

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 18TH DAY OF APRIL, 1990, AT 7:30 P.M.

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

ELECTION DISTRICT #1  
ELECTION DISTRICT #4  
ELECTION DISTRICT #3  
ELECTION DISTRICT #2  
ELECTION DISTRICT #2  
DEPUTY SHERIFF  
INTERIM COUNTY ATTORNEY

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IN RE: MINUTES

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 minutes of the April 4, 1990 Continuation Meeting, the April 4, 1990 Regular Meeting and the April 11, 1990 Continuation Meeting are hereby adopted and approved in their entirety as presented.

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IN RE: CLAIMS - FORD VFD - 4th QUARTER APPROPRIATION

The Chairman asked the Board for early appropriation of 4th quarter funds to Ford Volunteer Fire Department due to additional expenses that have exceeded their budget.

Upon motion of Mr. Clay, seconded by Mr. Bracey, 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 an advance of the 4th quarter appropriate for the Ford Volunteer Fire Department is appropriated.

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IN RE: CLAIMS

Upon motion of Mr. Harrison, seconded by Mr. Bracey, 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 are approved and funds appropriated for same using checks #8267 - #8430 (void #8392 - #8401): General Fund - \$131,387.27; E911 - \$199.64; Self Insurance - \$747.08; Capital Projects - \$2,192.31; for a total of \$134,526.30.

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IN RE: RESOLUTION OF APPRECIATION — WENDY W. QUESENBERRY

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Bracey, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye", the following resolution was adopted and a plaque presented to Wendy W. Quesenberry:

WHEREAS, the operations of Dinwiddie County Government have become much more complex and demanding in recent years; and

WHEREAS, quality staff persons who possess both the talent and dedication necessary for exceptional performance under extraordinary circumstances are increasingly rare; and

WHEREAS, Wendy W. Quesenberry has demonstrated a level of administrative talent, skill, and commitment to the welfare of the County of Dinwiddie which stands as an example for other County employees; and

EXTRACT



WHEREAS, Wendy W. Quesenberry has exhibited exceptional performance in the roles of both Interim County Administrator, and Assistant County Administrator during times of great challenge and change for the government and citizens of Dinwiddie County;

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors and County Administrator of Dinwiddie County hereby express their heartfelt appreciation for Mrs. Wendy W. Quesenberry's contribution to the successful future of Dinwiddie County, its government, and its citizens, and future good wishes for her continued success in service to this community.

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IN RE: RESOLUTION OF APPRECIATION -- GLENICE N. TOWNSEND

Upon motion of Mr. Harrison, seconded by Mr. Tickle, Mr. Bracey, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye", the following resolution was adopted and a plaque presented to Glenice N. Townsend:

WHEREAS, the effective management of county government requires careful attention to the fiscal health of the organization; and

WHEREAS, Dinwiddie County has and will continue to face significant fiscal challenges due to changes in the economy, the environment, and the operating needs of the County; and

WHEREAS, Glenice N. Townsend has exhibited exceptional performance and dedication in both the roles of Fiscal Officer, and recently, Interim Assistant County Administrator of Dinwiddie County; and

WHEREAS, the careful stewardship of the finances of Dinwiddie County exercised by Glenice N. Townsend has contributed significantly to the fiscal recovery of the County from recent budget difficulties;

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors and County Administrator of Dinwiddie County express their sincere gratitude for Mrs. Glenice N. Townsend's important contribution to the welfare of the people and government of Dinwiddie County, and wish for her every success in her future service to this community.

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IN RE: CITIZEN COMMENTS

Mr. Richard Earl asked if the Board was working on submitting a recycling plan to the Department of Waste Management by July 1, 1991, as directed by the Virginia Recycling Committee? Mr. Denny King, Director of Sanitation, advised an operations plan and a closure plan have already been submitted. The Recycling Committee has a draft recycling plan they are working on with the consulting firm, Draper Aden, at this time to submit to the Department of Waste Management.

