

VIRGINIA: AT A SPECIAL MEETING OF THE BOARD OF SUPERVISORS PRIOR TO THE REGULAR MEETING HELD AT THE DINWIDDIE COUNTY JAIL, DINWIDDIE, VIRGINIA, ON THE 20TH DAY OF SEPTEMBER, 1989, AT 6:30 P.M.

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

IN RE: REVIEW OF JAIL RENOVATION

The Board of Supervisors met at the Dinwiddie County Jail to review the progress of the jail renovation.

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE ADMINISTRATION BUILDING, DINWIDDIE, VIRGINIA, ON THE 20TH DAY OF SEPTEMBER, 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 ELECTION DISTRICT #3
CHARLES W. HARRISON ELECTION DISTRICT #2
GEORGE E. ROBERTSON, JR. ELECTION DISTRICT #2

DANIEL M. STEGEL INTERIM COUNTY ATTORNEY
CLAUDE TOWNSEND DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Mr. Harrison, seconded by Mr. Bracey, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the minutes of the August 16, 1989 meeting was approved as presented.

IN RE: CLAIMS

Upon motion of Mr. Bracey, 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 following be approved and funds appropriated for same, using checks numbering 5475 to 5791 and excluding checks 5708 and 5771 totalling \$3,798.71 (Johnson Grass reimbursement): General Fund - \$279,787.15; E-911 - \$1,837.49; Self-Insurance - \$7,063.00; Capital Projects - \$62,744.15 for a total of \$351,431.79.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that checks 5708 and 5771 (Johnson Grass reimbursement) totalling \$3,798.71 are approved and funds appropriated for same.

IN RE: AMENDMENTS TO AGENDA

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

Move Item 12 (Commercial Risk Consultants) up to follow Item 9.

10. Constitutional Officers and Department Heads
 4. Sheriff
 - 2a. Executive Session - Real Estate
 9. Superintendent of Schools
 - 9a. OYCS Reception
 11. Recreation Director

- 11a. Recreation Budget
12. Public Safety Director
- 12a. Target Range Permit
13. Director of Sanitation
 2. Delete - Bids for New Cell
 5. Add - Landfill Study

IN RE: RESOLUTION OF RECOGNITION - CHARLES C. ASHBY, SR.

Upon motion of Mr. Robertson, seconded by Mr. Bracey, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the following resolution was adopted and presented to Dr. Charles C. Ashby, Sr.:

WHEREAS, Charles C. Ashby, Sr. has served the County of Dinwiddie with integrity and dedication as a member of the Dinwiddie County School Board from July 1, 1977 to June 30, 1989; and

WHEREAS, the Board of Supervisors on the 20th day of September 1989, 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 Charles C. Ashby, Sr. 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 Charles C. Ashby, Sr. and a copy spread upon the minutes of this meeting.

IN RE: RESOLUTION OF RECOGNITION - VIVIAN ZARUBA

Upon motion of Mr. Robertson, seconded by Mr. Bracey, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the following resolution was adopted and presented to Ms. Vivian Zaruba:

WHEREAS, Vivian Zaruba has served the County of Dinwiddie with integrity and dedication as a member of the Appomattox Regional Library Board from July 1, 1974 to June 30, 1982 and October 1, 1985 to June 30, 1989; and

WHEREAS, the Board of Supervisors on the 20th day of September 1989, 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 Vivian Zaruba 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 Vivian Zaruba and a copy spread upon the minutes of this meeting.

IN RE: PRESENTATION OF 1988-89 AUDIT REPORT

Mr. Spencer Elmore, of the firm Robinson, Farmer, Cox Associates, appeared before the Board to present the Final 1988-89 Audit Report. Due to the problems experienced by the County the last couple of years, he stated Dinwiddie was put on top of their priority list for audit services. He asked the State Auditor of Public Accounts for the quickest possible review by that Agency and the report was approved September 19, 1989.

During the past two years, Mr. Elmore has not been able to present good news. However, he now has encouraging news for the County. He stated the County may not need to borrow any money before the tax revenue starts coming in; however, if borrowing is needed it can be from the Self-Insurance Fund on a temporary basis as a loan to the General Fund.

The County's General Fund undesignated balance now stands at \$863,000. This is due to ultra conservative budgeting. The Commissioner

of the Revenue provided conservative estimates of assessed values to be used in the budgetary process below what was actually taken in. He commended the Board for adopting constraints on expenditures that were beneficial to the County. He stated there were very few Departments that went over their budget and commended those Department Heads, Agency Heads and County Offices who stayed within and under their budget spending. Mr. Elmore stated that conservative budgeting was used for the present year, but did not expect the large increases in assessed values that the County had last year.

The key expenditures were in school operations with a fund balance of \$180,107, of which \$170,000 of this was included in this year's budget to support this year's school operations.

Mr. Elmore indicated values for Machinery & Tools increased 35.5%, Personal Property 19.7%, Mobile Homes 5.5%, Total Property Assessments 3.4%, Real Estate 2.4%.

Mr. Elmore pointed out the County needs \$2.2 million for its reserve and now the county has 40% of this figure. He cautioned the County and urged the Board to resist doling out for unbudgeted expenditures the monies that are putting the County back onto a sound fiscal path.

Mr. Clay thanked the Department Heads and Departments for conservatism in holding down expenditures.

IN RE: AUTHORIZATION TO ADVERTISE

Mrs. Wendy Quesenberry, Interim County Administrator, requested authorization to advertise the Treasurer's Accountability Statement, as required by law.

Upon motion of Mr. Robertson, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the County Administrator is authorized to advertise the Treasurer's Accountability Statement for 1988-89.

