

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 15TH DAY OF FEBRUARY, 1995, AT 2:00 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, JR. ELECTION DISTRICT #4
LEENORA EVERETT ELECTION DISTRICT #3
DAN SIEGEL COUNTY ATTORNEY

IN RE: MINUTES

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes for the February 1, 1995 Continuation meeting, and the minutes for the February 1, 1995 Regular meeting are hereby approved in their entirety; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Resolutions presented at the February 1, 1995 Regular meeting for the Certification Committee and the Resolutions of Recognition for Brenda Denny Spain, and James T. Davis, are hereby adopted, retroactive to February 1, 1995.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway 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 #32678 - #32847 for General Fund \$264,659.02, E911 \$1,211.99, Self Insurance \$1,864.50, CDBG \$8,500.00, Courthouse \$20,969.54, Landfill Funds \$7,425.00, Jail Phone Commission \$161.40 for a total of \$304,791.45.

IN RE: CITIZEN COMMENTS

Mr. Haraway opened the floor for citizen comments and asked that each person please limit their comments to 3 minutes.

1. Fred Sahl, 5815 Trinity Road, Church Road, VA 23833. He came before the Board and stated that he was prepared to submit to the Board a request under the Freedom of Information Act in relation to getting a performance schedule of debt service to retirement for projected CIP Program. He wants to know what the impact on the tax rate will be with the CIP Program being passed.

2. Joy Bowman, 6219 Boydton Plank Road, Petersburg, VA 23803. She came before the Board and passed out copies of correspondence between her and Mrs. Deborah Marston, Commissioner of the Revenue. She stated that she has been trying to work out some problems with her business license for her horse business and work out the assessment on some of her property and she is not getting any cooperation from Debbie Marston, Commissioner of the Revenue. She feels that Mrs. Marston's office has discriminated against her business most unfairly. She understands that there is really nothing that the Board can do because Mrs. Marston is an elected official but she did state that she was taking the matter to the Circuit Court because she could not get any cooperation from Mrs. Marston.

After some discussion between the Board, they decided that they would discuss the matter with Mrs. Marston in Executive Session after the Regular Meeting.

3. Bobby Bowman, 6219 Boydton Plank Road, Petersburg, VA 23803. He came before the Board and reiterated what his wife said, that the treatment from the Commissioner of the Revenue, Mrs. Marston was unfair. He stated that Mrs. Marston did not even have the correct documents to assess property. He also stated that he has not gotten any cooperation from several department heads. He would like to see the Board give the County Administrator more power to run the County like a business. On another note, he stated that he was also very concerned over the wastewater treatment plant. He feels that we can go to Petersburg and use there plant opposed to building our own.

Mrs. Everett responded to Mr. Bowman's response about the wastewater treatment plant. She stated that the reason the County was looking into building there own facility was because Petersburg does not want us continue to use there facility after our contract expires.

4. Anne Scarborough, P.O. Box 415, Dinwiddie, VA 23841. She came before the Board and encouraged them to go outside of the School Board to hire a "Clerk of the Works" to handle the CIP Program. She feels that the person they hire should have experience with this particular issue. They shouldn't hire someone that knows nothing about renovating or constructing schools. She wanted a few questions answered by Dr. Thomas Gaul, School Superintendent, which are as follows: 1. What was the warranty on the new roof that was put on the Middle School five years ago. 2. What was the cost of the new roof. 3. Why wasn't the contractor that put the new roof on contacted as soon as it started leaking. 4. Is anyone seeking reimbursement for the new roof since it is already so badly damaged from leakage problems only five years after it was put on.

Mrs. Everett stated that she was told that the roof was not an entire new roof it was a patched roof. She asked Mr. Burgess to look into the matter because there is a big difference between a patched roof and a new roof.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION -- REPORT

Mr. Ronald Reekes, Resident Engineer, did not have anything to present but did state that they have conducted some initial studies about the truck traffic on Route 226 and they are still doing some.

IN RE: COMMISSIONER OF REVENUE -- REPORT

Mrs. Deborah M. Marston, Commissioner of Revenue, did not have anything to present but did want to address an issue that was brought up during the Citizen Comment period. She welcomed the Board to come to her office to see how she actually runs it. She stated that the form that is used to assess miscellaneous farm buildings, that was received from Blue Ridge Appraisal Company, is their form that they use state wide during general reassessments. It is not just used in Dinwiddie County. The form is used as a guide and a guide only to use in a locality to assess during the general reassessment; it does not address the specifics of a structure; it is just a general guide.

IN RE: TREASURER -- REPORT

Mr. William E. Jones, Treasurer, presented his report for this month of January, 1995.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T.O. Rainey, Commonwealth Attorney, was present but did not have anything to report.

IN RE: SHERIFF -- REPORT

Mr. Lynn Spain, Deputy, was present for Bennie M. Heath but did not have anything to report.

