

VIRGINIA: AT THE CONTINUATION MEETING OF THE DINWIDDIE COUNTY BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 7TH DAY OF JULY, 1999, AT 5:00 P.M.

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

OTHER: BEN EMERSON COUNTY ATTORNEY

IN RE: CALL TO ORDER

Ms. LeeNora V. Everett, Chairman, called the continuation meeting to order at 5:15 P.M.

IN RE: CLOSED SESSION

Mr. Haraway moved that the Board now close their meeting to discuss matters exempt from the open meeting requirements of the Virginia Freedom of Information Act:

1. The subject matter to be discussed in closed meeting is Administration; Public Safety; Recreation; and Commonwealth Attorney.
2. The purpose of the closed meeting is Personnel Matters.
3. The subject and purpose falls within the following exemption(s) under Section 2.1-344A of the Code of Virginia:

- **Personnel Matters, Section 21.-344A.1 of the Code of Virginia,** candidates for employment OR the assignment, appointment, promotion, performance, demotion, discipline, salaries, compensation, resignation of employees)

Mr. Clay seconded the motion. Mr. Moody, Mr. Bracey Mr. Haraway, Mr. Clay, Mrs. Everett voting "aye" the Board moved into the Closed Meeting at 5:15 P.M.

A vote having been made and approved the meeting reconvened into Open Session at 7:30 P.M.

IN RE: CERTIFICATION

Whereas, this Board convened in a closed meeting on this date pursuant to an affirmative recorded vote on the motion to close the meeting to discuss Personnel for the purpose of Administration; Public Safety; Recreation; and Commonwealth Attorney in accordance with Section 2.1-344 A.1 of the Virginia Freedom of Information Act;

Whereas, Section 2.1-344.1 of the Code of Virginia requires a certification by the board that such executive meeting was conducted in conformity with Virginia law;

Now, therefore be it resolved that the board hereby certifies that, to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act were heard, discussed or considered in the executive meeting to

which this certification applies; and (2) on such public business matters as were identified in the motion by which the executive meeting was convened were heard, discussed or considered in the meeting to which this certification applies.

Upon motion of Mr. Clay, Seconded by Mr. Moody.

Before a vote is taken on this resolution, is there any member who believes that there was a departure from the requirements of number (1) or Number (2)? If so, identify yourself and state the substance of the matter and why in your judgment it was a departure.

Hearing no statement, Mrs. Everett called the question.

Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Clay, Mrs. Everett Voting "Aye". This Certification Resolution was adopted.

IN RE: SALARY ADJUSTMENT - PART TIME EMPLOYEES

Mr. Long asked the Board to authorize a cost of living adjustment of 2.5% for all County part-time employees effective July 1, 1999. This adjustment will still work within the individual Department's current budget.

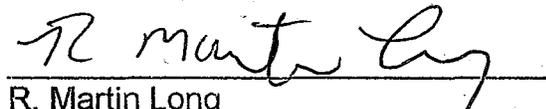
Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Clay, Mrs. Everett Voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for all part-time County employees to receive a 2.5% cost of living adjustment effective July 1, 1999 with funds being appropriated from each Department's current budget.

RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Clay, Mrs. Everett Voting "Aye", the meeting adjourned at 7:33 P.M.


Lee Nora V. Everett
Chairman


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 7TH DAY OF JULY, 1999, AT 7:30 P.M.

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

OTHER: BEN EMERSON COUNTY ATTORNEY

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

Mrs. LeeNora V. Everett, Chairman, called the regular meeting to order at 7:30 P.M. followed by the Lord's Prayer and the Pledge of Allegiance.

IN RE: AMENDMENTS TO THE AGENDA

Mrs. Everett stated there was one change the Board wished to make in the Agenda. She further stated they would like to move Agenda Item Number 9 up on the Agenda to follow Agenda Item Number 6.

She asked if there was a consensus to move this item. The Board responded with "Aye".

IN RE: MINUTES

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the June 16, 1999 Regular meeting and the June 23, 1999 Continuation meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Haraway, Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Clay, Mrs. Everett 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 1015691 through 1015981 (void check(s) numbered 1015489, 1015691, 1015779, 1015859, and 1015860); for

Accounts Payable:	FY 98-99 Dated 6/30/99	FY 99-00 Dated 7/7/99
(101) General Fund	\$ 184,693.81	107,767.80
(103) Jail Commission	\$ 687.00	-
(104) Marketing Fund	\$ -	-
(222) E911 Fund	\$ 1,641.96	-
(223) Self Insurance Fund	\$ -	-
(225) Courthouse Maintenance	\$ -	-
(226) Law Library	\$ 47.03	-

(228) Fire Programs & EMS	\$ -	-
(229) Forfeited Asset Sharing	\$ -	-
(304) CDBG Grant Fund	\$ 2,365.07	175,717.64
(305) Capital Projects Fund	\$ 5,515.72	-
(401) County Debt Service	\$ 1,310.00	81,970.24
TOTAL	\$ 196,260.59	365,455.68

PAYROLL (June 30, 1999)

General Fund	\$ 334,278.50
E911 Fund	\$ 280.10
CDBG Grant Fund	\$ 2,831.18
TOTAL	\$ 337,389.78

**IN RE: MCKENNEY FIRE STATION – PAYMENT REQUEST
NUMBER 1**

Mrs. Wendy Weber Ralph, Assistant County Administrator, stated this payment request consisted of the following invoice:

BALLOU, JUSTICE & UPTON	\$15,927.45
TOTAL	\$15,927.45

Mrs. Ralph further stated the Superintendent of Buildings and Grounds has approved this invoice.

Upon Motion of Mr. Clay, Seconded by Mr. Moody, Mrs. Everett called for a vote by asking all in favor to signify by stating "Aye". The Board responded and Mrs. Everett stated there was a consensus.

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Payment Request Number 1 for the McKenney Fire Station for \$15,927.45 is hereby approved and funds appropriated from the CIP Fund.

**IN RE: DINWIDDIE FIRE STATION – PAYMENT REQUEST
NUMBER 1**

Mrs. Wendy Weber Ralph, Assistant County Administrator, stated this payment request consists of the following invoices:

BALLOU, JUSTICE & UPTON	\$16,828.35
ATLANTIC GEOTECHNICAL SERVICES INC	1,542.50
TOTAL	\$18,370.85

Mrs. Ralph further stated the Superintendent of Buildings and Grounds has approved this invoice.

Upon Motion of Mr. Bracey, Seconded by Mr. Clay, Mrs. Everett called for a vote by asking all in favor to signify by stating "Aye". The Board responded and Mrs. Everett stated there was a consensus.

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Payment Request Number 1 for the Dinwiddie Fire Station for \$18,370.85 is hereby approved and funds appropriated from the CIP Fund.

IN RE: SCHOOL CONSTRUCTION – DINWIDDIE ELEMENTARY –

PAYMENT REQUEST NUMBER 5

Mrs. Wendy Weber Ralph, Assistant County Administrator, stated this payment request consists of the following invoices:

BALLOU, JUSTICE & UPTON	\$51,615.21
TOTAL	\$51,615.21

Mrs. Ralph further stated the Superintendent of Schools had approved this invoice.

Upon Motion of Mr. Moody, Seconded by Mr. Haraway, Mrs. Everett called for a vote by asking all in favor to signify by stating "Aye". The Board responded and Mrs. Everett stated there was a consensus.

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Payment Request - Dinwiddie Elementary Number 5 in the amount of \$51,615.21 be approved and funds appropriated, with all funds advanced being reimbursed from the bond proceeds from the Dinwiddie Elementary project.