IN RE: PUBLIC SAFETY COMMITTEE

The Chairman read the following statement:

"The Board of Supervisors shares the concerns of the citizens about the recent incidents that have occurred due to the level of volunteer rescue service in the County.

In an effort to address these concerns, and assist all the emergency service volunteer organizations, the Board proposes the following:

The appointment of a five member Public Safety Committee with the following goals:

(1) The immediate goal of this Committee is to examine the delivery of patient care services within the County, by reviewing the following areas:

- a. Human Resources
- b. Recruitment and Retention
- c. Training
- d. Response Times
- e. Equipment and Facilities

(2) The Committee's long range goal would be to look at all facets of public safety - rescue, fire and police - and make recommendations on long range planning for the County."

Upon motion of Mr. Robertson, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the following Public Safety Committee was appointed:

Mrs. Nila Cook, Interim Chairman - Executive Director of American Red Cross

Mr. George Stephens - Retired military, former Communications Officer for Petersburg Police Department and currently working with the Department of Corrections, Richmond

Mr. William Morgan - Employee of the School Board

Mrs. Carol Barnes - Employee, Health Department

Rev. Rowland Powell

Mr. Herman Ramey addressed the Board and voiced his concern regarding the Dinwiddie County Rescue Squad. On September 1 his grandson, Nathan Harris, died and there was not a Squad available when called. He stated after 15 to 20 minutes on the phone he was advised a unit from Chesterfield would be responding. He advised if they had known from the beginning there was no Squad on duty, other arrangements could have been made to transport Nathan to the hospital. The only help he received from Dinwiddie was volunteers from his neighborhood. This is a critical issue and he feels Nathan's life should not be lost in vain. If Dinwiddie County does not have enough Volunteers for the Rescue Squad, let the citizens know there is no service instead of believing under false pretenses there is one. He feels if the Squad cannot be manned by volunteers, then have paid members so there will be someone on duty at all times. He stated what happened to him is in the past, but urged to Board to not let it happen again and to do something today.

Ms. Lisa Dix, Sutherland, Virginia, stated she had read in a recent newspaper article that the Dinwiddie Rescue Squad had been denied funds from the United Way due to their failure to submit a budget and asked if the Board had any information on this.

Mr. Edward Titmus, a member of the Board of Directors for the Rescue Squad stated there had been an article in the Progress-Index regarding this; however, the United Way has agreed that the same funding will be provided Dinwiddie County Rescue Squad for 1990 as it was for 1989. That is \$750 per month, or \$9,000 a year, and at the end of the year the designated gifts that come in just to the Dinwiddie Rescue Squad will be given by one check.

Mr. George Robertson stated the Board of Supervisors wants to do whatever is necessary to assist the Rescue Squad and Fire Departments in performing their services. In the past, the Board has not been the one to start the Rescue Squad or Fire Departments, but the Board has been willing to assist in whatever way they could. However, over the years the State training requirements have grown so it is hard to get volunteers. Over the past year the Board, along with the Rescue Squad and Fire Departments have been trying to recruit members with little response. He urged everyone with expertise in the Rescue Squad and Fire Department fields to help these organizations. He asked the Committee to work diligently and give the Board some possible solutions.

IN RE: COMMERCIAL RISK CONSULTANTS

Mr. John Newby and Richard O'Hare, of Commercial Risk Consultants, appeared before the Board to present the results of the Group Medical Insurance proposals. Mr. Newby stated proposals were received from Blue Cross/Blue Shield of Virginia and from the Travelers.

BC/BS of Virginia provided a proposal for the current insurance plan design, an Alternative I proposal which treats out-patients surgery expenses as any other covered claim and raises the drug card deductible to \$6.00 and \$4.00, and an alternative II proposal which mirrors Alternative I with the exception of the substitution of a \$1,000 individual out of pocket maximum from a \$500 one.

Travelers provided two proposals both of which offer two rates of payment based upon the use of their preferred provider network. The percentage rates of payment are 80% and 70% under Plan M, and 90% and 80% under Plan Q. In both programs, there is a \$1,000 individual out of pocket maximum.

It was Mr. Newby's recommendation for the County to go with BC/BS of Virginia, Alternative I.

The County Administrator stated one Department had approached her at 5:00 p.m. and indicated they wanted one plan and she felt all employees should be polled and have an opportunity to choose an option.

Upon motion of Mr. Harrison, seconded by Mr. Bracey, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the County Administrator is instructed to survey all employees and bring their recommendation back before the Board at the October 4, 1989 meeting.

IN RE: 125 PROGRAM RESOLUTION

Mr. John Newby, Commercial Risk Consultants, advised there was a section of the tax law called Section 125 that allows the County to adopt a benefit plan. This plan allows the employee to have the contribution for insurance benefits deducted before taxes. This reduces the taxable income so the employee pays less in taxes and take home pay will be higher. This is a voluntary deduction by the employee.

The County Administrator emphasized this was a voluntary deduction by the employee and urged the Board to adopt the Resolution so when the survey is taken for the Health Insurance, at the same time the employee can choose whether to participate in the 125 Program or not.

Mr. Robertson stated he had some questions as last year it was his understanding this was not a good benefit for the County and questioned what other localities were doing. Mr. Newby advised that more than one-half of the Counties and Cities throughout the State have this in effect.

