

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE ADMINISTRATION BUILDING, DINWIDDIE, VIRGINIA, ON THE 5TH DAY OF APRIL, 1989, AT 7:30 P.M.

PRESENT: A. S. CLAY, CHAIRMAN ELECTION DISTRICT #4
HARRISON A. MOODY, VICE-CHAIRMAN ELECTION DISTRICT #1
EDWARD A. BRACEY, JR. ELECTION DISTRICT #3
CHARLES W. HARRISON ELECTION DISTRICT #2
GEORGE E. ROBERTSON, JR. ELECTION DISTRICT #2

BENNIE M. HEATH SHERIFF
JAMES E. CORNWELL, JR. COUNTY ATTORNEY

IN RE: MINUTES -- MARCH 15, 1989

Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the minutes of the March 15, 1989 Regular Meeting were approved as presented.

IN RE: AMENDMENT TO MINUTES -- JUNE 17, 1987

EXTRACT
Mrs. Wendy Quesenberry, Interim County Administrator, advised that recently ordinances to be included in the next supplement of the County Code were accumulated. In going through these changes, she found one amendment had been omitted in the June 17, 1987 minutes. This amendment deals with the Itinerant Vendors ordinance. During the discussion and adoption of that ordinance, the section that dealt with Yard Sales was brought up. At that time Mr. William Bolte, Commissioner of the Revenue, came before the Board and there was a lengthy discussion on Yard Sales and agreement they should not be included in the Itinerant Vendor licenses. The ordinance was prepared and was duly adopted on June 17, 1987; however, it was not included in the minutes. Mrs. Quesenberry requested the June 17, 1987 minutes be amended to show the exemption for Yard Sales under the Itinerant Vendor ordinance.

Upon motion of Mr. Harrison, seconded by Mr. Bracey, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the June 17, 1987 minutes are amended as follows:

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that the Dinwiddie County Code, as adopted March, 1986, and as heretofore amended, be amended as follows:

SECTION 13-3. Itinerant Vendors, Merchants and Mechanics

(f) DELETE.

In all other respects, said ordinance is hereby reordained.

IN RE: AMENDMENT TO MINUTES -- FEBRUARY 15, 1989

Mrs. Wendy Quesenberry, Interim County Administrator, advised that while going over the budget figures she had found a transposition of figures in the Request to Reinstate 1988-89 Budget Allocations. She stated funds were appropriated and reinstated to the Appomattox Basin Industrial Development Corporation (ABIDCO) in the amount of \$6,520 for FY-1988-89. However, the minutes stated \$6,250. Therefore, she requested the minutes be corrected.

Upon motion of Mr. Robertson, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the February 15, 1989 minutes are amended as follows:

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that funds be appropriated and reinstated to the Appomattox Basin Industrial Development Corporation (ABIDCO) in the amount of \$6,520 for FY 1988-89.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that the following claims be approved and funds appropriated for same, using checks numbering 3750 - 3918: Payroll - \$160,831.85; Claims - \$48,754.85, for a total of \$209,586.70.

IN RE: TRANSFER OF FUNDS

EXTRACT
Mrs. Wendy Quesenberry, Interim County Administrator, advised that at an earlier meeting when funds were reinstated to the E911 Fund to allow the employment of a Planning Technician and related expenses, she asked this be done on an as needed basis. To this point, the money has not been transferred; however, the auditor has advised to make the transfer before the end of the Fiscal Year to show a true picture of the General Fund. The same holds true for the Self-Insurance Fund. In August the budget was amended to transfer \$25,000 from the Self-Insurance Fund to the General Fund.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, THAT \$25,000 from the General Fund be transferred to the E911 Fund; and

BE IT FURTHER RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that \$25,000 be transferred from the Self-Insurance Fund to the General Fund.

IN RE: AMENDMENTS TO AGENDA

Upon motion of Mr. Robertson, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the following amendments were approved for addition to the Agenda:

- 3.1 Amendment to February 15, 1989 Minutes
- 6.1 Animal Warden - Dog Pound Bids
- 10.2 County Attorney - Cable TV Antenna Lease Transfer
- 17.a Rescue Squad - Sale of Ambulance
- 17.b Circus

IN RE: TREASURER'S REPORT

Mr. W. E. Jones, Treasurer, presented his March report.

IN RE: NEW POLICE CARS

EXTRACT
Sheriff Bennie M. Heath requested authorization to order four (4) new Chevrolet police cars off State Contract. Delivery and payment will be made after July 1, 1989. If ordered now, the new cars would be delivered around October.

Upon motion of Mr. Robertson, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", Sheriff Bennie M. Heath is authorized to order four (4) new Chevrolet Caprice police vehicles off State Contract, with delivery and payment to be made after July 1, 1989.

