He said then they had to borrow money to pay taxes. He added that this was why he felt it was important not to get below the 10% balance because it is hard to get the fund back above it.

Mr. Burgess said with the proposed budget it is still estimated that the reserve fund will be on or around 10% to 12%.

Mr. Clay said that he preferred the $758,000 be put on a capital fund instead of operating fund because that way there is something to show for it.

Mr. Burgess said the biggest change they have had in the last seven days is the revision of the tipping fees, revised from $358,000 to $600,000, which is an increase of $242,000.

Mr. Bracey asked Mr. Burgess to explain what tipping fees were.

Mr. Burgess said we compensated Virginia Bio-Fuels for general refuse at the rate of $29.50 per ton. He said the cost to the County to have that refuse processed will be in the neighborhood of $600,000 for the next fiscal year. He said it amounts to $50,000 a month to process the county's trash.

Ms. Everett asked him to comment on School bus funding.

Mr. Burgess stated that what had been proposed was an increase in local funding of 6% which represented an amount of $345,865. He said what county staff had proposed was to extract out of that approximately $228,000 which is the last payment on the bond issue on the school buses and actually carry that in the County debt service line.

Mr. Clay asked if this was the last payment on it.

Mr. Burgess said it was.

Mr. Haraway said as a result, the school budget is being funded 100%.

Mr. Burgess said for all intent and purposes that was true. To take advantage of different programs, he said the check for those debt service payments must be cut out of school funds.

Ms. Everett asked if there were any agencies or departments who would like to speak and discuss the budget or comments form the public.

Mrs. Roberts asked if we would realize a savings from the tipping fees.

Mr. Burgess asked Mr. King to make a statement on the issue.

Mr. King said with the new regulations imposed by the EPA, the county had to look at another alternative to disposing of waste. He said co-composting was environmentally safer and cheaper.

Mrs. Everett thanked Mr. King and asked if there were any other comments.

Mr. Haraway addressed the reserve. He said the auditors had requested 10% which was a rule of thumb. He said they now have 12% and the question is why are we at 12%. The reason he stated, was during the last fiscal year there was a balance of $1.2 million which was added to the fund balance. He said this was because revenue was greater than budgeted and expenses were less than budgeted. He said when you have a surplus of 1.2 million going into the reserve, he does not have a problem next year using $750,000 of the 1.2 million dollars. He said if it was bringing the reserve down below 10%, then he would have a problem with it. He said he would rather follow this procedure when there are surplus balances, rather than have a tax increase. He felt there was justification this year for doing this.

Mr. Moody said he felt secure about staying at or above the 10%. He said even thought there was quite a bit of reserve from last year, next year is going to be tighter and there would not be that much money to play with.

Mr. Haraway said he believes the real estate tax is underestimated. He said he also had a hard time understanding why there is a $183,000 decrease in real estate revenue. He said with all the new

construction going on in the county, he believes that $4,300,000 is understated and at the end of the year the figure will be a lot higher.

Mr. Clay said it may be underfigured, but we have to work with the figures which are provided by the Commissioner of the Revenue.

Mr. Bracey said he felt there needed to be an Office of Finance and Public Work to take care of all of these things.

Mrs. Everett closed the public hearing at this time and said it was slated for adoption on June 1, 1994 at 7:30 p.m. at Southside Elementary School.

Ms. Ralph said anyone interested in being appointed to the School Board needed to submit a resume' to the County Administrator's office by May 24th and will be given to the Board of Supervisors.

Mrs. Ralph stated that the tax rates had not changed and are as follows:

Proposed for 1994

1. Real Estate - .74
2. Mobile Homes - .74
3. Mineral Lands - .74
4. Public services - .74
5. Personal Property - 4.90
6. Personal Property on volunteer vehicles - .25
7. Machinery and tools - 3.30
8. Heavy construction machinery - 3.30

Ms. Everett said these rates would also be voted on at the same time the budget was voted on and asked for a motion to adjourn.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Clay , Mr. Moody, Mr. Haraway, Mr. Clay, Mr. Bracey, Mr. Moody, Ms. Everett voting "aye", the meeting adjourned at 11:50 p.m.

LeeNora Everett
Chair, Board of Supervisors

ATTEST:
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MULTI-PURPOSE ROOM OF SOUTHSIDE ELEMENTARY SCHOOL IN DINWIDDIE COUNTY, VIRGINIA, ON THE 1ST DAY OF JUNE, 1994, AT 7:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	BEN EMERSON	COUNTY ATTORNEY

IN RE: AMENDMENTS TO AGENDA

Upon motion by Mr. Bracey, seconded by Mr. Haraway, Ms. Everett, Mr. Haraway, Mr. Bracey, Mr. Clay, Mr. Moody, voting "aye", the following amendments to the agenda were approved:

Add #5a. Business of the Year Presentation, change item #11 to item #5b. Position Announcement.

IN RE: MINUTES

Ms. Everett asked if there were any changes to the minutes of May 4, 1994.

Mr. Haraway sites that on page 12 about three fourths of the way down it is indicated that Ms. Ralph said it was done by Mr. Wiggins; this should be Mitchell Wiggins Co.

Ms. Everett sites that on page 2 under item 4 - Betty Ragsdale sites a conversation between Mr. Ponder and Mr. Haraway where Mr. Ponder "stated that the noise level would have a great impact"; this should be "would not have a great impact".

Ms. Everett states that she would like to see more proof reading of the minutes. Mr. Burgess suggested that approval of the minutes be postponed until further proof reading can be done by administration. Action is hereby delayed.

IN RE: CLAIMS

Upon motion by Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Bracey, Mr. Clay, Ms. Everett, Mr. Haraway 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 check #29063, Manual Check - General Fund, $15,000.00; #29064, Manual Check - Marketing Fund, $208.00; Payroll using checks #29065 - #29186; Payroll deduction - General Fund payroll, $225,625.08, E911 fund payroll $411.05; for a total of 226,036.13. Using checks #29188 - #29301(Void check - #29187); General Fund - $96,221.09; E911 fund - $368.00; Self Insurance - $1,309.70; CDBG - $8,966.86; Jail Phone Commission - $481.04; for a total of $107,346.69; with the addition of #29302, Manual Check - Marketing Fund, $985.51.

IN RE: BUSINESS OF THE YEAR PRESENTATION

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

WHEREAS, industry and commerce are the means by which wealth and employment are created in all communities, and

WHEREAS, the quality of life of each and every citizen of a community is enhanced in some way by the establishment and continued success of industry and commerce in the community, and

WHEREAS, the commitment of any industry or business to establish itself in a community constitutes a vote of confidence in theat community and it's people that often cannot be measured in simple business terms, and

WHEREAS, the leaders of industry and business, in the spirit of corporate generosity, often give of their own time and resources, and the resources of their organizations, to sustain and improve the quality of the community in which they make their home, and

WHEREAS, the employees and family members of these industries and businesses constitute a tremendous and irreplaceable human resource, without which the various organizations of the community, both public and private, could not survive, and

Extract

WHEREAS, the Board of Supervisors of Dinwiddie County wishes to establish and sustain a tradition of recognition of those indistries and business within the county that best demostrate those qualities of corporate citizenship in which all the people of the County can take pride and be thankful for, and

WHEREAS, it is fitting and proper that such recognition take a form and be demostrated in such a way as to make it a matter of public and permanent record, so that all may know and fully appreciate the honor bestowed upon the recipients thereof;

NOW, THEREFORE, BE IT UNANIMOUSLY RESOLVED, that the Dinwiddie County Board of Supervisors hereby recognized Classics Supermarket and its executives and staff, for their outstanding contribution to Dinwiddie County, Virginia, and the citizens thereof, and does hereby proclaim Classics Supermarket as the 1994 Dinwiddie County Corporate Citizen of the Year. The Board of Supervisors encourages all citizens of the County to take note of this honor, and to add to this award their personal statements of appreciation to Classics Supermarket and their executives and staff.

Ms. Everett then presented the award to Mr. and Mrs. Dowdy.

IN RE: POSITION ANNOUNCEMENTS

Extract

Upon motion of Mr. Haraway seconded by Mr. Clay, Mr. Moody, Mr. Clay, Ms. Everett, Mr. Bracey, Mr. Haraway voting "aye", the following position appointments were approved effective as of June 1, 1994:

Mr. James T. Davis, Zoning Administrator
Ms. Kimberley J. Temple, Secretary II

IN RE: CITIZEN COMMENTS

1. **Donna Roland,** 7228 Jack Drive, Petersburg, VA., reiteratesthat noise from the Racetrack is unlivable. She would like some action taken.

Mr. Burgess stated that a public forum was conducted almost two weeks ago which had approximately 35 people in attendance. The first scheduled meeting between Virginia Motor Sports and a cross section of citizens and county staff will be scheduled some time next week. Mr. Burgess stated that he will be talking with Mr. Kohrs on June 2 to get a specific date and time. Mr. Burgess also stated that Virginia Motor Sports continues to express their desire to work out as good of a solution as possible.

2. **Christine Avery,** 3270 Jack Drive, Petersburg, VA., stated that the citizens have tried to play by the rules and have gotten no where. She stated that when she went to meetings about the hog farm that she found out that adjacent property owners had rights and that surveys are done and wanted to know if this was the only racetrack that Dinwiddie had ever dealt with. She stated that all she was asking be done is to have a sound barrier put up on her side of the property. She further stated that she did not wish to be putting her family in danger while this was trying to be resolved.

3. **Robert Ragsdale,** 8511 Boydton Plank Rd., stated that Chesterfield and Henrico Counties have an ordinance of 65 decibels to the line. He further stated that he did not think they should have to put up with this.

This was the end of the Public comment portion of the meeting.

IN RE: SCHOOL BOARD APPOINTMENT - ELECTION DISTRICT 1

Mr. Burgess stated that in the package you will find one submittal for School Board appointment from James Coleman Maitland, Sr., 6967 Grubby Rd., Wilsons, Va.

Mr. Moody stated there are two other names he wishes to submit:

Ms. Mary Wynn of Old Cryor's Road
Mr. Alfred Powell, 3004 Cox Rd.

Ms. Everett asked for candidates to speak.

Mr. Alfred Powell stated he would like to be able to work with the Dinwiddie County School Board because he grew up and raised his family in Dinwiddie. He has been formerly employed at Brown and Williamson, Central State Hospital in the Forensic Unit, Nottoway Correctional Facility as a Correctional Officer and at Southside Regional Medical Center.

Ms. Everett asked for questions from the Board Members.

Mr. Bracey asked Mr. Powell what he can bring to the school system.

Mr. Powell answered that he grew up here, went to school here and had his children here and he feels there is a lot to be done.

Ms. Everett asked for Ms. Wynn or Mr. Maitland.

Mr. James Maitland stated that he was born and raised in Dinwiddie County and went to public school in Dinwiddie County. He received a BS degree from Virginia Tech. He stated that he taught school for 14 years in Dinwiddie County and is now the Extension Agent for Agriculture in Dinwiddie County. By teaching school he has worked with children and in his work in Agriculture he has worked with adults while still in an educational role. Mr. Maitland feels this is an opportunity for him to give something back to Dinwiddie County and get a positive attitude about education.

Ms. Everett asked for any questions from the Board Members.

Mr. Bracey asked what his philosophy of education is.

Mr. Maitland stated that education is the right of all people. Every one should have the best opportunity to get this education in Dinwiddie County.

Ms. Everett asked if Ms. Wynn is present; she is not. Ms. Everett stated that Ms. Mary Wynn resides at 16300 Old Cryors Rd. She also stated that Ms. Wynn has been a citizen of Dinwiddie County for 23 years and is married to Thomas Wynn and has a child in the Dinwiddie County School System. She has a great concern about the academic programs and feels that she can be of help. She has been involved with various civic clubs. She graduated from High School in Nottoway and has taken courses at J. Sergeant Reynolds Community College. She worked at Phillip Morris for 18 years and is now co-owner of P&E Construction Co. and is the owner of a lingerie shop. If she is considered to work on the School Board she will make every effort to listen attentively and carry out the desire of her jurisdiction.

Ms. Everett asked for public comment.

Ms. Ann Scarborough spoke on behalf of Mr. Maitland.

Ms. Shelia Powell spoke on behalf of her husband, Mr. Alfred Powell.

Ms. Everett stated that this Public Hearing is closed and the appointment will be made at the June 15, 1994, meeting.

IN RE: PUBLIC HEARING - C-94-3, James L. Pridgen

Ms. Everett stated that in regard to this public hearing there will be a thirty (30) minute presentation by the applicant; citizens will be limited to three (3) minutes speaking time; the applicant will have a fifteen (15) minute rebuttal and then there will be a close to the public hearing and discussion by the Board of Supervisors.

Mr. Wayne Knox, Director of Planning, presented the case to the Board of Supervisors.

Mr. Knox stated that Mr. Percy O. Rucks, Jr. is requesting a conditional use permit for a hog farm to be located on Tax Parcels 25-25 and 25-26 which is situated near the intersection of U.S. Route 460 and State Route 639 in Wilsons, VA. The proposed facility will be accessed along a private road off of Route 460.

The use in question is currently allowed in A-2 zoning districts with a conditional use permit. The importance of a conditional use permit is to protect adjacent property owners from any environmental issues as well as to impose conditions that will serve to protect the County if future uses such as these should appear.

Adjacent property owners were mailed notice of zoning application, in accordance with Section 15.1-431 of the Code of Virginia, 1950, as amended. A copy of the affidavit of mailing is available for public viewing in the planning department.

Staff's position in the past on uses that require conditional use permits, has been to impose conditions that best serve the County and adjacent property owners. This remains staff's position, even though this use has the potential to have a greater impact on its surrounding environment, although still permitted, than other conditional uses.

Staff's recommendation

In order to assure compliance with Virginia Code Section 15.1-491(g), 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. The Planning Commission, at its May 11, 1994 meeting, recommended that this application for a conditional use permit be denied. This decision was made despite having the following conditions listed:

1. Before any construction can begin a site plan, prepared by an engineer, must be submitted to the Planning Department for approval. This site plan will include a grading plan showing the current topography at two foot contours and the finished site also at two foot contours.

2. This conditional use permit shall be reviewed for compliance every five (5) years by the Planning Commission and shall, every ten (10) years be reviewed by the Board of Supervisors following a public hearing by the Planning Commission and the Board of Supervisors for possible amendment. This permit shall not be revoked as long as conditions are being met.

3. Feed lots, confinement areas, and waste storage areas shall be located at least two thousand five-hundred (2,500') feet from any existing residence not located on the above referenced tax parcels.

4. This operation must comply with all applicable state and federal regulations.

5. A copy of all state and federal permits must be on file with the Planning Department before a Certificate of Occupancy will be issued.

6. Plans for the disposal of dead animals must be submitted to the Planning Department, Department of Animal Control and the Animal Health Division of the Virginia Department of Agriculture's consumer services,

with such Animal Health Division having final jurisdiction over disposal procedures.

7. An erosion and sediment control plan for all land disturbing activities must be submitted and approved by the Planning Department. This will include a stormwater management plan which will include controls during the construction phase as well as during field operation of the facility.

8. There shall be no more than twelve hundred (1,200) sows or fifteen thousand (15,000) total head allowed at this facility at any one time.

9. The lagoon will be chemically treated to minimize the odors it may produce. The lagoon system shall be filled to operational capacity before any discharge is made into it as defined by the Department of Environmental Quality.

10. A secondary lagoon or a two (2) stage lagoon shall be part of the plan for flushing houses. All land application shall come from this secondary lagoon except during clean-out periods.

11. There shall be at least 100 feet of buffering zones with coniferous type tree plantings and other natural vegetation which must be maintained around the concentration of the lagoon and buildings. Effluent shall not be applied to land within six hundred (600') feet of any existing residence without permission.

12. At least one hundred (100') feet of distance must be maintained between waste storage areas, the land for waste disposal and the White Oak Creek and its tributaries to prevent any contamination of its waters.

13. Inspections by county officials will be allowed during normal working hours provided the facility is apprised of the visit two (2) hours prior to said inspection.

Ms. Everett asked if the applicant would like to speak at this time.

Mr. James L. Pridgen, Route 3, Box 55F, Blackstone, Va was present to support his request. He stated that he is in this to raise hogs; he would like to be a farmer and through this process you sometimes lose site of that. He stated that he accepts all the conditions as written and would like the Board to consider an amendment to the application as he submitted it to the planning commission. He would like to downsize the operation to a 1200 sow Farrow to Feeder pig operation. That will change condition #8 (there shall be no more than twelve hundred (1,200) sows or fifteen thousand (15,000) total head allowed at this facility at any one time) to a total of 7,000 head allowed at this facility. He states that downsizing the operation will drastically reduce the number of pigs on the site. This will reduce the land required for waste disposal from a total of 160 acres to 50 acres of Bermuda grass land. This significantly downsizes the land required for waste disposal. With this one condition change he hopes this will be approved. He states there are two reasons for his decision to downsize the operation: 1. 5 to 10 years down the road when he did get the opportunity to have enough open land to add the finishing houses, he does not want to have to go back through this process. 2. It will give him the opportunity to go private and get away from Carroll's Foods if at any point he had to. Mr. Pridgen states that what he means by a Farrow to Feeder operation is that the hogs will be raised three weeks in the Farrow house and they will have seven weeks in the Breeder; at age ten weeks, Carroll Foods will pick up the breeder pigs and take them to a finishing house in another location. Mr. Pridgen then asked if the Board will please make this one change. Mr. Pridgen would like to clear up a few conditions from the planning commission meeting. He stated that downsizing would eliminate some concerns that Chairman Wood had over there not being enough land because of rock outcropping. He further stated that this farm is a level farm (sites topographic map); there is a 50-foot drop spread over approximately 2150 feet. He stated that another issue raised was about nitrates in the soil; this will be governed by the Management Plan provided by the Department of Soil Conservation. The above listed reasons were why I received a "no" vote from the Planning Commission. This type of farming is a highly regulated type of farming;

this will prevent pollution. Another concern raised was in reference to odor; this odor is no worse than the odor produced by chicken farms or dairy farms that are operating in this area. This type of hog farm is not like the ones you grew up smelling. They are showered out and kept clean. As for the ground water issue; this operation will not effect ground water in wells that are of the bored type - 24 in. type that go 20 to 30 feet down into the ground. The only possible effect it could have would be on a drilled well and then only if I happen to be in the same rock fracture that somebody else drilled in and then only if the rock did not have enough water. The odds are this would not happen. He stated there is a great market opportunity in this area. There is a 450,000 sow deficit. He stated he does not see traffic being a problem as this will be located on a four (4) lane highway. He stated that land value is another concern. He stated that two of his adjacent land owners are willing to sell him their land but one he could not afford the price. The other one called him and stated that he would be glad to sell his to him. He stated that the land value in this area is already low and he does not know what he would do to make it any lower. He stated that another concern is Corporate Hog Farms and stated that he hopes we can learn from Kansas (sites report of April 1994 in the Direct Line, Kansas Pork Producers Council). He then asked the Board to give this due consideration and thanked everyone.

Mr. Bracey stated that he needs to go back to the planning commission as he wishes to make changes in his plan.

Mr. Ben Emerson, County Attorney, stated that his change is to decrease and not increase. If the Board would like the advice of the Planning Commission you can seek that but you have the ability to change the conditions and do not have to accept their recommendations or conditions.

Ms. Everett stated that we will now go ahead with the Public Hearing and asked that citizens limit their remarks to three (3) minutes.

Floyd A. Hudson, 3509 Cox Road, Wilson, Va., stated that his property joins on the down-wind side of the proposed site. He is opposed to the proposed hog farm operation and submitted a petition which reads: "We, the citizens of Dinwiddie County, have been notified of a request to place a 1,00 to 1,200 sow, hog farm, in the Wilson's Virginia area. We are <u>opposed</u> and the following are some of our reasons: Odor, flies, devaluation of property, possible ground water contamination, possible drop in water table, and possible diseases."

Ms. Everett asked how many signatures the petition contains.

Mr. Hudson stated this petition contains 337 signatures.

Rebecca Hudson, 3509 Cox Road, Wilsons, Virginia, spoke in opposition.

Richard Galbreath, 3108 Cox Road, Wilson, Virginia, spoke in opposition and strongly urged that the Board of Supervisors of Dinwiddie County thoroughly investigate, do research and enact ordinances and regulations before April 1995 to safeguard the citizens so this can be beneficial to the County.

Diane Galbreath, 3108 Cox Road, Wilson, Virginia, spoke in opposition and stated that she simply wishes to pass on to the Board articles referencing her concerns. Also included in her submission to the Board was a letter from Mr. Ronald Abernathy, representing CORD, in opposition. He asked that his letter be made part of the public record.

Ms. Everett stated that Mr. Abernathy called her and asked that his letter be read. Diane Galbreath then read Mr. Abernathy's letter.

Iris Jordan, 10128 White Oak, Wilson, Virginia, spoke in opposition stating her concern for water pollution.

Alfred Powell, 3004 Cox Road, Wilson, Virginia, spoke in opposition.

Marvin Springston, 2410 Springston Road, Wislon, Virginia, spoke in opposition. expanding.

Richard Nicely, 9913 White Oak, Wilson, Virginia, spoke in opposition.

Granville Maitland, 13410 Butterwood Lane, stated this is an agriculture area and that he would like to see the vote postponed either way until more can be learned as enough is not known to make an intelligent decision.

Kay Winn, 15211 Winnwood Lane, Dinwiddie, Virginia, stated that she just wants to ask some questions. She wants to know that if these people are concerned about putting the small hog farmer out of business then where were these people when the small tobacco farmers and small peanut farmers were being put out of business? She asks if raising hogs in any quantity is not agriculture, then what is it? She asks if Mr. Pridgen can't perform an agriculture function in an agricultural zone, then where can he perform it? She stated that the farmers deserve a place to perform a living too and if you can show her where in Dinwiddie County that place is she will gladly go there. She stated that she has done a lot of visiting in North Carolina in the past year and that there are very few people opposed to hog farming. She stated that manure is an organic fertilizer.

Ms. Everett stated that Mr. Pridgen is allowed a fifteen (15) minute rebuttal.

Mr. Pridgen stated that he has reduced his output by 70% of what he originally asked for. He stated that interest rates are not reachable. He stated that he has heard a lot of comments that corporate hog farms are slaughtering family farms and would like to make the point that this process and over-government regulation is slaughtering the family farms as much as corporate farms. Corporate farms are asking family farms to contract with them and working with them to help the family farms do a better job. He stated that if you start trying to regulate odor you will have to shut down the dairy and chicken farmers. He stated that in a democratic society you have the opportunity to fail, in a communist society they do not allow you to fail; we are heading in the direction of communist type government with these county hearings because no one will allow you to fail. He feels that this is a reasonable request and that it can be accomplished without any problems.

James Crow, 5708 Monument Avenue, stated that he is the absentee land owner that Mr. Pridgen referred to earlier and that for the record he would like it to be known that he is opposed to this hog farm.

Ms. Everett stated that the public hearing is closed and asked for comments from the Board Members.

Mr. Clay stated that he lives across the road from a hog farm and has no problem with it but is concerned with agriculture in Dinwiddie County. He is concerned that if we are getting rid of tobacco and hogs then what is next. He further stated that he likes ham and bacon and pork products and if you do not raise them somewhere then he would hate to go the grocery store and not be able to find them.

Mr. Moody stated that he feels Mr. Pridgen made a good case for his application and he is right that farming is not what it used to be. Government regulation has made a change and so has technology. You have to get bigger to make the same amount of money as you used to . He too is concerned about the farming business but he feels that with the public comment on this he would have to vote against it. He further stated that he feels that Dinwiddie County needs to set aside some property for these type of operations because the small farmer is not anymore.

Mr. Bracey states that he understands both sides but that the letter from CORD sums it up for us all and we do all have to live together and we have to respect one another. He feels that Mr. Pridgen should find someplace other than the Wilsons area for his operation. He also stated that he does have a problem with Mr. Pridgen coming in and changing the proposal that was submitted to the planning commission.

Mr. Haraway stated that he cannot see a significant difference between this hog farm and the one they reviewed six months ago. He still has the same three concerns: the odor, decrease in property values

and environmental issues. Because of this he can not support this hog farm.

Ms. Everett stated that she shares these concerns also. In reviewing the petition opposing the hog farm she sees that the majority of the signatures are from citizens of the Wilson area. She shares the concern about the environment, the rock under the soil, the creek and the community opposition. She stated that the people in opposition are citizens who have been here for years and they have their property rights also. She stated that she is opposed to this.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Ms. Everett, Mr. Haraway, Mr. Bracey, Mr. Clay , Mr. Moody voting "aye", the request for the conditional use permit request C-94-3 submitted by Mr. James Pridgen was denied.

Ms. Everett called for a ten minute recess at 9:25 P.M..

IN RE: ADOPTION OF 1994-95 BUDGET & 1994 TAX RATES

Ms. Everett asked Ms. Ralph to read the tax rates which are the same as last year.

Ms. Ralph stated that there are no changes in the proposed tax rates; they are as follows:

Real Estate	.74
Mobile Home	.74
Mineral Land	.74
Public Services	.74
Personal Property	4.90
Personal Property - Volunteer Vehicles	.25
Machinery & Tools	3.30
Heavy Construction Machinery	3.30

Mr. Aubrey Clay read a statement of disclosure.

Mr. Edward Bracey read a statement of disclosure.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Ms. Everett, Mr. Haraway, Mr. Bracey, Mr. Clay, Mr. Moody voting "aye" .

Extract

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the 1994 Tax Rates as listed above are adopted.

Ms. Everett stated that we will move on to the budget.

Mr. Bracey stated that he hopes that the Dinwiddie County School Board takes advantage of this budget being passed in their favor. He state that he is still hesitant about the real estate and hopes that the Board takes steps in ridding itself of that problem in dealing with the real estate especially now that the School Board has gotten its wishes of a 6% increase which is a lot more than other localities and agencies and hopes that they will use that money in the best interest of the schools and he hopes that the employees are paid according to their abilities. He further states that he hopes that we have a good year with the school system and all the other agencies.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey, Mr. Clay, Mr. Moody voting "aye".

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the 1994-95 Budget is hereby adopted, inclusive of the amendments in the amount of $372,000, as discussed at the public hearing as follows:

1. Compensation Board changes - $10,000
2. Communications Study - $11,000
3. Debt Service on Water Authority Refinancing - $109,000
4. Additional Tonnage - Co-Composting Tipping Fee - $242,000

Current Commencing

INCOME ESTIMATES	Fiscal Year	July 1, 1994
GENERAL FUND:		
Revenue from Local Sources:		
General Property Taxes	**$ 7,980,000**	**$8,120,239**
Other Local Taxes	**1,894,500**	**2,037,500**
Permits, Privilege & Regulatory Licenses	**128,500**	**145,700**
Fines and Forfeitures	**70,000**	**95,000**
Revenue from Use of Money & Property	**178,000**	**182,000**
Charges for Services	**314,500**	**293,050**
Miscellaneous Revenue	**164,700**	**164,600**
TOTAL	**10,730,200**	**11,038,089**
Revenue from the Commonwealth	**1,840,938**	**2,028,127**
Revenue from the Federal Government	9,100	9,100
Non-Revenue Receipts	-0-	-0-
TOTAL GENERAL FUND	$12,580,238	13,075,316
LAW LIBRARY FUND	1,500	3,000
SCHOOL TEXTBOOK FUND	219,760	192,634
SCHOOL FUND:		
Revenue from Local Sources	75,005	66,980
Revenue from the Commonwealth	11,505,289	12,107,202
Revenue from the Federal Government	832,765	1,000,494
Transfers from Other Funds	5,764,410	5,882,440
TOTAL SCHOOL FUND	18,177,469	19,057,116
VA PUBLIC ASSISTANCE FUND	1,681,153	1,585,534
E911 FUND	51,800	54,000
SELF-INSURANCE FUND	262,525	262,000
GENERAL CAPITAL PROJECTS FUND	109,400	126,000
OYCS FUND	82,344	76,253
CDBG CAPITAL PROJECTS FUND		1,206,000
1,206,000		
FIRE PROGRAMS FUND	20,000	28,000
FORFEITED ASSET SHARING	4,000	-0-
MEALS TAX	200,000	300,000
VRS - EARLY RETIREMENT	323,220	-0-
CSA Fund	316,982	518,424
JAIL COMMISSION FUND	-0-	15,000
COURTHOUSE MAINTENANCE FUND	-0-	18,000
GRAND TOTAL -- ALL FUNDS	$35,236,391	36,517,277
LESS INTERFUND TRANSFERS	6,998,237	6,915,893
TOTAL INCOME	$28,238,154	29,601,384
FUND BALANCES, JULY 1	4,596,574	6,723,261
CASH RESOURCES	$32,834,728	36,324,645

CONTEMPLATED EXPENDITURES

GENERAL FUND:		
Board of Supervisors	$ 53,705	50,905
County Administrator	169,627	184,568
County Attorney	40,150	40,350
Independent Auditor	23,300	25,800
Commissioner of the Revenue	164,955	158,893
Business License	19,333	18,184
General Reassessment	100,000	-0-
Land Use	19,398	17,294
Treasurer	195,129	192,083
Data Processing	64,935	68,052
Electoral Board and Officials	68,288	70,705
Circuit Court	13,950	12,050

County Court	7,885	7,635
Special Magistrates	185	1,385
Clerk of the Circuit Court	56,437	56,903
Commonwealth's Attorney	101,451	100,011
Sheriff-Law Enforcement	1,608,265	1,741,987
Fire & Rescue Service	18,600	15,000
Volunteer Fire Departments	137,500	137,500
Ambulance & Rescue Service	56,600	57,944
Forestry Service	11,720	11,720
Sheriff-Correction & Detention	282,892	286,368
Probation Office	2,630	2,966
Other Correction & Detention	51,564	64,182
Building Inspection	107,167	112,452
Animal Control	88,609	90,870
Medical Examiner	500	500
Public Safety/Civil Defense	59,615	74,875
Road Administration	250	250
Street Lights	42,000	42,000
Refuse Disposal	679,970	1,068,762
Public Nuisance	5,000	5,000
Public Utilities	127,656	115,000
Maintenance of Buildings & Grounds	180,450	197,276
Water Service	144,000	144,000
Health	134,564	149,302
Mental Health	37,410	38,532
Welfare Administration	3,117	3,210
Other Social Services	15,040	15,403
Community College	4,706	1,179
Recreation	158,820	163,084
Lake Chesdin	1,300	2,000
Regional Library	121,464	128,751
Planning	111,502	119,196
Economic Development	36,949	30,246
Other Planning & Community Development	104,464	89,464
Regional Planning Commission	12,275	12,275
Soil and Water Conservation	7,500	7,500
Johnson Grass Control	500	500
Advancement of Agric & Home Economics	52,300	54,340
Internal Services	64,450	64,850
Debt Service	1,058,000	1,048,476
Subtotal	6,628,077	7,101,778
Transfers to Other Funds	6,448,438	6,698,529
TOTAL - GENERAL FUND	$13,076,515	13,800,037
LAW LIBRARY FUND	2,500	3,000
SCHOOL TEXTBOOK FUND	219,760	242,634
SCHOOL FUND:	$18,177,469	19,057,117
VA PUBLIC ASSISTANCE FUND	$1,681,153	1,585,534
E911 FUND	63,100	34,882
SELF INSURANCE FUND	262,525	264,525
OYCS FUND		82,344
76,253		
GENERAL CAPITAL PROJECTS	202,125	190,000
SCHOOL CAPITAL PROJECTS	-0-	-0-
CDBG FUND	1,206,000	1,206,000
FIRE PROGRAMS FUND	20,000	28,000
FORFEITED ASSET SHARING	4,000	-0-
MEALS TAX FUND	- 0 -	-0-
VRS-EARLY RETIREMENT FUND	257,740	-0-
CSA FUND	316,982	518,424
JAIL PHONE COMMISSION FUND	-0-	10,500
COURTHOUSE MAINTENANCE	-0-	-0-
GRAND TOTALS - ALL FUNDS	$35,572,213	37,016,906
LESS INTERFUND TRANSFERS	6,998,237	6,915,893

TOTAL EXPENDITURES	$28,573,976	30,101,013
FUND BALANCES - JUNE 30	4,260,752	6,223,632
TOTAL REQUIREMENTS	$32,834,728	36,324,645

IN RE: CARSON VOLUNTEER FIRE DEPARTMENT

Mr. Kenny Williams, Chief of Carson Volunteer Fire Department, stated that he is requesting a $10, 000 commitment from Dinwiddie County for the purchase of a "used" salvage utility vehicle to be stationed in Carson.

Mr. Bracey asked for an explanation of the type of vehicle to which Mr. Williams is referring and for what purpose it shall be used for.

Mr. Williams stated that this is a salvage utility vehicle which means it has compartments on the inside and out, and is used to haul additional equipment such as lighting equipment. He further stated they have been shopping for such since November of last year. He stated that a new vehicle of this type would cost in the neighborhood of $150,000 and upward; the used cost would be in the neighborhood of $45 to $75,000. He stated that he will be asking Prince George for a commitment of $20,000. He stated he is requesting a commitment from Dinwiddie County contingent upon his inspection of the vehicle. He stated that the logistics can be worked out; he simply is trying to get a commitment so he has some bargaining power. He stated he is going to New York this weekend to inspect the vehicle.

Ms. Everett asked if this commitment would also be contingent on the participation of the $20,000 from Prince George.

Mr. Williams stated yes. He stated they are also taking money out of their own treasury, approximately $10,000, to go with the money he is requesting from Dinwiddie County and Prince George County. He stated that the current vehicle is no longer safe because it is carrying too much equipment. He stated that this will help the Carson Volunteer Fire Department give support to Dinwiddie County.

Ms. Everett asked for Board discussion.

Mr. Haraway asked what was the basis for his allocation of $10,000 from Dinwiddie County and $20,000 from Prince George.

Mr. Williams stated that he had roughly $10,000 from his treasury. He stated that off the top of his head he was trying to come up with a reasonable figure from both sides.

Mr. Clay stated that he believes it has always been customary for Dinwiddie County to pay 1/3.

Mr. Clay stated that his only concern is that we did not get it into the budget. He further stated that he hates to keep going into the fund balance but would like to see support for the volunteer fire department. He stated he would like to see us put $5,000 now and $5,000 out of the next years budget.

Mr. Williams stated that we can work out the logistics. They have been in contact with the bank and they have stated they will work with them in any way possible.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Ms. Everett, Mr. Haraway, Mr. Bracey, Mr. Clay, Mr. Moody voting "aye" a commitment of $10,000 for Carson Volunteer Fire Dept. to purchase a salvage utility vehicle contingent on participation of $20,000 from Prince George County and on inspection of the vehicle was approved.

IN RE: VIRGINIA BY-WAY DESIGNATION - ROUTE OF LEE'S RETREAT

Ms. Ralph reads a letter from Art Buehler of the Department of Conservation and Recreation:

Last December Lee's Retreat Tourism Consortium hosted a tour of the Lee's Retreat Route which consists of Dinwiddie, Nottoway, Amelia, Prince Edward, Cumberland and Appomatox Counties. Personnel from the Department of Conservation and Recreation who attended the tour were impressed by the beauty and sense of historical importance associated with the route. The Department of Conservation and Recreation was subsequently asked to evaluate the route and determine if it would qualify for Virginia Byway designation.

Virginia Byways are defined by the General Assembly as State roads "...having relatively high aesthetic or cultural value, leading to or within areas of historical, natural or recreational significance." The Commonwealth Transportation Board is responsible for the official designation, and the Department of Conservation and Recreation is required by the legislation to cooperate with the Department of Transportation in the evaluation process.

Ms. Ralph stated that what is required from the localities involved is that we have a Comprehensive Land Use Plan in place and support or endorsement from the governing bodies. The route would be from Five Forks on Courthouse Road to 460 and then Route 708 at Olgers Store in Sutherland all the way to the Amelia County line. She stated that a particular concern for her in the meeting was "does this request or designation in any way restrict the zoning control in the area", which she was told by the officials there that it does not. The Virginia Byways Legislation was designed as a recognition act and does not place any land use restrictions or controls on a designated Byway. She stated that the only provision in the law is that preference be given to reasonably protect the aesthetic or cultural value of the Byway.

Mr. Bracey asked if adoption of this resolution will effect us like the historical society in Petersburg which hampers their development of housing in the area. He asked if we are sure that we can still do what we want to do with our property.

Ms. Ralph answered that at the meeting, they stated that it did not place any land controls on the locality.

Mr. Burgess added that any restrictions that would come about from such a designation would be placed in your zoning ordinance. Anything that would happen would be initiated at a local level through the Planning Commission and the Board of Supervisors.

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

Extract

WHEREAS, the Dinwiddie County Planning Commission has prepared a comprehensive plan for the physical development of the land within Dinwiddie County and is in the process of updating that plan; and

WHEREAS, Dinwiddie County has a comprehensive zoning ordinance which defines the conditions by which development and signage may take place within the County; and

WHEREAS, Dinwiddie County recognizes that the historic Route of Lee's Retreat encompasses sections of Rt. 627, Courthouse Road, from Five Forks to Rt. 460 and Rt. 708 from Rt. 460 to the Amelia County Line; and

WHEREAS, Dinwiddie County acknowledges that the designation of the Route of Lee's Retreat as a Virginia Byway shall promote the aesthetic and cultural value of this historically significant and naturally scenic corridor;

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia requests the Virginia Department of Conservation and Recreation and the Virginia Department of Transportation to designate the sections of State Routes 627, and 708 in Dinwiddie County, which are in included in the Route of Lee's Retreat, as a Virginia Byway; and

BE IT FURTHER RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia understands that by approving this request for designation, the State obtains no land-use controls, implied or otherwise,

and this designation in no way limits the authority granted to the local governing body.

IN RE: APPOINTMENTS

Upon motion of Mr. Bracey, seconded by Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey, Mr. Clay, Mr. Moody voting "aye".

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Ms. Gloria Harvell is re-appointed to the Appomattox Regional Library Board, term expiring June 30, 1998.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Ms. Everett, Mr. Haraway, Mr. Bracey, Mr. Clay, Mr. Moody voting "aye".

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Ms. LeeNora Everett is re-appointed to the Crater Planning District Committee and Metropolitan Planning Organization, term expiring June 30, 1995.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. Mr. Burgess presented a request from Henrico County seeking our support in their efforts to have some designation change involving the Clean Air Act.

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

WHEREAS, the 1990 Clean Air Act Amendment required that the Environmental Protection Agency (EPA) review the Richmond ARea to ascertain if it met the requirements for ground level ozone; and

WHEREAS, in 1991, the EPA classified the Richmond Area as non-attainment for ground level ozone, primarily due to exceedances of the ozone standard in 1988; and

WHEREAS, on November 12, 1992, the Virginia Department of Environmental Quality requested a redisignation of the Richmond Area to attainment status based on having less than three exceedances in three consecutive years; and

WHEREAS, on August 17, 1993, the EPA published a proposal to classify the Richmond Area as attainment based on the data submitted; and

WHEREAS, during the summer of 1993, there were a total of 5 exceedances of the ozone standard, one in Chesterfield County, one in Hanover County and three at the Charles City monitor, between June 24, 1993 and July 28, 1993; and

WHEREAS, if the Richmond Area was indeed non-attainment for ozone, in order to avoid sanctions, the Commonwealth of Virginia was to submit a control strategy implementation plan for the Richmond Area, which would have detailed how the area would be brought into attainment, by November 24, 1993; and

WHEREAS, on January 20, 1994, the EPA advised the Governor of the Commonweatlh of a finding of "failure to make a submittal" for the Richmond Area since "redesignation requests do not relieve either a State from the CAA's requirements and associated deadlines or EPA from its responsibility to make findings pursuant to section 179(b)"; and

WHEREAS, the January 20, 1994 letter urged the "Commonwealth to proceed to adopt the programs and plans required in the Richmond moderate ozone nonattainment area and to submit them to the EPA as SIP (State Implementation Plan) revisions as soon as possible so that sanctions may be avoided"; and

WHEREAS, the Proposed Disapproval of the Request to Redesignate the Richmond Ozone Nonattainment Area to Attainment and the Associated Maintenance Plan appeared in the Federal Register, Volume 59, Number 20, on January 31, 1994; and

WHEREAS, at the March meeting of the Richmond Metropolitan Planning Organinization, members of the staff of the Virginia Department of Environmental Quality presented a proposed time schedule for meeting the requirements of the EPA; and

WHEREAS, no visible progress has been achieved toward the meeting of the schedule as promulgated at the March meeting of the Richmond MPO, which places the region at least 6 weeks behind in meeting that schedule; and

WHEREAS, on March 4, 1994, the Division Administrator of the Federal Highway Administration (FHWA) advised the State Secretary of Transportation that "no new transportation plans or TIPs may be found to conform in the Richmond nonattainment area after March 24, 1994", and that the existing transportation plan and TIP conformity determinations will lapse altogether on November 24, 1994.

