

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD
IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION
BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 19TH DAY OF
OCTOBER, 1994, AT 2:00 P.M.

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

IN RE: MINUTES

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes for the October 3, 1994 Special Meeting, October 5, 1994 Continuation Meeting, and October 5, 1994 Regular Meeting are hereby approved with corrections to the October 5, 1994 Regular Meeting, IN RE: Transfer of Funds - Meals Tax To School Construction Fund.

IN RE: AMENDMENTS TO AGENDA

Upon motion of Mr. Moody, seconded Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the agenda was amended as follows:

Add, 11.(c) - Executive Session, Section 2.1-344(a) (5)
Discussion of Industrial Prospects.

IN RE: CLAIMS

Upon motion of Mr. Haraway, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. 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 # 31033 - #31180 (void #31032); General Fund \$200,946.73; E911 Fund \$1,412.00; Self Insurance \$25,129.04; for a total of \$227,487.77.

IN RE: CITIZEN COMMENTS

1. Robert Cook, Colonial Heights, VA, came before the Board and stated that he was there representing the Colonial Heights Jaycees. He asked the Board to point him in the right direction for support or contact information to start a Dinwiddie Jaycees Chapter. The Jaycees are set up for 21 to 39 year old individuals to help with personal, community and management development.

Mr. Bracey stated that he thought that Dinwiddie had a Chapter here some time ago.

Mr. Bill Jones, Treasurer, came forward and stated that he and Mr. Steve Beville, Dinwiddie County Interim Animal Warden, were Charter members of the original Dinwiddie County Jaycees back in 1975. It split up after about three years. Dinwiddie has been approached several times since then about starting it up again.

Mrs. Everett suggested that Robert Cook leave his name and phone number with the Board. She also suggested that Mr. Cook contact the editor of The Dinwiddie Monitor, Scott Brockwell, and talk to him about his efforts to start a Chapter here in Dinwiddie and see if Mr. Brockwell would be interested in helping out through the newspaper.

2. Andrew Helm, 22711 Cox Road, Petersburg, VA, came before the Board and stated that he owns a historic piece of property that is on the Virginia Landmark Register/National Register of Historic Places. Unfortunately it is in close proximity of the Airport and Airpark Drive. He has spoken to Mr. Burgess about the testing of race cars that goes on on Airpark Drive. He also stated that Geith Incorporated plays a radio from 7:00 a.m. to 7:00 p.m., six days a week, which makes it very unpleasant to live next to.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION -- REPORT

Ronald Reekes, Resident Engineer, Virginia Department of Transportation, came before the Board and stated that he did not have any thing to present but would be glad to answer any of the Board's questions.

1. Mr. Bracey stated that a few months ago Mr. Reekes told Mr. Bracey that it was impossible to put a four way stop at Flatfoot and Old Stage Road because it did not meet certain criteria. Mr. Bracey would like in writing from the VA Department of Transportation why this particular intersection didn't meet the criteria.

2. Mrs. Everett stated that the signs on Ford Avenue that say "No Outlet" are greatly appreciated.

The Board was notified by Jack Osborne that the Commonwealth Transportation Board has approved restriction of trucks on Franklin and Sunset and that the signs have gone up. The Board is very pleased with this.

Mrs. Everett had a call from Dana Mengel, 23523 Cox Road. Mrs. Mengel advised Mrs. Everett that she was very concerned about the dump truck traffic on Route 226 and their excessive speeds. On September 28th a tire came off a truck and hit Mrs. Mengel's house and she and others feel that the 55 mph speed limit is too excessive. Mrs. Everett would like a letter sent to Tarmac asking them to again remind their drivers to use Route 460 as opposed to using Route 226.

Mrs. Everett had another call this morning from Mrs. Jones, who is from the Piney Beach area. There used to be a paved road that led into the small development that she lives in. A bridge was redone in their development and it caused their paved access road to be turned into a gravel road. The citizens in the development are not happy about their access road turning into a gravel road.

Mrs. Everett has noticed a lot of mowing in the northern end of the County that has been done in preparation of winter and she stated that it looks very nice.

3. Mr. Moody stated that he asked Mr. Reekes a few months ago about a speed study on Route 613 where Route 642 intersects it. Mr. Reekes stated that they have looked into it and the department would like to lower the speed there and they are making arrangements to do this hopefully by the spring.

IN RE: COMMISSIONER OF REVENUE -- REPORT

Mrs. Deborah Marston, Commissioner of Revenue, requested that she be able to speak at a later time.

IN RE: TREASURER -- REPORT

Mr. William E. Jones submitted his reports for the month of September, 1994.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T.O. Rainey, Commonwealth Attorney, was not present.

