

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 21ST DAY OF FEBRUARY, 1990, AT 7:30 P.M.

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

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

SAMUEL SHANDS
DANIEL M. SIEGEL

DEPUTY SHERIFF
INTERIM COUNTY ATTORNEY

IN RE: MINUTES

Upon motion of Mr. Harrison, seconded by Mr. Tickle, Mr. Bracey, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye", approval of the minutes for the February 7, 1990 Continuation Meeting and the February 7, 1990 Regular Meeting was postponed as the Board had not had an opportunity to review them.

IN RE: CLAIMS

Upon motion of Mr. Clay, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody 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 #7587 - #77120 (void check #7586): General Fund - \$79,365.00; Self Insurance - \$2,063.70; Law Library - \$122.72; E911 - \$77.22, for a total of \$81,628.64.

IN RE: CITIZEN COMMENTS

1. Mrs. Lottie Williams stated she has consulted with someone who advised her that two-acre lots are sufficient for individual family dwellings. Therefore, she requested the Board amend the acreage requirement in A-2 Districts from three-acres to two-acres.

Mrs. Williams stated the people are pleased with their new Board representative, Mr. Tickle, who has uncovered problems that should have been addressed and solved years ago, particularly the West Petersburg drug situation.

2. Rev. Carl L. Easley, Jr., Pastor of Rocky Branch Baptist Church, petitioned the Board to put Route 636, the road to his church, at the top of the list for road improvements.

IN RE: AMENDMENTS TO AGENDA

Upon motion of Mr. Harrison, seconded by Mr. Bracey, Mr. Bracey, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye", the following was added to the agenda:

- 11.a. Approval of Airport Authority - Property Exchange

IN RE: LANDFILL -- UPDATE ON ASH DISPOSAL

Mrs. Wendy Quesenberry, Assistant County Administrator, advised that the hauling of fly ash to the Landfill had been dormant since the last meeting. As stipulated in the contract, additional testing was performed on the Coal fly ash and the results had been received. Mr. Tickle reviewed the results of the three samples which were evaluated and all of the items were below detection limits. He stated that the right decision was made from previous EPA Toxicity data which showed the metals were also in a safe range, and he was pleased in that this project will help the County financially.

Mr. William Sloan, President of William B. Sloan Construction Company, presented the County with a partial payment of \$147,200 for the Ash Disposal. Mr. Sloan reported he initially anticipated \$150,000 worth of ash for the County which would have covered approximately 1/2-acre. However, approximately \$400,000 worth has been hauled into the County. He stated the dirt in the Landfill appears to be suitable for the clay cap, which would also save the County a great deal of money. Mr. Sloan advised at the next meeting, he will present the Board with an additional quarter of a million dollar check to pay for the ash that was disposed in the Landfill in January.

Mr. Sloan stated that his 60-day permit expires March 1, 1990; however, excavation at the site is not complete and an additional \$200,000 worth of material is expected to be hauled. He requested a 90-day extension on the permit.

Mr. Tickle stated there was sufficient room in the excavation site at the Landfill for this material and there would not be an additional excavation site needed. Therefore, it would not cost the County any additional money.

Mr. Sloan stated he felt an additional 3,000 loads will have to be moved from the present site and he felt it should be completed within 60-days; however, he was requesting a 90-day extension.

Mr. Bracey recommended as of July 1 that the contract be terminated so the County would not become the Ash Dump for any company that wanted to dump anything.

Mrs. Quesenberry advised the County was limited as to what the site can hold. She stated the permit can be extended until July; however, when the excavation site was full, then the dumping will cease.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the expiration of the refuse hauling permit for William B. Sloan Construction Company to haul and dispose of coal ash be extended to July 1, 1990.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION --
ADOPTION OF SECONDARY SYSTEM - SIX YEAR PLAN

This being the time and place as advertised in the Progress-Index Newspaper on February 10 and 11, 1990; and February 7 and 14, 1990 in the Dinwiddie Monitor Newspaper, for the Board of Supervisors to hold a joint public hearing with the Virginia Department of Transportation to receive citizen input on the Six Year Plan for the Secondary Road Improvements.

