

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 19TH DAY OF JANUARY, 1994, AT 2:00 P.M.

PRESENT: LEENORA EVERETT, CHAIR
DONALD L. HARAWAY, VICE-CHAIR
HARRISON A. MOODY
EDWARD A. BRACEY, JR.
AUBREY S. CLAY

ELECTION DISTRICT #3
ELECTION DISTRICT #2
ELECTION DISTRICT #1
ELECTION DISTRICT #4
ELECTION DISTRICT #5

DANIEL SIEGEL

COUNTY ATTORNEY

IN RE: PRESENTATION OF PLAQUE -- AUBREY S. CLAY

Ms. Everett presented Mr. Clay with a plaque for his service as Chairman to the Board in 1993.

IN RE: MINUTES

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, 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 January 5, 1994, Regular Meeting, are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, 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 #27317 thru #27445, (void checks #27316); General Fund - \$168,467.63; E911 - \$1,702.52; Self Insurance - \$20,853.35; CDBG - \$21,999.20; Capital Projects - \$103.99; Law Library - \$45.95; Fire Programs - \$2,846.10; Law Enforcement - \$519.33; Landfill Fund - \$1,235.00; for a total of \$347,976.70.

IN RE: CITIZEN COMMENTS

1. Phil Dean, representing Picture Lakes Associates, appeared before the Board and gave a brief update on the race track facility. Mr. Dean stated he felt the facility was one which the county could be proud of. He introduced Ken Kohrs from Denver, Colorado, as the manager of the facility, to the Board.

Mr. Kohrs extended an invitation not only to the Board but also to the public to take an on-site inspection as a group or anytime individually. He stated they were proud of the facility and wanted the county to be also.

IN RE: AMENDMENTS TO THE AGENDA

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

Defer: 10. Airport Authority Note to the February 2, 1994 meeting.
Add: Under Executive Session - 2. Legal (b) Winn Case
Add: Under 8. a. (1) Resolution

IN RE: ABIDCO WORK ACTIVITIES

Mr. Milton Hargrave, Business representative of ABIDCO for Dinwiddie County, gave a short history of how ABIDCO was started and presented Mr. Dennis Morris to the Board.

Mr. Denny Morris, Executive Director, ABIDCO, appeared before the Board and provided an update on ABIDCO's work activities.

IN RE: REPORT -- VIRGINIA DEPARTMENT OF TRANSPORTATION

Mr. Dale V. Goodman, Acting Resident Engineer, Virginia Department of Transportation, told the Board that since the last Board meeting the following complaints had been taken care of or were being worked on:

1. The overhanging trees on Rt. 613.
2. A district representative met with Rocky Branch Church people regarding the sign.
3. The request for ditches and pipes is being looked at.
4. The center lining and widening request for Rt. 623 has been sent to the engineering department in Richmond.

The Board had the following comments and requests:

1. Ms. Everett asked Mr. Goodman to please try and resolve the problem with the Rocky Branch Church sign.
2. Ms. Everett asked what the status of the "No Through Truck Sign" off Rt 226 and Franklin Street was. Mr. Harold Dyson stated the VDOT Central Office was preparing the paper work for the 30 day public comment period and then it would be approximately 45 days.
3. Ms. Everett stated about a year ago a reflectorized sign was requested to be installed at the entrance off U.S. #1 for the Administration Building. Mr. Goodman said he would check on it.
4. Mr. Clay asked if the State could sand the intersections on the country roads when we have ice and snow. Mr. Goodman replied that there was not enough sand stockpiled to get every intersection.
5. Mr. Bracey stated that at one time there were some road signs on Boydton Plank Road indicating the location of the Courthouse and that it would be very helpful to have them installed again.

IN RE: LETTER OF ENDORSEMENT -- HAROLD DYSON

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the County Administrator was authorized to send a letter of endorsement for Mr. Harold Dyson for the position of Resident Engineer, for the Counties of Dinwiddie and Prince George, to the Virginia Department of Transportation.

IN RE: COMMISSIONER OF THE REVENUE

Mrs. Deborah Marston, Commissioner of the Revenue, was not present.

The Board instructed Ms. Marston to get the Meals Tax Report to them right away and to deposit any outstanding checks which have not been deposited.

IN RE: TREASURER -- REPORT

Mr. William E. Jones provided his reports for the month of December, 1993.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T.O. Rainey, III, Commonwealth Attorney, told the Board he had nothing to report but would answer any questions they may have.

