

VIRGINIA: AT THE CONTINUATION MEETING OF THE DINWIDDIE COUNTY BOARD OF SUPERVISORS HELD AT EASTSIDE SCHOOL ON BOYDTON PLANK ROAD, DINWIDDIE COUNTY, VIRGINIA, ON THE 15<sup>TH</sup> DAY OF APRIL 1998, AT 12:30 P.M.

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

**IN RE: TOUR OF EASTSIDE SCHOOL**

The Board of Supervisors met with Donald W. Faison, Construction Inspector, and Timothy C. Smith, Recreation Director, to tour the Eastside Schools.

**IN RE: EASTSIDE SCHOOLS – AUTHORIZATION TO MAKE BASIC REPAIRS**

Upon motion of Mrs. Everett, 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 the staff is authorized to proceed with the following repairs to Eastside Elementary School:

- (1) Make temporary repairs to the roof;
- (2) Review the status of the existing pipes for the water system;
- (3) Remove the existing heating system;
- (4) Complete the removal of asbestos in the building.

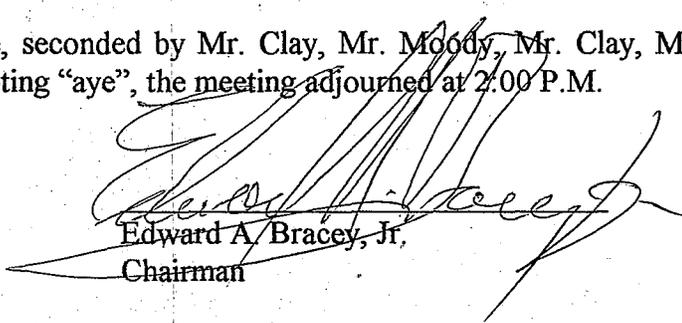
**IN RE: NEW COURTHOUSE ALARM SYSTEMS**

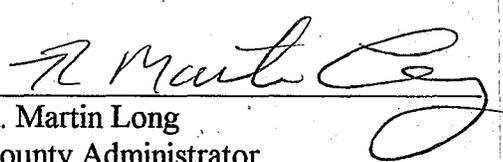
Upon motion of Mrs. Everett, seconded by Mr. Tickle, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that staff is authorized to award a contract to the lowest responsible bidder for the 3<sup>rd</sup> notification party on the Courthouse security and fire alarm systems for the new Courthouse.

**RE: ADJOURNMENT**

Upon motion of Mr. Tickle, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye", the meeting adjourned at 2:00 P.M.

  
Edward A. Bracey, Jr.  
Chairman

ATTEST:   
R. Martin Long  
County Administrator

/pam

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 15TH DAY OF APRIL, 1998, AT 2:00 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  
MARK FLYNN

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

Mr. Edward A. Bracey, Jr., Chairman of the Board, called the regular meeting to order at 2:00 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 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 minutes of the April 1, 1998 Continuation Meeting and the April 1, 1998 Regular Meeting are approved in their entirety.

**IN RE: CLAIMS**

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 following claims are approved and funds appropriated for same using checks numbered 1009994 - 1010166 (void check(s) number 1009994 and stop payment on check(s) 1009162); for Accounts Payable in the amount of \$323,867.05: General Fund \$198,215.74; E911 Fund \$659.00; Fire Programs Fund \$8,615.00; Capital Projects \$53,883.57; and County Debt Service \$62,493.74.

**IN RE: APPROVAL OF REQUISITION #17 - COURTHOUSE CONSTRUCTION**

Mrs. Wendy Weber Ralph, Assistant County Administrator, stated the following invoices are included in this requisition:

SANDS, ANDERSON, MARKS & MILLER	\$ 711.96
JMJ CORPORATION	<u>450.90</u>
TOTAL REQUISITION #17	\$1,162.86

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 Requisition Number 17 in the amount of \$1,162.86 be approved and funds appropriated for CIP expenses for the Courthouse Project Fund.

**IN RE: APPROVAL OF REQUISITION #30 – SCHOOL CONSTRUCTION**

Mrs. Ralph stated Requisition #30 for the School Construction consists of payments to the following:

KBS, INC.	\$246,177.30
FROEHLING & ROBERTSON, INC.	1,930.10
STROUD, PENCE & ASSOCIATES, LTD.	2,930.00
TRI-CITY OFFICE PRODUCTS	<u>703.00</u>
TOTAL OF REQUISITION NUMBER 30	\$251,740.40

Mr. Bracey asked how Stroud, Pence & Associates were being paid.

Mr. Faison stated they are being paid by the number of hours that they are on the job and the services that they perform while they are there. Also included in their bill is their travel to and from their home office to the job site. They submit an itemized breakdown of the hours spent on each job, which day, and what services they performed. Mr. Hutchinson, from the School Board, keeps these records and then the invoices come in accordingly.

Mr. Bracey wanted to know if Mr. Faison ever saw the records that Mr. Hutchinson kept.

Mr. Faison stated he did not.

Mr. Bracey stated he felt this was something that we may need to take up with the School Board. He stated we have spent almost \$70,000.00 for these special inspections. He felt this was way out of line. He felt we may need to contact the architect. He stated he would contact the School Board regarding his concerns.

Upon motion of Mrs. Everett, 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 Requisition Number 30 in the amount of \$251,740.40 be approved and funds appropriated for CIP expenses for the School Project Fund.