IN RE: SCHOOL CONSTRUCTION - REQUISITION NUMBER 46
(IDA98A - #11)

Mrs. Ralph stated Requisition #46 (IDA98A - #11) consists of the following invoices:

SCHOOL SPECIALITY	\$ 1,942.44
PAXTON/PATTERSON	318.00
MIDWEST TECHNOLOGY PRODUCTS	2,952.00
HIGHSMITH, INC.	533.05
AMTAK COMPANY	500.00
SANDS, ANDERSON, MARKS & MILLER	167.54
DOMINION FABRICS	623.48
BALLOU, JUSTICE & UPTON	<u>11,062.50</u>
TOTAL	\$18,099.01

Mrs. Ralph stated the Superintendent of Schools has approved the invoices.

Mr. Bracey questioned the Ballou, Justice & Upton, architect fees for maintenance building for \$11,062.50. He asked someone to explain this invoice to him, how it would come out of the existing Bond from Crestar.

Mr. Ray Watson, Director of Technology and Finance, stated Mrs. Troilen Seward, Superintendent of Schools, had addressed this issue on January 21, 1999. At that meeting it was discussed that the maintenance building would be relocated and a new one would be built out of existing Bond monies. The modulars and the building at Southside would come out of lottery proceeds.

Mr. Bracey stated he was not saying Mr. Watson was wrong but before he paid \$11,062.50, he would like to go back to the minutes to see what exactly was said regarding this. If it is not in the minutes the Board approved it, we have to go another route. All the others he can say yes but this particular one, let us make sure we are doing the right thing.

Mrs. Everett stated we can vote on all but that one item if that is the Board's desire and we can come back with further information on that one at the next meeting.

Mr. Bracey stated the information based on the actual minutes and what was said and what was approved.

Mrs. Everett asked if Mr. Bracey was making a Motion to that effect.

Mr. Bracey stated he did not feel we could put two (2) in one (1) motion. He stated he felt we should deal with the others first and then with this one.

Upon Motion of Mr. Bracey, Seconded by Mr. Clay, Mrs. Everett called for a roll call on this one.

Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Clay, Mrs. Everett, Voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Requisition Number 46 (IDA98A -- #11) for \$7,036.51 be approved and funds appropriated for CIP expenses from the School Project Fund.

**IN RE: SCHOOL CONSTRUCTION – REQUISITION NUMBER 46
(IDA98A -- #11) – BALLOU, JUSTICE & UPTON INVOICE**

Mr. Bracey stated he would now request that the School Board present the County Administrator or the County Administrator present the minutes of the January 21, 1999 meeting where this was approved or talked about as Mr. Watson presented it so that we can see about the payment of the funds. He also stated if Mrs. Everett wanted this in the form of a motion, if the minutes so state, through the interpretation of the County Administrator, pay the bill but if it does not, do not pay the bill, bring it back at the next meeting.

Upon Motion of Mr. Bracey, Seconded by Mr. Moody, Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Clay, Mrs. Everett Voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that if in the interpretation of the County Administrator the Ballou, Justice & Upton invoice should be paid out of the current School Bond issue then the \$11,062.50 is approved and funds appropriated for CIP expenses from the School Project Fund.

IN RE: CITIZEN COMMENTS

Mrs. Everett asked if there were any citizens signed up to speak.

Mrs. Pamla A. Mann, Administrative Secretary, proceeded to call the first name on the sign up sheet.

1. Herbert Anderson, representative from the Dinwiddie County Food Bank, came forward to explain to the Board they were losing their building located in the yard at Dinwiddie Elementary School. Mr. Anderson asked the Board for help in locating a new home for the Food Bank.

There was discussion among the Board members about the size of building required and how quickly they needed to find a new home.

The Board asked Administration to look into the matter and report back to the Board with suggestions.

2. Ann Scarborough, Dinwiddie, came forward with a list of questions and concerns to discuss with the Board. The list consisted of the following:

- a) Changing the name of the Petersburg Airport as Mr. Mike Tickle had suggested before he left the Board – was this taken to the General Assembly or was it dropped;
- b) Virginia Bio-Fuel's law suit – what year was the first law suit filed; are all law suits settled; do we have any pending and if so how many; total cost of Virginia Bio-Fuels;
- c) Conference and seminar attendance by County employees -- could this information be a part of the public packet so citizens could see what is going to be covered in these meetings;
- d) Fire works – questioned do we have an ordinance that we can sell them or that we can not or what is it;
- e) Referendums – why does Dinwiddie County deny referendums here; why does the County always go the IDA way which eliminates the citizens;
- f) Towers – are they taxed in our County; are there any on the Virginia Department of Transportation right-of-ways; can we reserve space on these towers for EMS communications; does the County receive any revenues on these towers;
- g) Subdivisions – now that Dinwiddie County has reached the 10% growth figure can the County now ask for proffers (Mr. William Scheid, Director of Planning, stated impact fees); can we now ask for impact fees;
- h) Telephone bills – the bills for the County keep getting higher and higher; can this be reduced by using the mail; does the County review where these calls are being made;
- i) She concluded with requesting the exact amount the County has borrowed up to this point for everything, the total amount.

Mrs. Everett stated the Board had the answers to all these questions she had given them this date and the County Administrator will respond.

Mrs. Scarborough stated she did not expect an answer tonight because she knew how this process worked.

Mrs. Everett asked if there were any other citizens present who wished to address the Board during the Citizen Comment portion of the meeting. There being none Mrs. Everett closed the comment portion and moved forward.

**IN RE: PUBLIC HEARING – A-99-9 – CHANGE IN POLLING PLACE
– DISTRICT ONE – POSTPONEMENT**

Mrs. Everett stated in regard to the Public Hearing on A-99-9, Change in the Polling Place, Election District One, the Board had a letter dated July 6, 1999, which reads as follows:

TO WHOM IT MAY CONCERN:

Please be advised that the Administrative Council of Mansons United Methodist Church voted on July 4, 1999 not to offer the church as a voting precinct.

The letter is signed by Rennie W. Bridgmen, Jr., Chairperson – Administrative Council.

Because of the action by the Mansons United Methodist Church there will not be a Public Hearing on that matter because the Board will not be taking any action on this. The Board has agreed to hear the comments of those who were in attendance for this issue.

Mrs. Mann stated she had several names and proceeded to call the first citizen to the podium.

