

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 6TH DAY OF OCTOBER, 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, voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the September 15, 1993, Regular Meeting, September 27, 1993 Continuation Meeting, and the October 4, 1993 Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Moody, Mr. Haraway, Mr. Bracey, Ms. Everett, 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 #25750 thru #25993, (void checks #25741-25749 and #25880); General Fund - \$361,725.66; Self Insurance - \$7,076.27; Capital Projects - \$29,785.90; Fire Programs & EMS Fund - \$1,528.47; Law Library - \$206.16; CDBG - \$19,084.00; Landfill Fund - \$17,235.39; for a total of \$436,774.40.

IN RE: RESOLUTION -- MRS. BARBARA SHELL

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

WHEREAS, Mrs. Barbara P. Shell has served the County of Dinwiddie with distinction and integrity for four years on the Dinwiddie Airport and Industrial Authority from January, 1989 to September, 1993; and

WHEREAS, the Board of Supervisors on the 6th day of October, 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. Barbara P. Shell 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. Barbara P. Shell and a copy spread upon the minutes of this meeting.

IN RE: MEETING MOVED TO DINWIDDIE ELEMENTARY SCHOOL

Mr. Bracey stated due to the large size of the crowd he would like to move the meeting to another location. The Interim County Administrator stated the meeting could be relocated to the Dinwiddie Elementary School.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, voting "aye", the meeting was moved to the Dinwiddie Elementary School at 7:36 P.M.



This being the time and place as advertised in the Monitor Newspaper on September 22, 1993, and the Progress Index on September 29, 1993, for the Board of Supervisors to conduct a public hearing for the purpose of receiving public comments on the request of Mr. & Mrs. E.M. And N.C. Winn for a conditional use permit to expand their existing hog farm located on Tax Parcels 58-45 and 58-51 which is situated at the intersection of Winnwood Lane and Hardways Mill Road. The proposed facility will be accessed along the private road known as Winnwood Lane.

Mr. Clay asked the County Attorney if the conditional use permit goes with the land? Mr. Daniel Siegel, County Attorney, responded yes.

Mr. Wayne Knox, Zoning Administrator, stated the use in question is currently allowed in the A-2 zoning district with a conditional use permit. The importance of a conditional use permit is to protect adjacent property owners from any environmental issues as well as to impose conditions that will serve to protect the County if future uses such as these should appear.

The County Planning Commission, at a special meeting held on September 29, 1993 voted 5-2 to recommend approval of the conditional use permit with the following conditions:

1. Before any construction can begin a site plan must be submitted to the Planning Department for approval. This site plan will include a grading plan showing the current topography at two foot contours and the finished site also at two foot contours.

2. This conditional use permit must be reviewed every five (5) years by the Planning Commission and renewed every ten years through the public hearing process.

3. Feed lots, confinement areas, waste storage areas, shall be located at least 2500 feet from any existing residence not located on the above referenced tax parcels or there shall be at least 100 feet of buffering zone with coniferous type tree plantings and other natural vegetation maintained between the property lines and the farm operation.

4. This operation must comply with all state and federal regulations.

5. A copy of all state and federal permits must be on file with the Planning Department before a Certificate of Occupancy will be issued.

6. Plans for disposal of dead animals must be submitted to the Planning Department, Department of Animal Control, and the Health Department, with the Health Department having final jurisdiction over disposal procedures.

7. An erosion and sediment control plan for all land disturbing activities must be submitted and approved by the Planning Department. This will include a stormwater management plan which will include controls during the construction phase and as well as during field operation of the facility.

8. No more than six hundred (600) sows or eight thousand two hundred (8200) total head will be allowed at this facility at any one time.

9. Old pit house must be cleaned and not used after new growing houses are on line.

10. Inspections by county officials will be allowed during normal working hours provided the operator is apprised of the visit two (2) hours prior to said visit.

11. The lagoon must be filled to operational capacity or chemicals added to reduce the odor upon initial startup.

12. A secondary lagoon or a two (2) stage lagoon is to be part of the plan for flushing houses and land application shall come from this secondary lagoon.

Kay Winn said that this conditional use permit was to expand their existing family hog farm operation, not a corporate hog farm. She explained the reason for the expansion was that it was the only way for their farm to pay. On the overhead projector she displayed the disclosure forms which revealed the owners of the property as Alton G. Winn, her father-in-law, and her husband, Edward M. Winn. Ms. Winn was listed as the lessee for tract 51, the woodland tract. All tracts shown were identical with no corporate ownership or conflict of interest with any board member or planning commission member. She said there were no other owners involved. She pointed to the radius map which showed the location of the farm in relationship to surrounding properties and residences. She stated that the property contains approximately 260 acres and that the Winns had lived on the property for 134 years.

