

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 1ST DAY OF FEBRUARY, 1995, AT 3:00 P.M.

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

DAN SIEGEL COUNTY ATTORNEY

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mr. Clay, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) 6-Investment of Public Funds, Section 2.1-344(a) 7-Consultation with Legal Counsel; the Board moved into Executive Session at 3:00 P.M. A vote having been made and approved the meeting reconvened into Open Session at 4:50 P.M.

IN RE: CERTIFICATION

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway 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: RESOLUTION RELATING TO CLAIMS RELATING TO LANDFILL CLAIMS AND LAWSUIT -- AGREEMENT TO WAIVE AND TOLL

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

BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County (the "County") hereby authorizes the County Administrator of the County to execute and deliver on behalf of the County, an Agreement to Waive and Toll the Statutes of Limitation and Repose among the County, the Industrial Development Authority of Dinwiddie County, Virginia (the "Authority"), Signet Trust Company as Trustee for holders of the Authority's \$3,000,000 Solid Waste Disposal Equipment Revenue Bonds (Virginia Bio-Fuel Corporation Project) Series 1993 (the "Equipment Bonds") and the Chairman of the Bondholders Committee of the Equipment Bonds as presented to the Board of Supervisors of the County at this meeting.

IN RE: RESOLUTION RELATING TO CLAIMS RELATING TO LANDFILL CLAIMS AND LAWSUIT -- AMENDED BILL OF COMPLAINT

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

Extract

Extract

BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County (the "County") hereby authorizes and directs the County Attorney to file on behalf of the County an Amended Bill of Complaint and Application for Declaratory Judgment, Specific Performance and Injunction relating to the lawsuit entitled "County of Dinwiddie, Virginia et al vs. Virginia Bio-Fuel Corporation, et al." in the Circuit Court of the County of Dinwiddie as presented to the Board of Supervisors of the County at this meeting and authorizes and directs the County Administrator of the County to execute an affidavit relating to the same.

THE CHAIRMAN CALLED FOR A RECESS AT 5:05 P.M. AND THE MEETING MOVED TO THE HOME PLACE RESTAURANT, DINWIDDIE COUNTY, VIRGINIA.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway 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) 3-Acquisition or use of real property for public purpose; the Board moved into Executive Session at 5:20 P.M. A vote having been made and approved the meeting reconvened into Open Session at 6:55 P.M.

IN RE: CERTIFICATION

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Bracey, Mrs. Everett, Mr. Haraway 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: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway voting "aye", the meeting adjourned at 7:00 P.M.


Donald L. Haraway
Chair, Board of Supervisors

ATTEST: 
Charles W. Burgess, Jr.
County Administrator

/rle