Ms. Everett asked if he knew how many litter citations are issued in the County. Mr. Rainey stated he did not know, but he would have the Clerk pull the information from the court docket.

IN RE: SHERIFF -- REPORT

No one was present to represent the Sheriff's Department. The Board was provided with the Sheriff Department's November 1993 monthly recap traffic summons report.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, provided his report for the month of December, 1993 and the annual report for 1993.

IN RE: ANIMAL WARDEN -- REPORT

Mr. John Mellick, Animal Warden, provided his reports for the month of December, 1993 and the 1993 annual report.

IN RE: ANIMAL CONTROL OFFICER COURSE -- MARY ELLISON

Mr. Mellick requested authorization to send Mary Ellison to Crater Justice Academy for the Basic Animal Control Officer Course, February 7-11, 1994 at Richard Bland College.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", Ms. Mary Ellison was authorized to attend the Basic Animal Control Officer Course, taught by Crater Justice Academy, February 7-11, 1994 at Richard Bland College.

IN RE: REQUEST TO CHANGE ANIMAL SHELTER OPERATION HOURS

Mr. John Mellick requested authorization to change the operation hours of the animal shelter to: Monday - Wednesday 9:00 A.M. - 1:00 P.M.
Thursday and Sunday - Closed
Friday and Saturday 9:00 A.M. - 1:00 P.M.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the Animal Control Officer was authorized to change the operation hours of the animal shelter as stated above.

IN RE: DIRECTOR OF PLANNING

Mr. Wayne P. Knox, Zoning Administrator, provided his report for the month of December, 1993.

1. Mr. Knox told the Board there are two roads in the county which have the same name, Oak Street, and it was causing some problems with the E911 and something needed to be done about the situation. He stated the dispatcher at the Sheriff's Department had received information from C&P regarding some corrections that needed to be made to the data base. Mr. Knox stated he had not received any notice at this point.

The Board requested that a representative from C&P be at the next day Board meeting.

IN RE: UPDATING HOUSE NUMBERING MAPS

Mr. Knox told the Board that the county house numbering maps have not been updated since 1991 and he would like authorization from the Board to hire Mr. Raymond Birdsong for 500 hours to update the maps.

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the Planning Department was authorized to hire Mr. Raymond Birdsong for 500 hours to update the house numbering maps for the County.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, gave the Board a brief overview of the Energy Assistance Program which is fully funded by Federal Funds.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Dr. Thomas Gaul, School Board, Superintendent, told the Board that the School Board had received word from the Regional Head Start Office in Philadelphia that Dinwiddie has been approved for a Head Start grant. This funding will allow us to serve approximately 54 under-privileged four-year-olds, add materials and supplies, and hire staff members. This amount of the Federal funding is \$323,000 for 1993-94, which includes

start-up funds in the amount of \$131,000 and approximately \$240,000 each year after that.

Dr. Gaul stated everyone is concerned that federal programs like Head Start may entangle us in red tape and end up costing us lots of local money. He stated that regardless of when and where federal money is cut, we will cut services.

Dr. Gaul asked the Board to accept the funds for the Head Start Program.

The Board asked several questions concerning the present Junior Kindergarten program, the local match required, and the space needed for the program.

Dr. Gaul responded that the Junior Kindergarten would not decrease as a result of the Head Start program. There is a 20% county match which would be done as an in-kind match (time Ms. McLeod spends on program, the use of county buses, etc.). AME Zion has 3 classrooms to rent at a reasonable cost for this program.

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the School Board was authorized to accept the Head Start Program Funds of \$273,000.

Mr. Bracey stated that when the Federal Funds are cut, the County will not provide local funds to continue the Head Start Program. He also stated he was concerned about the \$20,000 in-kind match.

IN RE: RESOLUTION -- DELINQUENCY PREVENTION AND YOUTH DEVELOPMENT ACT GRANT

Ms. Diane Galbreath, Office on Youth and Community Services, stated the budget submitted by Governor Wilder on December 20th did not include funding for the Delinquency Prevention and Youth Development Act grant. This was a cut made by the Director of the Department of Youth and Family Services (source of grant) when state departments were asked to make major budget cuts. This removal from the state budget threatens the existence of 50 Offices on Youth across Virginia.