**IN RE: RESOLUTION – VAN G. WOODELL**

Mrs. Ralph stated we had a presentation to make. This resolution was adopted at an earlier meeting and the individual could not be present. He is present today and she asked Mr. Van G. Woodell to come forward at this time.

Mr. R. Martin Long, County Administrator, read and presented the following resolution to Mr. Woodell.

RESOLUTION  
OF THE  
DINWIDDIE COUNTY BOARD OF SUPERVISORS  
MARCH 4, 1998  
IN RECOGNITION OF  
VAN G. WOODELL

WHEREAS, Van G. Woodell has served the County of Dinwiddie, on the Dinwiddie County Airport Industrial Authority, with distinction and integrity from September, 1993 until January, 1998 and

*WHEREAS*, the Board of Supervisors on this 4th day of March, 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 Van G. Woodell 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 presented to Van G. Woodell, and a copy spread upon the minutes of this meeting.

Mr. Woodell stated the County had a wonderful asset in the Airport. He stated he had enjoyed working there and he felt when he left the Dinwiddie County Airport Industrial Authority it was a much healthier Airport, not because of him, but because of the hard work that has been done. He thanked everyone and stated he had enjoyed his years of service.

**IN RE: CITIZEN COMMENTS**

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

Mrs. Ralph stated there were and proceeded. The following persons came forward to address the Board:

1. Robert Wheeler, 708 East Carolina Avenue, Crewe, Virginia, came before the Board to request a resolution of support or letter of recommendation to the Department of Game and Inland Fisheries for appointment to the fourth congressional district. That district stretches from Louisa County all the way down to Chesapeake. There are people from everywhere seeking this appointment. It is the most sought after appointment in the Commonwealth of Virginia. He stated he has had eighteen (18) years experience; he has looked down thousands of deer mouths aging the deer; he has aged quail wings; he has picked up millions of fish; he teaches hunter safety classes; he presently serves on the Board of the Commonwealth Sportsman's Alliance; he has served on the Department of Agriculture's Aquaculture Advisory Board; and he has been on the Steering Committee for the Virginia Natural Heritage Board. He stated he had several agendas that were near and dear to any sportsman's heart. He stated that he felt there needed to be changes and gave examples of several.

Mrs. Everett asked if there was only one appointment from each District.

Mr. Wheeler stated that was correct.

Mrs. Everett stated we have endorsed the incumbent, Mr. Russell Garrison.

Mr. Wheeler stated he did not feel that Mr. Garrison was going to be re-appointed and they were probably going to make another pick. Whether they do or do not he did not see any thing wrong with Dinwiddie County endorsing two (2) candidates. He stated if the Board did not see fit to endorse two (2) candidates then maybe some of them would endorse him on an individual basis. He thanked the Board for their time and consideration.

2. Lucille Phares, 7901 Boydton Plank Road, Lot 164, Petersburg, Virginia, came forward to discuss Green Acres Mobile Home Park. She stated the fence, which was a foot shorter than required, had been extended and barbed wire added to the top. There are three strips of barbed wire. She stated she was not sure but she thought barbed wire was illegal in a residential area. The park for the children was to be put down in the bottom but had not been put in that spot. They changed their mind and have placed this park at the end of the trailer park over where someone has cleaned a little bitty spot. This area is

about the size of one mobile home lot. They are building something down there and she has not seen a building permit. She would like for the County to look into this. The last thing she would like is to see some security in the trailer park besides the Sheriff's Department.

Mr. Bracey asked Mr. William C. Scheid, Director of Planning, if there was a time limit on Mr. Forrest to establish a Park or recreation area and did we determine or set how many square feet it had to be.

Mr. Scheid stated he did not recall designation of square feet but a time limit was established. The limit was set at the end of April. Mr. Scheid stated he would be going to the site to check the progress. As far as the addition on the fence goes, he knew the addition had been installed. He stated he had spoken with the fencing contractor. The extension arms were put up and three (3) strands of smooth wire was put up. He physically had not been out to the site to examine the fence. That was what was supposed to be put up, not barbed wire. He stated he would be going to the site and examine the fence.

Mr. Bracey asked if there was any citizen present who had not signed up to speak but wished to speak. There being none, Mr. Bracey moved forward.

**IN RE: DEPARTMENT OF TRANSPORTATION - REPORT**

Mr. Harold Dyson came forward to present the monthly report for Mr. Ronald Reekes.

He reported that Route 460 was under construction. There were some initial problems but he felt they had gotten them straightened out.

The Board asked the following questions:

Mr. Clay was concerned about Walkers Mill Road. This road is torn all to pieces.

Mr. Dyson stated they would try to obtain Industrial Access Funds to perform repairs.

Mrs. Everett wanted to know the status on Wheaton Road and would it be completed this year.

Mr. Dyson stated he did not know the actual advertisement date but it should be sometime this summer. As to when it would be complete, Mr. Dyson stated it depended on when they got the stone down. He stated it may be next spring.

Mr. Moody was concerned about the overlay on Route 460. He questioned what the problem was. Mr. Moody stated with the money we are spending there should not be dips, bumps, and uneven lanes.

Mr. Dyson stated what they experienced was a segregation at the end of each load of asphalt. You could tell exactly where each load ended. They have changed to a courser mix making the entire surface look the same. They have rejected several loads and they will have to be removed and replaced. They are using a super pave mix. This is a whole new design. This is supposed to be a surface that will wear longer.