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IN RE: AMENDMENTS TO AGENDA

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

15.c. EXECUTIVE SESSION - Acquisition of Real Property

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IN RE: 1990-91 SCHOOL BOARD BUDGET PRESENTATION

Mr. E. Ray Hanks, Chairman of the School Board, along with Dr. Richard L. Vaughn, Superintendent, presented the 1990-91 School Board Budget request. The proposed budget is \$16,999,204, which reflects an increase of \$1,720,026 (11.26%) over the budget of 1989-90. The following items account for the major increase in the budget:

\$335,224 - 5% increase in teachers' salary scale

- 62,000 - Additional fixed charges
- 216,000 - 8 additional teachers (4 Elementary, 2 Middle School, 1 High School, 1 Elementary Guidance Counselor)
- 20,000 - 2 part-time custodians/2 part-time maintenance personnel (grass cutters)
- 56,000 - 7 additional aides (remediation and physical education)
- 55,000 - Fixed charges for added positions
- 35,000 - 5 copier/duplicators for elementary schools
- 227,835 - One year lease on 30 diesel buses
- 27,000 - 1 mini-bus for transporting handicapped
- 22,000 - 2 pickup trucks to replace service vehicles

Mr. Tickle asked Dr. Vaughn if the new teaching positions were being recruited from colleges, and if so why were the positions calculated at \$27,000? Dr. Vaughn stated recruiting was being done at the colleges; however, the guidance position is someone with experience, and other positions may be filled with experienced people.

Dr. Vaughn advised the State has appropriated funds for divisions to provide remedial education for the students who score on standardized tests in the bottom quartile. Dinwiddie has 30% of its students in the bottom quartile. Chapter I deals with students in the 26-50 percentile. Therefore, students in the lower half will get special attention and extra help to bring their scores up.

Mr. Tickle asked if Southside Elementary School has a 25% vacancy and Rohoic and Midway Elementary have reached capacity, it seems Southside Elementary is not being utilized to its potential. Dr. Vaughn stated enrollments are being monitored in the geographical locations of the schools to see what is best for the students and teachers.

Mr. Bracey asked Dr. Vaughn the qualification requirements for an Instructional Aide. Dr. Vaughn stated they looked for two things - ability to work with children, and past experience in working with children.

Mr. Harrison asked Dr. Vaughn about enrollment projection for 1990-91. Dr. Vaughn stated he anticipated enrollment to be the same as this year, approximately 3555 students.

Mr. Bracey questioned the part-time grass cutters, and asked to check into contracting this out.

Mr. Hanks stated they will be hiring an Assistant Superintendent of instruction and personnel this year.

The following individuals from the audience had questions for Dr. Vaughn:

Mr. James McKenzie questioned the School Bus driver raises. Mr. Hanks stated the bus drivers requested a 30% increase in salary. The School Board proposed, according to scale, a 12% to 17% increase in School Bus drivers' salaries.

Mrs. Kay Winn asked if the remediation was to be during the General Studies period at the Middle School, and if it will consider the students who took band during the General Studies period, as this would be a conflict in scheduling.

Mr. Richard Earl commented on raises, when a percentage factor is used and the higher the salary, the higher the money that is actually spent. He questioned a dollar figure or sliding scale of percentages, rather than across the board same percentage rate. Dr. Vaughn stated the teachers are mandated a 5% increase. All other categories have a 13 step scale.

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**EXTRACT** IN RE: PUBLIC HEARING — A-90-4 — ASSESSMENT AMENDMENT

This being the time and place as advertised in the Progress-Index Newspaper on Thursday March 29, and April 5, 1990, for the Board of

Supervisors to conduct a Public Hearing to consider a proposed amendment to Section 19-5 of the Dinwiddie County Code.

