

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 20TH DAY OF
DECEMBER, 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
	DANIEL SIEGEL	COUNTY ATTORNEY

IN RE: AMENDMENTS TO AGENDA

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

Add, 13. Executive Session - Sec. 2.1-344(a) 7-Consultation with legal counsel.

IN RE: MINUTES

Upon motion of Mr. Clay, 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 December 6, 1995 Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

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 the following claims are approved and funds appropriated for same using check #36860-#37101 (void #36859) for Accounts Payable and Payroll in the amount of \$304,677.24; General Fund \$204,631.39, E911 Fund \$1,638.00, Self Insurance Fund \$32,177.50, Law Library \$677.46, CDBG Fund \$12,145.00, Capital Projects \$53,407.89; and funds were appropriated for Payroll in the amount of \$256,477.32.

IN RE: CITIZEN COMMENTS

1. Robert Ragsdale, Boydton Plank Road, Dinwiddie, VA. He came before the Board and stated that he had two trucks bought in 1990 and the Commissioner of Revenue is only taxing him on one of them. He has gone to her every year since the problem started and every year she says she will correct it and never does. He asked the Board for their help in correcting the problem.

2. John Fraser, Bain Road, Stony Creek, VA. He came before the Board and spoke on the lack of the County having an Extension Agent. He wanted to know when the Board was planning on advertising for the position so that they could get someone in there.

After some discussion between the Board and Administration the Board requested Administration to draw up a job description for an Extension Agent and be ready for some action by the Board at the January 3rd meeting.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION -- REPORT

Mr. Ronald Reekes, Resident Engineer, Virginia Department of Transportation, was not present.

Mrs. Wendy Weber Ralph, Ass't County Administrator, stated that she was concerned about the notice that the County was getting in

reference to bridges closing which causes detours. She stated that they have only been giving the County about two day notices and it really concerns her.

After some discussion between the Board and Administration the Board requested Administration to draw up a letter to Highway Department expressing the Board's displeasure with their poor planning.

IN RE: COMMISSIONER OF REVENUE -- REPORT

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

IN RE: TREASURER -- REPORT

Mr. William E. Jones, Treasurer presented his report for the month of November, 1995.

IN RE: APPROVAL OF VEHICLE & DOG LICENSE AGENTS & LOCATION

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway voting "aye", the following list for Vehicle License Agents & Locations was approved:

Namozine Volunteer Fire Department	Larry Maitland
Reams Ruritan Club	Van Miller
Wilson-Hebron-Ford Ruritan Club	Fred Sahl
Wallace Supermarket	Robert Wallace

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway voting "aye", the following list for Dog License Agents & Locations was approved:

Country Hardware & Garden Shop	George Williams
Reams Ruritan Club	Van Miller
Classics Supermarket	Louis Dowdy
Bolsters Store	Mike Barnes
Wallace Supermarket	Robert Wallace

Upon motion of Mrs. Everett, 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 Van Miller be added to the Surety Bond at the Clerk's Office to authorize him to sell Vehicle Licenses.

IN RE: DISCUSSION -- BANK SERVICES CONTRACT

Mr. William E. Jones, stated that at the October 4, 1995 Board meeting the Board approved the County to go into a contract negotiation with the Bank of Southside of Virginia to provide the County with banking services contingent on the direct deposit hook-up. Mr. Jones stated that as of this date a contract has not been signed with the Bank of Southside because there are some problems with the direct deposit hook-up. He asked the Board how they felt about setting a deadline, for maybe the next Board Meeting, to look at the County's other options for Banking Services if the Bank of Southside has not hooked-up the direct deposit.

After some discussion between the Board they decided not to set a deadline at this time but did ask for an update at the next Board Meeting.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

Mr. T.O. Rainey, III, Commonwealth Attorney, came before the Board and stated that he was available to answer any questions that the Board may have.

Mrs. Everett asked Mr. Rainey if the County had any obligation to divert traffic off of the interstate in the event of a big accident. There was a big accident on the interstate the night before and the traffic was backed up for miles and people waited at a dead standstill for hours.