1. Aubrey Henley, 18000 Old Cryors Road, McKenney, Virginia, came forward stating he came on behalf of Mansons United Methodist Church and they had a meeting on Sunday and due to the controversy at the last meeting it was unanimous that they not offer it as a precinct for voting but there were a few matters that really concerned the members of the Administrative Council that they wanted to clarify. Nobody on the Administrative Council could recall ever being offered the chance to be a precinct and from the minutes that he had just finished reading from the previous meeting it was stated they had been offered for fifteen (15) years. There was nobody at the meeting that could ever recall being offered it or they would have. Until recently there was no need. They just wanted to clarify that the only reason that they agreed to it was as a service. They were unaware that there was going to be a big controversy and they did not initiate the petition. They were just trying to be nice to the public. There is a need for some voting facility down there. He stated he was going to vote if they did it in a telephone booth but the road getting in and out of where it is now is bothering a lot of people. The access to the building where it is at is the problem for everybody. They have gone through a lot of trouble to make it handicap accessible. He stated he rides by the site everyday and they have pulled up and may have even added some gravel but the muddy conditions, rainy conditions and the lighting does seem to bother some people and he was worried about what type of poill workers they were going to get if they have to be up there and they have to fight the conditions. He did not want this to hurt the turnout for voting. There are other sites in the area that may be acceptable with minimal help and he thought there were many civic groups that would not mind having the thing. There are a few other churches or buildings and if all they need, is a ramp or something he felt sure they could find help.
2. Michael Stone, 17495 Old Cryors Road, McKenney, Virginia, came forward to reiterate what Mr. Aubrey Henley had stated and what he had stated at the June 16th meeting (which is in the minutes from the last Board session), that again no one at Mansons United Methodist Church initiated the petition, we were asked by a resident in DeWitt to host it. We would have done the same thing if anyone else had asked from another locality as long as we were in their voting precinct. The one thing that stuck out with all people after their Sunday School lesson the way this got out of hand since June 16th. He stated he had come before the Board and cleared up what he thought that Mansons did not initiate the petition. The members of the Church were really concerned that their Church name was being associated with something that is racially motivated. When the member of the Electoral Board said that they should look into it and when it was repeated by people in the community that was one of the reasons the motion came forward for Mansons not to host it.
3. Jimmy Connally, 14250 Glebe Road, DeWitt, Virginia, came forward representing the citizens of DeWitt/Rocky Run community who vote in District One. After redistricting took place several years ago, it was determined that they had to vote at Darvills' Community Center. This was a twenty (20) mile drive for some of their voters. When the Darvills' Community Center was destroyed by fire, we had hoped that the Electoral Board would choose an area that was more centrally located for their needs. With the choosing of Cut Bank Hunt Club, they did not! The voters are stilling having to travel more than fifteen (15) miles in order to cast their ballots. From the District line on Shippings Road it is eighteen point three (18.3) miles to Cut Bank Hunt Club, from DeWitt Post Office it is fourteen and one half (14.5) miles and from up along Glebe Road it is an average of sixteen (16) miles to get there. Due to these distances, voters are not turning out. Unfortunately, our society has become dependant on the convenience of services offered and when these services are not readily available within a certain distance and time frame we have a tendency to do without them and that

includes voting. Therefore a few of the citizens set out to find an alternative polling place to bring before the Electoral Board and the Board of Supervisors. A question arose as to what the qualifications were for the proper polling site as far as building and insurance requirements. It was discovered there are no insurance requirements for non-County owned facilities. Mrs. Glenice Townsend contacted Mr. Chris Cary, he is manager of member services for VACo Insurance Programs, who administers the insurance programs for the County regarding this matter. Mr. Cary responded with a letter, which the Board has been provided a copy of, stating - "We believe that it is in the best interest of the County that the recommendations made by Mr. Cary be adhered to. That each polling facility provide a certificate of insurance annually with a minimum liability limit of one million dollars and that a qualified building inspector inspect each facility and assure that they meet ADA requirements." Mr. Connally stated as far as their knowledge this had not been done in the past. On behalf of the citizens of DeWitt/Rocky Run community he thanked the Board for their consideration and their request to move the polling place to a more central location in District One and to assure all the citizens have a safe place to vote.

4. Susan Stone, 17609 Old Cryors Road, McKenney, Virginia, came forward stating she would like to thank the Board for hearing their concerns again and wanted to reiterate what everyone here had said tonight. The problems that exist at the current facility are still there and she did hope that they would give them another chance, a little while longer to try to find something else and that it will be in the best interest of everyone in District One. It is true that you are only in the building maybe two or three minutes to vote but if we are going to lose voters or keep people from voting because of the location of the building then she thought we definitely need to think about this. We want a place that people can get to conveniently, that they do not have to worry about trying to find and the weather conditions to get in and out. She stated they were just asking the Board to give them a little more time to try to find something.

There being no other citizens present wishing to speak Mrs. Everett asked for Board discussion.

Mr. Moody was concerned because as he stated he had heard the concerns of the citizens and realized we were short on time. He stated we needed to possibly direct staff to have an advertisement for a place, direct them to put the advertisement in the paper if we can find somewhere. He stated he thought we only had about two (2) weeks.

Mrs. Everett stated to Mr. Moody that he was speaking of a place more centrally located.

Mr. Moody replied to find a place that is more centrally located, if that exists, in the District. He stated we would give the citizens a time to find something. People in the DeWitt/Rocky Run area have, since 1986 or 1988, had to travel quite a distance to vote and if we can find somewhere that is more centrally located in that time period we ought to look at it. He asked Mr. Ben Emerson, the County Attorney, how this would work.

Mr. Emerson stated the problem with this year, the November election, is really one of time at this point. The process, what you have to go through in order to approve or have a new voting place or polling plan approved, is that you have to adopt an ordinance that makes the change in the polling place and you have to do that pursuant to the normal laws for adopting ordinances. This means that you have to have a public hearing, which means that you have to advertise twice, for two (2) weeks, in advance of that. The reason there is a time problem for the current election is that after the ordinance is adopted you have to send a request to the Justice Department in Washington to review it. You have to send a packet of

information concerning the change and the need for and various statistics and other information to the Justice Department. The Justice Department has sixty (60) days to review it and tell you whether or not they object to the change or whether or not they will either approve or simply not object to it, which is typically what they do. They also typically take all of that sixty--(60) days to respond to you. After you get their response you have to mail a notice to every member, resident, of that District that is affected by the change. That has to occur no later than fifteen (15) days before the election. If you add up all that time the only, the last time that we can reasonably adopt an ordinance and get it in place, if we are lucky and the Justice Department sends a response in a timely fashion, we can get it done if we have a public hearing at the first August meeting. In order to meet the advertisement requirement, the public notice requirements for that meeting we would have to place an advertisement by next Friday. We really have not a whole lot of time to get the process in motion if a suitable place is found. What the Board might want to do is authorize the placing of such an advertisement at the County Administrator's discretion if a suitable place is thought to be found and the advertisement could be placed and a public hearing held at the August 4, 1999 meeting.

Mrs. Everett asked if there was a centrally located place in this precinct.

Mr. Emerson stated he thought that was what the Board would be asking the staff to look into within the next ten (10) days.

A citizen who was present asked if she could address the Board even though it was out of order.

Mrs. Everett stated yes.

Ms. Johnnie Felter, 14254 Glebe Road, DeWitt, Virginia, came forward stating she just wanted the Board to know how appalled she was last year when she had to go to that precinct to vote. She could not believe she was in Dinwiddie County. She could not believe that we had gone back or digressed to that point. She further stated she could not believe that she was actually sitting here tonight listening to the Board debate on whether or not you can get an advertisement in the paper. She stated she could get it in there by Friday!

Mrs. Everett stated you are going to advertise a place, now where is the place.

Ms. Felter stated no, but she can call up all the newspapers and have an advertisement put in there where ever you want it to go. She continued that the point is that the Board has known about this, they have known about it for a long time. Glenice Townsend has been beating herself on the wall trying to get this thing through. She stated the citizens should be taken into consideration just like anybody else. She stated their tax dollars are just as good as anybody else. We need to do something and we need to do it now.

Mrs. Everett stated to Ms. Felter that this issue was brought to the Board at their last meeting.

Ms. Felter stated this is the first time that you, speaking to Mr. Moody, knew about it?

Mr. Moody stated he had known about it for a good six (6) months or more.

Ms. Felter stated how about the rest of the Board? She stated none of you were aware of how upset all of the citizens were about where they had to go to vote and the mud that they had to go through to get there.

Mrs. Everett stated it had not been before the Board.

Mr. Clay stated he had not been to the polling place.

Ms. Felter asked if the Board had seen this polling place?

Mrs. Everett stated she was in the northern end of the County.

Mr. Clay stated he had not been there.

Ms. Felter stated you should go! You should go!

Mr. Moody stated this issue was brought to his attention six (6) to eight (8) months ago and that is when he told several citizens now is the time if you want to get a petition together to voice your concerns. He stated he thought that was about the time that it started. Nevertheless, the issue is not whether we can get an advertisement in the paper, we can get an advertisement in the paper, the issue is we will put the advertisement in the paper if a possible location comes forth. That is the issue. That was how he felt.