Although Youth Commissions and citizens are making a concerted effort to encourage the reinstatement of these funds, we hope that our Board of Supervisors will show their support for the prevention work that has been done in Dinwiddie County by adopting the enclosed resolution. Ms. Galbreath asked that the Resolution be sent to Governor Allen, the Secretary of Public safety and the legislators which serve Dinwiddie County.

Youth crime is an increasing public concern. Without adequate funding of prevention, the cost of intervention and treatment will continue to skyrocket. Prevention programs need to be strengthened, not eliminated.

Ms. Galbreath stated she hoped the Board agreed that the money spent for the services of the Youth Commission and the Office on Youth has been well spent. She stated that they have used very limited fiscal resources coupled with the human energy of hundreds of Dinwiddie citizens to provide creative prevention programs since 1982. She requested the Board adopt the resolution.

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

WHEREAS, the Board of Supervisors of Dinwiddie County is committed to identifying, developing, coordinating and delivering to youth such services in this community that will foster wholesome youth development and the prevention of juvenile delinquency; and

WHEREAS, the Board of Supervisors of Dinwiddie has established the Dinwiddie Youth Commission and the Office of Youth Services to assess and plan for youth needs in the County and to coordinate existing services and provide other services to meet identified needs; and

WHEREAS, the Board of Supervisors of Dinwiddie County has been the recipient of funding authorized under the Virginia Delinquency Prevention; and Youth Development Act and administered by the Department of Youth and Family Services for the above-mentioned purposes; and

WHEREAS, it has become apparent that Delinquency Prevention and Youth Development Act funds may not be included in the FY 94-96 biennium budget of the Commonwealth of Virginia;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County supports the continuation of Delinquency Prevention and Youth Development Act funds in the FY 1994-96 biennium budget of the Commonwealth of Virginia; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the Governor of the Commonwealth, Secretary of Public Safety, Director of the Department of Youth and Family Services and Dinwiddie's delegation to the General Assembly.

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Tony Rinaldi, Recreation Director, submitted the progress report for the month of December, 1993.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

Mr. David W. Nichols, Public Safety Officer, provided his reports for the month of December, 1993.

The Chair requested a yearly report on the number of fire calls each fire department made.

The County Administrator stated effective February 1, 1994 the Dinwiddie Rescue Squad will be scheduling the paid personnel's work schedule.

IN RE: DINWIDDIE COUNTY EMERGENCY RESPONSE PLAN

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the Dinwiddie County Emergency Response Plan was adopted as presented by the Public Safety Director.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, provided his December, 1993 monthly report.

1. Jason Funnell gave an update on the Co-composting facility. He stated the permit was issued as of last week with some contingencies. He said they will begin co-composting immediately. Mr. Funnell stated they were discussing the purchase of sludge with Petersburg and they would need another source for it also. A piece of equipment has purchased that will increase the productivity of the spreader floor. Mr. Funnell stated the road into the facility was so deteriorated due to the bad weather that another one had to be constructed. The asphalt will be done in the spring.

IN RE: BOND RESOLUTION FOR \$495,000

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

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia (the "Board"), has determined that Dinwiddie County (the "County") has an immediate need for certain vehicles, equipment and other personal property (the "Property") and to make improvements to and repair certain fixtures and systems relating to real property owned by the County and/or the School Board of the County (the "Improvements"); and

WHEREAS, there has been presented to the Board a plan for lease financing of the acquisition, installation and construction of the Property and Improvements involving issuance of lease revenue bonds by the Industrial Development Authority of Dinwiddie County, Virginia

(the "Authority") which would not create debt of the County for purposes of the Virginia Constitution; and

WHEREAS, there have been presented to this meeting drafts of the following documents (collectively, the "Documents") in connection with the transactions described above, copies of which shall be filed with the records of the Board.

