

VIRGINIA: AT THE REGULAR MEETING OF THE DINWIDDIE COUNTY BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 4th DAY OF FEBRUARY, 1998, AT 7:30 P.M.

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

OTHER: BEN EMERSON COUNTY ATTORNEY

IN RE: INVOCATION – PLEDGE OF ALLEGIANCE – AND CALL TO ORDER

Mr. Edward A. Bracey, Jr., Chairman, called the regular meeting to order at 7:32 P.M. followed by the Lord's Prayer and the Pledge of Allegiance.

IN RE: AMENDMENTS TO THE AGENDA

Mr. Bracey asked if there were any amendments to the agenda. There being none Mr. Bracey moved forward.

IN RE: MINUTES

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the minutes of the January 21, 1998 regular meeting are approved in their entirety.

IN RE: CLAIMS

Mrs. Wendy Weber Ralph, Assistant County Administrator, stated the claims included an invoice payment request from the Dinwiddie Airport and Industrial Authority against their last note in the amount of \$176.50.

Upon motion of Mr. Tickle, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey 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 numbered 1009045 - 1009252 (void checks numbered 1007681, 1008866, 1009031, 2009046, 1009047, 1009149, 1009150, 1009209, & 1009211); for Accounts Payable in the amount of \$159,066.10: General Fund \$155,004.91; Jail Phone Commission \$226.67; E911 Fund \$1,108.80; Fire Programs and EMS \$767.50; Forfeited Asset Sharing \$528.22; and County Debt Service \$1,430.00. Payroll in the amount of \$388,816.40 was also approved and appropriated: General Fund \$388,816.40 and CDBG Fund \$1,086.63. This approval and appropriation included the Dinwiddie Airport and Industrial Authority claim against their last note in the amount of \$176.50.

IN RE: CLAIMS – CRESTAR PAYMENT – COURTHOUSE

Mrs. Ralph stated in connection to the claims, as outlined, the first interest payment on the completion bonds for the Courthouse was due February 1, 1998 and because the Board did not want to capitalize that and add it into the debt the Board chose to take that interest payment out of the General Fund. It was decided that these funds would be obtained from the 1996 Undesignated Fund Balance. She stated action was needed to appropriate those funds from the General Fund to the Debt Service Fund in the amount of that interest payment, \$115,811.81, payable to Crestar.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that authorization is granted to transfer and appropriate funds from the General Fund (1996 Undesignated Fund Balance) to the Debt Service Fund in the amount of \$115,811.81 for interest payment, on the Courthouse Completion Bonds, payable to Crestar, and action taken to make this payment due February 1, 1998 is hereby ratified.

IN RE: APPROVAL OF REQUISITION #13 – COURTHOUSE CONSTRUCTION

Mrs. Ralph stated Requisition #13 for the Courthouse consists of payment to:

| | |
|--|-------------------|
| SANDS, ANDERSON, MARKS & MILLER | \$ 2,108.37 |
| COMMUNICATIONS SPECIALISTS | 5,880.00 |
| GULF SEABOARD GENERAL CONTRACTORS, INC. | <u>254,033.80</u> |
| TOTAL OF THIS REQUISITION | \$262,022.17 |

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Requisition Number 13 in the amount of \$262,022.17 be approved and funds appropriated for CIP expenses for the Courthouse Project Fund.

IN RE: APPROVAL OF REQUISITION #27 - SCHOOL CONSTRUCTION

Mrs. Ralph stated this requisition represents the first interest payment on the second bond issue for the School System, which was also due February 1, 1998. This was capitalized in the School Bond issue, therefore it can come out of those bond funds. Requisition #27 for the School Construction consists of payment to:

| | |
|---------------------------|---------------------|
| CRESTAR BANK | <u>\$168,032.89</u> |
| TOTAL OF THIS REQUISITION | \$168,032.89 |

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Requisition Number 27 in the amount of \$168,032.89 be approved and funds appropriated for CIP expenses for the School Project Fund, and action taken to make this payment due February 1, 1998 is hereby ratified..

IN RE: CITIZEN COMMENTS

Mr. Bracey asked if any citizens had signed up to speak.

Mrs. Pamla A. Mann, Administrative Secretary, stated no citizens had signed up.

Mr. Bracey asked if there was any citizen present that had not signed up but wished to speak at this time. There being none Mr. Bracey moved forward.

IN RE: RESOLUTION OF RECOGNITION - ANTHONY S. RINALDI

Mr. Bracey asked Mr. Anthony S. Rinaldi, past Recreation Director, to come forward. Mr. Long read and presented Mr. Rinaldi with the Resolution of Recognition.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the following resolution is adopted:

**RESOLUTION
OF THE
DINWIDDIE COUNTY BOARD OF SUPERVISORS
FEBRUARY 4, 1998
IN RECOGNITION OF
ANTHONY S. RINALDI**

WHEREAS, Anthony S. Rinaldi has served the County of Dinwiddie with distinction and integrity from June, 1991 until November, 1997, and

WHEREAS, the Board of Supervisors on this 4th day of February, 1998, 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 Anthony S. Rinaldi for his many contributions and 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 Anthony S. Rinaldi, and a copy spread upon the minutes of this meeting.

Mr. Rinaldi thanked the Board members and staff for everything.

IN RE: PUBLIC HEARING – A-97-13 – AMENDMENT TO PMD DISTRICT

Mr. William C. Scheid, came forward to present A-97-13 Amendment to PMD District. Mr. Scheid stated this is a request to amend the PMD District, which was recently adopted upon recommendation of the Planning Commission and was adopted by the Board of Supervisors in the fall of 1997. What had occurred in the development of this district, we had it reviewed by staff; by legal counsel; and by others that were interested in the ordinance. It appeared it covered the items that needed to be covered, it has, however, turned out that in reality, in a closer scrutiny, there were a few items we missed on it. These are the changes being proposed to you tonight

Mr. Scheid read the changes as listed below.

--Add the following as a permitted use to Section 22-230.1A:

(3) Public utility generating, booster or relay stations, transformer substations, transmission lines and towers, pipes, meters and other facilities for the provision and maintenance of public utilities, including railroads and facilities, and water and sewage installations.