Mr. Tickle agreed with Mr. Moody. If we are spending five million dollars then it should not have dips. He felt the contractor should be made to correct errors that they make.

Mr. Moody commented on the intersection of White Oak Road and Grubby Road. He stated that there have been several accidents in front of the James Maitland house. He stated there was a hill there and he felt that we may have to cut that hill down. He stated he had been told there was a large telephone cable under ground in that area but it may

have to be moved. He stated one person has been killed already. He felt that a dangerous hill like that needed to be corrected.

Mr. Tickle stated he had one final comment. At Route 460 and Route 1, in the East Coast Station area. The trucks are going into the median making ruts. He stated that this could damage a car. Mr. Tickle stated he would like VDOT to call him to make an appointment in order to discuss some other issues.

Mrs. Everett stated she had some concerns about Dinwiddie Sporting Goods. When it rains, the water pools in front of that store.

Mr. Dyson stated they are currently looking at several options to correct this problem. He stated the owner did not want to go to the expense to change the entrance to the store.

Mr. Bracey asked why the owner wouldn't have to pay.

Mr. Dyson stated the owner did not pave under Virginia Department of Transportation regulations. He could say we did not have this water problem before Dinwiddie Sporting Goods paved their lot. The paving was not something that VDOT required him to do.

Mr. Bracey stated Flatfoot Road and Old Stage Road, several years ago VDOT told him they do not have 4-way stop signs. We try to keep those to the city. Now he sees they are in other places. He would like for them to review the intersection of Flatfoot Road and Old Stage Road.

Mr. Moody stated in that area where he was speaking of a 4-way stop might help in that area. It may save a life until we can obtain funds to correct the hill problem.

Mr. Bracey continued by stating he was upset with Route 460 being closed for the Virginia Lottery advertisement. He felt Dinwiddie County was notified pretty late.

Mr. Dyson stated the County found out about the same time VDOT found out about it. He stated he only had a week's notice. He stated this was the first time he had been involved in this type of event and he did not know the rules on notification.

Mr. Bracey stated he did not feel we had been treated fair. It was not fair to the citizens or schools.

Mrs. Everett stated she was present that day and she was very impressed. She felt the county received a lot of free publicity out of the filming. She stated we will be having a lot more filming in Dinwiddie County.

**IN RE: COMMISSIONER OF THE REVENUE – REPORT**

Mrs. Ralph stated the Board had received a note from Mrs. Deborah M. Marston, Commissioner of the Revenue, that she would not be present. She is in her office if the Board wishes to see her.

Mr. Bracey stated Mrs. Marston stated she could not be present because of work in her office and if any Board member had a question or problem please contact her.

**IN RE: TREASURER – REPORT**

Mr. William E. Jones, Treasurer, came forward to present his monthly report. He stated on the last page of his report was a request for approval to establish an investment account. This account would be with Craigie Incorporated. They are an investment firm. The reason behind this request is that when we dropped our relationship with Signet we also dropped some of the diversification as far as our investments through their money center. He felt that because of more money coming in and the fact that we will be having

to do our RFP for the long term investments that this type of firm is someone that would be able to provide us with a portfolio for that. He requested the Board's approval to establish an account there

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 for the Treasurer to establish an account with Craigie Incorporated.

**IN RE: COMMONWEALTH ATTORNEY - REPORT**

Mr. T. O. Rainey, Commonwealth Attorney, was not present. Mr. Bob Hill, Assistant Commonwealth Attorney, and Mrs. Mindy Stell, Secretary for the Commonwealth Attorney, came forward to address the Board.

Mr. Hill stated he gets to appear before the Board about once a year when Mr. Rainey lets him out. He stated he had nothing to report on behalf of Mr. Rainey; however, he stated that all of them knew their boss, Mrs. Mindy Stell. He stated they were here to ask the County's approval of implementation of a victim witness program that has been authorized by the State and Federal Government. The only thing he wished to stress before turning the matter over for questions to Mrs. Stell, who is much more familiar with the program than he was personally, is to point out that it would require no funding by the County. The funding has been approved as part of the Grant that includes all of the necessary articles that need to be purchased such as office equipment, computers, etc. More importantly the funding that has been approved represents an 80% contribution by the Federal Government and 20% contribution by the State. The only item that needs to be provided by the County is space and electricity. This has been provided for in the new courthouse building. Mr. Hill then turned the floor over to Mrs. Stell.

Mrs. Stell stated the only thing she could say is that DCJS - Department of Criminal Justice Services - is really pushing for every County in the State of Virginia to have a victim witness program. She stated the only Counties that do not have a victim witness program are the ones in white on the printout provided to the Board. The Counties in green have been in existence for at least one year and the yellow ones were all implemented last year. We have the funds available for a full time person. All expenses are covered as far as the grant goes. She stated in the grant request she requested every possible thing that she could.

Mr. Bracey called for questions from the Board.

Mrs. Everett asked why we were not in the program sooner.

Mr. Bracey stated he did not know and all we could do was handle what was placed before the Board this date. Mr. Bracey asked the County Attorney if he knew anything about these types of programs.

Mr. Emerson stated he did not.

Mr. Mark Flynn stated this type of program has been pretty successful up in Winchester, where he served as City Attorney for eleven (11) years. Particularly in a sense from a victim that someone is there in their court.

Mrs. Stell stated this program not only assists the victim and the Commonwealth Attorney's Office but also helps the Sheriff's Office, Social Services Department, Probation Office; basically all of your prime offices in the County.