IN RE: DIRECTOR OF PLANNING

Mr. Joe Emerson, Director of Planning, advised Mr. John Clarke, the Planning Technician, was to give an update on E911. However, Mr. Emerson asked to postpone the update until next month so that Mr. Clarke could

research the files and do a chronological report as to what has occurred to date and to determine what needs to be done to complete the system.

Mr. Emerson reported his office is looking into revising permits, forms and applications. He advised a citizens' group had requested the County's application procedures be looked into. Therefore, he and Mr. Cornwell will be going over the forms and working towards bringing some new permit forms and procedures back to the Board within the next few months.

IN RE: SOCIAL SERVICES

EXTRACT

Mrs. King Talley, Director of Social Services, advised that several changes in state allocations which impact her current budget have taken place since September 14, 1988. Some allocations have been reduced and other allocations have been increased. The overall impact on local funds is minimal and can be accommodated in the current budget. The total line items reduced were \$77,917, and involved \$9,593 local dollars. The allocations that were increased total \$36,496, and involved \$10,602 local money. Mrs. Talley requested the Board's authorization to accept and adjust the Social Services Budget according to the figures.

Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Social Services Department 1988-89 Budget be amended due to changes in state allocations as follows:

(1) Reduction of Allocations	Total Funds	Local Funds
a. Auxiliary Grants	\$ - 6,000	\$ - 1,200
b. A.D.C. FC	- 25,000	--
c. Adoption Subsidy	- 12,000	- 2,400
d. General Relief	- 8,000	- 3,000
e. Special Needs Adoption	- 3,013	- 603
f. Child Day Care-Fee System	- 23,904	- 2,390
TOTAL REDUCTION	\$ 77,917	\$ 9,593
 (2) Additional Allocations Received		
a. State Local Foster Care	\$ + 19,500	\$ + 9,750
b. A.D.C. - Day Care	4,000	400
c. Preventive Foster Care	2,262	452
d. United Way-Home Based Care	1,667	--
e. Federal Emergency Mgmt Act	9,067	--
TOTAL RECEIVED	\$ 36,496	\$ 10,602

IN RE: SUNNYSIDE ELEMENTARY SCHOOL
AUTHORIZATION TO OBTAIN BIDS FOR ROOF REPAIR

EXTRACT

Dr. Richard Vaughn, Superintendent of Schools, requested authorization to obtain bids and award a contract for the replacement of the roof on Sunnyside Elementary School. It is estimated that the cost will be \$160,000. He advised the entire roof would be replaced, including the insulation. He advised the County Attorney was in the process of obtaining recovery from the Warranty Company, however, replacement plans need to proceed. He advised that extra receipts and reduced expenditures during the 1988-89 school year will result in a surplus of \$170,000 which can be designated for this purpose. He advised replacement would begin as soon as school is out in June.

Mr. Cornwell stated there is a warranty on the roof that they are replacing and he is making claim against that warranty for the cost of replacement. Unfortunately, the bonding company has gone bankrupt and the warranty company is a German firm and is not doing anymore work in the United States. Therefore, he is dealing with the remainder of the German firm in New Jersey on an effort to acquire funds to pay for the roof. He

anticipated a 50/50 chance of litigating. He also advised that he has not ruled out liability.

Mr. Bracey asked Mr. Cornwell's honest opinion on recovery. Mr. Cornwell advised the County would be getting something. He stated the roof had to be replaced. How much money that is recovered toward that cost will be determined during litigation.

Dr. Vaughn stated there were letters on file from the beginning about the roof leaking. In the early stages, the architect made the roofing company remove large sections of the roof and replace it with new materials, under their direct supervision. As the rest was put on, it appeared to be installed properly. They were very diligent in keeping an eye on this problem, particularly when we first started having problems.

Mr. Robertson questioned the architect's responsibility. Mr. Cornwell stated he could not determine that it was an architectural problem. It appeared that if the roof had been installed properly, this problem would not have occurred. On the surface it appeared to be installed properly; however, problems developed in the seams. The architect has a large file of correspondence and has made visits to the school (without charge) and has made a diligent effort to correct the problem.

Dr. Vaughn advised that before the bid is awarded, they will make sure of the status of the company and proper warranty agreements with Mr. Cornwell.

Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the School Board is authorized to obtain bids for the replacement of the roof on Sunnyside Elementary School using surplus funds from the 1988-89 School Board budget; and,

BE IT FURTHER RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that any additional local funds needed will be deducted from the 1989-90 local appropriation.

IN RE: DEWITT SCHOOL PROPERTY

EXTRACT
Mr. Jim Cornwell, County Attorney, reported the County has received a deed of gift and quit claim on the DeWitt School Property for no consideration. He requested a resolution accepting the conveyance and authorization for the expenditure of \$12.00 to record the deed in the courthouse.