Mrs. Everett asked if there was any insight on a possible location.

Mr. Jimmy Connally stated the Sappony Hunt Club on Lew Jones Road has offered to be a polling site.

Mrs. Everett asked if it was central.

Mr. Connally stated it was about five (5) miles from all the District One lines.

Mr. Moody stated that was one possibility and he would like to make a Motion that we direct staff to put an advertisement in the paper if we can get a suitable location brought to us or we can find one that is suitable and centrally located.

Mr. Haraway Seconded the Motion of Mr. Moody, Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Clay, Mrs. Everett Voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for staff to place an advertisement regarding a Public Hearing on the change of the polling precinct for Election District One if a suitable, centrally located location can be found prior to Thursday, July 15, 1999.

There was additional discussion on the location of the Sappony Hunt Club and discussion of the location of a trailer for the polling precinct.

IN RE: STATEMENT PRIOR TO PUBLIC HEARINGS

Mr. William C. Scheid, Planning Director, came forward to make the following statement prior to the Public Hearings.

"As previously requested by the Board of Supervisors, Draft copies of the Planning Commission Meeting minutes have been made available to the public prior to this meeting as well as copies on the table at the rear of this meeting room. The purpose of doing so is to expedite the hearing process without compromising the public's access to pertinent information. It is noted that the Board has been given various information on all of the hearing(s) to include, the application, zoning map, adjacent property owner list, locational map(s), proffers (if applicable), soils data,

comprehensive land use maps and references, etc. With this information noted, I will proceed with the cases."

IN RE: PUBLIC HEARING – P-99-2 – REZONING – CARGUNN PROPERTIES

Mr. Scheid continued by reading the following statement regarding P-99-2:

The applicant, Cargunn properties, is seeking a rezoning with proffers of 24.9 acres of tax parcel 56-52 from agricultural, general, A-2 to residential, conservative, R-R. The property has been subdivided into the maximum number of parcels permitted by code, thus, as required by section 18-12(b), a rezoning application was submitted. Currently, the applicant can place one (1) permitted use on the 24.9 acres. It is the applicant's desire to rezone the property and restrict the use of the property to single family use and establish three (3) homesites as shown on the proposed plat. The smallest land parcel will contain 6.1 acres and the other two (2) parcels will contain 9.49 acres and 9.33 acres respectfully. The property is located within the Dinwiddie Courthouse community planning area. Route 1 is within ¼ mile of the property. There are approximately 36 homesites on Keelers Mill Road (2 miles long) and a home for the aged. The parcel under consideration contains a mixture of tree types with many mature hardwood trees. The Planning Commission heard this case at their 6/9/99 public hearing and recommended approval to the Board of Supervisors on a 5-1 vote. Mr. Titmus was not present at this meeting and Mr. Moody voted against the motion. Mr. Moody expressed concern for tree preservation and felt that the proffers did not adequately address this concern. While there was a general discussion on this matter by the Commissioners with the applicant, Mr. Baker, it was generally felt by the other members that the rezoning request was appropriate. No one spoke in opposition to the request and several calls received by the staff noted support by land owners in the vicinity of this request.

The proffered conditions originally submitted are as follows:

- a) No residence shall be erected, constructed, maintained, used or permitted to exist on any tract other than single-family dwellings.
- b) A private garage may be built separately or attached to and made a part of the residence, but shall be of the same materials and conform in construction to the residence.
- c) All building materials shall be new or structurally sound. The exterior walls of all improvements shall be brick or wood or aluminum, vinyl or masonite siding. No asphalt shingles, tarpaper, tin, or similar building materials shall be used for the exterior walls of any part of any improvements. Concrete or similar materials may be used for foundations, but they shall not be employed as "above ground" exterior walls. However, these requirements shall not apply to farm use buildings constructed more than 500 feet from any public highway and more than 100 feet from any property boundary.
- d) All structures shall be completed on the exterior, and all grading, landscaping and seeding, shall be complete within one (1) year from commencement of construction.
- e) There shall be no double-wide mobile homes permitted. All residential structures must conform to BOCA code. The enclosed living area shall be a minimum of 1200 square feet.
- f) Each tract shall provide off-street parking for no less than two (2) motor vehicles.
- g) Each tract owner shall maintain all improvements placed upon such owner's tract, and no unsightly or dilapidated structures shall be permitted on any tract.

The applicant has submitted a revised proffer letter dated June 22, 1999 which added a tree buffer statement on the 3rd page. It reads as follows: TREE BUFFER: There shall be a 100 foot tree buffer measured from the center line of Keelers Mill Road. The tree buffer shall not include removal of debris, underbrush, limbing trees, clearing for driveways or removal of dead diseased, dying or undesirable trees. All other trees in the buffer shall remain to insure the rural nature of these tracts. This clause may be amended at the discretion of Dinwiddie County to allow for tasteful clearing for pasture land or other uses.

It is my belief that this added proffer addresses the tree buffer concern raised at the Planning Commission meeting. This concludes my presentation to the Board. Mr. Scheid stated he was available for questions.

Mrs. Everett asked the Board if they had any questions for Mr. Scheid at this time. There being none, she asked if the applicant would like to come forward and address the Board.

Mr. Robert Baker, applicant, came forward to address any questions or concerns the Board might have regarding the rezoning. He stated he felt they had addressed the concern of buffering that was brought out at the Planning Commission meeting.

There was discussion regarding the location of the lots.

Mrs. Everett opened the Public Hearing on P-99-2. There being no citizens present wishing to speak on P-99-2, Mrs. Everett closed the Public Hearing.

Upon Motion of Mr. Bracey, Seconded by Mr. Clay, Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Clay, Mrs. Everett Voting "Aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the district classification of Tax Map Parcel 56-52 containing 24.9 acres be changed from Agricultural, General, A-2 to Residential, Conservative R-R with and subject to the following proffers:

- a) No residence shall be erected, constructed, maintained, used or permitted to exist on any tract other than single-family dwellings.
- b) A private garage may be built separately or attached to and made a part of the residence, but shall be of the same materials and conform in construction to the residence.
- c) All building materials shall be new or structurally sound. The exterior walls of all improvements shall be brick or wood or aluminum, vinyl or masonite siding. No asphalt shingles, tarpaper, tin, or similar building materials shall be used for the exterior walls of any part of any improvements. Concrete or similar materials may be used for foundations, but they shall not be employed as "above ground" exterior walls. However, these requirements shall not apply to farm use buildings constructed more than 500 feet from any public highway and more than 100 feet from any property boundary.
- d) All structures shall be completed on the exterior, and all grading, landscaping and seeding, shall be complete within one (1) year from commencement of construction.
- e) There shall be no double-wide mobile homes permitted. All residential structures must conform to BOCA code. The enclosed living area shall be a minimum of 1200 square feet.
- f) Each tract shall provide off-street parking for no less than two (2) motor vehicles.

- g) Each tract owner shall maintain all improvements placed upon such owner's tract, and no unsightly or dilapidated structures shall be permitted on any tract.
- h) There shall be a 100 foot tree buffer measured from the center line of Keelers Mill Road. The tree buffer shall not include removal of debris, underbrush, limbing trees, clearing for driveways or removal of dead diseased, dying or undesirable trees. All other trees in the buffer shall remain to insure the rural nature of these tracts. This clause may be amended at the discretion of Dinwiddie County to allow for tasteful clearing for pasture land or other uses.

BE IT FURTHER ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia that said zoning ordinance is hereby reordained in its entirety; and

BE IT FURTHER ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that in order to assure compliance with Virginia Code Section 15.1-491 (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 practices.