--Add the word "melting" to Section 22-230.1B(2), so that it reads as follows:

(2) Melting, reprocessing, rolling, drawing, extruding, casting and forging of ferrous and nonferrous metals and plastics.

--Add the word "public" in front of street in the last paragraph of Section 22-230.2(2), so that it reads as follows:

(2) All principle uses shall be conducted within a fully enclosed building with storage of raw, in process, or waste material, either undercover or within a containment area designed to capture fluids. Finished or semi-finished products manufactured on the premises moved be stored in the open if appropriately screened from the public street by landscaping, fences, walls or berms.

--Delete the last sentence of sentence of Section 22-230.3 (1) and have the section read as follows:

- (1) Street access. The primary access to an PMD district shall be directly from either a major collector, major arterial or minor arterial roadway as designated on the county thoroughfare plan. **All streets within the industrial district which are not to be taken into the State system shall be built to a standard which will accommodate the weight load and volume of vehicles anticipated.**

--Change the first sentence of Section 22-230.3(2) such that it will read as follows:

- (2) Any development within this district shall be served by public water and sewer **or by such other means as acceptable to the Dinwiddie County Water Authority and/or the Virginia Department of Health.** (Note: The remainder of this section is unchanged).

--Add the following verbiage to the first sentence of Section 22-230.3(3) so that it will read as follows:

- (3) Utility lines underground. All utility lines such as electric, gas telephone, CATV, or other similar lines shall be installed underground **except in those situations in which the Planning Department determines such a requirement is not feasible or practical.** (Note: The remainder of this section is unchanged.)

--Delete the last sentence of Section 22-230.3(5) such that it now reads as follows:

- (5) Parking and loading areas. Additional parking and loading spaces shall be provided off-street for all employees and visitors to the building in excess of the minimum requirements of Section 22-237 of this chapter, if determined to be necessary by the Zoning Administrator. ~~Loading operation shall be conducted at the side or rear of the building.~~

-- Add the phrase "With the exception of access roads" to the first sentence of section 22-230.4(3) such that it will read as follows:

- (3) **With the exception of access roads,** no roads, parking or buildings shall be permitted within the required landscaped buffer. No storage of material or products shall be permitted in the required landscaped buffer area.

--Amend section 22-230.5(1) such that it will read as follows:

- (1) Buildings shall not exceed ninety (90) feet in height **with the exception of the melt shop which may be constructed to a height of one hundred fifty (150) feet in height.**

--Add a reference to accessory or auxiliary building and/or structures to Section 22-230.5(3) so that it reads as follows:

- (3) The minimum ground coverage of any principal building shall be ten thousand (10,000) square feet. **Accessory or auxiliary buildings and/or structures are not included in this requirement.**

Mr. Tickle asked Mr. Scheid to discuss item 2 and 3 on the second page.

Mr. Scheid stated item 2 as stated was needed because it had come to his attention there may be a situation such that an on site sewage treatment might be a more viable option in the PMD District. It might be more viable in that if a small amount of water is being generated and the distance in which you have to extend a sewer line, and the sewer line in this particular case could not be served by gravity flow, by the time you build pump stations and you put the piping into the ground to handle what little discharge there was going to be, it might be more feasible to have a package treatment plant put in. These things are not uncommon. There are many of them in, not necessarily in Dinwiddie County, but you do see them at tourist stops, like on I-85 in Dinwiddie County. You usually see them with mobile home trailer parks and schools. That was added; it was an oversight, that option was not given in the District. Obviously if a person were to exercise that option it would still have to be reviewed by the Dinwiddie County Water Authority and/or the Virginia Department of Health to make sure, that yes, the receiving body of water would be able to accept the discharge that was going to be

given and it was designed according to proper standards, to assure the proper treatment was given at discharge.

Mr. Tickle asked who Mr. Scheid would anticipate would pay for that.

Mr. Scheid stated a package treatment plant is always paid for by the developer, by the person.

Mr. Scheid continued by stating item 3, utility lines underground. It was again brought to his attention; in the case that you have a booster station, or substation, it may be you will have some overhead lines to come to a station or immediately leaving and then go underground. That was a situation that was not anticipated, it was one that was passed over when it was reviewed and after being brought to his attention, then he said an amendment was needed. He felt it was most appropriate the planning department determine whether or not it was reasonable, what was being requested. Obviously if the Board does not feel comfortable with the planning department making that determination they can amend it such other way they feel comfortable with. The way, most of the times, we handle a lot of these is they are administrative reviews.

Mr. Tickle asked if we led the citizens to believe any other way that would not be the case when we had the public hearings.

Mr. Scheid stated we had – when we read the ordinance he did not know if anybody really homed in on underground utilities. They were interested in what kind of utilities were going to serve the property.

Mr. Tickle stated they were interested in what kind of over lines, above ground, we would have. We stated we would limit those. We also talked about a transfer station. Mr. Tickle was concerned if we were in a catch 22 situation on this issue. He stated he meant in what we said we were going to do and now we were amending.

Mr. Scheid answered there is no guarantee the Planning Department would grant a request for some sort of relief. It would still be up to the discretion of the Planning Department. Whether or not it becomes a reality or not, he did not know. He could only tell the Board in this being reviewed, and it was reviewed by people – in this particular case by the Chaparral people – they said there may be a situation in which, this is not going to be a vast overhead system that we are talking about; however, there may be an occasion it might have to be. This could be interpreted that under no circumstances could any wire be above ground, for any short distance, what ever it might be.

Mr. Tickle stated he knew it sounded like a trivial issue but he would like, just as one member in his opinion, he would not want to get into a situation that we may have led the individual citizens that this would not happen; we went back on our word because we sit here and Mr. Beach at the time said it was acceptable. We had those people out there who heard it was acceptable and we come back and amend it. He asked this be put into the minutes, that we would make sure that we verify and check this against what we obligated ourselves to, it does not mean that before we make a decision, just don't do it blindly without letting us know. It dawned on him when he was reading over this that he remembered a conversation about this and a couple of people brought up power lines and their – I don't think their dismay but their concerns about it. We sort of said there would be no concern.