Upon motion of Mr. Robertson, seconded by Mr. Bracey, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that the County Administrator is hereby authorized to accept on behalf of Dinwiddie County a quit claim deed for the former DeWitt School Property and is authorized to expend \$12.00 for the recording fees of such conveyance.

IN RE: DINWIDDIE CABLE TV ANTENNA LEASE

EXTRACT
Mr. Jim Cornwell, County Attorney, advised in November, the franchise issued to Dinwiddie Cable TV was transferred to Dinwiddie Cable Partners, LP and approved by the Board. At the time the Board transferred the franchise, they did not transfer the lease rights for the cable TV antenna at Namozine VFD. The County will receive \$900.00 this year for this lease. Therefore, Mr. Cornwell requested a resolution authorizing the County Administrator to sign a modification to the lease, transferring all rights to the new franchisee.

Upon motion of Mr. Moody, seconded by Mr. Robertson, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that whereas by resolution of the Board of Supervisors adopted

November 16, 1988, the Cable TV Franchise was transferred to Dinwiddie County Partners, LP; and,

WHEREAS, the former company, Dinwiddie Cable TV, is the lessee of an antenna site which lease rights were transferred to Dinwiddie Cable Partners, LP, which transfer requires consent and approval by this Board.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, the County Administrator is hereby authorized to execute an assignment of the lease rights of the lease dated 16th April 1986 with the modifications thereof dated November 18, 1987, to Dinwiddie Cable Partners, LP.

IN RE: RECREATION DIRECTOR

Ms. Fran Hart presented her report for the month of March. She also requested approval to attend and work the following events: Virginia Golden Olympics, Danville, VA - May 17-21; U.S. National Senior Olympics, St. Louis, MO - June 19-23; GEN-CON Game Fair, Milwaukee, WI, August 8-11. She advised there will be no cost involved to the County, as her housing, meals and transportation will be picked up by the Virginia Golden Olympics for Danville and St. Louis. She will pay her own way for the GEN-CON Game Fair. Mr. Bracey voiced his concern as to who will be in charge of Dinwiddie's Recreation Department while she was away. Ms. Hart advised she will have events covered and will be available by phone, if needed.

Upon motion of Mr. Robertson, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", Ms. Fran Hart is authorized to attend the Virginia Golden Olympics, Danville, VA - May 17-21; U.S. National Senior Olympics, St. Louis, MO - June 19-23; GEN-CON Game Fair, Milwaukee, WI, at no cost to the County.

IN RE: TARGET RANGE PERMIT -- LOUISE MOORE

EXTRACT
Mr. Jim Rice, Public Safety Officer, presented an Application for a Target Range Permit from Ms. Louise Moore to conduct a Turkey Shoot on May 6, 1989, on her property located at Route 642 and 620, Route Box 122H-1, Wilsons, Virginia. The event will be sponsored by the United Order of Tent No. 564, Sister Bertha M. Craig (Leader). Mr. Rice has visited the site and recommended approval of the permit.

Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", Mrs. Louise Moore is granted a Target Range Permit to hold a Turkey Shoot on May 6, 1989, with a rain date of May 13, 1989, on her property located at Route 642 and 620, Wilsons, Virginia, with all conditions stated therein.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION

Mr. Clarence Roberts, Virginia Department of Transportation, appeared before the Board on behalf of Mr. MacFarland Neblett. He advised the Board the requests for the Revenue Sharing Program for Fiscal Year 1989-90 were needed by April 14, 1989. Mrs. Quesenberry advised she and Mr. Neblett had discussed the Program and it was her understanding that the Revenue Sharing Program would require a match from the County, of which the County no longer receives Revenue Sharing Funds; therefore, the County would not be participating.

Mr. Roberts requested an Executive Session with the Board to discuss acquisition of property.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", pursuant to Section 2.1-344 (3) of the Virginia Freedom of Information Act, the Board moved into Executive Session at 9:30 p.m. to discuss acquisition of property. A vote having been made and approved, the meeting reconvened into Open Session at 9:45 p.m.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION (CONTINUED)

Mr. Clarence Roberts asked if there were any questions.

Mr. Clay asked to have a traffic check on the road in front of Sunnyside Elementary School in McKenney to reduce the speed limit to 35 mph in front of Elder Ball Field.

Mr. Bracey wanted the status on his request from March wherein he requested a speed study on Route 619 from Route 626 to Route 734. Mr. Roberts did not have the information, but made a note of it for Mr. Neblett.

Mr. Bracey requested the contact person on getting the ditch lines pulled on Route 619, particularly from Mount Level Church to the Community Center. Mr. Roberts advised Mr. J. T. Lester is the Maintenance Supervisor who schedules the work. He advised they have a program and set times when ditches are pulled.