WHEREAS, the FHWA also advised in the letter of March 4, 1994, that "once conformity lapses, only limited types of projects will be allowed to proceed" and that the "only way to avoid these implications is for Virginia to make the required 15 percent VOC SIP submittal for the Richmond nonattainment area"; and

WHEREAS, on April 8, 1994, a letter, from the Assistant Administrator for Air and Radiation of the EPA, was transmitted to the Governor of the Commonwealth of Virginia, which advises the Governor of a U. S. Court of Appeals decision that could bring sanctions onto the Richmond Area as early as July 15, 1994.

NOW, THEREFORE, BE IT RESOLVED, that the Dinwiddie County Board of Supervisors does hereby request the Honorable Governor of the Commonwealth of Virginia to direct the Virginia Department of Enviromental Quality to expeditiously address the concerns of the Federal agencies in regard to the transmission of plans, that those agencies deem essential, in order to meet the deadlines in order to avoid sanctions that would jeopardize needed public projects and private economic development.

BE IT FURTHER RESOLVED, that the Honorable Governor of Virginia direct the Virginia Department of Environmental Quality to review, in detail, the data from the various ozone monitoring stations for the Richmond area that have exceeded the ozone standard to determine the origin of the pollutants that react to form ozone and the impact of wind on the transport of these pollutants.

Extract

BE IT FURTHER RESOLVED, that should the source of the pollutants be determined, that every possible avenue be taken to have the pollutants decreased at the source.

BE IT FURTHER RESOLVED , that in view of the possible incursion of the Federal agencies into local land use decisions, that the Honorable Governor of the Commonwealth, direct the Virginia Attorney General to use whatever resources are available to him to take corrective actions in this regard.

BE IT FURTHER RESOLVED, that the Honorable Governor of the Commonwealth also direct the Virginia Attorney General to review, consider and take appropriate action in regard to the Clean Air Act and the rules that have been promulgated by the various federal agencies.

BE IT FURTHER RESOLVED, that the Members of the Virginia Delegation to the U. S. Congress be advised of the impact that this Act, Amendment and rules are having on the Richmond Area.

BE IT FURTHER RESOLVED, that the Members of the Virginia General Assembly be advised of the impact that this Act, Amendment and rules are having on the Richmond area.

2. Mr. Burgess stated the next item located in the package is an invoice from the Virginia Association of Counties that represents Dinwiddie County's share of the cost associated with the negotiations for a contract with Virginia Power for electrical service. Today, he stated, he received an invoice for less than the original requested amount; this one is in the amount of $362.00.

Mr. Bracey made a motion for payment.

Mr. Clay asked why we have to pay extra to negotiate this bill when we pay them so much anyway.

Mr. Burgess stated that in essence Mr. Clay wants to know what do we get for what we pay for? Mr. Burgess stated that he can not clarify this issue at this time but will look into it.

Mr. Bracey withdraws his motion for payment.

Mr. Haraway asked Mr. Burgess to please find out why this contract was changed from its original 3-years to a 1-year contract.

Upon motion of Mr. Clay, seconded by Mr. Moody, Ms. Everett, Mr. Haraway, Mr. Bracey, Mr. Clay, Mr. Moody voting "aye" payment is delayed on this until Mr. Burgess can investigate this matter.

3. Mr. Burgess stated that at the last meeting they discussed citizen representation for the Architectural Review Committee for the Courthouse and asked if the Board was ready to make a decision on the representatives.

Mr. Bracey asked if these members will have voting power.

Extract

Mr. Emerson stated no that they would be in an advisory capacity only.

Upon motion of Mr. Bracey, seconded by Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey, Mr. Clay, Mr. Moody voting "aye".

BE IT RESOLVED that the following individuals are appointed to the Architectural Review Committee as citizen representatives: Mr. Milton Hargrave and Mr. Franklin Stewart.

Mr. Burgess stated that the interviews for the five companies selected will be held on June 13, as follows:

Corinthian Development Groups, Inc.
Henning, Vest, Covey Architectural Group
Ballou, Justice, Upton Architects
Hayes, Seay, Mattern and Mattern Incorporated
The Moseley, McClintock Group

4. Mr. Burgess stated that on June 9, 1994, at 2:00 PM, there is a regional tour organized through the planning district commission of the co-composting facility.

5. Mr. Burgess stated in your package is a memorandum that he recommended that the Board Members read so they know where we stand with a regulatory agency.

6. Mr. Burgess stated that the next item is a letter to Jack Eubank from Roger Hart of R. Stuart Royer in reference to bids on the Route 1 Pump Station.

7. Mr. Burgess stated that Governor Allen has announced the creation of an economic development job strategy commission and our district is district 16. Our representative on that group is Mr. J. Peter Clements of The Bank of Southside Virginia.

Extract

8. Mr. Burgess stated he received a request from Virginia Association of Counties asking what Dinwiddie County's preference is as far as voting on by-laws. Do we wish one vote per county or the number of votes based on county population.

Upon motion of Mr. Bracey, seconded by Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Bracey, Mr. Clay, Mr. Moody voting "aye"

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the policy be one vote per county.

9. Mr. Burgess stated ten people are registered to attend the right-to-farm seminar on June 30, 1994 sponsored by VACO

IN RE: BOARD MEMBERS COMMENTS

Mr. Moody stated that he would like to re-iterate what he stated at the public hearing - that we need to get together in the planning stages of the comprehensive planning and get something in effect. He stated that we really need to look out for the farming community.

Mr. Haraway stated that on the next meeting, the 2nd Wednesday in June, he will have to leave the meeting at 5:00 PM to attend a meeting at the hospital. He stated that he was not requesting that we have executive session before but he just wants to let everyone know that he will have to leave at 5:00 PM.

Mr. Bracey stated that he hopes that this Board will start early preparation on next year's budget and not to wait until the last minute. He further stated that although he voted for the budget, he is not really satisfied with it. He would also like the Board to pay some immediate attention to a letter they received from Ms. Glenice Townsend to Dr. Gaul in reference to our insurance program. He would like to see a meeting set up. He stated that he feels all Board Members need to be present to represent their District.

Ms. Everett stated that we need to set up a joint meeting with the School Board.

Mr. Bracey asked if possible that the meeting should be recorded.

It was suggested that the staff meet preliminarily on the insurance program and report to the Board at its next meeting.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Haraway, Mr. Clay, Mr. Moody, Mr. Bracey, Ms. Everett voting "aye", pursuant to the Virginia Freedom of Information Act, section 2.1-344(a)1 Personnel - Discussion of performance, salaries, disciplining of public officers, appointees, or employees of any public body and 2.1-344(a)5, Discussion of prospective industry, the Board moved into Executive Session at 10:40 P.M. A voting having been made and approved, the meeting reconvened into open session at 12:30 A.M.

IN RE: CERTIFICATION

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Ms. Everett 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 the 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Mr. Bracey, Mr. Moody, Ms. Everett voting "aye", the meeting adjourned at 12:31 a.m. to be continued until 12:30 P.M., Wednesday, June 15, 1994 for an Executive Session to be held at the Pamplin Administration Building.

LeeNora Everett

LeeNora Everett, Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.

Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 16TH DAY OF FEBRUARY, 1994, AT 1:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5
	PAUL JACOBSON	COUNTY ATTORNEY
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Ms. Everett, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel - (a) Prospective Candidates - Employment; (b) Assignment of Duties; Section 2.1-344(a) (5) Industrial - (a) Prospective Industry Update; Section 2.1-344(a) (7) Legal - (a) Consultation with Counsel; (b) Co-Composting Facility Contract; Section 2.1-344(a) and (3) Acquisition of Real Property - (a) Farm Credit Building; the Board moved into Executive Session at 1:00 p.m. A vote having been made and approved, the meeting reconvened into Open session at 1:59 p.m.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the following certification 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 the 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.

IN RE: CANCELLATION OF PUBLIC HEARING TO REGULATE CHARGES FOR BASIC CABLE TV SERVICE

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the public hearing regarding regulation of cable television service rates is hereby cancelled for the March 2, 1994 Board meeting.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the meeting adjourned at 2:04 P.M.

LeeNora Everett

LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.

Charles W. Burgess, Jr.
County Administration

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 15TH DAY OF JUNE, 1994, AT 12:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	BEN EMERSON	COUNTY ATTORNEY

IN RE: AMENDMENTS

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mrs. Everett voting "aye", the agenda was amended to include discussion of Workman's Compensation claim under Legal.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344 (a) 1 Personnel - Discussion of employment, salaries and assignment of duties; and Section 2.1-344(a)7 Legal - Discussion of Co-Composting contract and Workman's Compensation claim; the Board moved into Executive Session at 12:40 P.M. Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the meeting reconvened into open session at 2:05 P.M.

IN RE: CERTIFICATION

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Haraway, Mr. Moody, Mrs. Everett 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 the 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 excepted 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.

IN RE: VIRGINIA BIO-FUELS - REQUEST FOR RELEASE OF FUNDS UNDER ESCROW AGREEMENT

EXTRACT

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Escrow Agent under that certain Escrow Agreement dated March 4, 1994, is hereby authorized and directed to disburse the sum of $550,000 to Virginia Bio-Fuel Corporation upon the delivery of satisfactory invoices evidencing the expenditure of such sum by Virginia

Bio-Fuel Corporation to the County and the satisfactory review of such invoices by the County Administrator and the County Attorney and delivery to the County of a certificate from a qualified engineer acceptable to the County that the project can be completed for the sum remaining in the escrow account. Such sum shall be disbursed first from the funds remaining from the Equipment Bonds, and once those funds are completely used, the remainder shall be disbursed from funds remaining from the Building Bonds.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Haraway, Mr. Bracey, Mr. Moody, Ms. Everett voting "aye", the meeting adjourned at 2:10 p.m.

LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 6TH DAY OF JULY, 1994, AT 7:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
OTHER:	BEN EMERSON	COUNTY ATTORNEY
ABSENT:	AUBREY S. CLAY	ELECTION DISTRICT #5

Before the meeting began, Mrs. Everett announced the Public Hearing for Virginia Motorsports Park would not be held due to the fact the required advertisement for the Public Hearing was not properly placed in the newspaper. Therefore, the Public Hearing will be held at 7:30 p.m. on July 20, 1994, in the Pamplin Administration Building.

IN RE: AMENDMENTS

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the agenda was amended as follows:

Add Item 14. Executive Session, 2. Legal - 2.1-344 (a) 7 Consultation with Legal Counsel.

IN RE: MINUTES

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the minutes of the June 15, 1994 Continuation Meeting and the June 15, 1994 Regular Meeting were approved as presented.

IN RE: CLAIMS

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 #29454 - #29589 (void #29453) - Payroll (Total $242,336.99): General Fund - $242,053.03, E911 Fund - $283.96; Accounts Payable June 30, 1994 Year End (Total $170.601.17) using checks #29591 - #29821 (void #29590): General Fund - $143,163.13, E911 Fund - $626.89, Self Insurance Fund - $17,046.88, CDBG Fund - $6,320.00, Capital Projects Fund - $434.00, Law Library Fund - $86.99, Courthouse Maintenance Fund - $31.75, Jail Commission Fund - $556.53, Marketing Fund - $40.00, Landfill Fund - $2,295.00; and Accounts Payable July 6, 1994 New Year (Total $95,592.00) using checks #29822 - #29840 - General Fund - $95,592.00; and Manual Check #29841 General Fund - $10,000.00.

IN RE: CITIZEN COMMENTS

1. Mr. Ken Kohrs, Virginia Motorsports Park, 22909 Airpark Dr., Petersburg, VA 23803, appeared stating they would have liked to have had the issue for the application for amendment to the Conditional Use Permit heard; however, they understand with a growing county that mistakes and oversights can be made and they look forward to the Public Hearing on July 20th.

2. Mr. James McKensie, 15806 Allen Drive, Dinwiddie, VA 23841, commented on two issues: (a) he was in favor of Virginia Motorsports Park as long as all rules, regulations, and laws were done fairly to all concerned, whether employees of the Park or residents near the Park; and (b) he feels businesses should pay their fair share of taxes, as citizens are now the backbone of real estate and personal property taxes for the county. Hopefully with the big businesses their taxes would relieve the citizens' burden down the road.

3. Mr. Allen Linsey, 23925 Gaydell Dr., Petersburg, VA 23803, is concerned with the EMS service of the county and the lack of 24 hour coverage, as well as the inadequate response time at an average of 16 minutes by Dinwiddie Volunteer Rescue Squad. He stated two months ago the Volunteer Fire Departments applied for an EMS license with the intent that all areas of the county could receive an improved response time if they were able to provide EMS services. There seems to be a great resistance from the Rescue Squad to the Fire Departments in getting their EMS license.

Mr. Moody stated citizens from his district are very concerned with this issue and would like Ford VFD to get back into the First Responder Program and they are concerned with the lack of coverage in his area.

Mr. McKensie commented the County needs EMS coverage 24 hours a day as in 1989 his family called for assistance wherein Dinwiddie Volunteer Rescue Squad never responded and Southside Virginia Rescue Squad had to come from Petersburg and his sister died. He has been uncomfortable with that situation and hopes it never happens to anyone in the County again.

IN RE: ADDITIONAL APPROPRIATION - CARSON VFD

Mr. Bill King, Carson VFD, reported they were the successful bidder for the 1976 Ford C800 salvage utility vehicle at $35,200. At the June 1, 1994 meeting, the Board of Supervisors committed $10,000 towards the purchase, contingent on participation of $20,000 from Prince George County and upon inspection approval. Mr. King stated they were satisfied with the truck and requested the entire $10,000. He stated Prince George has contributed $20,000 and Carson VFD will pay the remainder which is $5,200.

Extract

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", an appropriation of $10,000 from the reserve fund was approved for Carson VFD for the purchase of a 1976 Ford C800.

IN RE: VDOT -- ADOPTION OF 1994-95 BUDGET

Mr. R. Reekes, Resident Engineer, Virginia Department of Transportation, presented the 1994-95 VDOT Secondary System Allocation. This is the first year of the six year budget which represents $1.4 million. They cannot add any projects to the list or change the priority that was set in the six year plan.

Extract

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the 1994-95 Secondary System Allocation is adopted as presented with Regular Construction Allocation cost of $1,177,133 and Unpaved Road Allocation cost of $238,609, for a total of $1,415,742.

IN RE: UNINCORPORATED ORGANIZATION RESOLUTION - AUTHORIZING TRANSFER OF FUNDS

Mrs. Wendy Ralph, Assistant County Administrator, on behalf of Mr. W. E. Jones, Treasurer, presented a form from Signet Bank entitled "Unincorporated Organization Resolution Commercial Funds Transfer

Agreement Authorizing Transfer of Funds", wherein the individuals named actually have authority to accept and sign for wire transfers.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye", the County Administrator is authorized to sign the following resolution as adopted:

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that William E. Jones, Treasurer and Connie B. Rose, Deputy Treasurer, are authorized to: (i) execute on behalf of the County of Dinwiddie, agreement(s) with Signet Bank for the purpose of effecting wire transfers of funds from the County of Dinwiddie's account(s) with Signet Bank, and (ii) appoint and delete such persons, including themselves, from time to time, who may request and/or verify wire transfers from the County of Dinwiddie's account(s) with Signet Bank, all in accordance with the terms of Signet Bank's agreement(s) which governs such requests; and,

BE IT FURTHER RESOLVED, by the Board of Supervisors of Dinwiddie County, that this resolution shall remain in full force and effect and Signet Bank shall be fully protected in acting thereon until written notice of change or revocation has been duly delivered to and received by Signet Bank; and Signet Bank is authorized to accept, and the Secretary or other authorized officer of the County of Dinwiddie shall from time to time provide his signed certificate(s) of change of names of officers and other persons authorized to act hereunder on behalf of the County of Dinwiddie, which certicate(s) shall become a part of this resolution.

IN RE: APPROPRIATIONS RESOLUTION - 1994-95 BUDGET

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

WHEREAS, the final 1994-95 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 $13,800,037 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 Law Library Fund in the amount of $3,000; and the School Textbook Fund in the amount of $242,634; the School Fund in the amount of $19,057,117; Virginia Public Assistance Fund in the amount of $1,585,534; E911 Fund in the amount of $34,882; Self Insurance Fund in the amount of $264,525; OYCS Fund in the amount of $76,253; General Capital Fund in the amount of $190,000; CDBG Fund in the amount of $1,206,000; Fire Programs Fund in the amount of $28,000; CSA Fund in the amount of $518,424; Jail Phone Commission Fund in the amount of $10,500 be appropriated beginning July 1, 1994; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that an additional appropriation of $228,000 to the School Fund be approved for the final year of payments on School Bond Series 1990 for school buses; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Treasurer is authorized to transfer these funds from debt service by establishing a Transfer to Schools -- Bus Payments Account to provide the funds for the School Board to make these payments.

IN RE: AIRPORT AUTHORITY - RESOLUTION TO APPROVE CONVEYANCE OF PROPERTY

Mr. Ben Emerson, County Attorney, presented a resolution wherein the Board of Supervisors consents to the sale of property by the Dinwiddie Airport and Industrial Authority to Manchester Tank.

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

WHEREAS, the Dinwiddie Airport and Industrial Authority (the "Authority") by contract of sale dated July 6, 1989 (the "Contract") agreed to, and did, sell certain real property to Manchester Tank and Equipment Company ("Manchester Tank"); and

WHEREAS, the Authority also granted to Manchester Tank in the Contract the right and option to purchase an additional parcel of real property containing approximately five (5) acres as described in the Contract (the "Property") for the purchase price of $8,000.00 per acre (the "Option"); and

WHEREAS, Manchester Tank has given notice to the Authority of its intent and desire to exercise the Option; and

WHEREAS, the Act of the General Assembly of Virginia which created the Authority, as amended, provides that the Authority may not sell, exchange, mortgage or convey real property of the Authority without the consent of the governing body of Dinwiddie County, Virginia; and

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia, believes it to be in the best interests of the County to approve and consent to the sale and conveyance of the property to Manchester Tank by the Authority pursuant to the terms of the Option;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia, hereby consents to and approves the sale and conveyance of the Property by the Authority to Manchester Tank in accordance with the terms and provisions of the Option.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. Survey of Local Interest in Providing Educational Programs for At-Risk Four-Year-Old Children, conducted by the Virginia Council on Child Day Care and Early Childhood Programs - The Board instructed Mr. Burgess to meet with Mrs. Peggy McElveen, Director of Social Services, and Dr. Thomas Gaul, Superintendent of Schools, and discuss the program and report back to them at the next meeting as this could be a duplication of effort.

2. Right to Farm Seminar was held June 30, 1994, wherein Board Members and four Planning Commission members attended. The Board instructed the County Administrator and his staff to examine the Right to Farm issue and bring back their recommendations as to some ground work and then decide where to go from there. They requested these recommendations for the July 20, 1994 board meeting.

3. The Airport has invited the Board to their facilities at 12:00 noon on July 20 for lunch, followed by a tour of their facilities. Mr. Haraway stated he would be unable to attend; all others accepted.

IN RE: BOARD MEMBER COMMENTS

1. Harrison Moody - No comments

2. Donald Haraway - No comments

3. Edward Bracey has concerns with the use of the Reserve Fund and feels some guidelines need to be set. Mr. Burgess suggested the item be placed on the August 17 agenda for discussion.

4. LeeNora Everett offered the following comments:

- Mrs. Everett, Mr. Bracey, and Mrs. Scarborough met and toured the grounds at Dinwiddie Elementary School and hopefully a lot of the concerns will be corrected in a timely manner.

- Mrs. Everett asked Mr. Burgess the status of the noise study/consultant and straw bales being placed for noise control at Virginia Motorsports Park as discussed at the last meeting. Mr. Burgess stated he talked with some of the owners of the Park within the last week. They have not employed a consultant to date and have looked at the use of straw bales and are exploring other avenues for the noise.

- Mrs. Everett advised she attended the opening of Pamplin Park on June 18 and several brochures are available promoting tourism for Dinwiddie County.

- Mrs. Everett advised she attended the Change of Command Ceremony at Fort Lee July 20, wherein Major General Thomas W. Robinson is the new Commanding General of the facility.

- Mrs. Everett presented a letter from Jim Campbell, Executive Director, Virginia Association of Counties, requesting the Board adopt a resolution addressed to Senator Robb concerning Bill S.993, wherein the bill requires the Federal Government pay for mandates that they impose on state and local governments and establish a fiscal note process so that when Congress votes on various measures affecting state and local governments, the members of Congress are aware of the fiscal impact. No action was taken.

IN RE: APPOINTMENT - VACO BOARD MEMBER CONTACT

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", Mrs. LeeNora Everett is appointed to be the Board of Supervisors representative to the Virginia Association of Counties, wherein she will be contacted regarding important legislative issues and will be responsible for conveying such issues to the Board and will also contact legislators regarding issues.

IN RE: RESOLUTION - WEST PETERSBURG DRILL TEAM

Upon Motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the staff was directed to issue a resolution of encouragement to the West Petersburg Drill Team, commending In-Step on their National participation in Chicago on August 7th, and wishing them well on their endeavors.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344 (a) 1 Personnel - Discussion of employment, salaries, disciplining of public officers, appointees, or employees of any public body; and Section 2.1-344 (a) 7 Legal - Consultation with Legal Counsel; the Board moved into Executive Session at 8:45 p.m. Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the meeting reconvened into open session at 11:12 p.m.

IN RE: CERTIFICATION

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 the 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 excepted 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.

IN RE: EMS TASK FORCE

Mrs. Everett reported the County has formed a Dinwiddie County Emergency Service Task Force. Mr. John Donnelly, Executive Director of the Old Dominion EMS Alliance, will be working with them as a consultant, and the committee is to report back to the Board within 45 days. Their first meeting will be held at 7:00 p.m. on July 18, 1994, in the Pamplin Administration Building.

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the Dinwiddie County Emergency Medical Services Task Force is hereby established consisting of the following:

3 - Dinwiddie Volunteer Rescue Squad Members
2 - Namozine Volunteer Fire Department Members
1 - Old Hickory Volunteer Fire Department Member
1 - Ford Volunteer Fire Department Member
1 - Carson Volunteer Fire Department Member
1 - Dinwiddie Volunteer Fire Department Member
1 - McKenney Volunteer Fire Department Member
2 - Board of Supervisors - Mrs. Everett and Mr. Clay
3 - Citizens - Anne Scarborough, Edward Titmus, Minna Fisher
1 - Sheriff's Department Representative
1 - Public Safety Director - Dave Nichols
1 - County Administrator - Charles Burgess
1 - EMS Paid Personnel - Dawn Titmus

IN RE: PAID EMS PERSONNEL - WEEKENDS

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", effective immediately the county will provide funds for EMS personnel to cover the county on weekends from 6:00 a.m. to 6:00 p.m. on Saturday and Sunday on a temporary basis, while Dinwiddie Volunteer Rescue Squad does upgrade training and recruitment.

Mrs. Everett expressed the Board's appreciation to the volunteers in the county and hoped some recognition could be formulated before year end. She asked everyone to work together cooperatively and try to get all of the problems resolved and provide the best patient care to the county.

IN RE: CONTINUATION MEETING

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the meeting was closed at 11:30 P.M. to be continued at 12:00 noon, July 20, 1994, at the Dinwiddie Airport.

LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

/bds

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD AT THE TERMINAL BUILDING OF THE PETERSBURG/DINWIDDIE AIRPORT, DINWIDDIE COUNTY, VIRGINIA, ON THE 20TH DAY OF JULY, 1994, AT 12:00 NOON

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	HARRISON A. MOODY	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5

IN RE: TOUR OF AIRPORT FACILITIES

The Board of Supervisors met with members of the Dinwiddie Airport and Industrial Authority at the Petersburg/Dinwiddie Airport. The Dinwiddie Airport and Industrial Authority Chairman, Mr. Roland Specter, advised the Supervisors as to the accomplishments and improvements the Airport has experienced as well as shared the Authority's vision for the future development of the Airport.

Mr. T.W. Taylor was also introduced as the new Fixed Base Operator of the Airport.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Clay, Mr. Moody, Bracey, Mr. Haraway, Ms. Everett, voting "aye", the meeting adjourned at 1:59 P.M.

LeeNora Everett
Chair, Board of Supervisors

ATTEST:
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 20TH DAY OF JULY, 1994, AT 2:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	DANIEL M. SIEGEL	COUNTY ATTORNEY

IN RE: AMENDMENTS TO AGENDA

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, voting "aye", the following amendments to the agenda were made:

Item 10 - Executive Session - Add 2.1-344(a)3 - Discussion or consideration of acquisition of real property for public purpose; 2.1-344(a)5 - Discussion concerning a prospective business or industry.

IN RE: MINUTES

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Bracey, Mr. Haraway, Mrs. Everett, voting "aye", Mr. Clay abstaining, the minutes of the July 6, 1994 meeting were approved as presented.

IN RE: CLAIMS

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the following claims are approved and funds appropriated for Accounts Payable FY 93-94 Year End (Total $89,410.08) using checks #29843 - #29925 (void #29842): General Fund - $88,650.44, Self Insurance Fund - $39.20; Law Library Fund - $21.80; Jail Commission Fund - $698.64; and Accounts Payable for FY 94-95 New Year (Total $202,362.38) using checks #29926 - #29971: General Fund $166,391.63; E911 Fund - $1,299.00; and Self Insurance Fund - $34,671.75.

IN RE: CITIZEN COMMENTS

1. Bob Mengel - Mr. Robert L. Mengel, Asst. Fire Chief, Dinwiddie VFD, appeared before the Board to request funding for maintenance and repairs to the department's fire units: Inspections - $50; Grease and Oil Changes - $180; Minor Repairs - $230.

Mr. Clay stated that DeWitt Country Store would perform the inspections free of charge.

The Assistant County Administrator advised the Board that $20,000 had again been budgeted for a preventative maintenance program on the fire trucks. A decision must be made as to whether we try to contract with a firm as we did last year for mobile service or divide the $20,000 among the Departments and let them go to the garage of their choice. The policy of the Board in the past on repairs has been to use the Capital category within the Fire Department budget for extraordinary repairs beyond the capabilities of the individual fire department budgets.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the request for funding from Dinwiddie VFD in the amount of $410 for maintenance and repairs on the fire department units be approved; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County that the staff prepare a recommendation for the Board's review on how the preventative maintenance program should be handled to include input from the Fire Chiefs.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION - REPORT

Mr. Harold Dyson, Ass't. Resident Engineer, VDOT, was present to answer any questions the Board might have. He reported on the following:

1. The request for a U-Turn on Rt. 460 at the intersection of Rt. 226 for Eastbound traffic was denied. However, the Department will continue to review the intersection to see if there are other options available.

2. Mr. Moody stated there was a concern expressed from citizens on Floyd Avenue because of trucks at the Exxon Truck Stop using the road. The road is a Dead End and the cul-de-sac is not large enough for the large trucks to turn around. Mr. Dyson recommended a "No Outlet" sign be installed.

3. Mr. Bracey asked about the guard rails on Old Stage Road. Mr. Charles Gill, VDOT, stated he was securing additional bids.

4. Mrs. Everett stated the citizens on Halifax Road are very concerned about the loose gravel left after the road was re-surfaced. Several people have experienced broken windshields. Mr. Dyson advised that the contractor was responsible for installing a "loose gravel" sign and he would follow up on it.

5. Mrs. Everett requested the following: Reflectorized sign on U.S. #1 designating the entrance to the Pamplin Administration Complex; reflector on the North side of U.S. #1 indicating the entrance to Sterling Road; reflectors at the intersection of U.S. #1 and Rt. 460W for Westbound traffic.

IN RE: BRIDGE PROJECT ON ROUTE 647

The Virginia Dept. of Transportation is evaluating the environmental impacts of the proposed highway project on Rt. 647 in Dinwiddie County. The Dept. is proposing to replace the existing 1962 wooden deck bridge over Stony Creek with a concrete structure.

The Board members stated they have not received any comments on the project.

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Moody, Mr. Bracey, Mr. Clay, Mr. Haraway, Mrs. Everett voting "aye", the VDOT is advised there have been no comments on the project and are authorized to proceed with the project.

IN RE: COMMISSIONER OF THE REVENUE - REPORT

Mrs. Deborah Marston, Commissioner of the Revenue, presented a report on the Meals Tax and Admissions Tax collections. She indicated she would be presenting recommendations for ordinance changes concerning the Business Licenses in September.

IN RE: TREASURER - REPORT

Mr. William Jones, Treasurer, submitted his reports on cash and funds balances for the month of June, 1994. He also recommended that the delinquent tax list not be published. He felt the other collection

methods his office is using are more effective. The Board agreed and no action was taken.

IN RE: COMMONWEALTH'S ATTORNEY - REPORT

Mr. T. O. Rainey, III, Commonwealth Attorney, was present to discuss a cooperative agreement with the City of Petersburg for the Community Diversion Incentive Program . Mr. Rainey stated that the Judges were in favor of the program as an alternative means of punishment or fee collection method.

The Board expressed a concern about any administrative burden on the present staff. Mr. Rainey stated it was his understanding that the administration of the program would be handled by the City of Petersburg. The County Administrator pointed out that the agreement should be amended to include County residents only. Mr. Bracey stated he was very concerned about the need for supervision.

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Haraway, Mr. Bracey, Mr. Moody, Mr. Clay, Mrs. Everett voting "aye", the County Administrator is authorized to execute an agreement with the City of Petersburg to enter the Community Diversion Program with the understanding that referrals to Dinwiddie County will be Dinwiddie County residents only.

IN RE: SHERIFF - REPORT

Mr. B. M. Heath, Sheriff, or a representative, was not present.

IN RE: BUILDING INSPECTOR - REPORT

Mr. Dwayne Abernathy, Building Inspector, submitted his report for the month of June, 1994. He stated there has been an increase in the number of double-wide mobile homes.

IN RE: ANIMAL WARDEN - REPORT

Mr. John Mellick, Animal Warden, submitted his report for the month of June, 1994.

IN RE: DIRECTOR OF PLANNING - REPORT

Mr. Wayne Knox, Director of Planning, provided his report to the Board. He presented the following items:

1. Right-to-Farm - Proposed Plan for Zoning Ordinance Revisions

a. Assign this task to a sub-committee of the Planning Commission. This committee would be composed of a representative from the following entities - the Extension Service, Farm Bureau, ASCS and the Planning Commission. Comments would be funneled through these agencies.

b. This sub-committee would report it's findings to the Planning Commission on October 12, 1994.

c. A public hearing would be conducted in November or December, 1994 to consider the amendments to the zoning ordinance.

d. Board consideration of the proposed text amendments would be considered at the March 1995 meeting. This would allow for consideration of the proposed legislation that will be filed at the General Assembly's 1995 session.

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Moody, Mr. Haraway, Mrs. Everett voting "aye", the proposed plan for addressing zoning ordinance revisions for the Right-to-Farm legislation is approved as presented.

2. Amendment A-94-1 - Parker Oil will be presented to the Board in September.

3. P-94-4 - Delta Oil Company - The applicant has proferred a 60-day trial period for a non-uniformed security service.

4. River Run Subdivision - McIlwaine property - is under review. Mr. Haraway asked if the homes proposed were going to be of higher value. Mr. Knox stated he had heard $100,000+.

5. Mrs. Everett asked if anything had been done to investigate the possibility of requiring developers to set aside property within proposed subdivisions for recreational purposes such as Prince George does. Mr. Knox stated he had discussed this with developers and it is an issue of money and the size of the development.

6. Mr. Clay stated he would like for the Board to be informed of items when they are being advertised for the Planning Commission.

IN RE: SOCIAL SERVICES DIRECTOR

Mrs. Peggy McElveen expressed her appreciation to the Board and the Administrative staff, especially Mr. Eli Clanton and Mr. Isaac Clanton for their assistance throughout the 1993-94 year.

IN RE: SUPERINTENDENT OF SCHOOLS - REPORT

The Superintendent sent word to the Board that he was involved in interviewing architects and would have a full report for the Board at their August meeting.

IN RE: RECREATION - REPORT

Mr. Tony Rinaldi, Recreation Director, submitted his report for June, 1994. Mr. Rinaldi discussed the following items with the Board:

1. He indicated the County received the ISTEA grant for development of the White Oaks Battlefield site.

2. Maintenance Coordinator - Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Clay, Mr. Moody, Mrs. Everett voting "aye", the Recreation Director was authorized to advertise the position of Maintenance Coordinator left vacant by the resignation of Mr. Michael VanDunk.

3. Purchase of Shelter - Mr. Rinaldi presented three bids for the purchase of a shelter for protection of his equipment housed at the Middle School: Harrison's Mobile Home Auto Sales & Service - 24x31 - $3100; Sonny Clements - 25x31 - $4450; with a 14x12 shelter - $5,475. Mr. Rinaldi recommended accepting the bid from Harrison's of $3100. Mr. Rinaldi stated he had received permission from Dr. Gaul and the School Board to place the building on the school property.

The Board expressed a concern for the longevity of aluminum and asked Mr. Rinaldi to seek price quotes on a fully enclosed wooden building as well as a cement block building.

4. Lights at Dinwiddie Elementary - Mr. Rinaldi stated he had talked with Dr. Gaul about installing lights at the field at Dinwiddie Elementary School. This would lighten up the load using the Middle School and provide a field for Babe Ruth and the increasing youth sports. The estimated cost is $18,000 - $22,000 of which the School Board is willing to participate. There are no funds available in the Recreation budget. No action was taken.

IN RE: PUBLIC SAFETY DIRECTOR

Mr. Dave Nichols, Public Safety Director, presented his reports on fire and EMS responses for the month of June, 1994. He also distributed copies of the approved Emergency Operations Plan for the County. He reported that the SCBA airpack committee is currently evaluating 5 brands and will provide a detailed report as information becomes available. Ford Co. 2 has appointed an apparatus committee to begin the specifications for the budgeted pumper/tanker.

Mr. Nichols advised the Board that he has received several calls about open burning in subdivisions. The burning is in compliance with State law; however, it is bothering the neighbors. The Board members indicated that they did not feel it was enough of a burden to institute additional regulations.

IN RE: DIRECTOR OF WASTE MANAGEMENT

Mr. Dennis King, Director of Waste Management, presented his report for the month of June, 1994. He advised the Board that the progress on the manned site at Rohoic is nearing completion. However, there were no applications submitted for the parttime position. He stated his plans were to re-advertise the position on a broader scale.

Mr. Bracey stated he was called about a problem with the dumpsters at the jail over the 4th of July holiday and asked Mr. King if he could hire additional help on the holidays.

IN RE: RESOLUTION APPROVING PAYMENT OF FUNDS FROM LANDFILL CLOSURE BONDS TRUST ACCOUNT INTO ESCROW ACCOUNT UNDER ESCROW AGREEMENT WITH VIRGINIA BIO-FUEL CORPORATION

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

WHEREAS, the provisions of the financing of the closure for the County landfill with $1,120,000 Industrial Development Authority of Dinwiddie County, Virginia Lease Revenue Bonds (Dinwiddie Landfill Closure Project) Series 1992 (the "Bonds") provided for a scheduled release of proceeds from the sale of the Bonds by the Trustee for the Bondholders, Signet Trust Company, but not to extend beyond August 1, 1994; and

WHEREAS, there are minor improvements still to be completed and final permits to be obtained from State authorities relating to the completion of the closure of the County landfill which may extend the final draw from the proceeds from such Bonds beyond August 1, 1994;

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Chairman of the Board of Supervisors or the County Administrator are each hereby authorized and directed to take such action, including but not limited to the execution of documents therefor, and the County Attorney is directed to review and draft such documents related thereto, as may be necessary or appropriate to obtain the final disbursement of monies in the trust account for the Bonds held by the Trustee and the deposit of the same in the Escrow Account under the Escrow Agreement, dated as of March 4, 1994, between the County and Virginia Bio-Fuel Corporation, including but not limited to amending such Escrow Agreement, to accommodate such actions.

This resolution shall be immediately effective this 20th day of July, 1994.

IN RE: VIRGINIA BIO-FUELS

Mr. Ted Baxter, representing VBF, was present to update the Board on the co-composting facility. He stated that the test results were favorable on the sawdust being hauled into the landfill from Georgia Pacific. He also indicated they were working on ways to increase the speed of the processing at the plant.

IN RE: SURVEY OF LOCAL INTEREST IN PROVIDING EDUCATIONAL PROGRAMS FOR AT-RISK FOUR-YEAR-OLD CHILDREN

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Mrs. Everett voting "aye", Mr. Bracey voting "nay", and Mr. Clay "abstaining", the County Administrator was authorized to return the survey indicating the County's interest in accessing funds to provide educational programs for At-Risk four-year-old children. The County Administrator indicated he had discussed the program with the Superintendent of Schools and Director of Social Services and they both felt the funds would not be available until next year; therefore, there would be time to analyze the program at that time.

IN RE: RESOLUTION REQUESTING SENATOR CHARLES ROBB TO CO-SPONSOR S.993 IN THE SENATE OF THE UNITED STATES

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

WHEREAS, S.993 has been introduced in the Senate of the United States by the Honorable Dirk Kempthorne of Idaho; and

WHEREAS, Senator Kempthorne's S.993 will require the federal government to pay for the mandates that they impose on state and local governments and establish a fiscal note process so that when Congress votes on various measures affecting state and local governments, the members of Congress are aware of the fiscal impact; and

WHEREAS, S.993 is the most significant and far-reaching unfunded mandates legislation ever introduced in the Congress of the United States; and

WHEREAS, as of May 1, 1994, Senator Kempthorne's bill had received 54 out of 100 Senate co-sponsors; and

WHEREAS, Senator John Warner of Virginia has already displayed his commitment to this issue by signing on to S.993; and

WHEREAS, although Senator Charles Robb has communicated his concern about unfunded mandates and has indicated that he "fully endorses the concept of identifying and restricting unfunded federal mandates," to date he has declined to co-sponsor S.993; and

WHEREAS, a recent NACO survey estimated that a minimum of 12 percent of local budgets support unfunded federal mandates; and

WHEREAS, unfunded federal mandates regularly force local tax increases and/or service cutbacks, restrict the rights of state and local voters and officials to determine their own priorities, and allow the Congress to avoid direct responsibility for increasing taxes; and

WHEREAS, the Constitution of the United States guarantees a federal, state and local partnership and unfunded federal mandates undermine the responsibility of the state and local level; and

WHEREAS, S.993 is endorsed by the National Association of Counties, the United States Congress of Mayors, the National League of Cities, the National School Boards Association, the National Governors Association, the Council of State Governments, and the National Conference of State Legislatures; and

WHEREAS, reduction and elimination of unfunded mandates is the number one priority of the Virginia Association of Counties;

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia implores Senator Charles Robb to demonstrate his concern about unfunded mandates to the local governments of the Commonwealth of Virginia by immediate co-sponsorship of S.993.