**IN RE: PUBLIC HEARING – A-98-7 – AMENDMENTS TO THE
SUBDIVISION ORDINANCE – CODE OF THE COUNTY OF
DINWIDDIE – CHAPTER 18**

Mr. Scheid continued by reading the following regarding A-98-7:

The matter of amending several sections of the County subdivision and zoning ordinance was heard by the Board of Supervisors in November. A portion of the amendment was adopted by the Board (matters relating to private roads) and the remainder sent back to the Planning Commission for further study. It was suggested that the Planning Commission meet with a citizens' group to see if there could be some agreement/amendment made to the remaining ordinance that would be acceptable to all. The Planning Commission met with the citizens' group in December and refined the amendment such that the Commission agreed to revisions at their February meeting. Staff prepared the advertisement and amendment for the Board of Supervisor's meeting in April but was advised by legal counsel that the review procedure needed to start all over since changes were made to the original amendment. The Planning Commission heard this matter at their May meeting and recommended approval of the revised amendment to the Board of Supervisors on a unanimous vote. There was no opposition to the amendment. Shortly after the Planning Commission action, the Board amended their policy on the number of cases to be heard at their evening meetings. Therefore, this case was scheduled for the Board meeting on July 7th.

Essentially, the Planning Commission deleted the proposed amendments to the Zoning Ordinance which would require 500' of road frontage in the R-R and A-2 districts (currently 300' required) and 5 acres of parcel area in the A-2 (currently 3 acres required). The Planning Commission recommended approval of the revised definition for subdivision, addition of through street to the definitions, revision of the processing fees and addition to section 18-96 by referencing through street.

Mr. Scheid stated he was available for questions.

Mrs. Everett opened the Public Hearing on A-98-7. There being no citizens present wishing to speak on A-98-7, Mrs. Everett closed the Public Hearing.

Upon Motion of Mr. Moody, Seconded by Mr. Clay, Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Clay, Mrs. Everett Voting "Aye",

An Ordinance To Amend The Code Of The County Of Dinwiddie, Virginia, As Amended, By Amending Section 18-3, Definitions; Section 18-13, Processing Fees; and Section 18-96, Access To Arterial or Collector Streets.

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, that the following amendments be made to Chapter 18, Subdivision Ordinance:

1. amend the definition of subdivision contained in Section 18-3 such that it will read as follows:

Subdivision: any division of a parcel of land into three (3) or more lots or parcels, from a land parcel of record prior to 199 any one (1) of which contains an area of less than twenty (20) acres for the purpose of transfer of ownership or building development, or, if a new street is involved in such division, any division of a parcel of land, except that the following divisions of land shall be exempted from this definition:

- 1) The division or partitioning of land in an estate by court order or among heirs of the original owner unless or until development of the land is proposed.
- 2) A bona fide division of a tract of land made so that one or more of the resulting parcels may be used as part of a public utility right-of-way; provided, that if a parcel resulting from such a division is ever to be used as a building site for other than such right-of-way, before a building permit may be issued for such other use, the owner shall comply with the minimum requirements of this chapter and Chapter 22 of this Code.
- 3) The sale or exchange of parcels of land between owners or adjoining properties for the purposes of small adjustments in boundaries; provided, that none of the original lots, portions of which are sold or exchanged, shall be reduced below the minimum sized required by this chapter or Chapter 22 of this Code.
- 4) A single division of land into parcels where such division is for the sale or gift to a member of the immediate family of the property owner. Only one (1) such division shall be allowed per family member and shall not be for the purpose of circumventing this chapter. A member of the immediate family shall be defined as any person who is a natural or legally defined offspring, spouse, sibling, grandchild, grandparent or parent of the owner. All lots resulting from such division of ~~less than five (5) acres shall have a reasonable right-of-way of not less than ten (10) feet providing ingress and egress to~~ shall have direct access of fifty (50) feet or more to a dedicated recorded public street or thoroughfare and the lot area shall comply with the criteria set forth in the applicable zoning district.

The term "subdivision" shall include resubdivision and, when appropriate to the context, shall relate to the process of subdividing or to the land subdivided and solely for the purpose of recordation of any single division of land into two (2) lots or parcels, a plat of such division shall be submitted for approval in accordance with Section 18-24 of this Code.

All plats showing the division of a land parcel to include the exemption categories stated herein shall be subject to the processing fees set forth in Section 18-13 of this Code.

2. Amend Section 18-3 by adding the following definition:

¹ Suggested date of June 2, 1999

Street, through: A street or road that carries a large volume of through traffic and is also used as a public access to abutting properties, the anticipated volume of traffic is less than five hundred (500) vehicles a day.

3. Amend Section 18-13, processing fees, by deleting the verbiage lined through and inserting the verbiage underlined:

Sec. 18-13. Processing fees.

The fees for processing subdivision or land developments by the county shall be payable upon submission of the plats to the county for preliminary or final review and shall be equal to the following:

(1) Preliminary review:

- a. A plat containing ~~two (2)~~ one (1) or more lots - \$10.00 per lot.
- b. Subdivision plat containing ~~two (2)~~ one (1) or more lots and served by a proposed private street - \$125.00 plus \$10.00 - per lot.
- c. Subdivision plat containing ~~two (2)~~ one (1) or more lots and served by a proposed public street - \$250.00 plus \$10.00 per lot.
- d. Land development, \$250.00 plus \$10.00 per acres.

(2) Final Review:

- a. A plat containing ~~two (2)~~ one (1) or more lots - \$10.00 per lots.
- b. Subdivision plat containing ~~two (2)~~ one (1) or more lots and served by a proposed private street - \$125.00 plus \$10.00 - per lots.
- c. Subdivision plat containing ~~two (2)~~ one (1) or more lots and served by a proposed public street - \$250.00 plus \$10.00 per lot.
- d. Land development, \$250.00 plus \$10.00 per acre.

An annual review of these fees shall be conducted by the Planning Department. ~~Such indexes as the Consumer Price Index shall be used to determine if the fee schedule should be adjusted.~~ A separate charge will be made for the review of public water and/or sewage plans. Such charge will be due upon submission of the plans for review and the amount shall be determined by the authority as established by ordinance and/or set forth by its rules and regulations.

(Ord. of 10-19-83, Sec. 15-13; Ord. of 6-15-88)

State law reference—Authority for above fees, Code of Virginia, Sec. 15.2-2241.

4. Amend Section 18-96 by deleting the verbiage lined through and inserting the verbiage underlined.

Where a subdivision borders on or contains an existing or proposed arterial, ~~or~~ collector or through street, the Planning Commission may require that access to such streets be limited by one (1) or more of the following means:

- (1) The subdivision of lots so as to back onto the arterial, ~~or~~ collector or through street and screen planting shall be provided on a strip of land along the rear property line of such lots.
- (2) A series of cul-de-sacs, U-shaped streets or short loops entered from and designed generally at right angles to such a parallel street, with the rear lines of their terminal lots backing onto the arterial, ~~or~~ collector or through street.

- (3) A marginal access or service road, separated from the arterial, or collector or through street by a planting or grass strip and having access thereto at suitable points.
- (4) Keeping the number of residential streets entering an arterial, or collector or through streets to a minimum. Such residential street shall be separated by a minimum of six hundred ('600) feet.

This Ordinance shall become effective on the date of its adoption. In all other respects, Chapter 18, Subdivision is hereby reordained.