She then displayed an aerial photograph of the property which showed the location of the farm and existing buildings and operation. Ms. Winn stated roughly eight to ten acres will be required for the entire production of 600 sows. She said there might be more hogs but the operation will be run more efficiently than before. She stated the EPA is looking into some ways to eliminate the odor from the lagoons entirely or near to it as possible. She said the operation will be run with eight buildings; office building, breeding and gestation facility, farrowing house and nursery, and five finishing houses. She said she chose the spot because everything in the prevailing wind patterns is timber, fields, and not expected to blow directly to homes. She said she would not lie and say you would not smell it, but when you live in the country sometimes you smell things. Ms. Winn stated in eight years she had received one complaint about the odor and that was one of those "Bermuda High" days and there was nothing that could be done about it. She explained that at the present time a house sits over a pit which is full of waste, manure etc. She said that this house has a very small storage capacity compared to the lagoons they already have or plan to build. They presently have 2 lagoons. She also said in the pit the waste is very thick and strong. She said that it has not been broken down or digested. She said the manure that goes into the lagoons goes through a digestion or bacterial decay process where the manure is broken down and is thin, very much like muddy water. She said in the summer the pit has to be pumped more often because the pits fill up faster. She said she did not want it to run over, so it is pumped out with a septic tank wagon and applied to the fields. Normally if it is reasonable, it is put down right before a rain. She stated that she had tried to be a good neighbor to the citizens of Dinwiddie county.

Ms. Winn told the Board she had checked the aquifers' flow and in this area it flows west to east which means that Stony Springs is not downstream from the farm. Also 30,000 gallons of water per day per 24 hour period with a 20% safety factor built in, can be safely drawn out for farm use. According to the State Water Control Board an average of 1.5 billion gallons of water is produced per square mile in this area.

The traffic should not be a problem Ms. Winn stated because presently they receive an average of one truckload of inputs per week, and sell an average of 1.5 times per week. This traffic load equals ten trucks per four-week cycle. So instead of pick-up loads there will be semitruck loads which would be an additional five or six trucks per cycle.

Ms. Winn discussed the reassessment and the value of land in the area which she said assessed her property higher than the surrounding property. She stated that staying at the present size is not viable because they can't compete.

Ms. Winn stated she and Mike had accepted all the Planning Commission conditions and the only problem they had was with the five year renewal clause. She said they had asked repeatedly that it be changed. Ms. Winn stressed that this permit was for 5 years. She said if they messed up the permit could be voided at any time.

Ms. Winn asked if the Board had any more conditions they would like to see. The Board members indicated they did not.

The following appeared to voice either their concerns or support of the conditional use permit:

1. Jennie Perkins spoke in support.

2. Chuck Nobles stated he breeds horses and was concerned if he wanted to get more horses would he have to come before the Board - supported.

3. Alvin Blaha, representing the Farm Bureau, said the land is already zoned for hog farms. They are not asking for a variance, they want to expand - supported. He presented information on what farm land pays in taxes as compared to residential.

4. Harold Conover was appalled at the opposition of farmers - supported.

5. Mary Coghill stated they left Chesterfield because of rules and regulations - supported.

6. Mary Dunn Conover spoke in support of the permit.

7. Louis Clay stated he has a family owned farm and supported the permit.

8. John Frazier - stated he neither supported or opposed the conditional use permit, that it was a matter of perception.

9. Chip Bain - presented the Board with petitions with 607 names who were opposed, he stated the biggest problem was the smell. He also stated the waste will enter the water system and spill into wells in the area.

10. James Ritchie, Jr. - representing Polly Winfield and Bruce Shell- opposed.

11. Dewey Harrison - opposed - He asked if the County would be setting a precedent if the conditional use permit is approved? The County Attorney stated that no legal precedent would be set.

12. Warren Bain - opposed - He asked the Board what protection the adjacent land owners would have?

13. Preston Bain stated he lived within one mile of the site and he was opposed. He said it would ruin a housing site development.

14. James Belshan, Sussex Board of Supervisors and Planning Commission, stated he was concerned about the set back distance; in Sussex they have two zoning districts for agriculture. The minimum set back is one (1) mile and Sussex has had severe odor problems.