IN RE: LOCAL GOVERNMENT OFFICIALS CONFERENCE

The County Administrator stated that the Local Government Officials Conference is scheduled for August 14 - 16, 1994 in Charlottesville and asked if any Board members were interested in attending. He stated he would be attending a committee meeting on Sunday afternoon. Mr. Bracey stated he would like to attend.

IN RE: STATUS OF SELECTION OF ARCHITECTURAL FIRM - COURTHOUSE & BUILDING RENOVATION

The County Administrator advised the Board that the Architectural Review Committee met and held interviews with five architectural firms for the new courthouse and county building renovation project. The Committee is requesting authorization to begin negotiations with the first firm on the priority list which is Henning, Vest, Covey Architectural Group. If negotiations cannot be completed with this firm, the Committee will come back to the Board for authorization to negotiate with the second firm. If the Board chooses not to proceed to the second firm at that time, the only other option would be to go back out to bid.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Mr. Clay, Mr. Bracey, Mrs. Everett voting "aye", the County Administrator was authorized to proceed with negotiations with Henning, Vest, Covey Architectural Group, and further to include Mr. Milton I. Hargrave, Jr., and Board members Mr. Bracey, and Mr. Clay in the negotiation process.

IN RE: DISCUSSION OF FINANCIAL ADVISORY SERVICES

The County Administrator discussed with the Board the feasibility of preparing a request for proposals for financial advisory services. It is apparent with the magnitude of capital projects being contemplated and the monies involved, we are in need of obtaining sound financial advice for the structuring of the debt commitments. A financial advisor would be able to provide input and analysis which would examine different methods for the structuring of the debt other than the traditional level principal method. The services could be obtained on an hourly basis and should not exceed $20,000. The cost of any such services could be reimbursed to the County as a part of the issuance of any bonds related to the projects. Mr. Haraway stated he was glad to see the suggestion and recommended the County go out for request for proposals for comparison. Action was postponed until the August 17, 1994 meeting.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Haraway stated he enjoyed meeting earlier with the Airport Authority. He received material that referenced the Petersburg Municipal Airport and wondered why it was not the Dinwiddie Airport. He was informed that it was probably a part of the original legislation creating the Authority but staff will verify that.

2. Mrs. Everett had the following comments:

a. Mr. Harold Walker is the Chairman of the School Board; Mrs. Carol Fisher is Vice-Chair.

b. The Sheriff's Department has 4 trained EMD's, effective June 22.

c. Under the Anti-Crime Bill, the County is eligible to receive $108,760.

d. Mr. Russell Garrison was appointed to serve on the Commission of Game and Inland Fisheries.

e. John Mazza has been appointed to the State Aviation Board.

f. The EMS Task Force met July 18, 1994 and will continue to meet on Mondays. Subcommittees have been appointed. Ms. Sheri Hoover is Chair and Ms. Dawn Titmus is Secretary.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Mr. Clay, Mr. Bracey, Mrs. Everett voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a)1 Personnel - Discussion of performance, salaries, disciplining of public officers, appointees, or employees of any public body; Section 2.1-344(a)3 - Discussion or consideration of acquisition of real property for public purpose; Section 2.1-344(a)5 - Discussion concerning a prospective business or industry; and 2.1-344(a)7 Legal - Discussion of Co-Composting Contract; Bond Issue - WWTP, the Board moved into Executive Session at 4:52 P.M. and continued the Executive Session at the Home Place Restaurant. Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Mr. Clay, Mr. Bracey, Mrs. Everett voting "aye", the meeting reconvened into Open Session at 7:15 P.M.

IN RE: CERTIFICATION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Mr. Haraway, Mr. Moody, Mr. Bracey, Mrs. Everett 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 the 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 excepted 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.

THE CHAIRMAN RECESSED THE MEETING TO RECONVENE AT 7:30 P.M. AT THE PAMPLIN ADMINISTRATION BUILDING. Mr. Bracey left the meeting at this time.

IN RE: PUBLIC HEARING - C-94-4 - PICTURE LAKE ASSOCIATES

This being the time and place as advertised in the Progress-Index on Wednesday, July 6, 1994 and Wednesday, July 13, 1994 for the Board of Supervisors of Dinwiddie County, Virginia to consider for approval a request by Picture Lake Associates, owners of Virginia Motorsports Park to amend their original conditional use permit application to operate a motor sports complex per Section 22-22 and 22-23 of the Dinwiddie County Zoning Ordinance. The property, consisting of 462 acres ± is identified as Tax Parcels 20-3-A,B,C, 20-59, and 20-59A and is located on U.S. #1 at 8018 Boydton Plank Road.

Mr. Wayne Knox, Director of Planning, presented the amendment and the recommendation from the Planning Commission which was approval with the following condition (#14) and attached provisions:

14. For the 1994 racing season ending November 20, 1994, normal operating hours for the weekly racing events will be as follows:

Friday 5:00 P.M. - 11:00 P.M.
Saturday 12:00 P.M. - 11:00 P.M.
Sunday 10:00 A.M. - 6:30 P.M. with no racing until after 12:00 P.M.

1. Completion of landscaping of site as required on site plan.

2. Explore additional berming, tree planting, man-made partitions, particularly on the north side as a means of noise deflection.

3. Submit a sound study performed by an independent certified specialist, mutually agreed upon by the applicant and the Planning Department, with the focus on minimizing the impact of noise. This study shall be submitted to the Planning Department.

4. Continue to work with residents group to minimize the impact of noise and traffic on the surrounding areas.

5. The Planning Commission will perform review of status and impact of events and studies at the end of racing season, November 1994.

6. The County, in conjunction with the applicant will develop a monitoring system of racing start and finish times. The responsibility of monitoring will be assumed by the Zoning Administrator or appropriate County agency.

The Chairman then opened the public hearing.

Mr. John Dodson, representing VMP, appeared before the Board in support of the amendment. Mr. Pat McMahon, State Dept. of Tourism, also spoke in support of the amendment and Virginia Motorsports Park.

1. Mr. Ralph Mangum spoke in support of the amendment.
2. Mr. Larry Smith, Jr. appeared in support of the amendment.
3. Mr. Larry Smith, Jr. appeared in support of the amendment.
4. Mr. William Peyton appeared in support of the amendment.
5. Mr. Franklin Coleman spoke in support of the amendment.
6. Mr. Bruce Sisk appeared in support of the amendment.
7. Mr. Mike Moore appeared in support of the amendment.
8. Mr. Ernie Lumpkin appeared in support of the amendment.
9. Mr. Todd Atkinson spoke in support of the amendment.
10. Mr. William Hammond appeared in support of the amendment.
11. Mr. Lonnie Johnson spoke in support of the amendment.
12. Mr. Fred Bilter spoke in support of the amendment.
13. Mr. James Epps appeared in support of the amendment.
14. Mr. Mark Plymoles spoke in support of the amendment.
15. Mr. Clyde Boze, Jr. appeared in support.
16. Mr. Dana McDaniel, Attorney, with the firm Williams, Mullen, Christian & Dobbins, appeared to represent the homeowners around the racetrack. He spoke in opposition to the amendment. He asked the Board to defer revision until they could incorporate limitations on the noise levels into the conditions.
17. Mrs. Betty Ragsdale spoke in opposition to the amendment.
18. Mrs. Christine Avery spoke in opposition to the amendment.
19. Mr. Rufus Killingsworth spoke in opposition to the amendment.
20. Mr. Wallace Rowland spoke in opposition to the amendment.
21. Mr. Ham Avery spoke in opposition to the amendment.
22. Ms. Danielle Rowland appeared in opposition to the amendment.
23. Ms. Gwen Rowland spoke in opposition to the amendment.
24. A letter from Mrs. Patsy Barnes was read in support of the amendment.
25. Mr. Rudolph Mangum, Jr. spoke in support of the amendment.

Mr. John Dodson gave a brief rebuttal to some of the issues raised.

Mr. Robert Ragsdale supported his wife's statement that he came home around 2:30 P.M. and cars were testing and doing something on the track before 5:00 P.M.

The Chairman closed the public hearing at 8:40 P.M. and asked for Board comments.

Mr. Moody stated he was also a Planning Commission member and he was in favor of extending the hours and completing all the studies during the trial period.

Mr. Clay stated he could sympathize with the people who have the noise, but he supported the longer hours.

Mr. Haraway indicated his concern that nothing physically had been done by VMP to reduce the noise level. He noticed that there are 16 or 17 Sundays without racing and asked if the hours were extended, is there any guarantee that they still will not race on those Sundays. Mr. Ken Kohrs, General Manager for VMP, stated there was no intent to add any more Sundays and on some weekends, there is no racing at all.

The County Administrator pointed out that there is no completion date for the sound study and suggested inserting "on or by November 20, 1994" into #3 under condition 14.

Mr. Moody pointed out that #5 should include "and studies" which was the motion made by the Planning Commission.

Mrs. Everett stated she had confidence in the management and she had a concern for the people with the noise problems and asked for cooperation and support in the extension of hours.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mrs. Everett voting "aye", Mr. Haraway voting "nay", amendment to the Conditional Use Permit C-94-4 requested by Picture Lake Associates was approved with the following condition:

14. For the 1994 racing season ending November 20, 1994, normal operating hours for the weekly racing events will be as follows:

Friday	5:00 P.M. - 11:00 P.M.
Saturday	12:00 P.M. - 11:00 P.M.
Sunday	10:00 A.M. - 6:30 P.M. with no racing until after 12:00 P.M.

1. Completion of landscaping of site as required on site plan.
2. Explore additional berming, tree planting, man-made partitions, particularly on the north side, as a means of noise deflection.
3. Submit a sound study performed on or by November 20, 1994 performed by an independent certified specialist, mutually agreed upon by the applicant and the Planning Department, with the focus on minimizing the impact of noise. This study shall be submitted to the Planning Department.
4. Continue to work with residents group to minimize the impact of noise and traffic on the surrounding areas.
5. The Planning Commission will perform review of status and impact of events and studies at end of racing season (November 1994).
6. The County in conjunction with the applicant will develop a monitoring system of racing start and finish times. The responsibility of monitoring will be assumed by the Zoning Administrator or appropriate County agency.

Extract

IN RE: CHANGE IN MEETING TIME

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the time for the regular meeting scheduled for September 7, 1994 at 7:30 P.M. be changed to 2:00 P.M.; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the time for the regular meeting scheduled for September 21, 1994 at 2:00 P.M. be changed to 7:30 P.M.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Haraway, Mr. Clay, Mr. Moody, Mrs. Everett voting "aye", the meeting was adjourned at 8:57 P.M. to be continued until 6:00 P.M., August 3, 1994 for an Executive Session for legal purposes at the Pamplin Administration Building.

LeeNora Everett
Chair, Board of Supervisors

ATTEST:
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 3RD DAY OF AUGUST, 1994, AT 6:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", pursuant to the Virginia Freedom of Information Action, Section 2.1-344(a)1 - Personnel - Discussion of employment, salaries, disciplining of public officers, appointees, or employees of any public body; and Section 2.1-344(a)7 - Legal - Discussion of Co-Composting Contract, the Board moved into Executive Session at 6:00 p.m.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the meeting reconvened into Open Session at 7:35 p.m.

IN RE: CERTIFICATION

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 the 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 excepted 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.

IN RE: VIRGINIA-BIO FUELS

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

BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia, authorizes Virginia Bio Fuels to use sludge from the City of Petersburg's Waste Water Treatment Plant in the operation of the co-composting facility.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the meeting adjourned at 7:40 P.M.

LeeNora Everett
LeeNora Everett
Chair, Board of Supervisors

ATTEST Charles W. Burgess
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 3RD DAY OF AUGUST, 1994, AT 7:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	PAUL JACOBSON	COUNTY ATTORNEY

Before the meeting began, Mrs. Everett announced there would not be a Public Hearing for C-94-6 - Bernard and Louise Hackney, due to the fact the application had been withdrawn.

IN RE: AMENDMENTS TO AGENDA

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the agenda was amended as follows:

Add Item 12. Executive Session - Personnel - 2.1-344(a)1 - Discussion of employment, salaries, disciplining of public officers, appointees, or employees of any public body.

IN RE: MINUTES

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the minutes of the July 20, 1994 Continuation Meeting and July 20, 1994 Regular Meeting were approved as presented.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 #30002-#30139 (void #29972-#30001) - Payroll: General Fund $237,566.36; Accounts Payable (Total $142,425.89) using checks #30145-#30252 (void #30140-#30144): General Fund - $134,374.53, E911 Fund - $368.00, Self Insurance Fund - $2,401.53, Law Library Fund - $262.55, Jail Phone Commission - $2.09, Landfill Fund - $5,017.19.

IN RE: RESOLUTION OF APPRECIATION - AUBREY T. PENNINGTON

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the following resolution of appreciation was adopted and presented to Aubrey T. Pennington.

WHEREAS, Aubrey T. Pennington has served the County of Dinwiddie with distinction and integrity as a member of the Dinwiddie County Social Services Board from April, 1984 until June, 1994, and

WHEREAS, the Board of Supervisors on this 3rd day of August, 1994, is desirous of acknowledging these qualities and further to express its appreciation for this work on behalf of the County;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, hereby commends Aubrey T. Pennington for his many contributions and devoted service to the County of Dinwiddie; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that this resolution be delivered to Aubrey T. Pennington and a copy spread upon the minutes of this meeting.

IN RE: RESOLUTION OF APPRECIATION - TYRONE COLEMAN

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

WHEREAS, Tyrone Coleman has served the County of Dinwiddie with distinction and integrity as a member of the Dinwiddie County Social Services Board from July, 1990 until June, 1994, and

WHEREAS, the Board of Supervisors on this 3rd day of August, 1994, is desirous of acknowledging these qualities and further to express its appreciation for this work on behalf of the County;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, hereby commends Tyrone Coleman for his many contributions and devoted service to the County of Dinwiddie; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that this resolution be delivered to Tyrone Coleman and a copy spread upon the minutes of this meeting.

IN RE: RESOLUTION OF APPRECIATION - E. RAY HANKS

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

WHEREAS, E. Ray Hanks has served the County of Dinwiddie with distinction and integrity as a member of the Dinwiddie County School Board from July, 1986 until June, 1994, and

WHEREAS, the Board of Supervisors on this 3rd day of August, 1994, is desirous of acknowledging these qualities and further to express its appreciation for this work on behalf of the County;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, hereby commends E. Ray Hanks for his many contributions and devoted service to the County of Dinwiddie; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that this resolution be delivered to E. Ray Hanks and a copy spread upon the minutes of this meeting.

IN RE: NAMOZINE VFD - REQUEST FOR TRUCK REPAIR

Mr. Bruce Archer, Chief, Namozine VFD, requested money be appropriated for repairs to their tanker truck to replace both cylinder heads and gaskets. He stated the work was completed and the tanker was back in service. He presented the bill to the Board.

Extract

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", Namozine VFD is appropriated $2,074.78 from the Capital Improvements category of the Volunteer Fire Departments Budget for major repairs to their tanker truck.

IN RE: CITIZEN COMMENTS

No one signed up to speak.

IN RE: PUBLIC HEARING -- A-94-1 -- PARKER OIL COMPANY

This being the time and place as advertised in the Dinwiddie Monitor Newspaper on July 20, 1994, and July 27, 1994, for the Board of Supervisors to conduct a public hearing to consider the request submitted by Lloyd Boisseau, Parker Oil Company, to amend the zoning ordinance of Dinwiddie County to allow construction of a propane bulk storage facility per Sections 22-5 and 22-71 of the Zoning Ordinance. The property is located on Tax Parcel 70-21 situated off of State Route #650, approximately three-tenths of a mile from the DeWitt exit of Interstate 85.

Mr. Wayne Knox, Director of Planning, advised this was a text amendment change to allow propane storage tanks in M-2 and A-2 zoning areas. He advised Section 22-223 of the Zoning Ordinance lists "petroleum storage" and "petroleum refining" as permitted uses as a matter of right in the M-2, General Industrial, zoning district, i.e., the uses do not require a conditional use permit. A propane bulk storage facility can be considered to be a similar use to petroleum storage. Since one of the general principles of a zoning ordinance is to attempt to group similar uses into the same zoning category, it would appear a propane bulk storage facility is best suited for the M-2 zone, along with petroleum storage. However, staff feels that a propane bulk storage facility with a conditional use permit should be permitted also in the A-2, General Agricultural District. The requirement of a conditional use permit would permit the inclusion of conditions and safeguards that would provide for the general health, safety and welfare. This recommendation is consistent with Section 15.1-489 of the code of Virginia relative to purposes of zoning ordinances and Section 15.1-488 of the Code of Virginia.

Mr. Knox advised Section 15.1-488 states that "regulations shall be uniform for each class or kind of buildings and uses throughout each district, but the regulations in one district may differ from those in other districts." Therefore, the placement of a propane bulk storage facility in the A-2 zoning classification (a less intensive zoning category) with a conditional use permit and permitting the use as a matter of right in the M-2 zoning district (a more intensive zoning category) would satisfy the requirements of Section 15.1-488 of the Code of Virginia. The propane bulk storage facility would be listed as Section 22-71(59) in the A-2 zone and Section 22-223(10) amended to read "petroleum storage/propane storage" in the M-2 zone.

Mr. Knox stated that although the Planning Commission recommends both sections be changed, upon further review by the staff their recommendation is that action be taken on A-2 districts and requested action on M-2 districts be tabled until further research is done and further consideration by the Planning Commission is done.

Mr. Haraway commented that the citizens need guidance in the right direction from County staff when dealing with different regulations required by the County. Mr. Bracey requested applicants be informed of all the options involved when applying for zoning issues.

This being a public hearing, the Chairman opened the floor for public comment:

Kay Winn, 15211 Winnwood Lane, Dinwiddie, VA 23841 appeared stating she supported the request of Mr. Boisseau. She did question the radius of notification. Mr. Knox stated that according to the zoning ordinance, all adjacent property owners within 300 ft. of the subject parcel must be notified. Ms. Winn also questioned if there would be a limitation of the size of bulk storage facilities. She requested large tank farms not be allowed in the A-2 districts. The staff advised this would be handled under the conditional use permit process, depending on the site.

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

Extract

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Section 22-71 of the Dinwiddie County Code pertaining to permitted uses in the Agricultural, General, District A-2 be amended to read as follows:

(59) Propane bulk storage facility, with a conditional use permit.

This Ordinance shall be immediately effective as of this 3rd day of August, 1994.

IN RE: PUBLIC HEARING -- C-94-5 -- A.M.E. ZION CHURCH

This being the time and place as advertised in the Dinwiddie Monitor Newspaper on July 20, 1994, and July 27, 1994, for the Board of Supervisors to conduct a public hearing to consider the request of A.M.E. Zion Church for a conditional use permit that would allow them to construct a personal care facility for the aged per Section 22-23 and Section 22-71(37) of the Dinwiddie County Zoning Ordinance. The property is located on Tax Parcel 57(1)-75 and is part of an 80 acre tract of land situated off of Bishop Street in Dinwiddie, Virginia, between Interstate 85 and the Seaboard Coastline Railroad.

Mr. Wayne Knox, Director of Planning, advised the Board the use is currently allowed in A-2 zoning districts with a conditional use permit. The Planning Commission has recommended approval of the application with the following conditions:

1. Before any construction can begin, a site plan prepared by an engineer, must be submitted to the Planning Department for approval. This site plan shall include all phases of the proposed development, i.e., adult/child daycare center, assembly building. This site plan shall include a grading plan showing the current topography of two feet contours and the finished site also at two feet contours.

2. An erosion and sediment control plan for all land disturbing activities must be submitted and approved by the Planning Department. This will include a stormwater management plan which will include controls during the construction phase, as well as during field operation of the facility.

3. A copy of all applicable state and federal permits must be on file with the Planning Department before a Certificate of Occupancy will be issued.

4. Before any building permits will be issued, a complete set of building plans, prepared by a registered architect, must be submitted to the Building Department for approval.

5. Location, type, size and height of all exterior signs shall be submitted to the review and approval of the Zoning Administrator, per the Sign Ordinance.

6. All construction must be completed on phase one of this development, including parking and landscaping, before any permits will be let for additional construction.

7. This conditional use permit shall apply to the proposed sixty (60) bed personal care facility and related on-site accessory uses only.

Mr. Leroy Reynolds, Architect, from Raleigh, North Carolina, appeared representing A.M.E. Zion Church. He stated this was a 60 bed, ambulatory personal care facility to accommodate residents from this area and surrounding counties.

This being a public hearing, the Chairman opened the floor for public comment: No one appeared to speak.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the conditional use permit request of A.M.E. Zion Church to allow them to construct a personal care facility for the aged on Tax Parcel 57(1)-75 and is part of an 80 acre tract of land situated off of Bishop Street in Dinwiddie, Virginia, between Interstate 85 and the Seaboard Coastline Railroad, is approved with the conditions recommended by the Planning Commission.

IN RE: PUBLIC HEARING -- C-94-6 -- BERNARD & LOUISE HACKNEY

This being the time and place as advertised in the Dinwiddie Monitor Newspaper on July 20, 1994, and July 27, 1994, for the Board of Supervisors to conduct a public hearing to consider the request of Bernard and Louise S. Hackney for a conditional use permit to construct and operate a dog kennel per Section 22-23 and Section 22-71(36) of the Dinwiddie County Zoning Ordinance. The property is located on Tax Parcel 46-9 and is part of a 57 acre tract of land situated off of Quaker Road (Rt. 660) in Dinwiddie, VA.

Mr. Wayne Knox, Director of Planning, advised the Board the applicants have officially withdrawn their application for a conditional use permit and requested the Board to accept their withdrawal.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the board accepts the withdrawal of the request for a conditional use permit submitted by Bernard and Louise S. Hackney.

IN RE: PUBLIC HEARING -- P-94-3 -- DELTA OIL & ASSOCIATES

This being the time and place as advertised in the Dinwiddie Monitor Newspaper on July 20, 1994, and July 27, 1994, for the Board of Supervisors to conduct a public hearing to consider an amendment of Delta Oil Company's conditional zoning, approved by the Board of Supervisors on December 2, 1992, located in the Rohoic Magisterial District, on Tax Parcel 21B(3) Blk 3-11 and Tax Parcel 21-B(10)A, at U.S. Route 1. Delta Oil Company wishes to delete conditional #7, "A uniformed security service will make hourly inspections from dusk to dawn and report any violations to the respective enforcement agencies." Delta Oil stated they will train key employees in property security and surveillance and maintain a log of inspections of the expanded truck parking area.

Mr. Wayne Knox, Director of Planning, advised the Planning Commission recommended approval of this application subject to the applicant's written proffer to conduct a sixty (60) day trial period to determine the impact of the requested deletion. The following is a summary of the proffer by the applicant:

1. The applicant shall provide to the Planning Department copies of any incident reports related to the truck parking area generated by a bonafide law enforcement agency.

2. A logbook will be kept by employees delineating inspection times and conditions of the truck parking area. This logbook shall be open for inspection by the Planning Department as needed.

3. The applicant will attempt a sixty (60) day trial period without a uniformed security service. The applicant understands that reinstatement of the uniformed security service may occur in the event of unresolved problems relating to the expanded truck parking.

Mr. Mark E. Holt, III, President, Delta Oil Company, representing Delta Exxon Thrift Mart, appeared to answer any questions.

Mr. Moody stated at the Planning Commission meeting, discussion was brought up regarding the lights that were out and some of the shrubbery that had died that relates to the original conditional zoning. Mr. Holt advised one bulb was burned out and a lightning strike caused a short circuit that knocked out one bank of lights. He stated that all lights are burning at this time. Mr. Holt also advised that four of the 81 bushes planted have died this summer and will be replaced in the fall.

Mrs. Everett advised the Board has requested VDOT to install "No Outlet" signs on Ford Ave. for trucks. Mr. Holt stated he has been in contact with the Subdivision Engineer for VDOT who is making a study of the situation.

This being a public hearing, the Chairman opened the floor for public comment:

1. Mrs. Alice Hogwood, 25316 Ford Ave., Petersburg, VA, appeared voicing her concern regarding the lights being out. Mrs. Hogwood stated the letter she received regarding the public hearing was a rezoning issue. She presented a petition with 38 names requesting the Board not to rezone the property from R-1, Residential Limited, to B-2, Business General. After review of the Planning Department's letter, the Board said the letter was confusing and could be misconstrued.

2. Mrs. Maxine Partin, 25318 Ford Ave., Petersburg, VA, appeared complaining about the trash thrown over the fence onto her property, as well as the lights being out.

3. Mrs. Carol Lunsford, 15713 Gatewood Rd, Dinwiddie, VA, (Mrs. Hogwood's daughter) appeared feeling the residents were misled about the meeting. She voiced her concern regarding the traffic problems, and stated she had never seen a security officer there, and if there were security officers they should have reported the lights being out.

Regarding the litter issue, Mr. Holt advised they had a full time custodian that dumps trash and picks up litter on a daily basis. Mr. Moody asked and Mr. Holt agreed to get permission from the landowners and have his custodian pickup trash generated by the truck stop.

Mr. Bracey stated he has seen security patrol at the facility, but feels Delta Oil employees will monitor the property better and serve the community better.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the proffers by Delta Oil Company as listed below are accepted with final consideration by the Board of Supervisors to be heard at the October 5, 1994, meeting:

1. The applicant shall provide to the Planning Department copies of any incident reports related to the truck parking area generated by a bonafide law enforcement agency.

2. A logbook will be kept by employees delineating inspection times and conditions of the truck parking area. This logbook shall be open for inspection by the Planning Department as needed.

3. The applicant will attempt a sixty (60) day trial period without a uniformed security service. The applicant understands that reinstatement of the uniformed security service may occur in the event of unresolved problems relating to the expanded truck parking.

Mr. Haraway requested the Planning Commission be more specific when sending out notices so citizens will know what issues will be addressed at the meetings.

IN RE: PUBLIC HEARING -- SV-94-1 -- LARRY K. GILBERT

This being the time and place as advertised in the Dinwiddie Monitor Newspaper on July 20, 1994, and July 27, 1994, for the Board of Supervisors to conduct a public hearing to consider a vacation of Findlay Street by Larry Gilbert.

Mr. Wayne Knox, Director of Planning, advised this is a paper street shown on Tax Map #75A, Plat Book 1, Page 81, as part of the Carson Plat. It it situated between Lots #1 of Block G and Lot #6 of Block F on the north side of Carson Road (Rt 703). It further extends across Carson Road between Lots #1, #7 and #9 of Block C and Lots #6, #8A, and #9A, of Block B. It is Mr. Gilbert's desire to vacate this paper street because it remains a recorded, unopened street on his land. The staff recommends the request be granted with the provision that each abutting property

owner be given twenty percent (20%) of the land constituting Findley Street.

This being a public hearing, the Chairman opened the floor for public comment: No one appeared to speak.

Mr. Haraway asked if this required a survey and new deeds. Mr. Knox advised it did, at the landowner's expense.

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

Extract

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Findlay Street is hereby declared a vacant street, shown on Tax Map #75A, Plat Book 1, Page 81, as part of the Carson Plat; situated between Lots #1 of Block G and Lot #6 of Block F on the north side of Carson Road; extending across Carson Road between Lot #1, #7 and #9 of Block C and Lots #6, #8A and #9A of Block B, with each abutting property owner receiving twenty percent (20%) of the land constituting Findlay Street.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. Mr. Burgess pointed out an invitation to the Regional Welcome Reception honoring Major General Thomas W. Robison, Commander of Fort Lee and requested Board input.

2. Mr. Burgess would like to reschedule the discussion on use of reserve funds. The staff recommends waiting until September, when the County should have some pre-audit figures which would project the reserve funds from last Fiscal Year.

IN RE: RPF - FINANCIAL ADVISORY SERVICES

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the County Administrator is authorized to proceed with an RFP to seek Financial Advisory Services.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Moody advised the Planning Commission has formed a Right to Farm Subcommittee consisting of the following:

Planning Commission	Harrison Moody
	Daniel Lee
Extension Service	Jimmy Maitland
Dinwiddie Farm Bureau	Open
Soil Conservation Service	Robert Spiers
Southside Home Builders Association	Gilbert Martin
Agri-Business Community	John Parker
Business Community	George Robertson

Mr. Bracey felt the committee was loaded with farmers and questioned where the citizens were. Mr. Moody advised the Planning Commission presented a list of people and associations and the Committee was picked by the consensus of the Planning Commission members, who are appointed by the Board. Mrs. Everett stated this was not a farm related matter, in that it was a County related matter. She stated she felt more citizens should be on the committee. Mr. Moody stated the committee members are more knowledgeable about agriculture issues and realizes there needs to be a balance. The Board needs to give the subcommittee their thoughts and concerns.

John Robert Frazier, President, Dinwiddie County Farm Bureau, advised the Board they have appointed a committee to work with drafting some of the input that farm bureau needs to have to go into these new ordinances. He advised Jimmy Maitland and Robert Spiers are also serving on his committee.

2. Mr. Clay was concerned with zoning issues taking too long to be processed and felt someone was delaying the process and the staff should work on moving things faster.

3. Mr. Haraway asked for a report on the drainage problems. Mr. Tim Davis, Zoning Administrator, advised he had met with the developers of Mansfield, and representatives of VDOT regarding current drainage easements that are nonfunctional, and they have Section 8 of Mansfield in for preliminary review. He recommended Mr. Haraway might want to wait a month or two to meet with the citizens.

4. The Assistant County Administrator advised the Board that the gasoline and fuel contract would be bid out in the next month or two.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", pursuant to the Virginia Freedom of Information Action, Section 2.1-344(a)1 - Personnel - Discussion of employment, salaries, disciplining of public officers, appointees, or employees of any public body, the Board moved into Executive Session at 9:55 p.m., following a ten minute recess.

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the meeting reconvened into Open Session at 10:43 p.m.

IN RE: CERTIFICATION

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 the 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 excepted 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the meeting adjourned at 10:45 P.M.

LeeNora Everett
Chair, Board of Supervisors

ATTEST:
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 17TH DAY OF AUGUST, 1994, AT 2:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	BEN EMERSON	COUNTY ATTORNEY

IN RE: FLOWERS - WHALEY COLBERT

Before the meeting began, Mrs. Everett announced that Whaley Colbert, Chairman of the Board of Supervisors, Chesterfield County, had passed away and wished to observe a moment of silent prayer.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", flowers will be sent to E. Alvin Small Funeral Home in memory of Whaley Colbert.

IN RE: AMENDMENTS TO AGENDA

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, voting "aye", the following amendment was made:

Add 6a. EMS Task Force Report

IN RE: MINUTES

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, voting "aye", the minutes of the August 3, 1994 Continuation Meeting, and August 3, 1994 Regular Meeting were approved as presented.

IN RE: CLAIMS

Upon motion Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, 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 #30254 - #30422 (void #30253) Accounts Payable (Total $207,509.24): General Fund - $156,513.31, E911 Fund - $4,617.91, Self Insurance Fund - $3,000.00, CDBG Fund - $39,345.83, Fire Programs Fund - $3,407.19, Landfill Fund - $625.00.

IN RE: CITIZEN COMMENTS

1. Russell Garrison, 11719 Oakwood Dr., Colonial Heights, VA, appeared thanking the board for their endorsement for his appointment to the Game Commission, which is a four year tenure. He stated there are four new appointees on the Board. He reported a handicap pier is planned for construction at Lake Chesdin; and a quail study is being conducted at the Amelia Refuge, which is a three year study and the first of its kind in Virginia.

2. Trey Fisher, 3225 Cox Rd, Petersburg, VA, member of Dinwiddie Volunteer Rescue Squad, stated Mr. Burgess had received a letter requesting the termination of one of the paid providers. DVRS was requesting some type of answer. Mr. Burgess stated he would provide a written response.

IN RE: EMS TASK FORCE REPORT

Mr. Edward Titmus thanked the board for extending him the opportunity to serve on the E.M.S. Task Force to study the Dinwiddie emergency medical services needs within the County. He reported the Emergency Medical Service Finance Sub-Committee Report was endorsed by the Task Force. Mrs. Everett asked Mr. Titmus to read the report for the record, which follows:

EMERGENCY MEDICAL SERVICE FINANCE SUB-COMMITTEE REPORT

The E.M.S. Finance Sub-Committee was established to determine the employment needs of paid emergency medical service personnel to supplement the volunteer E.M.S. personnel in providing 24 hour per day coverage for Dinwiddie County. It is important to define when the volunteer organizations within the county are unable to provide B.L.S. or A.L.S. service since the Dinwiddie County E.M.S. Task Force was established to reinforce, not to replace, the valuable services provided by volunteer Emergencies Medical Services personnel.

The members of this sub-committee are Edward B. Titmus, Chairman, Donald Lee Haraway, and Jon R. Donnelly. It should be noted two of the above are not members of the Dinwiddie County E.M.S. Task Force as appointed by the Dinwiddie County Board of Supervisors. The Chairman and membership of the Task Force agreed due to the positions held by both Mr. Donnelly and Mr. Haraway, it was important their expertise be utilized on this sub-committee.

Attached and made a part of this report are two handouts given to the Dinwiddie County E.M.S. Task Force on Monday, August 8, 1994, by Ms. Sheri Hoover, Chairman of the Task Force. One of the reports is a list of the membership of D.V.R.S. and the other is a D.V.R.S. volunteer schedule showing the availability on a Monday-Friday basis. You will note there is not a schedule of weekend coverage; however, there is 24 hour per day coverage provided by volunteers for Saturday and Sunday as stated by Ms. Hoover, President of D.V.R.S.

In reviewing the schedule, you will note there are times from 6 PM - 6 AM when the volunteers have to end their shift early due to their work schedule. It should be noted in order to cover these hours it would necessitate bringing paid personnel in at an earlier hour than normal to cover the time period when there is no coverage provided by Dinwiddie County volunteers. The same situation would apply if volunteer personnel were unable to begin their duty schedules on time due to their employment.

It would be necessary for D.V.R.S. to submit a monthly schedule for the following month by the 25th of the preceding month in order

to have paid personnel scheduled to provide E.M.S. service when volunteers are not available. This is important since paid personnel need to have a schedule in advance for the hours they are required to work. Once the schedule is known, no unit will go out of service without having a replacement.

Currently, both volunteers and paid personnel are scheduled and supervised by D.V.R.S. since they operate under the D.V.R.S. license. This has caused some problems since the paid employees are employees of Dinwiddie County; however, scheduling and supervision are handled by D.V.R.S. The Dinwiddie Volunteer Rescue Squad requires this since the Squad is liable for those personnel rendering service through its license. Even though this is true, it is difficult to have the county held liable for employment policy violations or grievances if it has no control over the supervision of its personnel.

Edward B. Titmus asked Mr. Donnelly if it was possible for Dinwiddie County to secure its own E.M.S. license for operation. He stated the county could do this and there are counties that have their own licenses as well as licensed volunteer groups within those counties. Ms. Hoover stated it would relieve D.V.R.S. of a lot of stress if Dinwiddie County had its own license.

The sub-committee recommends Dinwiddie County secure its own license to provide E.M.S. patient care at the A.L.S. level. This would bring paid personnel of the County under the supervision of their employer, Dinwiddie County. However, any other volunteer group would be welcome to operate under the County's E.M.S. license in providing patient care. This would remove from D.V.R.S. any liability other than that of its own personnel.

The sub-committee also recommends Dinwiddie County secure its own ambulance and a centrally-located facility from which paid personnel would respond to emergency calls. That arrangement would enable paid personnel and volunteer squad members to work effectively together to provide Basic Life Support and Advanced Life Support emergency care to all residents of the County in a timely and efficient manner.

Paid staff would be able to support and/or supplement D.V.R.S. when no volunteer ambulance is available because of staffing or because the volunteer crew already is working an emergency call. At those times when one or more volunteer crews are available, the paid personnel would respond in a support capacity according to need, i.e. an emergency call that requires patient care at the Advanced Life Support level when no other A.L.S. crew is available. Cooperation and coordination of resources would be key elements of this system.

Once Dinwiddie County receives its state E.M.S. license, has a vehicle, and secures a location from which paid personnel can operate, the paid employees would work under the supervision of their employer. Daytime E.M.S. operations of all E.M.S. segments would be the responsibility of Dinwiddie County in consultation with the D.V.R.S. Captain or another designated officer. Night-time operations of all E.M.S. segments would be the responsibility of the D.V.R.S. Captain, or another designated officer, in consultation with the County.

Differences of opinion would be handled at the time in a professional manner and, above all, in the best interest of patient care. Any incident or complaint would be submitted in writing with documentation to the County Administrator. It would then be reviewed at an appropriate time by an appropriate forum to be determined by the County Board of Supervisors.

Initially, the county should employ two full-time paid employees to provide A.L.S. coverage. These employees would be on a required 36 hour per week schedule with an available 4 hours to cover when volunteers leave early or come late due to their work schedules. Overtime would only be utilized when a situation arises necessitating it for the county to have E.M.S. coverage. These employees would receive the same benefits of other county employees.

The hourly rates of pay would be based upon the individuals' training and E.M.S. certification which are current and in force as required for their Commonwealth of Va. E.M.S. certification. The hourly rates recommended are as follows for both full-time and part-time employees:

E.M.T. - certified	$ 8.00/hr.
Cardiac Tech - certified	9.00/hr.
Paramedic - certified	10.00/hr.

All hours not covered by full-time employees will be covered by part-time employees working at the same hourly rates with no benefits.

This sub-committee should meet with the county safety director and/or administrative staff from time to time to determine needs for additional full-time employees and to consider other recommendations to the Dinwiddie County Board of Supervisors concerning paid E.M.S. personnel.

Respectfully submitted

Edward B. Titmus

Edward B. Titmus, Chairman
E.M.S. Finance Sub-Committee

Mrs. Everett asked if Mr. Titmus had any further comments regarding the report. He said the Task Force questioned whether they should continue meeting on a weekly basis. The Task Force decided that if there were any parts of the recommendation that the Board of Supervisors did not agree with, they would meet and take that part back for reconsideration. He stated the committee was criticized for not presenting exact cost figures. However, when he received the instructions from the Board of Supervisors on July 12, there was nothing in the letter which instructed the Task Force to establish cost. They were to make recommendations on what they thought would be the best emergency medical service provided to the residents of Dinwiddie County.

Mr. Haraway stated cost is important; however, the service to the citizens is more important. He anticipates cost estimates of labor and benefits to be a maximum of $100,000; purchase of an ambulance to be $120,000; rental of a facility at $1,000 per month; contingencies to be $18,000. For planning purposes, the most he feels it would cost the county would be $250,000 annually. Mr. Titmus stated the county has been incurring the expenses of paid personnel and feels the only additional cost to the county would be benefits, the cost of a vehicle and a place to work from.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the Board accepted the Emergency Medical Service Finance Sub-Committee Report in its entirety and authorized the County Administration to proceed immediately with the recommendations presented by the subcommittee, and bring the cost estimates to the Board for final action.

Mr. Bracey asked if the Committee should cease the work or stay in operation. Mr. Titmus stated the Committee decided it would not meet if the report was accepted, however, they would stay a Committee in case the Board of Supervisors wanted to call the Task Force back together for some purpose at a later date.

Mr. Bruce Archer, Chief, Namozine VFD, stated he felt there was a need for paid people to provide coverage when there are gaps in the volunteer service. He asked consideration that instead of the County providing the service and ending up being an expense to the taxpayers and reducing the amount of donations that the volunteers are getting, that the Board consider contracting the service through the Dinwiddie Rescue Squad, which already provides this service.