Mr. Robertson wanted to look into the Program more before it was adopted to see how much it has changed since last year, as last year the previous County Administrator advised it was not the feasible thing to do. Mr. Newby advised previous arrangements proposed to Counties have been made by Life Insurance Companies that tie what is left over after the deduction to the purchase of annuities or life insurance. Mr. Newby's proposal is strictly to provide for the pre-tax option. Mr. Robertson stated he thought there was a complexity in the bookkeeping system. Mrs. Townsend, Interim Assistant County Administrator, advised the County's computer system was already set up for this type program.

Mrs. Quesenberry, Interim County Administrator, advised this has been checked out and the reason they recommend this is to off set the health insurance premiums. She asked the Board to provide her with their concerns so she would know how to address their questions before the next meeting.

IN RE: JAIL -- NON-COIN OPERATED TELEPHONE

Lawrence Mallory, Lt. for the Jail, presented a contract from Eastern Pay Phones for a non-coin operated telephone system for the jail for use by the inmates. There will be no cost to the County for installation or usage. Mr. Mallory also requested that the royalty payments, which is 9% of the gross proceeds per month, be held by the Jail for purchase of games and recreation equipment for the inmates. The only way for the inmate to place a call will be collect, even for local calls. There will be a phone installed in each cell block.

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 Sheriff be authorized to execute the Telephone Location Agreement between Eastern Pay Phones, Inc. and Dinwiddie County with the royalty proceeds to be designated for the recreation fund for the jail.

IN RE: JAIL -- VIDEO CAMERA SYSTEM

Lawrence Mallory, Lt. for the Jail, presented three proposals for a video surveillance system for the County Jail. The three bids are as follows: Petersburg Alarm Co., Inc. - \$21,881.00; Gately Communication Co. - \$22,920.93; and Becker Security Systems -

\$24,875.00. This is for installation of the video camera system with 14 Chip Cameras in the jail which will allow for monitoring of the activities of the inmates. Currently, due to lack of manpower, it is impossible to monitor all of the jail cells.

Wendy Quesenberry, Interim County Administrator, explained that this is a budgeted item.

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 low bid of Petersburg Alarm Co., Inc. for a video surveillance system for the County Jail be accepted at \$21,881.00, plus one additional video camera to be installed at the entrance door to the jail.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Harrison, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", pursuant to Section 2.1-344(2) of the Virginia Freedom of Information Act, the Board moved into Executive Session at 8:55 p.m. for discussion or consideration of the condition, acquisition or use of real property for public purposes. A vote having been made and approved, the meeting reconvened into Open Session at 9:35 p.m.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Robertson, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, 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: SEWAGE TREATMENT PLANT EXTENSION

Wendy Quesenberry, Interim County Administrator, advised that in an effort to plan ahead for the needs of the area with the installation of the sewage treatment plant, they recently learned they needed to take a look at Dinwiddie Elementary School. Mr. Roger Hart, of R. Stuart Royer & Associates, Inc., Engineer for the Dinwiddie County Water Authority, was asked to review what has been previously included in the plant design and show the options available to include the school and to outline the costs.

Mr. Hart advised the NPDES Permit has been approved by the State Water Control Board to discharge into Stoney Creek. They are in the process now of preparing a preliminary engineering report that will be submitted to the Health Department that will certify the type of treatment plant that will be installed. Phase I of the proposed waste water improvements is the 50,000 STP plus 8" gravity sewer to serve the jail and courthouse area. The Plant will be located on Stoney Creek and will cost approximately \$1,050,000. Another Phase will be a pump station located behind the Administration Building due to the failing septic tanks in the area, to include the County Administration Building, Social Services Building, and Health Department Building with a force main to tie

in behind the jail at a cost of approximately \$164,500. They have two options to serve the Dinwiddie Elementary School (1) a pump station behind the elementary school that would only serve the school at a cost of \$173,700; and (2) moving the pump station to include a larger area for an approximate cost of \$259,000. In the long range plan, Mr. Hart recommended Option 2.

Mrs. Quesenberry stated this will be handled through a bond issue by the Water Authority. She presented a resolution to include the Dinwiddie Elementary School to projects already approved and would authorize the chairman and the County Administrator to proceed with executing the service contract when it is ready.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the following resolution was approved:

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia (the "Board") adopted a resolution on July 19, 1989, authorizing the County Administrator and the County Attorney to prepare a service contract (the "Service Contract") between Dinwiddie County (the "County") and the Dinwiddie County Water Authority (the "Water Authority") for the Water Authority to provide sewer service to the County Courthouse, the County Jail, the County Social Services Building, the County Health Department Building and the County Administration Building by the construction and equipping of a waste treatment plant (the "Plant") to serve such buildings; and

WHEREAS, the Board adopted a resolution on August 16, 1989, requested the Service contract to include providing additional water services to residents of the County by the construction of a water tower (the "Water Tower") for the County; and

WHEREAS, the Board has been presented with reasons for the Plant to be designed to include providing sewer service to Dinwiddie Elementary School; and

WHEREAS, a preliminary form of Service Contract has been prepared which includes sewer service being provided to the Dinwiddie Elementary School in addition to the County Courthouse, the County Jail, the County Health Department Building, the County Social Services Building and the County Administration Building as well as the construction of a Water Tower;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA as follows:

1. The Board hereby approves the inclusion in the Service Contract of sewer service to Dinwiddie Elementary School.
2. The Board hereby adopts and approves the Service Contract in the form presented at this meeting with such changes, insertions, omissions and modifications as the Chairman of the Board may deem appropriate, whose approval thereof shall be conclusively evidenced by his execution of such Service Contract with such changes, insertions, omissions and modifications.
3. The Board hereby authorizes and directs the Chairman, the County Administrator and all other officers and employees of the County to take all such further action as may be necessary or appropriate to effect the transactions contemplated by the Service Contract, including but not limited to the execution and delivery of the Service Contract and such other documents or instruments related thereto or to the financing of the Plant and the Water Tower through a revenue bond issue of the Water Authority.
4. This resolution shall be effective immediately.