15. Charity Taylor stated the odor was offensive and it would cause neighbors to move from the Stony Spring Subdivision. There was a possibility of undesirables moving into the neighborhood causing some of the same problems West Petersburg had.

16. Ron Abernathy stated Smithfield Carroll was told no; is the protection there against larger corporations? It needs to be built in. He asked the Board to be careful.

17. Daniel Lee - supported - very concerned about his own cow farm operation.

18. James McKenzie concerned about Stony Springs - opposed.

19. Thomas VanPelt asked if a corporation would be allowed to do the same thing? But stated he would like to see it work out for both sides. He stated the process scared him.

20. Johnny Bain said he was concerned about corporate hog farms. He stated he helped circulate petitions and they understood what they were signing.

21. Debra Day stated she was interested in the future of the community and would it be open to other hog farms? - opposed.

Mr. Clay asked Ms. Winn if she wanted to make a rebuttal.

Ms. Winn tried to briefly respond to the points of opposition. She stated that technology has changed. She responded that this conditional use permit was not a lifetime commitment; that it was only for five years.

IN RE: RECESS

The Chairman called a recess at 10:25 P.M. The meeting reconvened at 10:36 P.M.

IN RE: PUBLIC HEARING -- C-93-5 -- E.M. & N.C. WINN CONTINUED

Mr. Haraway stated he had some concerns. The number of hogs has startled residents in the courthouse area. He said he had received numerous phone calls citing potential problems with odor, environmental issues, and the decrease in property value. We have an excellent Planning Commission, he said, but he would have difficulty supporting this request.

Ms. Everett stated she had two calls in support of the permit and many in opposition. She stated the density of people and property values

were major concerns. Ms. Everett said she visited the North Carolina hog farm and a resident told her she wouldn't want to see it in Dinwiddie County. Property values have decreased there. She stated it was a difficult decision but she was concerned about the future of the County and of setting a precedent for commercial hog operations.

Mr. Bracey stated he thought a lot of the Winns and he was pondering the issues and how he will vote. He said he had received more phone calls in opposition than ones supporting the conditional use permit. He stated he never had an idea that it would grow to be such a large issue.

Mr. Moody stated that he did not think they would be setting a precedence because they were only looking at this property. Any other application would have to rest on its own merit. He stated if the Board does not allow this family to expand it would not allow it to exist. He stated he could make an analogy as far as odor was concerned; it is like comparing an out house to a septic system. Technology is much better today. He stated he felt the Planning Commission had done their homework and the Board should go along with their recommendation to insure that the number one industry will continue to prosper.

Mr. Clay stated he was concerned about the rights of individuals. He said knew the odor was not always good in the country but he had lived on a farm all his life. He stated he hated to vote against what 200 people are opposed to; but he felt just as many spoke in support of the permit as the ones who were opposed.

Mr. Bracey stated he hoped that friends and neighbors could go back to being neighbors when this was all over.

Mr. Moody made a motion that C-93-5 be approved with the conditions as stated.

Mr. Knox reviewed the clarifications made to the conditions by the County Attorney.

1. Before any construction can begin a site plan must be submitted to the Planning Department for approval. This site plan will include a grading plan showing the current topography at two foot contours and the finished site also at two foot contours.

2. This conditional use permit shall be reviewed for compliance every five (5) years by the Planning Commission and shall expire at the end of ten (10) years unless renewed by the Planning Commission and the Board of Supervisors.

3. Feed lots, confinement areas, and waste storage areas, shall be located at least 2500 feet from any existing residence not located on the above referenced tax parcels or there shall be at least 100 feet of buffering zone with coniferous type tree plantings and other natural vegetation maintained between the property lines and the farm operation in the direction of such residences.

4. This operation must comply with all applicable state and federal regulations.

5. A copy of all state and federal permits must be on file with the Planning Department before a Certificate of Occupancy will be issued.

6. Plans for disposal of dead animals must be submitted to the Planning Department, Department of Animal Control, and the Animal Health Division of the Virginia Department of Agriculture's Consumer Services.

7. An erosion and sediment control plan for all land disturbing activities must be submitted and approved by the Planning Department. This will include a stormwater management plan which will include controls during the construction phase as well as during field operation of the facility.

8. No more than six hundred (600) sows or eight thousand two hundred (8200) total head will be allowed at this facility at any one time.