IN RE: SHERIFF -- REPORT

Mr. Bennie M. Heath, Sheriff, was not present.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne H. Abernathy, Building Inspector, was not present due to the fact that he had been with the Board all day touring the County and he had some inspections that had to be taken care of.

Mr. Abernathy had submitted his report for the month of September, 1994 with the Board's material.

IN RE: ANIMAL WARDEN -- REPORT

Mr. Steve Beville, Interim Animal Warden, presented his report for the month of September, 1994.

IN RE: LIVESTOCK CLAIM -- CATHY SIMMS

Mr. Steve Beville, Interim Animal Warden, stated that on September 23, 1994 some stray dogs attacked and killed Mrs. Cathy Simms Heretick Laying Hen and Southside Stockyard Nanny Goat, for a total value of \$38.00.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the livestock claim from Cathy Simms, for one Heretick Laying Hen and one Southside Stockyard Nanny Goat in the amount of \$38.00 is approved.

IN RE: DIRECTOR OF PLANNING -- REPORT

Mr. Wayne Knox, Director of Planning, presented his report for the month of September, 1994 and gave additional information about issues that were not in his report.

1. A workshop will take place on October 24, 1994 at 7:30 p.m. to discuss goals and objectives of the Comprehensive Plan.

2. A workshop will take place on October 26, 1994 at 7:30 p.m. for the "Right to Farm". This workshop will be the first of a series that are coming up.

3. The Indoor Plumbing Program has started and the Department is sifting through applications at this time to decide who in the County is in the greatest need.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, presented her annual report for 1993 - 1994.

Mrs. McElveen stated that this was her third year with the Department and she feels that she has learned a lot. She feels confident to say that she has an excellent department but that the salary of staff members really concerns her. The salaries of her staff members are considerably lower than other professionals in the area as well as across the State. Mrs. McElveen stated that she does not feel that salary compensations are the direct responsibility of the Board but she feels that any support they could give would be helpful. She suggested that there could be more appropriate ranges within the compensation schedule, provide merit increases and continue to provide cost of living increases.

Mrs. Everett agreed that Social Services does have an excellent staff and the Board feels that the Department has an excellent Director.

IN RE: APPROPRIATION OF ADDITIONAL FUNDS RECEIVED FOR DAY CARE

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that \$22,604.00 received for Day Care Services be appropriated for the Department of Social Services use.

IN RE: SUPERINTENDENT OF SCHOOLS --- REPORT

Dr. Thomas H. Gaul, School Superintendent, was present and had a few issues that he wanted to bring before the Board.

1. Dr. Gaul and the Architects are finishing additions to the final report and once they have finished he will forward them to the Board for their review and suggestions. Dr. Gaul will have the Architect's present at the November 2, 1994 meeting to provide a presentation of that report.

Mr. Bracey wanted to know how long the Architects presentation would be and how detailed it would be. Dr. Gaul stated that whatever the Board wanted is what they would accommodate. Mr. Bracey stated that he was worried about the length of the presentation because the 2nd is a night meeting and if there were several things on the agenda it would make for a long evening and he wanted to be attentive.

Mrs. Everett stated that the Board will be willing to accept anything the Architects have to present on November 2, 1994 and then on that night they will decide on a day and time to have the workshop.

IN RE: SCHOOL BOARD -- REAPPROPRIATION OF SURPLUS FUNDS

Dr. Gaul requested that \$142,000.00 be re-appropriated from the surplus funds from the 1993-1994 budget year to go towards the repair of the track across from Dinwiddie County High School and the tennis courts at the High School and Rohoic Elementary.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that \$142,000.00 be appropriated from the surplus funds from the 1993-1994 School Board budget to go towards the repair of the track across from Dinwiddie County High School and repair the tennis courts at the High School and Rohoic Elementary.

IN RE: RECREATION --- REPORT

Mr. Tony S. Rinaldi, Recreation Director, presented his report for the month of September, 1994.

IN RE: REQUEST AUTHORIZATION TO SOLICIT PROPOSALS FOR LIGHTING AND FENCING AT DINWIDDIE ELEMENTARY

Mr. Rinaldi met with Dr. Gaul at the Board's request about the project behind Dinwiddie Elementary as far as lighting and fencing. Dr. Gaul indicated that the School Board would be willing to split these costs 50/50.

Dr. Richard Butterworth, 13410 Courthouse Road and Charles Hawkins, 13603 White Oak Road, spoke in favor of the above referenced renovations being done at Dinwiddie Elementary's ball field.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, the Recreation Department was authorized to advertise for proposals for the lighting and fencing at Dinwiddie Elementary's ball field.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

Mr. David W. Nichols, Public Safety Officer, presented his report for the month of September, 1994.