(a) A Lease Agreement between the Authority and the Board conveying to the County a leasehold interest in the Property and Improvements (the "Lease Agreement");

(b) A Trust Agreement between the Authority and a corporate trustee to be designated as set forth below (the "Trustee"), pursuant to which the Bonds (as defined below) are to be issued, which is to be acknowledged and consented to by the Board (the "Trust Agreement"); and

(c) An Assignment Agreement between the Authority and the Trustee, assigning to the Trustee certain of the Authority's rights under the Lease Agreement, which is to be acknowledged and consented to by the Board (the "Assignment Agreement");

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

1. The following plan for financing the acquisition, installation and construction of the Property and Improvements for the County as described in the preambles above is hereby approved. The Authority will be requested to issue its lease revenue bonds in the maximum amount of \$495,000 (the "Bonds") and to use the proceeds therefrom to finance the acquisition, installation and construction of the Property and Improvements. The Authority will acquire, install and construct the Property and Improvements and lease the same to the County pursuant to the Lease Agreement between the Authority and the County. The Authority will also enter into the Trust Agreement with a corporate trustee (to be designated by the Chair or Vice Chairman of the Board), pursuant to which the Bonds will be issued, which is to be acknowledged and consented to by the Board. The Authority will also enter into the Assignment Agreement between the Trustee, which is to be acknowledged and consented to by the Board. The Authority will be requested to lease the Property and Improvements to the County under a "triple net lease" for the term of the Bonds at a rent sufficient to pay interest and principal due on the Bonds all pursuant to the Lease Agreement. The obligation of the Authority to pay principal and interest on the Bonds will be limited to rent payments received from the County. The obligation of the County to pay rent will be subject to the Board making annual appropriations for such purpose. The Bonds will be secured by an assignment of the Lease Agreement and rents to a trustee for the benefit of the bondholders and may be additionally secured by a first lien security interest in the Property. If the County exercises its right not to appropriate money for rent payments, the Trustee may terminate the Lease Agreement or otherwise take possession of the Property.

2. The Board has requested and received proposals from an underwriter to purchase the Bonds from the Authority and make a public offering of the Bonds. On the basis of such proposals, the Board has selected CKC Capital Markets, a Division of Carter Kaplan & Company as underwriter (the "Underwriter") for the Bonds, and the Authority is hereby requested to designate it as such.

3. The Chair or Vice Chairman of the Board, either of whom may act, is hereby authorized and directed to execute and deliver the Lease Agreement.

4. The Chair or Vice Chairman of the Board, either of whom may act, is hereby authorized and directed to acknowledge and consent to the provisions of the Trust Agreement, the Assignment Agreement and any security agreement or other instruments executed by the Authority for the purpose of creating and perfecting a security interest in the Property in favor of the Trustee for the benefit of the Holders of the Bonds.

5. The Documents shall be in substantially the forms submitted to this meeting, which are hereby approved, with such completions, omissions, insertions and changes as may be approved by the officer executing them,

his execution to constitute conclusive evidence of his approval of any such completions, omissions, insertions, and changes.

6. The Property and Improvements are hereby declared to be essential to the efficient operation of the County, and the Board anticipates that the Property and Improvements will continue to be essential to the operation of the County during the term of the Lease Agreement. The Board, while recognizing that it is not empowered to make any binding commitment to make appropriations beyond the current fiscal year, hereby states its intent to make annual appropriations in future fiscal years in amounts sufficient to make all payments under the Lease Agreement and hereby recommends that future Boards of Supervisors do likewise during the term of the Lease Agreement.

7. The Chair or Vice Chairman of the Board, the County administrator, the County Treasurer and all other officers of the County are hereby authorized and directed to work with representatives of the Authority, the County Attorney, Bond Counsel, and CKC Capital Kaplan & Company as the Underwriter to perform all services and prepare all documentation necessary to bring the Bonds to market, including without limitation, final forms of the Documents.

8. The County covenants that it shall not take or omit to take any action the taking or omission of which will cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended, including regulations issued pursuant thereto (the "Code"), or otherwise cause interest on the Bonds to be includable in the gross income for Federal income tax purposes of the registered owners thereof under existing law. Without limiting the generality of the foregoing, the County shall comply with any provision of law that may require the County at any time to rebate to the United States any part of the earnings derived from the investment of the gross proceeds of the Bonds.

9. The County covenants that it shall not permit the proceeds of the Bonds to be used in any manner that would result in (a) 10% or more of such proceeds being used in a trade or business carried on by any person other than a governmental unit, as provided in Section 141(b) of the Code, provided that no more than 5% of such proceeds may be used in a trade or business unrelated to the County's use of the Property and Improvements, (b) 5% or more of such proceeds being used with respect to any "output facility" (other than a facility for the furnishing of water), within the meaning of Section 141(b)(4) of the Code, or (c) 5% or more of such proceeds being used directly or indirectly to make or finance loans to any persons other than a governmental unit, as provided in section 141(c) of the Code; provided, however, that if the County receives an opinion of nationally recognized bond counsel that any such covenants need not be complied with prevent the interest on the Bonds from being includable in the gross income for Federal income tax purposes of the registered owners thereof under existing law, the County need not comply with such covenants.