IN RE: COMMONWEALTH ATTORNEY

Mr. T. O. Rainey, III, requested a time during the Executive Session to discuss the Law Library. He would need the Board's comments and direction so he can proceed on a matter.

IN RE: DIVISION OF FORESTRY

Mr. C. Crockett Morris, Jr., Regional Forester, Department of Forestry, presented his yearly report.

IN RE: STREET LIGHTS -- CHESTNUT GARDENS & MANSFIELD SOUTH

Mrs. Wendy Quesenberry, Interim County Administrator, advised at an earlier meeting the County received two requests for street lights from Chestnut Gardens Subdivision and Mansfield South Subdivision. She accompanied representatives of Virginia Power and looked at the two subdivisions and received the following proposal from Virginia Power:

CHESTNUT GARDENS - Install 4 lights & Poles \$3,331.00
Annual Cost under new contract 421.44

MANSFIELD SOUTH - 6 lights with no
installation charge as poles already exist.
Annual Cost under new contract \$ 632.16

Mr. Bracey inquired as to the process of subdivisions obtaining street lights. Mr. Robertson advised it has always been done where the citizens request the street lights and then examined by the County Administrator and Virginia Power, with recommendations to the Board as to where to place the lights and how many lights are required. Mrs. Quesenberry advised that when the County approved the request, the County has borne the street light cost. Mr. Bracey advised if this was the policy, he had two subdivisions to submit requesting street lights. He advised at some point the County is going to have to say no, due to the fact it is costing all of the citizens a great deal of money, to accommodate only a portion of the citizens.

Mr. Robertson stated the citizens of the Northern end of the County represents as much as 50% of the tax revenue for the County. He urged a unified County and not have a north and south issue. If another area of the County has a request for street lights, bring it forward and if the request is turned down, then there will be a right to discuss the issue. However, right now the street lights in the subdivisions need to be approved.

Mr. Bracey stated no one was trying to make a north/south issue. His argument is that what is good for one end of the County is good for the other, and tonight he is presenting requests for street lights in two subdivisions.

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Mr. Clay stated it was time to consider an ordinance to require subdivision developers to install street lights and be added onto the price of the lot. Mr. Cornwell stated this could be referred to the Planning Commission to amend the subdivision ordinance; however, it would only be for future subdivisions. This would only cover installation cost. There is still the continuing light bill payment.

Mr. Robertson stated every bill received for electricity and telephone service has a utility tax added by the County and inquired if that covered the expenses. He was told the Utility Tax was deposited to the General Fund.

Mr. Moody stated these two subdivisions have gone through the process as others have previously and he felt the Board should honor their request; however, some policy should be set as he was not in favor of paying for all the lights throughout the County.

Mr. Robertson stated he supported Mr. Moody's view in the future, and if there is a way and a solution to make it equal throughout the County, he is in favor of it.

Upon motion of Mr. Robertson, seconded by Mr. Harrison, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", Mr. Bracey voting "no",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that street lights for Chestnut Gardens Subdivision, which includes four lights and poles for a cost of \$3,331 and an annual cost of \$421.44 is approved; and,

BE IT FURTHER RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that street lights for Mansfield South Subdivision, which includes six lights at no installation charge due to existing poles and an annual cost of \$632.15 is approved.

IN RE: AMENDMENT TO SUBDIVISION ORDINANCE -- STREET LIGHTS

Upon motion of Mr. Harrison, seconded by Mr. Robertson, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", Mr. Bracey voting "no", the Planning Commission is directed to prepare an amendment to the subdivision ordinance, wherein the developer will pay for street light installation.

IN RE: STREET LIGHT REQUESTS

Mr. Bracey presented requests from Stony Springs Subdivision, Confederate Woods Subdivision, and Dabney Estates Subdivision for street lights and requested it be put on the April 19th Agenda.

IN RE: STREET LIGHT POLICY

Upon motion of Mr. Moody, seconded by Mr. Robertson, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the County Administrator is instructed to come up with a policy for street lights in existing subdivisions.

IN RE: DINWIDDIE/PRINCE GEORGE COUNTY BOUNDARY LINE

Mr. George Hobbs, Route 1, Box 76B, Carson, Virginia appeared to speak for the record on the boundary line and stated he has contested this issue from the beginning. He stated during the last three weeks he has worked the County line from the Petersburg City Limits to the Sussex Line and has talked to over 200 people and no one that he has talked with has said the line was not moved over into Prince George. He asked what property was Dinwiddie giving up? He said the line had been there for over 100 years or more and the Board had decided to move it. He asked what the County was gaining by moving the line?

Mrs. Quesenberry advised she had talked with the Commissioner of the Revenue and Prince George County and the Engineer located monuments only. Surveys of individual property lines were not done. All he did was

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relocate 11 monuments. Without doing a survey of each parcel, there is no way of knowing if the land is officially in Prince George or Dinwiddie. The boundary line issue was done because of development in the northern end of the County. When surveyors went out, there were no points of reference. Therefore, the two counties wanted to establish points of reference for future surveys. Now the monuments are there. The taxation will change only if a new survey is done of any property on the line and it is recorded.