IN RE: AUTHORIZATION TO CONTRACT INDUSTRIAL ASSISTANCE

Mr. Dwayne Abernathy, Building Inspector, requested authorization to contract with other localities for expert assistance to assist him in

inspecting the County's new industrial projects. Reimbursement will be by collecting sufficient permit fees to cover the cost.

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 Interim County Administrator is authorized to hire assistance in the Building Inspection Department when inspecting the County's new industrial projects upon request by the Building Inspector with reimbursement from permit fee collections.

IN RE: REQUEST TO ATTEND SCHOOL

Mr. Dwayne Abernathy, Building Inspector, advised he will be attending a four month electrical course (3 hours, 2 nights a week) at a cost of \$60.00. He also requested authorization for Leslie Stell, the Part-Time Building Inspector to attend these classes. This is a budgeted item.

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 Dwayne Abernathy and Leslie Stell are authorized to attend Electrical Inspection classes at a cost of \$120.00.

IN RE: MCKENNEY DOG CONFINEMENT ORDINANCE

Mrs. Wendy Quesenberry, Interim County Administrator, advised the Town of McKenney has recently passed a dog confinement ordinance for the Town. Before Mr. Brooks goes into the Town to enforce the Town ordinance authorization is needed by the Board. With the County's personnel shortage, assistance is still needed by the Town Sergeant.

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 Animal Warden is authorized to enforce the Town of McKenney Dog Confinement Ordinance.

IN RE: SALE OF SURPLUS CAR -- SOCIAL SERVICES

Mrs. Wendy Quesenberry, Interim County Administrator, advised the Department of Social Services has a surplus car, a 1983 Plymouth Reliant, and has offered it to the County. Because it was purchased with State funds, there must be some payment by the County. She stated the car has approximately 78,000 miles and Social Services would like to return it to the County. The amount they are asking for the car is \$469.00. If approved, funds are available in the budget and transfer of \$469.00 from 9907-9007 to 1201-5408 is needed.

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 is authorized to purchase the 1983 Plymouth Reliant from the Department of Social Services for the sum of \$469.00; and,

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that \$469.00 be transferred from 9907-9007 to 1201-5408 within the 1989-90 budget.

IN RE: OYCS RECEPTION

Mrs. Wendy Quesenberry, Interim County Administrator, advised the Office on Youth and Community Services has asked Mr. Robert Pamplin to be the Grand Marshall for the 1989 Christmas Parade on December 9, 1989 and he has accepted. On December 8, 1989, the OYCS will be holding their

annual Christmas tree lighting at Dinwiddie Elementary School and have asked Mr. Pamplin to participate. It is the suggestion of the OYCS that the County and School Boards host a reception at Dinwiddie Elementary School prior to this event in Mr. Pamplin's honor.

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

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia supports the Office on Youth and Community Services in hosting a simple reception at Dinwiddie Elementary School prior to the traditional Christmas tree lighting on December 8, 1989 in honor of Mr. Robert Pamplin.

IN RE: RECREATION DEPT - AUTHORIZATION TO ATTEND CONFERENCE

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 1989 Joint Annual Conference of the Virginia Recreation and Park Society and the North Carolina Recreation and Park Society to be held November 5-8 at Virginia Beach, Virginia.

IN RE: RECREATION BUDGET -- AMENDMENT TO MINUTES

Mr. Harrison requested the discussion between himself and Mr. Bracey regarding the Recreation Department 1989-90 Budget Amendment and Appropriation which took place after the action was approved be inserted into the August 16, 1989 Minutes. Mr. Bracey questioned this as the minutes were approved as presented. Mr. Dan Siegel, Interim County Attorney, advised the minutes were adopted at the beginning of this meeting as presented and could not be amended at this time. However, there could be an insertion in the minutes of this meeting to include Mr. Harrison's request.

Mr. Moody asked the County Administrator how the minutes are prepared. Mrs. Quesenberry advised she has stated on several occasions that minutes are not transcribed verbatim. It has always been the policy in the past to try to capture the action and main items of the meeting. In this particular case, it was a discussion that took place after the action on the item. Because it did not affect the action that was taken and minutes are not taken word for word, it would not be included in the minutes. However, if the Board directed us to, we would include it as they saw fit.

Mr. Harrison made the motion to insert the Recreation Department 1989-90 Budget Amendment and Appropriation discussion between himself and another Board member into the September 20, 1989 minutes. Mr. Robertson seconded the motion. Mr. Harrison, Mr. Robertson voting "aye", Mr. Bracey, Mr. Moody, Mr. Clay voting "no", the motion was denied.

IN RE: TARGET RANGE PERMIT -- DINWIDDIE VFD

Mr. Jim Rice, Public Safety Director, presented an Application for Operation of Target Range Permit for Dinwiddie Volunteer Fire Department to conduct a Turkey Shoot on property owned by William Moore and William Hayes, located behind the Village Mart, one mile north of Dinwiddie Courthouse on US Route 1. Mr. Rice has visited the site and recommended approval of the permit.

Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the Dinwiddie Volunteer Fire Department is authorized to have annual turkey shoots on property owned by William Moore and William Hayes, located on US Route 1, behind the Village Mart, with all conditions stated therein.

