

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE ADMINISTRATION BUILDING, DINWIDDIE, VIRGINIA, ON THE 4TH DAY OF OCTOBER, 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. SIEGEL INTERIM COUNTY ATTORNEY

The Chairman previously indicated he would be late for the meeting; therefore, the Vice-Chairman presided.

IN RE: MINUTES

Upon motion of Mr. Harrison, seconded by Mr. Robertson, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", the minutes of the September 20, 1989 Special and Regular Meeting were approved as presented.

IN RE: CLAIMS

Upon motion of Mr. Robertson, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson 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 5792 thru 5963: General Fund - \$193,887.10; E911 - \$1,657.11; Self-Insurance - \$624.27, for a total of \$196,168.48.

IN RE: CITIZEN COMMENTS

1. Mr. George Hobbs, Carson, Virginia, appeared before the Board requesting a copy of the map between the Prince George/Dinwiddie County Line. Mrs. Quesenberry advised she now has a copy of the map and would provide Mr. Hobbs a copy. Mr. Hobbs asked the Board what was Dinwiddie going to do about the line, as Prince George has indicated they were not going to do anything with it. He asked what good was the survey if it could not be recorded in the Clerk's office. Mrs. Quesenberry stated when the survey was taken to court the Judge would not sign the Court Order until the Counties went back and resurveyed around Mr. Hobbs' house and when that was done, he would sign the Order. Dinwiddie has not taken any action to resurvey, as the Board approved the Survey as it was presented. Mr. Dan Siegel, Interim County Attorney, advised both the Dinwiddie Board and the Prince George Board had approved the resurvey as presented and both Counties have decided to not go forward and spend anymore funds on another survey. Mr. Siegel pointed out there is no change in the survey; initially, the Counties agreed to have an updated survey so the new survey points, which match the old survey, have been reestablished and marked. He indicated from the Board's standpoint, there has been no change in the boundary lines, it has only been updated with visible markers.

Mr. Harrison asked what the Judge wanted. Mr. Hobbs stated the Judge said to resurvey and put the house in Dinwiddie. Mrs. Quesenberry stated that before the Judge would sign the Order, he felt the Counties should go back and resurvey around Mr. Hobbs' house so it would be in Dinwiddie County. She stated Prince George has agreed to the survey, as presented, just as Dinwiddie agreed. She advised if we go back and resurvey, there will be additional cost and Prince George has stated they are satisfied with the survey and would not expend anymore money. Mr. Harrison requested the cost to resurvey Mr. Hobbs land.

Mr. Robertson asked if a line could be drawn showing Mr. Hobbs' property in Dinwiddie without getting it resurveyed in order for the Judge to sign the Order. Mrs. Quesenberry stated she would confer with Prince George and see if it can be done properly with being resurveyed, being that both counties are in agreement. She stated the

last action she had from the Board was they agreed with the boundary line as presented.

Mr. Bracey stated he would like to see the Judge's recommendations to go by.

Mrs. Quesenberry stated she would get the costs, alternatives and the Judge's recommendations by the October 18, 1989 meeting.

Mr. Hobbs stated he wanted a copy of each Conditional Use Permit for salvage yards in Dinwiddie County. Mrs. Quesenberry stated Mr. Hobbs could look through the records and copies would be provided him at a cost per copy.

Mr. Moody passed the gavel to the Chairman to preside.

2. Mr. Richard Earl questioned the frequency, timing, and length of Executive Sessions. Mrs. Quesenberry advised they law is very specific regarding Executive Sessions and they are called only when needed and only matters specified discussed. If an Executive Session is scheduled as the last item, she informs the public if action will be taken or not. He also requested enforcement of zoning ordinances be made after notice has been given, particularly, C. J. Johnson's property on 226 and his place of business on Route 460 which has a body shop and junk cars behind the business. He asked if Mr. Johnson was to install a fence on his property. The County Administrator advised the staff look into this.

3. Mr. Bob Mengel addressed the Board regarding fire programs fund money provided by the State. He stated it was money for safety, training and some administrative costs and that it was raised by putting a tax on fire insurance policies. He asked the Board to make sure the Fire Departments get all of the money and not let staff spend it without the permission of the Fire Departments as they include this money in their budget.

