

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 17TH DAY OF APRIL, 1996, AT 2:00 P.M.

PRESENT:	AUBREY S. CLAY, CHAIRMAN	ELECTION DISTRICT #5
	HARRISON A. MOODY, VICE-CHAIR	ELECTION DISTRICT #1
	EDWARD A. BRACEY, JR.	ELECTION DISTRICT #4
	MICHAEL H. TICKLE	ELECTION DISTRICT #2
	LEENORA EVERETT	ELECTION DISTRICT #3
	DAN SIEGEL	COUNTY ATTORNEY

IN RE: AMENDMENTS TO AGENDA

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

Add, 7p. Attendance of Constitutional Officers/Department Heads.

Add, 10c. Section 2.1-344(a) 5-Discussion of an Industrial Prospect.

IN RE: MINUTES

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes for the April 3, 1996 Regular Meeting and April 10, 1996 Continuation Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mrs. Everett, seconded by Mr. Tickle, Mrs. Everett, Mr. Bracey, Mr. Tickle, Mr. Moody, Mr. Clay 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 #1000596-#1000744 (void #1000596) for Accounts Payable in the amount of \$260,063.32; General Fund \$227,995.91, Jail Commission \$781.70, E911 Fund \$1,525.00, Self Insurance Fund \$22,882.92, Law Library \$164.00, Fire Programs/EMS \$421.01, CDBG Fund \$6,292.78.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION -- REPORT

Mr. Harold Dyson, Ass't Resident Engineer, Virginia Department of Transportation, came before the Board and stated that Ronald Reekes, Resident Engineer, had a staff meeting so he was unable to attend.

IN RE: COMMISSIONER OF THE REVENUE -- REPORT

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

IN RE: TREASURER -- REPORT

Mr. William E. Jones, Treasurer, presented his report for the month of March, 1996.

Mr. Tickle asked for the procedure of how the Admissions Tax was collected.

Mr. Jones stated that he would have to discuss it with the Commissioner of the Revenue.

IN RE: COMMONWEALTH ATTORNEY -- REPORT

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

IN RE: SHERIFF'S REQUEST TO PROVIDE SECURITY -- MOTORSPORTS PARK

Mr. Samuel H. Shands, Sheriff, presented the following letter to the Board of Supervisors:

April 17, 1996

Aubrey S. Clay, Chairman
Dinwiddie County Board of Supervisors
P.O. Drawer 70
Dinwiddie, VA 23841

Re: Off-duty employment at Virginia Motorsports
Park Calendar Year 1996

Dear Mr. Chairman and Members of the Board:

This office has again this year been approached by Virginia Motorsports Park to provide security at the upcoming National event May 3, 4, 5, 1996 and other events to be held at the park.

I feel any time large numbers of people are assembled in Dinwiddie County then security becomes a priority issue, and when possible, I feel that the business should bear the brunt of expenses for providing security.

As in previous years, the Virginia Motorsports Park has agreed to reimburse the General Fund for security provided by this office. I request the Board's approval for payment to members of my office to provide security at Virginia Motorsports Park with the understanding that reimbursement will be made by Virginia Motorsports Park in a timely manner.

Sincerely,

Samuel H. Shands, Sheriff

Mr. Shands stated that Ann Blazek, Picture Lake Campground, is also requesting some security at her family owned campground which is right next to the Motorsports Park and will have a lot of campers from the National Event.

In an effort to sum up his request, Mr. Shands requested the Board's approval for payment to members of the Sheriff's Department to provide security for the upcoming National Event at the Motorsports Park with the understanding that reimbursement will be made by Virginia Motorsports Park in a timely manner.

After some discussion between the Board, Mr. Bracey made the motion to grant this request for the last time until a policy can be drawn up. He suggested that Administration seek some legal advice and see how other localities are handling this situation. Mr. Tickle seconded Mr. Bracey's motion. Mrs. Everett, Mr. Bracey, Mr. Tickle, Mr. Moody, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Samuel Shands request was approved as presented for Off-duty employment at Virginia Motorsports Park for Calendar Year 1996.

IN RE: SHERIFF -- REPORT

Mr. Samuel H. Shands, stated that he was available for any questions that the Board may have.

Mr. Tickle stated that he was having a problem with illegal parking in his district at the dumpsters. There are about 7 or 8 signs posted so it is not that you can not see the signs. He stated that there have been instances where tractor trailers have been parked there for many many days and he calls the sheriff's department reporting the truck being parked there and they will not write a ticket. He stated that if there is an ordinance on the books that states that it is illegal to park in a certain area than the Sheriff's Department should write the tickets.