IN RE: ASBESTOS FIRE -- DINWIDDIE ELEMENTARY SCHOOL

Mr. Jim Rice, Public Safety Director, advised Tuesday night at 8:30 p.m. there was a fire in the rear yard of Dinwiddie Elementary School involving a trailer containing asbestos material that had already been removed from several County schools. The fire was allowed to burn, due to

a possible run off if water was added. The Environmental Protection Agency and State Air Pollution Control Board have been notified. Due to the lengthy cleanup process, Dinwiddie Elementary School students will continue to hold classes at Southside Elementary School until Monday. The contractors have to have cleanup accomplished by 6:00 p.m. Sunday.

Dr. Vaughn thanked the Dinwiddie Volunteer Fire Department, the Dinwiddie Rescue Squad and Mr. Rice for a job well done and for their assistance and support.

IN RE: PUBLIC SAFETY DIRECTOR

Mr. Jim Rice, Public Safety Director, advised he had received a final ruling from OSHA regarding Hazardous Material Training - Level I which will be mandatory beginning March 6, 1990 for all emergency response personnel, including police, sheriff's department, fire and rescue including paid and volunteer. This is a 16-hour training session. He advised Mr. Dan Siegel, Interim County Attorney, is checking into this and he will have more to report at a later date.

IN RE: 1980 MACK TRUCK REPAIR

Mrs. Wendy Quesenberry, Interim County Administrator, advised three bids had been obtained for the repair to the 1980 Mack Truck: Cavalier Equipment Co. - \$10,328.31; Gale Welding and Machine Co., Inc. - \$11,127.50; and Richmond Machinery & Equipment Company, Inc - \$21,100.00. She advised the original bid from Cavalier Equipment Co. was still the low bid. In addition, an ICC Safety Bumper is required and an over speed control was requested by a Board member which would be an additional \$965.22.

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 the 1980 Mack Truck be repaired by Cavalier Equipment Company at a cost of \$10,328.31, plus an ICC Safety Bumper for \$470.00, and over speed control for \$495.22.

IN RE: ACQUISITION OF EASEMENT -- LANDFILL

Mrs. Wendy Quesenberry, Interim County Administrator, advised one of the deficiencies of the Landfill the State Waste Management Department has pointed out is a 50-ft. firebreak around the Landfill. Rather than take any chances, she approached the adjacent property owner, Union Camp, to get an easement for a particular area which is approximately 1,125 ft. being 50' wide, which is approximately 1.25 acres. Union Camp has agreed to deed us that easement for \$250 plus the cost of the survey. The low bid on the survey is \$630 with Ronald Gordon. For \$880.00 the county would have the 50 ft. firebreak that is needed to meet State requirements. It would be up to the County to maintain the firebreak. She asked authorization to have the survey done and have the County Attorney prepare the easement with Union Camp so the chairman could sign it.

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 an easement of 1,125 ft x 50 ft be obtained from Union Camp; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie that Mr. Ronald Gordon is authorized to survey the property at a cost of \$630.00; and,

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the County Attorney is requested to prepare the easement for the chairman to sign upon receipt of the survey.

IN RE: RECYCLING GRANT

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 County Administrator is authorized to sign the agreement with the Department of Mines, Minerals and Energy for a \$10,000 Recycling Grant.

IN RE: LANDFILL STUDY

Mrs. Wendy Quesenberry, Interim County Administrator, advised 10 proposals had been received for the Landfill Review. She has asked two members of the Recycling Committee, Doug Reese and Mary Dunn Conover, will serve on the Evaluation Committee. She also requested a Board member serve on the Committee.

IN RE: RECESS

The Chairman declared a five minutes recess at 10:15 p.m.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Harrison, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", pursuant to Section 2.1-344(2) of the Virginia Freedom of Information Act, the Board moved into Executive Session at 10:25 p.m. to discuss acquisition or use of real property for public purposes. A vote having been made and approved, the meeting reconvened into Open Session at 11:00 p.m.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Robertson, seconded by Mr. Bracey, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, 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: VIRGINIA DEPARTMENT OF TRANSPORTATION

Mr. Harrison requested Mr. Dyson to look into the entrance into Rohoic Farms where a gas line has been installed and the asphalt has sunk.

IN RE: PUBLIC HEARING - A-89-13 -- AMENDMENT TO SECTION 22-60
AND 22-73

This being the time and place as advertised in the Progress-Index Newspaper on Wednesday, September 6 and September 13, 1989, for the Board of Supervisors to conduct a Public Hearing to consider amending Sections 22-60 and 22-72 to the County Code.

Mr. Leonard K. Ponder, Director of Planning, advised A-89-13 is a proposed amendment to Sections 22-60 and 22-72 to add clarification to the minimum lot area requirement for manufactured housing. Staff requested this amendment at the request of the Board of Supervisors, to address a need that is not addressed explicitly in the Code. This amendment would clarify the Code in the few circumstances that would arise and would aid the Staff in the elimination of one more administration decisions from its agenda. The Planning Commission unanimously approved this amendment.

No one spoke in favor of or against the amendment.

Upon motion of Mr. Moody, 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 Dinwiddie County Code, as previously adopted and amended, be further amended by the following addition to Chapter 22, Sections 60 and 72 thereof by the addition thereto, and in all other respects be reordained:

CHAPTER 22, SECTION 60

The minimum lot area for permitted uses in agricultural, limited, district A-1 shall be three (3) acres or more. "Any lot recorded prior to July 1, 1988, with a pre-existing site, to include water and septic facilities, upon which manufactured housing existed, may waive the lot size requirements for replacement manufactured housing for said site only, provided that the current setback requirements are met."

