

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 MAY, 1993, AT 7:30 P.M.

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

IN RE: MINUTES

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the April 21, 1993, Regular Meeting, April 21, 1993, Continuation Meeting, and the April 28, 1993, Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, Mr. Clay 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 #23589 thru #23835, (void checks #23591-23600 and #23724); General Fund - \$363,236.00; E911 - \$40.97; Self Insurance - \$1,857.70; Capital Projects - \$193,567.30; Fire Enforcement - \$756.68; Law Enforcement - \$405.26; for a total of \$559,863.91.

IN RE: CITIZEN COMMENTS

1. Mike Price, Chief, Dinwiddie Volunteer Fire Department, read a letter of appreciation for the new fire truck.

2. Robert Ragsdale apologized to Aubrey Clay for the profanity he used when he talked to him. He asked the Board members if they were aware that a round track was being built instead of a drag strip? The Board members responded they were not aware of it. Mr. Ragsdale stated that Administration was keeping the Board in the dark over the proposed race track; and he said he didn't feel the neighborhood was being treated fairly by the Board. Daniel Siegel, County Attorney, read the permitted uses contained in the Conditional Use Permit and stated the round track was permissible.

3. Christina Avery voiced her concern about the noise level from the race track operating seven days a week.

IN RE: DINWIDDIE GIRLS SCOUTS -- SASH PRESENTATION

Cheryl P. Martinez, Director, Dinwiddie Girls Scouts, told the Board that the Commonwealth Girl Scout Council presented Governor Wilder with a sash in March, representing all the Girl Scout Troops in Central Virginia, which will be hung in the Governor's Mansion. She presented the Board with a smaller version of the Governor's sash to be displayed in the Pamplin Administration Building. Ms. Martinez said the sash represents the activities and contributions the Girl Scouts of Dinwiddie have made to their county.

IN RE: PUBLIC HEARING -- A-93-7 -- PERMITTED USES - COMPUTER SOFTWARE DEVELOPMENT

This being the time and place as advertised in the Monitor Newspaper on April 21, 1993, and April 28, 1993, for the Board of Supervisors to conduct a public hearing to amend Section 22-185, Permitted Uses, to add (39), "Computer software development firms, to exclude the manufacturing of said software, screened from view and two hundred (200) feet from the state road right-of-way."



Mr. Leonard Ponder, Director of Planning, told the Board that the Planning Department is requesting this amendment because a firm such as the one listed is attempting to site in the County. Firms such as these have traditionally started in non-industrial settings such as the Silicon Valley in California. Staff has also excluded the manufacturing of this software from the use as that would be a use more suited to Industrial areas.

The Planning Commission voted to recommend A-93-3 to the Board of Supervisors for approval with the stipulation that this use also be added to the B-2 zoning district as soon as possible. The Planning Commission voted on April 14, 1993 that A-93-7 be recommended to the Board of Supervisors for approval.

No one spoke for, or, in opposition to the amendment.

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

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Section 22-185 of the Dinwiddie Code shall be amended to add, (39) "Computer software development firms, to exclude the manufacturing of said software, screened from view and two hundred (200) feet from the state road right-of-way" to Business, General District, B-2. In all other respects said ordinance is hereby reordained.

IN RE: PUBLIC HEARING -- A-93-9 - SECTION 22-142 - MAXIMUM DENSITY

This being the time and place as advertised in the Monitor Newspaper on April 21, 1993, and April 28, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of adopting an Ordinance to amend Section 22-142 of the Dinwiddie Code to add "Any density over six (6) units per gross acre, but not to exceed twelve (12) units per gross acre shall require a conditional use permit. No density over twelve (12) units will be allowed even with a conditional use permit."

Mr. Leonard Ponder, Director of Planning, told the Board that Mr. Michael B. Mayes has requested that Section 22-142 of the Code be amended to add the following sentences:

"Any density over six (6) units per gross acre, but not to exceed twelve (12) units per gross acre shall require a conditional use permit. No density over twelve (12) units will be allowed even with a conditional use permit."

Mr. Mayes owns ten acres on Duncan Road already zoned R-2 on which he intends to develop an apartment complex. His feasibility analyses show that at twelve (12) units per gross acre, he can develop the complex with the amenities and quality to make this an attractive project.

Mr Ponder stated that staff concurs with Mr. Mayes. With the increased density requiring a conditional use permit, the County will be able to direct these types of complexes in a way that will enhance residential options in the County. Staff recommends approval of A-93-9.

The Planning Commission unanimously recommended at its April 14th meeting that A-93-9 be recommended for approval.

No one spoke for, or, in opposition to the amendment.

Mrs. Anne Scarborough asked if an impact study is conducted. Mr. Ponder stated the Engineer would provide one in the review process.