Mr. Hobbs stated that problems are now created for future families, as in future years they won't know where their property will be. Mrs. Quesenberry explained it will stay where it is right now, unless the land is resurveyed. Mr. Hobbs asked if the house stays there, why didn't the line stay there? Why was the line moved? He stated there were four houses between Carson and the Sussex line that will be paying taxes in Prince George that have been in Dinwiddie for over 100 years and now the line is moved. Mrs. Quesenberry stated they will continue to be where they are unless a new survey is done and it is recorded. A surveyor will have a point of reference, instead of having five points of reference. Nothing is going to happen unless a resurvey is done to change or divide property on the line.

Mr. Hobbs wanted to know why the line could not have been left where it was surveyed in 1901. Mrs. Quesenberry advised the surveyors found the monuments of 1901 and that is where he has relocated them. Mrs. Quesenberry stated she understood Mr. Hobbs does not agree with the findings or the monument findings.

Mr. Hobbs asked what did the surveyor establish his survey by? Mrs. Quesenberry advised the surveyor had shown him previously the 1901 plat and field notes that were used.

Mr. Hobbs asked Mr. Bracey and Mr. Clay where the County Attorney found his records to show that the notes were rewritten in 1966, and who authorized the records to be rewritten? Did the County Attorney bring anything back to show this? Mr. Bracey stated the attorney sent Mr. Hobbs the same material he sent him. The papers that Mr. Hobbs presented, and the papers found in the Prince George Courthouse were identical, except for one or two words. Mr. Hobbs asked where the records came from. Were they in the Court Records or the Board of Supervisor's Minutes? Mr. Bracey advised they were from the Clerk's Office. Mr. Hobbs stated this is not what he asked for. He wanted to know if the records were legal. In other words, who authorized the records to be rewritten in 1966? The reason he asked this is he has some field notes too that are different from the records. Mr. Bracey advised he is going by the sealed document the County Attorney found in the Prince George Clerk's Office.

Mr. Cornwell advised he was instructed to see if he could find the original 1901 court file that had the surveyor's field notes and the surveyor's records. He went to the Prince George Courthouse, to an old filing cabinet in the Circuit Court Clerk's Office, and there did not appear to be any new paper there, as it was old, hard to read and hard to copy. He pulled all of the records, copied them and sent them to you. They were certified by the Clerk. He compared the Engineer's copy, with the copy from the records, and found one or two words different from the 1901 original file and what was in the book which stated it was microfilmed in 1966.

Mr. Hobbs stated he had a lawyer to look and he could not find them. Mr. Hobbs wanted to know the page number and book Mr. Cornwell found these documents. Mr. Cornwell advised they were not in a book, they were in a file.

Mr. Robertson stated the County paid \$40,000 to have the line surveyed and he thought if there was any recourse it should be taken up with the surveyor.

Mr. Clay expressed to Mr. Hobbs he was sorry he disagreed with the Board, however, \$40,000 had been paid and the Board had tried to accommodate his requests in that they had the surveyor come back out to meet with Mr. Clay, Mr. Bracey, Mrs. Quesenberry and himself, which cost an additional \$350. Mr. Clay stated if Mr. Hobbs had any recourse he could present it to the Circuit Court at that time.

Mr. Hobbs asked does he go to court on the matter next. Mr. Cornwell stated he would show Mr. Hobbs where he found the records.

Upon motion of Mr. Harrison, seconded by Mr. Robertson, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye",

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the boundary line is accepted and approved as shown on the survey dated June 1988 and prepared by Rouse-Sirine Associates, Ltd. as the agreed boundary line pursuant to Section 15.1-1031.1 of the Code of Virginia; and,

BE IT FURTHER RESOLVED THAT THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA authorizes the County Attorney to proceed with Court approval thereof pursuant to Section 15.1-1031.3 of the Code of Virginia.

IN RE: JAIL IMPROVEMENTS - AWARD OF CONTRACT

EXTRACT
Mrs. Wendy Quesenberry, Interim County Administrator, advised four bids had been received on the jail renovations. This renovation would include a fire escape, small enclosure for a recreation area, replace roof, boiler work and pipe replacement. The bids ranged from \$333,900 to \$462,798. Mrs. Quesenberry advised this work has to be done. As previously discussed, the County is taking in prisoners from other localities to offset the costs. Originally \$200,000 was budgeted; however, in August this was cut to \$100,000. The additional money will be borrowed and included in the tax anticipation note. Mrs. Quesenberry requested authorization to accept the low bid, James Fox & Sons, Inc. from Richmond, in the amount of \$333,900. She noted the bids were done with deducts, such as not doing the roof, or boiler, and the dollar amounts involved would not result in a significant cost saving. Mr. Harrison asked if this would take care of all the jail needs. Mrs. Quesenberry answered this will take care of things that are known of now and committed to the jail itself. This does not include the parking area improvements.