Mr. Bracey stated he had a question. When this grant runs out, these funds run out; does this become a part of the County's budget or is the program just done away with.

Mrs. Stell stated she had been told by DCJS these funds are not going to run out. This is a program that has been in effect and they are trying to make it nation wide. She stated that was all she could go by.

Mr. Tickle stated to follow the line of Mr. Bracey's questions, the thought process is that often times we have a person that is funded by the State or the Federal Government, whatever, then we have a Constitutional Officer or Department Head comes forth and says this person is doing an extraordinary job and we are going to lose this person. They then ask the Board if they will be willing to subsidize their salary. Mr. Tickle asked do you not think or is it not going to happen.

Mrs. Stell stated she could not perceive this Commonwealth Attorney coming forth requesting those funds.

Mr. Tickle stated the second question he had was, when they said space, all we are providing is the actual square footage of that office area or cubical area for that person. Everything else is funded by the grant 80 - 20%. Mr. Tickle asked if the 20% was funded by us.

Mrs. Stell stated 80% is funded by the Federal Government and 20% is funded by the State of Virginia.

Mr. Tickle repeated 20% by the State. He stated he just wanted to confirm that. Then square footage for space, now how much space are we talking about. He stated he just wanted to get all the specifics now.

Mrs. Stell stated they are not requiring any specific amount of space.

Mr. Tickle asked if they will have a cubical or if they will need their own office.

Mrs. Stell stated their own office. There is one provided in the new courthouse for that.

Mrs. Ralph stated it is a 12 X 15 room.

Mr. Faison confirmed by stating it is approximately 12 X 15, like a waiting room. Mr. Faison stated there is no furniture for that room.

Mrs. Stell stated she had requested everything including the waiting room chairs.

Mr. Bracey stated you have requested that.

Mrs. Ralph stated Mrs. Stell had covered it under the grant application .

Mr. Tickle stated he was getting close to his last question. For some reason the County sees fit or your office sees fit/that office that they have or that space is more valuable to another organization; will that person be moved to another position if so asked or is that their station in life forever.

Mrs. Stell stated it does not have to be their station in life forever. The only thing they have said is that they will not provide, as far as the grant, is to pay rent. It, the space, does not have to be located in the Commonwealth Attorney's office.

Mr. Tickle stated the question he is coming to is if they find another position they want to put in there or add to that and that is a very nice office area -- if we had something we wanted to put in there then that person could be moved to another location, correct.

Mr. Tickle asked if he could ask one more question. All the furniture for the new courthouse Mr. Faison has so kindly worked very hard to arrange and to coordinate in

that building; he was assuming that they have been working with Mr. Faison to make sure the furniture they are going to order is some what similar.

Mrs. Stell stated that she had contacted Molly Leal and she had the actual bid, all the information that had been bided out. She sent her a work sheet that had everything. From this work sheet they picked everything from the filing cabinets to the waiting room chairs. She stated she had also talked to the coordinator in Sussex County.

Mr. Bracey asked if at this point we needed a motion.

Mr. Long stated it was his understanding if the Board agreed with the proposal we needed a motion to authorize him to sign as the project administrator because the funds will run through the County.

Mrs. Ralph stated that presented a question if the funds will be run through the County payroll who will pay the administration expenses. Mrs. Ralph stated she wanted the Board to be aware there will be administration expenses incurred by the County.

Mr. Bracey asked Mrs. Stell if those expenses had been added in.

Mrs. Stell asked if she needed to. She stated she did not know if they would fund that.

Mrs. Ralph stated they probably would not but she wanted the Board to be aware there will be payroll administration expenses to the County..

Mr. Moody wanted to know if this position would be shared with another County like Nottoway.

Mrs. Stell answered no sir. We are on a .65% needs basis which allows us to have a full time person.

Mr. Bracey asked the Board if there were any other questions. Mr. Bracey continued if there are no questions we would entertain a motion.

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 authorization is granted to the County Administrator to sign an agreement as project administrator for a Victim Witness Program and that when the Federal and/or State Funds cease the position also ceases.

**IN RE: SHERIFF'S DEPARTMENT - REPORT**

Sheriff Samuel Shands came forward stating the Board had his report.

Sheriff Shands stated he would like to thank Mr. Long for allowing the display in the hall for Drug Awareness. On May 16<sup>th</sup> there will be a walk from the Administration Building to the High School for Drug Awareness. He stated he would be glad to answer any questions.

Mr. Bracey asked who was going to walk.

Sheriff Shands stated citizens, the public, anyone interested in the Drug Awareness Program.

Mr. Bracey asked if the Board had any questions for Sheriff Shands.

Mr. Tickle stated someone sent him, a citizen sent him a letter asking him to read on behalf of Sheriff Shands. Mr. Tickle read the following:

Dear Sheriff Shands:

Thank you for complying with our request to come to our home and discuss a solution for an on going problem in our neighborhood. We are grateful for the time you spent with us and for your action in solving the problem of excessively loud music from an adjoining business property. We realize that this was a minor problem in your specter of problems faced daily. We are especially appreciative of the concern you showed. Dinwiddie County is fortunate to have you, a conscientious hard working man, as Sheriff.

Sincerely,  
Carol and Dennis Hathaway

They sent Mr. Tickle the letter and personally called him to say this on behalf of Sheriff Shands. Mr. Tickle stated he had done his good deed for the day.

