

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 17TH DAY OF JULY, 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 STEGEL COUNTY ATTORNEY
ROY HODGES DEPUTY SHERIFF

IN RE: MINUTES

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 minutes of the June 19, 1991 Continuation Meeting, June 19, 1991 Regular Meeting, and the June 26, 1991 Continuation Meeting, are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Bracey, 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 following claims are approved and funds appropriated for same using checks #14526 thru #14642 (void check #14525): General Fund - \$142,074.86; E911 - \$702.00; Capital Projects - \$5,836.00; Self Insurance - \$18,123.58; Law Library - \$211.40; CDBG Grant - \$33,200.00 for a total of \$200,147.84.

IN RE: AMENDMENTS TO AGENDA

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

14. 1. Position Announcement
14. 2. County Attorney Contract

IN RE: PUBLIC HEARING -- P-91-2

This being the time and place as advertised in the Progress-Index Newspaper on July 3, 1991 and July 10, 1991, for the Board of Supervisors to conduct a Public Hearing to consider a proposal to rezone Tax Parcel 10-(2)-C from B-2 to B-3.

Mr. Ponder reported that Mr. Neil Pierce of Westgate Square, Incorporated has requested a rezoning of Tax Parcel 10-(2)-C from B-2 to B-3 for the purpose of developing said property into a shopping center of approximately eighty thousand (80,000) square feet.

Section 22-195 of the Zoning Ordinance states that "shopping center district B-3 is designed to permit the development of attractive and efficient retail shopping facilities of integrated design in appropriate locations to serve residential neighborhoods. Recognizing that it is not possible or desirable to attempt to precisely outline shopping center districts on vacant land prior to population growth and related residential development or construction of major thoroughfares, which together are prerequisites of well-planned properly located modern shopping center developments, the following procedures and requirements are established for the development of a shopping center, district B-3." All of the requirements of the Code including the ownership requirements are met in this rezoning request.

Mr. Ponder stated the Planning Commissioners met on the site to review the following issues which were involved in this rezoning.

- (1) Storm Water Management: The amount of impervious surface created on this parcel has the potential of

adding to a problem that already exists on Little Cattail Creek in times of heavy rains. VDOT review and an outside engineering review will be required before any site plans are approved.

- (2) Entrances and exits: No ingress and egress will be allowed on Franklin Street while signalization on Route 226 and Route 600 looms as a possibility. Any improvements on Route 1 or 226 will be the call of VDOT with the county being involved in the process.
- (3) Landscaping and buffering issues will be addressed along with erosion and sedimentation control during construction. Berms along Franklin Street and terracing of the parking lot are possible measures that can be taken to improve the aesthetics and also better manage storm water.

The Planning Commission at its June 12, 1991 meeting unanimously recommended this parcel be rezoned from B-2 to B-3 with buffering, drainage, and lighting being addressed in the site plan review process.

Mr. Neal Pierce was present in support of the rezoning request.

No one spoke for or against the rezoning request.

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 Tax Parcel 10-(2)-C OF THE Dinwiddie County Zoning Maps, located at the intersection of Route #1 and Route 1313, Rohoic Magisterial District, is amended by changing the district classification from Business, General, B-2 to Shopping Center District B-3.

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

IN RE: NAMING OF PRIVATE DRIVES

Mr. John Clarke, Planning Technician, informed the Board that the following new street names have been reviewed by the Planning Department and approved by the Planning Commission. The same criteria was used to review these street names as were listed in the "Street Naming Policy for Private Drives," adopted by the Board on May 15, 1991.

Fulmar Circle	Butterwood Lane
Mill Drive	Whitmore Moss Drive
Winnwood Lane	Karissa Farm Dr.
Fort Powers Dr.	Green Meadows Lane
Walkers Pond Dr.	Karla Dr.
Coburn Dr.	Stanfield Farm Lane
Goode Lane	Green Acres Lane
Tower Dr.	Chrystal Lane
Unico Road	

The County Administrator asked Mr. Clarke if a citizen had called him about naming a street after the State Trooper, Mr. Fisher, that was killed, who lived in Dinwiddie County. Mr. Clarke stated he had contacted a couple of developers who were in the process of developing subdivisions to determine the best location for the name.