Mrs. Anne Scarborough, a member of the Task Force, stated she backed the report 100%. She said she looked at four things when she heard the report from the Finance Sub-Committee: (1) that it provide 24 hour coverage - there are gaps in coverage now; (2) that volunteers would be kept in tact and protected - the reports states they will be supported which means they are still needed and are looked to render service to the County; (3) Dinwiddie Volunteer Rescue Squad was concerned with their liability and losing their license - the report takes care of liability; and (4) the volunteers stated they were stretched to find time for training and recruitment - this would give the volunteers a breather and give them time to recruit, train, and build up the volunteers. This plan is a firm foundation for the County to move forward and make changes.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION - REPORT

Mr. R. H. Reekes, Resident Engineer, reported the following:

1. A study has been requested for the intersection of Rt. 1 and Rt. 460 regarding the northbound movement of Rt. 1 traffic onto Rt. 460.

2. Sapony Creek Bridge bids are due next week and work should begin after Labor Day.

3. He stated they have been working with the Planning Department with site plans and subdivision planning reviews and feels together they can form a strong team to improve the process, particularly drainage issues.

4. Ford Avenue "No Outlet" signs have been ordered.

5. The Sunset Ave. & Franklin Ave. issue is on the Commonwealth's Transportation Board Agenda for this month.

Mr. Moody requested a safety study be conducted at the intersection of White Oak Road, Grubby Road and Continental Road.

IN RE: COMMISSIONER OF THE REVENUE - REPORT

Mrs. Deborah Marston, Commissioner of the Revenue, was not present.

IN RE: TREASURER - REPORT

Mr. William Jones, Treasurer, submitted his reports on cash and fund balances for the month of July, 1994.

IN RE: COMMONWEALTH'S ATTORNEY - REPORT

Mr. T. O. Rainey, III, Commonwealth Attorney, was present to answer questions. Mr. Bracey requested a copy of the code or manual pertaining to magistrate qualifications, duties, and responsibilities.

IN RE: SHERIFF - REPORT

Mr. B. M. Heath, Sheriff, or a representative, was not present.

IN RE: BUILDING INSPECTOR - REPORT

Mr. Dwayne Abernathy, Building Inspector, submitted his report for the month of July, 1994.

IN RE: ANIMAL WARDEN - REPORT

Mr. John Mellick, Animal Warden, submitted his report for the month of July, 1994. He reported two rabid raccoons have been killed in the County. When asked about the micro-chip identification program, he reported he has not had any customers for this program.

IN RE: DIRECTOR OF PLANNING - REPORT

Mr. Wayne Knox, Director of Planning, provided his report to the Board. He advised the Town of McKenney has officially recognized Mr. Davis as the Zoning Administrator at the August 11, 1994, Council Meeting. This is a requirement of the Town Code.

IN RE: VAZO CONFERENCE

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", Tim Davis, Zoning Administrator, is authorized to attend the Virginia Association of Zoning Officials Fall Development Workshop, September 15-16, 1994, in Roanoke, VA.

IN RE: OPERATIONAL GUIDELINES FOR PLANNING DEPARTMENT

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the following operational guidelines are adopted for the Planning Department:

The Zoning Administrator shall act as the Planning Director in his/her absence, and the Planning Director shall act as Zoning

Administrator in his/her absence in administration of County Codes designated to either the Planning Director or the Zoning Administrator.

IN RE: SOCIAL SERVICES DIRECTOR

Mrs. Peggy McElveen, Director of Social Services, and the Board recognized Mr. and Mrs. William Beville and thanked them for all of their volunteer services within the County and Tri-City area. Mrs. McElveen stated they set up the food closet and keep it stocked in the Social Services Office.

Mrs. McElveen gave an update on Welfare Reform.

IN RE: APPROPRIATIONS RESOLUTION - UNITED WAY FUND

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

Extract

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that an additional appropriation of $4,437.00 to the Social Services Emergency Relief Fund be approved as received from United Way for the following: $1,972.00 - Emergency Assistance, and $2,467.00 - In-Home for Elderly, with no local match required.

IN RE: SUPERINTENDENT OF SCHOOLS - REPORT

Dr. Tom Gaul, Superintendent of Schools, gave an overview of his first year's accomplishments. He also recognized Jackie McLeod and Troilen Seward for their accomplishments.

Mr. Bracey questioned the purchasing methods used on materials in the maintenance department and asked Dr. Gaul to verify local merchants were being given equal considerations. He also questioned the status of Dinwiddie Elementary improvements. Dr. Gaul advised there were other priorities that needed addressing before school opened but these issues would be taken care of.

IN RE: APPROPRIATIONS RESOLUTION - SCHOOL FUND

EXTRACT

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the FY 94-95 revenue and expenditure budget is amended to reflect an additional appropriation of $75,367 for the following: Increase SOQ Remedial Education-Summer School-$66,807 and Increase Tuition - Summer School-$8,560; and,

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that an additional $80,000 be appropriated to the Head Start Program to cover cost of living increases and improvements in the program.

IN RE: PUBLIC SAFETY DIRECTOR

Mr. Dave Nichols, Public Safety Director, presented his report on fire and EMS responses for the month of July, 1994. Mr. Haraway questioned the increase in fire calls for May, June and July. Mr. Nichols stated the fire companies are responding to accident with injury calls to get someone to the scene quicker. Although these may not be fire calls, they are still dispatched as one. Mr. Bracey stated it was misleading and should be broken down by fire or accident response. Mr. Nichols stated that at the end of the year, the Department of Fire Programs issues a report giving a detailed breakdown.

IN RE: RFP AUTHORIZATION - FORD VFD PUMPER/TANKER FIRE TRUCK

Mr. Dave Nichols, Public Safety Director, advised the apparatus committee for Company 2 has completed the process of preparing the specifications for the budgeted pumper/tanker.

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the Public Safety Director is authorized to compile and advertise the Request for Proposal for the Ford VFD pumper/tanker fire truck.

IN RE: HAZARDOUS MATERIALS CONFERENCE

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Mrs. Everett voting "aye", Mr. Bracey, Mr. Clay voting "nay", the Public Safety Director and two volunteers (one from Dinwiddie VFD and one from Ford VFD) are authorized to attend the Hazardous Materials Conference in Virginia Beach, September 29 to October 1, 1994, at a total cost of $279.00.

IN RE: DIRECTOR OF WASTE MANAGEMENT

Mr. Dennis King, Director of Waste Management, presented his report for the month of July, 1994.

IN RE: COUNTY ATTORNEY

Mr. Ben Emerson, County Attorney, was present to answer any questions.

IN RE: VIRGINIA BIO-FUELS

Mr. Ted Baxter, representing VBF, stated there was still a great deal of dumpster abuse, mostly within the Rohoic area. He feels that once the manned site is established at the Rohoic dumpsters, this will help the problem.

IN RE: RECREATION

Mr. Tony Rinaldi, Director of Parks and Recreation, submitted his report for the month of July, 1994. He reported the ISTEA Grant was approved by Virginia Department of Transportation for the County.

The Board asked the administration to work with Mr. Rinaldi in securing bids and specifications for a maintenance shed.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. Mr. Burgess presented a letter from the Paralyzed Veterans of America, requesting waiver of the $2.00 usage fee for handicapped persons desiring to fish from the proposed Lake Chesdin Pier. Mr. Burgess' concern was with the definition of handicapped as there is such a broad definition. Before the Board considers the request, the definition of handicapped, or persons with disabilities, needs to be established. Action was postponed.

2. Virginia Department of Transportation has designated October 22, 1994, as Litter Cleanup Day.

3. Mr. Burgess has received a draft contract proposal from Henning, Vest and Covey architectural firm, which is being reviewed by the County Attorney's Office. After review, the proposed contract should be presented to the Board at the September 7, 1994, meeting.

4. There is a public hearing scheduled on September 26, 1994, at 2:00 p.m. in our meeting room that is being conducted by the Department of Environmental Quality regarding a gas recovery system at Virginia Bio-Fuels.

5. Mrs. Ralph, Assistant County Administrator, reported that when the county entered the consortium with the other counties on Lee's Retreat Route, which includes the stop at Sutherland Station, the agreement was for an approximate cost of $4,000, to be matched by the County. The County does not need land donation as the property already belongs to the highway department. Therefore, other in-kind services are being sought. Sands, Anderson, Marks and Miller has agreed to provide the legal services for the localities and we will be able to use part of this for in-kind match. However, there is still the possibility of having to provide the balance of the match in cash.

6. Mr. Burgess attended a meeting with Congressman Sisisky regarding the BRAC Report, which gives the base closure milestones.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Ed Bracey reported on the LGOC conference, the highlights being the Right to Farm issue, prisoner housing, and a large emphasis is being placed on tourism.

2. Mr. Harrison Moody reported the Right-To-Farm Committee has met twice. They are looking at the possibility of limitations on acreage requirements, setbacks, number of animals, etc.; or establishing another zone such as a heavy farming zone. The committee has not taken a stand on how they feel the County should go and they need input from citizens and the Board members.

3. Mrs. Everett reported she will be attending the reception at Fort Lee for the new general. She will also be attending the Comprehensive Services Act workshop next week.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Clay, Mr. Haraway, Mr. Moody, Mrs. Everett voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344 a(1) Personnel - Discussion of performance, salaries, disciplining of public officers, appointees, or employees of any public body; Section 2.1-344(a)3 Acquisition of Property - Discussion or consideration of the condition, acquisition or use of real property for public purpose; Section 2.1-344(a)5 Industrial - Discussion concerning a prospective business or industry; Section 2.1-344(a)7 - Legal - Discussion of Co-Composting Contract, the Board moved into Executive Session at 4:40 P.M., following a ten minute recess.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the meeting reconvened into Open Session at 6:46 p.m.

IN RE: CERTIFICATION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Bracey, Mr. Clay, Mr. Haraway, Mr. Moody, Mrs. Everett 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 the 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 excepted 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.

IN RE: RELEASE OF FUNDS--LANDFILL CLOSURE ESCROW ACCOUNT

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the County Attorney is immediately authorized to release $120,000 of the Additional Monies from the Landfill Closure Escrow Account, to Virginia Bio-Fuels; and

Extract

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that upon satisfactory completion of a site inspection by an independent engineer and certification that sufficient funds remain for completion, the County Administrator and County Attorney are authorized to release up to an additional $120,000 from the Landfill Closure Escrow Account, to Virginia Bio-Fuels upon submission of a requisition for the amount certified by such engineer.

IN RE: RESOLUTION - APPROVAL OF MERIT INCREASES

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

Extract

WHEREAS, with the adoption of the 1994-95 budget, the Board of Supervisors provided for a two percent COLA increase and a two percent merit increase for those employees under their authority; and

WHEREAS, the performance evaluations have been completed;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that merit increases be approved for those employees with successful performance evaluations as provided with the adoption of the 1994-95 budget.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Clay, Mr. Moody, Mrs. Everett voting "aye", the meeting was adjourned at 6:45 P.M. to be continued until 12:30 P.M., September 7, 1994 for an Executive Session at the Pamplin Administration Building.

LeeNora Everett
Chair, Board of Supervisors

ATTEST:
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 7TH DAY OF SEPTEMBER, 1994, AT 12:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	BENJAMIN EMERSON	COUNTY ATTORNEY

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", pursuant to the Virginia Freedom of Information Action, Section 2.1-344(a)1 - Personnel - Discussion of employment, salaries, disciplining of public officers, appointees, or employees of any public body; and Section 2.1-344(a)3 - Acquisition of Property - Discussion or consideration of the condition, acquisition or use of real property for public purpose, the Board moved into Executive Session at 12:45 p.m.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the meeting reconvened into Open Session at 1:59 p.m.

IN RE: CERTIFICATION

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 the 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 excepted 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the meeting adjourned at 2:02 P.M.

LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess
Charles W. Burgess, Jr.
County Administrator

/bds

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 7TH DAY OF SEPTEMBER, 1994, AT 2:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	BEN EMERSON	COUNTY ATTORNEY

IN RE: AMENDMENTS TO AGENDA

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, voting "aye", the following amendment was made:

Add 7b. EMS Task Force Report - Endorsement of Plan

IN RE: MINUTES

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, voting "aye", the minutes of the August 17, 1994 Regular Meeting were approved as presented.

IN RE: CLAIMS

Upon motion Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, 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 #30424 - #30566 (void #30423) for Payroll: General Fund $250,357.53; checks #30568 - #30690 (void #30567) for Accounts Payable (Total $128,077.46): General Fund - $95,717.28, E911 Fund - $368.00, Self Insurance Fund - $12,801.77, Law Library Fund - $838.12; Jail Phone Commission Fund - $633.58; Landfill Fund - $17,718.71.

IN RE: CITIZEN COMMENTS

No one spoke during the citizen comments period.

IN RE: PROPOSED LAKE CHESDIN FISHING PIER

Mr. James R. Scott, Jr., Past President of the Paralyzed Veterans of America Virginia - Mid-Atlantic Chapter, appeared requesting a waiver of the $2.00 parking fee for permanently disabled persons desiring to fish from the proposed Lake Chesdin Pier. In order to properly identify persons who are permanently disabled fishermen, the Virginia Department of Game and Inland Fisheries issues a special license which can be shown to the attendant at the pier.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", upon presentation of the Virginia Department of Game and Inland Fisheries license, the $2.00 usage fee is waived for permanently disabled persons who wish to fish from the proposed Lake Chesdin Pier, effective once the pier ios completed.

Mr. Scott also requested the trash dumpsters be relocated to another area of the property. He advised the Virginia Department of Game and Inland Fisheries said they could be moved. Mr. King, Director of Waste Management, stated he would move the dumpsters to another area. Mr. Scott was also concerned with the traffic and vandalism after hours, and

mentioned chaining the entrance. Mrs. Ralph suggested the Board could discuss that issue when a new contract is considered next year.

IN RE: EMS TASK FORCE REPORT - ENDORSEMENT OF PLAN

Mr. Charles Burgess, County Administrator, advised on August 17, 1994, the Board accepted the Emergency Services Task Force report and asked the staff to look at the ramifications for the implementation of the plan, particularly costs and time frames. The basic premise of the report was for the provision of paid emergency medical service coverage in the County during the time that the volunteer organizations indicate that volunteer squads are not available. The estimated cost implementation is approximately $206,000. On the funding side, there currently exists in the budget either through the salaries currently budgeted or grant funding and other fundings, sources of approximately $117,000, leaving an additional appropriation for the balance of the calendar year of $89,000.

Mr. Burgess stated the Dinwiddie Volunteer Rescue Squad membership will be providing the County an ambulance until the County can obtain a new unit. The County must submit of the grant application to the State by September 15, with award being estimated the second week of December. The County will then secure a new unit and return the loaner to DVRS. Once an Operations Medical Director is secured and the medical license in place, operation could begin within the next 14 days.

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

1. Authorized staff to submit an application for a medical license;
2. Authorized staff to apply for grants for communications equipment, transport unit, and other medical equipment associated with the support of an Advanced Life Support transportation unit;
3. Approves three job descriptions and payscale as outlined in the Task Force Report: (Emergency Medical Technician - $8.00/hr; Cardiac Technician - $9.00/hr; Paramedic - $10.00/hr).
4. Approves two full time positions with benefits, as well as a multiple need for part-time positions, as needed, for coverage of six days a week from 6:00 a.m. to 6:00 p.m., excluding Wednesday.

Extract

Mr. Edward Titmus, Chairman, E.M.S. Finance Sub-Committee, questioned the paid personnel covering weekends only through the end of the calendar year. Mr. Burgess advised the coverage may be extended due to the delay in the County startup operations. Mr. Clay stated he met with DVRS and they requested the weekend coverage be extended past the first of the year due to the fact they have not started their training classes and these classes would not be completed by the first of the year.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION - REPORT

Mr. Harold Dyson, Assistant Resident Engineer, was present to answer any questions the Board might have.

IN RE: COMMISSIONER OF THE REVENUE - REPORT

Mrs. Deborah Marston, Commissioner of the Revenue, submitted her report on the Meals Tax. Mr. Bracey requested a report on the Admissions Tax and Transient Occupancy Tax at the next meeting.

IN RE: TREASURER - REPORT

Mr. William Jones, Treasurer, submitted his reports on cash and fund balances for the month of August, 1994.

IN RE: COMMONWEALTH'S ATTORNEY - REPORT

Mr. T. O. Rainey, III, Commonwealth Attorney, was not present.

IN RE: SHERIFF - REPORT

Mr. B. M. Heath, Sheriff, or a representative, was not present.

IN RE: BUILDING INSPECTOR - REPORT

Mr. Dwayne Abernathy, Building Inspector, was not present, however, his report for the month of August, 1994, was provided.

IN RE: ANIMAL WARDEN - REPORT

Mr. John Mellick, Animal Warden, submitted his report for the month of August, 1994.

IN RE: DIRECTOR OF PLANNING - REPORT

Mr. Wayne Knox, Director of Planning, provided his report to the Board.

IN RE: AWARD OF BID - CDBG - WEST PETERSBURG IMPROVEMENT PROJECT

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

Extract

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virignia, that the road improvements bid for the West Petersburg Improvement Project, is awarded to Castle Heights Construction, in the amount of $298,800.00.

IN RE: INSTITUTE FOR PLANNING COMMISSIONERS

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", two planning commission members are authorized to attend the Institute for Planning Commissioners Training Conference, October 9-11, 1994, in Williamsburg, Virginia, at a cost not to exceed $250.00.

IN RE: SOCIAL SERVICES DIRECTOR

Mrs. Peggy McElveen, Director of Social Services, was not present.

IN RE: SUPERINTENDENT OF SCHOOLS - REPORT

Dr. Tom Gaul, Superintendent of Schools, reported that he was making progress on the Dinwiddie Elementary School maintenance issues. He stated school opened with 3,801 students.

Mr. Haraway stated he was amazed at the Computer Lab at Dinwiddie Middle School and felt it should be a model lab.

IN RE: RECREATION DIRECTOR

Mr. Tony Rinaldi, Recreation Director, submitted his report for August, 1994. He advised the tractor was down and would have a report next month on the repair.

IN RE: PUBLIC SAFETY DIRECTOR

Mr. Dave Nichols, Public Safety Director, presented his report on fire and EMS responses for the month of August, 1994. He presented the Board with the SCBA airpack committee report and asked the Board members to review the information and talk with their respective fire companies before the meeting in October.

IN RE: DIRECTOR OF WASTE MANAGEMENT

Mr. Dennis King, Director of Waste Management, presented his report for the month of August, 1994.

IN RE: BUILDING MATERIALS CHARGES

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the following charges will be implemented at the Virginia Bio-Fuels site:

For building materials less than .25 tons (500 lbs.): Upon proof of County residency, the county will pay all costs.

For jobs from 501 lbs. to 4 tons: Upon proper identification, i.e. building permit or demolition permit number or proof of county residency, the individual (contractor or citizen) would be responsible for $25/ton and the County would subsidize the remainder of the $55/ton fee.

For jobs more than 4 tons: Contractor or individual should locate another landfill.

IN RE: AUTHORIZATION TO READVERTISE - ENVIRONMENTAL SERVICES ATTENDANT I

Extract

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the staff is authorized to readvertise the position of Environmental Services Attendant I, with a starting salary range of $6.00 per hour.

IN RE: COUNTY ATTORNEY

Mr. Ben Emerson, County Attorney, was present to answer any questions.

IN RE: VIRGINIA BIO-FUELS

Mr. Ted Baxter, representing VBF, presented the Board with a report breakdown of what is taken in at their Co-Composting Facility site. There is still dumpster site abuse with non-county residents/contractors unloading trash. He requested the Board ask for assistance from the Sheriff's Department. Mr. Baxter asked the Board to expedite the manned site at Rohoic.

IN RE: ROHOIC DUMPSTER - MANNED SITE

Extract

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the staff is authorized to hire immediate personnel on a part-time basis to man the Rohoic Site, at the rate of $6.00 per hour, in an effort to deter abuse until a permanent site can be established.

IN RE: POSITION ANNOUNCEMENT - ADMINISTRATIVE SECRETARY

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", Ms. Rebecca Evans is appointed as Administrative Secretary, effective September 15, 1994, at the grade and step of 8A, and salary of $17,788.

IN RE: CONTRACT FOR COURTHOUSE ARCHITECTURAL SERVICES

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", contingent upon review and approval of the County Attorney's contract changes by the committee consisting of Mr. Bracey, Mr. Clay, Mr. Milton Hargrave, and Mr.

Burgess, the committee is authorized to execute the contract with Henning, Vest and Covey for the Courthouse Architectural Services.

IN RE: FINANCIAL ASSISTANCE COMMITTEE

Mr. Burgess advised the County has received seven submittals for the request for Financial Advisory Services in response to the advertisement and will distribute copies to the Board. He requested a committee be established to review the proposals.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", a committee consisting of one Board Member, the Treasurer, Mrs. Wendy Ralph and Mr. Charles Burgess is established to review the Financial Advisory Service proposals and bring their recommendations back to the Board.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mrs. Everett voting "aye", Mr. Haraway "abstaining", Mr. Donald Haraway, is appointed as Board Representative to serve on the Financial Advisory Services Committee.

IN RE: CERTIFICATION COMMITTEE

Mr. Burgess advised the Certification Program sponsored by the State for the Certified Business Communities has been discontinued. Being that the County's committee is still intact, they need to be notified and commended for their work. The Board instructed the staff to advise the Certification Committee by letter of the administrative action and to issue Certificates of Appreciation to each member, commending them for their service.

IN RE: TREE REMOVAL - SHERIFF'S OFFICE

Mrs. Ralph advised three bids had been received to remove a dead oak tree adjacent to the jail. The bids are: Wilkins Tree Service - $450.00; S & H Tree Service - $450.00; and Dave's Tree & Landscaping - $300.00.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Dave's Tree & Landscaping is awarded the bid to remove the dead oak tree, haul brush, leave wood cut up and grinding of the stump for the sum of $300.00; and,

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that an exception to the County's policy of requiring a $1,000,000 umbrella policy as liability is authorized, and the liability coverage offered by the company in the amount of $300,000 is accepted.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Clay proposed a tour of the County one Saturday to look at all the improvements/problems to make the Board more aware of what's going on in the county. He suggested West Petersburg to see what projects CDBG monies have been used for, the landfill, new subdivisions that are being started, drainage problem areas, etc. He thought the Board could be better informed about these issues.

IN RE: ENDORSEMENT - WILLIAM DUDLEY ALLEN, III

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

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, endorses William Dudley Allen, III, to fill the vacancy to the

judgeship of the 11th Circuit General District and Juvenile and Domestic Relations Court; and,

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that a copy of this endorsement be sent to all of the County's legislative representatives.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the meeting was adjourned at 4:00 p.m., to be continued at 5:00 p.m., September 21, 1994, for an Executive Session at the Homeplace Restaurant.

LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD AT THE HOME PLACE RESTAURANT IN DINWIDDIE COUNTY, VIRGINIA, ON THE 21ST DAY OF SEPTEMBER, 1994, AT 5:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	PAUL JACOBSON	COUNTY ATTORNEY

IN RE: AMENDMENT TO AGENDA

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the following amendment was made:

Add Item C. Executive Session - Industrial Prospects - 2.1-344(a)5 - Discussion concerning a prospective business or industry where no previous announcement has been made of the business' or industry's interest in locating in the community.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344 (1) Personnel - Discussion of employment, salaries, disciplining of public officers, appointees or employees of any public body; Section 2.1-344 (5) Prospective Industry Update; the Board moved into Executive Session at 5:14 P.M. A vote having been made and approved, the meeting reconvened into open session at 7:30 P.M. at the Pamplin Administration Building.

IN RE: CERTIFICATION

Upon motion of Mr. Clay, seconded by Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 the 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 excepted 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, voting "aye", the meeting adjourned at 7:35 P.M.

LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 21ST DAY OF SEPTEMBER, 1994, AT 7:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	PAUL JACOBSON	COUNTY ATTORNEY
	O. M. RAINEY	DEPUTY SHERIFF

IN RE: AMENDMENTS TO AGENDA

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the agenda was amended as follows:

Add Item 6(a) - Retirement Benefit Increase

IN RE: MINUTES

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the minutes of the September 7, 1994 Continuation Meeting and September 7, 1994 Regular Meeting were approved as presented.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 #30692 - #30822 (void #30691) for Accounts Payable (Total $174,901.20): General Fund - $163,742.40, E911 Fund - $2,288.94, Self Insurance Fund - $2,657.60, Law Library Fund - $168.05, Landfill Fund - $6,044.21.

IN RE: RECOGNITION - DIXIE YOUTH BASEBALL TEAM

The Dixie Youth Baseball Team qualified to attend the Little League World Series in Augusta, Georgia. The following were presented with certificates of recognition for their achievements:

William Rideout Avery, Jr.
Richard Andrew Beasley, Jr.
Cory Russell Bishop
John Barrett Chappell, Jr.
Adam Riche Charboneau
Shan Quinton Lamaris Crowder
Sean Christopher Maitland
Albert Jason Marek
Douglas Jabari Moore
Ronald Lanier Pecht
Jerry Thomas Perkinson, Jr.
Craig Winn Rathbone
John Samuel Edward Winn
Patrick Noggin
William R. Avery, Coach
Calvin Cunningham, Coach
Al Marek, Coach

IN RE: RETIREMENT BENEFITS

Charles W. Burgess, Jr., County Administrator, submitted information to the Board regarding a 3% increase in benefits for current and future retirees as recommended in Senate Bill 2008.

Mr. Clay suggested that we invite a representative from the General Assembly and explain to the Board why the County should pay $25,000.00 for something that the General Assembly instigated. Mrs. Everett asked that a Legislator also be invited to have a discussion about the whole issue. Mr. Burgess advised that a Legislator would be invited to answer the Board's questions.

Mrs. Everett stated that they would all like to see the assistance but would like to see what the States obligation on the issue for the non professional personnel.

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", action is postponed for a sixty day review period so that the Board can meet with a representative from the General Assembly and review all information presented.

IN RE: CITIZEN COMMENTS

1. Sherry Ailstock, 8210 Courthouse Road, Church Road, Virginia appeared and requested the resurfacing of the County's public tennis courts, located at Dinwiddie High School and Rohoic Elementary School. After speaking with several school and county officials, she was advised that the courts were built in 1978 and in sixteen years they have never been resurfaced. The courts at the High School are owned by the School System and the courts at Rohoic Elementary are owned by the County but are on School property. They are in such bad shape that they will have to be bulldozed or either resurfaced; they are considered a safety hazard.

Tim Haynes, Dinwiddie County High School Athletic Director, advised her that two years ago the tennis coaches in the central district met and requested of Coach Stone that home games be played away because they were concerned about the safety of the courts. She stated that each year the School Board includes in their budget the tennis court maintenance but it is always cut.

She presented to the Board 124 signed copies of letters from concerned Dinwiddie citizens with help from Coach Stone requesting the resurface of the courts.

Mr. Haraway stated that the School Board's Budget was funded 100%, so if tennis court maintenance was in the school budget this year then it shouldn't be a problem. She was told by Tim Haynes that tennis court maintenance was cut from the budget before the Board voted on it.

Mr. Bracey did not understand why Mrs. Ailstock stated that one set of courts were public and the other owned by the school. She was advised by Jim Hutchinson, Dinwiddie County School Board Office, that the only courts that were available for public use were Rohoic Elementary's but were owned by the County. Mr. Bracey advised her that there was a public bond given to the Dinwiddie County School Board and the tennis courts were included in that bond and the money was not used for this purpose and he also stated that the records will clearly show this. Mr. Bracey stated that she needed to direct her questions to the Dinwiddie County School Board. She said that she was told that it was a combination of use by adults and children meaning that it was not only a School issue but also a County one. Mr. Bracey asked who gave her this information and she stated that the Athletic Director of the School, Jim Hutchinson, Mike Stone and various other people, such as Mr. Burgess.

Mrs. Everett stated that they were concerned about the tennis courts and would like to see that they were repaired. She asked Mr. Burgess, the County Administrator, to work with the School Board and come back and advise the Board of Supervisors what steps need to be taken to do something about the courts.

Mr. Bracey asked Mr. Burgess, the County Administrator, to set up a meeting with Dr. Gaul to discuss this issue.

IN RE: PUBLIC HEARING — A-94-2 — SIDE YARD, PARKING AND LOADING SPACE DESIGN

This being the time and place as advertised in the Dinwiddie Monitor Newspaper on September 7, 1994 and September 14, 1994, for the Board of Supervisors to conduct a public hearing to consider a text amendment addressing parking and loading space design requirements for residential, commercial, industrial, and public uses.

Mr. Tim Davis, Zoning Administrator, advised the Board that the text amendment would establish standards for parking/loading space dimensions, parking area design, lighting and vehicular circulation.

The text changes proposed in Section 22-177, 22-188, 22-201, 22-214 and 22-227 of the Zoning Ordinance are essentially minor. The term "and loading" is added to the section title, with references made to Article V (Supplementary District Regulations). The other minor changes involve clarification of setback relative to side yards. The term "ten (10) feet or more" has been amended to read "at least ten (10) feet". Section 22-188 has been amended from "ten (10) feet" to "at least ten (10) feet". Similar changes also have been proposed in Sections 22-214 and 22-277. Section 22-201 remains unchanged except for the reference to Article V mentioned previously.

The majority of the proposed text amendment pertains to Article V; specifically Section 22-237 of the Ordinance relative to off-street parking. These changes are proposed for the following purposes:

1. Recognizing the need for flexibility in parking areas designed for maximum utilization of building sites.

2. Adopting of nationally accepted design standards for parking area size, aisle widths, maneuvering spaces, etc.

3. Clarifying the procedures for parking area construction to enable more effective enforcement, if necessary.

This text amendment proposal was approved by the Planning Commission by a vote of 6:0 on August 10, 1994.

Extract

This being a public hearing, the Chairman opened the floor for public comment: No one appeared to speak.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, text amendment A-94-2 was approved as presented without any changes.

IN RE: PUBLIC HEARING — C-94-7 — LLOYD BOISSEAU

This being the time and place as advertised in the Dinwiddie Monitor Newspaper on September 7, 1994 and September 14, 1994, for the Board of Supervisors to conduct a public hearing to consider the request of Lloyd Boisseau to obtain a conditional use permit to construct and operate a propane bulk storage facility per Section 22-23 and 22-71(50) of the Dinwiddie County Zoning Ordinance.

Mr. Wayne Knox, Director of Planning, advised the Board that the property is located on Tax Parcel 70-21 situated off of State Route #650, approximately three-tenths of a mile from the DeWitt exit of Interstate 85.

The Planning Commission approved this request at their September 14, 1994 meeting with a conditional use permit. The importance of a conditional use permit is to protect adjacent property owners from any environmental issues as well as to impose conditions that will serve to protect the County if future uses such as these should appear.

Adjacent property owners were mailed notice of the conditional use permit application and hearing, in accordance with Section 15.1-431 of

the Code of Virginia, 1950, as amended. A copy of the affidavit of mailing is available for public viewing in the Planning Department.

Staff Recommendations:

In order to assure compliance with Virginia Code Section 15.1-491(g), 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. Staff recommends approval of this application with the following conditions:

1. Before any construction can begin, a site plan prepared by an engineer must be submitted to the Planning Department for approval. This site plan shall include a grading plan showing the current topography and the finished site at two foot contours. A containment wall shall be included in the area of the concrete pad utilized for loading and unloading of vehicles.

2. An erosion and sediment control plan for all land disturbing activities must be submitted and approved by the Planning Department prior to issuance of applicable building permits. This shall include controls during the construction phase and field operation phases of the facility.

3. A copy of all applicable state and federal permits must be on file with the Planning Department before a Certificate of Occupancy will be issued.

4. The entire facility shall be enclosed with at least an eight-foot, three barbed wire cyclone type fence with the barbed wire strand facing outward. In addition, the fence gate shall be located at least 50 feet from State Route 650, and shall be locked at all times.

5. The facility shall be constructed in accordance with all National Fire Prevention Association, Pamphlet #58 Standards, with all applicable setbacks and provisions.

6. Training for local volunteer firefighters shall be provided by the owner of the facility prior to issuance of the Certificate of Occupancy for the facility.

Mr. Knox also advised that since the Planning Commission met on this matter several people stopped by the office to inquire on a few of the following issues:

1. To see exactly where this parcel is located.

2. Ask and answer questions pertaining to propane bulk storage. Such as what it means, what its dangers are, how it is actually stored, and how it is loaded and unloaded.

He also added that he has talked with David W. Nichols, Dinwiddie County Public Safety Director and adjacent Fire Marshals on how to fight such a fire if there was an accident. Their response was that there is training available for this type of fire. Mr. Nichols had told Mr. Knox that he would be out of town but would be available at the next board meeting to answer any questions.

Mr. Haraway asked if Mr. Nichols thought that there would be any problem with this. Mr. Knox advised that he didn't think that there would be a problem but there would be concern of neighbors and adjacent property owners who felt that they needed to know more about the safety aspects of having such a facility next to them. Mr. Knox visited several sites where these tanks were and was surprised to see them located next to residences and businesses. The safety officers in these areas stated that they have never had any problems with them. Mr. Bracey asked what kind of training have these officers had to prepare them for an accident. Mr. Knox advised that they have taken classes.

Sammy Gee, Parker Oil Company, represented Mr. Lloyd Boisseau. He advised the Board that propane is considered a non-contaminant, non-toxic gas. It produces no pollutants and is recognized by the Clean Air Act of 1990. He also stated that it is one of the most regulated

industries in the United States. It is regulated by the DOT, The American National Standards Institute, Underwriters Laboratory, American Chemical Engineers, National Fire Protection Association, and The National Propane Gas Association. The Pamphlet #58 Standards, which contains the guidelines of how the facilities are built was adopted by the State of Virginia.

This being a public hearing, the Chairman opened the floor for public comment:

The following people spoke in opposition of the facility:

1. Charles P. Johnson - 16716 Hamilton Arms Road, DeWitt
2. Patricia J. Pope - 16720 Hamilton Arms Road, DeWitt
3. Ann Robertson - 15116 First Street, DeWitt
4. Ronald Johnson - Hamilton Arms Road, DeWitt
5. Roy Greenwood - Gave his time to Charles P. Johnson

Mr. Charles P. Johnson presented to the Board a petition signed by 191 citizens which states the following:

We, the residents of Dinwiddie County oppose the Bulk Propane Facility. The property is located on Tax Parcel 70-21 and situated off of State Route 650 approximately three-tenths of a mile from the DeWitt exit of Interstate 85.

No one spoke in favor of the facility.

Mr. Gee in his rebuttal stated that there is training available for Fire Departments in the area. Training would be provided on-site free of charge. As to the concern over a rifle bullet penetrating the tank, the tank is 5/8 inch thick and rifles are outlawed in Virginia. The facilities are built to code and in the code it states that they have to be at least 50 feet away from a residence.

Mrs. Everett asked if the Highway Department had been notified and have they taken a position on it. Mr. Gee stated that he has not received any material from them.

Mr. Bracey asked Mr. Knox if the Highway Department was sent a letter and Mr. Knox responded that yes they were sent a letter and the Highway Department had not commented.

Mr. Bracey asked where would the Fire Fighters get water from in the event of an explosion or fire. Mr. Gee stated that they were still discussing the issue.

Mrs. Everett asked if any alternative property was being discussed, such as a property located in an industrial zone. Mr. Gee stated no that this was the only site that was being considered.

Mrs. Everett asked if Dave Nichols, Dinwiddie County Public Safety Director, left a written report as to his feelings of this facility. Mr. Knox responded that Mr. Nichols had asked that he be present and directly address the Board Members, so he would be present at the next meeting to do so.

Mrs. Everett also asked what would be the advantage to the citizens of Dinwiddie County to have this facility. Mr. Gee stated that it would be close to many users and because it was so close to Interstate 85 it would cut down on traffic on the back roads. Mrs. Everett asked what kind of traffic this facility would generate. Mr. Gee stated that there may be two or three trucks a week at the most. Mrs. Everett asked what areas this facility would service. Mr. Gee responded that the facility would serve Dinwiddie County and some of Petersburg.

Mr. Bracey requested that they delay a vote until the Safety Director could return and give a statement. He also suggested that Parker Oil Company try and seek another location.

Mr. Clay stated that he does not live far from this site and for many years he lived next to a gasoline storage facility which never bothered him.

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

Extract

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, postpone making a decision until October 5, 1994 at 7:30 P.M. so they can review information from Dave W. Nichols, the Dinwiddie County Safety Director and information from the Department of Transportation.

THE CHAIRMAN RECESSED THE MEETING AT 9:07 P.M AND RECONVENED AT 9:18 P.M.

IN RE: PUBLIC HEARING -- P-94-4 -- HORACE L. HENSHAW

This being the time and place as advertised in the Dinwiddie Monitor Newspaper on September 7, 1994 and September 14, 1994 for the Board of Supervisors of Dinwiddie County, Virginia to consider a request of Horace L. Henshaw for the conditional zoning of a 28.3 ± acre parcel of property located on State Route 601, River Road, from R1, Residential Limited District to R-1A, Residential Limited District.

Mr. Wayne Knox, Director of Planning, advised the Board that the property is identified as Tax Parcel 9-1 &1A and is adjacent to and west of Section 7 of the Mansfield subdivision. The current topography of the subject parcel is slowly rolling terrain - similar to the Mansfield subdivision. It is currently undeveloped property with no history of any previous applications considered by the Planning Commission. it should be noted that, if developed, the development would be subject to current subdivision regulations requiring the installation of curb and gutter.

A R-1A zoning of the property would permit the developer to reduce minimum lot size requirements from 20,000 square feet (water and sewer is available) to 15,000 square feet. In addition, minimum lot widths (at the building setback line) may be reduced from 100 feet to 90 feet. Finally, R-1A zoning would also permit the construction of two-family duplexes. The applicant, however, has proffered in writing, that no two-family duplexes. The applicant, however,has proffered in writing, that:

1. No two-family duplexes will be constructed.
2. A 30 foot preservation strip will be maintained around the tract of land known as Mansfield Section 8.
3. He will only select-cut the parcel for development.

Adjacent property owners were mailed notice of the conditional zoning application and hearing in accordance with Section 15.1-431 of the Code of Virginia, 1950 as amended. A copy of the affidavit of mailing is available for public viewing in the Planning Department.

STAFF RECOMMENDATION:

In order to assure compliance with Virginia Code Section 15.1-491(g) 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.

Staff recommends approval of this application, as proffered.

Mrs. Everett asked what did Mr. Knox mean by "maintained". Mr. Knox stated that it would be a strip of land that would be untouched, uncut and never cleared to act as a buffer for aesthetic and soil and erosion reasons.

Mr. Knox advised that the 30 feet will be made a part of the subdivision plan and as any lot is developed where this buffer goes across it will show up as part of that lot, therefore the setback will change somewhat but there will always be a buffer on any of those lots that abut this 30 foot preservation strip. Mr. Knox also stated that this would

help prevent some of the soil erosion problems that has been happening in some of the other subdivisions.

George Whitman, Certified Land Surveyor, appeared representing Horace L. Henshaw and stated that the total combined area to be subdivided is 52.74 acres. From that, seven acres will be used for streets, three acres are designated for other use, possibly a small detention farm, where necessary. That leaves a balance of 42.74 acres and out of that there are 100 lots proposed. The lots' would average 18,640 square feet throughout the subdivision. The subdivision would have curb and gutter and would be the first in the county.

Mr. Haraway was concerned about how the drainage system would work. Mr. Whitman stated that the drainage would be under River Road and assured Mr. Haraway that he has drawn plans for subdivisions for the past 30 years and has never had any drainage problems.

Mr. Haraway also asked who was going to maintain the common area. Mr. Whitman stated that it could be done through a homeowners association.