Mr. Scheid stated he thought what the Board might find, and this is just from what he remembers seeing at the facility, there may be in the immediate vicinity of the buildings which are interior, which are not visible from the road, they may have some overhead lines in there. It would not be practicable to put them underground and they would not be visible to anybody except those people that actually work inside the facility. That is what he felt the company was actually getting at. They were not talking about running lines overhead through the buffer. That was not his impression when he spoke with them.

Mr. Bracey opened the Public Hearing at this time.

Mrs. Mann stated that no citizens had signed up to speak.

Mr. Bracey asked if there were any citizens in attendance wishing to speak on this issue. There being none Mr. Bracey closed the Public Hearing.

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

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that Section 22-230 of Chapter 22 of the Code of the County of Dinwiddie, Virginia is hereby amended and re-ordained, with the noted changes, as follows:

--Add the following as a permitted use to Section 22-230.1A:

- (3) Public utility generating, booster or relay stations, transformer substations, transmission lines and towers, pipes, meters and other facilities for the provision and maintenance of public utilities, including railroads and facilities, and water and sewage installations.**

--Add the word "melting" to Section 22-230.1B(2), so that it reads as follows:

- (2) Melting**, reprocessing, rolling, drawing, extruding, casting and forging of ferrous and nonferrous metals and plastics.

--Add the word "public" in front of street in the last paragraph of Section 22-230.2(2), so that it reads as follows:

- (2) All principle uses shall be conducted within a fully enclosed building with storage of raw, in process, or waste material, either undercover or within a containment area designed to capture fluids. Finished or semi-finished products manufactured on the premises moved be stored in the open if appropriately screened from the public street by landscaping, fences, walls or berms.**

--Delete the last sentence of sentence of Section 22-230.3 (1) and have the section read as follows:

- (1) Street access. The primary access to an PMD district shall be directly from either a major collector, major arterial or minor arterial roadway as designated on the county thoroughfare plan. All streets within the industrial district which are not to be taken into the State system shall be built to a standard which will accommodate the weight load and volume of vehicles anticipated.**

--Change the first sentence of Section 22-230.3(2) such that it will read as follows:

- (2) Any development within this district shall be served by public water and sewer or by such other means as acceptable to the Dinwiddie County Water Authority and/or the Virginia Department of Health. (Note: The remainder of this section is unchanged).**

--Add the following verbiage to the first sentence of Section 22-230.3(3) so that it will read as follows:

- (3) Utility lines underground. All utility lines such as electric, gas telephone, CATV, or other similar lines shall be installed underground except in those situations in which the Planning Department determines such a requirement is not feasible or practical. (Note: The remainder of this section is unchanged.)**

--Delete the last sentence of Section 22-230.3(5) such that it now reads as follows:

- (5) Parking and loading areas. Additional parking and loading spaces shall be provided off-street for all employees and visitors to the building in excess of the minimum requirements of Section 22-237 of this chapter, if determined to be necessary by the Zoning Administrator. ~~Loading operation shall be conducted at the side or rear of the building.~~**

-- Add the phrase "With the exception of access roads" to the first sentence of section 22-230.4(3) such that it will read as follows:

- (3) **With the exception of access roads**, no roads, parking or buildings shall be permitted within the required landscaped buffer. No storage of material or products shall be permitted in the required landscaped buffer area.

--Amend section 22-230.5(1) such that it will read as follows:

- (1) Buildings shall not exceed ninety (90) feet in height **with the exception of the melt shop which may be constructed to a height of one hundred fifty (150) feet in height.**

--Add a reference to accessory or auxiliary building and/or structures to Section 22-230.5(3) so that it reads as follows:

- (3) The minimum ground coverage of any principal building shall be ten thousand (10,000) square feet. **Accessory or auxiliary buildings and/or structures are not included in this requirement.**

BE IT RESOLVED, that in order to assure compliance with Virginia Code Section 15.2-491 (g) it is stated that the public purpose for which this resolution was initiated is to fulfill the requirements of public necessity, convenience, general welfare and good zoning practice.

IN RE: PUBLIC HEARING – A-97-14 – PAYMENT OF REAL ESTATE TAXES

Extract
Mr. Scheid again came forward and presented A-97-14. He stated that a couple of months ago, he had a Planning Commissioner, prior to the meeting, come to him making an inquiry, wanting to know if there was any section of the State Code that would allow the County to delay action or not give an applicant the opportunity to appear before the Planning Commission and/or Board of Supervisors on a rezoning, a variance, special exception, amendment, conditional use permit, anything that might affect their property if they owe property taxes on that particular property. We have researched the Code, called up the attorneys, they told us there is indeed such a Section in the State Code that would allow us to preclude processing an application for a land owner if they have property taxes in arrears. Therefore, the Planning Commission directed him to draft up a new ordinance, which he has done. The Planning Commission reviewed the ordinance at their last meeting and unanimously recommended to the Board of Supervisors that they adopt the ordinance. Essentially what it says is – and it would be adopted as Section 22.28. Payment of Real Estate Taxes. Mr. Scheid then read the proposed ordinance. Mr. Scheid stated and wanted the Board to understand this only applied to the property that is being requested for whatever permit they are seeking. If a person owns multiple properties and owes delinquent taxes on A-B-and C but is asking for relief on D; if D is current they we can not deny processing the application on that parcel D. It says quite clearly on subject parcel that is being requested for relief.

Mr. Scheid called for questions from the Board.

Mr. Tickle asked is this State Code.

Mr. Scheid stated it is State Code.

Mr. Tickle asked in order to enact this we have to make our own ordinance.

Mr. Scheid answered that is correct. What the State has said if any County, City, Town that has the right for a zoning subdivision ordinance, whatnot, if they choose to they can adopt this. You can choose not to adopt it.

Mr. Bracey opened the Public Hearing.

Mrs. Mann stated no citizens had signed up to speak on this issue.

Mr. Bracey asked if there were any citizens in attendance wishing to speak on this issue. There being none Mr. Bracey closed the Public Hearing.

