

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING, DINWIDDIE COUNTY, VIRGINIA, ON THE 1ST DAY OF MAY, 1991, AT 12:00 NOON.

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

THOMAS KEARNEY

COUNTY ATTORNEY

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Bracey, Mr. Clay, Mr. Moody, Mr. Tickle, Mr. Harrison voting "aye", pursuant to Section 2.1-344 (1) Personnel, and Section 2.1-344 (5) Industrial, of the Virginia Freedom of Information Act, the Board moved into Executive Session at 12:00 p.m. A vote having been made and approved the Board returned into open session at 1:11 p.m.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

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

IN RE: BUDGET WORK SESSION

The Board continued with its review of the 1991-92 proposed budget. This discussion included capital projects and temporary help.

IN RE: RECESS

The Board recessed to the Board room and reconvened to continue its meeting scheduled for 2:00 p.m.

IN RE: MINUTES

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the April 17, 1991 Continuation Meeting, April 17, 1991 Regular Meeting, and the April 21, 1991 Continued Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Tickle, seconded by Mr. Moody, Mr. Clay, Mr. Moody, Mr. Tickle, Mr. Bracey, Mr. Harrison 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 #13393 thru #13645 (void checks #13351, 13396, 13152 for \$20.00, 13159, and 13630): General Fund - \$259,261.90; E911 - \$3,404.52; Law Library - \$158.52; Capital Projects - \$2,098.51; CDBG - \$51,800.00; Self Insurance - \$30,184.27 for a total of \$346,907.72.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Mrs. Penny Forrest, Resident Engineer, Virginia Department of Transportation, updated the Board on the following projects:

1. The road count on Rt. 615 was 98 vehicles a day, and on Rt. 731 the count was 175 vehicles a day; both roads qualify for unpaved road funds.
2. The project for the turn lanes on 460 West at Wal-Mart was started on Monday, April 29.
3. The project on Rt. 700 has been advertised and the bids should be received in May, for work to start in July.
4. Route 1401 has been opened for traffic; running on stone now but it should be paved in the fall.
5. Route 644 and Rt. 600 are finished.
6. Route 611 project has been awarded but the work has not been started yet.
7. The plant-mix schedule and surface schedule for the County have both been awarded to B.P. Short. The work should be started in the next couple of weeks.

IN RE: 1991-1992 VIRGINIA DEPARTMENT OF TRANSPORTATION SECONDARY ROAD SYSTEM BUDGET

This being the time and place as advertised in the Progress-Index Newspaper on April 17, 1991 and April 24, 1991, and in the Dinwiddie Monitor Newspaper on April 24, 1991 and May 1, 1991 for the Board of Supervisors to conduct a Public Hearing to consider the 1991-92 proposed Budget for the Commonwealth of Virginia Department of Transportation, Secondary Road System.

No one spoke for or against the proposed budget for the secondary system.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the 1991-92 Budget for the Commonwealth of Virginia Department of Transportation, Secondary Road System is approved as presented.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, had no report for the month.

IN RE: TREASURER -- REPORT

Mr. William E. Jones submitted his report for the month to the Board.

IN RE: COMMONWEALTH ATTORNEY

Mr. T. O. Rainey, III, Commonwealth Attorney, was not present at this meeting.

IN RE: SHERIFF

Mr. Bennie Heath, Sheriff, stated he had nothing to report for the Sheriff's office but he would be glad to answer any questions the Board may have.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, submitted his report for the month of March, 1991. Mr. Abernathy commented to the Board that the

Mr. Dwayne Abernathy, Building Inspector, submitted his report for the month of March, 1991. Mr. Abernathy commented to the Board that the Wal-Mart project was winding down now and that Mr. Elmer Jeter would not be needed as frequently as he had been in the past few months. He also informed the Board that the blue car was now at the school bus garage to be used for parts. If any of the Board members were asked, the pick up that has been purchased for the department has some extras but there are no extra costs for them to the County.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, submitted his report for the month of April, 1991. He reported to the Board that the dog confinement month was finished. Mr. Mellick stated the County was able to get some excellent prices on used cages for puppies, cats, and kittens and other equipment from A.H. Robbins. He also informed the Board that he is now approved to euthanize animals which should result in a savings to the County. Mr. Mellick told the Board that the vehicle he drives is no longer running and that the department really needed another vehicle.

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Clay, Mr. Moody, Mr. Tickle, Mr. Bracey, Mr. Harrison voting "aye", the Board approved the purchase of a truck for the Animal Warden Department, based on low bid, not to exceed \$12,000.

IN RE: DIRECTOR OF PLANNING -- REPORT

Mr. Len Ponder, Director of Planning, reported to the Board that in the future on any case brought before the Planning Commission for rezoning that he would like to have case site visits to familiarize the members with any problems that may be present.

IN RE: PRIVATE DRIVES

Mr. John Clarke, Planning Technician, presented a proposed policy for naming private drives in the County. Action was postponed until the May 15, 1991 meeting.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. King Talley, Director of Social Services, informed the Board that she had nothing to report, but would be glad to answer any questions.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Richard Vaughn, Superintendent of Schools, stated he had nothing to report but would be glad to answer any questions the Board may have. Dr. Vaughn asked the Board if they could meet with the School Board at some date in the near future to discuss the early retirement plan. The Board agreed to meet with the School Board on May 7, 1991 at 7:00 p.m.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Tom Kearney, County Attorney, appeared before the Board and said he had nothing to report but would answer any questions.