Mr. Tickle stated that the bottom line is that he does not feel that the County should provide parking for tractor trailers on County used property just because individuals do not want to drive there tractor trailers home and park them in their own yards. He suggested that the Sheriff's Department not tow the vehicles initially but give them a warning first, but something needs to be done.

IN RE: BUILDING INSPECTOR -- REPORT

Dave Hartsook, Plans Review/Inspector, presented their report for the month of March, 1996.

IN RE: ANIMAL WARDEN -- REPORT

Mr. Steve Beville, Animal Warden, presented his report for the month of March, 1996.

IN RE: DIRECTOR OF PLANNING -- REPORT

Mr. W. C. Scheid, Director of Planning, presented his report for the month of March, 1996.

IN RE: PLANNING DIRECTOR -- AUTHORIZATION TO ATTEND 1996 VAPA CONFERENCE

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Planning Director, W.C. Scheid is authorized to attend the 1996 VAPA Conference to be held in Hampton, Virginia on May 19 - 21, 1996.

IN RE: SENIOR PLANNER -- AUTHORIZATION TO ATTEND ZONING OFFICIALS CERTIFICATION TRAINING PROGRAM

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Senior Planner, J. March Altman, Jr. is authorized to attend the Zoning officials Certification Training Program to be held in Blacksburg, Virginia, on June 6-7, 1996.

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

Mrs. Peggy M. McElveen, Director of Social Services, presented her report for the month of March, 1996.

IN RE: DINWIDDIE COUNTY POLICY AND MANAGEMENT TEAM -- APPOINTMENTS

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Mr. Louis Puryear and Mrs. Patsy Barnes are appointed to the Dinwiddie County Policy and Management Team.

IN RE: APPROPRIATION OF FUNDS DONATED TO SOCIAL SERVICES

Mrs. Peggy McElveen, Director of Social Services, asked the Board to appropriate the following funds for the FY 95-96 budget of the Dinwiddie Social Services Department. No local match is needed.

VA Power	\$200
Titmus Foundation	\$200
St. John's Catholic Church	\$546
Women of Moose/Chapter 1296	\$ 25

\$971

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Upon motion of Mr. Bracey, seconded by Mr. Moody, Mrs. Everett, Mr. Bracey, Mr. Tickle, Mr. Moody, Mr. Clay voting "aye", \$971.00, as presented, was appropriated to the Social Services Department for FY 95-96.

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Mrs. Troilen Seward, Superintendent of Schools, presented her report for the month of March, 1996.

IN RE: SCHOOL BOARD BUDGET -- SUPPLEMENTAL APPROPRIATION

Mrs. Seward stated that the annual Average Daily Membership (ADM) for the schools is officially 3915. They have been operating on a budget modified to reflect state revenue based on an ADM of 3830. The additional 85 students included in the ADM will result in an increase of \$236,385 in state revenue. She requested that the Board approve a supplemental appropriation of \$236,385, for the FY 95-96 School Board budget to be broken down in the following categories:

Expenditure Categories

Maintenance and Operation \$125,730
This amount includes \$110,000 for roof replacement at Rohoic Elementary and \$15,730 for an adequate phone system for the School Board Office.

Administration, Attendance & Health \$8,000
These funds are needed to cover the shortfall created by paying for Dr. Gaul's accumulated vacation and leave time which were included in his contract.

Instruction \$102,655
The new Standards of Learning require a significant increase in student's demonstrable technological skills. These funds will allow us to provide one additional computer lab at the Middle School and one at the High School to help us address the requirements of the revised SOL's and the 4X4 organization at the High School.

Total \$236,385

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that \$236,385 be appropriated to the School Board budget for FY 95-96 in the following expenditure categories:

Maintenance and Operation \$125,730
Administration, Attendance & Health \$ 8,000
Instruction \$102,655

THE CHAIRMAN CALLED FOR A TEN MINUTE RECESS AT 3:45 P.M.

IN RE: RECREATION DIRECTOR -- REPORT

Mr. Anthony S. Rinaldi, Recreation Director, presented his report for the month of March, 1996.

IN RE: SUNNYSIDE ELEMENTARY SCHOOL WALKING TRAIL -- APPROVAL

Mr. Rinaldi listed the following options for the cost of materials for Sunnyside Elementary School walking trail:

OPTION # 1

Landscape Timbers

- Total needed	330
- Price per each	2.50
- Sub-total cost	825.00

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- Re-enforced rods (3 per timber)	990
- Cost of per rod	1.00
- Sub-total cost	990.00

GRAND TOTAL \$1,815.00

OPTION # 2

- Landscape timbers and rods	\$1,815.00
- 15 tons of brick dust	600.00

GRAND TOTAL \$2,490.00

OPTION # 3

- Landscape timbers and rods	\$1,815.00
- 15 ton of 3/8 brick chips	600.00

GRAND TOTAL \$2,415.00

OPTION # 4

- Landscape timbers and rods	\$1,815.00
- 15 tons of # 10 screening/ stone chips	131.00

GRAND TOTAL \$1,946.00

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Mr. Rinaldi is authorized to use Option #1, as presented, in the amount of \$1,815.00 to construct a walking trail at Sunnyside Elementary School.

