

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 SEPTEMBER, 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 Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Ms. Everett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the August 18, 1993, Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Ms. Everett, seconded by Mr. Bracey, 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 #25363 thru #25619, (void checks #25362 and #25479); General Fund - \$304,889.11; Self Insurance - \$20,401.19; Capital Projects - \$22,580.00; Fire Programs & EMS Fund - \$1,330.63; Law Enforcement - \$301.19; CDBG - \$42,000.00; Landfill Fund - \$40.00; for a total of \$391,542.12.

IN RE: RESOLUTION -- LYNDA RAGSDALE

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

WHEREAS, Mrs. Lynda Ragsdale has served the County of Dinwiddie with distinction for eight years as a member of the Social Services Board from July, 1985 to June, 1993; and

WHEREAS, the Board of Supervisors on the 1st day of September, 1993 is desirous of acknowledging these qualities and further to express its appreciation for this work on behalf of the County;

NOW THEREFORE BE IT RESOLVED THAT the Board of Supervisors of Dinwiddie County, Virginia hereby commends Mrs. Lynda Ragsdale for her many contributions and devoted service to the County of Dinwiddie; and

BE IT FURTHER RESOLVED, BY the Board of Supervisors of Dinwiddie County, Virginia that this resolution be delivered to Mrs. Lynda Ragsdale and a copy spread upon the minutes of this meeting.

Mr. Bracey presented the resolution of appreciation to Ms. Ragsdale.

IN RE: RESOLUTION -- LEONARD K. PONDER

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

WHEREAS, Mr. Leonard K. Ponder has served the County of Dinwiddie with distinction for four years as Director of Planning and Community Development from August, 1989 to September, 1993; and



WHEREAS, the Board of Supervisors on the 1st day of September, 1993 is desirous of acknowledging these qualities and further to express its appreciation for this work on behalf of the County;

NOW THEREFORE BE IT RESOLVED THAT the Board of Supervisors of Dinwiddie County, Virginia hereby commends Mr. Leonard K. Ponder for his many contributions and devoted service to the County of Dinwiddie; and

BE IT FURTHER RESOLVED, BY the Board of Supervisors of Dinwiddie County, Virginia that this resolution be delivered to Mr. Leonard K. Ponder and a copy spread upon the minutes of this meeting.

Mr. Clay presented the resolution of appreciation to Mr. Ponder.

IN RE: PUBLIC HEARING -- A-93-12 -- OSCAR ALLISON

This being the time and place as advertised in the Monitor Newspaper on August 4, 1993, and August 11, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of receiving public comments on the request of Mr. Oscar Allison to have the Dinwiddie Zoning Code amended to include the sale and service of boats, boat trailers, and recreational vehicles in a B-2 zoning.

Mr. Leonard Ponder, Director of Planning, stated that Mr. Oscar Allison has requested that Section 22-185(18) of the Zoning Ordinance which currently reads "Auto sales and service" be amended to read "Auto sales and service, to include the sales and service of boats, boat trailers, and recreational vehicles." Mr. Allison is leasing a parcel of property zoned B-2 and wishes to sell boat trailers and recreational vehicles on this parcel.

Staff recommends approval of A-93-12 as this is an expansion of a use in a commercial area and certainly a use of the property that is comparable with selling automobiles.

Mr. Oscar Allison stated that he sold personal property on consignment and would like to have them listed in the ordinance.

Ms. Everett asked where Mr. Allison's business is located. He stated it is located on U.S. #1 next to R & D Auto Sales and across from Lowery Tractor.

No one spoke in opposition to the amendment.

Upon motion of Ms. Everett, seconded by Mr. Haraway, 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(18) of the Dinwiddie County Zoning Ordinance is hereby amended to read "Auto sales and service, to include the sales and service of boats, boat trailers, and recreational vehicles," and in all other respects, said ordinance is hereby reordained.

IN RE: RESOLUTION -- ROAD ACCEPTANCE WATERFORD LANDING SECTION 1

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

WHEREAS, the street described as Waterford Drive, from Oxford Drive .45 miles west to the Cul-de-Sac, shown on plats recorded in deed book 14 pages 149-250 in the Clerk's Office of the Circuit Court of Dinwiddie County; and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised the Board of Supervisors of Dinwiddie County, Virginia that the street met the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation; and

NOW, THEREFORE, BE IT RESOLVED, this board requests the Virginia Department of Transportation to add the street described above and on the attached Additions Form SR-5(A) to the Secondary System of State Highways,

pursuant to Section 33.1-229, Code of Virginia, and the Departments Subdivision Street Requirements; and

BE IT FURTHER RESOLVED, this Board guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, frills, and drainage; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

IN RE: RESOLUTION AUTHORIZATION SALES OF STOCK AND PURCHASE OF STOCK TO INCREASE CORPUS OF EVELYN ABRAHAMS SCHOLARSHIP FUND

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

WHEREAS, the County of Dinwiddie, Virginia (the "County") has for many years received the benefits of charitable gifts and generous donations from Robert B. Pamplin ("Mr. Pamplin"); and

