

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 1ST DAY OF JULY, 1992, AT 7:30 P.M.

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| PRESENT: | EDWARD A. BRACEY, JR., CHAIRMAN | ELECTION DISTRICT #4 |
| | A. S. CLAY VICE-CHAIRMAN | ELECTION DISTRICT #5 |
| | HARRISON A. MOODY | ELECTION DISTRICT #1 |
| | DONALD L. HARAWAY | ELECTION DISTRICT #2 |
| | LEENORA EVERETT | ELECTION DISTRICT #3 |
| | BENJAMIN EMERSON | COUNTY ATTORNEY |

IN RE: MINUTES

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the June 17, 1992 Regular Meeting, and the June 24, 1992 Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Mr. Haraway stated that there were a lot of office supplies purchased and he would like the department heads to give an explanation of these items.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey 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 #19290 thru #19667, (void check #19293): General Fund - \$315,397.88 ; E911 - \$3,175.08; Self Insurance - \$4,747.10; Law Library - \$43.47; Capital Projects - \$24,088.76; for a total of \$347,452.29.

IN RE: AMENDMENTS TO THE AGENDA

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the following amendments were approved.

1. Delete - 9. Additional Appropriations
2. Add - 9a. CASA Funds

IN RE: CITIZEN COMMENTS

1. Mr. Jack Mayes recommended to the Board that the Board make it mandatory that the public hearing for the annual budget be held on the first meeting in May.

2. Ms. Margie Ingram suggested having a Citizen Comment Box placed in the building to receive comments and suggestions from the citizens. The comments would be collected before each meeting and copied for the Board and citizens and made available at the meetings.

3. Mr. Fred Sahl commended the Board and Chairman for the way the June 17, 1992 meeting was handled. He stated he was embarrassed and hurt by the performance of Citizens at the meeting. He said he felt a strong Parliamentarian was needed. He addressed the comments made by the teachers that night and presented facts to substantiate his feelings that the education system has been adequately funded over the past years.

4. Mr. James McKenzie told the Board the public needs time to examine the budget and he felt the hearing should be held during the day. He also said we need to improve the living conditions of people in the County and provide more jobs. He stated he would like to find out if the citizens were getting their money's worth for their tax dollars.

5. Ms. Anne Scarborough appeared before the Board with the following questions:

- a. Outstanding Water Authority loan.
- b. Concern for growth in County and asking entire County to provide for services for one end.
- c. Rental of property adjoining Ingram Book Company for farming.
- d. Old Hickory request for Assistance from Sussex.
- e. Monthly report on construction of animal shelter.
- f. Meals Tax Resolution and the appropriation of funds to education; she felt some funds should have been appropriated to capital needs.
- g. Requested more time to examine budget.

6. Mr. Jack Mayes asked if the State was mandating the replacement of the Middle School? The Chairman directed Mr. Mayes to discuss this with the Superintendent and advised Mr. Mayes that the report from the State was not mandatory.

IN RE: PUBLIC HEARING -- P-92-1 -- JOHN P. HOWERTON

This being the time and place as advertised in the Progress-Index Newspaper on June 17, 1992, and June 24, 1992, for the Board of Supervisors to conduct a Public Hearing to consider a request by Mr. John B. Howerton for the rezoning of Tax Parcel 45-10A.

Mr. Leonard Ponder, Director of Planning, told the Board that Mr. John B. Howerton has applied for a rezoning of Tax Parcel 45-10A from A-2 to B-2. Mr. Howerton currently operates a convenience store on the 1.27 acre parcel located at the intersection of Turkey Egg Road and Boydton Plank Road approximately one half mile north of Dinwiddie Middle School.

This rezoning is a relatively straightforward matter as the property is and has been used commercially for many years. The placement of the store at the intersection of the aforementioned roads also demands a commercial zoning.

This rezoning would also address any future expansion and building improvement needs Mr. Howerton might have because side and rear setbacks are less in B-2 than in A-2. The shape of the lot will make it difficult to expand the building because of excessive setbacks in the A-2 zoning district.