Mr. Rainey stated that the State Troopers had an obligation to the Interstate but if the Troopers could not get there the County would come in.

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 at the meeting but submitted his report for the month of November, 1995 prior to the meeting.

IN RE: ANIMAL WARDEN -- REPORT

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

Mr. Bracey stated that he was concerned over the fact that his neighbor has a Pitbull and it keeps coming into his yard and he wanted to know if the County had something in the ordinance about those type animals because of the fact that they are known to be vicious. He wanted to know if he had to file a complaint to remove that dog from the neighborhood.

After some discussion between the Board they asked Mr. Beville to look into an ordinance addressing vicious animals, such as Rotweilers and Pitbulls.

IN RE: DIRECTOR OF PLANNING -- REPORT

Mr. W.C. Scheid, Director of Planning, presented his report for the month of November, 1995.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy M. McElveen, Director of Social Services, presented her report for the month of November, 1995.

IN RE: APPROPRIATION OF FUNDS -- FEDERAL CHILD DAY CARE BLOCK GRANT

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 Federal Day Care Block Grant allocation of \$25,393.00 was accepted and the funds appropriated to the Social Services Department.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Mrs. Troilen Seward, Director of Student Services, came before the Board and stated that Dr. Gaul was not available to come to the meeting so she stated that she was filling in for him. She also stated that Dr. Gaul's last day with the School Board would be January 15, 1996 and her appointment of Interim Superintendent of Schools would not be effective until January 16, 1996. They have everything in place for her and they are on track so that they will have a smooth transition when Dr. Gaul leaves.

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Anthony S. Rinaldi, Recreation Director, presented his report for the month of November, 1995.

Mr. Rinaldi requested that he be allowed to purchase 60 tons of brick dust for the fields at the Middle School which would be in the amount of \$2,700.00.

After some discussion between the Board they asked Mr. Rinaldi to seek bids to put top soil on the fields opposed to putting brick dust.

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Mrs. Anne Scarborough, Boydton Plank Road, Dinwiddie, VA asked to speak in reference to Mr. Rinaldi's request. She stated that all departments should be treated the same, because when other departments request to purchase things the Board asks if the item was budgeted for and just as they say that it is the Board approves it. She did not feel that it was fair because Mr. Rinaldi had budgeted for this item and is being told that he cannot purchase it.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Dennis E. King, Director of Waste Management, presented his report for the month of November, 1995.

IN RE: DEPUTY EMERGENCY SERVICES COORDINATOR -- REPORT

Mrs. Dawn Titmus, Deputy Emergency Services Coordinator, was not present at the meeting but submitted her report for the month of November, 1995 prior to the meeting.

IN RE: REIMBURSEMENT RESOLUTION -- ADMINISTRATION BUILDING ROOF

Mr. Daniel Siegel, County Attorney brought to the attention of the Board Members a proposed form of reimbursement Resolution concerning the new roof on the Administration Building.

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

RESOLUTION OF THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA DECLARING ITS INTENTION TO REIMBURSE ITSELF FROM THE PROCEEDS OF ONE OR MORE TAX-EXEMPT FINANCINGS FOR CERTAIN EXPENDITURES MADE AND/OR TO BE MADE IN CONNECTION WITH THE REPAIR AND INSTALLATION OF A ROOF ON THE DINWIDDIE COUNTY ADMINISTRATION BUILDING

WHEREAS, the County of Dinwiddie, Virginia (the "Issuer") is a political subdivision organized and existing under the laws of the Commonwealth of Virginia; and

WHEREAS, the Issuer has paid, beginning no earlier than October 22, 1995, and will pay, on and after the date hereof, certain expenditures (the "Expenditures") in connection with the repair and installation of a roof on the Dinwiddie County Administration Building (the "Project"); and

WHEREAS, the Board of Supervisors of the Issuer (the "Board") has determined that those moneys previously advanced no more than 60 days prior to the date hereof and to be advanced on and after the date hereof to pay the Expenditures are available only for a temporary period and it is necessary to reimburse the Issuer for the Expenditures from the proceeds of one or more issues of tax-exempt bonds (the "Bonds");

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

Section 1. The Board hereby declares the Issuer's intent to reimburse the Issuer with the proceeds of the Bonds for the Expenditures with respect to the Project made on and after October 22, 1995, which date is no more than 60 days prior to the date hereof. The Issuer reasonably expects on the date hereof that it will reimburse the Expenditures with the proceeds of the Bonds.

