

VIRGINIA: At THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE ADMINISTRATION BUILDING, DINWIDDIE, VIRGINIA, ON THE 19TH DAY OF JULY, 1989, AT 7:30 P.M.

PRESENT: A. S. CLAY, CHAIRMAN
HARRISON A. MOODY, VICE-CHAIRMAN
EDWARD A. BRACEY, JR.
CHARLES W. HARRISON

ELECTION DISTRICT #4
ELECTION DISTRICT #1
ELECTION DISTRICT #3
ELECTION DISTRICT #2

JAMES E. CORNWELL, JR.
O. M. RAINEY, JR.

COUNTY ATTORNEY
DEPUTY SHERIFF

ABSENT: GEORGE E. ROBERTSON, JR. ELECTION DISTRICT #2

IN RE: MINUTES

Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Clay voting "aye", the minutes of the June 19, 1989 Special Meeting, the June 21, 1989 Regular Meeting, the June 29, 1989 Continued Meeting and the July 12, 1989 Special meeting were approved as presented.

IN RE: CLAIMS

Upon motion of Mr. Harrison, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, 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 4932 to 5137: General Fund - \$160,357.82; E911 - \$6.97; Self-Insurance - \$15,891.21, for a total of \$176,256.00.

IN RE: CITIZEN COMMENTS

1. Janet Bass, 5 McIlwaine Drive, Petersburg (Sysonby Ridge Subdivision) appeared before the board advising her mail delivery was going to be interrupted due to the Post Office refusing to deliver mail as her streets have not been paved. She felt she had been given the run around by the developer of the subdivision as to why the road had not been paved and asked the Board to enforce ordinances, policies and procedures for subdividers.

2. George Hobbs, Carson, Virginia, appeared regarding his Conditional Use Permit which was granted at the June 21, 1989 meeting. He asked that two of his conditions be removed due to the fact no one else had these conditions and it was putting a hardship on his business. The conditions were: (1) All fluids be drained from the engine, rear end, and transmission and be disposed of as per the direction of the Public Safety Officer; and (2) The storage of tires will not be permitted.

Mr. Cornwell advised Mr. Hobbs he had a copy of these conditions at four different meetings and had no objections to them then. Mr. Hobbs stated he had not seen them. Mr. Cornwell informed Mr. Hobbs that in order to change the conditions, he would have to apply for another Conditional Use Permit and go back before the Planning Commission and the Board of Supervisors for public hearings.

3. Ginnie Chappell expressed her appreciation for the Recreation Department and for what the Department has done for the citizens. She thanked the Board for providing the Department.

4. Ann Scarborough expressed her concerns with the hiring of a full-time County Attorney and presented newspaper articles wherein Spotsylvania County was advertising for a part-time attorney. Her other concerns were services for subdivisions; maintaining zoning ordinances by not reducing land acreage; she questioned why it was taking Mr. Richard Jones two years to sell delinquent real estate tax land; and asked what the litigation status was on the roof at Sunnyside. Mr. Cornwell advised he expected litigation action within the next two weeks.

5. Fred Sahl reiterated two concerns he had previously expressed to the board: (1) Hiring a consulting firm to study the Landfill situation. He advised Charlottesville had recently done this at a cost of \$50,000 and the State had financed \$40,000 of this. He presented the study to the Board and suggested the Board contact our legislators and ask for financial aide. (2) He advised the Lottery money needs to be returned to the localities to help local government financially support State mandates. He stated it was up to our representatives to get this bill before the General Assembly. To date, Dinwiddie would net \$760,000.

6. Juanita Grant advised her house was located on four acres of land and requested permission to hook-up a mobile home to an existing septic system located on her property. There was a mobile home on this site two years ago; however, with the changes in the zoning ordinance last year, she is now unable to replace it.

Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Clay voting "aye", the Planning Department staff is directed to review the zoning ordinance in all classifications and make recommendations as to whether any amendments can be made to provide relief to those cases caught by the change in the zoning ordinance without changing the integrity of the ordinance.