**IN RE: SHERIFF DEPARTMENT – PAY REQUEST FOR JESSE B. WRAY, JR.**

Mr. Long stated Mr. Shands had one request in the packet. This request was for payment of vacation and accumulated compensatory time for Mr. Jesse B. Wray, Jr. who resigned from the Department..

Mr. Bracey asked what the policy was on this type of request.

Mr. Long stated vacation time only, no sick leave--

Mrs. Ralph interrupted stating it was vacation and accumulated compensatory time..

Mr. Long continued with no sick leave is reimbursed.

Mr. Bracey asked if Sheriff Shands request was in order.

Mr. Long stated yes sir.

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 authorization is granted to pay Mr. Jesse B. Wray, Jr. For 96.0 hours of accumulated vacation time and 31.7 hours of accumulated compensatory time at a rate of \$12.48 per hour.

**IN RE: SHERIFF DEPARTMENT – AUTHORIZATION TO ADVERTISE VACANCY**

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 authorization is granted for the Sheriff's Department to advertise to fill the vacant position left by the resignation of Mr. Jesse B. Wray, Jr.

**IN RE: BUILDING INSPECTOR – REPORT**

Mr. Dwayne H. Abernathy, Building Inspector, came forward to present his monthly report. He asked the Board if they had any questions.

Mr. Bracey stated he did not have a question but he would like to make a comment. He stated that he had contacted Mr. Abernathy's office concerning a contractor and really he did not understand they were going to do it that day, but the stop work order

went up that day. He stated we are improving tremendously! He stated he wanted to thank him.

**IN RE: ANIMAL WARDEN -- REPORT**

Mr. Steve Beville, Animal Warden, came forward and presented his report for the month of March 1998. He asked if there were any questions regarding his report.

**IN RE: POULTRY - CLAIM - ALBERT FRIED**

There being no questions Mr. Beville continued by stating that he did have one claim. He stated that Mr. Albert Fried had dogs kill eleven (11) sex link hens. Mr. Beville recommended to the Board that they pay the claim for the hens which were valued at \$4.75 each for a total of \$52.25.

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 authorization is granted to pay Mr. Albert Fried for a poultry claim submitted for eleven (11) sex link hens valued at \$4.75 each for a total of \$52.25, which were killed by dogs.

Mr. Tickle asked Mr. Beville about the guidelines -- what we are required to compensate individuals and real brief, one sentence, if there are any guidelines set in the other counties in the State of Virginia if they place a limit or an amount they will pay. For example we will not pay unless the loss goes over \$200.00 or \$300.00. For example we are paying for every chicken, cow, anything that takes place. Can this be limited to a dollar amount and once it goes over that dollar amount possibly we start paying.

Mr. Beville stated he did not have the-- the first question was he thought came in when they gave counties the right to dog licenses. We have a limit of \$300.00/\$400.00. This is the amount as high as we would go. You know if the dogs were to get down somebody's \$1100.00 or \$1200.00 bull, or \$2,000.00 bull, he thought that \$400.00 is as much as the County would pay.

Mr. Tickle stated his feeling was, he just had a problem paying the \$55.00 for someone's livestock claim. If the claim were \$300.00 or \$400.00 then he had more sympathy. People have homeowners and other things now that they did not have 20 or 30 years ago. He asked Mr. Clay and Mr. Moody, since they are farmers; it just did not seem to him that the County should be paying these claims for, the small claims; a larger claim yes, but for 10 chickens or 5 chickens or 1 chicken he could just not see it.

Mr. Beville stated it was something that the County could look into.

Mr. Bracey asked Mr. Tickle if we could get our Animal Control Officer to look into what other localities do and work with the County Administrator to find a solution or determine if this is something that the County just has to do.

Mr. Emerson stated this is provided for by statute, but he cannot remember at this time exactly what it is. He stated the County did not have a lot of choice. If anything you have to pay the small claims and not the big claims.

Mr. Beville stated if the owner of the animal could be located then it was their responsibility to pay.

Mrs. Everett stated a State Trooper had informed her there are a number of unlicensed dogs in West Petersburg and the County needed to have a roundup in that area. She asked Mr. Beville if he agreed with that.

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Mr. Beville stated he, along with Mr. Alvin Booth from the Sheriff's Department had been through that area about a week or ten days ago. He continued West Petersburg was in better shape then it was. He stated it seemed there were not many violations now. He stated he had a right good clean up in that area about a year ago.

Mr. Bracey stated he understood where Mrs. Everett was going. He had a question. He stated we use to have a kind of roundup of dogs in all sections of the County.

Mrs. Ralph stated April was dog confinement month.

Mrs. Bracey stated he did not know if legally we could just set West Petersburg, saying we are going there to take care of the dog problem.

Mr. Beville stated West Petersburg does fall under the confinement area. They fall under the year round confinement. Again he stated in the last few weeks he had made added patrols in that area.

Mrs. Everett stated if there is a problem then she would like for him to keep an eye out in that area. She was also concerned about a severe dog biting incident in that area.

Mr. Beville stated that incident was not as bad as it came up to be. The kid did not receive any stitches or anything. He did get bit but the dog belonged to him. It was his own dog.

Mr. Moody asked if there were any humane officers in the County of Dinwiddie.

Mr. Beville stated there were none. Mr. Beville stated we have new laws coming into effect. He stated he had received a letter on them this week.