Upon motion of Mr. Tickle, seconded by Mr. Bracey, Mr. Bracey, Mr. Clay, Mr. Tickle, Mr. Harrison, voting "aye", Mr. Moody "abstaining", the private drives listed above are hereby approved and accepted as submitted.

IN RE: E911 UPDATE

Mr. Clay asked Mr. Clarke if he would give an update on the E911 progress.

Mr. Clarke informed the Board that he has a meeting scheduled for next Wednesday to go over the final list from the Maryland office, for customers who have not yet sent in the address changes. He told the Board

it is hard for him to get exact figures on who has reported the changes to the phone company. Mr. Clarke stated that he figured we are at the 90% mark, but the problem is in satisfying C&P with the figures. He said he was asking them to run a data extract so he can set a tentative date for line cut over.

Mr. Walter Hema said that some road names were duplicated making location of homes difficult. Mr. Clarke said he was working on having some additional signs made to help with the confusion.

IN RE: GRANT RSAF - ALS EQUIPMENT - DINWIDDIE COUNTY FIRE & RESCUE COMPANY

Extract Mr. Walter Hema, Dinwiddie County Fire & Rescue Company, told the Board that the Rescue Squad Assistance Fund Program had awarded \$11,227.00 toward the purchase of an Intubation Kit, LP 10 with pacing, and Cellular Telephone, and Thumper. Mr. Hema asked for the Boards participation with the remaining funds needed to purchase the equipment. The Board asked Mr. Hema to get the exact match amount from the County for consideration for action at the next meeting.

IN RE: ROBERT'S RULES OF ORDER

Mr. Daniel Siegel, County Attorney, stated to the Board that they had been supplied with a copy of Robert's Rules of Order for Parliamentary Procedures for their information and discretion. However, he said he was not sure the County needed to adopt them at this point because there has not been any major problems. Mr. Bracey said the Board has to have some rules to guide them through certain things, since in the past the Chair has changed the process of voting on motions on the floor. Mr. Clay stated he felt that Robert's Rules of Order will be too complicated and cause more problems than they would help. Mr. Moody said he was ok with what the Board has done in the past, but he did feel that all motions should be voted on. Mr. Tickle said he could go either way - if the Board wanted to adopt Robert's Rules, then they needed to be used correctly.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye", Mr. Bracey voting "nay", Robert's Rules of Order was not adopted by the Board.

Mr. Bracey stated that the Board was not governed by any rules. Mr. Siegel stated the Board had to follow statutory law.

IN RE: CABLE TV -- RICHARD BLAND COLLEGE

Sammons Communications, Inc. is currently installing cable TV service to serve an area which includes the Richard Bland College Campus. This includes three Richard Bland College buildings which are located in Dinwiddie County. These buildings are within 150 yards of the line between Prince George and Dinwiddie Counties. Dinwiddie Cable Partners cannot provide service to the three buildings on the Dinwiddie side of Richard Bland College and if allowed, Sammons Communication would provide service for these three buildings only. This service would be used for classroom instructional purposes and leisure time entertainment for Richard Bland College students using the Student Lounge between their scheduled classes. Mr. Daniel Siegel, County Attorney, asked the Board to authorize the County Administrator to sign a contract to allow Sammons to service these three buildings only.

Upon motion of Mr. Bracey, seconded by Mr. Tickle, Mr. Bracey, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye", the County Administrator is authorized to sign the contract to allow Sammons Communications, Inc. to service the three buildings located at Richard Bland College in Dinwiddie County was approved.

IN RE: JOHN TYLER COLLEGE -- APPOINTMENT

Extract Mr. Bracey nominated Bryant Neville and Roy Hodges for appointment to the John Tyler Community College Board representative for Dinwiddie County. Mr. Tickle made the motion to close nominations, which was seconded by Mr. Bracey. Mr. Bracey, Mr. Clay, Mr. Moody, Mr. Tickle, Mr. Harrison voting "aye", the nominations were closed.

Mr. Bracey withdrew his motion for nominations; Mr. Tickle agreed to withdraw his second.

Mr. Tickle nominated Roy Hodges for appointment to the John Tyler Community College Board, to fill the unexpired term of Mr. Vance Mitchell. Mr. Clay seconded the motion. Mr. Clay made the motion to close nominations, which was seconded by Mr. Tickle. Mr. Bracey, Mr. Clay, Mr. Moody, Mr. Tickle, Mr. Harrison 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 Sgt. Roy Hodges be appointed to the John Tyler Community College Board to fill the unexpired term of Mr. Vance Mitchell, ending June 30, 1995.