4. Mr. Jack Mayes, Rt. 1 Box 68, Dinwiddie, commended the Board and Department Heads for the big turn around as a result of the audit of last year. He thanked Wendy Quesenberry for preparing the budget and expressed his appreciation for the headway in turning the County's deficit around.

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 amendment was added to the Agenda:

13. EXECUTIVE SESSION
3. Legal

IN RE: PRESENTATION OF RESOLUTION

Mr. R. Joseph Emerson, Jr. was presented a framed resolution which was adopted June 21, 1989, thanking him for his services to Dinwiddie County as Director of Planning.

IN RE: JAIL RENOVATION UPDATE

The County Administrator advised a walk through was conducted at the jail to check the process on the renovation work. One item that the Board wanted addressed was the positioning of the windows in the Guard Tower. They had asked about lowering the existing windows to provide a better view. The Architect and she agreed that the proposed cost is not reasonable and they would not recommend the Board go forward with the proposal. She stated that when the contractor was finished, she would bid out repositioning the windows with local contractors. However, they do

recommend increasing the size of the view window on the guard tower door at a cost of \$206.36.

Upon motion of Mr. Robertson, seconded by Mr. Bracey, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the County Administrator was authorized to have the view window on the guard tower door increased and installed at the jail facility at a cost of \$206.36.

The County Administrator also advised the cold water pipes needed to be insulated so the condensation would not drip into the jail. She requested authorization to obtain local pricing on the insulation for the cold water piping in the jail and go forward with the lowest bid.

Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the County Administrator is authorized to obtain pricing on the insulation to the cold water piping in the jail and to award the work to the lowest bidder.

IN RE: ANIMAL WARDEN

Mr. L. A. Brooks presented his August and September reports. Mr. Robertson asked Mr. Brooks to have his department enforce the Leash Law more as there seemed to be some laxity in his area.

IN RE: SOCIAL SERVICES

Mrs. King Talley, Director of Social Services, advised applications for the Energy Assistance Program would start being accepted November 1, 1989. She also stated her Department would be distributing commodities at the Moose Lodge.

IN RE: APPROPRIATION OF \$170,000 - SCHOOL BOARD

Dr. Richard Vaughn, Superintendent of Schools, requested the appropriation of \$170,000 that the Board tentatively approved contingent upon the audit. The audit shows that the money is available and therefore he recommended the appropriation of the \$170,000 from the 1988-89 Reserve Fund to the 1989-90 School Budget. This money was requested for the Sunnyside roof repair.

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 \$170,000 be appropriated from the 1988-89 Reserve Fund to the 1989-90 School Budget.

IN RE: HEALTH INSURANCE PAY OFF - SCHOOL BOARD

Dr. Richard Vaughn, Superintendent of Schools, advised the School Board wished to go to a different health insurance plan. Their present plan is a "Cost Plus" plan and at one point they had conserved \$160,000. He stated the County used these funds in an effort to meet other budget needs. In order for their employees to go to a change in insurance plans and enter a contract like the County has which pays straight premiums, they must pay off their \$141,000 deficit to Blue Cross/Blue Shield. He requested the Board of Supervisors authorize the School Board to make the payment to Blue Cross/Blue Shield.

Mrs. Wendy Quesenberry, Interim County Administrator, advised it would be in the best interest of the School Board to pay the debt off and enter into a comprehensive policy; however, she recommended the School Board be authorized to pay the debt out of their present 1989-90 Budget, and urged the School Board to save the balance of this premium at the end of the year instead of taking it from the reserve funds. However, if the School Board is faced with a short fall at the end of the year due to this, the Board of Supervisors would evaluate the County's fiscal position at that time to assist them.

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 School Board is authorized to pay off their Blue Cross-Blue Shield debt of approximately \$141,000 out of their present 1989-90 Budget.