IN RE: BUILDING INSPECTOR -- REPORT

Mr. Dwayne Abernathy, Building Inspector, presented his report for the month of January, 1995. He also presented to the Board a yearly report for 1993 and 1994.

Mr. Bracey wanted to know if there was a way to find out how many children will be coming into the school system with all of the proposed subdivisions that are in the process of being developed. Mr. Abernathy stated that they really don't have a way of finding out because most of the houses in the subdivisions are built and then sold. So when all the permits are being done in his office a family does not own it yet; the contractor does. He stated that he would do anything possible to find out if he could.

IN RE: ANIMAL WARDEN -- REPORT

Mr. Steve Beville, Animal Warden, presented his report for the month of January, 1995.

IN RE: LIVESTOCK CLAIM -- SPENCER DICKENS

Mr. Steve Beville, Animal Warden, stated that on January 10, 1995 some stray dogs attacked and killed Mr. Dickens' 30 Laying Hens, for a total of \$112.50.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the livestock claim for Spencer Dickens, for 30 Laying Hens in the amount of \$112.50 is approved.

IN RE: DIRECTOR OF PLANNING -- REPORT

Mr. Wayne Knox, Director of Planning, presented his report for the month of January, 1995.

IN RE: RESOLUTION TO ACCEPT THREE STREETS INTO THE STATE HIGHWAY SYSTEM

Mr. Wayne Knox, Director of Planning, stated that Creek Road, Creek Circle and Creek Lane in the Mount Pleasant Subdivision need to be accepted into the State Highway System. He also stated that all three are cul-de-sacs off of Route 226.

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

WHEREAS, Creek Road, Creek Circle and Creek Lane described on form SR-5(A), Proposed Additions to the Secondary System of State Highways, fully incorporated herein by reference, are shown on plats dated 12/03/91, recorded in Deed Book 14, Page 179-180 in the Clerk's Office of the Circuit Court of Dinwiddie County, and

WHEREAS, the Resident Engineer for the Department of Transportation has advised the Dinwiddie County Board of Supervisors that Creek Road, Creek Circle and Creek Lane meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation,

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia, requests the Virginia Department of Transportation to add Creek Road, Creek Circle and Creek Lane described on the Attached Addition Form SR-5(A) to the Secondary System of State Highways, pursuant to Section 33.1-229, Code of Virginia, and the Department's Subdivision Street Requirements, and

BE IT FURTHER RESOLVED, that the Board of Supervisors of Dinwiddie, County, Virginia, guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, fills, and drainage, and

Extract

Extract

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

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy McElveen, Director of Social Services, did not have anything to present but did want to discuss several issues.

She thanked everyone for all their help in getting some much needed repairs done in her office.

She stated that the General Assembly has restored some of their funding that Governor Allen had originally taken out of the budget. She hopes that the funding will remain because it will help their budget tremendously. She also stated that they had gotten approved for some FEMA Funding which will be somewhere around \$16,000.00 for emergency assistance programs. They have not received it yet but when they do she will come back before the Board and ask them to appropriate it.

The Christmas Sharing Program asked Mrs. McElveen to give the Board a report on how this past Christmas Season went. She stated that it helped 249 families for a total of 700 people. Through their marketing of the idea over \$6,000.00 was collected. There were a total of 75 volunteers who provided many need resources to help the Christmas Sharing Program. Since some of the donations are received after the Christmas season they decided to do a Christmas throughout the year.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Ray Watson, Assistant to the Superintendent for Finance and Technology, came before the Board and stated that Dr. Gaul, School Superintendent was unable to be present.

Mr. Watson stated that in reference to Mr. Bracey's question about growth in the County, the School Board used to take a census but it was done away with a couple years ago but they are asking that it to be done again starting next year.

Mr. Watson thanked the Board again for their full support of the CIP Project. He also stated that they are working diligently to get the Project going.

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Tony S. Rinaldi, Recreation Director, presented his report for the month of January, 1995.

He also stated that the Recreation Department was having their Open House on Saturday, February 18, 1995 in the Extension Office from 1:00 P.M. to 3:00 P.M. He invited the Board and the citizens to attend.

IN RE: PUBLIC SAFETY DIRECTOR -- REPORT

Mr. David Nichols, Public Safety Officer, presented his report for the month of January, 1995.

IN RE: AWARD OF BID - HAZARDOUS MATERIALS EQUIPMENT TRAILER

Mr. Nichols presented the following bids that were submitted for a Hazardous Materials Equipment Trailer:

Colonial Rental	\$2,960.00
Colonial Heights	
D. C. Trailer Sales	\$2,495.00
Dinwiddie	
Mid-Atlantic Trailer Sales	\$2,697.00
Mechanicsville	

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the bid submitted by D. C. Trailer Sales in the amount of \$2,495.00 for a Hazardous Materials Equipment Trailer is accepted and will be stationed at Dinwiddie Company 1.