IN RE: APPOMATTOX REGIONAL LIBRARY -- APPOINTMENT

Mr. Moody nominated Ms. Betty Ragsdale for appointment to the Appomattox Regional Library. Mr. Bracey seconded the nomination. Mr. Tickle made the motion to close nominations, which was seconded by Mr. Bracey. Mr. Bracey, Mr. Clay, Mr. Moody, Mr. Tickle, Mr. Harrison voting "aye", the nominations were closed.

Upon motion of Mr. Moody, 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 Ms. Betty Ragsdale be appointed to the Appomattox Regional Library to fill the unexpired term of Ms. Lucy Smith, ending June 30, 1993.

The County Administrator commended Ms. Lucy Smith on her service on the Appomattox Regional Library Local Board for Dinwiddie County.

IN RE: CRATER HEALTH DISTRICT -- APPOINTMENT

The Board members asked to have the two appointments to the Crater Health District postponed until the next meeting.

IN RE: 1991-92 APPROPRIATIONS RESOLUTION

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

WHEREAS, the final 1991-92 budget has been adopted by the Board of Supervisors; and,

WHEREAS, in order for the various Departments and Agencies to make expenditures within this budget, an appropriation of funds must be authorized by the Board of Supervisors;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the total General Fund budget will be appropriated on a monthly basis as claims are approved; and,

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Law Library Fund, School Textbook Fund, School Fund, Virginia Public Assistance Fund, E911 Fund, Self Insurance Fund, General Capital Projects Fund, and School Capital Projects Fund in the amount of \$19,656,047.00 be appropriated beginning July 1, 1991; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that expenditures by Department and Agency Heads be limited to one-fourth of their total budget on a quarterly basis without special exception; and

BE IT FURTHER RESOLVED that the Dinwiddie County School Board and Department of Social Services are directed to evaluate their financial needs and only request from the Treasurer an amount up to or equal to one-fourth of their total budgets on a quarterly basis; and

Extract

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Treasurer be authorized to transfer to the School Board and Department of Social Services funds as needed on a monthly basis to meet expenditures up to the requested quarterly amount.

IN RE: NAMOZINE VOLUNTEER FIRE DEPARTMENT -- USE OF EMERGENCY SERVICES VEHICLE

Mr. Tickle told the Board he felt that someone from Namozine should be at the meeting to explain to the Board their position on requesting that the vehicle assigned to the Public Safety officer be returned to Namozine. The Board also asked to see if the tape for that meeting could be played for the Board members. The issue was postponed until August 7, 1991.

IN RE: RECESS

The Chairman called for a five minute recess at 8:55 p.m. The meeting reconvened at 9:00 p.m.

IN RE: COMMISSIONER OF THE REVENUE -- REPORT ON NEW LAWS

Mrs. Deborah Marston, Commissioner of the Revenue, informed the Board that at a recent convention she had been made aware of the following new code amendments, which the Board could consider for local ordinances if desired:

1. 58.1-3370 amended. Local board of equalization. Increases the term for the local board of equalization from six months to one year. Many boards of equalization cannot complete their work in six months. SB 701; Ch. 240.

2. 58.1-3506 amended. Tangible personal property. Establishes another separate classification of tangible personal property for local tax rate purposes. The classification is for motor vehicles owned by persons who have been appointed to serve as auxiliary police officers and who use such vehicles to report to auxiliary police duties and is limited to one motor vehicle. HB1713; CH. 330

3. 58.3506 amended. Tangible personal property. Establishes a separate class of tangible personal property for certain veterans with service-connected disabilities and provides the tax rate cannot exceed one-quarter of that applicable to the general class of tangible personal property. The rate is limited to one motor vehicle per veteran. HB 2019; CH. 247.