SECTION 22, SECTION 72

The minimum lot area for permitted uses in agricultural, district A-2 shall be three (3) acres or more. "Any lot recorded prior to July 1, 1988, with a preexisting site, to include water and septic facilities, upon which manufactured housing previously existed, may waive the lot size requirements for replacement manufactured housing for said site only, provided that the current setback requirements are met."

This ordinance shall become effective September 21, 1989.

IN RE: PUBLIC HEARING -- A-89-14 - AMENDMENT TO SECTION 22-84

This being the time and place as advertised in the Progress-Index Newspaper on Wednesday, September 6 and September 13, 1989, for the Board of Supervisors to conduct a Public Hearing to consider amending Section 22-84 of the County Code.

Mr. Leonard K. Ponder, Director of Planning, advised the Planning Commission tabled this Amendment, therefore A-89-14 will be postponed until referred by the Planning Commission and readvertised.

IN RE: PUBLIC HEARING -- A-89-15 - AMENDMENT TO SECTION 22-1

This being the time and place as advertised in the Progress-Index Newspaper on Wednesday, September 6 and September 13, 1989, for the Board of Supervisors to conduct a Public Hearing to consider amending Section 22-1 of the County Code.

Mr. Leonard K. Ponder, Director of Planning, presented the proposed amendment of Section 22-1 "Definitions" to delete the phrase "dwelling, mobile home" and the subsequent definition and to replace it with the term "manufactured housing", along with the definition of manufactured housing. He stated this was a housekeeping measure as the definition was mandated in 1988 to be used by local zoning ordinances by Section 36.85-3 of the Code of Virginia. He advised the amendment was approved unanimously by the Planning Commission at its September 13, 1989 meeting.

No one spoke in favor of or against the amendment.

Upon motion of Mr. Robertson, seconded by Mr. Harrison, 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 Dinwiddie County Code, as previously adopted and amended, be further amended by the following addition and deletion to Chapter 22, Section 1 thereof by the addition of manufactured housing" and definition thereto and the deletion of "dwelling, mobile home" and its subsequent definition, and in all other respects be reordained:

CHAPTER 22, SECTION 1

"Manufactured housing - a structure subject to federal regulations, which is transportable in one 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 320 or more square feet when erected on site; 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."

This definition was mandated to appear in local zoning ordinances in 1988 and appears in Section 36.85-3 of the Code of Virginia.

This ordinance shall become effective September 21, 1989.

IN RE: PUBLIC HEARING -- A-89-16 - AMENDMENT TO SECTION 22-71

This being the time and place as advertised in the Progress-Index Newspaper on Wednesday, September 6 and September 13, 1989, for the Board of Supervisors to conduct a Public Hearing to consider amending Section 22-71 of the County Code.

Mr. Leonard Ponder, Director of Planning, presented the proposed amendment to Section 22-71 to add as a permitted use "Manufactured housing, for office use only, for mining companies." Generally, agricultural, general, district A-2 covers the portion of the county into which urban-type development could logically expand as the need occurs. As a general rule, it surrounds residential sections. This district is established for the specific purposes of:

- (1) Providing for the orderly expansion of urban development into territory surrounding incorporated areas within or adjacent to the County;
- (2) Confining such development to such locations as can feasibly be supplied urban-type facilities; and
- (3) Discouraging the random scattering of residential, commercial, and industrial uses into the area.

Mr. Ponder stated staff recommended this amendment to accommodate the needs of the impending mining operation in the southeastern part of the County. At least one or probably several locations will be needed to satisfy the administrative requirements of the mining concern. This proposed amendment is very specific and will allow office use only.

The Planning Commission unanimously approved this amendment at its September 13, 1989 meeting.

Mr. Harrison asked the legality of specifying mining companies only and asked if it was discriminatory. Mr. Ponder stated his office was looking for a very specific use and did not feel it was discriminatory. Mr. Dan Siegel, Interim County Attorney, stated this was legal and this is the only company that could operate under this ordinance.

No one spoke in favor of or against the amendment.

Upon motion of Mr. Bracey, seconded by Mr. Moody, 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 Dinwiddie County Code, as previously adopted and amended, be further amended by the following addition to Chapter 22, Section 71 thereof by the addition of Number 55 thereto, and in all other respects be reordained:

CHAPTER 22, SECTION 71

"(55) Manufactured housing, for office use only, for mining companies."

This ordinance shall become effective September 21, 1989.

IN RE: PUBLIC HEARING -- P-89-8 - GORDON B. WINFIELD, III

This being the time and place as advertised in the Progress-Index Newspaper on Wednesday, September 6 and September 13, 1989, for the Board of Supervisors to conduct a Public Hearing to consider an application to rezone land parcel 57A-(3)-9 located on Route 1 in the Rowanty Magisterial from Residential Limited District R-1 to Division 11; Business, General, District B-2.

Mr. Leonard Ponder, Director of Planning, presented the Application submitted by Gordon B. Winfield, III. Mr. Winfield is requesting this rezoning because this property is improperly zoned. Mr. Ponder stated this was a housekeeping measure as this was a business prior to the zoning to R-1. Mr. Winfield requested this rezoning at the request of the staff. The reason for the application is that Mr. Winfield discussed a business proposed for the property with the staff. Various businesses have been operated on the property since the 1930's.

The Planning Commission approved the rezoning at its August 9, 1989 meeting.

No one spoke in favor of or against the rezoning.

Upon motion of Mr. Robertson, seconded by Mr. Harrison, 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 land parcel 57A-(3)-9 of the Dinwiddie County Zoning Maps, be amended by changing the district classification from Residential, Limited District, R-1 to Business, General, District B-2. Said property is located in the Rowanty Magisterial District and is located on Route 1. In all other respects, said zoning ordinance is hereby reordained.