7. Richard Earl advised he had observed a house on Rt. 226 where a Mr. Johnson lived with an excessive amount of inoperative cars and trucks. His concern was the County not enforcing their ordinances.

8. Greg Kerr, Route 601, stated he appeared before the board at a previous meeting regarding his back yard flooding due to improper drainage from a new subdivision located behind his house. He is still experiencing the problem and presented photos showing same. Mr. Harrison stated he would get in touch with the developer to correct the problem.

9. Greg Davis appeared to thank the Board for the Parks and Recreation Department. He requested the Board approve the extra money for a full-time secretary.

IN RE: AMENDMENTS TO AGENDA

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

3. Minutes - June 19, 1989 Special Meeting
7. Animal Warden
 1. Septic Tank & Drainfield
- 12a. Executive Session
 1. Industrial Prospect
 2. Investment of Public Funds
 3. Acquisition of Property
13. Industrial Site Resolutions
 3. Amendment to M-2
17. Appointments
 3. County Attorney
- 17a. Appomattox Regional Library
 1. Approval of Grants
- 17b. IGOC

IN RE: COMMISSIONER OF REVENUE

Deborah M. Marston, Commissioner of the Revenue, advised per the Board's request, she has scheduled Mr. Otha Fraher, of the Property Tax Division, Department of Taxation, to discuss general reassessment with the Board on August 16, 1989, at 6:00 p.m. She asked the Board to provide her with specific questions they would like answered. Mr. Moody requested

information on Mineral Tax -- tonnage versus value; and the separate class on the Rescue Squad/Fire Department Personal Property tax.

IN RE: TREASURER

W. E. Jones, Treasurer, in accordance with Section 58.1-3928 and 3924 of the Code of Virginia, presented the Delinquent Tax Listing Report as of June 30, 1989.

(a) 1987 Uncollected Taxes as of June 30, 1989--Base Tax Only

Uncollected 1987 R.E. Tax	\$158,962.45 (June 30, 1988)
Uncollected 1988 R.E. Tax	\$ 78,704.42 (June 30, 1989)
Uncollected 1987 P.P. Tax	\$115,401.80 (June 30, 1988)
Uncollected 1988 P.P. Tax	\$ 81,399.20 (June 30, 1989)

(b) 1988 Uncollected Tax Listing Report as of June 30, 1989

Improperly Assessed Real Estate	\$ 4,942.38
Uncollected 1988 Real Estate Taxes	\$140,954.67
Uncollected 1988 Personal Property Taxes	\$169,297.63

Mr. Jones advised he did not budget any funds to advertise a delinquent list in the newspaper due to a new amendment effective in 1988 that allows localities to add the cost of advertisement onto the delinquent tax bills. He advised the last advertisement was four years ago and cost around \$2,300, with approximately \$14,000 collected in taxes. Mr. Jones advised he would only list real estate delinquencies and stated he would not submit those names who are currently under the land sale or any delinquent real estate that is held by a mortgage company.

Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Clay voting "aye", the Treasurer is authorized to advertise delinquent real estate taxes in the newspaper.

IN RE: COMMONWEALTH ATTORNEY

T. O. Rainey, III, Commonwealth Attorney, advised the Commonwealth's Attorney Convention will be in Virginia Beach again this year and will be staying with relatives, as he did last year. He requested the Board pay his Registration Fee of \$100.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Mr. T. O. Rainey is authorized to attend the Commonwealth's Attorney Convention in Virginia Beach at a cost to the County of \$100 for the registration fee.

IN RE: ANIMAL WARDEN

Wendy Quesenberry, Interim County Administrator, reported Mr. Brooks was out with reoccurring knee problems.

Mrs. Quesenberry requested authorization to proceed with adding two additional lines to the drainfield. An approved Health Permit had been obtained. She had one estimate from Gentry Well Works of approximately \$550. Mr. Brooks has not been able to obtain any other bids. He had contacted, without success, Mr. Parham. Mr. Harrison requested another bid be brought back at the next meeting.

IN RE: SOCIAL SERVICES

King Talley, Director of Social Services, stated the State reduced her 1989-90 budget and requested the Board leave the local funding at the level previously approved.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Department of Social Services 1989-90 budget is approved as requested.

