

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 5TH DAY OF JUNE, 1991, AT 7:30 P.M.

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

DANIEL SIEGEL COUNTY ATTORNEY

IN RE: RESOLUTION IN RECOGNITION OF HANNAH MOORE CHAPPELL WELLS

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

WHEREAS, Mrs. Hannah Moore Chappell Wells has served the Health Department of the Commonwealth of Virginia and the citizens of Dinwiddie County faithfully for more than 45 years; and

WHEREAS, Mrs. Wells' service to the community has been characteristic of the finest style of public service, exemplifying true concern for, and commitment to the health and welfare of this County's citizens, and

WHEREAS, the kind of commitment to her community, friends, and family demonstrated by Mrs. Wells is becoming increasingly rare, and, thus, all the more valuable; and

WHEREAS, Mrs. Wells' presence in the Health Department will be sorely missed, both personally and professionally; and

WHEREAS, Mrs. Wells is more than deserving of the highest praise and appreciation that this Board and the citizens of Dinwiddie County can bestow upon her,

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County hereby recognizes the exceptional service of Mrs. Hannah Moore Chappell Wells, and further, encourages all citizens of the County to take note of and personally express their appreciation for the many years of dedicated, competent, and caring service that Mrs. Wells has rendered. May God bless her with health, happiness, and the continued presence of all her friends and loved ones in her well deserved retirement years, and may He allow her life to continue to shine as an example to those who come after her to work in service to our community.

IN RE: MINUTES

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 minutes of the May 14, 1991 Continuation Meeting, May 15, 1991 Continuation Meeting, May 15, 1991 Regular Meeting, May 22, 1991 Continuation Meeting, May 29, 1991 Continuation Meeting, are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Clay, 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 #13801 thru #14051 (void checks #13771-13800 and #13689 for \$60.00): General Fund - \$295,243.14; E911 - \$2,444.33; Capital Projects - \$172.00; Self Insurance - \$6,6625.27; Law Library - \$8.80 CDBG Grant - \$211,800.00 for a total of \$516,233.54.

IN RE: CITIZEN COMMENTS

Mr. Donald Porter, Assistant Fire Chief, Namozine Volunteer Fire Department, informed the Board of the department's current vehicle situation. The 1976 pumper truck played out last Friday, and they have been advised it has a cracked block. This makes a total of two units including the fire truck which has been wrecked. The fire department can no longer perform maintenance on the vehicles due to the financial crunch. Mr. Porter said he feels a new fire truck is needed with a 1,500 GPM pump; 300 HP diesel 750 gallon tank capacity, with an automatic transmission. They have contacted a company which has an existing truck on the lot that meets the specifications for \$180,000.

Mr. Bracey stated the repairs needed to be handled first. The Board instructed the County Administrator to meet at the fire station at 9:00 a.m. Thursday morning and meet with Mr. Porter to assess what needs to be done to repair the truck.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Mr. Tickle, Mr. Clay, Mr. Moody, Mr. Tickle, Mr. Bracey, Mr. Harrison voting "aye", the following amendments were added under 8.

8. a. 1. Cedarheart Subdivision - Acceptance of Roads
2. Revenue Sharing Funds
1. 1. VDOT Street Name Signs - Revised Policy

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Mr. Charles Gill, Contract Administrator, Virginia Department of Transportation, stated he had nothing to update the Board on but that he would be glad to answer any questions.

1. Mr. Tickle asked Mr. Gill to explain the mowing policy. Mr. Gill stated that it came out of headquarters in Richmond and states that only one strip will be cut on the shoulder of the roadway. This was done to save money.

2. Mr. Bracey wanted to know if the chloride treatment of the dirt roads had been affected. Mr. Gill said that the district had run out of the chloride and, consequently, Dinwiddie had to get some from another district. Another order had been placed and shipment is expected anytime. Mr. Bracey asked Mr. Gill to look at whether any chloride had been applied to Rt. 666, Baugh and Ridley roads.