Extract

Extract

IN RE: BUILDING REPAIR BIDS FOR DINWIDDIE VOLUNTEER FIRE COMPANY

The following bids for repair and paint to trim, soffits, and replacement of a door frame for Dinwiddie Volunteer Fire Department were presented:

B & J Enterprises	\$980.00
Brinkman Construction	\$5,300.00
N. W. Stamos Construction Co.	\$4,800.00

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, the bid from B & J Enterprises for \$980.00 to repair and paint some trim, soffits, and replacement of a door frame for Dinwiddie Volunteer Fire Department is accepted.

IN RE: NEW FIRE TRUCK PROPOSALS FOR FORD VOLUNTEER FIRE COMPANY

The following proposals on the budgeted pumper/tanker for Ford Volunteer Fire Department were presented:

Pierce	\$211,389.00
Quality	\$216,136.00
Emergency One	\$217,194.00
Seagrave	\$222,390.00

The Apparatus Committee from Ford Volunteer Fire Department ranked the proposal presented by Pierce Manufacturing as No. 1. Through negotiations and minor deletions of items, the price was reduced to \$200,982.00. The Committee requested that the Board accept the proposal offered by Pierce Manufacturing.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the proposal from Pierce Manufacturing is accepted with a further recommendation of financing to be recommended by Charles W. Burgess, Jr., County Administrator.

IN RE: SELF CONTAINED BREATHING APPARATUS -- FUNDING

Mr. David Nichols, Public Safety Officer, stated that the County Fire Departments are still in need of self contained breathing apparatuses. He presented to the Board a price quote from MSA, locally known as Fire Protection Equipment Company, of \$1,355.00 per unit if we purchased 50 now or split the purchase 25/25 and retain this price.

Dayton Garrett, Ford Volunteer Fire Department, came forward and stated that all the departments in the County set up a Committee to investigate the need of the self contained breathing apparatuses. He would like for the Board to consider the purchase of these because they are in such great need.

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

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, will postpone taking action about purchasing self contained breathing apparatuses for the County's fire departments until the November 2, 1994 Board meeting when funding options can be presented.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, appeared before the Board but did not have a report to present.

Mr. King stated that everything at the landfill was going well and about everyday they were ahead of schedule.

IN RE: REQUEST FOR PERMIT FOR LICENSED HAULER

Mr. Denny King advised the Board that he had been contacted by George D. Pack about starting a refuse collection business in the County. He had surveyed 100 citizens in the northern section of the County and found that there was a need for such a service.

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

Extract
BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that George D. Pack be granted a permit to operate his own refuse collection business here in the County contingent upon submitting a bond payable to the County in the amount of five hundred dollars (\$500.00) for each vehicle and obtaining a permit from the Commissioner of Revenue for each vehicle to be used for the removal or transporting of refuse.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Dan Siegel, County Attorney, was present and had nothing to present to the Board at this time.

IN RE: REAL AND PERSONAL PROPERTY INSURANCE -- AWARD OF CONTRACT

The following bids for Real and Personal Property Insurance were presented:

1. Fireman's Fund Insurance Company - Bulifant Insurance Center

Deductibles:	COUNTY & SCHOOLS COMBINED:	COUNTY SEPARATE:	SCHOOLS SEPARATE:
\$25,000	\$27,892.00	NO BID	NO BID
\$50,000	\$25,567.00	NO BID	NO BID

Boiler & Machinery: Property Damage Limit - \$10,000,000
Deductible - \$25,000
Annual Premium: \$2,937.00

2. Great American Insurance Company - Manry-Rawls Corporation

Deductibles:	COUNTY & SCHOOLS COMBINED:	COUNTY SEPARATE:	SCHOOLS SEPARATE:
\$25,000	\$30,432.00	\$3,928.00	\$26,504.00
\$50,000	\$28,555.00	\$3,666.00	\$24,899.00

Boiler & Machinery: No Bid

Extract
Mrs. Wendy Weber Ralph, Assistant County Administrator, recommended Fireman's Fund Insurance Company - Bulifant Insurance Center because they were the low bid. She stated that the budget allowed for \$34,000 in premiums for Real and Personal Property Insurance. She suggested that the County add the option of Boiler & Machinery Coverage due to the fact that the County has a lot of old boilers and it would be a wise addition. The total premium would come out to be \$30,829.00 and be effective November 1, 1994.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Fireman's Fund Insurance Company - Bulifant Insurance

Center proposal be accepted for Real and Personal Property Insurance effective November 1, 1994 at a cost to the County of \$30,829.00.