4. 58.3506.1 through 58.1-3506.8 added. Personal property tax relief for the elderly and the permanently and totally disabled. Allows local governments to tax at a lower rate one motor vehicle owned and used primarily for or by individuals who are at least sixty-five years of age or who are permanently and totally disabled. Motor vehicles are defined as automobiles and pick-up trucks. In order for the lower tax rate, the elderly or disabled taxpayer shall have had for the preceding calendar year an income no greater than \$30,000, with certain exceptions, and a financial worth no greater than \$75,000, excluding the taxpayer's principal residence and up to a one-acre lot on which it is situated. Certain named cities, counties and towns may raise those amounts to \$40,000 and \$150,000, respectively. Calculations of income and net worth are determined by aggregating income and assets of a husband and wife who live together. The local governments offering this tax relief also may prescribe a maximum amount of relief based on the motor vehicle's assessed value or a formula based on the taxpayer's income and financial worth. SB 506; CH. 646.

IN RE: POSITION ANNOUNCEMENT -- SECRETARY II

Extract Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Mr. Moody, Mr. Bracey, Mr. Harrison, voting "aye", Mr. Tickle voting "nay", Ms. Cheryl Stewart was appointed to the position of Secretary II, effective August 1, 1991 at Grade 8, Step 4A, at an annual salary of \$14,331.20.

IN RE: COUNTY ATTORNEY CONTRACT

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Bracey, Mr. Harrison, Mr. Tickle, Mr. Clay, Mr. Moody voting "aye", the contract for County Attorney's services with Natkin, Heslep, Siegel, & Natkin, P.C. is renewed for one year beginning July 1, 1991 to June 30, 1992, at an annual fee of \$31,200.

IN RE: POSITION ANNOUNCEMENT -- PUBLIC SAFETY OFFICER

Mr. Clay asked to have the position announcement postponed. The Board agreed.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The Virginia Innovation Group will sponsor a two-day conference on "Innovative Recycling Trends" at the Radisson Hotel in Richmond on July 17-18, 1991. Mr. Denny King requested authorization to attend this conference at a cost of \$150.00.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Moody, Mr. Tickle, Mr. Harrison voting "aye", authorization for Mr. Denny King to attend the "Innovative Recycling Trends" conference at the Radisson Hotel in Richmond on July 17-18, 1991 at a cost of \$150.00 was approved.

2. The Association for the Preservation of Civil War Sites, Inc. is sponsoring a dedication ceremony on the Hatcher's Run property at 10 a.m. on Saturday, October 5th. The event will center around the unveiling of a state highway historical marker and a monument to General John Pegram. The Association requested a "keynote" speaker from Dinwiddie County to make some appropriate remarks during this ceremony. The Board authorized the County Administrator to represent the County at this function.

3. Mr. Tom Paige wanted to informed the County that the Monitor has met the requirements to be on the list of newspapers eligible for legal notice publication.

VIRGINIA:

IN THE CIRCUIT COURT OF THE COUNTY OF DINWIDDIE

IN RE: PUBLICATION OF LEGAL NOTICES IN DINWIDDIE MONITOR
NEWSPAPER

It appearing to the court that the Dinwiddie Monitor has met all of the qualifications of Section 8.01-324 of the Code of Virginia, 1950, as amended, for the publication of legal notices. It is hereby ORDERED that the Dinwiddie Monitor be and hereby is on the list of newspapers eligible for publication of said notices and the Clerk is authorized to order the publication of legal notices in the Dinwiddie Monitor.

IN RE: CITIZEN COMMENTS

1. Mr. John Crawley told the Board that he was a little disappointed that they had not voted to adopt Robert's Rules of Order. He said the adoption of the rules would inspire public confidence in the Board. The Board should consider adopting some procedure so it wouldn't appear arbitrary.

2. Anne Scarborough asked the County Administrator when the second video on the County had been aired; she had been out of town and missed it and would like to see it.

IN RE: BOARD COMMENTS

1. Mr. Bracey commented that he was concerned with the vacant lots in the County not being mowed. Mr. Ponder told him that the County did not have the funds to keep the grass cut and bill the landowner. Many times the landowner will not pay the bill. Mr. Bracey told the Board he would like to do what is necessary to make neighborhoods look better.

The Board asked the County Attorney to look at providing the County an ordinance with more teeth in it, to enable the County to collect funds from landowners expended for grass cutting.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Moody, Mr. Tickle, Mr. Harrison voting "aye", the meeting adjourned at 9:32 p.m., to be continued at 5:30 p.m., August 7, 1991.

Charles W. Harrison
Charles W. Harrison
Chairman, Board of Supervisors

ATTEST: Dewey P. Cashwell, Jr.
Dewey P. Cashwell, Jr.
County Administrator