IN RE: COUNTY ATTORNEY

Jim Cornwell, County Attorney, requested authorization to readvertise a modification/amendment to the Election District Descriptions. There were directional errors between Hamilton and Wharf Store, which is on the boundary between Election District 3 and 4, in precincts 301 and 401. Therefore, readvertising is needed to correct the problem.

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Clay voting "aye", the County Attorney is authorized to advertise an amendment to correct the Election District Reapportionment ordinance.

IN RE: RECREATION

Fran Hart, Recreation Director, presented her June progress report, along with a Yearly Progress Report for FY-88. During the year, 107 programs were provided, with 15,950 people involved. She advised a National Junior Tennis League has been formed with 34 participants.

IN RE: CHANGES IN SECONDARY SYSTEM DUE TO RELOCATION AND CONSTRUCTION ON ROUTE 672

Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Clay voting "aye", the following resolution was adopted for changes in the Secondary System due to relocation and construction on Route 672 as presented by Mr. MacFarland Neblett, Resident Engineer, Virginia Department of Transportation:

WHEREAS, Secondary Route 672, from 0.347 mi. South intersection Route 603 to the intersection Route 603, a distance of 0.347 miles has been constructed and approved by the State Transportation Board, which new road serves the same citizens as the road as altered; and

WHEREAS, certain sections of this new road follow new locations, these being shown on the attached sketch titled, "Changes in Secondary System Due to Relocation and Construction on Route 672, Project: 0672-026-185,C501,C502 dated at Richmond, Virginia, June 8, 1989."

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the portions of Secondary Route 672, i.e., Section 1 and Section 2, shown in yellow on the sketch titled, "Changes in Secondary System Due to Relocation and Construction on Route 672, Project: 0672-026-185,C501,C502 dated at Richmond, Virginia, June 8, 1989." A total distance of 0.31 miles be, and hereby is, discontinued from the Secondary System of State Highways, pursuant to Section 33.1-144 of Code of Virginia of 1950 as amended; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that portions of Secondary Route 672, i.e., Section 3 and Section 4, shown in red on the sketch titled, "Changes in Secondary System Due to Relocation and Construction on Route 672, Project: 0672-026-185,C501,C502 dated at Richmond, Virginia, June 8, 1989 a total distance of 0.31 miles be, and hereby is, added to the Secondary System of State Highways, pursuant to Section 33.1-229 of the Code of Virginia of 1950 as amended.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION

Board members pointed out the following problem areas to Mr. Neblett:

1. Route 609 - Ditches needed pulling. (Clay)

2. Route 619 - Reduced speed signs. (Bracey)
3. Rohoic Farms entrance. (Harrison)
4. Route 611 - When work will begin. (Moody)

The Department of Transportation's public hearing on the 1989-90 Secondary Roads Improvement Budget will be held August 16, 1989 during the Board meeting.

IN RE: PUBLIC HEARING -- P-89-7 -- INDUSTRIAL DEVELOPMENT AUTHORITY

This being the time and place as advertised in the Progress-Index Newspaper on Wednesday, July 5 and July 12, 1989, for the Board of Supervisors to conduct a Public Hearing to consider an Application for Amendment to Zoning Ordinance submitted by the Industrial Development Authority of Dinwiddie County to rezone 54 acres of land, a portion of parcel 20-3 located in the Namozine District, west of Tindall Concrete on Route 460, from Agricultural, General, District A-2 to Industrial, General, District M-2.

The Industrial Development Authority has applied for this rezoning in order to develop the property into a small industrial park. The park already has its first occupant, Tex-Ark Joist Company of Hope, Arkansas. The property is well suited for industrial use with rail access and water and sewer being extended to the site.

Due to the industrial expansion along the Route 460 corridor and airport area, this request seems to be in keeping with growth trends in the northern end of the county. In order to facilitate the location of Tex-Ark Joist and create a new industrial park for Dinwiddie County the Planning Commission unanimously approved and recommended positive endorsement of this application at their July meeting.