Mrs. Deborah Marston, Commissioner of the Revenue, stated this amendment concerned the real estate new construction assessment procedure and was a housekeeping measure. On May 15, 1968 the Board adopted a Resolution concerning new construction assessment, according to the Code of Virginia. However, in 1984 the Code of Virginia was amended to state the resolution should be a by duly adopted ordinance. Therefore, she requested the resolution be changed to an ordinance. New construction percentage of completion, as of January 1 each year, is as follows:

Frame - Finished	25% of total value
Exterior - Complete	35% of total value
Under Roof	50% of total value
Sheet rock or Plaster Up	75% of total value
Complete, except for trim work or painting	90% of total value

No one spoke in favor of the amendment.

Mr. Richard Earl spoke against the amendment.

Mr. Harrison made the motion to leave the assessment as a resolution. There was no second to the motion. Mr. Harrison voting "aye", Mr. Bracey, Mr. Tickle, Mr. Clay, Mr. Moody voting "nay", the motion was defeated.

Upon motion of Mr. Tickle, seconded by Mr. Bracey, Mr. Bracey, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye", Mr. Harrison voting "nay"; the resolution was changed to an ordinance to assess new buildings substantially completed after the assessment date of January 1 of each year pursuant to Section 58.1-3292 of the Code of Virginia as follows:

**WHEREAS**, the Board of Supervisors of Dinwiddie County (the "Board") adopted a resolution on May 15, 1968, which was intended to take advantage of then existing Section 58-811.1 of the Code of Virginia of 1950, as amended (the "Virginia Code") to assess new buildings substantially completed after the assessment date of January 1 of each year; and

**WHEREAS**, said Section 58.511.1 of the Virginia Code was amended and replaced by Section 58.1-3292 of the Virginia Code (the "State Law") which requires the Board to adopt an ordinance, as opposed to a resolution, in order to make such provisions effective; and

**WHEREAS**, the Board desires to make the provisions of the State Law effective for the current tax year;

**NOW, THEREFORE, 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 amendment to Chapter 19, Section 5 thereof, and in all other respects be reordained:

#### CHAPTER 19, SECTION 5

Pursuant to Section 58.1-3292 of the Code of Virginia, all new buildings substantially completed or fit for use and occupancy prior to November 1 of the year of completion shall be assessed when so completed or fit for use and occupancy, and the Commissioner of the Revenue shall enter in the books the fair market value of such buildings.

No partial assessment as provided herein shall become effective until information as to the date and amount of such assessment is recorded in the office of the Treasurer of the County and made available for public inspection.

The total tax on any such new building for that year shall be the sum of (i) the tax upon the assessment of the completed building, computed according to the ratio which the portion of the year such building is substantially completed or fit for use and occupancy bears to the entire year, and (ii) the tax upon the assessment of such new building as it existed on January 1 of that assessment year, computed according to the ratio which the portion of the year such building was not substantially

complete or fit for use and occupancy bears to the entire year. With respect to any assessment made under this section after September 1 of any year, the penalty for nonpayment by December 5 shall be extended to February 5 of the succeeding year.

This Ordinance shall be effective as of its date of adoption.

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IN RE: VDOT — INTRODUCTION - NEW RESIDENT ENGINEER

Mr. MacFarland Neblett advised that after serving Dinwiddie County for over six years, he has recently been appointed Resident Engineer of Suffolk. He introduced Penny S. Kanode, who assumed his duties April 15, 1990.

The following problem areas were given to Ms. Kanode by the Board:

Mr. Harrison - When leaving the Public Boat Ramp on Rt. 676, there is a blind spot to the right on Rt. 601.

Mr. Tickle - Rt. 708 at Olgers Store, look at the road repair recently done by the Highway Department.  
- Rt. 226 - Three different speed limits in the area.

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IN RE: VDOT — REALIGNMENT & ABANDONMENT — RT. 1401

EXTRACT  
Mr. Charles W. Gill, Transportation Contract Administrator, advised a resolution was needed from the Board indicating the proposed relocation of Rt. 1401 was acceptable; as well as approval for the abandonment of the existing alignment.