**IN RE: DIRECTOR OF PLANNING – REPORT**

Mr. William C. Scheid, Director of Planning, came before the Board to present his monthly report. He stated he did not have any additional information to add to his report at this time.

Mr. Moody asked about Mr. Cone's Garage. He stated the property looked 100,000% better. There are still a couple of mounds of scrap metal/junk. He asked that this be followed up on and the cleanup job completed.

Mr. Scheid stated he would see it was looked into. He stated he had not been pressing as hard now since they had completed so much of the requested cleanup.

**IN RE: DIRECTOR OF PLANNING – VAPA CONFERENCE  
FUNDING REQUEST**

Mr. Long stated there was an issue under his comments that seemed more appropriate to bring up now. Mr. Long continued that Mr. Scheid had requested he be allowed to attend the Virginia Planning Association annual conference. Mr. Long stated he has participated for several years. He stated Mr. Scheid had conveyed to him that by attending these conferences he felt he was able to bring back valuable information to the County. The total request is \$220.00 for the registration and one (1) night stay.

Mr. Scheid stated this included meals and materials. This is a three (3) day conference, Wednesday, Thursday and Friday, April 29<sup>th</sup> through May 1<sup>st</sup>, in Williamsburg. The event actually begins on Wednesday, however, he was not asking to go Wednesday because it is basically a sign in late in the afternoon and he did not feel there was that much productivity gotten by going on Wednesday evening. What he was suggesting was he drive up early Thursday morning.

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 funds in the amount of \$220.00 be appropriated for Mr. William C. Scheid, Director of Planning, to attend the Virginia Planning Association annual conference April 30<sup>th</sup> and May 1<sup>st</sup> in Williamsburg.

Mr. Bracey requested Mr. Scheid provide the Board with a short report on the topics that were discussed at the meeting.

**IN RE: PLANNING DIRECTOR -- REPORT**

Mr. Tickle stated the Sanitation Director and the Planning Director are present now and he had an issue he wished to place before them before Mr. Scheid left the meeting. He stated on the ordinance of disposal of trash and debris; how does that work when you have businesses dumping building type items into our dumpsters and what is our ordinance.

Mr. Scheid stated he would yield to the Sanitation Department to respond to that. His take on it is we have spots the County funded throughout the County; for people who violate them or dump on the ground indiscriminately they are essentially in violation of the County dumping laws. This would be enforceable by the Sanitation Department.

Mr. Tickle stated his second question was if Mr. Bracey observes the individual doing the dumping and he calls the Sheriff's Department or the Planning Department or Sanitation Department how does that interact with our ability to prosecute.

Mr. Scheid stated he was asking a legal question which counsel would be proper to respond to. He said he requests citizens to reduce to writing, not just verbal, what they saw then he felt the County would have the right to seek a summons and take the matter to court; of course, Mr. Bracey would be subpoenaed to court to testify since the party who issued the summons did not actually see the act. Most citizens do not wish to disclose their names when they call in a complaint. Some times they will disclose it to him with the understanding it is not to be disclosed to anyone else. At that point he will pursue the matter somewhat. He stated he does request that they reduce it to writing. He very rarely gets someone to submit something to him in writing as to what they have seen. When he does get it in writing he does treat it more seriously then he does a telephone call. He stated he has found he has gotten in the middle of feuds.

**IN RE: ZONING ADMINISTRATOR -- REPORT**

Mr. John M. Altman, Jr., Zoning Administrator, came forward and presented his monthly report. He asked if the Board had any questions.

Mr. Moody stated that the growth study committee had finalized their work and wanted to know if they wished to now meet with the Board.

Mr. Bracey stated they would take that up at a later date.

**IN RE: SOCIAL SERVICES -- REPORT**

Mrs. Peggy McElveen, Director of Social Services, was not present.

**IN RE: SUPERINTENDENT OF SCHOOLS -- REPORT**

Mrs. Troilen Seward, Superintendent of Schools, was not present. Mrs. Ampy was present to receive any questions the Board wished to send to Mrs. Seward.

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Mr. Tickle stated he would like to have an update on the School Construction and on the goings on of the schools. He would like for her to schedule that with the Chairman of the Board and the County Administrator.

**IN RE: WASTE MANAGEMENT – REPORT**

Mr. Dennis King, Director of Waste Management, came before the Board and presented his report for the months of March and April 1998.

He stated he would like to address Mr. Tickle's question. He informed the Board every dumpster is very clearly marked with the code requirements. These dumpsters are also marked with no scavenging signs and instructions regarding large items. These stickers on the dumpsters state the Sheriff's Department will enforce these code requirements.

Mr. Tickle stated he would take full blame because he saw a builder dump a dump truck with a trailer being pulled behind and another pick up truck at the Sutherland site. He stated that he caught him at the end of the dump. He had heavy metal items that could not be compressed. He stated he went across the street and called the Sheriff's Department. Someone came, then went to the Doctor's office, and that person never took advantage of the call. They later sent someone to sit out there but that person had already left. This is the point where Mike Tickle the supervisor has to stand up and write down the license plate of who he saw. He feels the same way an individual feels, if there is a law sitting out there then the Sheriff's Department should be there to enforce it. This person filled up a whole roll off container and a dumpster. This was a business person who should have some type of dumpster site on his property.

Mr. King stated he could bring it to the landfill.

Mr. Tickle stated if he wants to build subdivisions then he should provide some type of dumpster on his site.