Mr. Herbert Williams, III, on behalf of the Industrial Development Authority, presented the application for rezoning the property from A-2 to M-2.

No one spoke in favor or in opposition of this request.

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

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that a portion of Land Parcel 20-3 of the Dinwiddie County Zoning Maps, consisting of 54.25 acres located in the Namozine District, west of Tindall Concrete on Route 460, be amended by changing the district classification from Agricultural, General, District A-2 to Industrial, General, District M-2. In all other respects, said zoning ordinance is hereby reordained.

IN RE: PUBLIC HEARING -- A-89-10 -- VOLUNTEER MOTOR VEHICLES

This being the time and place as advertised in the Progress-Index Newspaper on Wednesday, July 5 and July 12, 1989, for the Board of Supervisors to conduct a Public Hearing to consider an ordinance to add Section 19-119 - Volunteer Motor Vehicles to the Dinwiddie County Code.

Mr. Jim Cornwell, County Attorney, advised that due to a July 1, 1989 change to the Code of Virginia, there was a request made to draft an ordinance providing for a new classification for volunteer motor vehicles. He advised this was not an exemption of a motor vehicle, it is set up as a separate classification for taxation purposes. When tax rates are set, an appropriate rate will be set at that time. The County will not be able to enact this law until 1990. The state code only provides for volunteer rescue squad and volunteer firefighter personnel.

Mr. Jim Rice, Public Safety Officer, recommended that the ordinance be adopted with the following stipulations to reduce the County liability and to enhance the services of the Fire Departments and Rescue Squad.

a. Volunteer Firefighters must achieve certification at the Firefighter I and Hazardous Materials Level I certification level, or be

enrolled in such classes within 24 months of receiving such exemption or becoming a member of the fire company.

b. Volunteer Rescue Squadmen must achieve certification as an Emergency Medical Technical and Hazardous Materials Level I, or be enrolled in such classes within 24 months of receiving such exemptions or becoming a member of the rescue squad.

Mr. Len "Doc" Dockery asked if this would affect the County stickers the members were now receiving free from the County. Mr. Rice indicated it would not.

Mr. Rice was asked if the County volunteers were equipped with the proper equipment for Hazardous Materials situations. Mr. Rice advised that through the County, fire departments' fund raising, and the fire programs fund provided by the State, the Departments are adequately protected with the proper gear that would protect them in all but the worst cases, which is a Level III response. The training will make individuals aware of the dangers and how to deal with them effectively and be equipped properly.

The following people spoke in favor of the ordinance:

1. Richard Earl - Volunteers take team work and no one should be excluded. He suggested a 5 cents tax.
2. Bob Mengel, Chief, Dinwiddie VFD - Presented letter to Board indicating the purpose of the bill was not to mandate required training for volunteers, but to make volunteering more attractive to members and prospective members. He favored the 0 or 1 cent tax rate. He recommended passing the ordinance with no stipulations. He suggested the Chief's Association stipulate who an active member is.
3. Chris Goad, Treasurer, Dinwiddie VFD - To attract more volunteers, he favored passage as written, without stipulations.
4. Bill Queen, Chief, Namozine VFD - In favor of ordinance and stipulations, as the stipulations teach volunteers how to protect themselves.
5. John Tyrcha, Battalion Chief in Charge of Training, Namozine VFD - In favor of ordinance with stipulations for their own protection.

No one spoke against the ordinance.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Clay 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 changes and addition to Chapter 19 thereof by the addition of Section 119 thereto, and in all other respects be reordained:

SECTION 19-119. VOLUNTEER MOTOR VEHICLES

Pursuant to Section 58.1-3506 of the Code of Virginia, as amended, one motor vehicle which is regularly used by each volunteer rescue squad member or volunteer fire department member to respond to calls as therein defined and classified is hereby declared to be a separate class of property for local taxation separate from other classifications of tangible personal property provided that in January of each year the said volunteer shall furnish the Commissioner of Revenue of Dinwiddie County with a certification by the chief or head of the volunteer organization that said volunteer is a member of the volunteer rescue squad or fire department who regularly responds to calls or regularly performs other duties for the rescue squad or Fire Department and the motor vehicle is identified as regularly used for such purpose.