9. The existing old pit house must be cleaned and not used to house livestock after new growing houses are on line.

10. Inspections by county officials will be allowed during normal working hours provided the operator is apprised of the visit two (2) hours prior to said visit.

11. The lagoon system shall be filled to operational capacity before any discharge is made into it or chemicals shall be added to it to reduce the odor upon initial startup until operational capacity has been reached.

12. A secondary lagoon or a two (2) stage lagoon is to be part of the plan for flushing houses and all land application shall come from this secondary lagoon.

There being no second to the motion the Chairman called for the vote. Mr. Bracey, Mr. Haraway, Ms. Everett, voting "nay", Mr. Moody, Mr. Clay voting "aye", C-93-5, the request of Mr. & Mrs. E.M. and N.C. Winn for a conditional use permit to expand their existing hog farm located on Tax Parcels 58-45 and 58-51 which is situated at the intersection of Winnwood Lane and Hardiways Mill Road, was denied.

IN RE: REVIEW OF STREETLIGHT POLICY

The Interim County Administrator stated that as they requested the streetlight policy was placed on the agenda for discussion. She informed the Board that the policy the Board adopted on November 7, 1990 which was, "the Board established a policy for streetlights that within three (3) years, the County will phase out payment of bills for existing streetlights, not including fire departments and the rescue squad and other government locations now being paid for. Ms. Ralph explained that the County needs to have direction on how the Board wanted the phase out to be handled. Ms. Ralph stated that information had been presented to them previously concerning the funding alternatives for streetlights in the County which are establishing service districts or a homeowner's association.

The Interim County Administrator said she had met with Virginia Power Representatives and they had provided information on the location of the existing streetlights should the Board want to pursue the designation of service districts. An ordinance is required delineating the physical boundaries of the individual districts to allow the County to assess a yearly tax on the residents for maintenance and monthly bills.

The Interim County Administrator stated an option available to Virginia Power now is the ability to deal with Homeowner Associations for providing streetlights and billing for payment for the services. This would be a viable alternative for new subdivisions when the streetlights are taken over from the developer. Ms. Ralph told the Board that representatives from Virginia Power were present if they had any questions they wished to ask.

The following persons spoke on the streetlight issue:

1. Carl Marple stated he was opposed to discontinuing streetlight funding because of the question of safety.
2. Anne Scarborough stated she had lived with and without streetlights and that it was a matter of the budget; all the citizens needed to be treated equally and she favored discontinuing the funding.
3. Ronald Catron stated he felt he was paying for streetlights with the taxes he paid and felt the Board should reconsider the policy.
4. Ocille Beville spoke in support of funding streetlights.
5. Barbara Eubank stated the Rohoic Farms Civic Association opposes the policy adopted by Board.
6. Reverend Peter Jeffrey representing the residents of West Petersburg, stated they oppose the policy. He stated taxation will fall on people who are the least able to afford it. The crime would greatly increase if there were no streetlights and the County would have the expense of increasing police protection.
7. James Jones stated streetlights are greatly needed in West Petersburg.
8. Sallie Wallace stated she couldn't conceive of the idea to discontinue streetlights and asked the Board to rescind the policy.

9. Otis Henshaw told the Board it was a Federal law that the counties or cities have to pay for streetlights.

10. Margie Ingram asked the Board when the Darvills area was going to get something? She stated she had to pay for her own and she felt the rest of the citizens should have to do the same.

11. Robinette Nicholas stated she had two small children and lived in West Petersburg and they needed streetlights.

13. James McKenzie stated he lived in Stony Springs Subdivision and he was against cutting out lights.

14. Robert Stiff stated that it was a matter of safety and he paid taxes for services he did not receive while he was in the service. He felt the Board should rescind policy.

Mr. Haraway stated that the land where the streetlights are located has a higher assessment which pays for streetlights. Also, there would be an increase in crime if the streetlights are discontinued. He stated he felt the policy should be repealed.

Ms. Everett stated Neighborhood Watch Associations had been established for prevention of crimes and according to experience, lights were the greatest deterrent of crimes. She read a portion of the letter from Donald C. Tomczak, Jr. of Virginia Power where he stated, "most governmental entities that he was familiar with provide outdoor lighting where there is a necessity realizing that the benefits of lighting far outweigh the costs. Your Board may wish to poll their constituents on their feelings as to the benefits of lighting and consider extending the November 7, 1993 deadline to explore their options. The consequences of removing the lighting includes the potential for decreased personal safety, i.e., increased vehicle accidents, assaults, etc., and an increase in crimes against property. I would recommend that you have your County Attorney investigate any potential additional liability or legal ramifications that may be placed on the County with the removal of the lighting." She urged the Board to repeal the November 7, 1990 policy.