IN RE: PUBLIC HEARING -- A-99-10 -- AMENDMENT TO CODE OF DINWIDDIE COUNTY SECTION 19-2

Mrs. Ralph stated the County had adopted an emergency ordinance to postpone the legal filing date that was June 5th to June 14th and because it was an emergency ordinance to make it official we needed to advertise and have a Public Hearing so the Board could take permanent action on it. It would only be for June collection of 1999 and that is the only date. This is a Public Hearing on the due date for taxes on real estate, tangible personal property and machinery and tools; penalty and interest on delinquencies to provide for the 1999 tax year only the first installment of such taxes shall be due June 14, 1999.

Mrs. Everett stated this is a Public Hearing on A-99-10 and asked if there were any citizens signed up to speak. There being none, Mrs. Everett closed the Public Hearing.

Upon Motion of Mr. Bracey, Seconded by Mr. Clay, Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Clay, Mrs. Everett Voting "aye",

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia that Section 19-2 of the Code of the County of Dinwiddie, Virginia is hereby amended and re-ordained, with the changes, as follows:

By deleting the current text of Section 19-2 and adopting in its place the following:

SECTION 19-2: DUE DATE FOR TAXES ON REAL ESTATE, TANGIBLE PERSONAL PROPERTY AND MACHINERY AND TOOLS; PENALTY AND INTEREST ON DELINQUENCIES.

- (a) For each taxable year, County taxes on real estate, tangible personal property, and machinery and tools shall be paid, by or on behalf of persons owing such taxes, in two (2) equal installments. One installment shall be due and payable on or before the 5th day of June of the taxable year, except that for the 1997 tax year only this date shall be the 12th day of June, 1997 and except that for the 1999 tax year only this date shall be the 14th day of June, 1999, and the second or remaining installment shall be due and payable on or before the 5th day of December of the taxable year. If any such date shall fall on a day when the County's administrative offices are closed, all such taxes due on such date shall be due and payable on the first business day thereafter.
- (b) If taxes referred to in subsection (a) above are not paid on or before the due date prescribed in such subsection, there shall be added thereto a penalty in the amount of ten (10) percent of the taxes due. In addition to the penalty provided herein, any such taxes that remain unpaid on the first day of the next following month in which such taxes become due shall be

delinquent and interest thereon of ten (10) percent per annum shall be added to the amount of taxes or levies due from such taxpayer, which when collected by the Treasurer, shall be accounted for in his settlement. Furthermore, the County may recover reasonable attorney's or collection agency's fees, which shall not exceed twenty percent of the delinquent tax bill upon nonpayment, incurred in collecting the taxes referred to in above subsection (a); provided however that attorney's fees shall be added only if such delinquency is collected by an action at law or suit in equity.

This Ordinance shall be effective immediately.

CROSS REFERENCE – Payment of Vehicle Personal Property Taxes Prerequisite to Licensing of Vehicle, Section 14-22.

STATE LAW REFERENCE – Authority for above section, *Code of Virginia* Section 58.1-3916.

IN RE: 1999 GENERAL REASSESSMENT – AWARD OF CONTRACT

Mr. Long stated the Board had in their packet the four (4) firms that applied. The evaluation committee did speak with representatives from each of the companies. Based on the review, the interviews, and the criteria they had before them their recommendation at this time is to negotiate a contract with Wingate and Associates. Mr. Long stated if the Board had any specific questions Mrs. Deborah M. Marston, Commissioner of the Revenue, was present to address them.

Mrs. Everett stated for the public she felt that it should be stated who was on the evaluation committee.

Mr. Long stated the committee consisted of Mrs. Marston, Mr. Tom Morrelli, State Department of Taxation, Mrs. Ralph and himself. He continued by stating the firms that were interviewed were: 1) Wingate and Associates – Roanoke, Virginia; 2) Pearson's Appraisal Service, Inc. – Richmond, Virginia; Blue Ridge Appraisal Company, LLC – Staunton, Virginia; and Tri-County Appraisals, Inc. – Mechanicsville, Virginia.

Mrs. Everett stated Wingate and Associates performed the last reassessment.

It was asked what their price would be to perform this reassessment.

Mrs. Ralph stated the price would be negotiated, although it was one of the evaluation factors, they will be negotiating the price.

Upon Motion of Mr. Bracey, Seconded by Mr. Clay, Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Clay, Mrs. Everett Voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted to the Administrative Staff to negotiate a contract with Wingate and Associates to perform the 1999 General Reassessment.

IN RE: COUNTY ADMINISTRATOR COMMENTS – 1999-2000 STATE GRANT FOR THE OLD DINWIDDIE COUNTY COURTHOUSE – AUTHORITY TO ACCEPT

Mr. Long stated his first item was a letter, a copy of which he had enclosed in their packets, from the Commonwealth of Virginia, Department of Historic Resources formally notifying the County that the General Assembly appropriated \$100,000 for the Old Dinwiddie County Courthouse for the 1999-2000 fiscal year. The amount is available July 1, 1999 and should be spent prior to June 30, 2000. These state funds must be matched dollar for dollar with non-state funds or with in-kind goods and services. Only expenditures made after July 1, 1999 can be considered as eligible project costs for the 1999-2000 grant.

Upon Motion of Mr. Bracey, Seconded by Mr. Clay, Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Clay, Mrs. Everett Voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for the County Administrator to sign the State Grant Agreement between the Virginia Department of Historic Resources (DHR) and the County of Dinwiddie, the grant recipient, for the purposes of renovation of the Old Dinwiddie County Courthouse and to accept the \$100,000.00 1999-2000 appropriation from the Virginia General Assembly which must be matched with County funds, dollar for dollar.

Mr. Bracey asked about the historical committee questioning had it been formed and organized.

Mr. Long stated the members had been notified of their appointment to the committee. He stated they had been working on the contract and he understood that had now been complete.

Mrs. Ralph added it is now going to the architect for their review and hopefully a finalization of it.

Mr. Bracey stated he just wanted to know if the people were in place.

IN RE: DINWIDDIE COUNTY JAIL – ADDITION OF THREE (3) ROOFTOP HEATING AND COOLING UNITS – CHANGE ORDER NUMBER ONE (1)

Mr. Long asked Mr. Donald W. Faison, Superintendent of Buildings and Grounds, to come forward for the next couple of items.

Mr. Faison stated he had two (2) change orders regarding the Dinwiddie County Jail, addition of three (3) rooftop heating and cooling units. Change Order Number One (1) will consist of the following change to the original contract:

To reroute the supply ductwork on the kitchen unit, run the supply over and down outside of building through the roof where existing window unit is located. Remove window unit and run duct through existing hole in grill mounted to frame, return to stop at ceiling in storage room. To reroute supply duct on unit number 2 across roof to opposite side and down wall to window for the hall. (To avoid cutting holes through wall) for the sum of **TWO THOUSAND ONE HUNDRED EIGHTY DOLLARS AND NO CENTS**

(\$2,180.00). This reflects cost difference for materials and labor. The following is an itemized item list; however, the list is not limited to:

1. Saw blades	\$ 67.71
2. 2 X 6 salt treated for curbs	13.16
3. 1/2 #16 coated nails	1.00
4. 12 sheets 24 gauge metal	144.21
5. 60 ft. 24 gauge A-S lock	23.51
6. 1 gallon duct butter	13.69
7. 1 1/4 gallons duct sealer	19.64
8. 1 1/4 gallons aluminum roof coat	14.09
9. 1 roll duct liner	161.06
10. 600 1" weld pins	38.58
11. 2 gallons glue	31.03
12. 48 ft. 1 X 1 X 1/8" angle	221.33
13. 30 3/16 bolts	1.60
	<u>\$ 750.61 X 15% =</u>
	<u>+112.59</u>
	\$ 863.20
Additional 31 hours X \$42.50	<u>1,317.50</u>
TOTAL FOR CHANGE ORDER NUMBER ONE (1)	\$2,180.70

The above prices' do not include roofer to flash two curbs in porch roof.