Upon motion of Mr. Robertson, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that the bid submitted by James Fox & Sons, Inc. from Richmond, Virginia, in the amount of \$333,900 is accepted for the jail improvements, the funding to be included in the 1989 tax anticipation note.

IN RE: JAIL IMPROVEMENTS -- PARKING LOT

Mrs. Wendy Quesenberry, Interim County Administrator, advised a long standing issue has been the parking situation at the jail, including removal of the old jail, and additional drainage that needed to be done if the parking lot was paved. If anything was done, it will have to be considered in the new budget. She stated EPA has new guidelines that concern existing underground gas tanks. The County is going to be required on any existing underground gasoline tanks to provide monitoring with special spill cups on top of the tanks and a monitoring device for leaks. The following year, corrosion protection will need to be done. She stated a considerable amount of money will be required. Therefore, their idea now is to get rid of as many tanks as the County possibly can and consolidate them. Gas tanks are in use now at the jail where a great number of the County vehicles fuel up. She has been working with the School Board to see if these tanks were removed from the jail, could the County consolidate with the School Bus garage and all County vehicles go there to gas up. Pumps will be added to take care of our needs, as we are on a key system and that type operation will be continued.

She advised the old jail is located at these gas tanks and the Sheriff has been requesting something be done with the old jail as it is becoming a safety hazard. The County had talked of seeking bids to tear down and remove the old jail. Another suggestion was that some individual or organization might be interested in taking down the old jail for the benefit of having the old bricks, bars, etc.

Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the County

Administrator is authorized to obtain sealed bids from individuals or organizations interested in demolishing the old jail for the bricks and bars at no cost to the County.

IN RE: REGIONAL JAIL

EXTRACT
Mrs. Wendy Quesenberry, Interim County Administrator, advised the County has been involved with the Regional Jail Assessment Study with other localities. The study has been completed and the Committee is at the point where they need to know if we will be participating, and if so how many bed spaces we will need. Also, if we plan to stay in the study, some up front planning funds in the amount of \$4,000 are requested. Therefore, we need to decide if the County will be participating in the Regional Jail.

Mrs. Quesenberry stated no one has a crystal ball but the Sheriff feels that with Dinwiddie County prisoners only and with the double bunking, we will have more than adequate facilities to care of our jail needs by the year 2000. If the County participates in the Regional Jail and reserves 30 beds on a bed space basis, then Dinwiddie's cost would be around \$45,000 per cell for construction cost. Therefore, Dinwiddie's estimated cost would be \$1,404,000. The State would reimburse \$600,000, leaving Dinwiddie's total cost of \$804,000.

Mrs. Quesenberry stated the Regional Jail is at least three years away if construction begins now. The County has just awarded a \$333,900 bid for work to be done on the jail and a sewage treatment plant has to be constructed. We must do these things to keep operating the jail. Even if the County participates in the Regional Jail, we would not be able to close our jail down and we would still have the costs we have now.

Upon motion of Mr. Harrison, seconded by Mr. Bracey, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that the County will not participate in the Regional Jail; and,

BE IT FURTHER RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the County will not appropriate funds for the Regional Jail planning effort.

IN RE: VIRGINIA POWER AGREEMENT

Mrs. Wendy Quesenberry, Interim County Administrator, advised the County has a new three year contract with Virginia Power effective July 1, 1988. Every three years the Virginia Association of Counties and Municipal League negotiates for all of the municipalities with Virginia Power to get the best rate. They negotiated a decrease of more than 14% in comparison to the previous three year contract. She advised the County will be receiving a refund due to the decrease in rates since we have been paying the old rates since July 1, 1988. She requested authorization for the chairman to sign the contract for a three year term.

Upon motion of Mr. Moody, seconded by Mr. Robertson, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the Chairman of the Board of Supervisors is authorized to sign a three year rate contract with Virginia Power for electric service, effective July 1, 1988.

IN RE: COST ALLOCATION PLAN

EXTRACT
Mrs. Wendy W. Quesenberry, Interim County Administrator, advised the County had received two proposals for the Cost Allocation Plan - David M. Griffith & Associates for \$3,200; and Robinson, Farmer, Cox Associates for \$1,500. She stated the County has been dealing with David M. Griffith since the County started preparing a Cost Allocation Plan. This plan allows the County to recover funds for administering federal grants, mainly through Social Services. Last year \$13,000 was recovered and this year \$9,000 will be received. She stated both firms are qualified.