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

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the Code of the County of Dinwiddie be amended by adding the following section to the County Zoning Ordinance:

22.28 Payment of Real Estate Taxes

Prior to the initiation of an application for a special exception, conditional use permit, variance, rezoning or other land use permit, or prior to the issuance of final approval, the applicant shall produce satisfactory evidence that any delinquent real estate taxes owned to Dinwiddie County which have been properly assessed against the subject property have been paid. Delinquent taxes shall be interpreted to include such things as interest and penalty charges.

In all other respects, this ordinance shall remain in full force and effect. This ordinance shall become effective, this date, February 4, 1998.

BE IT RESOLVED, that in order to assure compliance with Virginia Code Section 15.2-491 (g) it is stated that the public purpose for which this resolution was initiated is to fulfill the requirements of public necessity, convenience, general welfare and good zoning practice.

IN RE: PUBLIC HEARING – P-97-17 – GREEN ACRES MOBILE HOME PARK

Mr. Scheid came forward and apologized for not being present at the Public Hearing held on January 7th. He felt that is worked out good because the lawyer for Mr. Forrest was also ill.

Mr. Scheid continued by stating what he would like to do is very quickly, since the Public Hearing was held on this, he would rather not rehash a lot of what was already done. This case was heard by the Planning Commission in December 1997. It is a request for the rezoning of the property as distinguished. We have made this clear all along, as opposed to if the property is rezoned then the issuance or request for conditional use permit. The Planning Commission recommended on a 5-0 vote that the rezoning request be granted. They at that time expressed concern about on the rezoning and had thought in terms of proffers. Certain guarantees that certain things that appeared to be creating a problem in the neighborhood be addressed by the applicant on the existing mobile home park. Since we are talking about a new parcel of land obviously the new parcel of land you can deal with as you see fit but as far as the existing mobile home park that is something that was developed in the late 60's or early 70's and that was bound by those rules that were in effect at that time. He did receive a letter, and he did not know if it was pointed out to the Board, that on December 31, 1997, he had received a letter, signed by H. Curtis Butterworth, the attorney representing Mr. Forrest, in which he addressed:

Dear Mr. Scheid:

In reference to the above and on behalf of Mr. Isaac Forrest, the following proffers are made:

1. A chain link fence at least 6 feet high shall be erected along the property line of the park and concerned neighbor from Route 1 to the rear of the property. The fence shall be maintained and repaired by Mr. Forrest or subsequent owner(s).
2. Any debris on Ms. Ozmore's property that can be determined to have originated from current or previous residents of the Park shall be cleaned up and removed by Mr. Forrest.
3. An open space recreation area shall be created by Mr. Forrest for the use of the Park residents. Two proposed lots have been eliminated from the proposal to provide this space.

On January 7, 1998, I am scheduled for a jury trial and do not know how long it might last. Therefore, I am respectfully requesting the hearing be continued until the February meeting.

Mr. Scheid stated he, Mr. Butterworth, had prior to the meeting requested that the meeting be continued. I know in reading the minutes from the Board there was some concern about not hearing the matter and coming to a conclusion that evening. Mr. Butterworth did have a jury trial and as it turned out he was ill. It turned out he, himself, was ill also. Perhaps it worked out for the best. He would like to note on this, without getting too lengthy in his discussion with the Board, that he had been to the property on three (3) different occasions, his most recent occasion being last week. He has noted that there has been material cleaned up on Ms. Ozmore's property. He stated he did notice that a chain link fence, at least when he last saw it, was almost completed to Route 1. He knew that it did go all the way back to 85 which not only includes the park property that is currently developed but it also skirts the property that Mr. Forrest purchased and he was asking for a rezoning on. As to the open space recreational area, he did not know if there has been any motion on this or not. As he had mentioned, the Board of Supervisors at the January 7th meeting heard this, there were several issues that were raised, and he thinks maybe it might be proper at this time for him to conclude by saying are those issues still questions in some peoples minds that he might be able to answer. He stated his report is concluded since the staff report was read at length to the Board at the last meeting. He did not see any need to reread the whole document since the people that are present tonight, heard the report, the Board heard the report, as well as the staff that is present; therefore he felt the best way he could conclude his report was to ask if there are any questions.

Mr. Moody stated he had a question. These proffers have been presented to us, if this was conditionally rezoned, how would it become rezoned, when would we know that these conditions have been met. Would it not be rezoned until you have found out that these conditions have been met?

Mr. Scheid responded the way a conditional rezoning works or with proffers, if you will, is that it basically, I will probably get some cringes from legal counsel, but it is basically a partnership, an agreement, and if the Board gives something and they get something in return, one party does not perform the way they are supposed to on it, then he believes things revert back to the way they were. He knew that with a conditional use permit, which this is not a conditional use permit, if a person violates the conditions of the conditional use permit, the conditional use permit is revoked. We take it back. They have proffered these conditions. He again stated he knew two (2) of them have already been done. As to the third (3rd) one, he did not know and could not tell the Board at this point in time. He could only say that the rezoning is being granted with these proffers and if all three (3) proffers are not met then the rezoning, in his opinion, is rescinded or the property reverts back to the zoning it originally had.

Mr. Ben Emerson, County Attorney, stated Mr. Scheid had explained it close enough.

Mr. Moody wanted to know, on number three (3) proffer, just because he has put up those two (2) lots, if he does apply for a conditional use permit in the future, this does not mean that we have to hold him to just those two (2) lots in that conditional use permit. We could make it larger or whatever.

Mr. Scheid stated that is correct. The property he is looking to have a conditional use permit issued to, on the 9.1 acres in the back, must abide by the current standards that are in effect. The current standards that are in effect says ten (10%) percent of the gross area must be used for recreation purposes. The 9.1 acres in the back, there is a significant amount of that property that must be utilized for recreation.

Mr. Moody stated he still has to apply.

Mr. Scheid stated for a conditional use permit.

Mr. Moody asked if we could, at that time, increase the conditions of recreational area when the time came. This would be as a condition of the conditional use permit.

Mr. Scheid repeated as a condition. He stated yes, he would say that we could. He stated that he thought that we may want to seriously consider what we already have in place. A requirement that we already have of ten (10%) percent of gross area is a rather severe requirement. He did not know of any other areas that require a greater in a development scheme of property. What he would have now is close to one (1) acre to set aside for the recreational area. That is a pretty stiff requirement, most places he is familiar with they will have five (5%) percent, seven (7%) percent, or ten (10%) percent for recreational purposes.