IN RE: SCHOOL BOARD -- TRANSFER OF FUNDS

Dr. Richard Vaughn, Superintendent of Schools, stated one category in which funds were expended in excess of the budgeted amount for the 1988-89 school year was transportation (replacement of buses). He requested the Board transfer \$7,007.69 from the operation and maintenance category to transportation in order for the budget to balance.

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 \$7,007.69 be transferred from the operation and maintenance category to transportation in order to balance the 1988-89 School Budget.

IN RE: SCHOOL SUPERINTENDENT

Mr. Clay asked Dr. Vaughn the status of the Sunnyside Roof suit. Dr. Vaughn indicated the County Attorney is proceeding with it. Mr. Dan Siegel, Interim County Attorney, advised he is proceeding with the suit, but was not in a position to advise the Board at this time. Regarding the new roof, Dr. Vaughn advised the engineer is drawing up the specifications for the bidding.

Kay Winn asked about the asbestos removal contract wherein the company would owe the County \$650 per day for every day after August 28, and whether the company has been paid. Dr. Vaughn advised they are negotiating with the company in determining the damages and the amount they will be assessed. She asked if the \$650 was going to be deducted from the original contract of \$59,800. Dr. Vaughn advised whatever penalty is charged will be deducted. Ms. Winn stated that beginning around August 28, the consultant recommended all work be done during the 3:00 p.m. 11:00 p.m. shift, except Saturday which would be 7:30 a.m. to 5:00 p.m. She advised before the hours could be changed, it had to be agreed upon by the owner, the consultant and the contractor. She asked when it was changed to allow asbestos to be removed from the school while the children were attending. Dr. Vaughn stated they were required to work after hours if they were in areas where children would be or would cause a problem with people. He said there was no law to prohibit it and the three would have to agree to a change.

IN RE: REPORT -- RECREATION DEPARTMENT

Ms. Fran Hart presented her Progress Report for September, emphasizing the Dinwiddie Crafts Fair scheduled October 28, 1989.

IN RE: APPOINTMENT -- RECREATION SECRETARY

Upon motion of Mr. Harrison, seconded by Mr. Robertson, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", Mrs. Patricia Heiser was appointed Secretary to the Recreation Department, effective October 2, 1989, at a salary range of Grade 8, Step 2A - \$12,230.

IN RE: TARGET RANGE PERMIT -- FORD VFD

Mr. Jim Rice, Public Safety Director, presented an Application for Operation of a Target Range Permit for the Ford Volunteer Fire Department to conduct a Turkey Shoot on property owned by Gilbert Wood, located on Route 751, one-half mile from the Ford Fire Station. Mr. Rice has visited the site and recommended approval of the permit.

Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", a target range permit was approved for the Ford Volunteer Fire Department to have turkey shoots on property owned by Gilbert Wood, located on Route 751, one-half mile from the Ford Fire Station, with all conditions stated therein.

IN RE: REPORT -- PUBLIC SAFETY DIRECTOR

Mr. Jim Rice, Public Safety Director, advised the Public Safety Committee has met and will appear before the Board on October 18 to give a progress report. He stated they will have an official recommendation for the Board November 1, 1989. He stated during the month of September, the Fire Department assisted the Rescue Squad on 19 calls, when the Rescue Squad was unable to have anyone on duty. The response time out of the fire station was less than one minute.

Mr. Rice advised the following met to make preparations in case a hurricane hit our area - Wendy Quesenberry, representatives of the Sheriff's Department, Rescue Squad, Fire Departments, Social Services, Health Department and School Maintenance. At 4:30 a.m., Friday, September 22, 1989, the County's first emergency operation center was setup at the jail as Hurricane Hugo was expected to hit with 80 mph winds and 10 inches of rain. This included extra dispatchers on duty, some fire companies had extra fire members on duty that would pull shifts and were equipped with chain saws and generators, rescue squad had two crews on duty and the County was prepared to react with available resources. Mr. Rice updated Dr. Vaughn and the County Administrator hourly.

Mr. Robertson extended his thanks to Mr. Rice and the volunteers working with him.

Mr. Rice indicated the week of October 9 is Fire Prevention Week.

