

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 JULY, 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. (ABSENT) ELECTION DISTRICT #4  
MICHAEL H. TICKLE (LEFT AT 3:52 P.M.) ELECTION DISTRICT #2  
LEENORA EVERETT ELECTION DISTRICT #3  
  
PAUL JACOBSON COUNTY ATTORNEY

IN RE: AMENDMENTS TO AGENDA

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the following be added to the agenda:

14. Executive Session - 2.1-344(a) 7-Legal Courthouse Construction Documents

IN RE: MINUTES

Mr. Clay stated that the Board will postpone approving the minutes for the July 3, 1996 Regular Meeting and the July 3, 1996 Continuation Meeting until the Board meets again on August 7, 1996.

IN RE: CLAIMS

Upon motion of Mr. Tickle, seconded by Mr. Moody, Mrs. Everett, 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 #1002133 - #1002310 (void #1002132) for Accounts Payable in the amount of \$491,336.78; General Fund \$169,284.64, Jail Commission \$92.43, E911 Fund \$21.00, Self Insurance Fund \$36,319.79, Fire Programs/EMS Fund \$1,991.95, County Capital Projects \$170,644.00 and County Debt Service Fund \$112,982.97.

Mr. Tickle stated that he thought it would be a good idea for the County to look into getting 2 or 3 suppliers for maintenance on vehicles because of the broad charges in maintenance fees.

Mr. Clay stated that they would have to rebid it.

Mrs. Wendy Ralph, Ass't County Administrator, stated that they could go ahead and rebid it if that is what the Board is directing them to do.

Mr. Tickle stated that he is directing staff in that direction because most industries are starting to negotiate with certain vendors/suppliers and he can't see why they can not find three suppliers in the County that they can do business with and negotiate somewhat of a standard contract with them on certain items.

Mr. Tickle stated that he noticed where the County paid out \$36,000 in Self Insurance claims. He wanted an explanation on how the money was being spent out of the Self Insurance Fund.

Mrs. Ralph stated that staff would be addressing that later in the meeting.

IN RE: CITIZEN COMMENTS

No one signed up to speak.

IN RE: RESOLUTION OF APPRECIATION -- EDWARD A. BRACEY, JR.

It was brought to the Board's attention that at the last meeting Mr. Bracey was presented with a resolution of appreciation for his years of service on the Dinwiddie County Social Services Board but the resolution was never formally adopted.

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

WHEREAS, Mr. Edward A. Bracey, Jr. has served, for 8 years, on the Dinwiddie County Board of Social Services as Chairman and Vice-Chairman with distinction and integrity from July, 1988 to June, 1996; and

WHEREAS, the Board of Supervisors on the 3rd day of July, 1996 is desirous of acknowledging these qualities and further to express its appreciation for this work on behalf of the County;

NOW THEREFORE BE IT RESOLVED THAT the Board of Supervisors of Dinwiddie County, Virginia hereby commends Mr. Edward A. Bracey, Jr. for his contributions devoted service to the County of Dinwiddie; and

BE IT FURTHER RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia that this resolution be delivered to Mr. Edward A. Bracey, Jr., and a copy spread upon the minutes of this meeting.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION -- REPORT

Mr. Harold Dyson, Ass't Resident Engineer, presented a progress report for VDOT for the month of June, 1996 because Mr. Ronald Reekes, Resident Engineer, was attending a District Staff Meeting.

Mr. Tickle wanted to know if the County had an illegal parking ordinance so that when people park in areas where VDOT has put up "No Parking" signs they will be given a citation.

Mr. Samuel H. Shands, Sheriff, stated that the County has not adopted an illegal parking ordinance as of yet.

Mr. Tickle stated that he would like to get a report every six months on every project that is affected by the funds that Dinwiddie receives from the State for the Six-Year Plan.