IN RE: INTERIM RECREATION DIRECTOR -- REPORT

Mrs. Patty Heiser submitted her progress report for the month of April 1991. Mrs. Heiser was unable to attend the meeting due to illness.

IN RE: DIRECTOR OF PUBLIC SAFETY -- REPORT

Mr. James C. Rice, Director of Public Safety, submitted his reports for the month to the Board.

The Board expressed its concern about the lack of coverage in the County for emergency medical services.

The County Administrator suggested the Board consider forming an Emergency Services Advisory Council. Mr. Bracey stated a Board member should be appointed to serve on it. The County Administrator stated he would bring back a recommendation on the advisory council to the Board.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, submitted his April report to the Board. Mr. King informed the Board that the dumpsters that were located on near Lail's Community Store were being removed. The owner of the property is selling and feels the dumpster location is detrimental to the sale and requested that the dumpsters be removed. Mr. King advised there are dumpsters on Vaughan Road that can be used by the residents.

The County Administrator told the Board that a three day recycling conference and trade show is to be held in Huntsville, Alabama, June 25-27, 1991, and that he felt it would be advantageous for Mr. King to attend. It was the consensus of the Board for Mr. King to attend the seminar but the cost is not to exceed \$600.

The Assistant County Administrator advised the Board that the VDOT is denying the Sanitation Department access to the crossover at the dumpsters serving the Rest Area on I-85. Because of this, the trash truck servicing these dumpsters must travel an additional 5 to 10 miles each week. The Board agreed that the additional cost should be calculated and added to the monthly rental fee for the dumpsters.

IN RE: MOTOR AND TRAFFIC -- ADOPTION OF STATE LAW -- A-91- 9

This being the time and place as advertised in the Progress-Index Newspaper on April 17, 1991 and April 24, 1991, for the Board of Supervisors to conduct a Public Hearing to consider adoption of an ordinance to add Section 14-4 of Article I of Chapter 14 of the Dinwiddie code, which provides for adoption of state law as to the operation of motor vehicles in Dinwiddie County.

No one spoke for or against the ordinance.

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

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Article I of Chapter 14 of the Dinwiddie Code is hereby amended to add section 14-4 as follows:

Sec. 14-4.

(a) Pursuant to the authority of section 46.2-1313 of the Code of Virginia, the following provisions and requirements of Title 46.2 of the Code of Virginia, as amended, are hereby adopted and made a part of this Chapter as fully as though set out herein and are hereby made applicable within Dinwiddie County: Sections 46.2-100, 46.2-103, 46.2-341.1, 46.2-351 and 46.2-800 through 46.2-946.

This ordinance shall become effective immediately.

IN RE: ENROLLING STATUTE -- A-91-10

This being the time and place as advertised in the Progress-Index Newspaper on April 17, 1991 and April 24, 1991, for the Board of Supervisors to conduct a Public Hearing to consider adoption of an ordinance to add Section 1-14 of Chapter 1 of the Dinwiddie code entitled "General Provisions" which provides for the validation of County Code sections which may be re-numbered or contain erroneous code references as a result of recodification.

No one spoke for or against the ordinance.

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

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Chapter 1 of the Dinwiddie Code is hereby amended to add Section 1-14 as follows:

Sec. 1-14.

(a) Pursuant to the authority of section 15.1-37.3 of the Code of Virginia, all of the provisions and requirements of the Dinwiddie County Code (the "Code") which may have been, or in the future may be, re-numbered as a result of any past or future recodification of the Code, or which refer to an improper section of the code of Virginia as a result of its recodification, are hereby adopted, validated and ratified and shall not be deemed void or invalid as a result of any such erroneous reference.

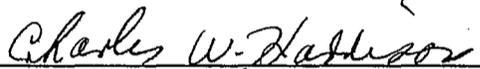
This ordinance shall become effective immediately.

IN RE: COUNTY ADMINISTRATOR COMMENTS

The County Administrator informed the Board members that several meetings needed to be scheduled, for budget sessions, and with the IDA. The Board set May 7, 1991 at 8:30 p.m. for the budget work session and May 15, 1991 at 5:00 p.m. to meet with the IDA.

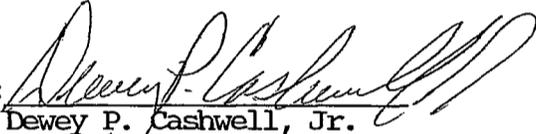
IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Tickle, Mr. Bracey, Mr. Clay, Mr. Moody, Mr. Tickle, Mr. Harrison voting "aye", the meeting adjourned at 4:37 p.m., to be continued until 7:00 p.m. Tuesday, May 7, 1991.



Charles W. Harrison
Chairman, Board of Supervisors

ATTEST:


Dewey P. Cashwell, Jr.
County Administrator