Mr. Tickle asked about item 3. He stated he remembered a case where a very influential person in the County acquired proffers, he corrected himself by stating - offered proffers and we allowed him to go ahead with his various changes to his property but he never carried forth on the proffers. We still have not done anything about that. We still have not withdrawn that and made him repair it back as it was. For example, with item 3, unless you put a time period in there, number one (1) is he can decide to say he is going to do it six (6) years from now unless you place a time frame in there. This is exactly what happened on something on Ferndale Road.

Mr. Scheid stated normally what has happened, the way he interprets and the way he enforces ordinances, is that to giving a certificate of occupancy or signing off and releasing a bond, things have to be in place. If they are not, he does not release the bond. We do not allow a certificate of occupancy to be issued. That is a very severe stance to take on a person because now their cash flow, they are maxed out, they have built most of the things, yet they can not get a cash return so most people are willing to abide by it. He has found in the past, with most of the people he has dealt with, you can get a lot of these things done. He feels comfortable in this particular case if the Board goes forward with this these things will be done. He feels that way for a number of reasons, one reason is the people sitting behind him. The second reason is the Board sitting in front of me. He thought the way it had been written in the press also showed it was being followed.

Mr. Clay stated he was in the trailer park on February 3rd, and he saw some places that needed cleaning up but that could change overnight. He could clean it up today and be messed up tomorrow. He did not see anything wrong with this as long as he goes by these proffers.

Mrs. Everett stated she was there on Monday, February 2nd, and she was impressed with what she saw. The fence was in place and it looked good. She was concerned that she did not see a recreational area in the developed area. She was wondering about plans for that. She wanted to know about the plans for a recreational area in the developed area.

Mr. Scheid stated this was something, again, he understood the way we were going to do this is Mr. Forrest or his representative would be given an opportunity to come before the Board and speak tonight. He felt they could address that issue better than he could.

Mr. Bracey stated he had been to the trailer park and he had seen some good things and some bad things. One thing was he did not know that people could operate a business in that type of park. Please clear him on that. He asked for a yes or no, is that permissible. There was a blue truck that said welding 24 hours.

Mr. Isaac Forrest, Park Owner, stated he did not work from the park. This person is a welder and he brings his truck in because he lives there. This person had requested Mr. Forrest to sign a letter stating he could operate a business from his trailer and Mr. Forrest stated he declined to do so.

Mr. Bracey stated he had questions regarding the fence, especially the wooden fence. There was some question last meeting regarding who put it up or who was responsible or who paid for it or just what.

Mr. Scheid stated this was regarding Mrs. Maitland's property. The Water Authority made an agreement with Mrs. Maitland with regard to the fence. They obtained a water/sewer easement over her property with the understanding a fence be erected. He had spoken to the Water Authority and in checking into the matter he found the Water Authority had obligated themselves to put the fence up.

Mr. Bracey stated there are a lot of children living in the park. When you speak of two (2) lots that is not much area for the number of children living in the park. When you have a lot of children you have a lot of problems. They need somewhere to go in the park. He stated he would like to see something improved in the park. As far as the ten (10%) percent is a small percent when you have that many people and children in one area. This park has a big impact on our school system. He would like to see – that ten (10%) percent is very small – when you say sit aside ten (10%) percent somewhere in there he would like to see something written that whatever the acreage is that it be developed. A vacant lot or a vacant field and the developer telling me this is the park, that is not a park. Those are the things he stated he is really concerned about. He stated he wished he had thought to ask for information from the school system regarding the number of children living in the park that are currently attending Dinwiddie County Schools. There has also been questions as to how many of these children should be attending our schools. The portion set aside, if developed, he would go along with the ten (10%) percent.

Mr. Forrest stated he already had the recreational area on the plans.

Mr. H. Curtis Butterworth, Attorney for Mr. Forrest, stated he would like to address the two (2) lot situation. That is something that they propose, it is not written in stone. In discussing it we are both, in part, at this point in a somewhat of a catch-22. We do not want to be grandiose in presenting something that we are going to do for recreation and have it be such a situation that all of the sudden that we get complaints from inside and outside of the park that we have sort of created a community center and we have too much going on. That is why he hoped that they could receive some guidance from the County. At this point they do not have any specifics to present other than the fact that they wish to do something that is agreeable to the County. We realize that we must or we will not be able to get to where we want to go. The question about putting a time table on this is certainly reasonable and it should be done for everybody's benefit and protection. He stated that they are not in the playground business and will be looking for guidance.

The question regarding the first two (2) proffers, he understood that the debris situation has been eliminated. The fence is either all the way or very close to being completed. He stated the last time they were present, they had submitted those proffers with the understanding on their part, we were going to do these things, they were going to put the fence up and if the County does not approve anything then they are still going to keep that fence up. That proffer was not made for we are going to put this fence up if you give us this. It is up! It is going to stay up no matter what happens.

Mrs. Everett stated there are 43 elementary students, 25 middle and high school students living in the park. It stands to reason there are some preschoolers. We are looking at a hundred (100) or more children living in there. There needs to be some open space and recreation.

Mr. Butterworth stated they want to do that and they are looking for guidance.

Mr. Ben Emerson, County Attorney, stated before the Public Hearing was opened if the applicant wished to change the proffers it must be done before the Public Hearing is open.

There was discussion regarding the time period on proffer number 3. Mr. Butterworth stated he could not set a time frame when he did not know what they were going to do.

Mr. R. Martin Long, County Administrator, asked if he could make a suggestion at this point, if we are also not certain at this point exactly what may need to take place with the recreation area, if as part of the proffer, within a set amount of time, say sixty (60) days, thirty (30) days, whatever you all are comfortable with and the Board is, to come back to the Board with a plan for the recreation area. Then within a certain time frame to have the recreation area developed.

Mr. Butterworth stated he had no problem with that concept. The concept being to set a time frame to bring the plans before the Board and then at that time set a time frame for completion.

Mr. Scheid stated Mr. Butterworth had asked him about what needed to be in the recreation area but he did not have the expertise to advise him.