IN RE: SUBDIVISION STREET ADDITION -- CHESDIN FOREST SUBDIVISION

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

WHEREAS, Sequoia Court, Sierra Road and Yosemite Road described on SR-5(A), Proposed Additions to the Secondary System of State Highways, fully incorporated herein by reference, are shown on plat date 8/27/87 recorded in Deed Book 13, page 74-75 in the Clerks 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 Sequoia Court, Sierra Road and Yosemite Road described on the 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

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

IN RE: COMMISSIONER OF THE REVENUE -- REPORT

Mrs. Deborah M. Marston, Commissioner of the Revenue, presented the following memo to the County Administrator prior to the meeting:

TO: Charles W. Burgess, Jr.  
County Administrator

FROM: Deborah M. Marston  
Commissioner of the Revenue

DATE: July 17, 1996

RE: Board of Supervisors Meeting

Please be advised that I will be unable to attend the meeting today. My deputy and I are diligently working with Wingate Appraisal to clean up the real estate split-offs and new construction to ensure both sides have connected all data properly to the correct parcels. This is an extremely important part of the General Reassessment clean-up process prior to notices being mailed to the taxpayers. If we should finish I will be in attendance, however, we have been working all week and staying over in the evenings to reach our deadline of this Thursday.

Should any questions arise, please memo me and I will be most happy to respond.

Also, I do not have anything to report.

Thanking you and the Board in advance for your kind understanding in this matter.

IN RE: TREASURER -- REPORT

Mr. William E. Jones, Treasurer, came before the Board and presented his report for the month of June, 1996.

IN RE: DELINQUENT TAX LISTING REPORT AS OF JUNE 1996

In accordance with 58.1-3928 of the Code of Virginia, the following information was provided to the Board:

1994 Uncollected Taxes as of June 30, 1996 - Base Tax only

	<u>June 30, 1995</u>	<u>June 30, 1996</u>
1. Uncollected 1994 R.E. Taxes	187,644.31	97,784.16
2. Uncollected 1994 P.P. Taxes	155,835.05	104,630.35
3. Uncollected 1994 P.S. Taxes	3,524.95	2,694.45

1995 Uncollected Tax Listing Report as of June 30, 1996

1. Uncollected 1995 Real Estate taxes	139,637.30
2. Uncollected 1995 Personal Property taxes	151,870.65
3. Uncollected 1995 Public Services taxes	205.89

1996 Uncollected First Half Tax Listing as of June 30, 1996

1. Uncollected 1996 Real Estate taxes	241,392.89
2. Uncollected 1996 Personal Property taxes	548,131.13

Mr. Jones stated that due to the collection rate being up this year and having other means of collecting delinquent taxes he didn't feel it was necessary to run the list in the newspaper.

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

Extract

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that upon recommendation of the Treasurer the delinquent tax list will not be published for the 1995 calendar year.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Tickle, seconded by Mr. Moody, Mrs. Everett, Mr. Tickle, Mr. Moody, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) 7-Consultation with legal counsel - Landfill Closure; the Board moved into Executive Session at 3:10 P.M. A vote having been made and approved the meeting reconvened into Open Session at 3:28 P.M.

IN RE: CERTIFICATION

Upon motion Mr. Moody, seconded by Mr. Tickle, Mrs. Everett, 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 TO CONTRACT WITH DRAPER ADEN & ASSOCIATES TO INVESTIGATE LANDFILL CLOSURE

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Draper Aden & Associates is authorized to make an initial investigation of the Landfill closure contingent upon review of existing contracts.

IN RE: COMMONWEALTH ATTORNEY --- REPORT

Mr. T.O. Rainey, Commonwealth Attorney, presented the following letter to the County Administrator prior to the meeting:

July 18, 1996

Board of Supervisors  
Dinwiddie County Administration Office  
Dinwiddie, VA 23841

Dear Board Members:

A hearing schedule for today in Federal Court will prevent me from being at today's Board meeting, I will however be attending the night meeting on August 7, 1996. I am presently working with the County Attorney on the advertising for the new gun ordinance. At this time I have nothing further to report.

Should you have any questions, please do not hesitate to contact me.

Cordially yours,

T.O. Rainey, III

Extract

IN RE: SHERIFF -- REPORT

Mr. Samuel H. Shands, Sheriff, came before the Board and stated that he did not have anything to present at this time but was available for questions or comments from the Board.

