

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 1<sup>ST</sup> DAY OF MARCH, 2000, AT 7:30 P.M.

PRESENT: AUBREY S. CLAY, CHAIRMAN ELECTION DISTRICT #5  
HARRISON A. MOODY, VICE-CHAIR ELECTION DISTRICT #1  
DONALD L. HARAWAY ELECTION DISTRICT #2  
ROBERT L. BOWMAN, IV ELECTION DISTRICT #3

ABSENT: EDWARD A. BRACEY, JR. ELECTION DISTRICT #4

OTHER: PHYLLIS KATZ COUNTY ATTORNEY

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

Mr. Aubrey S. Clay, 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**

Mr. Clay asked if there were any amendments to the Agenda. There being none, Mr. Clay moved forward.

**IN RE: MINUTES**

Upon Motion of Mr. Moody, Seconded by Mr. Haraway, Mr. Haraway, Mr. Bowman, Mr. Moody, Mr. Clay voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the February 16, 2000 Continuation Meeting, February 16, 2000 Regular Meeting and February 23, 2000 Continuation Meeting are approved in their entirety.

**IN RE: CLAIMS**

Upon Motion of Mr. Haraway, Seconded by Mr. Moody, Mr. Haraway, Mr. Bowman, Mr. Moody, Mr. Clay voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the following claims are approved and funds appropriated for same using checks numbered 1019082 through 1019277(void check(s) numbered 1019163, 1018984, 1018960 and 1019083); for

**Accounts Payable:**

(101) General Fund	\$ 153,512.89
(103) Jail Commission	\$ .00
(104) Marketing Fund	\$ .00
(222) E911 Fund	\$ 2,127.14
(223) Self Insurance Fund	\$ .00
(225) Courthouse Maintenance	\$ .00
(226) Law Library	\$ .00
(228) Fire Programs & EMS	\$ .00
(229) Forfeited Asset Sharing	\$ 460.80
(304) CDBG Grant Fund	\$ 82.82
(305) Capital Projects Fund	\$ 245,101.09
(401) County Debt Service	\$ 524.80

**TOTAL \$ 401,809.54**

**PAYROLL (2-29-00)**

General Fund	\$358,798.92
E911 Fund	\$ .00
CDBG Grant Fund	<u>\$ 3,028.55</u>
<b>TOTAL</b>	<b>\$361,827.47</b>

**IN RE: CITIZEN COMMENTS**

The following citizen came forward to address the Board:

1. Tracey Sheets, 26520 Fort Fisher Court, Petersburg, Virginia came forward stating that Chaparral Steel was in her back yard and that they had not been that nice of a neighbor. She thanked the Board for their efforts on her behalf thus far and continued that she would like to again stress that it could be a little bit quieter. She suggested limiting the hours of operation. She was also concerned about the smells being emitted from the area and wanted to be sure that they were not harmful. She further expressed that when the County does the revision of their Comprehensive Plan that they follow it. She asked them to do this because she had obtained a copy of the current Comprehensive Plan before she picked a site and moved to Dinwiddie County and there was no Chaparral Steel or anything like it in the area she had chosen but there is a Chaparral Steel now.

There being no further citizens signed up, Mr. Clay moved forward.

**IN RE: COUNTY ADMINISTRATOR REMARKS PRIOR TO PUBLIC HEARINGS FOR AMENDMENTS TO CODE OF DINWIDDIE COUNTY, VIRGINIA**

Mr. Long asked legal counsel if there was any reason that both Public Hearings could not be heard at the same time.

Ms. Phyllis Katz, County Attorney stated she knew of nothing in the County rules that have been established that would preclude this.

Mr. Long stated they would be heard together but read and voted on separately. Mr. Long continued that since we would be hearing both Public Hearings together he wanted the citizens present to know these were the Public Hearings that were continued from February 2, 2000.

Mr. Long continued that before the Public Hearings were reopened he wanted to update the Board on what had taken place since the February 2, 2000 meeting. He stated, at the Board's direction, all volunteers throughout the County were invited to attend an open forum, Monday, February 28, 2000 to discuss their concerns relative to the proposed ordinance. At this meeting, Mr. Long stated he had answered all questions that were posed at the February 2, 2000 Public Hearing. After he had given a formal response to those questions, Dr. Gene Andes, Operational Medical Director, David M. Jolly, Director of Public Safety and himself answered additional questions to the best of their ability. He stated he must say some very valid points were made that evening. As a result of their discussions, of this past Monday, as well as the suggestions that were made of February 2<sup>nd</sup>, what he was recommending this evening was the following:

A committee of two (2) representatives from each volunteer agency be appointed to a committee to establish a set of policies, procedures and protocols that are acceptable to the entire Dinwiddie County EMS System. The recommendation is that these core members be selected from their

own agency membership. This core group may then choose, with concurrence of the Operational Medical Director, additional key individuals to serve on the committee with them such as, if they would like the OMD, a nurse, etc. that type of thing. Additionally two (2) individuals from DEMS would serve on the committee. The committee will be provided with a baseline document to work from. Once the committee presents the document to the County, the County will verify that it is legally sound, the OMD will review the final document and the Board will be asked to adopt the document as the established standard operating procedures for emergency medical services in Dinwiddie County.