Mr. MacFarland Neblett, Resident Engineer, and Mr. Harold Dyson, Assistant Resident Engineer, Virginia Department of Transportation were present. Mr. Dyson reviewed the proposed roads that were added to the Six Year Plan:

- Rt. 619 - From Rt. 734 to 0.54 mi. South of Rt. 658
Length: 2.0 mi. - Reconstruct existing hard surface road
- Rt. 674 - From 0.37 mi. West of Rt. 670 to Rt. 613
Length: 1.57 mi. - New hard surface
- Rt. 619 - From 0.54 mi. South of Rt. 658 to Rt. 609
Length: 1.54 mi. - Reconstruct existing hard surface road
- Rt. 613 - From Rt. 676 to Petersburg City Limits
Length: 1.03 mi. - Reconstruct existing hard surface road
- Rt. 613 - From Rt. 673 to Rt. 676
Length: 1.45 mi. - Reconstruct existing hard

surface road

Rt. 606 - Railroad crossing

Mr. Dyson advised that after discussion with the Board on January 30, 1990, and trying to work with the money that is available, he suggested moving Rt. 636 up one year on the advertisement schedule, to 1993. He advised the projected cost for this project is \$105,000.

Mr. Moody asked if Rt. 636 was going in front of any other roads. Mr. Dyson advised it was left at the same priority, however, based on the funds available he was able to move it up one year on the advertisement schedule. The only way to move it up any further would be for the Board of Supervisors to change its priority. Mr. Dyson advised that according to the latest traffic count of the existing soil roads in the plan, Rt. 636 has the least amount of traffic on it.

Mr. Tickle stated Rt. 636 is valuable in that there is a church at the end of the road which is a valuable asset to the community. He advised he travelled the roads being considered in the plan and did not feel some of them needed improvements. Mr. Harrison asked why were some roads being re-graveled and tarred when the money could be used to pave Rt. 636.

Mr. Dyson advised the priorities were set by the Board of Supervisors over the years. He stated it has been the Board's policy to prioritize the soil roads in the plan by traffic count, and Rt. 636 is the least travelled.

Mr. Tickle asked how long Rt. 636 had been on the plan. Mr. Dyson stated it was added two years ago.

Mr. Tickle stated on Rt. 692 there were only 12 houses on a 3.2 mi. road. Mr. Clay stated that was in his District and the residents on Rt. 692 have been requesting their road improvement for seven to eight years, as this road is a throughway.

Mr. Harrison asked Mr. Neblett if the Board could change priorities on roads within their districts? Mr. Neblett stated in the development of the Six Year Plan the money is spread all over the County over the six year period. They address not only dirt roads, but hard surfaced roads that are heavily travelled. Over the years, the Engineers serving Dinwiddie County have put dirt roads having the highest traffic count into the plan for hard surfacing. It then takes three or four years to go through the process of designing the improvements, obtaining right-of-ways, and to get to a point where the road can be put out for advertisement for bids.

Mr. Harrison asked if the bad curves on Route 670 were going to be straightened. Mr. Dyson advised the road will be widened in areas and realigned where needed, and there will be reconstruction and resurfacing.

Mr. Bracey questioned the Carson side of Rt. 670. Mr. Dyson stated it was not in the plan due to the fact the soil road with the highest traffic count was added, which was Rt. 674. Mr. Bracey also questioned Rt. 628 off of Rt. 613 that comes to a dead end. Mr. Neblett advised the traffic count was not high enough to warrant a surfaced road.

At this time, the floor was opened for citizen input regarding the proposed Six Year Plan:

(1) Mrs. Lottie Williams asked why Rt. 636 would cost \$105,000, when she was told it would cost \$85,000. Mr. Dyson stated the pricing they have received over the past two years has raised the estimated costs on the projects, which is reflected in the proposal. Mrs. Williams stated they wanted Rt. 636 paved in 1990.