10. The Board hereby consents to Sands, Anderson, Marks & Miller, P.C., Richmond, Virginia serving as counsel to the Underwriter, the Authority and the County as well as bond counsel.

11. All other acts of the Chair or Vice Chairman of the Board and other officers of the County that are in conformity with the purposes and intent of this resolution and in furtherance of the plan of financing, the issuance and sale of the Bonds and the acquisition, installation and construction of the Property and Improvements are hereby approved and ratified.

12. This resolution shall take effect immediately.

IN RE: APPOINTMENTS -- DINWIDDIE COUNTY INDUSTRIAL AND DEVELOPMENT AUTHORITY

Mr. Bracey nominated Mr. John Scarborough for reappointment to the Dinwiddie County Industrial and Development Authority. Mr. Clay nominated Mr. Charles Johnson for reappointment to the Dinwiddie County Industrial and Development Authority. Mr. Clay made the motion to close the nominations. Mr. Moody seconded the motion; Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye".

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

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. John Scarborough and Mr. Charles Johnson are hereby reappointed to the Dinwiddie County Industrial and Development Authority for a term of four years, expiring January 31, 1998.

IN RE: APPOINTMENTS -- DINWIDDIE COUNTY AIRPORT AUTHORITY

Mr. Bracey nominated Mr. Thomas Hooker for reappointment to the Dinwiddie County Airport Authority. Mr. Haraway nominated Mr. Roland Specter for reappointment to the Dinwiddie County Airport Authority. Mr. Clay made the motion to close the nominations. Mr. Bracey seconded the motion; Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye".

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

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Mr. Thomas Hooker and Mr. Roland Specter are hereby reappointed to the Dinwiddie County Airport Authority for a term of three years, expiring January 31, 1997.

IN RE: APPOINTMENT -- DISABILITY SERVICES BOARD

Mr. Moody nominated Ms. Peggy McElveen for reappointment to the Disabilities Services Board. Mr. Bracey seconded the motion. Mr. Clay made the motion to close the nominations. Mr. Haraway seconded the motion; Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye".

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

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Ms. McElveen is hereby reappointed to the Disabilities Services Board for a term of three years, expiring January 31, 1997.

IN RE: TREASURER'S ACCOUNTABILITY STATEMENT

The County Administrator requested authorization to run the Treasurer's Accountability Statement in the Monitor.

Upon motion of Mr. Clay, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the Treasurer was authorized to run the Treasurer's Accountability Statement in the Monitor Newspaper, Wednesday, January 26, 1994.

IN RE: RESOLUTION -- REQUEST TO AMEND THE VACO'S BY-LAWS

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

WHEREAS, most Virginia political subdivisions have long since adopted elections laws which elect office holders by specific districts in lieu of being "at-large" representatives; and

WHEREAS, the Virginia Association of Counties elects its regional representatives by votes cast by all member counties regardless of the region in which they are located; and

WHEREAS, there are large urban counties which have more votes than entire regions in other parts of the Commonwealth; and

WHEREAS, this procedure has the potential to enable a single county to cancel the unanimous decision of a particular region to be represented by its own choice;

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia offers an amendment, in accordance with Article

XVII, to the By-laws of the Virginia Association of Counties to rectify this inequity;

BE IT FURTHER RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia offers the following language to replace Article IX, Section 2, of the By-laws of the Virginia Association of Counties to read:

Section 2. Composition and Election. The Board of Directors shall consist of the President, The President-Elect, the First Vice-President, the Second Vice-President, the Secretary-Treasurer, the Immediate Past, the three next most recent Virginia Association of Counties past-presidents who currently hold office as elected Virginia county supervisors, and twenty-two members elected on a "one person - one vote" basis from the member counties located within the region that Board of Directors member will represent. The Board of Directors shall designate one member of the Board who is not an officer to represent the Association on the Board of Directors of the National Association of Counties.

BE IT FURTHER RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia urges other member counties of the Virginia Association of Counties to pass a similar resolution to ensure that local regions are represented by their preferred candidate as opposed to an individual elected by the membership at large.