3. Mr. Moody asked when Rt. 700 would be started. Mr. Gill said it was scheduled to begin shortly. He did not have an exact date, but that he would check and get back to Mr. Moody with the exact date.

4. The County Administrator informed Mr. Gill that he wanted Mrs. Forrest to know of the disappointment the County felt in regard to the revised policy involved in the street name sign policy. This policy states that the County is now responsible for the upkeep of the street signs and that the state no longer will maintain them.

IN RE: ACCEPTANCE OF ROADS -- CEDARHEART SUBDIVISION

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

Extract
BE IT RESOLVED by the Dinwiddie County Board of Supervisors, that the Virginia Department of Transportation be and is hereby requested to add a section of road know as Fulmar Circle, beginning at a point 0.17 miles on Grant Avenue, 0.10 miles north of Route 226 west running in a northern direction 0.16 miles in a circle back to Grant Avenue (Route 1311). This road has been constructed, drained and surfaced in accordance with the Virginia Department of Transportation specifications and County Ordinances; and

BE IT FURTHER RESOLVED by the Board of Supervisors of the County of Dinwiddie, Virginia that these roads in Cedarheart Subdivision if accepted, be added to the Secondary System of Dinwiddie County effective on the date of approval of the Highway Commission with a maintenance bond and fee pursuant to Section 33.1 - 229 of The Code of Virginia (1950, as amended); and

BE IT STILL FURTHER RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia does guarantee the Commonwealth of Virginia a minimum unrestricted right of way of 50 feet with necessary easements for cuts, fills and drainage as recorded in Plat Book 13 page 30.

IN RE: REVENUE SHARING FUNDS -- WAL-MART PROJECT

The Assistant County Administrator told the Board that the revenue sharing fund check for the Wal-Mart project for \$170,500 is now due. The County Administration needs authorization to write a check which is due before the next Board meeting. Wal-Mart, in our negotiations, agreed to provide the funding for our share of the project and will reimburse the County.

Upon motion of Mr. Bracey, seconded by Mr. Tickle, Mr. Clay, Mr. Moody, Mr. Tickle, Mr. Bracey, Mr. Harrison voting "aye", authorization is granted to draft a check in the amount of \$170,500 for the Wal-Mart project when due, to be reimbursed by Wal-Mart.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, had no report for the month but would be glad to answer any questions.

Mr. Tickle requested an update on the reassessments. Mrs. Marston said as of Monday, 4,260 parcels have been totally completed. The Board of Assessors are currently out two to three days a week doing assessments. There will be a total of four persons in the county this summer doing assessments. Mr. Tickle asked when the completion date was. Mrs. Marston told him the target date is October 1, 1991. The actual new assessments would be mailed out in late October or November. Then the citizens would have a month to appear before the Board of Assessors to air any complaints. Mrs. Marston told the Board that these new figures would not take affect until tax year 1992.

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, stated he did not have a report for this meeting but would answer any question.

IN RE: SHERIFF

Mr. Roy Hodges, Deputy 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 May, 1991. Mr. Abernathy commented to the Board that trailer permits were picking up in the County.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, submitted his report for the month of May 1991. He stated he had two livestock claims to be approved by the Board.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Clay, Mr. Moody, Mr. Tickle, Mr. Bracey, Mr. Harrison voting "aye", the Board approved the livestock claims of James Brown in the amount of \$60.00 and A. Bobitt for \$50.00.

IN RE: DIRECTOR OF PLANNING -- REPORT

Mr. Len Ponder, Director of Planning, was not present but submitted his report for the month. Mr. Bracey asked Mr. John Clarke, E-911 Technician, to update the Board on the rezoning sign progress. Mr. Clarke presented a sign for the Board to inspect and told them that there was a

total of four signs. These signs are to be placed on the property of landowners who are requesting to rezone their property.