Mr. Whitman advised that he was there representing Linwood Henshaw, Horace Henshaw, Keith Henshaw and Mike Christopher. They were all present to answer any questions that the Board may have.

Horace L. Henshaw appeared in front of the Board and had nothing further to add but asked if the Board had questions. Mr. Haraway asked him how was he planning to maintain the common area. Mr. Henshaw stated that if he had to have the detention pond he would like to deed it off to the homeowners that are adjacent or if he could not do that he would organize a homeowners association. The dues for such an association would very minimal, maybe $25.00 per year. There would not be any real maintenance to it so he would rather deed it off to the adjacent homeowners.

Mr. Knox presented the following written, voluntary Proffer from Mr. Horace L. Henshaw that was submitted prior to the public hearing:

1. He would only build single family homes.

2. He would maintain a 30-foot preservation strip around the tract of land, known as Mansfield Section 8.

3. He would only "select-cut" the woods on the property.

This being a public hearing, the Chairman opened the floor for public comment: No one appeared to speak.

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, P-94-4 was approved as Proffered by the applicant.

Extract

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

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia approved the Proffer for P-94-4 as presented.

IN RE: PUBLIC HEARING -- P-94-5 -- HORACE L. HENSHAW

This being the time and place as advertised in the Dinwiddie Monitor Newspaper on September 7, 1994 and September 14, 1994, for the Board of Supervisors to conduct a public hearing to consider a request of Horace L. Henshaw for the conditional zoning of a 24.4 ± acre parcel of property located on State Route 601, River Road, from R1, Residential Limited District to R-1A, Residential Limited District.

Mr. Wayne Knox, Director of Planning advised the Board that the property is identified as Tax Parcel 8B-1 and is adjacent to and west of Section 7 of the Mansfield subdivision. The current topography of the

subject parcel is slowly rolling terrain - similar to the Mansfield subdivision. It is currently undeveloped property with no history of any previous applications considered by the Planning Commission. It should be noted that, if developed, the development would be subject to current subdivision regulations requiring the installation of curb and gutter.

A R-1A zoning of the property would permit the developer to reduce minimum lot size requirements from 20,000 square feet (water and sewer is available) to 15,000 square feet. In addition, minimum lot widths (at the building setback line) may be reduced from 100 feet to 90 feet. Finally, R-1A zoning would also permit the construction of two-family duplexes. The applicant, however, has proffered in writing, that no two-family duplexes will be constructed.

Adjacent property owners were mailed notice of the conditional zoning application and hearing in accordance with Section 15.1-431 of the Code of Virginia, 1950 as amended. A copy of the affidavit of mailing is available for public viewing in the Planning Department.

STAFF RECOMMENDATION:

In order to assure compliance with Virginia Code Section 15.1-491(g) 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.

Staff recommends approval of this application, as proffered.

Mr. Knox presented the following written, voluntary, Proffer for Mr. Horace L. Henshaw that was submitted prior to the public hearing.

1. He would only build single family homes.

2. He would maintain a 30 foot preservation strip around the tract of land, known as Mansfield Section 8.

3. He would only select cut the woods on the property.

This being a public hearing, the Chairman opened the floor for public comment: No one appeared to speak.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, P-94-5 was approved as presented without any changes.

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

Extract

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, approved the Proffer for P-94-5 as presented.

IN RE: PUBLIC HEARING -- SV-94-2 -- EDSEL BLAND

This being the time and place as advertised in the Dinwiddie Monitor Newspaper on September 7, 1994 and September 14, 1994 for the Board of Supervisors of Dinwiddie County, Virginia to consider a request of Edsel Bland to vacate WhiteHall Drive, a 200 foot unopened street on Tax Map #96, as part of the Mansfield Subdivision, Section 1.

Mr. Wayne Knox, Director of Planning advised the Board that the property is situated between Lot #6 of Block B and Lot #1 of Block C on the side of River Road (601). It is Mr. Bland's desire to vacate this unopened street to enlarge his lot.

Adjacent property owners were mailed notice of the zoning application and hearing, in accordance with 15.1-431 of the Code of Virginia, 1950 as amended. Copy of affidavit of mailing is available for public viewing in the Planning Department.

Staff Recommendation:

State legislation requires that in vacating streets, the abutting property owners are to be given fee simple title to the centerline of the street being vacated. In order to assure compliance with Virginia Code Section 15.1-491(g), it is stated that the public purposes for which this Resolution is initiated is to fulfill the requirements of public necessity, convenience, general welfare and good zoning practice. Staff recommends that this request be granted with the provision that each abutting property owner be given fifty (50%) percent of the land constituting WhiteHall Drive.

Edsel Bland, 23923 River Road, appeared in front of the Board and stated that cars pull into the area in question at all hours of the night and it is very disturbing. He would like to reclaim the 25 feet of his property and use it for his yard.

Mr. Haraway asked was this 25 feet or 50 feet. Mr. Bland stated that it is a 50 foot rightway and that it was intended to be a street in Mansfield Subdivision but instead they built a house and left it a dead end.

Mr. Haraway stated that Mr. Bland then would be entitled to 25 feet and the other adjacent property owner would be entitled to the other 25 feet. Mr. Bland said that it would be resurveyed and a Quitclaim Deed would be filed.

Mr. Moody asked who would be responsible for paying for the survey. Mr. Bland stated that he would pay the fee.

This being a public hearing, the Chairman opened the floor for public comment: No one appeared to speak.

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

Extract

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, SV-94-2 was approved as presented.

IN RE: REQUEST FOR AMENDMENT - PRIVATE SEWAGE DISPOSAL FACILITIES

James E. Belshan, Virginia Soils Evaluation Company, appeared in front of the Board and requested the Board to consider an amendment to the Dinwiddie County Code, Chapter 21, Section 98, Subsection C - entitled, "Private Sewage Disposal Facilities".

Mrs. Everett stated that she would like to hear from the Zoning and Planning Department. Tim Davis, Zoning Administrator, advised the Board that he did not do any research because he was waiting for Mr. Belshan to present his case to the Board and then wait for guidance from the Board. Mrs. Everett suggested that this go before the Planning Commission and then they make a recommendation to the Board.

George Whitman, Certified Land Surveyor, asked if he could make a statement on the issue, Mrs. Everett said that he could. He was for the proposed amendment to the Dinwiddie County Code.

Mr. Bracey wants the Planning Commission to have a report ready for the Board to review at their next meeting or the one after.

Mrs. Everett would also like to schedule a public hearing on the matter.

Mr. Haraway thinks that it would be polite to discuss this issue with Richard Hartman, Executive Director of the Appomattox Water Authority.

IN RE: GAS & FUEL OIL BIDS

The following bids for gasoline, fuel oil and diesel were presented:

UNLEADED DIESEL

COMPANY	FIXED	FLUCTUATING	FIXED	FLUCTUATING
Parker Oil	.5890	.5433	.6350	.5897
Barksdale	NO BID	.5797	NO BID	.5777
Delta	NO BID	NO BID	NO BID	NO BID

COMPANY	FUEL #2 FIXED	FUEL #4 FIXED
Parker	.5895	NO BID
Barksdale	.5631	NO BID
Delta	.6351	NO BID

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

Extract

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, accepted the bid from Parker Oils on a fixed price basis of .5890, for unleaded gasoline, .6350, for diesel fuel and .5895, for Fuel #2, beginning October 1, 1994.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. Mr. Burgess notified the Board that the County had received their medical license to operate the Emergency Medical Service. Dinwiddie Volunteer Rescue Squad loaned the County a transport unit and we are in the process of advertising for individuals that are interested in applying for the three positions that are needed. The deadline for the applications was today at 4:00 P.M. The ultimate goal is to have personnel on duty six days a week, twelve hours a day beginning October 1, 1994.

2. Mr. Burgess presented to the board a handout from the Virginia Association of Counties and a fax. It regards public hearings that will be held relative to Governor Allen's plan to reform sentencing and abolishing parole. The Virginia Association of Counties is requesting that all localities respond to the potential fiscal impact on their Counties should this reform plan move forward.

3. Mr. Burgess presented to the Board a letter from Tom Gaul, Superintendent of Schools, that requests a reappropriation of $368,752.00 of unexpended funds from fiscal year 1994. If reappropriated, the money would be used for the following items:

a.	Transfer to retirement fund	$128,000
b.	Playground and playground equipment repairs	40,000
c.	Adequate track at High School	98,000
d.	Lights on field at Dinwiddie Elementary	15,000
e.	Technology improvements	44,000
f.	Textbooks and resource materials	40,000
g.	General supplies	3,752

These figures are subject to final verification through the audit report which is anticipated to be done by November 1, 1994. Mr. Burgess suggested to wait until the audit report for a final figure or authorize the listing of where the money is to be distributed.

Mr. Clay suggested that the Board wait until they receive the audit report.

Mr. Bracey would like a detailed explanation from the School Board as to why 1.9% of the budget was not spent. He is very concerned about why the tennis courts, that were brought to the Board's attention earlier in the evening, have not been repaired and would like to see if the school board could look into the matter.

Mr. Haraway commended the School Board for coming so close to their budget. He would rather see the School Board use the money responsibly and come under budget, as opposed to going over budget.

Mrs. Everett asked if Mr. Ray Watson, Assistant to the Superintendent for Finance and Technology, wanted to make a comment on the issue.

Mr. Watson appeared before the Board and apologized for Dr. Gaul not being able to be present himself but he was in a School Board meeting. Mr. Watson was very concerned about the issues at hand and assured the board that he would take their concerns back to Dr. Gaul.

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the Board postponed action until the final figures are submitted from the audit report to reappropriate the funds left over from the School Board budget for fiscal year 1994.

IN RE: ANIMAL SHELTER CUSTODIAN

Mr. Burgess respectfully requested that the position currently titled Animal Shelter Custodian be reclassified from a part-time position to a full-time position.

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the position of Animal Shelter Custodian is reclassified as a full-time position at grade 5D1, and salary at $17,213, effective October 1, 1994.

Extract

IN RE: RESIGNATION OF ANIMAL CONTROL OFFICER

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the resignation of Mr. John Mellick, Animal Control Officer is accepted regretfully.

Extract

IN RE: INTERIM ANIMAL CONTROL OFFICER

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the appointment of Mr. Steve Beville to the position of Interim Animal Control Officer is approved with compensation at grade 9 step b, and salary at $20,387.00, effective October 1, 1994.

Extract

IN RE: ADVERTISEMENT OF VACANCY - ANIMAL CONTROL OFFICER

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Mr. Bracey voting "nay", Mr. Moody, Mr. Haraway, Mrs. Everett voting "aye", the motion is passed with three "aye" and two "nay", the position for Animal Control Officer will be advertised.

Mr. Clay would like for Mr. Burgess, County Administrator to do some investigating into the possibility of not having to advertise when a position becomes available, when the Board would like to promote from within. Mr. Clay stated that we are the only organization in Dinwiddie that has to go through the channel of advertising. The Department of Social Services and the Sheriff's Department do not have a policy stating that they have to advertise so why should the Board.

Extract

Upon Motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the motion to advertise the position of Animal Control Officer is recinded. The staff and County Attorney are instructed to review the County policy concerning advertising and come back with a recommendation.

IN RE: UPDATE HANDICAPPED FISHING PIER

Wendy Ralph, Assistant County Administrator, notified the Board that the State has agreed to the $2.00 parking fee being waived at the Boat Ramp for disabled People. She also advised the Board that the bathroom at the Boat Ramp cannot be renovated to accommodate disabled

people, and asked did the Board want her to seek bids on a Porta John. Mr. Bracey replied that he would like for her to see about getting a Porta John, as opposed to renovating the bathroom that is already their.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Bracey stated that he would like to see the Planning Commission's minutes to their meetings so that he can see how the individual people vote on various issues.

2. Mr. Bracey attended a soccer tournament and was impressed as to how it was running but did have one concern over there about not being any first aid equipment on site. The coaches have enough on them just getting their players and equipment there. Mr. Bracey felt that the County could supply some first aid equipment.

3. Mrs. Everett advised the Board that on Wednesday, October 19, 1994 they were going to have the County tour at 8:30 A.M. Mr. Bracey asked if they could use the handicapped bus for the occasion.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a)1 - Personnel - Discussion of employment, salaries, disciplining of public officers, appointees, or employees of any public body, the Board moved into Executive Session at 11:13 P.M., following a five minute recess.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the meeting reconvened into Open Session at 11:45 P.M.

IN RE: CERTIFICATION

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 the 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 excepted 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the meeting was adjourned at 11:50 P.M. to be continued until 5:00 P.M., October 5, 1994 for an Executive Session for personnel purposes at the Home Place Restaurant.

LeeNora Everett

LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

/rle

VIRGINIA: AT THE SPECIAL MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 3RD DAY OF OCTOBER, 1994, AT 1:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	DANIEL M. SIEGEL	COUNTY ATTORNEY

IN RE: AMENDMENT TO AGENDA

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the agenda was amended as follows:

Add Section 2.1-344(a) (5) Discussion of Industrial Prospects.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (7) Legal - Landfill Contract; Section 2.1-344(a) (5) Discussion of Industrial Prospects; the Board moved into Executive Session at 1:05 P.M. A vote having been made and approved the meeting reconvened into Open Session at 2:45 P.M.

IN RE: CERTIFICATION

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 and conducted in conformity with the 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 excepted from open 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the meeting adjourned at 2:47 P.M.

LeeNora Everett
LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE HOME PLACE RESTAURANT IN DINWIDDIE COUNTY, VIRGINIA ON THE 5TH DAY OF OCTOBER, 1994, AT 5:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	BEN EMERSON	COUNTY ATTORNEY

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (7) Legal - Landfill; the Board moved into Executive Session at 5:00 P.M. A vote having been made and approved, the meeting reconvened into open session at 7:28 P.M. at the Pamplin Administration Building.

IN RE: CERTIFICATION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 and conducted in conformity with the 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 excepted from open 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, voting "aye", the meeting adjourned at 7:31 P.M.

LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 5TH DAY OF OCTOBER, 1994, AT 7:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	BEN EMERSON	COUNTY ATTORNEY

IN RE: AMENDMENTS TO AGENDA

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the agenda was amended as follows:

Add, 11.(c) - West Petersburg Project, 14. Executive Session, Section 2.1-344(a) (7) Consultation with Legal Counsel - Landfill.

IN RE: MINUTES

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the September 21, 1994 Continuation Meeting and September 21, 1994 Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 #30931 - #31031 (void #30931); General Fund $99,948.45; E911 Fund $368.00; Self Insurance Fund $836.31; CDBG $13,320.00; Law Library Fund $9.30; Jail Phone Commission $959.66; for a total of $115,441.72. Payroll $238,074.02 using checks #30824 - #30930 (void #30823).

IN RE: TRANSFER OF FUNDS - MEALS TAX TO SCHOOL CONSTRUCTION FUND

Wendy Weber Ralph, Assistant County Administrator appeared in front of the board and stated that several months ago the Board approved the use of the meals tax to be used for architectural services for school additions and renovations. At the Boards request bills will be presented on an invoice by invoice basis. However, when the bills are presented the money has to be transferred from the meals tax fund to the school construction fund so that the check can be written. This first bill is in the amount of $56,100.00 and the payee is Ballou, Justice & Upton and Associates Architects.

Mr. Bracey asked what was the original amount set aside for this. Mrs. Ralph stated that $280,500.00 was presented as the total for this job and this bill represents 20% complete.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that $56,100.00 be appropriated from the meals tax fund to pay Ballou, Justice & Upton and Associates Architects for architectural services completed up to this point; and

Extract

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Treasurer is authorized to transfer $56,100.00 from the Meals Tax Fund to the School Construction Fund.

Mr. Bracey requested that Dr. Thomas H. Gaul, School Superintendent also sign off on these invoices authorizing them to be paid.

IN RE: RECOGNITION - WPVA "IN STEP" DRILL TEAM

The WPVA "In Step" Drill Team qualified to compete in the National Drill-A-Rama competition that was held in Chicago, Illinois on August 9, 1994 and placed second in their division and fourth overall out of 75 teams. The following were presented with certificates of recognition for their achievements:

Timere Chatman
Chameeka Crocker
Giana Forbes
Gigia Forbes
Teaira Grandison
Tasha Hinton
Demetria Jones
LaTasha Manson
Alvin Nicholas
Yannette Nicholas
Teknika Reeves
Reggie Smith
Pathia Taylor
Shawanna Thomas
Larry Tucker
Raphael Tucker
Gary L. McCray, Team Sergeant
Regina Grandison, Team Director

IN RE: CITIZEN COMMENTS

1. Ann Robertson, 15116 First Street, DeWitt, VA appeared before the board and stated that she was speaking in relation to the proposed Propane Gas tank that was under consideration. During a public hearing she would like for a designated spokesperson to have time to speak after a rebuttal. She would like to be allowed to speak during the case determination of the proposed Propane Gas tank.

2. Charles P. Johnson, 16716 Hamilton Arms Road, DeWitt, VA submitted to the Board another petition that states that the residents of Dinwiddie County oppose the Bulk Propane Facility that is under consideration of the Board. The total number of signatures comes to 282.

IN RE: NAMOZINE VOLUNTEER FIRE DEPARTMENT - LADDER TRUCK EXPENSES

Bruce Archer, Namozine Volunteer Fire Department Fire Chief, came before the board and presented an itemized bill for ladder truck expenses. Which consists of the following:

Colonial Ford Truck (paint and body work)	$7,500.00
Mattos Inc. (paint for ladder only)	252.56
Powers Auto (paint removal products)	111.17
Top Auto Parts (masking tape, paint brushes, can of aluminum paint)	47.98
American LaFrance (door, fender, and headlight & taillight gaskets)	470.01
American LaFrance (scotchlite striping 10 inch wide by 100 feet)	1,350.49
Powers Auto Parts (adhesive, molding, clips and nuts/bolts)	43.75
Top Auto Parts (silicone sealant, nuts/bolts washer)	16.72
Powers Auto Parts (marker, backup light fixture bulbs)	107.97
Southern Hardware (poly film, misc. hardware)	53.85
Southern Police Supply (emergency lighting)	206.00
(lettering: Decal)	510.00

$10,670.50

Mr. Archer advised that the unit is a finished product. There were 500 man hours to get the job accomplished. The hours were not only donated by members of the fire department but by citizens of the county. Specifically, Mr. Doughty, one of the members fathers, painted the ladder on the truck on a Saturday afternoon. Mr. Archer stated that there will be a training day on October 15, 1994 at the Namozine Volunteer Fire Department for other fire departments to learn how to use the ladder truck. Then there will be an association meeting on October 12, 1994 for the fire departments to get together and discuss how the truck will respond to incidents in the county. Such as, will the truck automatically respond or will it be called upon by the Fire Chief by the different stations as needed. Also times will be set for the truck to be taken to each individual fire station so that the members can get hands on training. Mr. Archer would like to station the truck at Namozine Volunteer Fire Department but it would be available for the entire county.

Mr. Archer has paid some of these bills out of the Departments account and some of them have not been paid. He will submit the invoices for the boards record.

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

Extract

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that $10,000.00 be appropriated from the General Fund for the expenses to repair and refurbish the ladder truck for the Namozine Volunteer Fire Department as presented.

IN RE: PUBLIC HEARING -- RA-94-1 -- FRANK ZAPULLA, JR.

This being the time and place as advertised in the Progress Index Newspaper on September 21, 1994 and September 28, 1994, for the Board of Supervisors to conduct a public hearing to consider the request of Frank Zapulla, Jr. to obtain permission to operate a video arcade per Section 22-185(27) of the Dinwiddie County Zoning Ordinance.

Mr. Wayne Knox, Director of Planning, advised the Board that the property is located at 25227 Harwell Drive, Unit #5, on Tax Parcel No. 21B-(6)-4-32 in the Rohoic Magisterial District. Mr. Zapulla wishes to operate approximately twenty-five (25) video game machines, subject to any requirements of the Building Official and Fire Official. The proposed operating hours are Sunday through Thursday, 11:00 a.m. to 10:00 p.m and Friday-Saturday from 11:00 a.m. to 12 midnight. This will be a non-smoking facility. Security will be provided by the on-site managers, Mr. Frank Petet or Mrs. Nuala Petet.

Line 27 of Section 22-185 of the Zoning Ordinance permits "public billiard parlors and poolrooms, bowling alleys, dance halls and similar forms of public amusement" in the B-2 zoning district subject to a public hearing by the Board of Supervisors. Since the term "public hearing" is also mentioned in line 27, the normal public hearing process delineated in Section 15.1-431 of the Code of Virginia was initiated. The Zoning Administrator has determined, after consultation with the County Attorney as required in Section 15.1-491 of the Code of Virginia, that a video arcade can be considered "similar forms of public amusement".

This request is not a conditional use permit application, although the process for approval is essentially the same. Staff has made note of this procedural "anomaly", and will make recommendations for amendment to the Zoning Ordinance in conjunction with other revisions to the Ordinance as a result of the new Comprehensive Plan.

STAFF RECOMMENDATION:

In order to ensure compliance with Virginia Code Section 15.1-491(g), 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.

The Planning Commission on September 14, 1994, voted unanimously to recommend RA-94-1 to the Board of Supervisors for approval with the following hours of operation:

Monday thru Thursday	11:00 a.m. to 10:00 p.m.
Friday thru Saturday	11:00 a.m. to 12:00 Midnight
Sunday	12:00 Noon to 10:00 p.m.

Staff concurs with the Planning Commission's recommendation as stated.

Mrs. Everett asked was the parking issue addressed at the Planning Commission meeting? Mr. Knox stated that the Commission felt that there would be adequate parking due to the fact that the other businesses in the shopping center hours are from 9:00 A.M. to 5:00 P.M.

Mr. Frank Zapulla, the applicant was not present but Mr. Frank Petet and Mrs. Nuala Petet, the on-site managers were.

Nuala Petet appeared before the Board and stated that they would like to have a family type video arcade.

Mrs. Everett wanted to know how many people would be allowed to be in the building during operation. Mrs. Petet stated that she was not sure yet because they would have to go and get all the appropriate inspections done prior to opening.

Mr. Bracey stated that he was very concerned about the parking issue. He said that there was not very much parking available.

Mrs. Petet stated that she thought that there would be adequate parking because they are expecting most of their clients to come in after all the other shops business hours.

Mr. Haraway asked what age group are they looking to draw for business. Mrs. Petet stated that they are generally looking for teenagers and some adults.

This being a public hearing, the Chairman opened the floor for public comment: No one appeared to speak.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that RA-94-1, requested by Frank Zapulla, Jr., is approved with the following hours of operation: Monday thru Thursday - 11:00 a.m. to 10:00 p.m., Friday thru Saturday - 11:00 a.m. to 12:00 p.m., and Sunday - 12:00 Noon to 10:00 p.m.; and

Extract

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that approval is contingent upon the applicant getting approval from the Planning Department, Building Inspector and Safety Director.

THE CHAIRMAN RECESSED THE MEETING AT 8:35 P.M. AND RECONVENED AT 8:45 P.M.

RE: CASE DETERMINATION -- P-94-3 -- DELTA OIL

Mr. Wayne Knox, Director of Planning came before the Board and advised the Board that the applicant had a trial period of sixty days without a uniformed security service and now the Board needed to make a final decision.

During the sixty day trial period the Planning Department was to monitor any complaints about the facility. Mr. Knox stated that there were a few complaints from a couple of citizens. The complaints ranged from trash being discarded in citizens yards to trucks striking citizens' fences and mailboxes.

Mrs. Everett asked if there were any residents of that area that would like to comment.

Two citizens in the audience did not come before the board but remained in their seats and expressed some concern about the signs for the truck drivers. They believed that there needed to be more signs within the truck drivers sight because they were making wrong turns and going down streets that were not meant for trucks.

Robert Conrad, 2904 St. Regis Drive, Richmond, appeared representing Delta Oil Company and stated that there were some complaints reported to the Planning Department, but Delta Oil had not received any. He did not believe uniformed security officers over non-uniformed security officers would make a difference as to the type of complaints the Planning Department received. Delta Oil is currently using on-sight security, they have security checklists that are filled out every shift, fence maintenance and trash removal are also ongoing procedures.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that P-94-3, requested by Delta Oil to amend Delta Oil Company's conditional zoning, approved by the Board of Supervisors on December 2, 1992, located in the Rohoic Magisterial District, on Tax Parcel 21-B(3) Block 3-11 and Tax Parcel 21-B(10)A, on U.S. Route 1, is approved with the following conditions as recommended by the Planning Commission:

1. No ingress or egress will be allowed from this property to Ford Avenue. Current traffic patterns for the Exxon Service Center will be maintained.

2. An eight (8) foot solid wood fence will be erected on a four (4) foot high berm along all property lines except that line that runs along Interstate 85. Between the fence and the property line, trees and shrubbery will be planted per the sketch submitted to constitute a sight and sound buffer between the parking area and the adjacent residential uses.

3. No more signage will be allowed on this rezoned parcel.

4. All lighting will be directed to the inside of the rezoned parcel.

5. A Site plan will be submitted to the Planning Office to include a storm water management plan.

6. All parking surfaces will be paved with either asphalt or concrete to eliminate dust and dirt issues.

7. A uniformed security service will make hourly inspections from dusk to dawn and report any violations to the respective enforcement agencies.

8. Parking will be allowed as shown on the sketch with the removal of the spaces shown perpendicular to Ford Avenue. A cul-de-sac will be constructed in that area with the turning radius to be built according to VDOT standards. There will be at least a thirty-five (35) foot buffer provided between Ford Avenue and the closest paved point of the cul-de-sac; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the following proffers as presented by the applicant are approved:

1. The applicant shall provide to the Planning Departmant copies of any incident reports related to the truck parking area generated by a bonafide law enforcement agency.

2. A logbook will be kept by employees delineating inspection times and conditions of the truck parking area. This logbook shall be open for inspection by the Planning Department as needed.

3. The applicant will attempt a sixty (60) day trial period without a uniformed security service. The applicant understands

that reinstatement of the uniformed security service may occur in the event of unresolved problems relating to the expanded truck parking; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the sixty day trial period proffered by the applicant as Item 3 has been completed and a non-uniformed security service is approved.

Extract

IN RE: CASE DETERMINATION -- C-94-7 -- PARKER OIL

Parker Oil Company has requested a conditional use permit to construct and operate a 30,000 gallon liquid petroleum gas (LPG) storage tank on Hamilton Arms Road in DeWitt, Virginia. Mrs. Everett stated that the public hearing for this matter was held on September 21, 1994 and at that time the Board requested additional information and asked that a decision be delayed until this meeting. The Board wanted to hear from David W. Nichols, Public Safety Director, additional information from the applicant and the opposition.

Mr. David Nichols appeared before the Board and asked if they had any questions. Mr. Bracey wanted to know if the County was capable of handling an accident if it arose. Mr. Nichols stated that yes, with proper training and an adequate supply of water the County could handle an accident if it arose. Water is required if there is a fire or a leak.

Mr. Bracey asked where would the facility get the necessary water if there were to be an accident. Mr. Nichols stated that he was informed by Mr. Sammy Gee of Parker Oil that the water would come from a rock quarry on the property of Mr. Faulcon.

Mrs. Everett questioned how would an evacuation occur if there was no one on the site maintaining the tank. Mr. Nichols stated that the gas has an odor and could be detected that way or by the hissing sound of the tank if there was a hole.

Mr. Steve Ward, from Gardner Marsh Gas Equipment Company, appeared before the Board and stated that this company builds these type of facilities and transporters. He has twenty three years experience with propane. He stated that the facility has two safety overrides to assure that no leak will occur and the facility will be fenced and locked when no one is on the premises.

Mrs. Everett asked if anyone would like to comment:

The following people spoke in opposition of the facility:

1. Don Peters - 17410 Gatewood Road, DeWitt
2. Charles P. Johnson - 16716 Hamilton Arms Road, DeWitt
3. Ronald Johnson - 16174 Hamilton Arms Road, DeWitt

No one spoke in favor of the facility.

Mr. Sammy Gee, Parker Oil Company appeared and stated that there are specific guidelines that have to be met.

Lloyd Boisseau, the applicant appeared before the Board and stated that he had spoken with Mr. Faulcon, the gentlemen who owns the rock quarry, and he gave verbal permission for the rock quarry to be used as a source of water in the event that there is an accident. He advised the Board that he would get Mr. Faulcon's permission in writing.

Mr. Bracey asked if Parker Oil Company had considered an alternate site. Mr. Sammy Gee of Parker Oil Company stated that they had not considered an alternate site. Mr. Bracey feels that since there is so much opposition maybe Parker Oil Company should consider an alternate site.

Mrs. Everett is not sure how she feels about the issue. She respects the concerns of the citizens and she also sees the need for this type of facility. She still has not made up her mind completely, she has been wrestling with the idea for quite some time.

Mr. Moody has listened to the citizens concerns at both meetings and also has listened to the rebuttals to the concerns. He feels that it would be a safe operation. He understands that there are dangers involved but he feels that there are a lot of safe guards in place to prevent accidents.

Mr. Haraway agrees with Mr. Moody. He has two 1,000 tanks within one third of a mile of his house. He feels that with the permission of Mr. Faulcon to use his rock quarry this should be a safe operation.

Mr. Clay has looked at the site and the water situation several times and feels that this should be a safe facility. He spoke with Mr. Faulcon the day before and Mr. Faulcon stated that he did not have a problem with supplying the water.

Mrs. Everett feels that there should be an agreement signed by Mr. Faulcon stating that he does not mind his rock quarry being used for this purpose.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Bracey voting "nay", Mr. Moody, Mr. Clay, Mr. Haraway, Mrs. Everett voting "aye", the motion is passed with four "aye" and one "nay",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that C-94-7, requested by Parker Oil to "construct and operate" a 30,000 gallon liquid petrolium gas (LPG) storage tank on Hamilton Arms Road in DeWitt, is approved with the following conditions:

1. Before any construction can begin, a site plan prepared by an engineer must be submitted to the Planning Department for approval. This site plan shall include a grading plan showing the current topography and the finished site at two foot contours. A containment wall shall be included in the area of the concrete pad utilized for loading and unloading of vehicles.

2. An erosion and sediment control plan for all land disturbing activities must be submitted and approved by the Planning Department prior to issuance of applicable building permits. This shall include controls during the construction phase and field operation phases of the facility.

3. A copy of all applicable state and federal permits must be on file with the Planning Department before a Certificate of Occupancy will be issued.

4. The entire facility shall be enclosed with at least an eight-foot, three barbed wire cyclone type fence with the barbed wire strand facing outward. In addition, the fence gate shall be located at least 50 feet from State Route 650, and shall be locked at all times.

5. The facility shall be constructed in accordance with all National Fire Prevention Association, Pamphlet #58 Standards, with all applicable setbacks and provisions.

6. Training for local volunteer firefighters shall be provided by the owner of the facility prior to issuance of the Certificate of Occupancy for the facility; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that approval is contingent upon Mr. Faulcon signing a letter stating that he gives the applicant permission to use his rock quarry in case of fire.

Extract

RE: WEST PETERSBURG PROJECT

1. Mr. Wayne Knox, Director of Planning, appeared before the Board and requested that the Board give approval to award the contract for the road construction in West Petersburg in the amount of $298,800 to Castle Heights Construction. The bid has already been awarded to this contractor but Mr. Knox would like it to be subject to the approval of the County attorney. Once the attorney reviews and approves this contract Mr. Knox would be able to give written notice that the work can proceed.

The money will be coming from CDBG, Community Development Block Grant, in the amount of $1,250,000.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Castle Heights Construction contract is approved for road construction work in West Petersburg subject to the approval of the County Attorney.

2. Mr. Wayne Knox, Director of Planning appeared before the Board and requested authorization to proceed with the purchase of sixteen (16) single family buildings in the 25000 block of Greensville Avenue for demolition and clearing of land. An official offer has been made to the property owner, Mr. and Mrs. Francis Fenderson in the amount of $120,000 to which they have verbally agreed. This is also a part of the $1,250,000 grant funds referenced above.

Mrs. Everett asked if there will be new homes built on this property. Mr. Knox stated that new homes will be built once the land is cleared.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay "nay", Mr. Moody, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the motion is passed with four "aye" and one "nay",

Extract

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that sixteen properties be purchased from Mr. and Mrs. Francis Fenderson in the amount of $120,000 out of the Community Development Block Grant.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. Mr. Burgess presented to the Board a copy of a letter from Dulaney S. Nickerson, who represents the Sexual Assault Outreach Program. She is requesting the Boards adoption of the Proclamation declaring October Sexual Assault Awareness month.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the Proclamation declaring October Sexual Assault Awareness month is adopted.

IN RE: EXPANSION OF WATER TANK SIZE

Mr. Charles W. Burgess, Jr., County Administrator presented to the Board a copy of a letter from Jack Eubank, Executive Director of the Dinwiddie County Water Authority. Mr. Eubank is seeking support of the Board to expand the scope of the water and sewage project to which will serve the Virginia Motorsports and Picture Lake area. The water tank size would increase from a 250,000 gallon tank to a 500,000 gallon tank, to increase the water and sewer lines sizes and increase the pump station capacity.

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the expansion of the water and sewage project to the Virginia Motor Sports and Picture Lake area is approved.

IN RE: FINANCIAL ADVISORY CONSULTANT

Upon motion of Mr. Bracey, seconded Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", Wheat First Butcher Singer is appointed to provide Financial Advisory Services for the County of Dinwiddie and Mr. Charles W. Burgess, Jr., County Administrator, is approved to proceed with contract negotiations with Wheat First Butcher Singer and report back to the Board with an offer.

Extract

IN RE: POSITION AVAILABLE FOR ROHOIC WASTE DISPOSAL SITE

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", part-time personnel can be hired to man the Rohoic waste disposal site.

IN RE: HIRE PAID EMERGENCY MEDICAL PERSONNEL

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the following individuals were hired as paid Emergency Medical Service personnel:

Richard Alley	Cardiac Technician
Joel Dodson	Cardiac Technician
Norman Fones	Cardiac Technician
John Fugman	EMT
Delbert Garret	Cardiac Technician
Julia Lee	Cardiac Technician
Mary Parker	Paramedic
James Preston	Paramedic - Full Time
Dawn Titmus	Paramedic - Full Time

Charles W. Burgess, Jr., County Administrator, stated that there were still a few people under consideration for employment.

IN RE: LETTER TO VARIOUS EMS STATIONS

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", a letter will be sent to the specific EMS stations that have responded to calls within our area, thanking them for their support and cooperation, during the time that we did not have our Emergency Medical Service running.

IN RE: BOARD MEMBER COMMENTS

1. Mrs. Everett reminded the Board and the citizens that there will be a Health Fair in the Administration Building on Thursday, October 13, 1994 from 9:00 A.M. to 4:00 P.M. She specifically wanted to remind the senior citizens to come and get their flu shots and to bring their medicare card with them when they come.

2. Mrs. Everett informed the Board that John P. Mellick, Jr., Dinwiddie County's former Animal Control Officer, has begun his duties at Fort Pickett. He was with the County for three years and she feels that he did a wonderful job. She would like to see a plaque or a resolution of recognition for his service to the County.

IN RE: RECOGNIZE PRINCESS POCAHANTAS

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", Wendy Weber Ralph, Assistant County Administrator, will take care of promoting Pocahantas Recognition Festival contingent upon Mrs. Everett submitting the actual documentation describing the festival.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (7) Consultation with Legal Counsel - Landfill; the Board moved into Executive Session at 10:15 P.M., following a five minute recess. A vote having been made and approved the meeting reconvened into Open Session at 12:05 A.M.

IN RE: CERTIFICATION

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 and conducted in conformity with the 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 excepted from open 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.

IN RE: AUTHORIZATION TO TAKE STEPS NECESSARY TO HANDLE COUNTY'S WASTE STREAM

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

WHEREAS, Virginia Bio-Fuels has advised the County effective October 4, 1994, they will no longer be able to operate the County's co-composting facility and materials recovery facility; and

Extract

WHEREAS, the County must now take action to insure that the County's waste situation will continue to be processed and properly disposed of, i.e., hiring personnel, contracting with hauling companies and securing the County's property; and

NOW THEREFORE BE IT RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia that the County Attorney, County Administrator, Director of Waste Management and Assistant County Administrator are hereby authorized to take whatever action is necessary to process and properly dispose of the County's waste stream until longer term measures can be reviewed and determined.

IN RE: AUTHORIZATION TO SOLICIT PROPOSALS TO EVALUATE OPERATION OF CO-COMPOSTING FACILITY

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the County Administrator is authorized to prepare specifications and solicit proposals from qualified firms to evaluate and make recommendations to the Board on the feasibility of operating the County's co-composting facility and materials recovery facility.

Extract

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, voting "aye", the meeting adjourned at 12:10 A.M. to be continued until October 19, 1994 at 8:30 A.M. for a tour of various developments in the County.

LeeNora Everett
LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

/rle

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 19TH DAY OF OCTOBER, 1994, AT 2:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	DAN SIEGEL	COUNTY ATTORNEY

IN RE: MINUTES

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes for the October 3, 1994 Special Meeting, October 5, 1994 Continuation Meeting, and October 5, 1994 Regular Meeting are hereby approved with corrections to the October 5, 1994 Regular Meeting, IN RE: Transfer of Funds - Meals Tax To School Construction Fund.

IN RE: AMENDMENTS TO AGENDA

Upon motion of Mr. Moody, seconded Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the agenda was amended as follows:

Add, 11.(c) - Executive Session, Section 2.1-344(a) (5) Discussion of Industrial Prospects.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 # 31033 - #31180 (void #31032); General Fund $200,946.73; E911 Fund $1,412.00; Self Insurance $25,129.04; for a total of $227,487.77.

IN RE: CITIZEN COMMENTS

1. Robert Cook, Colonial Heights, VA, came before the Board and stated that he was there representing the Colonial Heights Jaycees. He asked the Board to point him in the right direction for support or contact information to start a Dinwiddie Jaycees Chapter. The Jaycees are set up for 21 to 39 year old individuals to help with personal, community and management development.

Mr. Bracey stated that he thought that Dinwiddie had a Chapter here some time ago.

Mr. Bill Jones, Treasurer, came forward and stated that he and Mr. Steve Beville, Dinwiddie County Interim Animal Warden, were Charter members of the original Dinwiddie County Jaycees back in 1975. It split up after about three years. Dinwiddie has been approached several times since then about starting it up again.

Mrs. Everett suggested that Robert Cook leave his name and phone number with the Board. She also suggested that Mr. Cook contact the editor of The Diniwiddie Monitor, Scott Brockwell, and talk to him about his efforts to start a Chapter here in Dinwiddie and see if Mr. Brockwell would be interested in helping out through the newspaper.

2. Andrew Helm, 22711 Cox Road, Petersburg, VA, came before the Board and stated that he owns a historic piece of property that is on the Virginia Landmark Register/National Register of Historic Places. Unfortunately it is in close proximity of the Airport and Airpark Drive. He has spoken to Mr. Burgess about the testing of race cars that goes on on Airpark Drive. He also stated that Geith Incorporated plays a radio from 7:00 a.m. to 7:00 p.m., six days a week, which makes it very unpleasant to live next to.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION -- REPORT

Ronald Reekes, Resident Engineer, Virginia Department of Transportation, came before the Board and stated that he did not have any thing to present but would be glad to answer any of the Board's questions.

1. Mr. Bracey stated that a few months ago Mr. Reekes told Mr. Bracey that it was impossible to put a four way stop at Flatfoot and Old Stage Road because it did not meet certain criteria. Mr. Bracey would like in writing from the VA Department of Transportation why this particular intersection didn't meet the criteria.