(2) Rev. Carl L. Easley, Jr., Pastor, Rocky Branch Baptist Church, along with numerous members of the his congregation, stood to petition the Board to make an adjustment on the priority of Rt. 636 to move it up on the plan. They do not want it put off any longer as it is in the Board's hands.

There being no one else wishing to speak, the public hearing was closed.

Mr. Bracey again requested the Carson side of Rt. 670 be added to the Six Year Plan.

Mr. Tickle requested clarification on the enhancement of Rt. 613 to Rt. 631, as it was an asphalt road. Mr. Neblett stated it was a narrow road that was asphalted seven or eight years ago. The road has very little, and in some cases, no shoulders. Traffic count on this road is approximately 1,100 vehicles per day with heavy school bus traffic. This being one of the higher traffic count secondary roads within the county and with the bus traffic, this road warrants improvement. The road pavement will be widened to 20 to 22 feet, the shoulders will be five to six feet, and ditches will be four feet.

Mr. Tickle asked if Rt. 632 was completed. Mr. Neblett advised this section was rebuilt with industrial access funds from the Tindall Concrete project.

Mr. Harrison asked Mr. Neblett to explain Rt. 717 and could Rt. 636 be switched with Rt. 717. Mr. Neblett stated Rt. 717 was approximately 1/2 mile in length and would cost approximately \$120,000 which would include widening the road, hard surfacing it, setting the shoulders and ditches. Rt. 717 is priority 11 and scheduled for July, 1991. He emphasized Rt. 717 has been in the plan longer than Rt. 636, and money has been put towards this project as planning has begun.

Mr. Moody advised Rt. 717 was in his district and he did not want to switch the priorities.

Mr. Clay stated he was pleased with Rt. 619 being added as he has had many complaints about this road over the years.

Mr. Harrison made the motion to switch Rt. 717 (priority 11) and Rt. 636 (priority 20); there was no second.

Upon motion of Mr. Harrison, with no second, Mr. Bracey, Mr. Harrison, Mr. Tickle, voting "aye", Mr. Clay, Mr. Moody voting "nay",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Rt. 636 be placed at priority 11 and Rt. 717 be placed at priority 20 in the Secondary Road System Construction Program for the 1990-91 thru 1995-96 Six-Year Plan.

Mr. Neblett stated it would be the July-August 1991 timeframe before work would begin.

Mr. Bracey made the motion to add the Carson side of Rt. 670 at Arthur's Swamp, as well as .33 miles of Rt. 628, the dead end road off Rt. 613 across from Cone's Garage, into the Six Year Plan. Mr. Neblett stated that this part of Rt. 628 has a road count of less than 50 vehicles per day. If it is less than 50 vehicles per day, it will not qualify for hard surfacing. Mr. Bracey asked Mr. Neblett the minimum count to qualify for hard surfacing. Mr. Neblett stated a road has to have at least 50 vehicles per day to be considered for hard surfacing.

Mr. Harrison asked how many spots were available under the six year plan. Mr. Neblett stated the Board could add as many roads as they wanted, the problem was how far the money would go. A road could sit for years and nothing happen due to lack of funds.

Mr. Bracey stated he wanted the roads in the plan. Mr. Moody stated he could not see adding to the plan until there was money available. Mr. Neblett stated that was the problem with Rt. 636 when it was added two years ago, there was not enough money to do the work.

Upon motion of Mr. Bracey, with no second, Mr. Bracey and Mr. Tickle voting "aye", Mr. Harrison, Mr. Clay, Mr. Moody voting "nay", the motion did not carry.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Rt. 619 from Rt. 734 to 0.54 mi. South of Rt. 658; Rt. 619 from 0.54 mi. South of Rt. 658 to Rt. 609; and Rt. 674 located 0.37 mi. West of Rt. 670 to Rt. 613 be added to the Secondary Road System Construction Program for the 1990-91 thru 1995-96 Six Year Plan.