Mr. Faison stated his recommendation was that we accept Change Order Number One (1).

Upon Motion of Mr. Bracey, Seconded by Mr. Clay, Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Clay, Mrs. Everett Voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that authorization is granted for acceptance of Change Order Number One (1) for changes to the original contract for the Dinwiddie County Jail's addition of three (3) rooftop heating and cooling units, as described above, for a cost of \$2,180.00.

**IN RE: DINWIDDIE COUNTY JAIL -- ADDITION OF THREE (3)
ROOFTOP HEATING AND COOLING UNITS -- CHANGE
ORDER NUMBER TWO (2)**

Mr. Faison continued that Change Order Number Two (2) would consist of the following change to the original contract:

To furnish and install a fire damper per Mr. David Hartsook's, Dinwiddie County Building Inspector, instructions, fire damper, steel support, fire stop, sealant, inspection door and labor for the sum of **FIVE HUNDRED EIGHTY FIVE AND NO CENTS (\$585.00).**

Mr. Faison recommended we accept Change Order Number Two (2).

Upon Motion of Mr. Bracey, Seconded by Mr. Clay, Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Clay, Mrs. Everett Voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that authorization is granted for acceptance of Change Order Number Two (2) for changes to the original contract for the Dinwiddie County Jail's addition of three (3) rooftop heating and cooling units, as described above, for a cost of \$585.00.

Mr. Faison stated this project is quickly coming to a close.

IN RE: HEALTH DEPARTMENT – PROJECT UPDATE – CHANGE ORDER NUMBER TWO (2)

Mrs. Everett asked Mr. Faison to comment on the Health Department project.

Mr. Faison stated about a week or ten days ago we had people from the Health Department come into that project and they realized that they had made a mistake and they needed more cabinetry in the lab area. They had gotten with him and expressed the need of a nine (9) foot cabinet along this wall but when they got to realizing the equipment that has to go on top of this cabinet they realized they did not have enough space. We have redesigned it and made a little four (4) foot leg to it to give them more cabinet and storage space underneath it. The cost to make that change was \$495.00, which Ms. Margaret Hendricks, Administrator of the Crater Health District, has agreed to work with the County on reimbursement of that cost. We would like to enter it, since we have a contract with the contractor, we would like to enter it as a change order to handle that matter and proceed on that.

Mr. Faison continued that just recently we had a problem with the trim paint. The color that was being put on did not match the sample that was selected the trim color from. Mr. Faison stated he rejected it. The painting manufacturer, which is Duron, came down and agreed it did not match. They agreed to pay for the additional paint and additional labor. They took the chip that the color was picked from and went back to Richmond and matched it. This past weekend they came down and put another coat of paint on and we still did not like it. What we had picked the chip by was to match the base that was being run along the wall. The new color they were putting on was borderline of being acceptable to him. The contractor suggested maybe we will mix another batch of paint to match the base. He came back and said for \$675.00 that he would repaint all the doors and trim and everything to a color that would match the base throughout the entire building. So again we went back to the Health Department, Ms. Hendricks, and right on through the local Health Department and this afternoon they gave the go ahead that they would help with that expense also. The contractor has been notified as of 5:00 o'clock this afternoon to proceed with the correct color.

Mr. Faison stated the progress of the project, because of the change in the cabinetry and the little change due to the paint the contractor has also requested a ten (10) day time extension which will carry him to the 14th of July. The contractor feels he will have no problem meeting that dead line. Mr. Faison stated he had worked out a schedule with the local Health Department employees regarding the tentative date of August 2nd to begin moving back into the building. He stated the County's custodial personnel have begun to work on cleaning the areas that the contractor has finished. This will take some time.

Upon Motion of Mr. Bracey, Seconded by Mr. Moody, Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Clay, Mrs. Everett Voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for the Administrative Staff to accept Change Order Number Two (2) [containing two (2) items [cabinetry and paint]] as described above (to be reimbursed by the State);

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that a time extension of ten (10) days is granted on the Health Department renovation to July 14, 1999.

IN RE: EASTSIDE ELEMENTARY SCHOOL – WATER TEST

Mr. Faison stated he had one more item, Eastside Elementary School. He stated he would like to get approval to expend, not to exceed Five Hundred Dollars and No/Cents (\$500.00) that had been brought before the Board previously as a low bid to do the water test on the School. This will allow him to make preparations heading on down the line to do some additional work.

Upon Motion of Mr. Bracey, Seconded by Mr. Haraway, Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Clay, Mrs. Everett Voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is hereby granted for the water test to be completed at Eastside Elementary School for a sum not to exceed Five Hundred Dollars and No/Cents (\$500.00) with funds being appropriated from the Recreation Fund.

IN RE: ROHOIC BRANCH LIBRARY – PROJECT UPDATE

Mr. Faison continued that he had received bids on moving the modular classroom from Midway Elementary School to Eastside Elementary School. The low bid was from Wicks and Sons for the sum of \$4,700.00. Bids were also received from Crews, out of McKenney, for \$5,900.00 and a third bidder declined to bid. Mr. Faison stated he would be issuing a contract within the next week to Wicks and Sons. Mr. Wicks has stated he will move the trailer within one (1) week of receiving the contract. Mr. Faison conveyed he was already working with Virginia Power, McCray Electric and Water Authority on getting the trailer setup and ready for use. He hoped to have the Rohoic Branch Library up and running by September 1, 1999.

IN RE: JOHN RANDOLPH FOUNDATION – AUTHORIZATION FOR ACCEPTANCE OF GRANT AWARD

Mr. Long stated he had placed in the Board's packets a letter of agreement from the John Randolph Foundation. The John Randolph Foundation has awarded the County a grant for \$75,000.00 to construct a building that will house the EMS Division along with one volunteer fire company. Mr. Long stated Mr. David M. Jolly, Director of Public Safety, provided the bulk of the work on this grant and he attended the awards reception. There was an article in today's paper on this presentation. Mr. Long stated the County was grateful for this grant as the funds will certainly help.

IN RE: COUNTY ADMINISTRATOR COMMENTS -- VIRGINIA ASSOCIATION OF COUNTIES – CONFERENCE REQUEST TO ATTEND

Mr. Long stated he had put the registration material in the Board's packets regarding the Annual VACo (Virginia Association of Counties) meeting, which will be held November 6-9, 1999. He requested permission to attend November 7 - 9 because he is a member of the Transportation Committee. He also asked if there were any Board members who wished to attend with him.

Mr. Bracey stated conferences being attended by employees should be county related. He asked that all conferences being attended in the future be placed well in advance in the Board's packets and available for public review. At the last conference attended, he did not feel it was for the benefit of Dinwiddie County.

Upon Motion of Mr. Bracey, Seconded by Mr. Haraway – before the vote Mr. Haraway stated he had a question. He asked if there was anything in the Administrator's contract that allows so many days to attend conferences during the year.

Mr. Long stated there is a statement in his contract on professional development but he did not know if it indicated a specific number of days.

Mr. Bracey stated he did not think a number of days is mentioned.

Mrs. Everett called for a vote on the Motion: Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Clay, Mrs. Everett 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 Association of Counties Annual Conference on November 7-9, 1999.

Mrs. Ann Scarborough asked how many days and the cost of this conference.

Mrs. Everett stated it is being held at the Homestead.

Mr. Long stated he would arrive on Sunday, November 7th, departure on Tuesday, November 9th and the cost is \$194.00 per day which includes meals.

Mrs. Everett stated then there is the conference registration.

Mr. Long stated that is \$150.00 for a county official or VACo associate member.