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

Mr. Dennis E. King, Director of Waste Management, presented his report for the month of March, 1996.

IN RE: AUTHORIZATION TO HIRE PERSONNEL -- LANDFILL

Mr. King stated that they have been shorthanded at the landfill and they have solicited applications for several part-time positions. He requested authorization now to hire the necessary personnel to fill these positions so they could go to work as soon as possible.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Administration is authorized to hire the necessary personnel to fill the vacancies at the Landfill as soon as possible.

IN RE: DEPUTY EMERGENCY SERVICES COORDINATOR -- REPORT

Mrs. Dawn Titmus, Deputy Emergency Services Coordinator, presented her report for the month of March, 1996.

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Daniel Siegel, County Attorney, was present but did not have anything to report.

IN RE: CONSTRUCTION INSPECTOR -- REPORT

Mr. Donald Faison, Construction Inspector, presented his report for the month of March, 1996.

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IN RE: ATTENDANCE OF CONSTITUTIONAL OFFICERS/DEPARTMENT HEADS

Mr. Tickle stated that there has been some problems with the Constitutional Officers/Department Heads attending the meetings and if they could not be in attendance then the Board would like prior notice in the form of a letter so they could make other arrangements to get their questions answered if they have any. He would also like to see a letter sent to them stating that if they can not be in attendance then they should have someone come in their place. It was suggested that any questions the Board members had for Constitutional Officers/Department Heads who were absent could be forwarded in writing through the County Administrator.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. Charles W. Burgess, Jr. stated that the Board recently had a joint meeting with the Planning Commission regarding the Comprehensive Land Use Plan. He wanted to know how the Board wanted to proceed next in dealing with the issue.

After some discussion between the Board they decided to have a public hearing and at a later time take action to implement it.

2. Wendy Weber Ralph, Ass't County Administrator, stated that there will be a public hearing coming before the Board on May 1st to amend the budget for FY 95-96 to appropriate funds for the County Courthouse Project and Schools and related facilities.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Tickle requested that Administration notify the different Boards/Commissions that the Board would like copies of their minutes on a regular basis for them to be aware of what is going on.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bracey, seconded by Mr. Tickle, Mrs. Everett, Mr. Bracey, Mr. Tickle, Mr. Moody, Mr. Clay 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 of an Industrial Prospect; Section 2.1-344(a) 7-Consultation with legal counsel; the Board moved into Executive Session at 4:30 P.M. A vote having been made and approved the meeting reconvened into Open Session at 6:40 P.M.

IN RE: CERTIFICATION

Upon motion Mr. Moody, seconded by Mr. Tickle, Mrs. Everett, Mr. Bracey, Mr. Tickle, Mr. Moody, Mr. Clay 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: AUTHORIZATION -- COUNTY APPLY FOR VIRGINIA JUVENILE
COMMUNITY CRIME CONTROL ACT GRANT

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

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, authorized an application to apply for the Virginia Juvenile Community Crime Control Act Grant which would provide the County with two part time positions to implement programs for juvenile offenders with no local matching funds.

IN RE: COMMISSIONER OF THE REVENUE -- REPORT

Mrs. Deborah M. Marston, Commissioner of the Revenue, came before the Board and apologized for not being present earlier, she had a business license to get out but she wanted to bring the Board up to date with where they are with the printing of the 1996 Personal Property and Real Estate Books. All assessments have been made on the personal property and they are in the process of doing a little bit of cleaning up, finalizing clean up. Those books will be starting to be produced tomorrow afternoon or no later than Friday morning with tax tickets coming shortly thereafter. The real estate books, all transfers were made within the time frame that the Board allotted her to have with the microfilm reader printer. On Monday she called the gentlemen to come and pick it up. Right now she is just trying to finalize the building permits that she has someone keying for her. The person keying wasn't real comfortable with some of them so she has just got to make sure that they have been put on the right parcels because if they are making all the transfers and she wants to make sure that the houses got switched and moved to the right parcels. That should be completed by the weekend with the real estate books being run by Monday. The assessments have been done. She has had a tremendous staff this year helping her get it done and they are there. It has about killed them all but they are there.