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

WHEREAS, Section 33.1-70-01 of the Code of Virginia, 1950 as amended, requires the Board of Supervisors to conduct a joint public hearing with representatives of the Virginia Department of Transportation for the purpose of discussing with the citizens of Dinwiddie County the entire Six Year Plan and to receive the interested citizens' comments; and

WHEREAS, this Six-year Plan shall consist of improvements of the secondary roads in Dinwiddie County and is based on the best estimate of funds to be available to the County for expenditure on the Six-Year Plan period on the Secondary System; and

WHEREAS, a workshop was held with representatives of the Virginia Department of Transportation on the 7th day of February, 1990, at 7:00 p.m.; and

WHEREAS, the public hearing was held on the 21st day of February, 1990, at 7:30 p.m. in the Board Meeting room of the Administration Building;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, does hereby adopt the Six-Year Plan and the revised construction priority list for the Secondary System as set forth in the plan presented by the Virginia Department of Transportation for FY 90-91 through FY 95-96, and amended by the Board of Supervisors at this meeting.

IN RE: SUPPORT RESOLUTION - DINWIDDIE COUNTY WATER AUTHORITY
 WATER AND SEWER REVENUE BONDS

Mr. Dan Siegel, Interim County Attorney, advised a support agreement was needed, as well as a resolution to approve the support agreement for the Dinwiddie County Water Authority to issue \$4 million in water and sewer revenue bonds. By adopting this resolution, the Board is not committed to making the annual appropriations to make the bond payments, it is stating its intent. Once this is done, the Water Authority needs to hold their meeting to approve their particular documents, after which the Board of Supervisors Regular meeting would continue.

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

WHEREAS, Dinwiddie County, Virginia (the County), has previously loaned and advanced certain funds to the Dinwiddie County Water Authority (the Authority) to support the Authority's activities;

WHEREAS, the Authority expects to provide for the issuance of \$4,000,000 water and sewer revenue bonds (the Bonds) to finance construction of certain water and sewer utility improvements (the Project) as have been previously requested by the County;

WHEREAS, the Authority has requested the Board of Supervisors (the Board), acting as the governing body of the County, to enter into an Agreement with the Authority and Crestar Bank, as Trustee with respect to the Bonds, dated as of March 1, 1990 (the Support Agreement), the form of which has been presented to this meeting, providing for the Board to consider certain appropriations to the Authority, to improve the marketability of the Bonds and reduce the Authority's cost of financing; and

WHEREAS, the Authority has received an attractive proposal from CHK Capital Markets for the purchase of the Bonds for resale to the public which is based, in part, on the County's entering into the Support Agreement;

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

1. It is hereby determined to be in the best interests of the County and its citizens for the Board to enter into the Support Agreement.

2. In consideration of the Authority's undertakings with respect to the Project, the Chairman or Vice-Chairman of the Board is hereby authorized and directed to execute and deliver the Support Agreement. The Support Agreement shall be in substantially the form presented to this meeting, which is hereby approved, with such completions, omissions, insertions or changes not inconsistent with this resolution as may be approved by the Chairman or Vice-Chairman, such officer's execution to constitute conclusive evidence of this approval of such completions, omissions, insertions or changes.

3. The County Administrator is hereby authorized and directed to carry out the obligations imposed by the Support Agreement on the County Administrator.

4. As provided by the Support Agreement, the Board hereby undertakes a non-binding obligation to appropriate to the Authority such amounts as may be requested from time to time pursuant to the Support Agreement, to the fullest degree and in such manner as is consistent with the Constitution and laws of the Commonwealth of Virginia. The Board, while recognizing that it is not empowered to make any binding commitment to make such appropriations in future fiscal years, hereby states its intent to make such appropriations in future fiscal years, and hereby recommends that future Boards of Supervisors do likewise during the term of the Support Agreement.

5. All resolutions or parts thereof in conflict herewith are hereby repealed.

6. This resolution shall take effect immediately.

IN RE: MEETING OF DINWIDDIE COUNTY WATER AUTHORITY

At 9:00 p.m., the Dinwiddie County Water Authority assumed the chairs and conducted their business. The regular Board of Supervisors meeting reconvened at 9:15 p.m.