However, since Robinson, Farmer, Cox is less than half the cost of David M. Griffith, she recommended the contract be awarded to Robinson, Farmer, Cox for three years, subject to annual renewal by the County.

Upon motion of Mr. Robertson, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Robinson, Farmer, Cox be awarded the three year contract based upon their bid of \$1,500 to prepare the County's Cost Allocation Plan.

IN RE: LAKE CHESDIN BOAT LANDING

EXTRACT
Mrs. Wendy Quesenberry, Interim County Administrator, advised that awarding the contract to operate the Lake Chesdin Boat Landing was postponed at the last meeting. She stated the Boat Landing is owned by the State Game Commission and the County has a contract with them. Bids were solicited to operate the Boat Landing and Mr. Frank Blaha was the only one to send in a proposal. Mr. Blaha operated the Boat Landing last year and broke even on his collections and expenses. Mr. Blaha is proposing to be at the Boat Landing on weekends, Wednesday and/or Thursdays and Holidays. Mr. Blaha requested the season pass be raised from \$20.00 to \$25.00 (which was approved by the Game Commission) and increase the County's share of the insurance cost to help him make a small profit this season. The insurance is \$834.12 per year, wherein the County paid half the cost last year. This year he requested an additional \$100 making the County's share \$534.12. Approximately 62 season passes were sold last year.

Mr. Robertson stated the past season passes were dated January 1st; however, this is called a "Season Pass". To eliminate confusion, he suggested dating the passes from beginning of the contract to the end of the contract.

Upon motion of Mr. Robertson, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye",

BE IT RESOLVED THAT THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA awards the Lake Chesdin Boat Landing Contract to Mr. Frank Blaha, renewable for three years; and

BE IT FURTHER RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that the season pass will remain at \$20.00; and

BE IT FURTHER RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the County will pay the entire cost of the liability insurance for Mr. Blaha in the amount of \$834.12.

IN RE: FAX MACHINE

Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the Fax Machine issue was brought off the table from the March 15, 1989 meeting.

Mr. Bracey stated he feels the County offices need a FAX Machine. At the last meeting the features the staff requests was questioned.

Mr. Robertson questioned paying \$500 to \$600 more to pay for a code or security feature. He agreed the County needs a FAX Machine.

Upon motion of Mr. Harrison, seconded by Mr. Bracey, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the issue was postponed and the County Administrator instructed to review the various machines and features with Mr. Robertson.

IN RE: MEETING DATES

Mrs. Wendy Quesenberry, Interim County Administrator, advised a date had to be set for a Budget Workshop. Also, the Certification Committee has asked to meet with the Board before the Budget session. The Board was unable to meet before the next meeting; therefore, the setting of a date and time was postponed until April 19, 1989.

The Board agreed to meet with the Airport Authority before their regular meeting at 4:00 p.m., on April 25, 1989, at the Airport terminal.

IN RE: RESCUE SQUAD -- SALE OF AMBULANCE

EXTRACT
Mrs. Wendy Quesenberry, Interim County Administrator, advised the Dinwiddie Rescue Squad has sold the 1983 Chevrolet ambulance to Oak Hill Used Auto Parts and needed authorization to transfer the title.

Upon motion of Mr. Robertson, seconded by Mr. Bracey, Mr. Bracey, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", Mr. Harrison had left the room;

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the County Administrator is authorized to sign the title of the 1983 Chevrolet Ambulance Truck, VIN: 1GBGC34W0DV115118 over to Oak Hill Used Auto Parts.

IN RE: CIRCUS

Mr. Wendy Quesenberry, Interim County Administrator, advised a request from the Great American Circus has been submitted to hold a 3-ring circus on April 30, 1989, on property owned by Robert Ragsdale. This event will not be sponsored by a County group and will be held on private property. She required the company to file an application for a Special Entertainment Permit; however, the County has no control over the group, other than inspections through the Building Inspector and Public Safety Director. They will pay a business license tax and admissions tax.

Mr. Clay advised he had talked with Mr. Ragsdale and he indicated he had requested 5% of the proceeds be donated to charity or the rescue squad.

Mr. Dwayne Abernathy, Building Inspector, advised the Health Department will not be involved as it is up to the Building Inspection Department to enforce bathroom facilities. The Public Safety Director will also have laws to enforce.

Mr. Rice pointed out that the Sheriff's Department, Rescue Squad and Fire Departments, as well as himself and Mr. Abernathy will be affected by this event.

Mrs. Quesenberry advised they will be providing free tickets for children under 12 through the schools. She advised she brought this to the Board's attention as information. There was no action or endorsement required of the Board.