WHEREAS, Mr. Pamplin proposes to increase the current corpus of the Evelyn Abraham's Scholarship Fund (the "Scholarship Fund") and emergency funds held by the County's Department of Social Services (the "Social Services Department") by making significant donations from the purchase of stocks and bonds at below market prices from the sale of existing stock held by the Scholarship Fund and the Social Services Department and the use of fund balances contained therein; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia:

The County Treasurer is hereby authorized and directed to take all action necessary or convenient for the following:

a. sell up to 2,000 shares of Pacific Corp. Stock held by the Scholarship Fund at approximately \$ 126,000;

b. sell up to 1,500 shares of Louisiana-Pacific stock held by the Scholarship Fund at approximately \$52,500;

c. use the sales proceeds from the sale of the stock referenced above (approximately \$178,500) along with current monies held in the Scholarship Fund in the amount of \$143,647.49 along with other monies held in the County for a total of \$322,547 to purchase the following stocks and bonds for the Scholarship Fund:

(I) \$161,000 Dixie Yarns, Inc. 7% bonds due May 15, 2012 with an approximate market value of \$138,567 at a cost of \$98,317 (plus any accrued interest to the date of sale) leaving a gift from Mr. Pamplin of \$40,250 and income expected of \$11,270;

(II) 2,000 shares of Georgia Pacific Corp. with an approximate market value of \$126,000 at a cost of \$82,950 leaving a gift from Mr. Pamplin of \$43,050;

(III) 10,000 shares of Thomaston Mills -A with an approximate market value of \$200,000 at a cost of \$67,140 leaving a gift from Mr. Pamplin of \$132,860 and income expected of \$2,600;

(IV) 2,000 shares of Consolidated Paper with an approximate market value of \$91,640 at a cost of \$73,640 leaving a gift from Mr. Pamplin of \$18,000 and income expected of \$2,560;

(V) 1,500 shares of Louisiana Pacific with an approximate market value of \$52,500 at a cost of \$500 leaving a gift from Mr. Pamplin of \$52,000;

d. use current monies held by the Social Services Department in the amount of \$388,000 along with other monies held in the County to purchase the following stocks and bonds for the Social Services Department

(I) \$400,000 Dixie Yarns, Inc. 7% bonds due May 15, 2012 with an approximate market value of \$344,268 at a cost of \$244,280 (plus any accrued interest to the date of sale) leaving a gift from Mr. Pamplin of \$99,988 and income expected of \$28,000;

(II) 10,000 shares of Thomaston Mills -A with an approximate market value of \$200,000 at a cost of \$67,140 leaving a gift from Mr. Pamplin of \$132,860 and income expected of \$2,600;

(IV) 2,000 shares of Consolidated Paper with an approximate market value of \$91,640 at a cost of \$73,640 leaving a gift from Mr. Pamplin of \$18,000 and income expected of \$2,560;

This resolution shall be effective immediately.

IN RE: REIMBURSEMENT RESOLUTION -- FINANCING FOR COURTHOUSE PROJECT

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

WHEREAS, the Dinwiddie County Board of Supervisors (the "Board") intends to make certain expenditures on and after the date hereof with respect to expenses incurred and to be incurred to purchase real property, construct a new County Courthouse and renovate other County office buildings (the "Expenditures") in connection with various capital and renovation projects (collectively, the "Projects") in the approximate amount of \$6.2 million; and

WHEREAS, the Board hereby declares its official intent to reimburse the County with proceeds of a tax-exempt financing to be completed later during the fiscal year (the "Bonds"); and

WHEREAS, as of the date hereof, there are no funds of the County or of any other entity that is a part of the controlled group of entities of which the County is deemed a part under U.S. Treasury Regulation Sections 1.103-18 and 1.150-1(f) (the "Controlled Group"), that are, or any other entity that is part of the Controlled Group to finance the Project;

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

1. The Board hereby adopts this declaration of official intent under Treasury Regulation Section 1.103-18 and declares its intent to reimburse the County with the proceeds of a tax-exempt financing for Expenditures made on and after the date hereof with respect to the Projects.

2. Each Expenditure will be a cost of a type properly chargeable to a capital account (or would be so chargeable with a proper election) under general federal income tax principles at the time each such Expenditure is paid.

3. The maximum principal amount of debt expected to be issued to reimburse the County for the Expenditures paid prior to the date of issue of the Bonds is \$1 million.

4. There are no funds from sources other than the tax-exempt financing that are, or are reasonably expected to be reserved, allocated on a long-term basis, or otherwise set aside by the County or by any other entities that are part of the Controlled Group pursuant to their budget or financial policies with respect to the Expenditure.

5. This resolution shall take effect immediately upon its passage.

6. Beginning no later than 30 days after the adoption of this resolution and ending on the date on which the Bonds are issued, this resolution will be reasonably and continuously available for inspection by the general public, on each business day and during normal business hours, at the Office of the County Administrator of Dinwiddie County, Pamplin Administration Building, 14016 Boydton Plank Road, Dinwiddie, Virginia.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The Interim County Administrator advised the Board that she had included a report in their packet on the Local Government Official Conference which she attended in August.

