

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 16TH DAY OF DECEMBER, 1992, AT 2:00 P.M.

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
	DANIEL SIEGEL	COUNTY ATTORNEY
	FENDALL VAUGHAN	DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Mr. Clay, seconded by Mr. Haraway, 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 December 2, 1992 Continuation Meeting, December 2, 1992 Regular Meeting and the December 3, 1992 Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Ms. Everett, 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 #21911 thru #22091, (void checks #21910 and #22090): General Fund - \$112,219.87; E911 - \$933.63; Self Insurance - \$4,434.01; Capital Projects - \$3,036.51; Law Library - \$3.30 for a total of \$120,627.32.

IN RE: CITIZEN COMMENTS

1. Thomas VanPelt had the following requests:

a. He asked the Board if an extra packet of information which the Board reviews for the meetings could be made available to the public. He was told one packet would be made available to the public in the County Administration Office.

b. He said he hoped that the Water Authority's \$255,000 loan would be removed from the budget this year.

c. This year he said the School Board and the Board of Supervisors should work together and take a hard look at the economic outlook and financial forecast for Virginia. He asked the two boards to pull together to meet the needs of the County. He also questioned the status of the modulars at the Schools. He was told that some of the bathrooms had not been connected yet, but a time schedule would be available after the first of the year.

2. Robert Ragsdale asked if the Board members had contacted Edward Titmus regarding the two meetings the County Administrator said he had been told not to attend. He was informed that several of the members had tried to contact Mr. Titmus but that he was hard to reach. He said the government had to be honest with the people. Mr. Ragsdale injected that taxes had been raised in the County due to the reassessments and now a meals tax was added. "Where is it all going to end." He asked the Board if they had thought anymore about the noise level of the proposed drag strip. He stated that the citizens were not being treated fairly and that they are not in favor of the drag strip.

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.

Mr. Fendall Vaughan, Deputy Sheriff, stated he had nothing to report but would answer any questions they may have.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, gave his report for the month of November. Mr. Abernathy explained to the Board that there has been an overall increase in houses and mobile homes in the County for this year. He stated he wanted to give the Board due warning about the possible increase in school students for the coming year.

Mr. Abernathy told the Board that at the last meeting an increase in building permit fees had been approved but no effective date was given. He asked the Board if they would approve January 1, 1993 for the increase.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Building Inspector was authorized to start the effective date for the increase in building permit fees January 1, 1993.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, submitted his report for the month of November.

IN RE: DIRECTOR OF PLANNING -- REPORT

Mr. Leonard Ponder, Director of Planning, reported that the cutover date for the E911 equipment is still planned for December 18, 1992.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, informed the Board that additional funds from the State have been allocated to the agency's FY '92-93 budget as follows:

- | | |
|--|--------|
| 1. Energy Share | \$ 400 |
| 2. Administration (20% local funds
in budget) | 7,953 |
| 3. FEMA Phase XI | 14,369 |

Ms. McElveen also said no local money is required to match these funds, except as indicated; which will not affect the local budget.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", \$22,722 of additional funds were appropriated, for the programs listed above, for the Social Services Department for FY '92-93.

Ms. McElveen told the Board the Christmas Sharing Program was a huge success this year. She thanked all who participated. A special thanks was given to Wal-Mart for their tremendous support.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Richard Vaughn, Superintendent of Schools, reported the following to the Board:

1. The Modular units do have a warranty.
2. The leave policy is a revised copy which required no action and has been submitted for the Board's comments.
3. The School Tour has been set for January 14, 1993 at 9:00 a.m.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Daniel Siegel, County Attorney, told the Board he had nothing to report but would answer any questions.

IN RE: RESOLUTION -- WASTE DISPOSAL FACILITY LEASE REVENUE BONDS

Mr. Daniel Siegel, County Attorney, told the Board that the resolution for the Lease Revenue Bonds was ready for their approval. He introduced Mr. Ned Smithers of Carter-Kaplan and said he was here for any questions they may have.

Mr. Smithers told the Board that the interest rate is 5.33% for ten years. The first payment is due February 1, 1993 at \$12,375 per month. There will be no closing costs to the County.

The Assistant County Administrator advised the Board that even though the closure costs were more than the budgeted amount, there were sufficient funds in debt service because of the delay in purchasing the property for the landfill expansion.