Section 2. Each Expenditures was and will be either (a) of a type properly chargeable to capital account under general federal income tax principles (determined in each case as of the date of the Expenditures), (b) a cost of issuance with respect to the Bonds, (c) a nonrecurring item that is not customarily payable from current revenues, or (d) a grant to a party that is not related to or an agent of the Issuer so long as such grant does not impose any obligation or condition (directly or indirectly) to repay any amount to or for the benefit of the Issuer.

Section 3. The maximum principal amount of the Bonds expected to be issued for the Project is \$78,900.

Section 4. The Issuer will make a reimbursement allocation, which is a written allocation by the Issuer that evidences the Issuer's use of proceeds of the Bonds to reimburse an Expenditure, no later than 18 months after the later of the date on which the Expenditure is paid or the Project is placed in Service or abandoned, but in no event more than three years after the date on which the Expenditure is paid. The Issuer recognizes that exceptions are available for certain "preliminary expenditures," costs of issuance, certain de minimis amount, expenditures by "small issues" (based on the year of issuance and not the year of expenditure) and expenditures for construction projects of at least 5 years.

Section 5. This resolution shall take effect immediately upon its passage.

PASSED AND ADOPTED THIS 20th day of December, 1995.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Daniel Siegel, County Attorney, went over with the Board interest rates for Lease/Revenue Bonds/Notes for the Courts Complex and School Improvements.

IN RE: PRESENTATION OF 1994-95 AUDIT

John Montoro, Montoro and Associates, came before the Board and reviewed his findings in reference to the 1994-95 audit.

Mr. Bracey asked if Department Heads could give the Board a written response in reference to the management letter from Mr. Montoro.

After some discussion between the Board they decided that Department Heads will give the Board a written response in reference to the management letter and then the Board sit down with the Department Heads and discuss it with them.

IN RE: ISTE A IV GRANT REQUEST FOR PAMPLIN PARK CIVIL WAR SITE -- PUBLIC HEARING

This being the time and place as advertised in the Dinwiddie Monitor on December 6, 1995 and December 13, 1995, for the Board of Supervisors to solicit comments regarding a grant application that is being submitted for Intermodal Surface Transportation Efficiency Act (ISTEA) funds from the Virginia Department of Transportation.

Mrs. Wendy Weber Ralph, Ass't County Administrator, came before the Board and stated that the grant application is to establish a project to highlight Pamplin Park Civil War Site as one of the Civil War sights in a statewide program entitled "Virginia's Civil War Trail". Also included in the grant proposal is a request for funding from the Lee's Retreat Consortium to reprint the existing brochures for Lee's Retreat. She stated that Jerry Wooten, from Pamplin Park was present to answer any questions that the Board may have.

Mr. Wooten came before the Board and went over what the grant would pay for and how it would work.

Mr. Haraway opened the floor for citizen comment.

No one signed up to speak.

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

WHEREAS, in accordance with the Commonwealth Transportation Board construction allocation procedures, it is necessary that a request by resolution be received from the local government or state agency in order

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that the Virginia Department of Transportation program an enhancement project in Dinwiddie County;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia hereby requests the Commonwealth Transportation Board to establish a project to highlight Pamplin Park Civil War Site as one of the Civil War sites in a statewide program entitled "Virginia's Civil War Trail"; and

BE IT FURTHER RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia hereby agrees to pay up to \$3,600, which is 20 percent of the total costs for planning and design, right of way, and construction of this site, said 20 percent local share is being held in escrow by Pamplin Park Civil War Site for such purpose; and

BE IT FURTHER RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia requests the Commonwealth Transportation Board to establish a project to include the reprinting of the brochures for the existing Lee's Retreat route; and

BE IT FURTHER RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia agrees to pay up to \$4,000, which is 20% of the total cost for reprinting the brochures, which 20% is being provided by the Virginia's Retreat Consortium in its FY 96-97 budget; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that if Dinwiddie County subsequently elects to cancel this project, Dinwiddie County hereby agrees to reimburse the Virginia Department of Transportation for the total amount of the costs expended by the Department through the date the Department is notified of such cancellation.