Mr. Cornwell advised that there is no permit fee or ordinance to cover this type of event. There is no ordinance on the books to approve this event or disapprove it. To control such an event will have to be done through public health and safety with the Building Inspections and Public Safety Offices and through the license taxes.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", pursuant to Section 2.1-344 (1), (3), (5), and (6) of the Virginia Freedom of Information Act, the Board moved into Executive Session at 10:50 p.m. to discuss personnel, use of real property, industrial development and legal matters. A vote having been made and approved, the meeting reconvened into Open Session at 12:01 a.m.

IN RE: AUTHORIZATION TO POLICE DUMPSTERS

Mrs. Wendy Quesenberry, Interim County Administrator, advised there is an uncontrollable situation concerning the misuse of dumpsters and in an effort to try to correct this problem and extend the life of our present landfill, she requested authorization to hire at a fixed rate, Deputy Sheriff volunteers to police the dumpsters. They will work through the Director of Sanitation and monitor different sites. This would be on a trial basis. If this does not work out with the Sheriff's Department, they may have to hire someone at an hourly rate to police the dumpsters. There is money in the Department of Sanitation budget to do this.

Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the Director of Sanitation and the County Administrator work with volunteers from the Sheriff's Department to police the dumpster sites and enforce the Solid Waste Ordinance on a temporary basis; and

BE IT FURTHER RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the Director of Sanitation and County Administrator be authorized to hire someone at an hourly rate if the Sheriff's Department is unable to assist.

IN RE: DEPUTY ANIMAL WARDEN -- AUTHORIZATION TO ADVERTISE

Mrs. Wendy Quesenberry, Interim County Administrator, advised that when the budget was adopted there was a position for a full time Deputy Animal Warden position. However, before that position could be filled there was a freeze put on hiring. Therefore, the Animal Warden has had part-time help, which in actuality has been full-time help as the individual has been working 40 hours a week. She requested authorization to advertise for a full time Deputy Animal Warden. Once the position is filled, they will decide what to do with the part-time position.

Upon motion of Mr. Robertson, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the freeze on the Deputy Animal Warden is lifted and the County Administrator is authorized to advertise for the full time Deputy Animal Warden position.

IN RE: COUNTY ADMINISTRATOR -- AUTHORIZATION TO ADVERTISE

Mrs. Wendy Quesenberry, Interim County Administrator, requested authorization to advertise for the position of County Administrator. This needs to be advertised for at least 30 days and to have someone on Board by the new fiscal year, advertisements should be placed at this time.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the Interim County Administrator is authorized to advertise for the position of County Administrator in the major papers covering the State and through the National Association of Counties.

IN RE: DOG POUND BIDS

EXTRACT
Mrs. Wendy Quesenberry, Interim County Administrator, advised there is a problem with the sewage system at the Dog Pound and the contributing factor is the accumulation of rain water that goes directly into the drain field due to the fact the roof does not extend over the drain trough. Bids were obtained to extend the front and rear roof and they ranged from \$885 to \$1,025. There is money in the budget for these repairs. She requested authorization to accept the low bid of \$885.

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that Mr. Louis E. Gibbs & Son be awarded the bid to extend the front and rear roof of the Dog Pound at a cost of \$885.00.

IN RE: REQUEST TO REPLACE TRASH TRUCK

EXTRACT

Mr. Spike Wells, Acting Director of Sanitation, advised the Board he was in need of a new trash truck. Some days only one trash truck is running to cover all of the county. He stated there was no need to put out more cans and have nothing to empty them with. Mrs. Quesenberry stated she has a truck budgeted for the next fiscal year. Mrs. Quesenberry stated that since Mr. Wells indicates we cannot wait another three months, to allow her to check on a lease/purchase agreement to add this vehicle to the existing plan. She advised the trucks will have to be bid out, and with advertising, may take at least three more weeks to determine the cost.

Mr. Wells also advised he needed a 16 ft. trailer to haul dumpster cans to and from sites. He stated he could also use the trailer to haul sofas and larger items as well. He had received two bids, one for \$1,300 and one for \$1,595 and there is money in his budget for this.

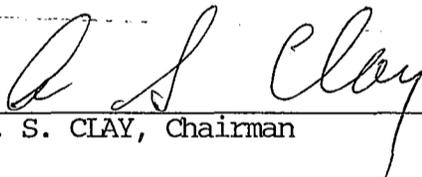
Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye",

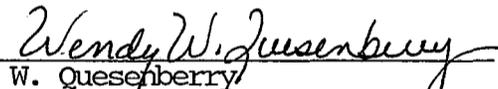
BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the County Administrator is authorized to solicit bids on a trash truck, and check into a lease-purchase agreement for funding; and

BE IT FURTHER RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the County Administrator is authorized to accept the low bid on the purchase of a 16 ft. trailer for the Department of Sanitation, after securing three bids.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the meeting adjourned at 12:15 a.m.


A. S. CLAY, Chairman

ATTEST: 
Wendy W. Quesenberry
Interim County Administrator