Mr. Tickle recommended that the Commonwealth Attorney and Sheriff get together to discuss an illegal parking ordinance. He also suggested that the ordinance be brought before the Board at the same time the proposed handicapped parking ordinance will.

IN RE: BUILDING -- REPORT

Mr. Dwayne Abernathy, Building Inspector, presented his report for the month of June, 1996.

IN RE: ANIMAL WARDEN -- REPORT

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

IN RE: DIRECTOR OF PLANNING -- REPORT

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

IN RE: SUBDIVISION ORDINANCE REVIEW COMMITTEE

Mr. Scheid stated that the Planning Commission is forming a Subdivision Ordinance Review Committee. It was discussed that the Committee should be comprised of 2 members from the Planning Commission, 1 member from the Board of Supervisors and several citizen members. He stated that if the Board is in agreement with the Committee he would request that the Board select a member to serve on the Committee. Additionally, if any Board member knows of a citizen that would be interested in being considered for this Committee, please let me know. Obviously, the initial Committee members would make the final selection of additional Committee members.

He also stated that this Committee is being established to comprehensively review the current subdivision ordinance and to propose updates to the ordinance. The Planning Commission suggested that the Board appoint one member but if the Board chooses to appoint two members that is fine.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Michael H. Tickle is hereby appointed to serve on the Subdivision Ordinance Review Committee.

Mr. Tickle stated that he feels that it would be better to have two Board members appointed to the Committee.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Edward A. Bracey, Jr. is hereby appointed to serve on the Subdivision Ordinance Review Committee.

IN RE: DIRECTOR OF PLANNING -- REPORT -- CONTINUED

Mr. Scheid then proceeded to pass out the revised Comprehensive Land Use Plan.

The Chairman announced at 3:52 P.M. that Mr. Tickle needed to leave the meeting due to a previous engagement.

Mr. March Altman, Zoning Administrator, came before the Board and presented his report for the month of June, 1996.

Extract

IN RE: DIRECTOR OF SOCIAL SERVICES -- REPORT

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

IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT

Mr. Charles Taylor, Director of Human Resources, came before the Board and stated that he was representing the Superintendent today because all the administrators were at a conference in Charlottesville.

IN RE: APPROVAL OF REQUISITIONS -- CIP PROGRAM

Mr. Taylor requested that Requisition #8 be approved and funds appropriated in the amount of \$8,124.54 which consists of legal fees for the School CIP Program.

Mrs. Wendy Ralph, Ass't County Administrator, came before the Board and stated that there were two separate invoices for requisition #5 for the Courthouse project that needed to be approved and funds appropriated. One is in the amount of \$215,798.34 which is the August 1st interest payment on the new bond issue for the Courthouse and the other is in the amount of \$1,049.65 which are legal fees for the Courthouse Project.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that requisition #8 be approved and funds appropriated in the amount of \$8,124.54 for CIP expenses in reference to School CIP; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that requisition #5 be approved and funds appropriated in the amounts of \$215,798.34 and \$1,049.65 for expenses in reference to the construction of the new courthouse.

IN RE: RECREATION DIRECTOR -- REPORT

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

IN RE: DIRECTOR OF WASTE MANAGEMENT -- REPORT

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

IN RE: DEPUTY EMERGENCY SERVICES COORDINATOR -- REPORT

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

IN RE: COUNTY ATTORNEY -- REPORT

Mr. Paul Jacobson, County Attorney, was present but did not have anything to report to the Board but stated that he was available for any questions.

IN RE: CONSTRUCTION INSPECTOR

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

IN RE: EXTENSION SERVICE -- FY 97 BUDGET AMENDMENT

Mr. Charles W. Burgess, County Administrator, stated that at the last Board meeting Mr. Fred Custis, Regional Manager, Virginia Cooperative Extension, came before the Board and requested an increase in their budget by approximately \$6,206. The increase would be because instead of funding one of the positions completely by Dinwiddie that position would be shared by other localities as are similar positions in other localities.