Mr. Haraway stated he would like for the Board to consider, and the reason he was saying this was, since he had been back on the Board, it seems like the Board gets a lot of requests for attending conferences. He thought it would be good if there was a set form that the person filled out, where all the expenses would be estimated and he was talking about travel, registration, hotel bills and food and total. This way the Board would know when they approved something what the total cost of the trip will be. He stated he wished the Board would consider, and he thought this would be good for people attending also, and then when they come back they fill out a voucher with this and the Board can determine how close they come to the estimated expense before the trip.

Mrs. Everett asked Mr. Haraway if that was a Motion.

Upon the Motion of Mr. Haraway, Seconded by Mr. Bracey, Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Clay, Mrs. Everett Voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that a form be drafted to be submitted by County employees wishing to attend a conference with estimated costs of the trip; said form to be followed with a form following the conference with actual expenses.

IN RE: BOARD MEMBER COMMENTS

Mr. Clay – no comments

Mr. Bracey – He stated sometimes you get off on the right foot and you do not have to worry later and he noticed tonight that the County was paying Ballou, Justice & Upton for some engineering or architectural work or whatever on the maintenance building for the School Board. They are now into the design and so forth of Dinwiddie Elementary School. He stated he remembered last year or year before we were doing this and we asked that Mr. Faison be made a part of this committee.

It seems like this died off or the Board did not see it necessary. He stated he thought this was why we are having some problems now because there were not enough people there with expertise to look at these different things. He stated he was hoping that this time Mr. Faison would have some input into these projects and when these bills come forth that he sees Mr. Faison's name as this work has been done or looked at or so forth because one of the things he was looking at right now is they paid \$11,000.00 for architectural fees for a maintenance building. We need to start looking at what we are selling bonds for, buying bonds or whatever to finance these projects. This is \$12,000.00 for design of a maintenance building that he thinks is a possible metal building. He stated he thought we should just check our investment. He stated he was not saying anybody was doing anything wrong.

Mrs. Everett stated she thought the minutes would come to us, with some possible information from the Superintendent since she did ok that invoice.

Mr. Bracey stated he was not talking about the invoice. He stated he was talking about the beginning of these two (2) projects, that they start off right with somebody making some checks. If you get right down to it that is partially what happened at the Middle School with the tile. It is cheap tile, very cheap tile. Possibly, we could have made some other cuts other than the floors. That was all he was saying.

Mrs. Everett asked Mr. Bracey what his suggestion was for taking care of this.

Mr. Bracey stated he was suggesting that Mr. Faison be aware of when they are having these meetings to make these decisions.

Mrs. Everett asked Mr. Bracey if he wanted to have a letter written to the School Board that Mr. Faison be included in these meetings.

Mr. Bracey stated yes because that was their agreement when the projects started before and the School Board decided that that was not going to be.

Mrs. Everett stated then let us have a letter from the Board to that effect. She asked the Board members if there was a consensus for this letter. The Board signified by stating "Aye".

Mr. Moody – no comments

Mr. Haraway – He stated he would like to ask Mr. Scheid a question. He proceeded to ask about the River Road/Henshaw development. Is there a maximum number of houses to be built before a paved road is to be put in that subdivision?

Mr. Scheid responded that there is. The ordinance is quite clear – upon 80% in any section, the road shall be hard surfaced.

Mr. Haraway asked how many houses they planned to build in there.

Mr. Scheid stated he was not sure he would have to check.

Mr. Haraway stated then for example if they plan 100 houses, they can put 80 of them there before they have to put in hard surface roads.

Mr. Scheid stated yes but before that they would have to have gravel down on the road and we have it broken down by percentages. Mr. Scheid stated there is also a time factor in there but he was not positive of that either. He thought it was 3 years or maybe 2 years.

Mr. Haraway continued by stating he thought there had been communication between Mr. Long and Mr. Scheid regarding the drainage problems and wanted to know if that issue would be on the agenda for the next meeting.

Mr. Long stated it would.

Mr. Bracey asked Mr. Haraway regarding the question answered with a percent – he wanted to know if Mr. Haraway thought it should be a number rather than a percent. He further explained he thought some time ago that it was a lot of houses going up before a road was started.

Mr. Haraway stated that was his concern. He stated he thought there were over 100 houses going into that subdivision. He asked Mr. Scheid if that was correct.

Mr. Scheid stated yes sir, in Section One and Two you are talking probably in the neighborhood of 130 homes to 140 homes.

Mr. Haraway again voiced concern over the percentage of homes before the road was hard surfaced.

Mr. Bracey stated he thought the Board had discussed this issue before.

Mr. Scheid stated 80% and 2 ½ years after the project has begun.

Mr. Moody asked from the time the subdivision is approved or the first house is built.

Mr. Scheid stated from the date the plat is recorded.

Mr. Scheid further stated there is restrictions on the number of sections that can be under construction at one time. No more than two sections can be under construction at any one time.

Mr. Bracey asked that Mr. Scheid look at this ordinance and highlight some times because Mr. Haraway had a good point here. That is a lot of houses, a lot of houses.

Mr. Long stated especially if you consider the new legislation of the Virginia Department of Highway (VDOT) regarding pave in place where they can avoid the six year plans and maintenance on some of the dirt roads in the County. Their (VDOT's) requirement is 50 vehicles per day to do the pave in place funding. If you figure 80 homes that is going to be a lot more than 50 vehicles per day which is the state's minimum requirement to pave some of the smaller projects. It is something the County needs to look at.

Mr. Haraway asked this be looked at and a report be given back to the Board on the findings.

Mrs. Everett – She stated we certainly want to have our thoughts with Allen Kissner, the former Fire Chief of Namozine Volunteer Fire Department, who was involved in an automobile accident at the intersection of Route 460 and Route 226 the other night. He was with the green light making a left into Route 460 when a tractor trailer ran the light and hit him and his 14 year old son. Allen is at the Medical College of Virginia (MCV) with serious injuries. His son escaped with minor injuries. This shows you that a traffic light does not always save you.

She continued she wished to remind the Board of the Southside Center for Violence Prevention is having it's dedication of the "Madeleine House" on July 11th from 3 to 5 P.M. at the Fort Pickett conference center.

Mr. Bracey stated you will still not know where the house is.

Mrs. Everett stated it is in the old Officer's Club.

Mr. Moody stated you are not supposed to tell that part.

Mr. Bracey told Mrs. Everett you make sure you go over there and see where our money went.

Mrs. Everett stated no money has been sent yet.

Mrs. Everett stated she received a letter from Dinwiddie Auto Sales, Inc. thanking the Board for the invitation to "Dinwiddie Works".

She reminded the Board of the invitation from Mr. Charles Lewis, Fire Chief of the Dinwiddie Volunteer Fire Department, for their annual picnic on July 24th at Bruce Shell's pond located on Hardaway Mill Road at 5:30 P.M.

Mrs. Everett's final item was the Dinwiddie Volunteer Rescue Squad's 30th Anniversary on July 17th between 10:00 A. M. to 4:00 P.M.

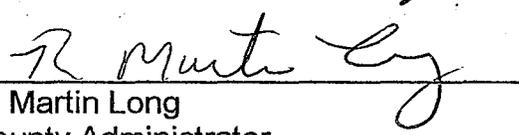
RE: ADJOURNMENT

Upon Motion of Mr. Bracey, Seconded by Mr. Moody, Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Clay, Mrs. Everett Voting "Aye", the meeting adjourned at 9:22 P.M. to be continued at 12:00 Noon on July 21st in the multi-purpose room.



LeeNora V. Everett
Chairman, Board of Supervisors

ATTEST:



R. Martin Long
County Administrator

/pam