The Planning Commission voted unanimously at its May meeting to approve the rezoning. Staff also recommends approval.

No one spoke for or against the rezoning request.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that land parcel 45-10A of the Dinwiddie County Zoning Maps, located on U.S. Route 1 at the intersection of Turkey Egg Road and Boydton Plank Road approximately one half mile north of Dinwiddie Middle School, is amended by changing the district classification from Agricultural, General, District A-2 to Business, General, District B-2. In all other respects, said zoning ordinance is hereby reordained.

IN RE: TRI-CITIES WORKCAMP

Ms. Connie Romain, representing the Tr-Cities Workcamp, appeared before the Board to inform them of their goals for this year. She said seven homes in Dinwiddie County have been targeted for repairs. She thanked the Department of Social Services for their assistance. The workcampers will be staying at AME Zion Church and lunch is needed.

Ms. Everett commended Ms. Romain.

IN RE: CASA -- FISCAL AGENT

Ms. Dotti Mills and Mr. Michael Traylor advised the Board that a Court-Appointed Special Advocate program has been approved for Dinwiddie County and the City of Petersburg. This program is to help children who are victims of abuse and neglect whose home placement is being determined in juvenile court. The request from the Treasurer is that he be allowed to act as fiscal agent to receive and disburse funds received from private

foundations, corporations, and individuals until CASA can obtain their nonprofit status from the Internal Revenue Service. This process may take up to six to nine months.

The Assistant Administrator stated she had briefly spoken with the Treasurer and felt it should be discussed further before she could make a recommendation. No action was taken pending further information.

IN RE: MOTOROLA EQUIPMENT -- E-911 SYSTEM

Mr. John Clarke, Planning Technician, told the Board in order to install the phone sets and Automatic Location Identification (ALI) monitors included in the E-911 system, the current Motorola console set must be modified and upgraded by adding additional panel space and writing/work surfaces. The original cost of these modifications was \$15,271.00; (\$11,771.00 equipment and \$3,500.00 installation). By removing several components which can be manufactured by a local cabinet shop, the total cost for the console equipment to be provided by Motorola has been reduced to \$10,208.00, a savings of \$5,063.00. Some of the savings, of course, will be used to build the tables to be inserted into the console configuration.

The console equipment was not included in the bid because only Motorola supplied these items. Mr. Clarke requested the Board approve the console purchase in the amount of \$10,208.00, which includes all costs in relocating the console to the new room.

Upon motion of Mr. Clay, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", authorization was approved for the console purchase in the amount of \$10,208.00, which includes all costs in relocating the console to the new room.

IN RE: STONY SPRINGS SUBDIVISION CLEAN-UP

The Chairman stated that the following action has been taken:

1. Landowners have been contacted as authorized by the public nuisance ordinance in the County Code.
2. The Health Department has been contacted about the problems with some of the septic systems.
3. VDOT has been contacted to clean the ditches.
4. The owners of four homes that have been abandoned have been contacted according to the County Code.
5. Grass cutting - the County must wait 30 days from the date of sending a letter to the owner before anything can be done.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The VIGMA Outstanding Assistant Award was presented to our Assistant County Administrator, Ms. Wendy S. Weber, in Recognition of Distinguished Service and Outstanding Achievement.
2. VDOT sent a letter regarding speed checks on the following roads:
 - a. Rt. 646 - Glebe Road - 45 MPH speed limit - Mt. Calvary Church.
 - b. Rt. 619 - sparse accidents - no change recommended.
 - c. Rt. 226 - Western Heights Church to Rt. 460 - no change recommended.

The Chairman expressed concern about Rt. 619 due to the closeness of homes to the highway and the children.

3. The Appomattox Regional Library submitted a report.
4. Wells in McKenney - DCWA will drill one more well; two previous drillings were unsuccessful.