Mr. King stated his problem was he did not feel he could get any kind of enforcement, you have to balance in your mind with your judgment, whether you are going to get your butt kicked or whatever by this individual. Like he had previously said it puts them in a bad spot sometimes; if someone is reasonable you can get something done but if it is somebody that is not and you are looking for support –

Mr. Tickle stated he knew the person in question was an unreasonable one. He stated he knew this person. He still felt the law should have stepped in and handled this situation. This person got a free ride on the County. The roll off unit cost the County approximately \$200.00 to empty

Mr. Bracey stated he understood the problem. Either we need to enforce the laws or either we need to decide to not ticket. Once the decision is made we need to stick to it. Mr. Bracey stated we need to talk to the Sheriff regarding this matter.

Mr. King stated manned sites are an answer for this problem and that is coming.

Mr. King stated he had included the list of dumpster locations. Since making this list he had lost two (2) of these sites. These sites are Bolster's Store site and the site on Claiborne Road. Bolster's Store site he did not wish to discuss. The Claiborne Road site closing is due to a new subdivision being put in. Mr. Bain, owner of the property, is being very generous with the time to close and clean the site. Mr. King stated he will have signs made telling the citizens what is happening, why, and where the nearest dump site is located. The closing date will be June 1, 1998.

**IN RE: WASTE MANAGEMENT – AUTHORIZATION TO ORDER  
NEW DUMP TRUCK**

Mr. King stated he had budgeted for a new clean up truck for his Department. The bids are as follows:

**ONE (1) TON PICKUP TRUCK – DIESEL – AUTOMATIC**

A) STROSNIDER CHEVROLET	\$22,439.14
B) PETERSBURG FORD	\$22,853.62
C) OWEN FORD	\$21,950

**HEAVY DUTY CAB-OVER – DIESEL – AUTOMATIC**

A) GMC TRUCK	\$24,441.52
B) MITSUBISHI	\$24,193.00
C) UD TRUCKS	\$27,980.00

Mr. King continued by saying it looked like the best price for the body appeared to be from Simpson at \$6,345.00.

Mr. Bracey stated he saw the prices and there was a 6 - 9 and a 10. This seemed like a large spread.

Mr. King stated he had been on the telephone with the low bidder and gone over the specs asking questions regarding the important features that were needed on the vehicle. Everything seemed to check out ok. The only difference between the bids is that the two higher bids did include some additional equipment that he did not want.

Mr. Bracey asked if this piece of equipment from Simpson was what he needed.

Mr. King stated it was.

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 for Waste Management to order a Mitsubishi cab over flat bed truck at a cost of \$24,193.00 from Peterbuilt of Richmond and a dump body, with stake sides, from Simpson Equipment at a cost of \$6,345.00.

**IN RE: RECREATION – REPORT**

Mr. Timothy C. Smith, Recreation Director, came forward to present his monthly report and stated he had no additional information to report.

**IN RE: DEPUTY EMERGENCY SERVICES COORDINATOR –  
REPORT**

Mrs. Dawn M. Titmus, Deputy Emergency Services Coordinator, came forward to present her monthly report.

**IN RE: FIRE & RESCUE ASSOCIATION – REPORT**

Mrs. Titmus stated she was also representing the Fire and Rescue Association because their representative could not be present. She stated their monthly report was included in the Board packet.

**IN RE: PERSONNEL ACCOUNTABILITY TAG SYSTEM AND  
MANAGEMENT SYSTEM**

Included in the packet was the information on the Personnel Accountability Tag System and Incident Management System. They were planning to ask the Board for \$3,828.67 to fund this program.

Mr. Bracey asked if this funding had been discussed with the County Administrator.

Mr. Long stated he had discussed this matter with them .

Mr. Bracey asked if we were ready to act on this item at this time.

Mr. Long stated he told them he felt the Board may wish to postpone action pending the hiring of the Public Safety Officer.

Mr. Bracey stated he felt we needed to wait on this item. Mr. Bracey polled the Board members and all were in agreement on waiting until Mr. Long felt the time was right.

**IN RE: COUNTY ATTORNEY – REPORT**

Mrs. Ralph stated we had Mr. Ben Emerson and Mr. Mark Flynn present today.

Mr. Ben Emerson, County Attorney, stated they had no monthly report but were available for questions.

**IN RE: CONSTRUCTION INSPECTOR – REPORT**

Mr. Donald W. Faison, Construction Inspector, came forward to present his monthly report. He asked if the Board had any questions.

Mrs. Everett asked about the furniture company that went bankrupt.

Mr. Faison stated he had hoped to have before them, now, the latest letter from Gulf Seaboard but it has not arrived to date. They advised him this morning by telephone they have gone to the next company that was listed in the specifications and gone through the architect and had things approved on how we can work it all out. They have been promised to have the permanent seating for two (2) of the three (3) courtrooms in place by June 1<sup>st</sup>. They were not able to give us the date they could have the other one (1) in place, which is the General District Court.

Mrs. Everett asked about any financial loss to the County.

Mr. Faison stated he did not know about financial loss but there was a lot of sleep loss! Trying to coordinate everything with everybody to finalize everything could directly have an effect on your proposed dedication date. The contractor had offered to go into the existing courtroom and move all that furniture and set it down in the courtroom in order that that courtroom will be operational on a temporary basis if the Board and Judge Warren sees fit to do that.