IN RE: PUBLIC HEARING -- P-89-1C - JAMES WYATT

This being the time and place as advertised in the Progress-Index Newspaper on Wednesday, February 7 and February 14, 1990, for the Board of Supervisors to conduct a Public Hearing to consider an amendment to change the district classification of Tax Parcel 45-70 of the Dinwiddie County zoning maps from Agricultural, General, A-2 to Business, General, B-2.

Mr. Leonard Ponder, Director of Planning, advised Mr. James L. Wyatt has submitted a request to conditionally rezone Tax Parcel 45-70 located in the Rowanty Magisterial District on U.S. Route 1 across from Dinwiddie County Middle School. It is currently zoned Agricultural, General, District A-2 and he would like it rezoned to Business, General, District B-2 with conditions. Mr. Wyatt has made this request in order to allow him to operate an auto sales lot.

In 1989, Mr. Wyatt requested a rezoning of the entire 15 acres to B-2. The Board denied this request, stating that four or five acres would be more agreeable. In December 1989, Mr. Wyatt again requested a rezoning for the entire 15 acres. At the Planning Commission meeting in December, there was again a negative response from the Planning Commission about rezoning the entire 15 acres. To facilitate the rezoning process, Mr. Wyatt offered a proffer of amending the rezoning to a 450 sq. ft. portion of the total parcel. Mr. Ponder stated this was the northeast corner of the parcel, consisting of 4.66 acres.

The Planning Commission accepted this and unanimously recommended approval of P-89-12C to the Board. The staff concurs with this recommendation.

Mr. Tickle asked Mr. Ponder the setback requirements. Mr. Ponder stated the B-2 setback requirement is 10 feet.

No one spoke in favor of or against the rezoning.

Mr. Tickle stated he was concerned with the 10 ft. setback requirement in that automobiles can be placed 10 ft. from the edge of the road to the property. He felt additional setback footage was needed.

Mr. Ponder advised a state right-of-way is between Mr. Wyatts' property and Route 1, with a line of pine trees. However, from the State right-of-way, the requirement is 10 ft.

Mr. Tickle asked Mr. Ponder what the options were. Mr. Ponder advised the options were approval or denial. Mr. Moody advised that Mr. Tickle could ask Mr. Wyatt to change his proffer; however, if Mr. Wyatt did not want to change the proffer, he did not have to.

Mr. Tickle asked Mr. Wyatt if he would be willing to negotiate the proffer. Mr. Wyatt stated no, at this particular site, there is a row of pine trees down the Route 1 side of the property and his automobiles will be located behind that row of trees.

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

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Tax Parcel 45-70 of the Dinwiddie County Zoning Maps be amended by changing the district classification from Agricultural, General, District A-2 to Business, General, District B-2, in the Rowanty Magisterial District on U.S. Route 1 across from Dinwiddie Middle School, with the following proffer made by the applicant:

I, James L. Wyatt, the owner of Tax Parcel 45-70 on the tax map of Dinwiddie County have applied for a rezoning from Agricultural, General, District A-2 to Business, General, District B-2 of said parcel. Pursuant to Section 22-24 of the Zoning Ordinance of Dinwiddie County, I proffer the following as a condition of the rezoning:

In the event the rezoning referenced above is granted, the following conditions shall be applicable:

The property rezoned shall be a four-hundred fifty (450) foot square beginning at the northernmost part of Tax Parcel 45-70 adjacent to U.S. Route 1 proceeding four-hundred fifty (450) feet southward along Route 1, thence four-hundred fifty (450) feet eastward, thence four-hundred fifty (450) feet northward or to the intersection of Tax Parcel 45-71, thence westward along the property line between Tax Parcel 45-70 and Tax Parcel 45-71 to U.S. Route 1. Any commercial activities shall be confined to this approximately 4.66 acre parcel.

IN RE: PUBLIC HEARING -- A-89-21 - SIGN ORDINANCE

This being the time and place as advertised in the Progress-Index Newspaper on Wednesday, February 7 and February 14, 1990, for the Board of Supervisors to conduct a Public Hearing to consider an amendment to add Chapter 22, Article VII, Sections 253-260 - Signs.