5. Ms. Debbie Marston, Commissioner of Revenue, requested authorization, for her and her assistant, to attend the Commissioner of Revenue Seminar in Charlottesville, Virginia, for three days.

Upon motion of Mr. Haraway, seconded by Ms. Everett, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, voting "aye", Mr. Bracey, voting "nay", authorization was approved for the Commissioner of Revenue and her Assistant to attend the Commissioner of Revenue Seminar in Charlottesville, Virginia at a cost not to exceed \$700.00.

6. The Building Inspector has talked with the Sheriff's Department and they have worked together to have the vehicles cleaned by inmates in exchange for the Sheriff's Department use of a truck to pick up confiscated items.

The Board felt it is a good arrangement as long as the use is monitored.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Haraway said in the future he would support increases for teachers. The tax increase is 22% larger but the average over six years is less than 4% per year. The Board has kept the taxes down and sacrificed Capital expenditures; now we have to pay for what we haven't paid for in the last six years. We need to be competitive.

Mr. Clay responded to Mr. Haraway's comments by stating the County did issue bonds but the bonds were not used by the School Board for what they were intended and the School Board has to accept some of the blame. It isn't all the fault of the Board. He added Mecklenburg pays their teachers comparable to Dinwiddie with a 33 cent tax rate. Why does Dinwiddie have to have a 74 cent tax rate.

2. Ms. Everett said the \$250,000 contribution to DCWA needs to be resolved. She said the Water Authority thought it was the County's match to get the grant from FHA.

Mr. Bracey stated he hoped it was going to be resolved.

Mr. Haraway said if DCWA cannot repay the loan we should write it off. If the Authority has the money, they should pay.

Mr. Clay stated that the DCWA was working on it. He said maybe a meeting could be set up.

Mr. Moody responded he was not sure of the history, but if they borrowed it then the loan should be repaid.

3. Mr. Moody said he had a letter from Jack Lane and according to the Commissioner of Revenue, he did qualify for tax relief for the elderly.

Ms. Marston stated she intended to present an amendment to increase limits for the elderly and disabled for tax year 1993. She said the County could adopt an ordinance to provide tax relief for personal property also for one vehicle.

4. Mr. Clay asked if all the volunteers had signed up for their relief? If they didn't sign up, then they shouldn't be allowed to get it. The Commissioner needs to get something in writing from the Board as a policy.

5. The Chairman stated he had distributed a letter from Mr. Thomas VanPelt that they could act on or consider as they desired. The Chairman suggested the Board get together with the General District Court Judge to solicit his help in code enforcement. He instructed the County Administrator to set up a meeting with the General District Judges, Commonwealth Attorney, Law Enforcement Officers and Board Members to discuss the problem. Mr. Clay and Mr. Bracey volunteered to meet with them.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", pursuant to the

Virginia Freedom of Information Act, Section 2.1-344(a) (1) personnel; the Board moved into Executive Session at 9:48 P.M. A vote having been made and approved, the meeting reconvened into Open session at 10:04 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey, voting "aye", the following certification resolution was adopted:

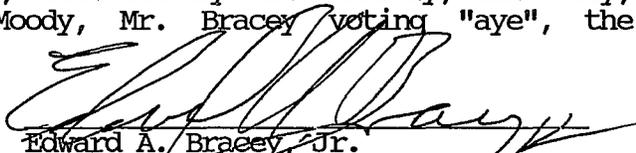
WHEREAS, the Board of Supervisors of Dinwiddie county convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

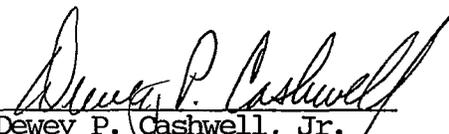
WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by the Board of Supervisors of Dinwiddie County, that such Executive meeting was conducted in conformity with the Virginia law;

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: ADJOURNMENT

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the meeting adjourned at 10:07 P.M.


Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST: 
Dewey P. Cashwell, Jr.
County Administrator