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

WHEREAS, the Industrial Development Authority of Dinwiddie County, Virginia (the "Authority") is proposing to issue its \$1,120,000 Lease Revenue Bonds (Dinwiddie County Landfill Closure Project), Series 1992 (the "Bonds") for the purpose of financing the acquisition and installation of certain landfill closure equipment at, and the closing of, the Dinwiddie County, Virginia landfill (the "Project"); and

WHEREAS, in order to proceed with the issuance of the Bonds, the Board of Supervisors (the "Board") of the County of Dinwiddie, Virginia (the "County") has been advised that it is necessary to lease the land (the "Land") on which the Project will be undertaken to the Authority pursuant to a Lease to be dated as of December 1, 1992 (the "IDA Lease"); and

WHEREAS, the Authority will lease the Project to the County pursuant to a lease to be dated as of December 1, 1992 (the "County Lease"), the rental payments on which are designed to be sufficient to pay the principal of, or premium on, if any, and interest on, the Bonds; and

WHEREAS, the County's obligations to make rental payments under the County Lease will be subject to annual appropriation and will not constitute a debt or pledge of the full faith and credit of the County within the meaning of any Constitutional or Statutory provision; and

WHEREAS, there have been presented to this meeting the forms of the following documents (the "Documents"):

- a. the IDA Lease pursuant to which the County will lease the Land to the Authority; and
- b. the County Lease pursuant to which the County will lease the Project from the Authority.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF DINWIDDIE, VIRGINIA:

1. The execution, delivery and performance of the Documents are hereby authorized, directed and approved. The Documents shall be in substantially the forms submitted to this meeting, as hereinabove recited, with such changes, insertions or omissions as may be approved by the Chairman or Vice Chairman of the Board, whose approval thereof shall be conclusively evidenced by the execution and delivery of the Documents by such person with such changes, insertions or omissions.
2. The County's obligations to make payments to the Authority under the County Lease are subject to annual appropriations by the Board. Nothing in this Resolution, the Bonds or the County Lease shall constitute a pledge of the full faith and credit of the County beyond the constitutionally permitted annual appropriations.
3. This Resolution shall be effective upon its adoption.

The County Attorney told the Board that there will be an IDA meeting on December 21, 1992 at 7:00 p.m., if they would like to attend.

IN RE: RECREATION DIRECTOR -- REPORT

1. Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of November, 1992.

2. Mr. Bracey asked Mr. Rinaldi what the open gym on the progress report was. Mr. Rinaldi explained the gym at the Middle School would be opened with a volunteer present, for recreational basketball from 1-4 p.m. each Sunday.

3. Ms. Everett said she had received a letter of resignation from Laxton Wilson for the Recreation Advisory Board effective January 1, 1993, and she would like to accept the resignation. Mr. Bracey asked that the acceptance be delayed.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

1. David W. Nichols, Public Safety Officer, submitted his reports including the Fire Department's and Rescue Unit's responses for the month of November.

2. The Infectious Control Policy revisions were submitted to the Board. Mr. Bracey instructed Mr. Nichols to have the County Attorney review the policy before bringing it back for action by the Board.

3. Mr. Bracey asked the Public Safety Officer to check on a hazardous situation involving a septic tank in Stony Springs Subdivision.

4. Mr. Nichols stated another EMS meeting was held recently and he felt there was a lot of good exchange concerning coverage for the County.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, submitted his report for the month of November to the Board.

1. Mr. King asked the Board for authorization to advertise for a truck driver due to Mr. Ampy's retirement. Mr. Clay asked that the issue be discussed in Executive Session before a decision is made.

2. Mr. King asked the Board if he could revert back to the original working hours for the winter, except for Saturdays which he would remain open until 3:00 p.m. The Board approved his request.

3. Mr. Ted Baxter reported that all was going well on the landfill closure.

IN RE: RECESS

The Chairman declared a recess at 3:30 P.M. The meeting reconvened at 3:45 P.M.

IN RE: SPACE NEEDS ASSESSMENT

Mr. Gil Carpenter and Mr. Steve Loomis, Hayes, Seay, Mattern and Mattern, presented the Space Needs Assessment to the Board.

Mr. Bracey asked about the Dinwiddie Fire Department and was told it was not included in the scope of services.

The Board was informed that the next step would be:

1. Decide which scheme to accept.
2. Proceed with the Schematic Design Phase.

Mr. Clay said he would like to look at some other Courthouse facilities before any decision is made. He stated that he has some concerns about the parking needs. Mr. Haraway asked about one-story courthouse facilities.