Mr. Clarke also informed the Board that the E911 signs came in this week. A few of the signs had errors but they are scheduled to be installed within the next few weeks. To date, C&P needs around 350 more addresses and they will be able to start dumping in the data base. At this point we are around 90% complete; with approximately 1200 still out. Mr. Tickle asked Mr. Clarke if he had considered evening and weekend calling to get the people to respond to C&P on the address changes. Mr. Clarke stated that he and his assistant would be starting the evening contacts as soon as C&P sent the list of names to him.

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. Mr. Bracey asked Mrs. Talley when her retirement would transpire. Mrs. Talley said she was uncertain when she would be retiring; but at this point there is a total of seven people to be interviewed by the Board for her position.

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.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Daniel Siegel, 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 May 1991. The County Administrator stated that Mrs. Heiser has done an outstanding job as the interim director of recreation during the absence of a director. She has not only kept the programs already established going but had done a wonderful job in implementing new fields for soccer and softball at the Eastside School. Mrs. Heiser is to be commended and should be very proud of her accomplishments.

Mrs. Vaughan, of the Golden Olympians, thanked Mrs. Heiser for all of her help with the Olympians and complemented her on a job well done.

IN RE: APPOINTMENT -- RECREATION DIRECTOR

Extract Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Moody, Mr. Tickle, Mr. Harrison, voting "aye", Mr. Anthony S. Rinaldi was appointed Recreation Director effective June 3, 1991 at Grade 21 Step 4-A with an annual salary of \$26,977.60.

IN RE: DIRECTOR OF PUBLIC SAFETY -- REPORT

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

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, gave his May report to the Board.

IN RE: REDISTRICTING PLAN

Mr. Thomas VanPelt made the presentation of the new redistricting plan for the County. According to Mr. VanPelt the Redistricting Committee was behind the May 8, deadline but was glad to be able to present to the Board the new redistricting map. The County has gone from four districts to five single member districts. The Committee wanted to work very hard to impact the least amount of people as possible. These five single member districts are made up as follows:

64.5 - white; 35.5 - minority, totalling 20,960 people

Of these districts, two districts have a majority of minority population due to the 35.5% total minority in the County.

The Registrar stated that the County would have to purchase only two new voting machines due to the changes. Mrs. Jeter told the Board she must have the final changes before August 26, 1991 in order to notify the people if the County has a primary. Mr. Clay requested a map of the new voting districts. Mrs. Jeter said she would be glad to supply those to the Board members.

IN RE: RESOLUTION ON VIRGINIA SUPPLEMENTAL RETIREMENT SYSTEM

Mr. Dan Siegel, County Attorney, explained to the Board that with the deferred tax benefit provided by Section 414(h)(2) of the Internal Revenue Code of 1986, that the County could pick up from the members' check the member contributions of its employees to VSRS and that the contributions would be treated as employer contributions in determining tax treatment under this Section. In essence the payments are similar to a KEOGH Plan, which defers payment of taxes until retirement or such time as a member chooses to withdraw their benefits. This benefit would provide the employees an increase in take home pay now and delay payment of taxes at which time the employee is perhaps in a lower tax bracket. Also, this would not cost the County any additional funds. FICA will not be affected.

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

WHEREAS, the Dinwiddie county Board of Supervisors (the "Board") desires to provide employees of Dinwiddie County (the "County") with the deferred tax benefit provided by Section 414(h)(2) of the Interval Revenue Code of 1986, as amended (the Virginia Supplemental Retirement System ("VSRS")); and

WHEREAS, under Internal Revenue Service interpretations, the payment of employee contributions by reductions in taxable gross wages of such employee is referred to as a "pick up" of such contributions by the County; and

WHEREAS, VSRS will monitor the tax deferred member contributions, and will treat such contributions as employee contributions for all purposes of VSRS.

NOW, THEREFORE, BE IT RESOLVED, that:

(1) Effective July 1, 1991, the County shall "pick up" member contributions of its employees to VSRS, and such contributions shall be treated as employer contributions in determining tax treatment under Section 414(h)(2) of the Code and Revenue Rulings 81-35 and 81-36 (1981-1, C.B. 255).