This ordinance shall become effective December 31, 1989.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that a committee be formed consisting of the Public Safety Officer, County Administrator, Fire Chief and/or appointed official

Training Officer from each Fire Company, and Rescue Squad to bring back recommendations to the Board before the effective date as to who should be eligible for the Volunteer Motor Vehicle ordinance.

IN RE: 1988-89 SUPPLEMENTAL APPROPRIATIONS - COUNTY ATTORNEY

Wendy Quesenberry, Interim County Administrator, advised a supplemental appropriation was needed to the 1988-89 budget.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that \$21,421.18 be transferred from the Self-Insurance Fund to the General Fund under the category of County Attorney for litigation expenses incurred for the Redistricting suit filed by the ACLU.

IN RE: 1988-89 SUPPLEMENTAL APPROPRIATIONS - SCHOOL BOARD

Wendy Quesenberry advised the remaining appropriation for the School Fund for 1988-89 was needed as in August of last year, only one-fourth of the School Board budget was appropriated. The remainder was to be requested in quarterly installations. The School Board did not come back with a request, so the remaining amount needs to be appropriated to cover their remaining budget.

There is \$170,000 the School Board has indicated is left over from last year to transfer over. This will be appropriated when the audit is complete and we know the exact amount.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that \$11,972,411.25 be appropriated for the 1988-89 School Board Budget.

IN RE: 1989-90 BUDGET AMENDMENTS

Wendy Quesenberry, Interim County Administrator, advised she had received final approval from the Compensation Board and, as in the past, the Compensation Board did not provide sufficient funds to maintain the departments. She did not decrease the budgets because of the Compensation Board allocation in the Treasurer and Commissioner of Revenue Offices. The Treasurer requested extra help in order to allow him time to work on delinquent taxes. The Commissioner of Revenue requested money for extra help to assist in changing addresses for the E911 system in house numbering and streetnaming. She advised the Compensation Board did not grant the Sheriff's Department any additional employees, therefore \$5,000 allocated for health insurance coverage for additional employees can be subtracted from the Sheriff's budget. She stated an additional \$1,000 should be added to the Circuit Court Judge budget.

Mr. Harrison requested the postponement of the appropriations resolution due to a full Board not being present. Ms. Quesenberry advised that in order to pay the claims, the appropriations resolution was needed. Mr. Bracey stated a majority of the Board was present and postponement was not necessary.

Mr. Harrison made the motion to postpone the adoption of the appropriations resolution until the next meeting. There was no second. Mr. Bracey, Mr. Moody, Mr. Clay voting "no", Mr. Harrison voting "aye", the motion failed.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the 1989-90 Sheriff's Budget be decreased by \$5,000; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that \$1,000 be added to the Circuit Court Judge's 1989-90 Budget.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that \$14,000 be appropriated to the Dinwiddie Airport Authority 1989-90 Budget.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that \$4,090 be appropriated to the John Tyler Community College 1989-90 Budget.

Upon motion of Mr. Harrison, seconded by Mr. Moody, Mr. Harrison, Mr. Moody voting "aye", Mr. Bracey, Mr. Clay voting "no", the addition of \$5,000 for the Recreation Department is carried over to the next meeting due to a tie vote and all members are not present.

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

BE IT RESOLVED that \$1,100 be appropriated to the Electoral Board of the 1989-90 Budget.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that \$21,000 be appropriated to the Jail in the Water and Sewer category.

IN RE: AMENDMENT TO JUNE 21, 1989 MINUTES

Upon motion of Mr. , Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Clay voting "aye", the June 21, 1989 minutes are amended as indicated:

IN RE: ADOPTION -- 1989-90 BUDGET & 1989 TAX RATES -- Change #4 Electoral Board from \$4,100 for Extra Help to \$1,100 for Extra Help.