IN RE: COUNTY ADMINISTRATOR COMMENTS

The County Administrator informed the Board of the following:

1. A representative of Robinson, Farmer and Cox Associates will be present at the February 2, 1994 meeting to review the FY 93 audit report.
2. The proposed budget preparation calendar for FY 95 was included in the packets for your review.
3. The VACO/VML Legislative Day is scheduled for February 17, 1994 from 5:30 P.M. to 7:30 P.M. at the Richmond Marriott. The cost is \$25.00 per person.
4. The Virginia School Board Association Conference is scheduled for January 21, 1994 at the Richmond Marriott. The cost is \$95 per person.

Upon motion of Mr. Bracey, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the Assistant County Administrator was authorized to attend the School Board Association Conference, January 21, 1994 at the Richmond Marriott at the cost of \$95.

5. The Assistant County Administrator asked for the Board's direction on the RFP for the County Buildings. She stated the County will be closing soon on the Courthouse property and if they so choose all of the buildings could be included in the RFP.

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Haraway, Ms. Everett, voting "aye", Mr. Bracey, voting "nay", the County Administrator was authorized to advertise the Request for Proposals to include the Social Services Building, Courthouse, Administration Building, and the Mall Building.

6. Mr. Jack Eubank told the Board the Water Authority had closed on the 38 1/2 acres for the Wastewater Treatment Plant behind Central State Hospital. The cost of the property was \$148,000. Completion is expected in two years around April 1997.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) (1) Personnel - 1. Discussion of Salaries/Annual Leave 2. Prospective Candidates - Employment ; Section 2.1-344(a) (6) Investment of Funds - 1. Water and Sewer Projects; Section 2.1-344(a) (7) Legal - 1. Co-Composting Facility

Contract; Section 2.1-344(a) and (3) Acquisition of Real Property - 1. Farm Credit Building 2. Dinwiddie Industrial Park; the Board moved into Executive Session at 4:57 p.m. A vote having been made and approved, the meeting reconvened into Open session at 7:50 p.m.

IN RE: CERTIFICATION OF EXECUTIVE MEETING

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, 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: AUTHORIZATION TO ADVERTISE -- TRUCK DRIVER II POSITION
-- LANDFILL

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the Director of Sanitation was authorized to advertise for the position of Truck Driver II for the Landfill.

IN RE: INTERIM CONTRACT -- CO-COMPOSTING FACILITY

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the County Attorney was authorized to draft an interim contract with Va Bio-Fuels Inc. for operation of the County Landfill.

IN RE: RESOLUTION -- GRADE AND WITH-IN GRADE CHANGES

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

WHEREAS, the Board of Supervisors adopted a revised classification and pay plan in December 4, 1992; and

WHEREAS, at the time of adoption the placement of certain individuals on this scale at the recommended levels was held to a minimum increase to be reviewed again at a later date; and

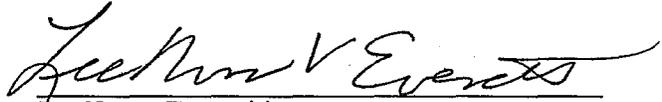
WHEREAS, the Board has reviewed these positions along with other positions occupied by individuals with a long career of service to the County and/or a significant increase in knowledge and responsibilities;

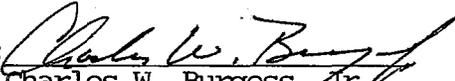
NOW THEREFORE BE IT RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia that the following grade and with-in grade changes are approved effective December 1, 1993:

1. Environmental Services Crew Supervisor - Grade 5B2 to Grade 7A
2. Chief Animal Control Officer - Grade 9A2 to Grade 9C
3. Secretary II - Building Inspector - Grade 6D1 to Grade 6E
4. Fiscal Officer- Grade 15A1 to Grade 15B
5. Assistant County Administrator - Grade 18A1 to Grade 18C

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Ms. Everett, voting "aye", the meeting adjourned at 8:05 P.M., to be continued to February 2, 1994 at 1:00 P.M. for Executive Session Section 2.1-344(a) (1) Personnel - 1. Prospective Candidates - Employment, at the Pamplin Administration Building and Section 2.1-344(a) (6) Investment of Funds - 1. Water and Sewer Projects.


LeeNora Everett
Chair, Board of Supervisors

ATTEST: 
Charles W. Burgess, Jr.
County Administrator