2. The Interim County Administrator told the Board she had enclosed a letter from the Probation Officer, advising that there may be a shortfall in local funding at the Crater Juvenile Detention Home, based on the same utilization rate as the County had last year. Ms. Weber said she had met briefly with Mr. Michael Traylor, Probation Supervisor, and Mr. Wayne Frith, Executive Director, of Crater Juvenile Detention Home and they are working on ways to decrease the costs for services. She was told that a lot depended on whether Judge Hume agrees with the alternative methods of handling the children.

3. This fall, Virginia Power's Central Division is offering several "behind-the-scenes" tours of their power stations to public officials and other community leaders on: Thursday, September 23 - Bath County; Wednesday, October 27 - Surry Nuclear Power Station; Tuesday, November 30 - North Anna Nuclear Power Station. Ms. Weber advised the Board if they were interested, Virginia Power needed to be contacted.

4. The Interim County Administrator informed the Board that two appointments are due in September ABIDCO and the Airport Authority.

4. The Interim County Administrator informed the Board that the School Board, through Jim Hutchinson, is pursuing the installation of the flashing lights at Midway Elementary School with VDOT and they are going to follow up with a traffic study and a recommendation to the Resident Engineer.

5. Ms. Weber gave a copy of the letter from Charles J. Packard Wythe Park Power Plant regarding the level of sound coming from the power plant on Weakly Road to the Board. She stated that Mr. Packard indicated in the letter that he has already taken steps to quiet the plant by installing additional insulation on the exhaust pipes and ordered replacement mufflers this week.

Mr. Haraway asked about the smoke being emitted from the plant. Ms. Weber stated that item had also been brought to our attention and it is controlled by the Air Pollution Control Board. She said there would follow up on it with the Air Pollution Control Board.

6. Mr. Bud Bristow, Executive Director, Department of Game and Inland Fisheries, wrote he had been in contact with the Attorney General's Office about prohibiting the seaplanes landing on Lake Chesdin. After reviewing the Code of Virginia, they can not find any authority for their board to enact any regulations pertaining to seaplanes. Ms. Weber stated the next step would be to ask Legislators to enact legislation.

Mr. Bracey stated Lake Chesdin was too narrow for seaplanes to land and it was very dangerous he asked the County Attorney what could be done. Ms. Everett asked for it to be put on our list to discuss with our legislators.

IN RE: ENVIRONMENTAL IMPACT REPORT CENTRAL STATE HOSPITAL

The Interim County Administrator stated an Environmental Review request for some alterations and additions to Building 39 has been received from Central State Hospital. She asked the Board if they had any problems or concerns with the renovations, if not, Administration would respond to that effect.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Interim County Administrator was authorized to inform Central State Hospital that they had no problems or concerns with the project.

IN RE: COUNTY ADMINISTRATOR COMMENTS CONTINUED

7. The School Board wants to discuss the Space Needs Study and Ms. Weber asked when the Board would like to meet with them. The Board agreed to meet with the School Board, September 15, after the 2:00 meeting.

8. The County Brochure which was requested is in rough draft and Ms. Cheryl Stewart has sent each department a copy for final draft. Any corrections or additions from the Board should be given to the Interim County Administrator or Ms. Stewart as soon as possible.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Bracey thanked the Interim County Administrator for the background information supplied in the packets.

2. Mr. Clay stated he and Ms. Weber attended the Comfort Group LTD, opening last Thursday. He said the group is a privately held Virginia Corp since April 1992. They manufacture bedding, table settings, and window treatments. They employ 30 employees with a projected growth by the end of 1998 of 120 employees. Mr. Clay said the reason the Comfort Group moved was due to expansion. Petersburg offered no space that fit their requirements. After checking all the surrounding counties it was decided that McKenney was the best location for the permanent home. Mr. Clay stated he felt the Comfort Group would be a good corporate citizen for McKenney and the County.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Bracey, 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) (7) Legal; Section 2.1-344(a) and (3) Acquisition of Property; the Board moved into Executive Session at 8:01 P.M. A vote having been made and approved, the meeting reconvened into Open session at 10:00 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:

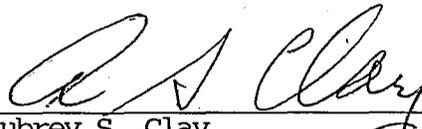
WHEREAS, the Board of Supervisors of Dinwiddie county convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

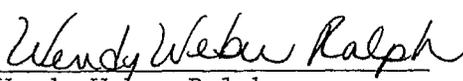
WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by the Board of Supervisors of Dinwiddie County, that such Executive meeting was conducted in conformity with the Virginia law;

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: 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 11:11 P.M. to be continued to September 8, 1993 at 6:30 P.M., for Executive Session for Personnel.

  
Aubrey S. Clay  
Chairman, Board of Supervisors

  
Wendy Weber Ralph  
Interim County Adminsitrator