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

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Section 22-142 of the Dinwiddie Code be amended to add the following, "Any density over six (6) units per gross acre, but not to exceed twelve (12) units per gross acre shall require a conditional use permit. No density over twelve (12) units will be allowed even with a conditional use permit." In all other respects said ordinance is hereby reordained.

IN RE: PUBLIC HEARING -- DISABILITY SERVICES BOARD

This being the time and place as advertised in the Monitor Newspaper on April 14, 1993, and April 21, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of adopting an Ordinance amending Chapter 2 of the Dinwiddie Code to approve a Joint Exercise of Powers Agreement for creating a multijurisdictional Disability Services Board.

No one spoke for, or, in opposition to the amendment.

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

BE IT ORDAINED that:

Section 2-64.5 Creation of Crater Area Disability Services Board.

It is the intention of the Board of Supervisors of Dinwiddie County, Virginia, to participate in a multijurisdictional disability services board, as required by Sections 51.5-47 to 51.5-27, inclusive, of the Code of Virginia, 1950, as amended. To carry out this intention, and under the authority of Section 15.1-21, Code of Virginia, 1950, as amended, the Board of Supervisors of the County hereby approves the Joint Exercise of Powers Agreement for Creating the Crater Area Disability Services Board to be entered into between the counties of Dinwiddie, Greenville, Prince George, Surry and Sussex, and the cities of Colonial Heights, Emporia, Hopewell and Petersburg, Virginia.

Sec. 2-64.6 Terms of Office

Initially, fourteen members of the Crater Area Disability Services Board shall be appointed, two from the City of Colonial Heights, two from the County of Dinwiddie, one from the city of Emporia, one from the County of Greenville, two from the City of Hopewell, two from the City of Petersburg, two from the County of Prince George, one from the County of Surry and one from the County of Sussex. Five of the members for a period of three years from January 1, 1993. Five of the members for a period of two years from January 1, 1993. Four of the members for a period of one year from January 1, 1993. The term of each member of the Board after initial staggered terms shall be for three years, except that vacancies shall be filled for the balance of an unexpired term.

This Ordinance shall be immediately effective as of this 5th day of May, 1993.

IN RE: PUBLIC HEARING -- UTILITY EASEMENT - SENIOR HIGH SCHOOL

This being the time and place as advertised in the Monitor Newspaper on April 14, 1993, and April 21, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of adopting a resolution approving the grant of an easement for utility purposes on a parcel of land located at the intersection of Boydton Plank Road and Courthouse Road on which the Dinwiddie County Water Authority will construct a sewer force main and related equipment and lines in connection with providing water and sewer service to Dinwiddie County High School.

No one spoke for, or, in opposition to the amendment.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Moody, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye", the granting of an easement to the Dinwiddie County Water Authority for utility purposes on a parcel of land located at the intersection of Boydton Plank Road and Courthouse Road on which the Authority will construct a sewer force main and related equipment and lines in connection with providing water and sewer service to Dinwiddie County High School was approved.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator told the Board that the Department of Parks and Recreation was the recipient of the "Take Pride in America" award.

2. The County Administrator reminded the Board that the Business and Industrial Appreciation Dinner is May 17, at 6:00 P.M., at the Home Place Restaurant.

3. The VLGMA Summer Conference is being held at Wintergreen Resort June 24-26 and the County Administrator asked for authorization to attend.

Upon motion of Ms. Everett, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the County Administrator was authorized to attend the summer VLGMA Conference at Wintergreen Resort at a cost not to exceed \$450.

4. The Assistant County Administrator distributed the proposed job descriptions and informed the Board that the notices for the EMT positions needed for the rescue squad were ready for advertisement. The Board directed the County Administration to shorten the ad for the paper.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel; Section 2.1-344(a) (3) Acquisition of Property; and Section 2.1-344(a) (7) Legal; the Board moved into Executive Session at 8:30 P.M. A vote having been made and approved, the meeting reconvened into Open session at 9:33 P.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay 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;

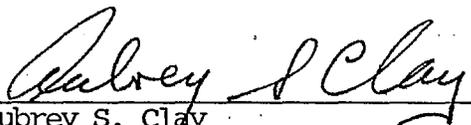
NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, hereby certifies that, to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this 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 WORKSHOP

The Board met to continue its review of the proposed 1993-94 budget.

IN RE: ADJOURNMENT

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Haraway, Mr. Moody, Mr. Bracey, Ms. Everett, Mr. Clay, voting "aye", the meeting adjourned at 10:05 P.M.

  
Aubrey S. Clay  
Chairman, Board of Supervisors

ATTEST:   
Wendy S. Weber  
Dewey P. Cashwell  
County Administrator