2. Mrs. Everett stated that the signs on Ford Avenue that say "No Outlet" are greatly appreciated.

The Board was notified by Jack Osborne that the Commonwealth Transportation Board has approved restriction of trucks on Franklin and Sunset and that the signs have gone up. The Board is very pleased with this.

Mrs. Everett had a call from Dana Mengel, 23523 Cox Road. Mrs. Mengel advised Mrs. Everett that she was very concerned about the dump truck traffic on Route 226 and their excessive speeds. On September 28th a tire came off a truck and hit Mrs. Mengel's house and she and others feel that the 55 mph speed limit is too excessive. Mrs. Everett would like a letter sent to Tarmac asking them to again remind their drivers to use Route 460 as opposed to using Route 226.

Mrs. Everett had another call this morning from Mrs. Jones, who is from the Piney Beach area. There used to be a paved road that led into the small development that she lives in. A bridge was redone in their development and it caused their paved access road to be turned into a gravel road. The citizens in the development are not happy about their access road turning into a gravel road.

Mrs. Everett has noticed a lot of mowing in the northern end of the County that has been done in preparation of winter and she stated that it looks very nice.

3. Mr. Moody stated that he asked Mr. Reekes a few months ago about a speed study on Route 613 where Route 642 intersects it. Mr. Reekes stated that they have looked into it and the department would like to lower the speed there and they are making arrangements to do this hopefully by the spring.

IN RE: COMMISSIONER OF REVENUE -- REPORT

Mrs. Deborah Marston, Commissioner of Revenue, requested that she be able to speak at a later time.

IN RE: TREASURER -- REPORT

Mr. William E. Jones submitted his reports for the month of September, 1994.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T.O. Rainey, Commonwealth Attorney, was not present.

IN RE: SHERIFF -- REPORT

Mr. Bennie M. Heath, Sheriff, was not present.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne H. Abernathy, Building Inspector, was not present due to the fact that he had been with the Board all day touring the County and he had some inspections that had to be taken care of.

Mr. Abernathy had submitted his report for the month of September, 1994 with the Board's material.

IN RE: ANIMAL WARDEN -- REPORT

Mr. Steve Beville, Interim Animal Warden, presented his report for the month of September, 1994.

IN RE: LIVESTOCK CLAIM -- CATHY SIMMS

Mr. Steve Beville, Interim Animal Warden, stated that on September 23, 1994 some stray dogs attacked and killed Mrs. Cathy Simms Heretick Laying Hen and Southside Stockyard Nanny Goat, for a total value of $38.00.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the livestock claim from Cathy Simms, for one Heretick Laying Hen and one Southside Stockyard Nanny Goat in the amount of $38.00 is approved.

IN RE: DIRECTOR OF PLANNING -- REPORT

Mr. Wayne Knox, Director of Planning, presented his report for the month of September, 1994 and gave additional information about issues that were not in his report.

1. A workshop will take place on October 24, 1994 at 7:30 p.m. to discuss goals and objectives of the Comprehensive Plan.

2. A workshop will take place on October 26, 1994 at 7:30 p.m. for the "Right to Farm". This workshop will be the first of a series that are coming up.

3. The Indoor Plumbing Program has started and the Department is sifting through applications at this time to decide who in the County is in the greatest need.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, presented her annual report for 1993 - 1994.

Mrs. McElveen stated that this was her third year with the Department and she feels that she has learned a lot. She feels confident to say that she has an excellent department but that the salary of staff members really concerns her. The salaries of her staff members are considerably lower than other professionals in the area as well as across the State. Mrs. McElveen stated that she does not feel that salary compensations are the direct responsibility of the Board but she feels that any support they could give would be helpful. She suggested that there could be more appropriate ranges within the compensation schedule, provide merit increases and continue to provide cost of living increases.

Mrs. Everett agreed that Social Services does have an excellent staff and the Board feels that the Department has an excellent Director.

IN RE: APPROPRIATION OF ADDITIONAL FUNDS RECEIVED FOR DAY CARE

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that $22,604.00 received for Day Care Services be appropriated for the Department of Social Services use.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Thomas H. Gaul, School Superintendent, was present and had a few issues that he wanted to bring before the Board.

1. Dr. Gaul and the Architects are finishing additions to the final report and once they have finished he will forward them to the Board for their review and suggestions. Dr. Gaul will have the Architect's present at the November 2, 1994 meeting to provide a presentation of that report.

Mr. Bracey wanted to know how long the Architects presentation would be and how detailed it would be. Dr. Gaul stated that whatever the Board wanted is what they would accommodate. Mr. Bracey stated that he was worried about the length of the presentation because the 2nd is a night meeting and if there were several things on the agenda it would make for a long evening and he wanted to be attentive.

Mrs. Everett stated that the Board will be willing to accept anything the Architects have to present on November 2, 1994 and then on that night they will decide on a day and time to have the workshop.

IN RE: SCHOOL BOARD -- REAPPROPRIATION OF SURPLUS FUNDS

Dr. Gaul requested that $142,000.00 be re-appropriated from the surplus funds from the 1993-1994 budget year to go towards the repair of the track across from Dinwiddie County High School and the tennis courts at the High School and Rohoic Elementary.

Extract

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that $142,000.00 be appropriated from the surplus funds from the 1993-1994 School Board budget to go towards the repair of the track across from Dinwiddie County High School and repair the tennis courts at the High School and Rohoic Elementary.

IN RE: RECREATION -- REPORT

Mr. Tony S. Rinaldi, Recreation Director, presented his report for the month of September, 1994.

IN RE: REQUEST AUTHORIZATION TO SOLICIT PROPOSALS FOR LIGHTING AND FENCING AT DINWIDDIE ELEMENTARY

Mr. Rinaldi met with Dr. Gaul at the Board's request about the project behind Dinwiddie Elementary as far as lighting and fencing. Dr. Gaul indicated that the School Board would be willing to split these costs 50/50.

Dr. Richard Butterworth, 13410 Courthouse Road and Charles Hawkins, 13603 White Oak Road, spoke in favor of the above referenced renovations being done at Dinwiddie Elementary's ball field.

Extract

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, the Recreation Department was authorized to advertise for proposals for the lighting and fencing at Dinwiddie Elementary's ball field.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

Mr. David W. Nichols, Public Safety Officer, presented his report for the month of September, 1994.

IN RE: BUILDING REPAIR BIDS FOR DINWIDDIE VOLUNTEER FIRE COMPANY

The following bids for repair and paint to trim, soffits, and replacement of a door frame for Dinwiddie Volunteer Fire Department were presented:

B & J Enterprises	$980.00
Brinkman Construction	$5,300.00
N. W. Stamos Construction Co.	$4,800.00

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, the bid from B & J Enterprises for $980.00 to repair and paint some trim, soffits, and replacement of a door frame for Dinwiddie Volunteer Fire Department is accepted.

IN RE: NEW FIRE TRUCK PROPOSALS FOR FORD VOLUNTEER FIRE COMPANY

The following proposals on the budgeted pumper/tanker for Ford Volunteer Fire Department were presented:

Pierce	$211,389.00
Quality	$216,136.00
Emergency One	$217,194.00
Seagrave	$222,390.00

The Apparatus Committee from Ford Volunteer Fire Department ranked the proposal presented by Pierce Manufacturing as No. 1. Through negotiations and minor deletions of items, the price was reduced to $200,982.00. The Committee requested that the Board accept the proposal offered by Pierce Manufacturing.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the proposal from Pierce Manufacturing is accepted with a further recommendation of financing to be recommended by Charles W. Burgess, Jr., County Administrator.

IN RE: SELF CONTAINED BREATHING APPARATUS -- FUNDING

Mr. David Nichols, Public Safety Officer, stated that the County Fire Departments are still in need of self contained breathing apparatuses. He presented to the Board a price quote from MSA, locally known as Fire Protection Equipment Company, of $1,355.00 per unit if we purchased 50 now or split the purchase 25/25 and retain this price.

Dayton Garrett, Ford Volunteer Fire Department, came forward and stated that all the departments in the County set up a Committee to investigate the need of the self contained breathing apparatuses. He would like for the Board to consider the purchase of these because they are in such great need.

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

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, will postpone taking action about purchasing self contained breathing apparatuses for the County's fire departments until the November 2, 1994 Board meeting when funding options can be presented.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, appeared before the Board but did not have a report to present.

Mr. King stated that everything at the landfill was going well and about everyday they were ahead of schedule.

IN RE: REQUEST FOR PERMIT FOR LICENSED HAULER

Mr. Denny King advised the Board that he had been contacted by George D. Pack about starting a refuse collection business in the County. He had surveyed 100 citizens in the northern section of the County and found that there was a need for such a service.

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

Extract

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that George D. Pack be granted a permit to operate his own refuse collection business here in the County contingent upon submitting a bond payable to the County in the amount of five hundred dollars ($500.00) for each vehicle and obtaining a permit from the Commissioner of Revenue for each vehicle to be used for the removal or transporting of refuse.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Dan Siegel, County Attorney, was present and had nothing to present to the Board at this time.

IN RE: REAL AND PERSONAL PROPERTY INSURANCE -- AWARD OF CONTRACT

The following bids for Real and Personal Property Insurance were presented:

1. Fireman's Fund Insurance Company - Bulifant Insurance Center

Deductibles:	COUNTY & SCHOOLS COMBINED:	COUNTY SEPARATE:	SCHOOLS SEPARATE:
$25,000	$27,892.00	NO BID	NO BID
$50,000	$25,567.00	NO BID	NO BID

Boiler & Machinery: Property Damage Limit - $10,000,000
Deductible - $25,000
Annual Premium: $2,937.00

2. Great American Insurance Company - Manry-Rawls Corporation

Deductibles:	COUNTY & SCHOOLS COMBINED:	COUNTY SEPARATE:	SCHOOLS SEPARATE:
$25,000	$30,432.00	$3,928.00	$26,504.00
$50,000	$28,555.00	$3,666.00	$24,899.00

Boiler & Machinery: No Bid

Mrs. Wendy Weber Ralph, Assistant County Administrator, recommended Fireman's Fund Insurance Company - Bulifant Insurance Center because they were the low bid. She stated that the budget allowed for $34,000 in premiums for Real and Personal Property Insurance. She suggested that the County add the option of Boiler & Machinery Coverage due to the fact that the County has a lot of old boilers and it would be a wise addition. The total premium would come out to be $30,829.00 and be effective November 1, 1994.

Extract

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Fireman's Fund Insurance Company - Bulifant Insurance

Center proposal be accepted for Real and Personal Property Insurance effective November 1, 1994 at a cost to the County of $30,829.00.

IN RE: PRINCESS POCAHONTAS WEEK

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, the following resolution was adopted:

PRINCESS POCAHONTAS WEEK

WHEREAS, Pocahontas, Daughter of Chief Powhatan, befriended the early settlers, and protected the Colony from starvation and destruction by Indian attacks; and

WHEREAS, Pocahontas is credited with savings the life of Captain John Smith, when he was captured and brought to her father's village on the North side of the Pamunkey (later York) River at Werowocomoco; and

WHEREAS, Gloucester County will proudly celebrate the "Saviour of the Colonists", Princess Pocahontas, during the week of November 14, through November 19, 1994 and has invited all localities to join in the celebration;

Extract

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, declares the week of November 14, through November 19, 1994 as Princess Pocahontas Week in honor of Princess Pocahontas, Saviour of the Colonists.

IN RE: REPRESENTATIVE FOR ANNUAL MEETING OF THE VIRGINIA ASSOCIATION OF COUNTIES

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Dan Siegel, County Attorney is designated to be the County's representative at the annual meeting of the Virginia Association of Counties and cast a proxy vote(s) for the County.

IN RE: VIRGINIA ASSOCIATION OF COUNTIES REQUEST TO ENDORSE CONSTITUTIONAL AMENDMENT 2

Charles W. Burgess, Jr., County Administrator, presented a request from the Virginia Association of Counties which seeks the Board's support of Constitutional Amendment 2. It will appear on the ballot on November 8, 1994, at which time the citizens will be voting whether or not to support it. The Amendment pertains to conflicts that exist between Virginia's Constitution and Federal Law for maintenance of Voter Registration List's.

Mrs. Betty Jeter, County Registrar, appeared before the Board and stated that she could not advise the Board how to vote or whether to endorse it but she wanted to discuss some of the ramifications. Her main concern is if the Amendment is not adopted there will be additional costs to the localities.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Bracey voting "nay", Mr. Moody, Mr. Clay, Mr. Haraway, Mrs. Everett voting "aye", the motion passed with four "ayes" and one "nay",

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

WHEREAS, Virginia's Constitution requires that voter lists be automatically purged of people who have not voted in four years; and

WHEREAS, Virginia also requires that applications to register to vote be completed in front of the registrar; and

WHEREAS, these two rules conflict with new federal laws; and

WHEREAS, if Virginia does not conform its laws to the federal laws then Virginia registrars will have to keep two sets of voter registrations - one for state elections and one for federal elections; and

WHEREAS, keeping two sets of voter registrations will be time-consuming and costly for local electoral boards and local governments; and

WHEREAS, Constitutional Amendment 2 on the ballot on November 8, 1994, seeks to resolve the issue by changing Virginia's Constitution so that it conforms with federal law, thereby saving the local governments of Virginia thousands of dollars that can be better used for local needs; and

WHEREAS, the Board of Directors of the Virginia Association of Counties unanimously endorses Constitutional Amendment 2 and urges the board of supervisors of every county in Virginia to adopt a resolution of support and to publicize its actions;

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County voices its support for Constitutional Amendment 2 and urges the citizens of Dinwiddie County to vote yes on Constitutional Amendment 2.

IN RE: RESTROOMS FOR BOAT LANDING

The following proposals for a restroom to accommodate handicapped people for the Boat Landing were presented:

Johnny on the Spot	$60.00 per month*
Edmunds Waste Removal	$100.00 per month*

* Both proposals include cleaning once a week.

Wendy Weber Ralph, Ass't County Administrator stated that she didn't know if the restroom needed to be there year round but the Board might consider it for the season that the County has someone out there.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the proposal from Johnny on the Spot in the amount of $60.00 per month for a handicapped restroom to be put at the Boat Landing is accepted effective in March of 1995.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. Wendy Weber Ralph, Ass't County Administrator, advised the Board that on November 2, 1994 some of the Legislators will be attending the Board meeting to discuss the Senate Bill 2008 Retirement Bill, with the Board and at that time they have been invited to expound upon items that they think that might be of interest to the Board in the upcoming General Assembly Session.

IN RE: RIGHT TO FARM -- REQUEST FOR ATTORNEY GENERAL OPINION

Mr. Moody, stated that the Right To Farm Committee is proposing to set limits on the number of animals per farm and Mr. Moody would like for the County Attorney, Dan Siegel to get an Attorney Generals opinion on the matter.

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

Extract

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Dan Siegel, County Attorney will request the opinion of the Attorney General about the Right To Farm Committee setting limits on the number of animals per farm.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Bracey stated that he was very impressed with Ford Volunteer Fire Department. He commended the members for having the County's best financial interest in mind when selecting various things for their organization. Their presentation to the Board was very well done.

2. Mrs. Everett stated that she attended the Foster Grandparent 22nd Anniversary Recognition Program at Fort Lee and Mable Graves of Dinwiddie County who has served as a Grandparent to the Adolescence Unit for Central State Hospital was recognized for 22 years of Service with the Program and still going strong. Mrs. Everett commended her for all her service.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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; Section 2.1-344(a)7 - Consultation with legal counsel - Landfill operation; Section 2.1-344(a)5 - Discussion of Industrial Prospects; the Board moved into Executive Session at 5:00 P.M., following a five minute recess. A vote having been made and approved the meeting reconvened into Open Session at 6:26 P.M.

IN RE: CERTIFICATION

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 the 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 excepted from open 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.

IN RE: AMENDMENTS TO MINUTES -- OCTOBER 5, 1994 REGULAR MEETING

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the October 5, 1994 minutes be amended as follows:

IN RE: Case Determination -- P-94-3 -- Delta Oil
Add Conditions

IN RE: Case Determination -- C-94-7 -- Parker Oil
Add Conditions

IN RE: ACTION TO PROTECT ESCROW ACCOUNT -- LEASE REVENUE BONDS FOR LANDFILL CLOSURE AND MATERIALS RECOVERY AND CO-COMPOSTING PROJECTS

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the County Attorney is authorized to take the necessary legal action to protect the County's interest in the Escrow Account for the Lease Revenue Bonds for

the Landfill Closure and Materials Recovery and Co-Composting Facility Projects.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the meeting adjourned at 6:30 P.M. to be continued until 5:00 P.M. on November 2, 1994 at the Home Place Restaurant for an Executive Session.

LeeNora Everett
Chair, Board of Supervisors

ATTEST:
Charles W. Burgess, Jr.
County Administrator

/rle

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 19TH DAY OF OCTOBER, 1994, AT 8:30 A.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5

IN RE: CONTINUATION MEETING

The Board of Supervisors gathered in the Conference Room at the Pamplin Administration Building at 8:30 A.M. on October 19, 1994, and then left by bus to tour various areas of development in the County. Accompanying the Board were: Wayne D. P. Knox, Director of Planning, James T. Davis, Zoning Administrator, Dwayne H. Abernathy, Building Inspector, A. J. Eubank, Executive Director, Dinwiddie County Water Authority and Rob Harrison, Engineer, Dinwiddie County Water Authority.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the meeting adjourned at 2:05 p.m.

LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD AT THE NOTTOWAY RESTAURANT IN BRUNSWICK COUNTY, VIRGINIA, ON THE 2ND DAY OF NOVEMBER, 1994, AT 5:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	DAN SIEGEL	COUNTY ATTORNEY
	PAUL JACOBSON	COUNTY ATTORNEY

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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; Section 2.1-344(a) (7) Consultation with legal counsel - Landfill operation; Section 2.1-344(a) (5) Discussion of Industrial Prospects; the Board moved into Executive Session at 5:00 P.M. A vote having been made and approved, the meeting reconvened into open session at 7:32 P.M. at the Pamplin Administration Building.

IN RE: CERTIFICATION

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 the 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 excepted from open 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the meeting adjourned at 7:35 P.M.

LeeNora Everett
LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

/rle

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 2ND DAY OF NOVEMBER, 1994, AT 7:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	PAUL JACOBSON	COUNTY ATTORNEY

IN RE: AMENDMENT TO AGENDA

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the agenda was amended as follows:

Delete #9 West Petersburg & Vicinity Awareness, Inc.
a. Request for Support of Delinquency Prevention Incentive Grant Application.

The above-referenced information will be presented at the November 16, 1994 Board meeting.

IN RE: MINUTES

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the October 19, 1994 Continuation Meeting, and October 19, 1994 Regular Meeting are hereby approved with corrections to the October 19, 1994 Regular Meeting minutes, IN RE: Board Member Comments. Mr. Bracey requested this correction, pertaining to his comments praising the Ford Volunteer Fire Department.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 #31181 - #31315 (void #31181 - #31201) for Payroll in the amount of $252,074.03; checks #31316 - #31424 for General Fund $66,815.39, E911 Fund $368.00, Self Insurance $6,260.75, Law Library $235.00, Jail Fund $787.27, and Landfill Fund $20,134.22 for a total of $94,600.63.

IN RE: RESOLUTION OF RECOGNITION - JOHN P. MELLICK, JR.

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

WHEREAS, John P. Mellick, Jr. has served the County of Dinwiddie with distinction and integrity as the Dinwiddie County Animal Control Officer from January, 1991 until September, 1994; and

WHEREAS, the Board of Supervisors on this 2nd day of November, 1994, is desirous of acknowledging these qualities and further to express its appreciation for his work on behalf of the County;

NOW, THEREFORE BE IT RESOLVED THAT the Board of Supervisors of Dinwiddie County, Virginia, hereby commends John P. Mellick, Jr. for his many contributions and devoted service to the County of Dinwiddie; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that this resolution be delivered to John P. Mellick, Jr. and a copy spread upon the minutes of the meeting.

IN RE: CITIZEN COMMENTS

No one signed up to speak.

IN RE: DISCUSSION WITH AREA LEGISLATORS -- SENATE BILL 2008 -- 3% BENEFIT INCREASE FOR CURRENT AND FUTURE RETIREES

Senator Stephen H. Martin, appeared before the Board and stated that years ago State employees were not taxed on their retirement pensions because they felt that they could not contribute as much to their pensions as they should so the employees were not taxed to compensate for this. Then there had to be some changes made because Federal employees wanted the same benefit of not being taxed as the State employees. So now both Federal and State employees are taxed on their retirement pensions. To compensate for being taxed, all retired constitutional officers and their employees and all professional school board retirees will get the 3% increase paid by the State. Retirees of the County, the Social Services, and non professional school board employees will not receive the increase unless the Board approves it and funds it.

Delegate Riley E. Ingram, came before the Board and stated that the reason that the General Assembly did not mandate that State and County employees both would get the increase is because the County would have to provide it for their employees.

Mrs. Everett wanted to know if the State would reimburse the County if they decided to give it to their employees. Senator Martin stated that the County would be responsible for the increase for their employees.

Delegate Jay W. DeBoer, stated that Constitutional Officers are a blend of State and County so the State will pick up their half of the increase and the locality must pick up the other.

Mr. Clay stated that the General Assembly may not have actually mandated the Board to pass the increase for County employees but feels like what other choice do they have. He stated that they would be bad guys if they didn't vote for the increase; so they haven't been mandated, but what choice do they have.

Mr. Haraway stated that he did not understand why the General Assembly thought that this increase was necessary. He stated that the Virginia Retirement Plan is a "Cadillac Retirement Plan". Other businesses could not afford to pay anywhere near the 20% that Virginia pays toward their employees retirement plans and pay for social security. In July employees received a 3% living increase; now they get another 3% increase just five months later. That is a 6% increase in just a few months and he knows of no one else that has ever received an increase like that. He stated that if something is not done to bring the retirement plan under control, there is going to be a real problem in the future.

Mr. Bracey stated that he does not feel at all that the Virginia Retirement Plan is a "Cadillac Plan". He feels that Mr. Haraway is comparing private industry to us.

Delegate DeBoer disputed that our retirement program is a "Cadillac Plan". He stated that there was a 3% cost of living raise in July but it was for "cost of living"; this 3% increase is to make up for the taxability of certain pensions. This is the average tax rate on a pension.

Mr. Haraway disagreed with Delegate DeBoer; he still feels like it is a "Cadillac Plan". He really felt that the early retirement program that went through in 1991 was ridiculous.

Senator Martin stated that he was not the type of person to give and give and give to State Employees but he felt by no means was this a "Cadillac Plan". He stated that the Board was not given a mandate to pass

this but he had a moral obligation to make when this was in the decision process and he felt like it was a good idea to give the employees the 3% increase.

Mrs. Everett stated that Senator Martin had a moral obligation to his state employees and the Board had a moral obligation to their employees. She also stated that at the Board's next meeting, November 16, 1994 at 2:00 P.M., they would take action on the issue.

IN RE: LEGISLATIVE ISSUES

1. Mrs. Everett asked Delegate Ingram if there would be any delay on the Enactment date of the Right to Farm Legislation. Delegate Ingram stated that the original Bill was to take affect this year and then they amended it to take affect in April of 1995 so it will give the Counties time to make the proper arrangements.

2. Senator Martin brought up the subject of the Blue Ribbon Strike Force, which is the Governor's Commission on Government Reform. Delegate DeBoer stated that the Blue Ribbon Strike Force is recommending to the General Assembly the closure of Central State Hospital, and it could be a considering locating a correctional facility there.

Delegate DeBoer stated that no action has been taken on the issue of closing Central State Hospital. The Department of Mental Health is opposing it and it is being looked at by the Department of Planning and Budget for a way to save money. Delegate DeBoer stated that 2,700 jobs would be lost.

Delegate Ingram stated that if it is closed it will be a very long time away.

IN RE: WEST PETERSBURG CDBG - PROPOSED PROGRAM DESIGN CHANGES

This being the time and place as advertised in the Dinwiddie Monitor on October 26, 1994 for the Board of Supervisors to conduct a public hearing to consider the proposal of changing several areas of the program design of the West Petersburg Neighborhood Improvement Project.

Mr. Wayne Knox, Director of Planning, advised the Board that the existing design was approved by contract with the Department of Housing and Community Development on November 17, 1992. This original design was executed with citizen input as required by State and Federal laws. The proposed changes are as follows:

1. Eliminate the closing and cul-de-sacing of Dinwiddie, Nottoway, and Surry Avenues.

2. Eliminate site development of County-owned land (9.1 acres).

3. Purchase 16 existing residential structures and demolish; Clear land and prepare for development of 10 housing sites. This land preparation shall include new curb and gutters and cul-de-sacing of road.

STAFF RECOMMENDATION:

These changes are being initiated with previous input and consultation from neighborhood residents and local and state officials. Therefore, staff requests that the proposed changes to the program design of the West Petersburg Neighborhoods Improvement Project be approved.

Mr. Knox also stated that Jim McClure, from Crater Planning District Commission and Derrick Johnson, from J.K. Timmons & Associates, were available for any questions that the Board may have.

Mrs. Everett asked if anyone would like to comment.

The following people spoke in favor of the amendment:

1. James E. Wells - 25810 Nottoway Avenue, Petersburg.
2. Reverend Peter R. Jeffery, Acting President of WPVA.
3. Margaret Seward.

4. Kate Robinson - 25815 Nottoway Avenue, Petersburg.
5. Charlie Nicholas.

Bruce Archer, Namozine Volunteer Fire Department Chief, was present and stated that he was in favor of them not closing the streets. He stated that it would be impossible to provide service for the citizens that live on those streets if they were closed.

Mr. Bracey stated that he wanted more information on the vacant lots that the County owns and expressed that he was concerned about how they will be taken care of. He just wanted reassurance that in a year or two Mr. Knox wouldn't be coming before the Board asking for funds to maintain the empty lots.

Mr. Knox assured Mr. Bracey that no more funds would be asked for other than what is already in the grant.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, the following changes are made to the program design of the West Petersburg Neighborhood Improvement Project:

1. Eliminate the closing and cul-de-sacing of Dinwiddie, Nottoway, and Surry Avenues.

2. Eliminate site development of County-owned land (9.1 acres).

3. Purchase 16 existing residential structures and demolish; Clear land and prepare for development of 10 housing sites. This land preparation shall include new curb and gutters and cul-de-sacing of road.

THE CHAIRMAN RECESSED THE MEETING AT 8:55 P.M. AND RECONVENED AT 9:05 P.M.

IN RE: COUNTY PERSONNEL POLICY - POSITION VACANCY

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

Extract

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, the County personnel policy is hereby amended to add: Qualified County employees may be appointed to vacancies within their department without public advertising of the vacancy but with public posting at the County Administration Building.

IN RE: ACCEPTANCE OF DONATION OF BREATHING APPARATUS FROM WALMART DISTRIBUTION CENTER

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, the donation of four complete self-contained breathing apparatus and four spare air bottles to the County from Wal-Mart Distribution Center is accepted with great appreciation.

IN RE: FUNDING OF FIRE APPARATUS FOR FORD VOLUNTEER FIRE DEPARTMENT

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the order be placed for the Ford Fire Truck through Pierce Manufacturing with payment being due upon delivery.

IN RE: FUNDING OF SELF CONTAINED BREATHING APPARATUSES

Mr. Charles W. Burgess, Jr., County Administrator, suggested to the Board that the County purchase however many breathing apparatuses needed at this time and then wait to purchase the remainder in the next fiscal year.

Mr. Clay doesn't feel that it is necessary to replace all of the apparatuses at this time. He feels that the amount of apparatuses needs to be investigated.

Mr. Bracey wants to know how many companies submitted bids for the apparatuses. He felt that some of the other companies should be looked into because if something happens to the equipment where is there a service center.

Mr. Burgess advised the Board that he would look into how many apparatuses are needed at this time and report back to the Board at the next Board meeting.

IN RE: COUNTY ADMINISTRATOR COMMENTS

Mr. Charles W. Burgess, Jr., County Administrator, stated that the Architects would be at the November 16, 1994 meeting to present the plans for the school CIP Program. The information from the Financial Advisor will be available at the end of November.

Mrs. Everett stated that she thought it would be in the best interest of the Board if they scheduled a workshop with the School Board to discuss the renovations.

Mr. Clay feels that the Board needs to hear from the Financial Advisor before meeting with anyone.

Mr. Burgess stated that the School Board wanted to sit down and talk to the Board of Supervisors before anything else is decided.

The Board of Supervisors agreed to meet with the School Board on Thursday, November 10, 1994 at 7:00 P.M. in the Extension Office Meeting Room to discuss the proposed CIP Program for the school system.

IN RE: ADOPTION OF REGIONAL ORDINANCE - ENFORCEMENT FOR DISPLAY OF LOCAL VEHICLE LICENSES

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

Extract

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, this 2nd day of November, 1994, that it hereby authorizes and directs the County Administrator, or his designee, to pursue with appropriate officers of Chesterfield County, Prince George County, the City of Colonial Heights, the City of Petersburg, and the City of Hopewell, the establishment of a Regional Compact for enforcement of local motor vehicle license requirements.

IN RE: CO-COMPOSTING FACILITY - COMMITTEE TO SELECT PROPOSAL

Mr. Charles W. Burgess, Jr., County Administrator stated that the deadline for the proposals to review the County Co-Composting Facility was extended to November 10, 1994 at 2:00 P.M. and a selection Committee needs to be made up. He stated that it was given that he, Mrs. Ralph, Ass't County Administrator, and Dennis E. King, Director of Sanitation would be on the committee.

Mr. Burgess would like for the review of the proposals by the committee to be done by Thanksgiving and to schedule interviews the first week in December.

Mr. Bracey stated that he was not interested in serving on the Committee but would like to nominate Mr. Tommy VanPelt to serve.

Mr. Moody nominated Mr. Granville Maitland.

Mr. Clay stated that he would also serve on the Committee.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Mr. Tommy VanPelt and Mr. Granville Maitland be appointed as citizen representatives to serve on the Selection Committee for the Co-Composting Facility.

Mrs. Everett asked Mr. VanPelt, who was present in the audience if he would agree to serve. Mr. VanPelt said "Yes".

IN RE: ROOF REPLACEMENT/REPAIR - LANDFILL AND ANIMAL SHELTER

Mrs. Wendy Weber Ralph, Ass't County Administrator, stated that the Board had awarded a contract back in February to replace the roof at the Landfill and the work still has not been done. She requested authorization to go back to the next low bidder or work with the County's maintenance contractor on a time and materials basis.

Mrs. Ralph stated that the contractor just won't come and do the work, and with the weather getting colder, something needs to be done about it.

Mr. Bracey suggested that a letter be sent to the contractor giving him seven working days to come and start the job.

Mrs. Ralph stated that she has written the gentlemen a letter on two other occasions requesting the work to be done and nothing has been done, but she will give him one more chance.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that a letter will be sent to Walter Witt, Contractor, stating that he has seven working days from the date of the letter to complete the work to the roof at the Landfill and Animal Shelter Facility; and

Extract

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that if the work is not completed within the required time frame, then the work will be contracted with B & J Enterprises ona time and materials basis.

IN RE: BOARD MEMBER COMMENTS

Mr. Haraway inquired about the status of the Courthouse Project and the Sewage Treatment Plant.

Mr. Burgess, County Administrator, advised him that Hening, Vest and Covey had finished their interviews with the departments and surveying of property will commence next week.

Mr. Burgess stated that he has not heard anything further from Mr. Jack Eubank, Executive Director, Dinwiddie County Water Authority, dealing with the Rohoic Wastewater Plant. Mr. Burgess stated that he had discussed extensively the situation with other localities.

Mr. Bracey wanted to know if Mr. Burgess has met with Petersburg in reference to their Sewage Treatment Plant.

Mr. Burgess stated that he has not met with Mrs. Lemmie yet but it will take place next week. He has talked with Colonial Heights and Chesterfield individuals and there seems to be a little lack of information from those localities at this point. Mr. Burgess feels that it seems realistic for it to be taken care of on a Regional Basis.

Mrs. Everett reminded the Board at the Fort Lee Officers Club on Wednesday, November 30, 1994 at 5:30 P.M. the annual meeting for the Crater Planning District will take place. She hoped that all Board members would be able to attend.

Mrs. Everett also reminded everyone that Dinwiddie Day in the Park would be on Saturday, November 5, 1994 at the Virginia Motorsports Park. Recognition for the Volunteers would be at 4:00 P.M. Bruce Archer, Namozine Volunteer Fire Department Chief, asked Mrs. Everett to tell

everyone that there would be a ribbon cutting ceremony for the County's new Ladder Truck at 4:30 P.M.

IN RE: REVIEW OF PRIVATE ROAD STANDARDS

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

Extract

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, directs the Planning Commission to review private road standards in the Dinwiddie County Zoning Ordinance and recommend amendments. The purpose of the proposed amendment is to further public convenience, necessity and general welfare and good zoning practice.

IN RE: CITIZEN COMMENT

Mrs. Scarborough stated that she would like to request that funds be appropriated for schools by category as budget time approaches. She feels that if this would have been done a long time ago the County's buildings would not be in the condition that they are in now.

Also she wanted to state that the Personnel Policy change that the Board had just approved will be difficult for some citizens that do not come into the building. She comes in the building quite a lot and she would probably see it but what about the County's other citizens. If she wanted to say something for or against someone that was to be promoted from within and it was not advertised somewhere other than this building how would anybody know.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the meeting adjourned at 10:00 P.M. to be continued until 7:00 P.M. on November 10, 1994 in the meeting room of the Extension Office for the purpose of a workshop session with the Dinwiddie County School Board.

LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

/rle

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE EXTENSION MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 10TH DAY OF NOVEMBER, 1994, AT 7:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5

IN RE: WORKSHOP WITH SCHOOL BOARD AND ARCHITECTS -- CIP PROGRAM

The Board of Supervisors met with the School Board and Ballou, Justice and Upton, Architects to discuss the Capital Improvement Program. The Chairman of the Board of Supervisors stated that the report from the County's Financial Consultant will be complete by the end of November. At that time any further meetings or discussions will be scheduled.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the meeting adjourned at 8:45 p.m.

LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 16TH DAY OF NOVEMBER, 1994, AT 2:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
	DAN SIEGEL	COUNTY ATTORNEY

IN RE: AMENDMENTS TO AGENDA

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the agenda was amended as follows:

Add the November 10, 1994 Continuation Meeting Minutes. Add 2.1-344 (a) 3 Acquisition of real property and 2.1-344 (a) 5 Discussion of Industrial Prospects to the Executive Session.

Move #9 West Petersburg & Vicinity Awareness, Inc. and #10 Presentation of Proposed School CIP Program up on the agenda to be discussed after Citizen Comments and before the Reports from the Constitutional Officers and Department Heads.

IN RE: MINUTES

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes for the November 2, 1994 Continuation Meeting, November 2, 1994 Regular Meeting, and the November 10, 1994 Continuation Meeting are hereby approved with corrections to the October 2, 1994 Regular Meeting minutes, IN RE: Discussion with area Legislators -- Senate Bill 2008.

IN RE: CLAIMS

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 #31425 - #31588 (void #31425, #31445, #31555) for General Fund $292,372.95, E911 Fund $2,168.83, Self Insurance $33,414.91, CDBG $16,103.73, Law Library $186.25, Courthouse Maintenance $7,599.91, and Jail Phone Commission $522.44 for a total of $352,369.02.

IN RE: CITIZEN COMMENT

Mrs. Everett opened the floor for citizen comments and asked that each person please limit their comments to 3 minutes.

1. Gloria Jones, 25905 Weakley Road, Petersburg, VA 23803. She stated that she had appeared before the Board some years ago about replacing the bridge on Route 672, a wooden bridge. Which was accomplished with the Board's help and she was very grateful. The access road adjacent to the bridge has not been maintained. When it rains the overflow from the bridge forces holes in the road and it becomes very bumpy. When there is dry weather citizens that live in the area are plummeted with dust. She requested that the Board please intercede and see if the road could be maintained up to state standards. The road is utilized by twelve families and a church and it would be greatly appreciated if something could be done about maintaining the road.

Mrs. Everett thanked Mrs. Jones for taking the time to come before the Board and discuss her concerns and she would pass her concerns onto Ronald Reekes, Virginia Department of Transportation, Resident Engineer. Mrs. Everett stated that she thought that Mr. Reekes was aware of her concerns but she would certainly remind him.

2. Winston Stables, 4302 Sunset Drive, Petersburg, VA. He stated that he was most grateful for the "NO THRU TRUCKS" sign that was put on Sunset Drive and Franklin Street; he could already see how it has helped. Mr. Stables advised the Board that dump trucks pass by his house every few minutes. The biggest majority of the trucks are 10 wheelers but there are some 18 wheelers. Two weeks ago there was an accident in Mr. Stables yard, which involved a truck and a car. He stated that Mrs. Everett was nice enough to make sure that they were O.K. No one was hurt seriously but the 10 wheeler hit a very large tree in his yard which will now have to be taken up. Mr. Stables had a letter from Mr. Eugene Phillips who could not be present. The letter talks about an accident that Mr. Phillips was involved in with a dump truck. He was struck and forced into a house and wanted the Board to be aware that he was also very concerned.

Mr. Stables also wanted to advise the Board that about twenty years ago he and other citizens in the area had the same concerns. It was not as big of a problem then as it is now. There was a meeting held between the citizens, Mrs. Eva Scott from the General Assembly and three officials from Lonestar, which is now Tarmac. They talked at length and the men from Lonestar advised the citizens that they had no control over private owned trucks but they did have control over their own and they would be glad to reroute them to 460. Mr. Stables stated that Lonestar did just what they said they would do and Lonestar told the citizens to notify them if they saw any of their trucks using Route 226. He feels that the neighborhood is a mixture of all age groups, school age children that ride the bus and elderly people. If it continues on any longer someone is going to be seriously hurt. He recommended that the trucks be rerouted or the speed limit be lowered.

3. Trooper Stan Chappell, 23601 Cox Road, Petersburg, VA 23803, appeared before the Board. He stated that he has been a resident there for over 16 years and he is there to advise the Board of the citizens that live on Cox Road that were unable to be at the Board Meeting. On November 4, 1994 a dump truck coming out of Tarmac going towards the city had a wheel come off the truck in front of Gentry Well Works which struck a porch on a house. Two small children live in the house and if it was another time of the day the children could of been in the yard playing and there could of been some serious problems. The risk could be eliminated if the traffic could be rerouted. Route 460 is a four lane divided highway and they should be using it. There has been a lot of problems with enforcement; he stated that he could stay busy right in his area but one man could not do it all. He stated that he had some concern with the speed limit but it would be best if the trucks could be rerouted. If it is not an option to reroute the trucks then the least that could be done is to lower the speed limit.

4. First Sergeant Bob McCulloch, 8312 Halifax Road, Petersburg, VA. He is the First Sergeant in charge of Division 1, Area 7 that encompasses the City of Petersburg, and the Counties of Dinwiddie and Nottoway. He addressed the same concerns of Trooper Stan Chappell and also stated that the road is not designed for tractor trailer or large truck traffic. If the speed limit is lowered he advised that he could not dedicate troopers for the speed limit purpose. He has twenty troopers to cover the City of Petersburg and the Counties of Dinwiddie and Nottoway. Some of the troopers are on special assignment and he has fourteen troopers that he can rely on to cover two counties and one city for 24 hours a day coverage. He stated that he was not saying any of these things in a facetious manner. The answer is posting "NO THRU TRUCKS" signs. He stated that lowering the speed limit may be a solution but he could not dedicate troopers for that purpose. With cellular telephones and various other sources of communication, just as soon as one trooper is in the area everyone knows it and slows down and just as soon as the trooper moves on the speed goes back up. The ultimate answer is posting signs "NO THRU TRUCKS". There is no reason for the trucks being on Route 226. They could just as easily access Route 460 which is a four lane

divided highway and then access Route 1 or Interstate 85. He stated that the Board should take his recommendations under consideration. He stated that he would be concerned over civil litigation.