IN RE: PUBLIC HEARING -- P-89-9 - WILLIAM H. JONES, JR.

This being the time and place as advertised in the Progress-Index Newspaper on Wednesday, September 6 and September 13, 1989, for the Board of Supervisors to conduct a Public Hearing to consider a rezoning application submitted by William H. Jones, Jr.

Mr. Leonard Ponder, Director of Planning presented Mr. Jones's application to rezone land parcel 7A2-A & D located off of Route 601 on Chesdin Boulevard in the Namozine Magisterial District from Division 5, Agricultural, Rural Residential, District A-R to Division 6, Residential, Limited, District R-1.

Mr. Ponder explained Agricultural, Rural Residential, District A-R is to encourage continued agricultural and forest uses, protect environmental 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 is intended to provide developmental flexibility by allowing for spacious residential development for those who choose to live in a rural environment. All subdivision proposals will be carefully reviewed prior to granting an A-R classification to ensure that the proposal is compatible with the surrounding environment and existing land uses. All county ordinances will be in full effect in this district. Should a central water/sewer system be constructed, it shall meet the minimum standards and requirements promulgated by the Dinwiddie County Water Authority and appropriate state regulatory agencies.

Mr. Ponder explained Residential, Limited, District R-1 is composed of certain quiet, low-density residential areas plus certain open areas where similar residential development appears likely to occur. The regulations for this district are designed to stabilize and protect the

essential characteristics of the district, to promote and encourage a suitable environment for family life where there are children and to prohibit all activities of a commercial nature. To these ends, development is limited to relatively low concentration and permitted uses are limited basically to single-unit dwellings providing homes for the residents plus certain additional uses, such as schools, parks, churches, and certain public facilities that serve the residents of the district. No home occupations (including room renting) are permitted.

Mr. Ponder added one stated purpose of the agricultural, rural residential, A-R district is to preserve rural areas where urban services are not planned. In the case of Mr. Jones's properties, urban water and sewer services are available. Adjacent properties to the west along Chesdin Boulevard are zoned R-1 and are developed as single-family properties from 20,000 sq. ft. to slightly over that size. Properties to the north and east are zoned A-3. Properties to the south are zoned A-2.

The rezoning would allow for a minimum permitted use lot size of 20,000 sq. ft. compared to a two-acre minimum lot area in the A-R district. R-1 is the lowest density residential district among the districts with the potential for urban services.

Mr. Ponder stated Mr. Jones is requesting this rezoning because he feels that the use of this property would enhance the surrounding area, going from barren, overgrown property to a nice neighborhood. The Planning Commission voiced some concerns over access to the proposed subdivision and the planned water and septic system for this proposed subdivision. The concern stemmed from some septic system failures in this area.

The Planning Commission recommended unanimously approval of the rezoning. However, staff recommends tabling this proposed rezoning for one month so that the water and septic systems and access issues can be addressed through a dialogue with Mr. Jones.

Mr. Jones spoke in favor of the rezoning to better benefit the community. No one spoke against the rezoning.

Mr. Ponder explained there is a subdivision ordinance with guidelines and restrictions, however, there is some flexibility in that ordinance regarding lot size with water and septic systems. Therefore, he would like more input with Mr. Jones before the rezoning was done.

Mr. Robertson questioned Mr. Jones in waiting until water and sewer is available where it would be mandatory that he hook up and also the lot sizes would be smaller. Mr. Jones wanted action now to let people know there is a subdivision there.

Mr. Ponder stated there were septic failures in this area and he felt they should be addressed now. Mr. Jones stated he would be agreeable to postponing action until October 4, 1989.

Upon motion of Mr. Robertson, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", P-89-9, submitted by William H. Jones, Jr. is tabled until October 4, 1989, contingent with Mr. Jones meeting with Mr. Ponder prior to the meeting.

IN RE: PUBLIC HEARING -- P-88-12 - DAVID C. BERBERICH

This being the time and place as advertised in the Progress-Index Newspaper on Wednesday, September 6 and September 13, 1989, for the Board of Supervisors to conduct a Public Hearing to consider an application to rezone parcels 21-147B and 21-146.

Mr. Leonard K. Ponder, Director of Planning, presented an application seeking to rezone the district classification of parcels 21-147B and 21-146; Rohoic District from Business, General, District B-2 to Industrial, Limited M-1. The property is located on Route 460, adjacent to the Airport Industrial Park.

Mr. Ponder explained the reason for Mr. Berberich's request is to allow his tenant, Mr. Jimmy Dice, to operate his welding business on this

property. Under the current residential zoning, a welding shop is not a permitted use.

The staff, Planning Commission, and Mr. Berberich have agreed upon a list of proffers for this conditional rezoning.

No one spoke in favor of or against the rezoning.

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 land parcels 21-147B and 21-146 of the Dinwiddie County Zoning Maps, be amended by changing the district classification from Business, General, District B-2 to Industrial, Limited M-1, with the following conditions. The property is located on Route 460 adjacent to the Airport Industrial Park. In all other respects, said zoning ordinance is hereby reordained.

PROFFERS FOR CONDITIONAL REZONING

I, DAVID C. BERBERICH, the owner of land parcels 21-147B and 21-146 on the tax map of Dinwiddie County, have applied for a rezoning from Business, General, District B-2 to Industrial, Limited, District M-1 of the stated parcels. Pursuant to Section 22-24 of the Zoning Ordinance of Dinwiddie County, I proffer the following as conditions for the rezoning:

(1) The existing fence will be stabilized and maintained in a sturdy condition. The gate will be closed at other than normal business hours.