Mr. Butterworth stated he felt thirty (30) days was sufficient to determine what should be placed in the recreational area and present plans to the Board.

Mr. Bracey asked the Board members - one by one - if this was agreeable with them. The Board agreed.

Mrs. Everett stated at the last Public Hearing we were concerned about the recreational issue and she had asked if there was any outline of recreational need and what was under the original conditional use permit. Someone was going to look into that issue and see if there had been and if it had not been adhered to.

Mr. Scheid at this point passed out copies of the ordinance that was in effect during the 80's. To answer Mrs. Everett's question as far as the conditional use permit, it was issued in the 60's. He can not even tell them if any County regulation was on the books at that time. The conditional use permit that the Board issued had no reference to any recreational facility whatsoever, it was very simple. You meet the County zoning regulations, you meet the Health Department regulations, and you meet the State regulations on where you enter the highway. That was the extent of it. Lacking an zoning ordinance that dates back to the 60's he got the Board the ordinance that he could put his hands on that was the furthest one back that he could find. There are in that ordinance no reference to buffers, to recreation, to really much of anything.

Mr. Bracey opened the Public Hearing at this time.

Mrs. Mann stated that no citizens have signed up to speak on this issue.

Mr. Bracey asked if there were any citizens in attendance who wished to speak at this time. The following persons addressed the Board at this time:

1. Mrs. Rebecca Koenig, Boynton Plank Road, Dinwiddie came forward to speak on behalf of Mrs. Ozmore who was unable to attend. She reported that the fence that was erected was a 5 foot fence, not a 6 foot fence as stated in the proffers.

Mr. Forrest stated that he had requested a 6 foot fence. If this is incorrect Mr. Forrest stated it would be corrected.

2. Mrs. Jean Maitland came forward and stated that there used to be a recreation area at the park and she is not sure why it was done away with. She just wanted the Board to know that they used to have one.

There being no other citizens wishing to address this issue, Mr. Bracey closed the Public Hearing.

Mr. Bracey asked for comments from the Board members at this time. Mr. Clay and Mrs. Everett had no additional comments. Mr. Moody stated that he felt the property should be rezoned, however he wanted to be sure that this was just a rezoning not a conditional use permit. Mr. Tickle had questions and concerns regarding mobile homes vs. stick built dwellings. Mr. Bracey make a comment regarding children's toys being between the ditch line and the road. To him it spoke for its self.

After some additional discussion of the above issues Mr. Bracey called for a motion.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that P-97-17 be tabled for thirty (30) days at which time it will come back before the Board with a report as to the progress/completion of the proffers.

Mr. Butterworth wanted to know where the delays would end. He wanted to be sure that he understood what the Board required from them in thirty (30) days.

Mr. Long stated that the proffers need to be satisfied. The first proffer is completed, the second needs to be reviewed, and the third would be satisfied by providing the Board with a plan for the recreational area.

IN RE: SECTION 3 PLAN – INDOOR PLUMBING

Mr. Scheid again came forward to present an explanation of Dinwiddie County's Section 3 Plan. The County of Dinwiddie through the use in whole or in part of Virginia Community Improvement Grant funds is participating in the Indoor Plumbing and Rehabilitation Loan Program. In the implementation of this project the following Plan must be formally adopted by the Board of Supervisors. The Section 3 Plan brings the County into compliance with Section 3 of the Housing and Urban Development Act of 1968 by making provisions to utilize, to the greatest extent feasible, lower income project area persons for employment and training positions, and project area businesses for contracts in implementing the project.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the following Section 3 Plan is adopted:

**COUNTY OF DINWIDDIE
SECTION 3 PLAN**

1. The County of Dinwiddie, Virginia (the "County"), designated as its Section 3 covered project area that boundaries of the County.
2. The County, its contractors, and designated third parties shall in utilizing Community Improvement Grant funds utilize businesses and lower income residents of the Section 3 covered Project Area in carrying out all activities, to the greatest extent feasible.
3. In awarding contracts for work and for procurement of materials, equipment or services the county, its contractors and designated third parties shall take the following steps to utilize businesses which are located in or owned in substantial part by a person residing in the Section 3 covered area:
 - a) The County shall ascertain what work and procurements are likely to take place through the Community Improvement Grant funds.
 - b) The County shall ascertain through various and appropriate sources including
The Dinwiddie Monitor
The Progress Index
the business concerns covered by Section 3 which are likely to provide in materials, equipment and services which will be utilized in the activities funded through Community Improvement Grant.
 - c) The identified business concerns shall be apprised of opportunities to submit bids, quotes or proposals for work or procurement contracts with utilize CIG funds.
 - d) To the greatest extent feasible the identified businesses and any other project area business concerns shall be utilized in activities which are funded with CIGs.
4. In the utilization of trainees or employees for activities funded through CIG's the County its contractors and designated third parties shall take the following steps to utilize lower income persons residing in the Section 3 covered project area.
 - a) The County in consultation with its contractors (including design professionals) shall ascertain the types and number of positions for both trainees and employees which are likely to be utilized during the project funded by CIGs.
 - b) The County shall advertise through the following sources the availability of such positions.

The Dinwiddie Monitor
The Progress Index

- c) The County, its contractors and designated third parties shall be required to maintain a record of inquiries and applications by project area of residents who respond to advertisements, and shall maintain a record of the status of such inquiries and applications.
 - d) To the greatest extent feasible, the County, its contractors, and designated third parties shall utilize lower income project area residents in filling training and employment positions necessary for implementing activities funded by CIGs.
5. In order to ascertain substantial compliance with the above affirmative actions and Section 3 of the Housing and Community Development Act of 1968, the County shall keep, and require to be kept by contractors and designated third parties, listing of all persons employed and all procurements made through the implementation of activities funded by CIGs. Such listing shall be complete and shall be verified by site visits and interviews, cross checking of payroll reports and invoices, and through audits if necessary.

Adopted this 4th day of February, 1998 by the Dinwiddie County Board of Supervisors.

There was discussion as to what type of housing was eligible for this program. Mr. Scheid stated he would review the requirements and report back to the Board.