(2) Such contributions are to be made by the County in lieu of member contributions.

(3) "Picked up" member contributions shall be paid from the same source of funds as used in paying the wages to participating employees.

(4) Member contributions made by the County under the "pick up" arrangement shall be treated for all purposes other than income taxation, including, but not limited to, VSRS contributions calculations, in the same manner and to the same extent as member contributions made prior to the "pick up" arrangement.

(5) Nothing herein shall be construed so as to permit or extend an option to VSRS members to receive the contributions made by the County directly instead of having them paid to VSRS.

(6) Notwithstanding any contractual or other provisions, the taxable gross wages of each member of VSRS who is an employee of the County shall be reduced by the amount of member contributions "pick up" by the County on behalf of such employee pursuant to the foregoing resolutions.

IN RE: VIRGINIA MUNICIPAL LEAGUE -- VIRGINIA POWER CONTRACT

The VML/VACO Virginia Power Steering Committee has begun its work in connection with negotiating a new contract with Virginia Power for electric service. The contract expires June 30, 1991. Unfortunately, we have not yet received Virginia Power's proposed rates for the new contract period. But the proposed terms and conditions for the contract have been received. The Steering Committee held an organizational meeting April 19 to review the proposed contract and identify issues of concern. The Committee voted to retain The Columbia Group, Inc. to serve as utility consultant and the general counsels of the VML and VACO to handle negotiations. To handle the negotiations and the ongoing questions which arise during the three year contract period will cost \$120,000. VML/VACO is asking each locality to contribute its fair share in order to ensure that this very important work be continued. The assessment for Dinwiddie County is \$343.00.

Upon motion of Mr. Clay, seconded by Mr. Tickle, Mr. Bracey, Mr. Clay, Mr. Moody, Mr. Tickle, Mr. Harrison voting "aye", payment to VML is authorized in the amount of \$343.00 for the County's participating share in the Virginia Power rate negotiations.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator told the Board that the Virginia Economic Development, Office of Community, Business & Trade Services is having a seminar on June 12, 1991 at the Radisson Hotel, in Lynchburg Virginia and he felt it would be a worthwhile seminar to attend. The total cost would be \$69.00.

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Clay, Mr. Tickle, Mr. Moody, Mr. Tickle, Mr. Harrison voting "aye", the Board authorized the County Administrator to attend the seminar at the Radisson Hotel in Lynchburg, Virginia, June 12, 1991, at the cost of \$69.00.

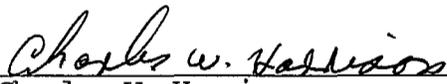
IN RE: LANDFILL EXPANSION -- ENGINEERING SERVICES

The County Administrator reviewed the timetable the County must meet in order to expand the Landfill under the new State regulations to meet the January 1994 deadline. It is important to proceed with contracting with an engineering firm to proceed with the work needed to submit a Part A & Part B application to the State Department of Waste Management. Since Draper Aden completed the closure plan for the old landfill and performed the initial review of the new site, the County Administrator recommended renewing our contract with them.

The Board members expressed some concern about renewing the contract with Draper Aden and asked the County Administrator to continue a reference check before a final decision is made. The Assistant County Administrator asked the Board to discuss their concerns with the County Administrator in more detail to assist staff with the background check.

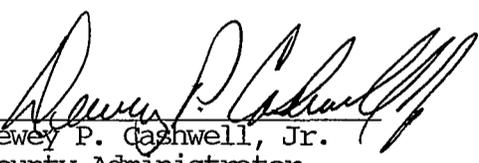
IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Moody, Mr. Tickle, Mr. Harrison voting "aye", the meeting adjourned at 9:30 p.m.



Charles W. Harrison
Chairman, Board of Supervisors

ATTEST:



Dewey P. Cashwell, Jr.
County Administrator