IN RE: AUTHORIZATION TO ADVERTISE FOR PUBLIC HEARING -- RESOLUTION CREATING SOUTHSIDE REGIONAL SEWERAGE AUTHORITY

Mr. Charles W. Burgess, Jr., stated that he was seeking the Board's authorization to advertise for a public hearing for the purpose of the adoption of a resolution that would create a sewerage authority under the Virginia Water and Sewer Authorities Act. The proposed localities are the Cities of Petersburg and Colonial Heights, as well as the Counties of Chesterfield, Prince George and Dinwiddie. All of the localities are planning for their own public hearings on the adoption of this resolution and everyone should have conducted their public hearing by mid February. He requested that our public hearing be scheduled for February 7, 1996.

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 Administration is authorized to advertise for a public hearing on February 7, 1995 to consider passing a resolution creating the Southside Regional Sewerage Authority.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. Charles W. Burgess, Jr., County Administrator stated that he wanted to know if the Board had any Legislative priorities that they wanted staff to draft and get to our Legislative Representatives for the upcoming General Assembly Session.

Mrs. Everett stated that she wanted staff to ask for some reinstated funding for the Virginia Extension Service.

Mr. Haraway stated that he has a real problem with the jump in the number of mobile homes that has come into the County. He encouraged an amendment to our code to put our County on a level playing field with other localities. He feels that our County is receiving a much larger number than other surrounding Counties.

Mr. Haraway asked if any of the Board members would be opposed to staff drafting a letter to our Legislators expressing their wish that the language that was adopted regarding manufactured housing be repealed.

All of the Board members stated that they did not oppose the drafting of the letter.

Mr. Bracey stated that he wanted to know what our local representatives voted for and against at the end of the General Assembly Sessions.

2. Mrs. Everett stated that she noticed that Mr. Samuel Shands, our new Sheriff as of January 1, 1996, was present and she wanted to know if he wanted to come forward to say a few words.

Mr. Shands came forward and said a few words.

3. Mr. Burgess requested the Board's approval to attend the Economic Development Conference to be held in Richmond at the Omni Hotel January 31st and February 1st.

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

Extract
BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Mr. Charles W. Burgess, Jr., County Administrator is authorized to attend the Economic Development Conference on January 31st and February 1st at the Omni Hotel.

4. Mrs. Wendy Weber Ralph, Ass't County Administrator, stated that the well drilling at the Jail was conducted Saturday, December 16th and from an eye view point and a smell view point things look good. The labs test are still out and they are not positive yet that there is no problem with that sight until the test comes back in. She also stated that she would have an update for the Board as soon as it comes back in.

IN RE: BOARD MEMBER COMMENTS

All the Board members expressed how much they enjoyed working with Mr. Haraway and that they felt that he did a good job while he was on the Board.

Mr. Haraway thanked the Board Members and staff for all of their help during his four year term on the Board and wished Mr. Mike Tickle good luck on the next four years.

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) 7-Consultation with legal counsel; the Board moved into Executive Session at 4:20 P.M. following a five minutes recess. A vote having been made and approved the meeting reconvened into Open Session at 5:17 P.M.

IN RE: CERTIFICATION

Upon motion 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 exempted 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: REQUEST FOR PROPOSALS -- LANDFILL CLOSURE

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 Administration is authorized to send out Request for Proposals for Engineering Services for the completion of the closure of the Landfill.

Extract

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 5:25 p.m.

Donald L. Haraway
Chair, Board of Supervisors

ATTEST: Charles W. Burgess, Jr.
Charles W. Burgess, Jr.
County Administrator

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