IN RE: PRINCESS POCAHONTAS WEEK

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, the following resolution was adopted:

PRINCESS POCAHONTAS WEEK

WHEREAS, Pocahontas, Daughter of Chief Powhatan, befriended the early settlers, and protected the Colony from starvation and destruction by Indian attacks; and

WHEREAS, Pocahontas is credited with saving the life of Captain John Smith, when he was captured and brought to her father's village on the North side of the Pamunkey (later York) River at Werowocomoco; and

WHEREAS, Gloucester County will proudly celebrate the "Saviour of the Colonists", Princess Pocahontas, during the week of November 14, through November 19, 1994 and has invited all localities to join in the celebration;

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, declares the week of November 14, through November 19, 1994 as Princess Pocahontas Week in honor of Princess Pocahontas, Saviour of the Colonists.

Extract

IN RE: REPRESENTATIVE FOR ANNUAL MEETING OF THE VIRGINIA ASSOCIATION OF COUNTIES

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Dan Siegel, County Attorney is designated to be the County's representative at the annual meeting of the Virginia Association of Counties and cast a proxy vote(s) for the County.

IN RE: VIRGINIA ASSOCIATION OF COUNTIES REQUEST TO ENDORSE CONSTITUTIONAL AMENDMENT 2

Charles W. Burgess, Jr., County Administrator, presented a request from the Virginia Association of Counties which seeks the Board's support of Constitutional Amendment 2. It will appear on the ballot on November 8, 1994, at which time the citizens will be voting whether or not to support it. The Amendment pertains to conflicts that exist between Virginia's Constitution and Federal Law for maintenance of Voter Registration List's.

Mrs. Betty Jeter, County Registrar, appeared before the Board and stated that she could not advise the Board how to vote or whether to endorse it but she wanted to discuss some of the ramifications. Her main concern is if the Amendment is not adopted there will be additional costs to the localities.

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Bracey voting "nay", Mr. Moody, Mr. Clay, Mr. Haraway, Mrs. Everett voting "aye", the motion passed with four "ayes" and one "nay",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the following resolution is adopted:

WHEREAS, Virginia's Constitution requires that voter lists be automatically purged of people who have not voted in four years; and

WHEREAS, Virginia also requires that applications to register to vote be completed in front of the registrar; and

IN RE: BOARD MEMBER COMMENTS

1. Mr. Bracey stated that he was very impressed with Ford Volunteer Fire Department. He commended the members for having the County's best financial interest in mind when selecting various things for their organization. Their presentation to the Board was very well done.

2. Mrs. Everett stated that she attended the Foster Grandparent 22nd Anniversary Recognition Program at Fort Lee and Mable Graves of Dinwiddie County who has served as a Grandparent to the Adolescence Unit for Central State Hospital was recognized for 22 years of Service with the Program and still going strong. Mrs. Everett commended her for all her service.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a)1 - Discussion of employment, salaries, disciplining of public officers, appointees, or employees of any public body; Section 2.1-344(a)7 - Consultation with legal counsel - Landfill operation; Section 2.1-344(a)5 - Discussion of Industrial Prospects; the Board moved into Executive Session at 5:00 P.M., following a five minute recess. A vote having been made and approved the meeting reconvened into Open Session at 6:26 P.M.

IN RE: CERTIFICATION

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the following 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 excepted from open 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: AMENDMENTS TO MINUTES -- OCTOBER 5, 1994 REGULAR MEETING

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the October 5, 1994 minutes be amended as follows:

IN RE: Case Determination -- P-94-3 -- Delta Oil
Add Conditions

IN RE: Case Determination -- C-94-7 -- Parker Oil
Add Conditions

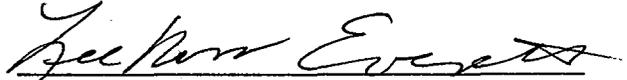
IN RE: ACTION TO PROTECT ESCROW ACCOUNT -- LEASE REVENUE BONDS
FOR LANDFILL CLOSURE AND MATERIALS RECOVERY AND
CO-COMPOSTING PROJECTS

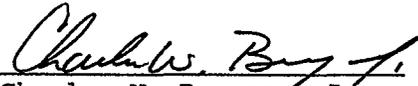
Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the County Attorney is authorized to take the necessary legal action to protect the County's interest in the Escrow Account for the Lease Revenue Bonds for

the Landfill Closure and Materials Recovery and Co-Composting Facility Projects.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mrs. Everett voting "aye", the meeting adjourned at 6:30 P.M. to be continued until 5:00 P.M. on November 2, 1994 at the Home Place Restaurant for an Executive Session.


LeeNora Everett
Chair, Board of Supervisors

ATTEST: 
Charles W. Burgess, Jr.
County Administrator

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