Mr. Bracey stated that the representation of a rural area is different than the representation in the northern area. Even though he had some lights in Stony Springs the majority of his area paid for their lights if they wanted them. He said that lights became a part of the budget cuts. He stated he paid for his lights. He said the County is different than it was thirty years ago and he felt service districts should be established. He asked the Board to establish service districts and be fair to all.

Mr. Moody stated he realized the northern end pays higher taxes through higher property values and he had not seen any studies done but do they require more services? He said Prince George and Chesterfield are the only counties in the whole area who pay for streetlights. The other ten or twelve counties do not fund streetlights. He said he did not want to discontinue lights to the people; he just wanted to be fair to everyone.

Mr. Clay stated he happened to be in a good spot; he had some of both in his district, the Town of McKenny and rural areas. He said he hated to see anyone lose their lights but a lot of people pay for their own lights. He stated the utility tax was on everyone's bill. He stated he would be willing to go along with some idea on funding, like service districts and go ahead with the payment of lights. He said he was concerned with the others which would not be grandfathered. He said some service districts or something needed to be established to help pay for the lights.

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

BE IT RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia that the policy adopted on November 7, 1990 is repealed; and

BE IT FURTHER RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia that the lights that are currently in use will be grandfathered and any new streetlights will have to be paid for by the subdivisions or through service districts.

The Interim County Administrator asked the Board for authorization to have the staff review the payment options for new requests and present a recommendation for their review and action. The Board agreed.

IN RE: RESOLUTION -- AFFORDABLE HOUSING AWARENESS MONTH

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

WHEREAS, decent, safe, and affordable housing is the cornerstone upon which our families and our communities are built; and

WHEREAS, substandard or deteriorating housing, inadequate plumbing, and overcrowding threaten the health and safety of Virginia's households and diminish the economic vitality of Virginia's communities; and

WHEREAS, those Virginians with special needs for accessibility or supportive services have additional difficulty finding adequate affordable housing; and

WHEREAS, the dream of decent affordable housing will only become a reality through the leadership and partnership of state and local governments, businesses and civic organizations;

THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia recognizes the month of October, 1993, as AFFORDABLE HOUSING AWARENESS MONTH.

IN RE: RESOLUTION -- UNFUNDED MANDATES

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

WHEREAS, according to the Joint Legislative Audit and Review Commission, Virginia's local governments are subject to 391 Federal and state mandates; and

WHEREAS, unfunded mandates on local governments have increased significantly in recent years; and

WHEREAS, federal and state mandates require cities, counties, and towns to perform duties without consideration of local circumstances or capacity; and

WHEREAS, in some cases mandates require local governments to redirect their priorities, to meet federal and state objectives rather than community objectives; and

WHEREAS, excessive federal and state regulations on local governments impose harsh pressures on local budgets, often requiring increases in local taxes and fees, and/or reduced local services for residents; and

WHEREAS, federal and state mandates too often are inflexible, one-size-fits-all requirements that impose unrealistic time frames and specify procedures or facilities where less costly alternatives might be just as effective; and

WHEREAS, existing mandates impose harsh pressures on local budgets, often requiring increases in local taxes; and

WHEREAS, the cumulative impact of these legislative and regulatory actions directly affect the citizens of our cities, counties and towns; and

WHEREAS, the Virginia Municipal League, the Virginia Association of Counties and the Virginia School Boards Association are working with localities, school boards and organizations across the nation to begin a public education campaign to help citizens understand and then reduce the burden and inflexibility of unfunded mandates, beginning with a National Unfunded Mandates Day on October 27, 1993;

NOW THEREFORE, BE IT RESOLVED THAT THE DINWIDDIE COUNTY BOARD OF SUPERVISORS endorses the efforts of the Virginia Municipal League, the Virginia Association of Counties and the Virginia School Boards Association and their national counterparts, and supports working with the national groups to fully inform our citizens about the impact of federal and state mandates on our governments and the pocketbooks of our citizens; and

BE IT FURTHER RESOLVED THAT THE DINWIDDIE COUNTY BOARD OF SUPERVISORS plans to redouble efforts to inform members of our Congressional and General Assembly delegations about the impact of federal and state mandates and plans to work with the delegations to reduce the burden of unfunded mandates on our citizens.