IN RE: 1989-90 APPROPRIATIONS RESOLUTION

Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Clay voting "aye", the following 1989-90 Appropriations Resolution was adopted:

WHEREAS, the final 1989-90 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, E911, Self-Insurance, Law Library, Capital Projects, Local Sales, Tax, School Textbook Fund, School Fund, Virginia Public Assistance Fund and School Capital Projects Fund in the amount of \$22,617,796 be appropriated beginning July 1, 1989; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that expenditures by Department and Agency Heads be

limited to one-fourth of their total budget on a quarterly basis without special exception; and

BE IT FURTHER RESOLVED that the Dinwiddie County School Board is directed to evaluate its financial needs and only request from the Treasurer an amount up to or equal to one-fourth of its total budget on a quarterly basis; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Treasurer be authorized to transfer to the School Board funds as needed on a monthly basis to meet expenditures up to the requested quarterly amount.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Clay voting "aye", pursuant to Section 2.1-344 of the Virginia Freedom of Information Act, the Board moved into Executive Session at 10:30 p.m. to discuss (2) acquisition of real property, (4) industrial prospect, and (5) investment of public funds. A vote having been made and approved, the meeting reconvened into Open Session at 11:25 p.m.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Clay voting "aye", the following Certification 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: INDUSTRIAL SITE RESOLUTION

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Clay voting "aye", the following resolution approving the funding of deficits of the Industrial Development Authority of Dinwiddie County, Virginia was approved:

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia (the "Board") has been informed of the lease agreement between Tex-Ark Joist, Inc. (the "Company") and the Industrial Development Authority of Dinwiddie County, Virginia (the "Authority") dated as of May 1, 1989 (the "Agreement") which provides for the attraction to Dinwiddie County (the "County") of an industrial operation to be located in a plant to be owned by the Authority and to be leased by and operated by the Company and, among other matters, for the Authority to assist in the financing of the acquisition, construction and equipping of an approximately 120,000 square foot manufacturing facility and a sewer and water system facility to use at the facility and surrounding lands, including a potential industrial park to be owned by the Authority and the acquisition of certain land and rights of way relating to the facility and industrial park (the "Project");

WHEREAS, the Board hereby finds and determines that the financing of a portion of the acquisition, construction and equipping of the Project by the Authority, is in the best interests of the citizens of the County,

will improve the County's tax base, will improve employment conditions in the County, promote industry and develop trade, increase commerce within the County, and improve the safety, health, welfare, convenience and prosperity of citizens of the County;

WHEREAS, the Authority was organized by ordinance of the Board pursuant to the Industrial Development and Revenue Bond Act, Section 15.1-1373 et seq. of the Code of Virginia of 1950, as amended, for the benefit of the County and for the public purposes stated in such ordinance; and

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

1. As permitted by Section 15.1-511.1 of the Code of Virginia of 1950, as amended, the Board shall fund any deficits of any kind or nature that the Authority may incur each year, subject to annual appropriation by the Board.

2. The Interim County Administrator is hereby authorized and directed to enter into any agreements relating to the Project deemed appropriate to carry out the purposes of this resolution, including but not limited to contracts relating to the sewer and water system facility for the Project.

3. This resolution shall be effective immediately upon its adoption.

IN RE: ADVERTISEMENT -- AMENDMENT TO M-2

Wendy Quesenberry, Interim County Administrator, requested authorization for the Planning Commission to double advertise an amendment to the M-2 zoning classification, for a potential industry not yet announced.

Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Clay voting "aye", the Planning Commission is authorized to double advertise an amendment to the M-2 zoning classification.

IN RE: RESOLUTION -- JAIL SEWAGE TREATMENT PLANT

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Clay voting "aye", the following resolution was adopted authorizing the preparation of a contract with the Dinwiddie County Water Authority to provide the services of a sewage treatment plant to serve the jail and courthouse area.