IN RE: NEW CELL -- LANDFILL

Mrs. Wendy Quesenberry, Interim County Administrator, advised she had received the bids for the new cell at the Landfill. She indicated the Landfill Consultant interviews were held and as a result, more information is needed from the five bidders. She requested authorization to obtain revised bids from these individuals and to go with the lowest bid.

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

**BE IT RESOLVED** by the Board of Supervisors of Dinwiddie County, Virginia that the County Administrator is authorized to obtain revised bids from the individuals submitting proposals on the new cell to be dug at the Landfill; and,

**BE IT FURTHER RESOLVED** by the Board of Supervisors of Dinwiddie County, Virginia, that the County Administrator is authorized to award the contract to the lowest bidder.

IN RE: APPOINTMENT -- DIRECTOR OF SANITATION

Upon motion of Mr. Harrison, seconded by Mr. Moody, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", Mr. Dennis King was appointed Director of Sanitation, at Salary Grade 21, Step 4A - \$25,979, effective October 16, 1989.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION

Mr. MacFarland Neblett, Resident Engineer, Virginia Department of Transportation, advised three secondary roads in the County were under construction - Routes 680, 605 and 628. They have completed Route 632, near Tindall Concrete, which included upgrading the section of Route 632 from Route 460 to the back entrance of the Plant, utilizing Industrial Access Funds.

Regarding a letter the Board received concerning Route 604, Halifax Road, the current Six-Year Plan indicated the section from Petersburg to Route 677 is scheduled for improvement in 1992. This would be a complete renovation.

Mr. Clay asked Mr. Neblett to conduct a speed check on Route 627, between Routes 460 and 751. Mr. Robertson requested the 45 mph Speed Limit sign be moved on Route 613, Dabney Estates, past Gibson Drive. Mr. Moody asked Mr. Neblett to consider Rt. 620 from Baltimore Corner to Rt. 460 for improvements because it is a main connector like Rt. 604 and 619.

Mr. Rice asked Mr. Neblett about extending the 35 mph speed zone on Route 1, North in the Dinwiddie village area. Mr. Neblett advised he has spoken with the District Traffic Engineer and they will continue to monitor this area due to the growth. During the last traffic check, the majority of the traffic was travelling 52-53 mph, so it is within the posted speed limit at this time.

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

Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the rezoning case P-89-9 was removed from the table of the September 20, 1989 meeting.

Mr. Leonard Ponder, Director of Planning, advised this was a request presented by William H. Jones, Jr. to rezone 24 acres designated as land parcels 7A2-A & D located off of Route 601 on Chesdin Boulevard in the Namozine Magisterial District. He has requested to rezone the land from Division 5, Agricultural, Rural Residential, District A-R to Division 6, Residential, Limited, District R-1.

Mr. Ponder produced a letter he sent to Mr. Jones advising Mr. Jones of the County's requirements in order to approve the rezoning.

(1) Access from Chesdin Boulevard to the west should be expanded to include an access from Route 601.

(2) All lots must be at least 20,000 square feet in size and meet the requisite lot size requirements if the property is served by public water and sewage and one and one-half (1 1/2) acres in size if there are private water and septic systems.

(3) The access easement on the eastern boundary of this property must be clearly indicated on a plat so that a property determination can be made as to whether the easement actually encroaches upon the subject property.

(4) The Planning Department requires that a revised preliminary sketch be submitted to the department by October 31, 1989 to be placed in Mr. Jones' file.

Mr. Ponder advised Mr. Jones came by the office and agreed with the recommendations. He stated Mr. Jones has only presented a preliminary sketch, rather than a preliminary plat. However, he had concerns over the sketch and that is why he requested the above.

Upon motion of Mr. Robertson, seconded by Mr. Bracey, 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 7A2-A & D of the Dinwiddie County Zoning Maps, be amended by changing the district classification from Division 5, Agricultural, Rural Residential, District A-R to Division 6, Residential, Limited, District R-1 with the following conditions. Said property is located off of Route 601 on Chesdin Boulevard in the Namozine Magisterial District.

(1) Access from Chesdin Boulevard to the west should be expanded to include an access from Route 601.