(2) By January 1, 1990, there will be a buffer of trees planted to screen any storage from view of U.S. Route 460, I-85, and the Airport Industrial Park. The type and initial size of these trees will be determined by the Director of Planning.

(3) At time of construction of a road by the Airport Authority at the location specified on the map "Airport and Land Available for Industrial Development" (Bristow, 1980) or at a similar location within 100 feet of the western property line of parcels 21-147B and 21-146, the fence and tree screen will be extended if necessary to screen any permitted use from view with respect to the road.

(4) Interior lot line now under single ownership need not be screened but if either property should change ownership it is understood that outside storage shall be screened with respect to that lot line.

(5) All welding and associated tasks will be done inside buildings on both subject properties unless site conditions necessitate minimal outside work.

(6) Vehicle storage on either parcel will be limited to those vehicles being or having been repaired or awaiting pick-up.

(7) Both parcels will be maintained continuously in healthful and safe condition.

The above proffers were signed by Mr. Berberich and notarized September 14, 1989.

IN RE: CASUALTY INSURANCE PROGRAM

Mrs. Glenice Townsend advised the Board bids had been received from three companies for a reinsurance (umbrella) policy for our self-insurance program. Two of the bids did not cover what was asked and, therefore, were not considered. Only one company met all the qualifications that were requested and that was Rasmussen Agency, Inc.

Mr. Thomas B. Grasberger, Regional Manager, Rasmussen Agency, Inc., presented his company's proposal. He advised they were Administrators of self-insured programs for municipalities. It was their recommendation that the County maintain a self-insured retention of \$200,000 and they would provide \$1 million excess over and above that at

an annual premium of \$75,000. In addition, they would provide the County with certain services, such as: Claims Adjustment, Safety Engineering, and furnish the County with the necessary loss information which would enable it to maintain its self-insured program. The safety program makes Safety Engineers available to the Public Safety Officer upon request. Mr. Grasberger stated automobile, general liability and workers compensation are all covered under this program.

Mrs. Wendy Quesenberry, Interim County Administrator, advised this policy will cover the County's fleet policy, which the County has not had before, as well as cover the School Bus Fleet.

Glenice Townsend advised the County has Law Enforcement Liability coverage through the State of Virginia, along with the Board members, County Administrator, County Attorney and Building Inspector. There is a Public Official liability on all County Employees also covered under the State. She advised the County will continue to carry these policies. All of the volunteers (Fire Departments and Rescue Squad members) will maintain their policy with Chesterfield Insurers. She advised nothing was being changed; this is additional coverage.

Mr. Robertson asked about the expense. Mrs. Townsend advised the School Board is paying \$62,000 for just their fleet policy. This whole program will cost \$75,000, plus the \$16,000 fee, which would include the School Board and County; therefore, the County is coming out with an additional \$1 million in coverage.

Mr. Harrison asked if an accident occurred, would our insurance pay \$1 million, or would this company's \$1 million take over? Mrs. Townsend explained there was \$1 million set aside in the self-insurance program. If the Board approves this policy, the County's deductible will be \$200,000. Then this company will pickup and cover up to \$1 million. She advised the County would still have its \$1 million for a backup.

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 the County Administrator is authorized to contract with Rasmussen Administrators for a self-insured, reinsured program to cover the County of Dinwiddie and the Dinwiddie School Board, at an Annual Premium of \$75,000, plus \$16,000 fee, effective November 1, 1989.

IN RE: AMENDMENT TO 1985 SELF INSURANCE PROGRAM RESOLUTION

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 Self-Insurance Program resolution adopted November 6, 1985, Page 361, Book 8, be amended as follows:

"BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Dinwiddie County School Board fleet be taken from its present coverage with a private insurance company and be included under Dinwiddie County's Self-Insurance Program."

IN RE: DMV AUTHORIZATION

Upon motion of Mr. Robertson, second 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 County is authorized to apply with the Division of Motor Vehicles to include the Dinwiddie County School Board Fleet under the County's self-insurance certificate.

IN RE: APPOINTMENTS - PETERSBURG/DINWIDDIE AIRPORT AUTHORITY

Mrs. Wendy Quesenberry, Interim County Administrator, advised that due to the death of Mr. Bob Lee, there is a vacancy on the Petersburg/Dinwiddie Airport Authority. Mr. Roland Spector has agreed to fill this vacancy.

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 Mr. Roland Spector be appointed to serve on the Petersburg/Dinwiddie County Airport Authority to fill the unexpired term of Mr. Bob Lee, ending January 31, 1991.

IN RE: APPOINTMENTS - ABIDCO

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 Mr. Charles W. Harrison and Mr. Harrison Moody be reappointed to the Appomattox Basin Industrial Development Corporation, with term expiring September 30, 1990.

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) of the Virginia Freedom of Information Act, the Board moved into Executive Session at 11:50 p.m. to discuss personnel matters. A vote having been made and approved, the meeting reconvened into Open Session at 12:12 a.m., September 21, 1989.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

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

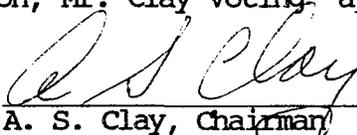
WHEREAS, the Board of Supervisors of Dinwiddie County convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

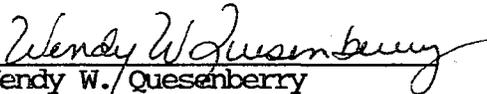
WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by the Board of Supervisors of Dinwiddie County, that such Executive meeting was conducted in conformity with the Virginia law;

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. Robertson, seconded by Mr. Harrison, 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