IN RE: APPOINTMENT -- DINWIDDIE COUNTY AIRPORT INDUSTRIAL AUTHORITY

These appointments were delayed until after Executive Session.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. A fact sheet was received from Virginia Power for the proposed Clover to Carson 500 kv Transmission Line.
2. The County Administrator re-submitted the request from the Southside Business Education for funding in the amount of \$1,780 based on school population.
3. The revised School Board Leave Policy for input has been submitted.
4. An appointment is needed for the Disabilities Services Board with a resolution and joint powers agreement. The Board asked that it be placed on the January 6, 1993 agenda.
5. On November 10, the Virginia Association of Counties adopted the Financial Assurance for Waste Management Facilities Resolution urging Congress to direct the Environmental Protection Agency to remove local governments from the requirement of demonstration financial assurance for waste management facilities. The Board is requested to adopt a similar resolution. It will be placed on the January 6, 1993 agenda.
6. The County Administrator asked the Public Safety Director to make a presentation to the Prince George-Hopewell AREAS.

Mr. David Nichols presented a letter of appreciation to Mr. Jay Lovelady for their assistance in maintaining radio coverage during the installation of the E911 changeover.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Haraway, 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; Section 2.1-344(a) (7) Legal; Section 2.1-344(a) (3) Acquisition of Real Property; the Board moved into Executive Session at 4:50 P.M. A vote having been made and approved, the meeting reconvened into Open session at 6:12 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: POSITIONS -- DEPARTMENT OF WASTE MANAGEMENT

Due to the impact on positions and job responsibilities resulting from the construction of a co-composting facility at the Dinwiddie County Landfill, it is recommended that the position of Environmental Services Center Manager be eliminated, effective January 1, 1993.

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

of Environmental Services Center Manager is eliminated, effective January 1, 1993.

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Clay, Ms. Everett, Mr. Haraway, Mr. Moody, Mr. Bracey voting "aye", the Director of Waste Management was authorized to advertise the vacancy of Truck Driver II, created by the retirement of Mr. Thomas Ampy.

IN RE: APPOINTMENT -- DINWIDDIE COUNTY AIRPORT INDUSTRIAL AUTHORITY

Ms. Everett nominated L. Bolling Chappell for appointment to the Dinwiddie County Airport and Industrial Authority; Mr. Haraway nominated Neal Barnes for reappointment to the Dinwiddie County Airport and Industrial Authority; Mr. Clay nominated Bill Knott for reappointment to the Dinwiddie County Airport and Industrial Authority.

Upon motion of Mr. Clay, seconded by Mr. Moody, 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 L. Bolling Chappell is hereby appointed to the Dinwiddie County Airport and Industrial Authority; Neal Barnes and Bill Knott are hereby reappointed to the Dinwiddie County Airport and Industrial Authority for a term of three years, expiring January 31, 1996.

IN RE: WATER AUTHORITY RESOLUTION

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

WHEREAS, the need exists for the design and construction of a 12" sanitary sewerline to serve the existing Airport Terminal; and

WHEREAS, the design will be coordinated with future plans for the Airport facility expansion and potential development of the Industrial Park property; and

WHEREAS, the gravity line will also be designed and constructed to receive pumped flow from Route 1, Eastside School and the Picture Lake/Lake Jordan areas; and

WHEREAS, the Board of Supervisors has authorized the Dinwiddie County Water Authority to proceed with the Airport Terminal project and include the design and construction of the pump station and gravity lines to serve Eastside School and the Route 1 area North of there; and

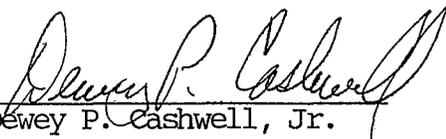
WHEREAS, it is the desire of both Boards to deduct the design and construction costs from the designated \$255,000 reserve carried as an outstanding debt from the DCWA to the County;

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia hereby authorizes the Dinwiddie County Water Authority to deduct the costs associated with the design and construction of the Airport Terminal project and the design and construction of the pump station and gravity lines to serve the Eastside School/Rt. 1 area from the existing \$255,000 debt owed by the Dinwiddie County Water Authority.

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 6:16 P.M.


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

ATTEST: 
Dewey P. Cashwell, Jr.