Mr. Leonard K. Ponder, Director of Planning, advised the County does not currently have a comprehensive sign ordinance. The only enforcement capabilities the County has are for setback and height. Basically, any size sign can be put up as long as the BOCA Code requirements are met.

Mr. Ponder stated it was important to note that Petersburg recently enacted a new sign ordinance which is very restrictive, particularly in respect to billboards, and that Colonial Heights has also recently added restrictions against billboards. It is incumbent upon the County to address the sign issue and also adopt some controls over future signage in order to control the aesthetic quality of the County's roads.

The Planning Commission, after two months of discussion and public hearing, unanimously recommended approval of this ordinance. The Planning staff recommends approval of this ordinance also.

After a brief review of the ordinance by Mr. Ponder, the following spoke during the public hearing:

1. Mr. Henry Moore, President of Holiday Signs, Chester, Virginia stated he was against the ordinance as written. He is not against a sign ordinance or the need for a sign ordinance. He requested the Board postpone adoption of the ordinance in order for other businesses to have input into the drafting of the ordinance as there were many discrepancies in the proposed draft. He proceeded to point out his list of problems with the ordinance.

2. Mr. Richard Earl stated he was not in favor of or against the ordinance; however, he questioned Section 22-253 - Definition -- Double-Faced Sign; and Sign. Section 22-256 - Exemptions -- #1, #10 and #11. Section 22-257 - Prohibited Signs -- #4, #6, #7 and #10. Section 22-258 - Dimensional Requirements Permitted Signs -- #5. Section 22-259 - Maintenance -- the penalty if not complied within the ten days. Mr. Earl suggested input from businessmen and to clean up the ordinance.

The public hearing was closed.

Mr. Ponder stated he was pleased with the input; however, he was sorry there was no input during the two months of advertisement with the Planning Commission from the sign industry and individuals. He suggested the Board continue action for a month in order to get business and citizen input.

Mr. Bracey stated he would like a 60 day continuance and have each Board member appoint a person to work with the planner, to include business and citizen input and bring their recommendations to the Planning Commission meeting. Another public hearing could then be held.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that amendment A-89-21 be continued for 60 days in order for each Board member to appoint a person to work with the planner, as well as receive business and citizen input on reviewing the ordinance.

IN RE: RECESS

The Chairman declared a five minute recess at 10:34 p.m. The meeting reconvened into session at 10:40 p.m.

IN RE: PURCHASE OF DMV TERMINAL

Mrs. Deborah M. Marston, Commissioner of the Revenue and Mr. William E. Jones, Treasurer, requested authorization to purchase a Division of Motor Vehicles (DMV) Terminal at an approximate cost of \$10,000 to be shared by their offices. Information can be accessed four ways - name, state license number, vehicle identification number and title number. Mr. Jones stated he had a box of returned Personal Property taxes with incorrect addresses and with the terminal he would be able to match most of the individuals and collect on the delinquent accounts. He and Mrs. Marston stated the terminal will more than pay for itself, as well as supply more up-to-date and accurate information.

When asked if a full time person would be hired to run the terminal, Mrs. Marston advised if a full time person was hired, it would not be for the sole purpose of running the DMV terminal.

Mrs. Wendy Quesenberry, Assistant County Administrator, stated there was no money budgeted for this item; however, the Board could consider fronting the money with assurance from the Treasurer and Commissioner of the Revenue that sufficient funds will be collected to pay for the terminal.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Commissioner of the Revenue and Treasurer are authorized to purchase a Division of Motor Vehicles Terminal to be shared by their two offices, at a cost not to exceed \$10,000.

IN RE: ADDITIONAL AMENDMENT TO AGENDA

Upon motion of Mr. Bracey, seconded by Mr. Tickle, Mr. Bracey, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye", the following was added to the agenda:

9.a. Designation of Landfill Fees

IN RE: DESIGNATION OF LANDFILL FEES

Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye", the Designation of Landfill Fees tabled January 17, 1990 was removed from the table.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the funds collected from the ash disposal project with William Sloan Construction Company be earmarked for the Landfill within the Capital Projects Fund.