Mr. Tickle wanted to know if they were early and if they were how early.

Mrs. Marston stated that they are early and that state code says that after the Board sets the rate she has ninety days to get the books to the treasurers office. She will have it within thirty days to him, less than thirty days.

Mr. Clay wanted to know how the reassessment was coming.

Mrs. Marston stated that they were doing a fantastic job, they are clearing up problems from the last reassessment of the houses that were not picked up plus houses that were put on the wrong parcels. Houses that had a no value are now getting a value put on them. What she means is that the last reassessment put a n/v, which means no value, they saw no value, this one is now picking them up. She has been extremely impressed with these gentlemen. They are being very thorough, they are measuring every house and they are well on target. They are bringing her daily stuff to change. Mr. Burgess will verify that they did come in and picked up all of her 1995 new construction forms because she couldn't get out and do it. She worked with them and they picked it up for her and all of that has been keyed in.

Mr. Bracey stated that all of these two and three year people claiming that they have not gotten a tax bill, will get a bill.

Mrs. Marston stated that she prays they will. The only way that they won't will be because she does not know the names of the people that have not gotten one and that is the fact truth and if you know of someone that was in and told you, give her that name on a slip of paper, you don't have to tell her where it is coming from and you can go in the system and look it up, it is public information. You can verify yourself if it is out there or not. That is all I ask of all of you, just tell me who they are because I do not know the names of the people that are saying they don't get a tax ticket.

Mr. Bracey asked Mr. Burgess if those people that came in his office the other week ever got their tax ticket right.

Mr. Burgess stated that not that he was aware of.

Mrs. Marston wanted to know who they were.

Mr. Bracey stated that he did not know.

Mr. Bracey also stated that he wanted Mrs. Marston's comments part of the minutes that she said that everything was up to date.

Mrs. Marston stated that she wanted to clarify and make sure that they understand, up to date means December 31, 1995.

Mr. Bracey asked if those houses or those parcels can legally be put on the books.

Mrs. Marston stated that if she has been made apprised of them they are. The assessments are complete, if anyone has asked me to make sure that they are on the books, I have tried to make sure that they are there. If someone outside has said to you, I don't have my building assessed and they have not come to me, then she doesn't know it and she can't correct what she does not know, nobody can do that. She asked if Mr. Bracey understood.

Mr. Bracey stated that she lost him because if someone built a house two years ago and everything was done and they got a permit to occupy that particular dwelling, that dwelling should be on the tax roll, is that right.

Mrs. Marston stated that it should be.

Mr. Bracey stated that when the tax tickets come out they should get a tax ticket.

Mrs. Marston stated that they should.

Mr. Tickle stated that based on what Mrs. Marston said about the reassessment, if it is a parcel and a building permit has been issued then this reassessment firm will pick it up.

Mrs. Marston stated that it should.

Mr. Bracey stated that he then should see a greater increase this year in parcels being taxed. It should come somewhere close to what the building office has registered.

Mrs. Marston wanted them to understand that some of the permits that they have given to them, as an assessment, as of March of this year, when we went and appraised, they were foundation only. So you have got to take that into consideration also, she can not assess what is not there. If they have given them a \$65,000 assessment on a building contract price and it was a building that was supposedly built in 1995 but as of March of 1996 still had the base foundation on the ground but nothing built.

Mr. Bracey stated that he was talking about property that had occupancy permits, all of those are done.

Mrs. Marston stated that to the best of what she knows.

Mr. Bracey stated so they should see a great increase in taxes this year.

Mr. Tickle stated that he wanted Mrs. Marston to think about how she was going to handle the Admissions Tax with new businesses and he suggested that she maybe talk to Administration.

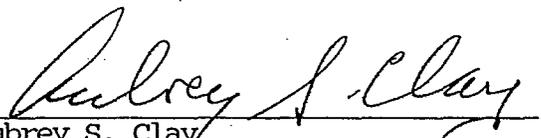
Mrs. Marston stated that she asked the Board last month to give her some guidance and assistance in relation to that. She was not going to do anything without legal advice.

Mr. Bracey stated that Mr. Tickle was asking what was her plan for collecting Admissions Taxes.

Mrs. Marston stated that she was going to ask other Commissioners in the area to see how they deal with it.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Clay, Mrs. Everett, Mr. Bracey, Mr. Tickle, Mr. Moody, Mr. Clay voting "aye", the meeting adjourned at 6:50 P.M. to be continued until May 1, 1996 at 5:00 P.M. at the Home Place Restaurant for an Executive Session.


Aubrey S. Clay
Chair, Board of Supervisors

ATTEST:


Charles W. Burgess, Jr.
County Administrator

/rlm