**IN RE: APPOINTMENTS – CRATER DISTRICT HEALTH
ADVISORY BOARD**

Mrs. Mann stated that we would start with the Crater District Health Advisory Board. We have received one (1) application for the position vacated by Sharon Grenoble. Mrs. Mildred Spiers has applied for that position.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Mrs. Mildred Spiers be appointed to the Crater District Health Advisory Board for a term expiring December 31, 2000.

**IN RE: APPOINTMENTS – DINWIDDIE COUNTY AIRPORT AND
INDUSTRIAL AUTHORITY**

Mrs. Mann continued with the openings on the Dinwiddie County Airport Industrial Authority. We have two positions open. Mrs. Betty Guthrie has been serving on this Board since 1994 and is seeking reappointment. Mr. Van G. Woodell has been serving on this Board since 1993 and is not seeking reappointment. This position cannot be filled with a Dinwiddie County resident. Mrs. Mann reported that she had one (1) application from Mr. Joseph W. Lyle. She stated that Mr. Lyle is a Dinwiddie resident and cannot fill this vacant position.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Mrs. Betty Guthrie be re-appointed to the Dinwiddie County Airport Industrial Authority for a term expiring January 31, 2001

**IN RE: APPOINTMENTS – DINWIDDIE INDUSTRIAL
DEVELOPMENT AUTHORITY**

Mrs. Mann stated the next appointment would be for the Dinwiddie Industrial Development Authority. She reported this is for one (1) position which will fill the unexpired term of Loid Hodnett. She has received three applications for this position – Mr. William L. Coleman; Mr. A. Jack Eubank; and Mr. Joseph W. Lyle.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Mr. A. Jack Eubank be appointed to the Dinwiddie Industrial Development Authority for a term expiring February 5, 2001.

IN RE: APPOINTMENTS – TRANSPORTATION SAFETY COMMISSION

EXTRACT
Mrs. Mann stated that she had three (3) positions open. Mr. T. E. Gibbs, Jr. had been serving on this Board since 1982 and is not seeking reappointment; Ms. Rebecca Tilson has been serving on this Board since 1984 and is not seeking reappointment; and Ms. Barbara M. Wilson has been serving on this Board since 1982 and is not seeking reappointment. We have received two (2) applications for these positions. Mr. James Douglas Watkins and Mr. Calvin Ampy have returned applications.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Mr. Calvin Ampy and Mr. James Douglas Watkins be appointed to the Transportation Safety Commission for a term expiring December 31, 1998.

Mrs. Ralph stated the final vacancy needed to be filled by someone affiliated with Driver's Education.

IN RE: APPOINTMENTS

Mrs. Mann stated that at the next meeting, February 18, 1998, we have two (2) appointments for the Dinwiddie Industrial Development Authority. These openings have been advertised and the deadline for applications is today, February 4, 1998.

There was discussion among the Board and Staff as to the effectiveness of advertising appointment vacancies. The Staff and Board will review the matter and make recommendations on how vacancies can be filled that is more cost efficient.

IN RE: COUNTY ADMINISTRATOR COMMENTS – \$4-FOR-LIFE FUNDS

EXTRACT
Mr. Long stated we had received a letter from Old Dominion Emergency Medical Services Alliance, Inc. regarding the proposed \$4-for-Life program. Currently the system is funded entirely by Special Fund revenues derived from a \$2 per vehicle registration surcharge. During the 1998 General Assembly, legislators will consider a proposal to increase the statewide Special Fund fee that supports the Virginia Emergency Medical Services from \$2 to \$4, or \$4-for-Life. On behalf of the men and women who provide Emergency Medical Services (EMS) in Dinwiddie County and elsewhere in the Old Dominion EMS Alliance (ODEMSA) region, they asked for the Board's support in getting this vital legislation by enacting a resolution supporting it.

There was discussion among the Board as to who would be paying the \$4. Everyone who purchases a state vehicle registration (tags) would pay the additional \$2 surcharge.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the following resolution is adopted and copies distributed to our legislative representatives:

RESOLUTION FOR \$4-FOR-LIFE

WHEREAS the Emergency Medical Services System of Virginia provides an invaluable and life-saving service to citizens in all areas of the Commonwealth, and is recognized nationwide for the excellent out-of-hospital patient care provided by volunteer and career EMS Providers; and

WHEREAS there exists an immediate and critical need to adequately fund the infrastructure of the EMS System, which includes money returned to localities for EMS purposes, matching grants for EMS equipment, funding for basic and advanced EMS training, and support for Volunteer Rescue Squads, the Virginia Office of EMS, Regional EMS Councils and other essential elements of the Virginia EMS System; and

WHEREAS the Virginia EMS System infrastructure receives no General Fund revenues, but is financed entirely by a Special Fund derived from a \$2 fee added to the cost of automobile registrations and known as the *Two-for-Life* Fund; and

WHEREAS the amount of money from the *Two-for-Life* Fund for Virginia's EMS System has not increased significantly during the past seven years, while costs of providing effective and efficient EMS have increased significantly at the state, regional and local levels across the State since 1990; and

WHEREAS all elements of the Virginia EMS System, as demonstrated by a unanimous vote of the Virginia Emergency Medical Services Advisory Board, will ask the 1998 Virginia General Assembly to help meet those costs by increasing the \$2 fee to \$4, or *\$4-for-Life*, so that the System can meet existing and future patient care demands; and

WHEREAS the Board of Supervisors of Dinwiddie County recognizes the critical financial needs of the Virginia EMS System infrastructure and the vital benefits that Citizens of the Commonwealth and this locality derive from the unified EMS System.

NOW THEREFORE BE IT RESOLVED that the Dinwiddie County Board of Supervisors does hereby endorse the proposed *\$4-for-Life* initiative to be presented by Virginia's EMS System to the Virginia General Assembly at its 1998 session; and

BE IT FURTHER RESOLVED THAT THE Dinwiddie County Board of Supervisors will communicate the urgent need for increased funding and this endorsement of *\$4-for-Life* to appropriate members of the Virginia General Assembly.