Mr. Bracey asked hadn't this problem been presented to The Department of Transportation within the last year.

Mrs. Everett stated that it had been presented to the Department of Transportation and they could not justify lowering the speed limit. That was determined when the County had a different Resident Engineer and now we have a new one who will perhaps be more responsive to the concerns of the citizens.

Mr. Bracey felt that First Sergeant Bob McCulloch's solution of "NO THRU TRUCKS" signs was the answer.

Mrs. Everett stated that the same thing happened on Sunset and Franklin and it took a little over a year to get something accomplished.

Mr. Bracey stated that peoples' lives are in danger and something has to be done about it. First Sergeant Bob McCulloch had the solution. The trucks should be rerouted to Route 460.

IN RE: RESOLUTION FOR VIRGINIA DEPARTMENT OF TRANSPORTATION TO CONSIDER HOLDING HEARINGS -- TRUCK TRAFFIC ON ROUTE 226

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

Extract

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that The Department of Transportation be requested to hold public hearings to discuss the dump truck traffic along Route 226 and to also consider putting up "NO THRU TRUCKS" signs to prohibit truck traffic along Route 226.

IN RE: CITIZEN COMMENTS CONTINUED

5. Reverend Darwood Rowan, 4805 Woodstream Drive, Petersburg, VA. He stated and he was a retired Methodist Preacher and about a year and a half ago he and his wife moved into a home on Route 226. He was not aware of the dump truck traffic prior to moving into his new home and has no plans of moving again because he likes living there. Since he is retired he gets to spend a lot of time outdoors and the traffic this past summer was tremendous. Compared to last year it seemed like a lot more truck traffic. He feels that something could be done to reroute the dump truck traffic to Route 460. There are a lot of children that live on the other side of the road and when those trucks go up and down the road he wonders if they will ever be able to stop.

6. Laura Ketron, 24404 Wedgewood Road. She was there to speak about the proposed School CIP Program. She is a member of the Rohoic Advisory Council. She wanted to speak directly about Rohoic Elementary School because she felt that she was aware of their needs. Back in June she spoke with Wayne Knox, Director of Planning. She was really surprised to find that there is a lot of building going on in Rohoic's school district which is not a very big area. There are plans for almost 300 hundred homes being built in the Rohoic school district. She stated that this CIP Program is very much in need. Not only does Rohoic want it but other schools want it too.

7. Vicky Watson, 2828 Sutherland Road, Sutherland, VA 23885. She was also there to speak about the proposed School CIP Program. She was there representing Midway PTO. She stated that the Board of Supervisors and the School Board have all the parents support on this Program. The Program offers much of the needed improvements to the schools. The Program will not only make our schools look better but it will improve safety issues, such as the loading and unloading of the children from the school buses. By improving the technology in our school system it will give the children a better chance to find good jobs once they get out of school. As a citizen and a parent of children in Dinwiddie County she is certain that the Board of Supervisors will carefully consider allocating the dollars for the CIP Program.

IN RE: WEST PETERSBURG & VICINITY AWARENESS -- DELINQUENCY PREVENTION INCENTIVE GRANT APPLICATION

Reverend Peter Jeffrey, Pastor of First Baptist Church in West Petersburg came before the Board and wanted to disclose that he was not a resident of West Petersburg or Dinwiddie County and asked permission to be the spokesperson for this particular issue.

Mrs. Everett advised him that that would be fine.

Reverend Jeffery stated that WPVA wanted permission to apply for a grant and the Board's approval to receive the funding should they be selected. It is a Federal Grant which funds under Title V, known as JJDP funds. It is available through a competitive grant process to support delinquency prevention efforts in local communities. These grant funds, not to exceed $50,000, must be awarded to local units of government but can be targeted to particular communities. The Office on Youth has been asked to serve as the local government agency that would oversee the administration of the grant with the School Board serving in the capacity of fiscal agent. WPVA would serve as the employing office for the coordinators who would be responsible for program component implementation. The application deadline to apply for the grant is this Friday, November 18, 1994.

Sharon Yates, Chairperson of the Youth Commission in Dinwiddie County, came before the Board and stated that her organization would serve as the Prevention Policy Board if the grant was approved.

Mr. Bracey asked if WPVA would be financially responsible. Reverend Jeffrey stated that ultimately the County would be responsible. If WPVA accomplishes what it has said that it will accomplish then the Board and the County will not incur any liability what so ever. The only time that the Board or the County would be liable is if WPVA falls short of what they promised to do.

Mr. Bracey wanted reassurance that Reverend Jeffrey and his organization would not come back in a year saying that they had fallen short and they needed the County's help.

Ray Watson, Assistant to the Superintendent for Finance and Technology, came before the Board. He stated that he shared the Board's concerns and also stated that he was concerned about the liability of unemployment compensation for the people that WPVA proposes will be hired part-time. Mr. Watson stated that he was confident that WPVA could handle their part. He stated that he supported it because it was very hard to tell a student that they are facing expulsion and this program could help with troubled young adults. He will be auditing them very carefully.

Reverend Jeffrey wanted to comment on Mr. Watson's concern about unemployment compensation. He stated that there is a component dealing with unemployment compensation in their employment packages and it would not fall back onto the School Board.

Mr. Bracey felt that as long as Mr. Watson was confident that they could handle it he did too.

Mr. Moody feels that it is a good program and hoped that something could be done in his area as well as Mr. Clay's.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Office on Youth and Community Services be authorized to enter an application requesting a federal grant which funds under Title V, known as JJDP funds not to exceed $50,000.

IN RE: PRESENTATION OF PROPOSED SCHOOL CIP PROGRAM

Dr. Thomas Gaul, Superintendent of Schools, appeared before the Board and introduced the Architect for the School CIP Program, William Upton from Ballou, Justice and Upton to make a presentation.

Mr. Upton presented to the Board proposals for renovations to various schools in the County.

Mr. Upton stated that he would answer any questions that the Board may have about the proposals.

Mr. Bracey was concerned about how many students the schools would be able to accommodate once the project was completed. For example, the High School now accommodates 1,102 students and after the project it would only accommodate 1,200 students. After the project was completed it wouldn't really accommodate a lot more students than it currently does.

Mr. Upton stated that the number of students attending Dinwiddie County schools has been very consistent in the last few years.

Mr. Bracey was also concerned that if the project takes three years to complete how would the teachers conduct class until the renovations are done.

Mr. Clay suggested that the figures for the project be left up to the School Board. The School Board has put a lot of work into the project and the only problem that Mr. Clay has is raising the funds to do the project.

Mrs. Everett stated that as soon as the financial information comes in, which is due at the end of November, they would schedule a meeting to review it.

THE CHAIRMAN RECESSED THE MEETING AT 3:45 P.M. AND RECONVENED AT 3:50 P.M.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION -- REPORT

Ronald Reekes, Resident Engineer, Virginia Department of Transportation phoned before the meeting and stated that he would be unable to attend.

IN RE: COMMISSIONER OF REVENUE -- REPORT

Deborah Marston, Commissioner of Revenue presented her report for the month of October, 1994.

IN RE: ADVERTISE PROPOSED CODE AMENDMENTS FOR PUBLIC HEARING

Wendy Weber Ralph, Assistant County Administrator, came before the Board to present several proposed Code Amendments and to request authorization to advertise them for Public Hearing on December 7, 1994. Since these Code Amendments deal with the duties of the Treasurer and the Commissioner of Revenue, she invited Deborah Marston, Commissioner of Revenue and William E. Jones, Treasurer to interrupt her at any point if they wanted to add something.

The Code Amendments deal with Admissions Tax, Meals Tax, Transient Occupancy Tax, Personal Property Tax and Business License. Mrs. Marston added several amendments to the Business License and Personal Property Tax sections of the Code.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the County Attorney is authorized to advertise the proposed Code Amendments for Public Hearing on December 7, 1994.

IN RE: RESOLUTION TO REASSESS

Mrs. Deborah M. Marston appeared before the Board and advised them that if they wanted to extend the General Reassessment past a four year interval they needed to adopt a resolution to do so.

Extract

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the reassessment for Dinwiddie County will be done in five-year intervals in accordance with Section 51.8-3252, Code of Virginia, to begin on July 1, 1995.

IN RE: TREASURER -- REPORT

Mr. William E. Jones, Treasurer submitted his reports for the month of October, 1994.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T.O. Rainey, Commonwealth Attorney, was present at the beginning of the meeting but was called away.

IN RE: SHERIFF -- REPORT

Mr. Dwayne H. Abernathy, Building Inspector submitted his report for the month of October, 1994.

IN RE: ANIMAL WARDEN -- REPORT

Mr. Steve Beville, Interim Animal Warden, presented his report for the month of October, 1994.

IN RE: ANIMAL SHELTER -- PART TIME SHELTER CUSTODIAN

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Animal Warden is authorized to advertise for part time help at the animal shelter to assist in providing coverage for Saturday, Sunday, Holidays, and Vacations.

IN RE: DIRECTOR OF PLANNING -- REPORT

Mr. Wayne Knox, Director of Planning, presented his report for the month of October, 1994 and gave additional information about issues that were not in his report.

1. At the next Board meeting there will be a public hearing on the Virginia Motorsports Park and a public hearing for an ordinance amendment regarding private sewage facilities.

2. On Friday, November 18, 1994, Norfolk Southern Corporation will probably begin some type of proceedings in reference to closing off the railroad crossings on Stanfield Farm Lane. The situation is that Norfolk Southern Corporation sent an agreement to several citizens that have to cross over their railroad track in order to get to their residence. The agreement relieved Norfolk Southern Corporation of any liability in case someone was hurt crossing over their track to get to their home. The agreement also stated that the residents would pay a maintenance fee to the railroad to help maintain the crossing.

Norfolk Southern Corporation gave the citizens until Friday, November 18, 1994 in order to sign the agreement. If they would not sign it then the railroad would close off the railroad track that leads into their residences.

Mr. Knox has had extensive conversations with the residents, Norfolk Southern Corporation, their attorney and the county attorney and the railroad is within their rights. The railroad has taken it all the way to the State Supreme Court and they won. The residents along the road told Mr. Knox that they are not opposed to signing an agreement but they want more information from the railroad first.

Mrs. Everett suggested that maybe someone from Norfolk Southern come and speak to the Board. Mr. Knox stated that the railroad said that they would be happy to come and speak to the Board.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, was present and advised the Board that she wanted to talk a little about Legislation but she would address it next time.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Thomas H. Gaul, School Superintendent, was present at the beginning of the meeting but was called away.

IN RE: JOB TRAINING PARTNERSHIP ACT GRANT -- SCHOOL BOARD BUDGET

Ray Watson, Assistant to the Superintendent for Finance and Technology, came before the Board. He stated that Dinwiddie County Public Schools are eligible for a Job Training Partnership Act grant in the amount of $36,500.00. There are no local matching funds required to receive the grant. The grant would provide for job training, job placement, and GED instruction for a group of students. He requested the Board to amend the School Boards revenue budget so that they could receive the grant.

Extract

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that funds be appropriated in the amount of $36,500 to the School Board's revenue budget to be received for a Job Training Partnership Act grant and the School Board is asked to return to the Board of Supervisors in six months for a progress report.

IN RE: GRANT FOR AT-RISK FOUR YEAR OLD CHILDREN

Ray Watson, Assistant to the Superintendent for Finance and Technology, came before the Board. He stated that Dinwiddie County is eligible for a technical assistance grant to provide quality preschool programs for at-risk four year olds who are unserved by another program. The grant has a local match requirement according to the composite index.

Extract

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the County Administrator is authorized to apply for a technical assistance grant in the amount of $81,659.00 to be used for program planning to provide quality preschool programs for at-risk four year olds who are unserved by another program.

IN RE: RECREATION -- REPORT

Toni S. Rinaldi, Recreation Director, presented his report for the month of October, 1994.

IN RE: MAINTENANCE COORDINATOR -- FULL TIME BASIS

Mr. Rinaldi stated that Eugene Ramsey has been working for the County on a part-time basis for about the last month and has done an excellent job. Mr. Rinaldi would like the Board's permission to bring Mr. Ramsey on as a full time employee. Mr. Rinaldi stated that Mr. Ramsey was unable to be at the meeting because his mother in law passed away and he was at the funeral.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Eugene Ramsey be hired full time as the Maintenance Coordinator for the Recreation Department effective December 1, 1994.

IN RE: STORAGE BUILDING FOR RECREATION EQUIPMENT

Mr. Toni Rinaldi submitted some estimates on building a storage facility at the Middle School for his equipment. Mr. Rinaldi stated that

he has gotten the school's verbal permission to build the facility but will get it in writing.

Mr. Bracey stated that maybe Mr. Rinaldi should wait until the CIP program is finalized. Mr. Haraway agreed with Mr. Bracey; Mr. Rinaldi should wait until they decide what they are going to do with the Middle School as far as renovations are concerned.

Mr. Bracey suggested that Mr. Rinaldi ask the School Board for space. Mr. Rinaldi stated that he didn't mind using the School Boards space for awhile but he wanted to know if eventually he could get the facility for his equipment that he needs.

Mr. Rinald stressed that he did not mind waiting a little while to get the building but he would like some indication that he will get it.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

David W. Nichols, Public Safety Officer, presented his report for the month of September, 1994.

IN RE: AWARD OF BID TO UPGRADE COMMUNICATION SYSTEM FOR FIRE & RESCUE

David W. Nichols came before the Board and asked that they accept the bid from Butler Communications to upgrade the communication system for fire and rescue. There were only two bids submitted, Commtronics $951.00 and Butler Communications $929.00. The bid from Commtronics does not include headset option.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Haraway, Mrs. Everett voting "aye", (Mr. Bracey was out of the room),

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the bid from Butler Communications be accepted to upgrade the communication system for dispatch of fire and rescue services in the amount of $929.00.

IN RE: SELF CONTAINED BREATHING APPARATUS

David W. Nichols, advised the Board that the Fire and Rescue Association has reevaluated the immediate need for self contained breathing apparatus for their respective companies. At the present time, the following number of units are requested by each agency:

Ford Co. 2	5
McKenney Co. 3	6
Namozine Co. 4	5
Old Hickory Co. 5	4
Total	20

Mr. Nichols stated that the revised price quotation from Fire Protection Equipment Company for MSA brand is $1,449.85 each. The total expenditure will be $28,997.00. The Association requests approval for the purchase of 20 units at this time with the balance of 30 to be budgeted during the next fiscal year.

Mr. Bracey asked if the bid from Fire Protection Equipment Company for MSA brand was the low bid. Mr. Nichols advised him that it was not the low bid. There were eighteen members on the committee that selected the bid from Fire Protection Equipment for MSA brand. They selected the unit far and beyond any other unit that they tested.

Mrs. Everett stated that the Board had to figure out where to get the money to pay for the apparatuses. She requested a report from the Administration advising the Board where the money was going to come from to buy a total of 20 MSA brand apparatuses for Ford Co. #2, McKenney Co. #3, Namozine Co. #4, Old Hickory Co. #5, and reimburse Dinwiddie Co. #1 for six Survive-Air apparatuses that were previously purchased.

Mr. Nichols asked Mrs. Everett if there would be any consideration in this budget year for Carson. Mrs. Everett stated how

much are they looking for in assistance. Mr. Nichols stated that they are looking for about $10,000.00 total. Mrs. Everett stated that they would consider them in the next budget year.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, appeared before the Board and assured the Board that everything was running smoothly at the Landfill.

IN RE: AWARD OF BID FOR MICROFILM CAMERA -- CIRCUIT COURT CLERK

Huntus Duke, from the Circuit Court Clerk's Office, came before the Board and stated that she was representing Annie Lee Williams, Circuit Court Clerk in reference to the purchase of a microfilm camera that was budgeted for this fiscal year. The bids were as follows:

C.W. Warthen Company Inc.	$6,800.00
The Paul Company	$8,400.00
R.L. Ballard & Associates	$7,900.00

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the bid from C.W. Warthen Company, Inc. for a Microfilm Camera for the Circuit Court Clerk's Office be accepted in the amount of $6,800.00.

IN RE: RESOLUTION FOR HOLIDAY SCHEDULE

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that all local government offices will close at noon on Wednesday, November 23, 1994 and close on Friday, December 23, 1994 in addition to what has already been given.

IN RE: BENEFIT INCREASE FOR CURRENT AND FUTURE RETIREES

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

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, does hereby elect to provide a 3% retirement allowance increase as provided in the Code of Virginia, Section 51.1-130, 51.1-155, 55.1-157 as applicable for its eligible current and future retirees under employer code (5-5126); and

Extract

BE IT ALSO RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia agrees to accept all liability for any current or future additional employer contributions and any increases in current or future employer contribution rates resulting from its election to provide the increase in benefits to its current and future retirees; and

BE IT FURTHER RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia elects to allow its eligible current and future retirees to receive the benefit increase effective October 1, 1994.

NOW, THEREFORE, LeeNora Everett, Chairman of the Board of Supervisors, and Charles W. Burgess, Jr., Clerk of the Board of Supervisors, are hereby authorized and directed in the name of the Board of Supervisors to execute any required contract in order that said eligible current and future retirees of the Board of Supervisors may participate in the benefit allowance increase as provided for in the Code of Virginia. In execution of any contract which may be required, the seal of the Board of Supervisors shall be affixed and attested by the Clerk, and said officers of the Board of Supervisors are authorized and directed to pay over to the Treasurer of Virginia from time to time such sums as are due to be paid by the Board of Supervisors for this purpose.

I, Charles W. Burgess, Jr., Clerk of the Board of Supervisors, certify that the foregoing is a true and correct copy of a resolution passed at a lawfully organized meeting of the Board of Supervisors held at Dinwiddie County, Virginia at 2:00 P.M. on November 16, 1994. Given under my hand and seal of the Board of Supervisors this 16th day of November, 1994.

Clerk

IN RE: SALE OF PROPERTY -- DINWIDDIE AIRPORT & INDUSTRIAL AUTHORITY

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Dinwiddie Airport and Industrial Authority (the "Authority") has contracted to sell certain real property consisting of approximately 0.976 acre on the northern side of State Route No. 684 in Rohoic Magisterial District (the "Property") to the J. S. Lipman, D.D.S., Inc. Pension Fund (the "Purchaser"); and

WHEREAS, the Authority has caused a deed of the Property to be prepared, executed and delivered to the Purchaser; and

WHEREAS, the Act of the General Assembly of Virginia which created the Authority, as amended, provides that the Authority may not sell, exchange, mortgage or convey real property of the Authority without the consent of the governing body of Dinwiddie County, Virginia; and

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia, believes it to be in the best interest of the County to approve and consent to the sale and conveyance of the property to the Purchaser by the Authority;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia, hereby consents to and approves the sale and conveyance of the Property by the Authority to the Purchaser and ratifies the actions of the Authority taken in connection therewith, including without limitation, the execution and delivery of that certain deed dated July 7, 1994, from the Authority to the Purchaser.

IN RE: AWARD OF COPIER CONTRACT

Wendy Weber Ralph, Assistant County Administrator, appeared before the Board and presented the following proposals that were submitted for a new copier for the Administration Office:

	Vendor	Purchase	36 Month Lease/Purch.	Maint.	36 Mo. Rental
1.	Pitney Bowes	11,526.00	365/mo.	*167/mo.	550 + 55
	9070 (ON STATE CONTRACT FOR STRAIGHT PURCHASE & ALL RENTAL METHODS)				
2.	Cobb Office Prod.	11,340.00	382/mo.	167/mo.	None
	(Mita DC -7090)	(ON STATE CONTRACT FOR A 12-MONTH RENTAL)			
3.	Xerox Corporation	18,410.00	No Lease	90/mo.	559
	(ON STATE CONTRACT FOR A 12-MONTH RENTAL) (lower bench mark)				

*Represents minimum maintenance payment.)

Mrs. Ralph stated that the Administration Office has tried out a demo from Pitney Bowes and recommended that their proposal be accepted on a lease/purchase basis.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the proposal from Pitney Bowes for a new copy machine for the administration office be accepted.

MR. HARAWAY LEFT THE MEETING AT 5:05 P.M.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Dan Siegel came before the Board and requested that the Board approve the revised contract to purchase the new fire truck from Pierce Manufacturing be subject to review by the County Administrator.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the revised contract for the purchase of a new fire truck from Pierce Manufacturing be approved subject to review by the County Administrator.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. Mrs. Wendy Ralph, Assistant County Administrator, advised the Board that the Extension Office wants to meet with the Board for a luncheon meeting on December 21, 1994 at 12:00 P.M. at which time they will provide lunch.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mrs. Everett 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; Section 2.1-344(a) (3) Acquisition of real property; Section 2.1-344(a) (5) Discussion of Industrial Prospects; and Section 2.1-344(a) (7) Consultation with Legal Counsel; the Board moved into Executive Session at 5:10 P.M., following a five minute recess. A vote having been made and approved the meeting reconvened into Open Session at 6:22 P.M.

IN RE: CERTIFICATION

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mrs. Everett 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 and conducted in conformity with the 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 excepted from open 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mrs. Everett, voting "aye", (Mr. Haraway left at 5:05 p.m.) the meeting adjourned at 6:35 P.M. to be continued until December 5, 1994 at 7:00 P.M. for an Executive Session to discuss Section 2.1-344(a) (6) Investing of public Funds.

LeeNora Everett
Chair, Board of Supervisors

ATTEST:
Charles W. Burgess, Jr.
County Administrator

/rle

VIRGINIA: AT THE SPECIAL MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 7TH DAY OF DECEMBER, 1994, AT 3:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY (ARRIVED AT 3:45 P.M.)	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	DANIEL M. SIEGEL	COUNTY ATTORNEY

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (7) Consultation with legal counsel and briefings by staff members; Section 2.1-344(a) (5) Discussion of Industrial Prospects; Section 2.1-344(a) (3) Discussion or consideration of the condition, acquisition or use of real property for public purpose; Section 2.1-344(a) (1) Discussion of employment, salaries, disciplining of public officers, appointees, or employees of any public body; Section 2.1-344(a) (6) Investment of Public Funds, the Board moved into Executive Session at 3:30 P.M. The meeting recessed to the Home Place Restaurant at 5:30 P.M. to continue the Executive Session. A vote having been made and approved the meeting reconvened into Open Session at 6:50 P.M.

IN RE: CERTIFICATION

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 and conducted in conformity with the 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 excepted from open 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the meeting adjourned at 6:51 P.M.

LeeNora Everett
Chair, Board of Supervisors

ATTEST:
Charles W. Burgess, Jr.
County Administrator

/rle

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 7TH DAY OF DECEMBER, 1994, AT 7:30 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	BEN EMERSON	COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the minutes for the November 16, 1994 Regular Meeting were approved as presented.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 #31589 - #31697 (void #31589) for Payroll in the amount of $188,587.05; checks #31698 - #31892 (void #31698) for General Fund $87,503.33, E911 Fund $368.00, Self Insurance $4,124.12, Law Library $188.05, Landfill Fund $8,161.23 for a total of $100,344.73.

IN RE: CITIZEN COMMENTS

1. Anne Scarborough, P.O. Box 415, Dinwiddie, VA, appeared before the Board and stated that she saw Mr. Haraway being quoted in the Dinwiddie Monitor stating that he wouldn't mind seeing a tax increase if it were $.20 to $.25 per hundred so that the county could pay for the proposed CIP Program. She hoped that he did not mean that and no other Board member felt that way either. Just a few weeks ago the Board passed a resolution to increase retirees pension plans and the money to pay for that came from people that do not even have a pension plan themselves. She wants to know why Dinwiddie County has so many problems with money. She did a survey of about 90 counties, which is a year behind, and she found that there are only 13 other counties in the State of Virginia that have a higher tax rate than Dinwiddie. Something must be wrong that we live in a predominantly agricultural community and Dinwiddie has to pay what they do in taxes. She feels that there are other ways to find money, like eliminating the job of Public Safety Director. She thinks that the job description could be incorporated into someone else's position.

2. Benny Sheffield, Vice President Midway PTO. He stated that he supports the proposed CIP Program fully and hopes that the Board will allocate the dollars needed so that the County schools can be renovated.

3. Mary Dunn Conover, 20522 Old Coker Lane, Carson, VA. She asked the Board to please support Central State Hospital because in a short time it will be 125 years old. She offered herself as a source if the Board had any questions or if they wanted to know anything about Central State. She asked the Board to put a good word in for Central State when they talk to area Legislators.

4. Harold Conover, 20522 Old Coker Lane, Carson, VA. He is a farmer here in the county by choice and has concerns about the agricultural community. He raises livestock and is concerned what will happen to the farmers here in the county when the new right to farm ordinance goes into effect.

5. Laura Ketron, 24404 Wedgewood Road. She stated that she had been before the Board a few weeks prior talking about the proposed CIP Program. She just wanted to come before the Board again and remind them

of how important it is that the County's schools get the help that they so greatly need.

IN RE: PRESENTATION OF 1993-94 AUDIT

John Montoro, Montoro and Associates, came before the Board and reviewed his findings in reference to the 1993-94 audit.

Mr. Montoro stated that the County's financial position is strong at the end of the year. He stated that things are run in a fiscally prudent matter. There were no over expenditures of budget items. He also added that there is a letter enclosed in the audit making suggestions on how to improve certain things.

Mr. Haraway requested that the Administration give a written response to management level employees indicating what directive action is to be taken in reference to the issues Mr. Montoro addressed in his letter. He also stated that it is a very good report and is pleased to see the report so early in the fiscal year. He was really disturbed that the County owes the State 3 million dollars because a Board elected to participate in the Virginia Early Retirement Program.

Mrs. Everett stated that she was very pleased with the Treasurer's percentage of collections. Mr. Jones' effort to get the collections in is very commendable. She also thanked Mr. Montoro for getting the audit done so early.

IN RE: C-94-9 - VIRGINIA MOTORSPORTS PARK

This being the time and place as advertised in the Dinwiddie Monitor Newspaper on November 23, 1994 and November 30, 1994, for the Board of Supervisors to conduct a public hearing to consider the request of Picture Lake Associates, T/A Virginia Motorsports Park for a conditional use permit to amend their hours of operation for the 1995 racing season.

Mr. Wayne P. Knox, Director of Planning, advised the Board that the property is located at 8018 Boydton Plank Road and is further identified as Tax Parcel Nos. 20-(3)-A,B,C,; 20-59 and 20-59A. C-94-4, granted by the Board of Supervisors on July 20, 1994, currently regulates the hours of operation for the facility. C-92-2 granted by the Board of Supervisors on March 18, 1992, regulates special events and testing of vehicles.

The current hours of operation for the facility are:

Normal operating hours for racing events: (1994 season only)

Friday 5:00 p.m. - 11:00 p.m.
Saturday 12:00 p.m. (noon) - 11:00 p.m.
Sunday 10:00 a.m. - 6:30 p.m. with no racing until after 12:00 p.m. (noon)

For special events:

Ten (10) special events are allowed in any calendar year with racing allowed during any special event from 10:00 a.m. to 11:00 p.m Thursday through Sunday.

The normal operating hours were subject to the following performance criteria (No. 14 in C-94-4):

1. Completion of landscaping of site as required on site plan.
2. Explore additional berming, tree planting, man-made partitions, particularly on the north side, as a means of noise deflection.
3. Submit a sound study performed on or by November 20, 1994 performed by an independent certified specialist, mutually agreed upon by the applicant and the Planning Department, with the focus on minimizing the impact of noise. This study shall be submitted to the Planning Department.
4. Continue to work with residents group to minimize the impact of noise and traffic on the surrounding areas.

5. The Planning Commission will perform review of status and impact of events and studies at end of racing season (November 1994).

6. The County in conjunction with the applicant will develop a monitoring system of racing start and finish times. The responsibility of monitoring will be assumed by the Zoning Administrator or appropriate County agency.

The applicant requests in C-94-9, that the hours of operation be amended as follows (condition #2 of C-92-2):

> 2. Any testing of racing cars and their accessories shall be done between the hours of 9:00 a.m. and 5:00 p.m. Monday through Friday. Normal operating hours for the weekly racing events will be as follows:
>
> Friday - 5:00 p.m. to 11:00 p.m.
> Saturday - 12:00 noon to 11:00 p.m.
> Sunday - 10:00 a.m. to 6:30 p.m. with no racing until after 12:00 noon.
>
> Ten (10) special events will be allowed in any calendar year with racing allowed during any special event from 10:00 a.m. to 11:00 p.m. Thursday through Sunday. The Monday following any such special event may be used as a "rain date" with racing allowed from 12:00 noon to 11:00 p.m.. The "rain date" may only be used to complete racing activities that were originally scheduled for the weekend immediately preceding the "rain date".

<u>Please note that the difference between their present hours of operation and proposed hours of operation is the addition of a "rain date" in the event of inclement weather during a special event.</u>

Staff feels the applicant has complied with the performance criteria listed previously. Landscaping has been completed per the site plan with additional landscaping being planned in the near future. The applicant has explored additional sound abatement measures by contracting with Lewis S. Goodfriend and Associates, an independent certified sound specialist. This company was mutually agreed upon by staff and the applicant after reviewing the company's qualifications and the specialist's ability to perform a sound study suitable to the County's needs. In addition, staff required the sound engineer to follow nationally accepted guidelines for measurements and content in the study. The applicant has been in contact with several residents who have on occasion expressed concerns about the impact of noise and traffic on surrounding areas. Staff has monitored the facility on many occasions to verify start and finish times. This has been supplemented by a computer printout produced by the applicant delineating racing times for each class of vehicle. These times have also been randomly monitored for accuracy. To date, Staff has not detected any violation of operating outside of their approved hours.

In the sound study, the engineer concludes that the addition of extra berming along the northern edge of the facility to block a "hole" in the existing berm will provide for additional sound abatement, particularly in the Jack Drive-Butterwood Road area. Staff & the Planning Commission concur with this opinion and would desire to include the extra berming as one of the conditions of approval of C-94-9.

The Planning Commission at its November 9, 1994 regular meeting approved C-94-9 by a vote of 7:0 with the recommendations as listed below.

<u>Recommendation</u>

In order to assure compliance with Virginia Code Section 15.1-49(g) 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.

Therefore, staff, with the concurrence of the Planning Commission, recommends approval of C-94-9 to amend the hours of operation for Virginia Motor Sports Park as submitted with the following conditions:

1. The applicant complete the recommended noise reduction improvements as delineated in the sound study by April 1, 1995. The applicant shall conduct a follow-up study for effect/impact of sound controls to determine if a 5 to 8 decibel reduction has been achieved in the area of location #5, where hourly A-weighted sound levels shall be measured for a period of 24 consecutive hours within three (3) months of the beginning of the 1995 racing season. If the aforementioned decibel reduction is not achieved, then another sound study shall be conducted at the expense of Virginia Motorsports Park, by an independent certified sound engineer to determine what measures should be taken to achieve said additional reduction. The sound engineer shall be mutually acceptable to the County and Virginia Motorsports Park.

2. Testing of race cars and their accessories being done between the hours of 9:00 a.m. and 5:00 p.m. Monday through Friday shall not be open to the general public or spectators. In addition, no side-by-side competition-style racing shall be permitted.

Mr. Haraway stated that he was not aware racing could commence at 10:00 a.m. on Sundays for Special Events. There could be church services going on while they were racing and he did not like the thought of that.

Mr. John Dodson, General Partner, Virginia Motorsports Park, came before the board and stated that he wanted Mr. Lewis S. Goodfriend, to come and speak about the sound study that he conducted but he wanted the Board to know how qualified Mr. Goodfriend and his firm were. He feels that the Motorsports Park has held up their part of the bargain by having the sound study done by an independent certified sound specialist. He also stated that it was very important that the Board consider giving them the rain date.

Mr. Lewis S. Goodfriend, Consulting Engineer in Acoustics, stated that he conducted the noise study at the Motorsports Park and went over his findings with the Board. He stressed the fact that his findings were conducted by all the guidelines and regulations that he must abide by.

This being a public hearing, the Chairman opened the floor for public comments:

The following people spoke in opposition of the conditional use permit:

1. Peebles Harrison, Representing Robert Ragsdale.
2. Robert Ragsdale, 8511 Boydton Plank Road, Dinwiddie, VA.
3. Wallace Rowland, 22256 Butterwood Road, Dinwiddie, VA.
4. Gwen Rowland, 7208 Jack Drive, Dinwiddie, VA.
5. Christine Avery, 7230 Jack Drive, Dinwiddie, VA.
6. Betty Ragsdale, 8306 Boydton Plank Road, Dinwiddie, VA.
7. James Merrick, 23118 Pine Grove Place, Dinwiddie, VA.

The following people spoke in favor of the conditional use permit:

1. Ralph Mangum, 9013 Dabney Drive, Sutherland, VA.
2. Lucille Pharess, 7901 Boydton Plank Road, Dinwiddie, VA.
3. Jack Branch, 6224 Courthouse Road, Dinwiddie, VA.
4. John Gromley, 9200 Graves Road, Matoaca, VA.

Mr. Haraway stated that he was a race fan but he did not like the idea of racing starting at 10:00 a.m. on Sundays for Special Events. He feels that they could move the time to 12:00 p.m. on Sundays for Special Events. Churches need their time to worship. He agrees that they need a rain date.

Mr. Clay agrees with Mr. Haraway about the time of racing on Sundays for Special Events.

Mr. Moody feels that the time for Special Events has been working for the past 2 years so why change it.

Mrs. Everett has no problem with the time on Sundays for Special Events. She supports Virginia Motor Sports Park in every way and has alot of confidence in them.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that C-94-9 is approved to amend the hours of operation for Virginia Motorsports Park with the following conditions as recommended by the Planning Commission:

1. The applicant complete the recommended noise reduction improvements as delineated in the sound study by April 1, 1995. The applicant shall conduct a follow-up study for effect/impact of sound controls to determine if a 5 to 8 decibel reduction has been achieved in the area of location #5, where hourly A-weighted sound levels shall be measured for a period of 24 consecutive hours within three (3) months of the beginning of the 1995 racing season. If the aforementioned decibel reduction is not achieved, then another sound study shall be conducted at the expense of Virginia Motorsports Park, by an independent certified sound engineer to determine what measures should be taken to achieve said additional reduction. The sound engineer shall be mutually acceptable to the County and Virginia Motorsports Park.

2. Testing of race cars and their accessories being done between the hours of 9:00 a.m. and 5:00 p.m. Monday through Friday shall not be open to the general public or spectators. In addition, no side-by-side competition-style racing shall be permitted.

THE CHAIRMAN RECESSED THE MEETING AT 9:35 P.M. AND RECONVENED AT 9:45 P.M.

IN RE: A-94-3 - PRIVATE SEWAGE DISPOSAL FACILITIES

This being the time and place as advertised in the Dinwiddie Monitor Newspaper on November 23, 1994 and November 30, 1994, for the Board of Supervisors to conduct a public hearing to consider the request of James E. Belshan to make amendments to Chapter 21, Section 98 of the Dinwiddie County Code.

Mr. Wayne P. Knox, Director of Planning, advised the Board that this section pertains to the location and placement of private sewage disposal facilities (septic fields) near natural drainageways and the area surrounding Lake Chesdin. The current setback requirement is 150 feet. This amendment, if adopted, would reduce the 150 foot setback for private sewage disposal facilities to 100 feet from every lake, pond, canal, river, stream or natural drainageway outside a 2,000 foot radius around Lake Chesdin. The 150 foot setback would remain for the area inside a 2,000 foot radius around Lake Chesdin.

Mr. Richard Hartman, General Manager of the Appomattox River Water Authority and Mr. Tim Jones, Area Supervisor for the Virginia Department of Health, concur with Mr. Belshan that the proposed setback reduction will not affect the area around Lake Chesdin or compromise the environmental integrity of any other water courses. Staff feels that this reduction will permit more flexibility in the placement of septic fields, thus allowing more advantageous placement of new dwellings and additions to existing dwellings.

Per your earlier request, the Planning Commission has reviewed and by consensus has no objections to the amendment so long as staff received favorable responses from the ARWA and the Health Department. Staff, after reviewing the language of the amendment with the County Attorney, recommends approval of A-94-9.

Mr. James E. Belshan was present to support his request.

Mrs. Everett stated that this was a public hearing, but no one signed up to speak.

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

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the Dinwiddie County Code, as previously adopted and amended, be further amended by the following addition and reenactment of Chapter 21, Section 98 thereof by the amendment to subsection (c), and the addition of subsection (d) thereto, and all other aspects be reordained:

Chapter 21, Section 98(c) & (d)
Article IV, Private Sewage Disposal Facilities

(c) In addition to any other provisions of this Code, all septic systems or individual sewage disposal systems employing subsurface soil absorption facilities located within two thousand (2000) linear feet of the shoreline of Lake Chesdin must be setback at least one hundred fifty (150) feet from every other lake, pond, canal, river, stream or natural drainageway (intermittent or perennial), as a means of maintaining the environmental integrity of said waters. This one hundred fifty (150) foot setback line shall be measured from a point one hundred sixty-one (161) feet above sea level which is three (3) feet above the spillway elevation and three (3) feet below the flood easement elevation around Lake Chesdin.

(d) In addition to any other provisions of this Code, all septic systems or individual sewage disposal systems employing subsurface soil absorption facilities not located within two thousand (2000) linear feet of the shoreline of Lake Chesdin must be setback at least one hundred (100) feet from every lake, pond, canal, river, stream or natural drainageway (intermittent or perennial) as a means of maintaining the environmental integrity of said waters. This distance shall be measured from the shoreline of the water body, except for natural drainageways which are defined as naturally occurring, concave landscapes in which a permanent or intermittent stream channel is visibly formed; in which case distances shall be measured from the edge of the channel.

This ordinance shall become effective December 8, 1994.

IN RE: A-94-5 - MEALS TAX

Mrs. Wendy Ralph, Assistant County Administrator, Deborah M. Marston, Commissioner of Revenue, and William E. Jones, Treasurer, appeared before the Board and presented an ordinance to amend Sections 19-134 and 19-135 of the Code of Dinwiddie County. It would provide that payment of the County Meals Tax and submittal of required Meals Tax report forms shall be to the County Treasurer rather than the Dinwiddie County Commissioner of Revenue.

Mrs. Everett stated this was a public hearing, but no one signed up to speak.

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

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Section 19-134 and 19-135 of the Dinwiddie Code shall be amended to read as follows, and in all other respects be reordained:

Section 19-134. Payment and Collection of tax.

Every seller of food with respect to which a tax is levied under this article shall collect the amount of tax imposed under this article from the purchaser on whom the same is levied at the time payment for such food becomes due and payable, whether payment is to be made in cash or on credit by means of a credit card or otherwise. The amount of tax owed by the purchaser shall be added to the cost of the food by the seller who shall pay the taxes collected to the county in the same manner and at the same times as payments to the county of the county's retail sales tax are made. Except as may be otherwise expressly set forth in this article, the meals tax imposed under this article shall be administered by the Commissioner in the same manner as the county's retail sales tax and shall be subject to the same penalties for violations thereof, including, without limitation, the penalties provided for in Section 58.1-635 and

58.1-636 of the Code of Virginia, except that all monetary penalties, payments and reports required to be made hereunder shall be made to the County Treasurer and not to the state tax commissioner. Taxes collected by the seller shall be held in trust by the seller for the benefit of the county until remitted to the county.

Section 19-135. Reports and remittances generally.

Every seller of food with respect to which a tax is levied under this article shall make out a report upon such forms and setting forth such information as the Commissioner may prescribe and require, showing the amount of food charges collected and the tax required to be collected, and shall sign and deliver such report to the County Treasurer with a remittance of such tax. Such reports and remittance shall be made on or before the twentieth day of each month, covering the amount of tax collected during the preceding month.