Extract

Mr. Moody stated that there was nothing the Board could really do about it but approve it this year and try it and if they were not pleased then they could reconsider next year.

Mrs. Everett stated that she felt that it was unfortunate that the vote was delayed from the last meeting because there is really nothing that the Extension Service could do. She also stated that the concerns of the Board should be directed at the General Assembly and to their Legislators and ask them to increase funding for the Extension Service and to be better to the rural communities.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the FY 96-97 Dinwiddie County General Fund Budget be amended and funds appropriated by adding \$6,206 to the Department of Advancement of Agriculture & Home Economics as requested.

IN RE: COURTHOUSE CONSTRUCTION -- AUTHORIZATION TO EXECUTE CONTRACT DOCUMENTS

Mr. Burgess stated that staff is requesting to delay this item until after the scheduled executive session after the regular meeting.

IN RE: EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL -- APPOINTMENT

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Mrs. LeeNora Everett is hereby appointed to the Emergency Medical Services Advisory Council for a term of two years expiring July 1, 1998.

IN RE: VIRGINIA MUNICIPAL GROUP SELF INSURANCE ASSOCIATION -- AUTHORIZATION TO SUBMIT AN APPLICATION -- WORKERS' COMPENSATION

Mrs. Wendy Ralph, Ass't County Administrator, stated that staff has finally been able to start the process of moving out of the Self Insurance Program into a larger pool. The pool that they are considering for Workers' Compensation is the Virginia Municipal Group. Mrs. Ralph passed out an application to enter into the program and an agreement which is a very lengthy resolution.

Mrs. Ralph requested authorization to submit an application and approval of the resolution for membership which would include paying the first years premium if the application is accepted effective August 1, 1996.

The Board stated that they felt that it would be a good idea to wait until the other Board members could be present in reference to approving membership in the program. They stated that they didn't see a problem with submitting an application because if the Board decided later that they would not like to get involved they could withdraw their application.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that staff is authorized to submit an application for membership in the Virginia Municipal Group Self Insurance Association in reference to Workers' Compensation.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Moody, seconded by Mrs. Everett, Mrs. Everett, 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 - Commissioner staffing; Section 2.1-344(a) 7-Consultation with legal counsel - County Building Policy - Courthouse Construction Documents; the Board moved into Executive Session at 4:40 P.M. A vote having been made and approved the meeting reconvened into Open Session at 5:40 P.M.

IN RE: CERTIFICATION

Upon motion Mr. Moody, seconded by Mr. Everett, Mrs. Everett, 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: AWARD OF CONTRACT -- COURTHOUSE CONSTRUCTION

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the County Administrator and County Attorney are authorized to take the necessary steps to execute contract documents with Gulf Seaboard, General Contracts, Inc., in the amount of \$7,107,700 for the construction of the Courthouse.

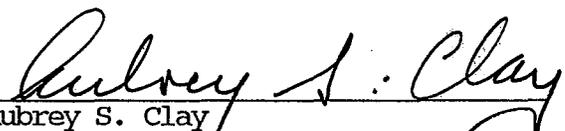
IN RE: BUILDER'S RISK POLICY -- COURTHOUSE & SCHOOL CONSTRUCTION PROJECTS

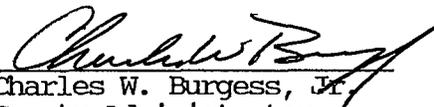
Upon motion of Mr. Moody, seconded by Mrs. Everett, Mrs. Everett, Mr. Moody, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the low bid from Peerless Insurance Company through Bulifant Insurance Center was accepted at \$.075/\$100 for new construction and \$.09 for renovation to provide builders risk insurance coverage for the Courthouse and School Construction projects.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mrs. Everett, Mrs. Everett, Mr. Moody, Mr. Clay voting "aye", the meeting adjourned at 5:45 P.M. to be continued until Wednesday, August 7, 1996 at 5:00 P.M. for an Executive Session to discuss Personnel and Legal matters.

  
Aubrey S. Clay  
Chair, Board of Supervisors

ATTEST:   
Charles W. Burgess, Jr.  
County Administrator

/rlm