WHEREAS, the County of Dinwiddie owns several public buildings at Dinwiddie Courthouse, including an Administration Building, Jail, Health Department Building, and Social Services Building; and

WHEREAS, the Courthouse and Jail are presently served by a septic system which has failed, causing the County to be required to pump said system on a weekly basis; and

WHEREAS, the County has entered into a consent agreement with the State Department of Health agreeing to commence alternative sewerage treatment for the Courthouse and the Jail; and

WHEREAS, the County is concerned about the future of the septic system serving its other public buildings; and

WHEREAS, the Dinwiddie County Water Authority (the "Authority") has indicated a willingness to assist the County by the construction and operation of a sewage treatment plant to be financed by such Authority's issuance of certain revenue bonds; and

WHEREAS, the Board of Supervisors of Dinwiddie County has reviewed all alternatives and determined that construction of such sewage plant is the only reasonable alternative for sewer treatment and that a

service contract between the County and the Authority for operation of the plant for the County will be in the best interests of the County;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Authority be, and it hereby is, authorized and requested to proceed with the engineering, permitting, financing, and construction of a wastewater treatment plant to serve the public buildings of the County located in Dinwiddie, Virginia and the County will pay the Authority's direct expenses in preparation of the same, with the intent being that any funds so expended will be reimbursed from bond proceeds; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the County Administrator and County Attorney are hereby directed to prepare a service contract for such plant between the Board and the Authority for consideration of both parties the monies from which will be sufficient to pay for the costs of such plant.

IN RE: HEALTH INSURANCE CAP

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the County's personnel policy be amended wherein the County will pay up to \$85.00 as the county's participation on an individual's premiums for Health Insurance coverage.

IN RE: COURTHOUSE GROUND BEAUTIFICATION

Mr. Bracey requested a committee be formed to study the Courthouse Grounds and establish a plan for shrubs, trees, etc. Jimmy Maitland, Extension Agent, will assist in suggesting the landscaping. The committee will present to the Board their suggestions, of which there will be no cost to the County. Mr. Bracey requested each District appoint two representatives at the next Board Meeting.

IN RE: COUNTY ADMINISTRATOR -- READVERTISE

Wendy Quesenberry, Interim County Administrator, advised the Board has reviewed County Administrator applications and has conducted interviews; however, in the best interest of the County, the Board has decided to readvertise for the position of County Administrator.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Clay voting "aye", the Interim County Administrator is authorized to readvertise for the position of County Administrator.

IN RE: APPOINTMENTS -- RECYCLING COMMITTEE

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Clay voting "aye", the following are appointed to the Recycling Committee, from Election District #2: Mr. Laxton Wilson, Dr. Richard Grenoble, Ms. Kathy Branch and Mr. Barry Fox.

IN RE: COUNTY ATTORNEY - CONTINUATION OF INTERVIEWS

Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Clay voting "aye", the Interim County Administrator is authorized to continue interviews for the position of County Attorney.

IN RE: APPOMATTOX REGIONAL LIBRARY GRANT

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Appomattox Regional Library may expend monies received from two federal Library Services and Construction Act grants from the Virginia State Library and Archives, consisting of \$40,000 used to fund conversion of records of the library's books and other materials; and \$4,000 to purchase additional shelving and equipment for the Dinwiddie Branch Library.

IN RE: LGOC

Wendy Quesenberry, Interim County Administrator, advised that the Local Government Officials Conference will be held August 20-22, 1989, at the University of Virginia, Charlottesville, Virginia. Registration needs to be in by August 7, 1989.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Harrison, seconded by Mr. Bracey, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Clay voting "aye", pursuant to Section 2.1-344 (1) of the Virginia Freedom of Information Act, the Board moved into Executive Session at 11:45 p.m. to discuss personnel matters. A vote having been made and approved, the meeting reconvened into Open Session at 12:35 a.m.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Harrison, seconded by Mr. Bracey, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Clay voting "aye", the following Certification was adopted:

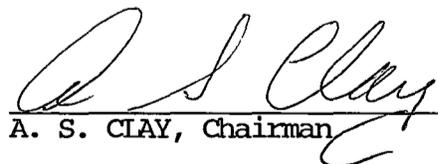
WHEREAS, the Board of Supervisors of Dinwiddie County convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

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. Harrison, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Clay voting "aye", the meeting adjourned at 12:40 a.m.


A. S. CLAY, Chairman

ATTEST: 
WENDY W. QUESENBERRY
Interim County Administrator