IN RE: COUNTY ADMINISTRATOR COMMENTS – SOUTHSIDE VIRGINIA MARKETING COUNCIL – DISSOLUTION

Mr. Long continued by stating the next item he had to bring before the Board was a letter from the Weldon Cooper Center for Public Service addressing the dissolution of the Southside Virginia Marketing Council. Through the dissolving of that Council each member locality received a check of State funds that were put up originally to fund that group. This group never really got off the ground. Dinwiddie County received a per capita basis check in the amount of \$4,689.19. It is being recommended since it is only to be used for the purpose of economic development that it be turned over to ABIDCO to support economic development in Dinwiddie County. It was his understanding that each of the other localities are handling their check in the same manner.

There was some discussion regarding the word "in" Dinwiddie County. It was voiced that wording such as "in regard" to Dinwiddie County would be more appropriate.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the funds received from the dissolution of the Southside Virginia Marketing Council in the amount of \$4,689.19 be forwarded to ABIDCO for use in marketing economic development for Dinwiddie County.

IN RE: COUNTY ADMINISTRATOR COMMENTS – FORD

**VOLUNTEER FIRE DEPARTMENT -- DISPERSAL OF
BRUSH UNIT 125**

Mr. Long continued with the next item. He stated a letter had been received from Ford Volunteer Fire Department requesting permission to dispose of the old brush truck unit. The old unit is a 1984 F-250 that had been damaged severely in an accident due to mechanical failure. The chassis of the vehicle currently holds very little value, which is one of the reasons the unit was replaced versus repaired. The unit cannot be used as a fire unit in its present condition. Therefore, the department feels the unit should be separated into the chassis and the skid unit for dispersal and they present the following two (2) proposals.

1. The unit can be placed, as is, into County surplus for auctioning at a later date

or

2. The unit can be separated as stated above. If this is done the Carson VFD, Dinwiddie County Company 6, would like to acquire the skid portion of the truck for use on an aging unit of their own. Ford VFD would need Board approval to transfer that portion of the truck to Company 6. The remaining chassis could then be placed into County surplus for auctioning.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted to Ford Volunteer Fire Department to separate Brush Unit 125 into two (2) parts. The skid portion of the truck is to be transferred to Carson Volunteer Fire Department, Dinwiddie County Company 6, and the chassis is to be placed into County surplus for auctioning.

**IN RE: COUNTY ADMINISTRATOR COMMENTS - CRATER
HEALTH DISTRICT - REQUEST FOR ADDITIONAL
APPROPRIATION**

Mr. Long stated that there was a request from the Crater Health District for an additional appropriation of \$6,000.00 from the local match. These funds will be used to meet the expenses that are not fully funded from the State. The remaining funds that they do have left over would be left in the budget for use on building improvements. Mr. Faison, Construction Inspector, is in the process of obtaining bids for work on the Health Department.

Mrs. Ralph stated that the State did not approve completely the entire amount and they are asking that of the local amount that we have put up that they be allowed to keep \$6,000.00. When she asked what particular equipment, since they mentioned that in their letter, that they might be purchasing, she was told it would be used to cover items that the State did not fund.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that authorization is granted for the Crater Health District to retain \$6,000.00 of the local match funding to cover medical and office equipment purchases that are not fully funded by the State within the 1997-98 fiscal year budget.

**IN RE: COUNTY ADMINISTRATOR COMMENTS -
AUTHORIZATION TO HIRE CLERK OF THE
WORKS/CONSTRUCTION INSPECTOR**

Mr. Long stated the last item he had was a request for the Board to authorize that County Administration move forward to hire a clerk of the works or a construction inspector for the TXI - Chaparral project.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that authorization is given to the County Administration to move forward in the hiring of a clerk of the works/construction inspector for the TXI - Chaparral project.

IN RE: APPOINTMENTS – DISTRICT 19 COMMUNITY SERVICES BOARD

At this time the Board asked if this appointment needed to be handled tonight.

Mrs. Mann stated that Mrs. Ralph had informed her that it needed to be advertised.

Mrs. Ralph stated it did not have to be advertised, however it was our policy to advertise all vacant positions.

After some discussion regarding advertising, Mrs. Mann was instructed to advertise this position and again they would review the policy of advertising to make it more cost efficient.

IN RE: BOARD MEMBER COMMENTS

Mr. Clay - no comments

Mrs. Everett – She reported that had attended, along with Mr. Scheid, the meeting on January 26th regarding the TransAmerica Corridor Study. She felt the meeting went well and there were between 75 and 100 in attendance. Mrs. Everett asked Mr. Scheid if he would like to comment at this time.

Mr. Scheid stated it seemed to him that there was considerable interest along the beach area. This will be very beneficial to Dinwiddie County. He gave a brief synopsis of the information he felt that he had obtained from the meeting.

Mr. Moody – no comments

Mr. Tickle – He stated he had no comments but he would like to make one comment on the – for the minutes – on the recommendations, he thought Mr. Clay made the motion for the clerk of the works. He thought we should make note that it was a quote “friendly hire”. That tells the citizens that, hopefully, it was a positive situation for us financially. He asked that the minutes reflect those words.

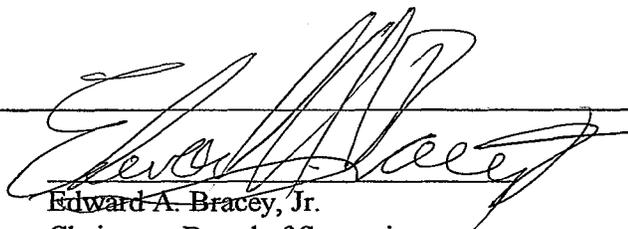
Mr. Bracey – no comments

Mr. Bracey stated to Mrs. Ralph that he was sorry he had forgotten her. He then asked if she had any comments.

Mrs. Ralph stated she had no comment, however she hoped that the Board could meet next Wednesday, February 11th at 1:00 P.M. for a workshop session on the budget.

RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting “aye”, the meeting adjourned at 9:23 P.M. to be continued at 1:00 P.M., Wednesday, February 11, 1998, in the Conference Room of the Pamplin Administration Building.



Edward A. Bracey, Jr.
Chairman, Board of Supervisors

ATTEST:

R. Martin Long
R. Martin Long
County Administrator

/pam