IN RE: FORD VOLUNTEER FIRE DEPARTMENT -- TRUCK REPAIR

Mr. Nichols, stated that Ford Volunteer Fire Department has a 1984 Fire Truck and last week they had some problems with it. It was put in the shop and Pruitt's Equipment Repair and Sales estimated that the work that needed to be done would cost around \$3,500.00.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the estimate submitted by Pruitt's Equipment Repair and Sales is accepted and funds are appropriated from the Capital Improvements category within the Fire Department Budget for the repairs as requested by the Ford Volunteer Fire Department.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Denny King, Director of Waste Management, presented his report for the month of January, 1995.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Dan Siegel, County Attorney, was present but did not have anything to present at this time.

IN RE: APPOINTMENT - DINWIDDIE INDUSTRIAL DEVELOPMENT AUTHORITY

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Oscar Edwards, be appointed to replace Louis Blazek on the Dinwiddie County Industrial Development Authority for a four year term, expiring February 5, 1999.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. Mr. Burgess stated that Montoro & Associates submitted their contract for audit services for current and future fiscal years. He is not asking that the Board approve the contract today because he feels some more discussion needs to take place between the Board and Montoro and Associates before approval.

Mr. Haraway stated that the price increase that Montoro & Associates is requesting is questionable. It is not normal procedure for a price increase to be requested at this point in the year.

Mr. Clay feels that the 15% increase that they are requesting is too much.

2. Mr. Burgess stated that the School Board is preparing their budget to present to the Board and they need to schedule a time to have a joint session between the two Boards to discuss their budget.

After some discussion, the Board decided to have their joint session with the School Board on Monday, January 27, 1995 at 7:00 P.M.

IN RE: COUNTY ATTORNEY DRAFT CONTRACT TO PURCHASE NEW AMBULANCE

Mr. Charles Burgess, County Administrator, stated that the contract that was submitted by Fire-Rescue Vehicles for the purchase of the new ambulance needed some work and he wanted authorization for the County Attorney to draft an appropriate one.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the County Attorney is authorized to draft a contract for the County to purchase the new ambulance from Fire-Rescue Vehicles.

IN RE: FORD VOLUNTEER FIRE DEPARTMENT / PURCHASE
OF EQUIPMENT FOR THE FIRST RESPONSE PROGRAM

Mr. Burgess stated that Ford Volunteer Fire Department is requesting assistance in purchasing equipment for the First Response Program. The amount of the Funds requested is \$750.00.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Ford Volunteer Fire Department be appropriated \$750.00 from the General Fund to purchase equipment for the First Response Program.

IN RE: BOARD MEMBER COMMENTS

1. Mrs. Everett stated that a representative needed to be appointed to meet with the committee that was devised to support Fort Pickett for the upcoming military base closing proceedings.

After some discussion, Mr. Moody volunteered to be the County's representative.

2. Mr. Bracey stated that he and Mr. Burgess went with the BRAC Commission to Washington D.C. to listen to talks about putting Fort Lee on the list of military base closings. He stated that it would be about a month before they would know anything.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Bracey, 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) 5-Discussion concerning a prospective business or industry where no previous announcement has been made; Section 2.1-344(a) 7-Consultation with legal counsel; the Board moved into Executive Session at 3:50 P.M. At 5:00 P.M., the Board moved to the Homeplace Restaurant and returned to the Pamplin Administration Building at 6:30 P.M. A vote having been made and approved the meeting reconvened into Open Session at 7:16 P.M.

IN RE: REJECTION OF BIDS SUBMITTED FOR CO-COMPOSTING FACILITY

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that all bids received for the evaluation of the co-composting facility be rejected.

IN RE: FORMATION OF DINWIDDIE EMS COUNCIL

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the County Administrator facilitate the formation of a Dinwiddie EMS Council to set up by-laws with a representative from Dinwiddie Volunteer Rescue Squad and Namozine Fire Company and Dinwiddie EMS.

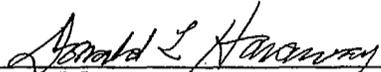
BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that there be citizen representation on the council and that all participants in the First Response Program also be represented.

IN RE: WORKSHOP WITH THE PLANNING COMMISSION -- RIGHT TO FARM

The Board of Supervisors held a joint work session with the Planning Commission at 7:30 P.M. in the Extension Office to discuss the proposed Right To Farm ordinance. A second public hearing will be held March 1, 1995 at 7:30 P.M.

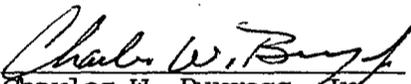
IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Clay, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway voting "aye", the meeting adjourned at 9:45 P.M. to be continued until February 27, 1995 at 7:00 P.M. for a joint work session with the School Board to discuss the School Budget for FY 95-96.



Donald L. Haraway
Chair, Board of Supervisors

ATTEST:



Charles W. Burgess, Jr.
County Administrator

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