**IN RE: COUNTY ADMINISTRATOR COMMENTS – VLGMA**

Mr. Long stated he had one item. There was a request before them to allow him to attend the VLGMA summer conference. It runs from Wednesday to Friday. He is only interested in attending Thursday and Friday. This is June 25<sup>th</sup> and June 26<sup>th</sup>. It will be held at the Virginia Beach Resort and Conference Center. Mr. Long stated he would drive up early Thursday morning and would request a one (1) night stay.

Upon motion of Mrs. Everett, 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 for the County Administrator to attend the Virginia Local Government Management Association summer conference on June 25-26, 1998 at Virginia Beach Resort and Conference Center and funds are appropriated for registration \$125.00 and a one (1) night stay at approximately \$91.00.

**IN RE: BOARD MEMBER COMMENTS**

Mr. Clay – No comments

Mrs. Everett – She stated she had attended the VDOT pre-allocation hearing at John Tyler. They arrived at about 9:00 A.M. and finally got to speak about 1:00 P.M. which made for a long day. Dinwiddie was number 36 on the list.

Mr. Moody – He stated we took no action on the Game and Inland Fisheries for Mr. Wheeler.

Mrs. Everett stated we had given our endorsement to Mr. Russell Garrison and he is the incumbent and she felt that he has done a good job. She stated she did not see how we can endorse two (2) people.

Mr. Clay stated Mr. Wheeler felt that he had it in the bag but that he would very much appreciate the Board's endorsement.

Mrs. Everett stated she felt that he was probably very qualified but she felt we had given our endorsement and she felt we had an obligation to stay with that.

Mr. Tickle – He stated he had no comment until Mr. Moody presented that situation. When he supported Mr. Garrison he was under the understanding that it was one of those positions there was not a lot of competition for. In the past we have never had more than one applicant come and ask the Board for support. He felt this puts a little dilemma there. He stated he supported someone whose past history is doing an adequate job but it is not to say this new person cannot do a good job also. The question he would like to put to the Board is do we know that Mr. Garrison does a good job and do we know that this person is going to do a poorer job or a better job. Do we support all candidates or do we just let it lie. We need to think about how we support people on this position.

Mr. Bracey stated he was not impressed with this gentleman. He stated he only told him what was wrong; he never said anything about what was being done right. Everything he said seemed to begin with "Back when I was a little boy". Mr. Bracey stated he felt they had been doing a good job throughout the State of Virginia and he felt things have really improved. He felt Mr. Wheeler degraded everything. That was his personal opinion. He felt we need to just let that dog stay.

Mr. Tickle wanted to know what we were going to do if a third person came before the Board for endorsement.

Mr. Bracey stated we have made our endorsement.

Mr. Bracey – no comments

**RE: EXECUTIVE SESSION**

Upon motion of Mr. Clay, seconded by Mrs. Everett, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey 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 (Public Safety Officer); Section 2.1-344 (A) - 3 Discussion or consideration of the condition, acquisition or use of real property for public purpose, or of the disposition of publicly held property; Section 2.1-344 (A) - 5 Discussion concerning a prospective business or industry where no previous announcement has been made of the business' or industry's interest in locating in the community; and Section 2.1-344 (A) - 7 Consultation with legal counsel (Contracts - property request) 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 5:35 P.M.

**IN RE: CERTIFICATION**

Upon motion of Mr. Clay, seconded by Mr. Tickle, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey 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 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 requirements by Virginia law were discussed in the executive 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: LEASE AGREEMENT WITH DEPARTMENT OF GAME & INLAND FISHERIES -- PROPOSED PARK**

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

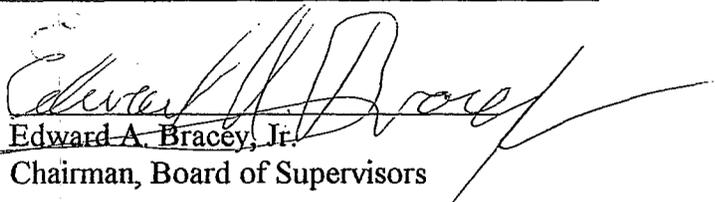
BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted to the County Administrator to sign a lease agreement with the Department of Game and Inland Fisheries for a possible location of a Park on Lake Chesdin subject to negotiation of the terms of the agreement acceptable to the County.

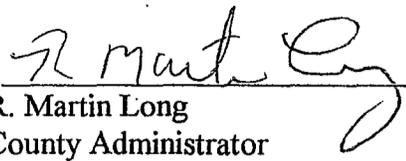
**IN RE: VILLAGE OF DINWIDDIE -- WATER AND SEWER**

Mr. Bracey stated he had a question. He asked Mr. Long to research the following : In the Dinwiddie -- lets call it Dinwiddie proper here -- Dinwiddie Supermarket from there down to the Village Mart or beyond -- will or at any time within the next few months will that area be served by sewer. This is a very important question. It has to be answered. It could mean life or death for us. Why he is saying this is because he does not know. He asked Rob Harrison about that sewer line coming across from that thing on 85. That seems like it is not going to serve anything. Please research it for him and find out just what is happening.

**IN RE: ADJOURNMENT**

Upon motion of Mr. Tickle, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Tickle, Mrs. Everett, Mr. Bracey voting "aye", the meeting adjourned at 5:40 P.M. to be continued at 5:00 P.M. on May 6, 1998 for an Executive meeting at the Home Place Restaurant.

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

ATTEST:   
R. Martin Long  
County Administrator

/pam