Extract

These Ordinances shall be effective January 1, 1995.

IN RE: A-94-6 - ADMISSIONS TAX

Mrs. Wendy Ralph, Assistant County Administrator, Deborah M. Marston, Commissioner of Revenue, and William E. Jones, Treasurer, appeared before the Board and presented an ordinance to amend Sections 19-22 and 19-123 of the Code of Dinwiddie County. It would provide that payment of the County Admissions Tax shall be made to the County Treasurer rather than the Dinwiddie County Commissioner of the Revenue, that checks in payment of such tax need not be certified, that collection of such tax be quarterly for regularly scheduled events with receipts of less than $5.00 per month, that fines for violation of the Ordinance shall not exceed the maximum amount allowed by law and that the County Treasurer and the County Commissioner of the Revenue may waive interest and penalties under certain circumstances.

Mrs. Everett stated this was a public hearing, but no one signed up to speak.

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

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Section 19-22 and 19-123 of the Code of Dinwiddie shall be amended to read as follows, and in all other respects be reordained:

Section 19-122. Collection and remittance; records.

Each event operator liable for the payment of the admissions tax imposed hereunder shall collect said tax on behalf of the county and pay the same to the Treasurer of Dinwiddie County by cash, or check made payable to the Treasurer of Dinwiddie County, within five (5) days after each event, except that when receipts for events held on a regular basis total less than five dollars ($5.00) per month remittance of the admissions tax imposed hereunder shall be made quarterly and paid to the Treasurer of Dinwiddie County within five (5) days after the last day of the calendar year quarter in which such events occurred. Each operator shall keep complete records showing the number of tickets sold to such event and the number of persons attending. Such records shall be available for inspection by the commissioner of revenue or the county sheriff at all times before, during or within ninety (90) days following the event.

Section 19-123. Enforcement.

Anyone conducting an event in the county without the permit required under this chapter, or anyone who fails to collect and pay the admissions tax imposed hereunder or violates any other provision of this article shall be guilty of a Class 1 misdemeanor and punished by a fine not to exceed the maximum amount allowed by law or twelve (12) months in jail. Each failure, refusal, neglect or violation, and each day's continuance thereof, shall constitute a separate offense. Failure to collect or pay the admission tax herein imposed shall cause the event operator to be personally liable for the same and the bond posted

hereunder to be forfeited to the county for collection. There shall also be imposed upon the event operator a penalty of ten (10) percent for failure to pay the admission tax when due, and in addition such amount shall accrue interest at the rate of ten (10) percent per annum until paid. Either the Commissioner of the Revenue or the Treasurer of Dinwiddie County shall have the right to waive interest and penalty upon a determination that the failure to pay this tax was due to excusable neglect.

Extract

These Ordinances shall be effective on January 1, 1995.

IN RE: A-94-7 - TRANSIENT OCCUPANCY TAX

Mrs. Wendy Ralph, Assistant County Administrator, Deborah M. Marston, Commissioner of Revenue, and William E. Jones, Treasurer, appeared before the Board and presented an ordinance to amend Sections 19-117 and 19-119 of the Code of Dinwiddie County. It would provide that collection of Transient Occupancy Tax be quarterly for regularly scheduled events with receipts of less than $5.00 per month and that fines for violation of the ordinance shall not exceed the maximum amount allowed by law.

Mrs. Everett stated this was a public hearing, but no one signed up to speak.

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

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Section 19-117 and 19-119 of the Dinwiddie Code shall be amended to read as follows, and in all other respects be reordained:

Section 19-117. Collection and remittance.

It shall be the duty of each hotel, motel, boarding house, and travel campground to collect from the occupant the tax hereby imposed and levied at the time of renting the room or space to be occupied, and the taxes imposed, levied and collected during each calendar month shall be reported and paid by each such business to the treasurer on or before the fifteenth day of the second calendar month thereafter. For regularly scheduled events with receipts of less than five dollars ($5.00) per month, such reporting and payment shall be made on a quarterly basis to the treasurer on or before the fifteenth day of the second calendar month after the end of the preceding calendar year quarter. The required report shall be in a form prescribed by the commissioner of revenue who shall be responsible for enforcement of this article.

Section 19-119. Violation, penalty and interest.

Extract

A violation of any provision of this article shall constitute a misdemeanor punishable by a fine of not more than the maximum amount allowed by law, twelve (12) months in jail, or both. In addition to such penalty, the commissioner shall assess the amount of the tax owed hereunder personally against the violator, including interest from when such tax was due, owing and payable at the rate of ten (10) percent and with a ten (10) percent penalty on such tax for nonpayment and collect the same by any method allowed by the Code of Virginia.

These Ordinances shall be effective January 1, 1995.

IN RE: A-94-8 - BUSINESS LICENSE

Mrs. Wendy Ralph, Assistant County Administrator, Deborah M. Marston, Commissioner of Revenue, and William E. Jones, Treasurer, appeared before the Board and presented an ordinance to amend Sections 13-1.2, 13-22, 13-90 and 13-186 of the Code of Dinwiddie County. It would provide that the rate of Business License Tax levied on a direct seller whose total sale exceed four thousand dollars per year shall be sixteen cents per one hundred dollars, that every license tax assessable under chapter 13 of the code for the previous license tax year shall be due and payable to the County Treasurer on March 1 or if such day is not a business day the next following business day, that the minimum annual

Business License Tax for every contractor, builder and developer shall be $35.00, and the fines for violation of the ordinance shall not exceed the maximum amount allowed by law.

Mrs. Everett stated this was a public hearing, but no one signed up to speak.

Action is postponed till December 21, 1994.

IN RE: A-94-9 - ITINERANT MERCHANT

Mrs. Wendy Ralph, Assistant County Administrator, Deborah M. Marston, Commissioner of Revenue, and William E. Jones, Treasurer, appeared before the Board and presented an ordinance to amend Section 13-138 of the Code of Dinwiddie County. It would provide that the Business License Tax for any person doing business as an Itinerant Merchant at an organized event of five days or less shall be $50.00 for each such organized event.

Mrs. Everett stated this was a public hearing, but no one signed up to speak.

Action is postponed till December 21, 1994.

IN RE: A-94-10 - PERSONAL PROPERTY TAX

Deborah M. Marston, Commissioner of Revenue, appeared before the Board and presented an ordinance to amend Section 19-2 of the Code of Dinwiddie County by adding subsection (c). It would provide that tangible Personal Property Tax returns shall be filed in the office of the Commissioner of the Revenue for the current tax year no later than February 15 of such current tax year or if such day is not a business day the next following business day.

Mrs. Everett stated this was a public hearing, but no one signed up to speak.

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

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Section 19-2 of the Code of Dinwiddie shall be amended to read as follows, and in all other respects be ordained:

Section 19-2. Due date for taxes on real estate, tangible personal property and machinery and tools; penalty and interest on delinquencies, personal property return filing date.

(a) County taxes on real estate, tangible personal property and machinery and tools shall be paid, by or on behalf of persons owing such taxes, on or before the fifth day of December of each year or the first business day thereafter, if the fifth of December is not a business day.

(b) If taxes referred to in subsection (a) above are not paid on or before the due date prescribe in such subsection, there shall be added thereto a penalty in the amount of ten (10) percent of the taxes due. In addition to the penalty provided herein, any such taxes that remain unpaid on the first day of the month next following the month in which such taxes become due shall be delinquent and interest thereon of ten (10) percent per annum shall be added to the amount of taxes or levies due from such taxpayer, which when collected by the treasurer, shall be accounted for in his settlement.

Extract

(c) Tangible personal property tax returns shall be filed in the office of the commissioner of the revenue no later than February 15 of such current tax year or, if such day is not a business day, the next following business day.

This Ordinance shall be effective January 1, 1995.

IN RE: APPROPRIATION OF INDOOR PLUMBING/REHABILITATION FUNDS

Mr. Wayne P. Knox, Director of Planning, appeared before the Board and stated that the County has been awarded funding for the Indoor Plumbing/Rehabilitation Program, in the amount of $90,020.00. The breakdown of area coverage is as follows:

$ 60,020.00 - County wide
$ 30,000.00 - West Petersburg

He also stated that the money has been reserved by the Virginia Department of Housing and Community Development for our use, but it must be spent initially by the County. Therefore, he respectfully requested the Board of Supervisors to appropriate the amount of $90,020.00 to cover these costs.

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

Extract

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that $90,020.00 be appropriated from funds provided by the Virginia Department of Housing and Community Development for the Indoor Plumbing/Rehabilitation Program.

IN RE: APPOINTMENT - CRATER HEALTH DISTRICT

The Board received a memo stating that Susan Chappell did not desire to be reappointed.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Sharon Grenoble is hereby appointed to the Crater Health District for a term expiring December 31, 1997.

IN RE: APPOINTMENT - BOARD OF ZONING APPEALS

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Ms. Thelma Jones is recommended to the Circuit Court Judge for reappointment to the Board of Zoning Appeals.

IN RE: APPOINTMENT - PLANNING COMMISSION

Action was postponed till December 21, 1994.

IN RE: APPOINTMENT - DINWIDDIE COUNTY WATER AUTHORITY

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Thomas J. Leftwich be reappointed to the Dinwiddie County Water Authority for a term expiring December 31, 1998.

IN RE: APPOINTMENTS - TRANSPORTATION SAFETY COMMISSION

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the following persons are hereby reappointed to the Transportation Safety Committee for a term of one year, expiring December 31, 1995:

A. S. Clay T. E. Gibbs, Jr. Rebecca Tilson Terry Jones
Barbara Wilson Daniel Lee Glen Powell John Roy Hodges; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that these appointments are contingent upon their desire to be reappointed.

IN RE: PAYROLL FOR DECEMBER

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

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, authorizes the December payroll to be issued December 22, 1994.

IN RE: SELF CONTAINED BREATHING APPARATUS

Mr. Charles W. Burgess, Jr., County Administrator, recommended to the Board that action on the breathing apparatuses for the fire departments be postponed until discussion of the 1995-96 budget due to lack of funds in the current budget.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that action for the purchase of the self contained breathing apparatuses be postponed until discussion of the 1995-96 budget.

IN RE: LANDFILL VACANCY

Mrs. Wendy Weber Ralph, Assistant County Administrator, stated that there is a vacancy at the landfill for a Scale House Attendant and asked for authorization to advertise.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Administration is authorized to advertise for the position of Scale House Attendant at the Landfill.

IN RE: ADOPTION OF RESOLUTION FOR VIRGINIA COOPERATIVE EXTENSION COUNCIL

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

WHEREAS, Virginia Cooperative Extension is a joint program of the federal, state and local governments in cooperation with Virginia Tech and Virginia State Universities.

WHEREAS, Virginia Cooperative Extension contributes significantly to the quality of life and economic development of the Commonwealth of Virginia.

Extract

WHEREAS, the educational programs and services of Virginia Cooperative Extension are available to every resident of the Commonwealth without regard to socio-economic status, race, age, or any other consideration.

WHEREAS, a 1992 study conducted by the Virginia Department of Planning and Budget cited Virginia Cooperative Extension as a major player in prevention and early intervention programs.

WHEREAS, the programs and services of Virginia Cooperative Extension are delivered to residents via local agents and volunteers.

WHEREAS, since 1989, Virginia Cooperative Extension has lot 60 extension agents statewide.

WHEREAS, Virginia Tech's 1995 budget amendment request represents a restoration of funding to the levels necessary to allow existing programs to continue.

WHEREAS, if this funding is not restored, an additional 45 Extension positions will be lost, and 29 in the Agriculture Experiment Station.

AND, WHEREAS, Virginia Cooperative Extension and Research have suffered a 22 percent General Fund reduction since 1990.

THEREFORE, BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia does hereby formally endorse Virginia Tech's 1995 Budget Amendment request of $2,989,000 with $1,500,000 for Cooperative Extension and $1,398,000 for the Experiment Station; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Virginia State University's General Fund support for Cooperative Extension be maintained at current levels.

AND BE IT FINALLY RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia encourages local Extension Leadership Councils to disseminate and promote the intent of this resolution to appropriate state and local officials.

IN RE: RESOLUTION IN SUPPORT OF CENTRAL STATE HOSPITAL

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that a resolution be prepared in support of Central State Hospital, which would oppose turning the facility into a prison and include its value not only to the community but it's value as a mental health facility in this area.

IN RE: BOARD MEMBER COMMENTS

Mr. Clay stated that he would like to see an ordinance adopted stating that Politicians must have their public advertisements removed within ten days after the elections.

Mr. Bracey agreed with Mr. Clay.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, voting "aye", the meeting adjourned at 10:55 P.M. to be continued to December 21, 1994 at 12:00 noon for a luncheon with the Extension Office to be held in the Extension meeting room.

LeeNora Everett
Chair, Board of Supervisors

ATTEST:
Charles W. Burgess, Jr.
County Administrator

/rle

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 21ST DAY OF DECEMBER, 1994, AT 12:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	AUBREY S. CLAY	ELECTION DISTRICT #5
ABSENT:	HARRISON A. MOODY	ELECTION DISTRICT #1

IN RE: VIRGINIA COOPERATIVE EXTENSION SERVICE ANNUAL REPORT

The Board of Supervisors met with the Extension Service Personnel to discuss their annual report. The Unit Chairman, Mr. James Maitland, gave a brief account of the programs available through the Extension Service and discussed some difficulties with budget cuts facing them in the upcoming year.

IN RE: AMENDMENTS TO AGENDA

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the agenda was amended as follows:

Add Executive Session: Section 2.1-344(a) 1-Discussion of employment, salaries, disciplining of public officers, appointees, or employees of any public body, Section 2.1-344(a) 5-Discussion of Industrial Prospects, Section 2.1-344(a) 6-Discussion of Investment of public funds, Section 2.1-344(a) 7-Consultation with legal Counsel.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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, Section 2.1-344(a) 5-Discussion of Industrial Prospects, Section 2.1-344(a) 6-Discussion of Investment of public funds, Section 2.1-344(a) 7-Consultation with legal Counsel; the Board moved into Executive Session at 1:15 P.M. A vote having been made and approved the meeting reconvened into Open Session at 1:53 P.M.

IN RE: CERTIFICATION

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 and conducted in conformity with the 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 excepted from open 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the meeting adjourned at 1:54 P.M.

LeeNora Everett
Chair, Board of Supervisors

ATTEST:
Charles W. Burgess, Jr.
County Administrator

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 21ST DAY OF DECEMBER, 1994, AT 2:00 P.M.

PRESENT:	LEENORA EVERETT, CHAIR	ELECTION DISTRICT #3
	DONALD L. HARAWAY, VICE-CHAIR	ELECTION DISTRICT #2
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	HARRISON A. MOODY (ARRIVED AT 2:13 P.M.)	ELECTION DISTRICT #1
	AUBREY S. CLAY	ELECTION DISTRICT #5
OTHER:	PAUL JACOBSON	COUNTY ATTORNEY

IN RE: AMENDMENTS TO AGENDA

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the agenda was amended as follows:

Add, 15.(c) - Section 2.1-344(a) 5-Discussion of Industrial Prospects, 15.(d) - Section 2.1-344(a) 7-Consultation with Legal Counsel.

Add, Virginia Association of Counties Recognition to be heard after Claims.

IN RE: MINUTES

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes for the December 7, 1994 Special Meeting and December 7, 1994 Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 #31893 - #32051 (void #31895) for General Fund $228,343.41, E911 Fund $1,412.86, Self Insurance $356.64, CDBG $182,649.28, Law Library $45.95, Jail Phone Commission $675.70, Landfill Funds $4,050.00 for a total of $417,533.84.

IN RE: VIRGINIA ASSOCIATION OF COUNTIES RECOGNITION

Mrs. Everett stated that at the annual meeting of the Virginia Association of Counties in November Mr. Clay was recognized. Mrs. Everett presented to Mr. Clay a twenty year pin and a certificate which reads as follows:

The Virginia Association of Counties, at its 50th annual meeting on November 13, 1994, Congratulated Aubrey S. Clay, Dinwiddie County Supervisor for dedicated services to County Government since 1974.

Mr. Clay stressed how appreciative he was.

IN RE: CITIZEN COMMENTS

No one spoke during the citizen comments period.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION - REPORT

Ronald Reekes, Resident Engineer, Virginia Department of Transportation, came before the Board and stated that he did not have

anything to present but would be glad to answer any of the Board's questions.

1. Mrs. Everett asked if there was any progress on the truck traffic problem on Route 226. Mr. Reekes stated that he had done a little investigating and still is trying to get some information. He is having a study conducted by the traffic engineering department. He is not as optimistic as he would be on a secondary road because the primary system was intended to carry all vehicles of all types. He did say that he is looking into it and there may be some other measures that could be done other than restricting truck traffic.

Mrs. Everett expressed how fortunate the County was to get Mr. Reekes. He has been very responsive to the Board's concerns and commended him for all of the progress that he has done.

2. Mr. Clay stated that the slow down sign on Hills Drive has been taken down and thrown into the woods and he would appreciate if it could be taken care of. He also commended Mr. Reekes for attending the Highway Safety Meeting, Mr. Reekes is the first Resident Engineer to attend a meeting.

IN RE: TREASURER

Mr. William E. Jones provided his reports for the month of November, 1994.

Mr. Jones stated that at the end of the year last year the tax collection rate was 86.70% and the current tax collection rate is 86.45%.

Mr. Bracey questioned the additional cafeteria funds that were listed on the Investment Sheet for the report that was done in November. Mr. Jones stated that the cafeteria account had an excess of funds and instead of just having a checking account they just invested those funds into a certificate of deposit. Mr. Bracey has a problem with them having CD's and constantly each year they increase the cost of lunches because he feels that it should be a nonprofit situation.

Ray Watson, Assistant to the Superintendent for Finance and Technology, came before the Board. He stated that Mrs. Mead, Director of Food Management for the County's School System, has set aside this amount for equipment replacement so that she does not have to come back to the Board for additional funds if she needs a major piece of equipment.

IN RE: APPROVAL OF VEHICLE & DOG LICENSE AGENTS & LOCATION

Mr. William E. Jones, Treasurer, requested approval for the following agents and their locations for the sale of Vehicle and Dog Licenses:

VEHICLE LICENSES

Namozine Fire & Rescue	- Namozine Fire & Rescue
Reams Ruritan	- Jarrett's Food Center
Wilson-Hebron-Ford Ruritans	- B & B Grocery
Wallace & Sons	- Wallace's Supermarket

DOG LICENSES

Louis Dowdy	- Edgehill Supermarket
George Williams	- Country Hardware
Reams Ruritan	- Jarrett's Food Center
Mike Barnes	- Bolster's Store
Wallace & Sons	- Wallace's Supermarket

Mr. Jones requested that Mr. Steve Beville, Animal Control Officer be added to the list of approved agents to sell dog licenses for 1995. He also added that the Bond amounts will remain the same.

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the list for Vehicle & Dog License Agents & Locations was approved as presented with

the addition of Mr. Steve Beville, Animal Control Officer to sell dog licenses for 1995.

IN RE: COMMONWEALTH ATTORNEY - REPORT

Mr. T.O. Rainey, Commonwealth Attorney, appeared before the Board and stated that he did not have anything to present but would be glad to answer any of the Board's questions.

Mrs. Everett stated that there are some hogs that keep getting out on Glebe Road and it is a continuing problem. She advised Mr. Rainey that if he could be of help in any way it would be greatly appreciated.

Mr. Rainey stated that he would get with Mr. Burgess, County Administrator and see what could be done.

Mr. Moody wanted to know the status of the horse thieves.

Mr. Rainey stated that they are being detained by another jurisdiction but are in the process of being transported to our area.

IN RE: SHERIFF - REPORT

Mr. Claiborne Fisher, Deputy, appeared before the Board and stated that Mr. Bennie M. Heath, Sheriff, was unable to be present but he would be glad to answer any questions for the Board on his behalf.

IN RE: BUILDING INSPECTOR - REPORT

Mr. Dwayne Abernathy, Building Inspector, provided his report for the month of November, 1994.

IN RE: ANIMAL WARDEN - REPORT

Mr. Steve Beville, Interim Animal Warden, provided his report for the month of November, 1994.

IN RE: LIVESTOCK CLAIM - RICHARD UNDERWOOD

Mr. Steve Beville, Interim Animal Warden, stated that on November 7, 1994 a dog killed some of Richard Underwood's chickens, for a total value of $63.00.

Extract

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the livestock claim for Richard Underwood, for one Rhode Island Layer and fifteen Broilers in the amount of $63.00 is approved.

IN RE: LIVESTOCK CLAIM - SAM SHANDS

Mr. Steve Beville, Interim Animal Warden, stated that on November 2, 1994 some dogs killed Sam Shands goats, for a total value of $270.00.

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

Extract

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the livestock claim for Sam Shands, for four nanny goats and three newborn kids in the amount of $270.00 is approved.

IN RE: ANIMAL SHELTER - PURCHASE OF FLOPPY DOOR PLASTIC

Mr. Beville stated that the animal shelter was out of plastic for the doors and without it the heat and air-conditioning will be completely lost. The S.P.C.A. donated some to the shelter in June of 1993 and it needs to be replaced. The cost per month for 15 runs equals $17.42 for a total cost of $296.12.

Mrs. Wendy Weber Ralph, Assistant County Administrator, asked if Mr. Beville had gotten different quotes from different businesses. Mr. Beville stated that they could only find one store that carries it.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Animal Warden has approval to purchase plastic to cover the doors at the Animal Shelter in the amount of $296.12.

IN RE: POSITION ANNOUNCEMENT - ANIMAL WARDEN

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", Mr. Steve Beville is appointed as Animal Control Officer, effective January 1, 1994, at the grade and step of 9B, and salary at $20,387.00.

Extract

IN RE: DIRECTOR OF PLANNING - REPORT

Mr. Wayne Knox, Director of Planning, provided his report for the month of November, 1994 and wanted to discuss some things that were not in his report.

1. Mr. Knox stated that on December 9, 1994 he attended the American Planning Association meeting and they discussed the recodification of the State Code Section 15.1 which defines the powers of local governments. In this case there may be some changes in this coming calendar year which may impact some of these powers, specifically they may deal with land use. He stated that he had no specifics at the present time as to what the changes may be but he will let the Board know just as soon as he does.

Charles W. Burgess, Jr., County Administrator, stated that the Board needed to discuss on the first meeting of the year how they wanted to handle the Right to Farm issue. He thought that they needed to discuss what issues still need to be addressed and with whom do they need to discuss them with.

The Board requested to see if Harry Dalton could come and speak at the January 18, 1995 Board Meeting to discuss with the Board the Right To Farm. Mr. Knox stated that he would see what he could do.

Mrs. Everett stated that the Petersburg National Battlefield has developed a comprehensive plan to protect and maintain various historic places. In the plan there are several locations that are in Dinwiddie County and Mrs. Everett feels that the Board should be thinking about how they can help this plan.

IN RE: DIRECTOR OF SOCIAL SERVICES - REPORT

Mrs. Peggy McElveen, Director of Social Services, came before the Board and wanted to discuss some of the issues that were addressed in the Governor's proposed budget.

1. Mrs. McElveen stated that most of the funding for the salary revisions that has been talked about for two years has been taken away.

2. She also stated that there will be consolidation of Long Term Care and she is still not quite sure how it will impact them at this time. She did know that Local Boards will be given the authority to decide how services will be delivered in their localities.

3. She stated that the Governor is proposing a Welfare Reform program. He is proposing a program that consists of finding people jobs if they are unable to, such as community service. Mrs. McElveen stressed that a plan is needed before people are put to work. She feels that there is going to be significant shifting of responsibility from State to Localities.

She hoped that she would have more information after the General Assembly voted on the Budget with these particular programs.

Mrs. McElveen stated that the Christmas Sharing Program did very well and she wanted to recognize WalMart Distribution Center for their generous contributions.

IN RE: SUPERINTENDENT OF SCHOOLS - REPORT

Dr. Thomas H. Gaul, School Superintendent, was present and had a few issues that he wanted to bring before the Board.

1. There has been an outbreak of an infectious virus in the County and as a result there has been low attendance at the High School and various other schools.

2. Dr. Gaul stated that he wanted to address a comment that came from a citizen at the last Board meeting in reference to the down sizing of the School Boards Central office. He stated that his office is not disguising a reduction of the work force for the School System. He asked his staff to do a study and see what kind of reduction they have actually done and their conclusion was that it has been reduced by 26.84% from when he first took over. This reduction doesn't mean people have been moved somewhere else there have been jobs eliminated. There were only two positions that were relocated.

3. He presented to the Board a request for carry over monies. He stated that he is still waiting for a final audit.

Mr. Bracey wanted to know the status of the tennis courts and the track that were discussed a few months back. Dr. Gaul stated that they bid out the track and they did not get a response so they are rebiding it. The tennis courts have been bided out and they have gotten someone to do the work. He also stated that they have worked with an engineer and a surveyor and they think they are going to put the track around the football field. Mr. Bracey stated that he thought that the track was going to remain where it is and they were going to just renovate it. Dr. Gaul stated that it would cost more to leave it where it is than it would be to move it to where there are already the facilities to accommodate spectators and there are already lights there.

Mrs. Everett stated that the financial reports have come in for the CIP Program and wanted to know what plans the Board would like to make in discussing the Program.

Charles W. Burgess, Jr., County Administrator, stated that he had a letter from Dr. Gaul and he was planning on sharing it with the Board in Executive Session. He stated that they could at that time discuss what type of time frame they are looking at and what course of action the Board is considering.

Dr. Gaul stated that if they are talking about any kind of funding other than the meals tax the two most beneficial sources would be the Literary Loan but the deadline for that is December 31, 1994 to be able to get on the list. The second is the Virginia Public Schools Authority and that deadline is in mid January and then the next deadline would be six months down the line.

IN RE: AUTHORIZATION TO ACCEPT FUNDS FROM THE STATE FOR ELECTRONIC REFERENCE MATERIAL FOR THE HIGH SCHOOL

Dr. Gaul stated that on December 16, 1994 the School Board received notification that the state has allocated an additional $1,728.00 to be spent on electronic reference material for the High School. He also stated that it was part of the Educational Technology Program Initiative and does not require a local match by the county.

Extract

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the School Board be authorized to amend their budget to allow them to receive and spend $1,728.00 to be spent on electronic reference material for the High School.

IN RE: APPROVAL OF FUNDS FROM MEALS TAX TO SCHOOL SYSTEM'S FUND 260 TO PAY FOR THE SCHEMATIC PHASE OF CAPITAL IMPROVEMENTS PLAN

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that on October 5, 1994, the Board of Supervisors authorized the transfer of $56,100 be made from the Meals Tax Fund to the School Construction Fund.

Extract

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Treasurer is authorized to transfer an additional $224,400 from the Meals Tax Fund to the School Construction Fund for a total of $280,500 to pay for the schematic phase of the Capital Improvements Plan.

IN RE: RECREATION - REPORT

Mr. Tony S. Rinaldi, Recreation Director, provided his report for the month of November, 1994 and wanted to add that the Midway, Dinwiddie and Rohoic basketball project which consisted of renovating the courts has been completed.

Mr. Rinaldi stated that the bids for the lighting at Dinwiddie Elementary should be in on January 4, 1995. He stated that he had to rebid because he had to respecify. Mr. Rinaldi stated they needed to go out further and longer and they needed more lighting. It may cost a few dollars more because they are going to a multipurpose field possibly.

Mr. Bracey wanted to know why these things were not brought to the Board before Mr. Rinaldi decided to go to a multipurpose field. Mr. Bracey stated that when Mr. Rinaldi came before the Board the last time he just wanted authorization to bid out lights for a baseball park.

Mr. Rinaldi stated that the School System requested the change. Mr. Clay advised Mr. Rinaldi that he agreed with Mr. Bracey, the Board should have been notified that they wanted to go to a multipurpose field.

Mr. Rinaldi advised the Board that when the bids came in he would present them to the Board and let them decide how they wanted to proceed in terms of finances.

IN RE: PUBLIC SAFETY DIRECTOR - REPORT

Mr. David W. Nichols, Public Safety Officer, presented his report for the month of November, 1994.

IN RE: PREVENTATIVE MAINTENANCE PROGRAM OF EMERGENCY VEHICLES

Mr. Nichols came before the Board and stated that a committee of Raymond Foster, Bob Mengel, Wendy Ralph and himself met and came up with the following proposal for a preventative maintenance program for emergency vehicles:

1. Allow each company to schedule and/or perform routine preventative maintenance (PM).
2. Each company will go to a garage of their choice.
3. Three thousand dollars will be allocated to each fire company (except Carson) for PM.
4. All bills for PM will be submitted directly to the County for payment. All funds will be approved & administrated by County personnel.
5. Copies of all records will be submitted to the County to be placed in a maintenance file for each vehicle.
6. Pump service and maintenance will continue to be done by Fire-Rescue Vehicles, Inc., on an annual basis. Pump maintenance will not be deducted from the $3,000.
7. Items included in the PM program will be annual vehicle inspections, oil filter & lube, minor brake service, transmission servicing, minor tire service, minor electrical service, towing, and any other work normally considered PM.

8. Repair items will still need to be approved by the Board of Supervisors prior to payment.
9. As we realize that some companies require more PM than others, expenses over the $3,000 limit will be paid if surplus money exists at the end of the budget year.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the proposed preventative maintenance program for emergency vehicles be approved as presented effective January 1, 1995.

IN RE: OLD HICKORY COMPANY 5 TANKER TRUCK REPAIRS

Mr. David W. Nichols, Public Safety Director, stated that Old Hickory Company 5 will be repairing a substantial leak in the tank of one of their fire engines. The membership would like the support of the Board and will be requesting financial assistance once the task is completed. The job will be done on a time and materials basis.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Board approves of Old Hickory Company 5 having the tank on their fire engine repaired.

IN RE: DINWIDDIE VOLUNTEER FIRE COMPANY SELL VEHICLE

Mr. David W. Nichols, Public Safety Director, stated that Dinwiddie Volunteer Fire Company requests approval to sell the 1981 Chrysler used for training and transportation by sealed bid. This car has become a burden to the membership due to the amount of maintenance required to keep the unit running. They have requested a surplus vehicle from Virginia Power to replace this one. Mr. Nichols stated that they are requesting permission to retain the funds generated by the sale to equip the new vehicle.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Dinwiddie Volunteer Fire Company has approval to sell the 1981 Chrysler by sealed bid and retain the funds generated to equip a surplus vehicle from Virginia Power.

IN RE: LANDFILL DISPOSAL AGREEMENT WITH ATLANTIC WASTE DISPOSAL

Mr. Denny King, Director of Waste Management, appeared before the Board and stated that they have finally found a way to dispose of the tires that have been piling up at the Landfill. Atlantic Waste Disposal hauls the tires away for $50.00 a ton which works out to be about $.50 a tire.

Mr. King stated that Atlantic Waste Disposal is requesting to secure a one year contract with the county at the following price:

Type of Waste	Volume	Rate
Whole tires	per ton	$50.00 per ton
Transportation	per hour	$52.00 per hour

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

BE IT RESOLVED by the Board of Supervisors of Diniwiddie County, Virginia, that the contract between Atlantic Waste Disposal and Dinwiddie County Landfill is approved contingent upon the County Attorney's approval.

IN RE: COUNTY ATTORNEY - REPORT

Mr. Paul Jacobson, County Attorney, was present but had nothing to present to the Board at this time.

IN RE: PAYMENT POLICY FOR NEW STREETLIGHT REQUESTS

Mrs. Wendy Weber Ralph, Assistant County Administrator, came before the Board and reviewed with the Board the adopted policy regarding streetlights. This issue resurfaced due to a request by the Waterford Landing Homeowner's Association for the Board of Supervisors to assume the costs associated with the streetlights in their subdivision.

Mr. Donald C. Tomczak, Jr., Virginia Power Energy Efficiency Coordinator, came before the Board and presented a letter that outlined their policy for installing streetlights within a subdivision, which is as follows:

1. The neighborhood requesting the light must form a Homeowner's Association or Resident's Association. This Association must pay any applicable installation costs and set up an account with Virginia Power to be billed the monthly charges for the light(s).

2. There must be a 1-year time lapse between the first meter installation within the neighborhood and the first streetlight installed by Virginia Power.

3. The association must contact the County to receive approval for lighting locations within the neighborhood.

4. An officer of the Association should then contact Virginia Power and arrange an appointment with the appropriate service representative in our Petersburg District, phone number 862-6012, to discuss the specifics of the request.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the policy for the installation of streetlights within a subdivision is approved as follows:

1. The neighborhood requesting the light must form a Homeowner's Association or Resident's Association. This Association must pay any applicable installation costs and set up an account with Virginia Power to be billed the monthly charges for the light(s).

2. There must be a 1-year time lapse between the first meter installation within the neighborhood and the first streetlight installed by Virginia Power.

3. An officer of the Association should then contact Virginia Power and arrange an appointment with the appropriate service representative in our Petersburg District, phone number 862-6012, to discuss the specifics of the request.

IN RE: DISCUSSION OF COUNTY'S OBLIGATION TO PAY FOR STREETLIGHTS IN SUBDIVISIONS

Mr. J. Bryan Cobb, President of Waterford Landing Homeowners Association, came before the Board and stated that when his organization decided to install streetlights in their subdivision they found that the County's ordinance stated that the County would look at paying for streetlights. They felt that in 1991 when the County made their decision to grandfather several subdivisions they thought that the County would make an exception for them.

After some discussion, the Board decided to make a decision on Mr. Cobb's request at the January 18, 1995 meeting. At that time they will also see if they need to change the County's ordinance so that no one else will misinterpret the County's policy for payment of streetlights.

IN RE: COMMISSIONER OF REVENUE - REPORT

Mrs. Deborah Marston, Commissioner of Revenue, presented her report for the month of November, 1994. She also apologized for being late.

IN RE: A-94-8 - BUSINESS LICENSE

Mrs. Everett stated that the public hearing for this was on December 7, 1994 and the Board delayed action until this date.

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

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Section 13-1.2, 13-22, 13-90 and 13-186 of the Dinwiddie Code shall be amended to read as follows, and in all other respects be reordained:

Section 13-1.2. Limitations with respect to license tax on direct sellers.

(a) Notwithstanding any other provision of this chapter, no license tax shall be imposed upon a direct seller, as defined herein, unless the total sales of such seller exceed four thousand dollars ($4,000.00) per year. The rate of tax levied on a direct seller whose total sales exceed four thousand dollars ($4,000.00) per year shall be sixteen cents ($0.16) per one hundred dollars ($100.00) of retail sales or five cents ($0.05) per one hundred dollars ($100.00) of wholesale sales, whichever is applicable. No license tax shall be imposed upon such direct seller unless such person maintains his place of above in the county.

(b) As used in this section the term "direct seller" means any person who:

(1) Engages in the trade or business of selling or soliciting the sale of consumer products primarily in private residences and maintains no public location for the conduct of such business; and

(2) Receives remuneration for such activities, with substantially all of such remuneration being directly related to sales or other sales-oriented services, rather than to the number of hours worked: and

(3) Performs such activities pursuant to a written contract between such person and the person for whom the activities are performed and such contract provides that such person will not be treated as an employee with respect to such activities for federal tax purposes.

Sec. 13-22. Collection and payment of tax-Date of assessability; when due and payable.

Except as otherwise provided, every license tax assessable under this chapter shall be assessable on the first day of the license tax year and shall be due and payable on the following March 1 or if such day is not a business day, the next following business day.

Extract

Sec. 13-90. Same-Amount of license tax.

Every contractor, for the privilege of transacting business in the county, including the performance in the county of a contract accepted outside the county, shall pay for the privilege an annual license tax of fourteen cents ($0.14) for each one hundred dollars ($100.00) of gross receipts, as hereinabove defined, from such occupation during the preceding calendar year; the minimum annual license tax shall be thirty-five ($35.00).

Sec.13-186. Enforcement.

In addition to any interest of penalty imposed by this chapter, operation of a business or profession without a county license shall constitute a misdemeanor and subject the operator to twelve (12) months in jail, a fine of up to the maximum amount allowed by law or both.

These ordinances shall become effective January 1, 1995.

IN RE: A-94-9 - ITINERANT MERCHANT

Mrs. Everett stated that the public hearing for this was held on December 7, 1994 and action was delayed until this time.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Section 13-138 of the Dinwiddie Code shall be amended to read as follows, and in all other respects be reordained:

Sec. 13-138. Same-License required; amount of tax.

Every itinerant merchant who is not expressly exempt from tax under the provisions of this Division 4 shall obtain a license for the privilege of doing business in the county and shall pay a license tax of the applicable amount set forth below:

(a) Unless otherwise provided in some section of this Code, the license tax for each itinerant merchant, other than those described in subparagraph (b), shall be five hundred dollars ($500.00) for each location used during the tax year. Notwithstanding the foregoing, the license tax for each itinerant merchant doing business at any organized event of five (5) days or less shall be fifty dollars ($50.00) for each such organized event.

Extract

This ordinance shall become effective January 1, 1995.

IN RE: APPOINTMENT - PLANNING COMMISSION

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Pat Hume be reappointed to the Planning Commission for District #1 for a term of four years, expiring December 31, 1998.

IN RE: APPOINTMENT - PLANNING COMMISSION

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Gilbert Wood be reappointed to the Planning Commission for District #3 for a term of four years, expiring December 31, 1998.

IN RE: COUNTY ADMINISTRATOR COMMENTS

Charles W. Burgess, Jr., County Administrator, stated that the survey on the County owned property and adjacent properties on the Courthouse Project should be completed by the end of the month. It is moving along and some square footages should be put together by March or April of 1995.

IN RE: RESOLUTION IN SUPPORT OF CENTRAL STATE HOSPITAL

WHEREAS, the Governor's Blue Ribbon Strike Force has targeted Central State Hospital as a possible facility to be converted into a privatized correctional facility; and

WHEREAS, Central State Hospital is one of three major state mental health hospitals and employs about 700 people; and

WHEREAS, the entire mental health complex, which includes Southside Virginia Training Center and the Hiram Davis Medical Center, employs 2,500 people; and

WHEREAS, the conversion of this facility to a prison would not only affect employment in the entire Tri-Cities area, but would also

affect the quality of care for the patients, since this area provides a resource of trained nursing staff through three nursing schools; and

WHEREAS, the Governor's proposed Amendments to the 1994-96 Appropriation Act as presented include $20 million in cuts to mental health, mental retardation and substance abuse services;

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Dinwiddie County is opposed to any plans for the conversion of Central State Hospital to a privatized correctional facility both now and in the future; and

BE IT FURTHER RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia is opposed to further reductions in mental health and mental retardation services that would lead to further de-institutionalization and an increased burden on local communities; and

Extract

BE IT FURTHER RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia urges its neighboring localities to adopt similar resolutions and further to disseminate and promote the intent of these resolutions to appropriate state and local officials.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Bracey stated that he is looking forward to taking care of some issues next year that were not resolved this year.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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; Section 2.1-344(a) (5) Discussion of Industrial Prospects; Section 2.1-344(a) (6) Investment of Public Funds; Section 2.1-344(a) (7) Consultation with legal counsel; the Board moved into Executive Session at 4:55 P.M., following a ten minute recess. A vote having been made and approved the meeting reconvened into Open Session at 6:20 P.M.

IN RE: CERTIFICATION

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett 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 the 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 excepted from open 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.

IN RE: ADJOURNMENT

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett, voting "aye", the meeting adjourned at 6:25 P.M. to be continued until December 30, 1994 at 10:00 A.M. for an Executive Session if necessary, if it is not necessary it is to be continued until January 4, 1995 at 3:00 P.M. for a Continuation Meeting.

LeeNora Everett
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

/rle