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, Route 1401, from U.S. 1 to .41 mile E of U.S. 1, has been approved and included in the County's Six Year Plan for Secondary Road Improvements; and

WHEREAS, to accomplish this project in the most economically advantageous manner for the County, the Virginia Department of Transportation has proposed a realignment of Route 1401 which in turn requires the abandonment of the existing roadway;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia does hereby adopt the Virginia Department of Transportation's plan for the new alignment of Route 1401 and recommend abandonment of the existing roadway upon completion of the project.

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IN RE: PERMISSION TO ADVERTISE — AMENDMENT TO BUSINESS LICENSE ORDINANCE

Upon motion of Mr. Harrison, seconded by Mr. Tickle, Mr. Bracey, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye", the Commissioner of the Revenue is authorized to advertise for a public hearing a proposed amendment to the Dinwiddie County Code to provide for a minimum amount of gross receipts to be received before the County's gross receipts license tax is applied.

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IN RE: APPOINTMENTS — CERTIFICATION COMMITTEE

EXTRACT  
Mr. Bracey nominated Mr. Thomas Rasberry as District 3 representative for the Certification Committee, to replace Mr. Raymond Ellis.

Upon motion of Mr. Bracey, seconded by Mr. Harrison, 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. Thomas Rasberry is appointed to replace Mr. Raymond Ellis on the Certification Committee, term ending September 7, 1990.

*EXTRACT*  
**IN RE: BINGO & RAFFLE PERMIT — DEWITT, DINWIDDIE, ROCKY RUN ATHLETIC ASSOCIATION**

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

**WHEREAS**, DeWitt, Dinwiddie, Rocky Run Athletic Association has submitted an application for a Bingo and Raffle Permit for Calendar Year 1990; and

**WHEREAS**, DeWitt, Dinwiddie, Rocky Run Athletic Association meets the requirements as set out in Section 18.2-340.10 of the Code of Virginia and has paid the Ten Dollar (\$10.00) application fee.

**NOW THEREFORE BE IT RESOLVED** by the Board of Supervisors of Dinwiddie County, Virginia, that DeWitt, Dinwiddie, Rocky Run Athletic Association be granted a Bingo and Raffle Permit for the Calendar Year 1990.

**IN RE: SEMINAR — BALTIMORE, MD**

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Bracey, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye", the County Administrator is authorized to attend a Land and Water Resource Planning and Protection Seminar in Baltimore, Maryland, on May 15, 1990, with a registration fee of \$145.00.

**IN RE: EXECUTIVE SESSION**

Upon motion of Mr. Clay, seconded by Mr. Harrison, Mr. Bracey, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a)(1) personnel; Section 2.1-344(a)(3) acquisition or use of real property for public purpose; and Section 2.1-344(a)(5) prospective business or industry where no previous announcement has been made, the Board moved into Executive Session at 9:00 p.m. A vote having been made and approved, the meeting reconvened into Open Session at 10:50 p.m.

**IN RE: CERTIFICATION OF EXECUTIVE MEETING**

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

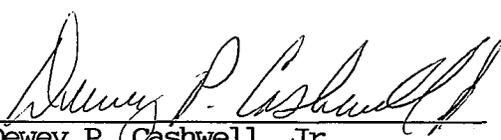
from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification resolution applies; and (2) only such public business matters as were identified in the motion convening the executive meeting were heard, discussed or considered by the Board of Supervisors of Dinwiddie County, Virginia.

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IN RE:           ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Bracey, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye", the meeting was adjourned at 10:58 p.m., to be continued at 7:00 p.m., April 23, 1990.

  
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Harrison A. Moody  
Chairman, Board of Supervisors

ATTEST:   
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Dewey P. Cashwell, Jr.  
County Administrator