(2) All lots must be at least 20,000 square feet in size and meet the requisite lot size requirements if the property is served by public

water and sewage and one and one-half (1 1/2) acres in size if there are private water and septic systems.

(3) The access easement on the eastern boundary of this property must be clearly indicated on a plat so that a property determination can be made as to whether the easement actually encroaches upon the subject property.

(4) The Planning Department requires that a revised preliminary sketch be submitted to the department by October 31, 1989 to be placed in Mr. Jones' file.

In all other respects, said zoning ordinance is hereby reordained.

IN RE: STREET LIGHT REQUEST -- MANSFIELD NORTH

Mr. Robertson presented a petition for street lights in Mansfield North Subdivision (Jackie Drive, James Court, Donnie Court and Mark Drive). He indicated a portion of this subdivision has street lights. He advised the past policy of the Board is to install street lights when requested by a subdivision, upon approval by the County Administrator in working with the power company to locate the proper places to put the lights. He stated future subdivisions will be required to install their own street lights. He stated that after approval of the last request, the Board put a moratorium on future requests. He asked the Board for guidance to lift the moratorium and set a policy.

Mr. Clay stated he agreed with setting a policy. Mr. Harrison asked the County Administrator to suggest a policy. The County Administrator advised all of their suggestions and alternatives have been exhausted. When the Board was given the staff's recommendations for a policy a few months ago, the Board rejected them. Therefore, the staff needs guidance from the Board as to what they are looking for.

Mr. Robertson did not agree with the suggestion of a Sanitary District as it would be costly. However, he felt if these people do not get their street lights he feels they are not being treated fairly as the other subdivisions have theirs and all subdivisions needed to be treated equally. He stated any clutter of homes needs protection of street lights, wherever it is located throughout the County.

Mr. Harrison suggested each supervisor submit five proposals to the County Administrator and Director of Planning to give them something to work with.

Mr. Robertson did not agree with payment by the citizens or payment by the County, he requested proposals that would incorporate all particular things and let the Board vote on it.

Mrs. Gloria Bain stated that subdivisions did not make up all of Dinwiddie County. She advised she installed her own light and pays for it and was tired of paying for benefits to the Northern part of the County.

Mr. Robertson stated the potential taxation for a subdivision is more than an acre of land. He stated subdivisions throughout the County provide taxes to keep the tax rate down for all of the County. He stated all areas of the County should be treated equally.

Mrs. Bain stated the northern end subdivisions and larger population in that area are credited for keeping the tax rate down in Dinwiddie; however, that is where the majority of the tax money is going with the Sheriff's Department due to high crime, water and sewage expenditures, and the street lights the County is paying for. She stated if three-fourths of the County can pay for their own lights, subdivisions can do the same.

Mr. Richard Earl requested the Board set a policy for the whole County and not show sectionism.

The County Administrator stated she would see what other communities are doing, as well as have each Board member submit their proposals by October 18, 1989 to give the staff guidance and report back at the November 1, 1989 meeting.

IN RE: COMMONWEALTH ATTORNEY

Mr. T. O. Rainey, Commonwealth's Attorney, appeared on behalf of the Judges of Dinwiddie County. He advised the lower half of the Courthouse is beginning to have some structural problems. Also, future plans are need regarding the small court room downstairs which is used as the Juvenile and Domestic Relations Courtroom. There is inadequate space for people to wait, sometimes hours at the time. On behalf of the Judges, the Officers, and himself, he requested the Board to look into the situation and start planning for the next five years. He added it was not fair to the citizens to have to stand or sit on the floor, some with small children, hours at a time while waiting for their case. He is also concerned about the safety of the officers and citizens when walking prisoners through the crowded hall.

Mr. Bracey asked Mr. Rainey if repairs were made to the building and the Court room moved, would that solve the problem. He stated there were vacant schools at each end of the County that could be utilized.

Mrs. Quesenberry suggested a committee be formed to look at the alternatives, as well as the short term problems and long range planning.