FINALLY BE IT FURTHER RESOLVED, THAT THE DINWIDDIE COUNTY BOARD OF SUPERVISORS proclaims October 27, 1993, to be "Unfunded Mandates Day in Dinwiddie County, Virginia," in observance of National Unfunded Mandates Day.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The Interim County Administrator advised the Board that the lagoon at Eastside School needs to be filled in. Mr. Jack Eubank, Director, Dinwiddie County Water Authority stated that everything has been done according to State Water Control Board procedures by the Water Authority and the only thing lacking now is getting the dirt to completely fill the hole and cover the area. He stated the Airport Authority has agreed to help by donating the dirt. The estimated cost is \$6,000.00 and it may be less.

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", an amount not to exceed \$6,000.00 is appropriated for the Dinwiddie County Water Authority to contract services to fill the lagoon with dirt at Eastside Elementary School.

2. The Interim County Administrator informed the Board that the county has a six month extension on the closure of the landfill which would have been effective October 8, 1993. This allows the continued use of the landfill until April 8, 1993.

3. The Interim County Administrator stated that she and Mr. Clay attended a regional meeting last week in Chesterfield. She said they felt this is a worthwhile effort on some of the major legislative issues because more can be accomplished by a combined effort. A reception for all the legislators in the Richmond/Tri-Cities area is planned for early December. She stated if there is a desire of the Board to continue with the local legislative meeting, she would need to know, because the staff would need to check calendars and get something lined up with the legislators as soon as possible.

Upon motion of Ms. Everett, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Interim County Administrator was authorized to set up a meeting with the local legislators to discuss legislative issues after the November 2, 1993 election.

4. The Dinwiddie Library Foundation is planning a raffle to raise money for their Building Fund. The prize is a Christmas doll, which is being contributed by one of their members. They asked for permission to display the doll in our Display Case in the Administration Building for a few weeks before Christmas. Ms. Ralph stated she explained that the case is for historical displays; however, since this is a fundraiser for the library and would not be a permanent display, she said she agreed to present the request to the Board for their consideration. The Board stated they had no problem with the display as recommended.

5. The Interim County Administrator informed the Board that the School Board is very interested in pursuing direct deposit for our employees. After meeting with Signet Bank, where we have the County's account, we feel that this service can be accomplished with minimal effort and cost to the County. We would like to pursue this further with our employees and be able to join the School Board to provide the service which now is planned for the beginning of the year. This will actually

cut down on the cost of processing a check in addition to reducing the number of checks we actually have to handle.

Upon motion of Mr. Haraway, seconded by Mr. Bracey, Mr. Bracey, Mr. Haraway, Mr. Moody, Ms. Everett, Mr. Clay voting "aye", the Interim County Administrator was authorized to pursue direct deposit in conjunction with the School Board.

6. The Interim County Administrator stated she had received a letter of appreciation from Weather's Auto expressing their gratitude for being a part of their open house.

7. Ms. Everett asked if Ms. Ralph had received information from the Appomattox Regional Library regarding a possible site for the new Rohoic Branch Library. Ms. Ralph explained she had a letter on her desk from Mr. Worley but she did not have all of the information on the site relocation and she would be getting back to them.

8. The Interim County Administrator informed the Board that they could now if they chose to, have some input into regulating cable TV rates. She stated she would like to talk further with them about it.

IN RE: BOARD MEMBER COMMENTS

1. Ms. Everett stated she went to John Tyler Community College's Founder's Day celebration yesterday and they had a fine program with some good representation.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Haraway, seconded by Mr. Moody, 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 12:15 A.M. A vote having been made and approved, the meeting reconvened into Open session at 12:30 A.M.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

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

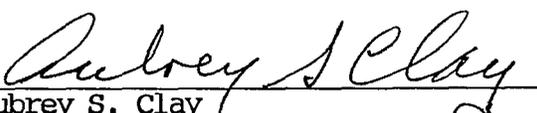
WHEREAS, the Board of Supervisors of Dinwiddie county convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

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 12:35 A.M. to be continued to October 8, 1993 at 5:30 P.M., at the Nottoway Restaurant for Executive Session for Personnel.

  
Aubrey S. Clay  
Chairman, Board of Supervisors