IN RE: STREET LIGHT POLICY

Mrs. Wendy Quesenberry, Assistant County Administrator, advised that since October of last year, the Board has been considering a street light policy for existing street lights, which the County has been funding. A moratorium was placed on new street lights in June of 1989. The five alternatives available to the Board are:

1. Continue the present policy of paying for installation and monthly costs.
2. Pick a point in time and discontinue the policy of paying for street lights, but continue paying those that the County is now paying for.
3. Continue the present policy and adopt sanitation districts which would allow special assessment within these districts for street lights, as well as other utilities.
4. Continue the present policy and impose a special assessment for installation costs only, and continue to pay the monthly costs.
5. The formation of a Service District.

Mr. Ponder advised there were 14 subdivisions with approximately 170 lights in the northern section of the county, as well as the Town of McKenney, serviced by Virginia Power that were being funded by the County. The only subdivision serviced by Southside Cooperative Extension is Stoney Springs.

Mr. Tickle stated that the county presently spends approximately \$40,000 to \$45,000 a year on street lights.

Mr. Moody asked Mr. Siegel about the requirements of having a public hearing regarding service districts.

Mr. Siegel stated a public hearing could be conducted on the establishment of service districts. However, a public hearing is required to form each service district at which time the boundaries of that service district would be established. Therefore, a series of public hearings would be conducted. Each time a service district is formed, a public hearing is required.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that a public hearing will be conducted to discuss the possibility of the formation of a Service District concept for the County.

IN RE: APPOINTMENTS - DINWIDDIE INDUSTRIAL DEVELOPMENT
AUTHORITY

Mr. Bracey nominated Mr. John Scarborough. Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Bracey, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye", the nominations were closed.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Mr. John Scarborough be appointed to the Dinwiddie Industrial Development Authority for a four year term ending February 5, 1994.

Mr. Tickle nominated Mr. Charles R. Johnson, seconded by Mr. Harrison. Upon motion of Mr. Tickle, seconded by Mr. Clay, Mr. Bracey, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye", the nominations were closed.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Mr. Charles R. Johnson be appointed to the Dinwiddie Industrial Development Authority for a four year term ending February 5, 1994.

IN RE: APPOINTMENT - DINWIDDIE AIRPORT INDUSTRIAL AUTHORITY

Mr. Bracey nominated Mr. Peter Clements, seconded by Mr. Harrison.

Mr. Clay nominated Mr. William Knott.

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Bracey, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye", the nominations were closed.

The voting was conducted in reverse order.

Upon motion of Mr. Clay, there being no second, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye"; Mr. Bracey and Mr. Harrison voting "nay",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Mr. William Knott be reappointed to the Dinwiddie Airport Industrial Authority for a three year term, ending January 31, 1993.

IN RE: APPROVAL OF DINWIDDIE AIRPORT AUTHORITY -- PROPERTY
EXCHANGE

Mr. Dan Siegel, Interim County Attorney, advised that in order to convey Dinwiddie Airport Authority land, consent is needed by the Board. A new industrial, Geith USA, Inc., will be occupying the CCP building

and they wish to exchange the land on the southern side of their lot for land on the northern side of their lot that is owned by the Dinwiddie Airport Authority. The Airport Authority is in agreement; however, the Board's consent is needed.

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

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia consents to the property exchange between Geith USA, Inc., and the Dinwiddie Airport and Industrial Authority, consisting of .334 acres as described in Exchange Agreement and an easement agreement to be executed between the Authority and Geith USA, Inc.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Bracey, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye", pursuant to Section 2.1-344(1) and (6) of the Virginia Freedom of Information Act, the Board moved into Executive Session at 11:30 p.m. to discuss personnel and legal matters. A vote having been made and approved, the meeting reconvened into Open Session at 11:55 p.m.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody 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. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye", the meeting was adjourned at 12:03 a.m., February 22, 1990.


Harrison A. Moody, Chairman

ATTEST: 
Dewey P. Cashwell
County Administrator