IN RE: HEALTH INSURANCE PLAN

Mrs. Wendy Quesenberry, Interim County Administrator, advised at the last Board meeting a selection of a health insurance was postponed until the employees were surveyed as to the option of coverage they preferred under the Blue Cross/Blue Shield Plan. Of the 73 responses, 67 wished to remain with the current policy and 6 selected Alternate I. Keeping the current policy would mean the outpatient coverage would remain at 100% and the drug card would remain at \$4.50 and \$2.50. She added in the long run this may not be the best choice for the County nor the employees, as it will increase the premiums as a whole in the future. She stated the County pays \$85.00 towards an individual premium. The new rates are as follows:

	PREMIUM	EMPLOYEE PAYS
Subscriber Only	\$123.37	\$38.37
Subscriber Minor	\$179.59	\$94.58
Family	\$297.83	\$212.83

Being as the majority of the employees wished to keep the present policy, that would be her recommendation to the Board.

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 County Administrator is authorized to contract with Blue Cross/Blue Shield Health Insurance, effective November 1, 1989, keeping the coverage designated in the current policy.

IN RE: SECTION 125 PLAN

Mrs. Wendy Quesenberry, Interim County Administrator, advised the Pre-Tax Plan of proposed flexible benefits under Section 125 of the Internal Revenue Code can be offered the employees. 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 increase. She stated this would offset the increase in Health Insurance premiums. She emphasized this was not mandatory and was strictly a voluntary deduction by the employee. A recommendation by the County Attorney was included and the staff had not heard any negatives against participation in the plan. Therefore, she recommended adoption of the Resolution.

Upon motion of Mr. Robertson, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the following resolution was adopted to provide taxable and non-taxable benefits for County employees who are eligible which plan qualifies as a

"Cafeteria Plan" for purposes of Section 125 of the Internal Revenue Code of 1986, as amended:

WHEREAS, the Board of Supervisors of Dinwiddie County (the "Board") has determined that it is in the best interest of Dinwiddie County (the "County") to provide certain benefits to employees of the County; and

WHEREAS, the Board has reviewed the benefits package recommended by its health care consultants, Commercial Risk Consultants, and desires to adopt a written plan to provide taxable and non-taxable benefits exclusively for employees of the County who are eligible therefor which plan qualifies as a "cafeteria plan", for purposes of Section 125 of the Internal Revenue Code of 1986, as amended (the "Tax Code");

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

1. The Board hereby determines that it is in the best interest of the County to provide certain benefits to employees of the County who are eligible therefore.

2. The Board hereby adopts and approves the written plan entitled "Integrated Flexible Benefits Plan for Employers" as presented to the Board (the "Plan") in order to provide taxable and non-taxable benefits exclusively for employees of the County who are eligible therefor, which plan qualifies as a "cafeteria plan" for purposes of Section 125 of the Tax Code, and is to be interpreted and maintained in a manner consistent with the requirements of Section 125 of the Tax code.

3. The Board hereby authorizes and directs the County Administrator and such other officers and employees of the County to take all action necessary or appropriate for the implementation of the Plan for the benefit of the employees of the County.

4. This resolution shall be effective immediately.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Harrison, seconded by Mr. Robertson, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", pursuant to Section 2.1-344(1), (4), (6) of the Virginia Freedom of Information Act, the Board moved into Executive Session at 9:48 p.m. to discuss personnel, industrial and legal matters. A vote having been made and approved, the meeting reconvened into Open Session at 11:17 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

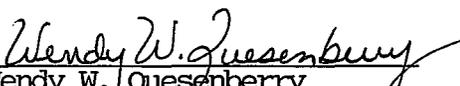
WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by the Board of Supervisors of Dinwiddie County, that such Executive meeting was conducted in conformity with the Virginia law;

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: ADJOURNMENT

Upon motion of Mr. Harrison, seconded by Mr. Bracey, Mr. Bracey, Mr. Harrison, Mr. Moody, Mr. Robertson, Mr. Clay voting "aye", the meeting adjourned at 11:19 p.m.

  
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A. S. Clay, Chairman

ATTEST:   
Wendy W. Quesenberry  
Interim County Administrator