Mr. Long stated he recommended that the ordinance on the table be adopted by the Board to become effective six (6) months from this evening, September 1, 2000.

Mr. Long continued that another question that was asked was why was this so rushed or sudden. Mr. Long stated the Board had been considering the matter since the system evaluation that took place last summer. The OMD and the State Office of EMS have agreed that the unified system is the best approach. Mr. Long stated, to the Chairman, that he believed this would allow ample time for the task to be performed. Additionally this committee should reconvene periodically, as they deem necessary, for the review and update of the document. In other words, it should remain a work in progress. The system is an ever-changing one and the document should be also, to accommodate the system. Through the efforts of this committee, the Board and administration they should be able to keep up with the valuable volunteers that we have in the County and continue to hear their needs. In conclusion he continued by stating that he did believe this was a very workable resolution to the concerns that have been aired in the past few weeks. He stated he did not dare suggest that it was one that everyone would be happy with this evening. However, he strongly suggested that with mutual cooperation and the common goal of providing the best possible services we can to the citizens of Dinwiddie County he believed that it would become something that everybody involved with should be pleased with and proud of.

Before the opening of the Public Hearings Mr. Long read the following proposed ordinance amendments:

### **A-00-1**

#### **AN ORDINANCE AMENDING THE CODE OF DINWIDDIE COUNTY TO RENAME THE TITLE OF CHAPTER 10 AND TO ADD A NEW ARTICLE TITLED EMERGENCY MEDICAL VEHICLES AND SERVICES**

**WHEREAS**, the Board of Supervisors of Dinwiddie County intends to enact an ordinance regulating and controlling the operation of emergency medical vehicles within the County pursuant to § 32.1-111, 14 and 15.2-955 of the Code of Virginia.

**AND WHEREAS**, the Code of Dinwiddie County contains no Chapters that pertain to the operation and control of emergency medical vehicles.

**BE IT ORDAINED**, by the Board of Supervisors of Dinwiddie County that Chapter 10 of the Code of Dinwiddie County is hereby renamed, "Fire Protection and Public Safety."

**AND BE IT FURTHER ORDAINED** that there shall be a new Article, which shall be Article V and which shall be titled, "Emergency Medical Vehicles and Services".

**A-00-2**

AN ORDINANCE AMENDING THE CODE OF DINWIDDIE COUNTY TO MAKE IT UNLAWFUL FOR ANY VOLUNTEER RESCUE SQUADS, EMERGENCY MEDICAL SERVICE ORGANIZATIONS, OR OTHER ORGANIZATIONS PROVIDING SIMILAR TYPE SERVICES WITHIN THE COUNTY TO OPERATE AN EMERGENCY MEDICAL VEHICLE WITHOUT A PERMIT AND TO ESTABLISH A UNIFIED EMERGENCY MEDICAL SYSTEM THAT OPERATES UNDER PROCEDURES ESTABLISHED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY.

**WHEREAS**, the Board of Supervisors values the dedication of and the contributions made by the volunteer rescue squads, emergency medical service organizations, or other organizations providing similar type services within the County and operating within the County.

**AND WHEREAS**, the Board of Supervisors believes that a unified EMS system operating under the direction and control of the County is in the best interests of all residents.

**AND WHEREAS**, the Board of Supervisors has charged the Director of Public Safety with the responsibility for the administration of the procedures and protocols that have been adopted by the Board of Supervisors for the delivery of emergency medical services.

**AND WHEREAS**, the Board of Supervisors has designated an Operational Medical Director to oversee and manage the delivery of emergency medical services within the County.

**AND WHEREAS**, the County finds that the public health, safety and welfare requires that all volunteer rescue squads, emergency medical service organizations, or other organizations providing similar type services within the County operate under the license held in the name of the County and receive medical direction from the Operational Medical Director.

**BE IT ORDAINED**, by the Board of Supervisors under the authority granted to it under § 32.1-111.14 and 15.2-955 of the Code of Virginia that as of September 1, 2000, that there will be one unified emergency medical system for the provision and delivery of emergency medical services within the County, that all volunteer rescue squads, emergency medical service organizations, or other organizations providing similar type services within the County shall report and shall take direction from the Operational Medical Director, and that each volunteer rescue squad, emergency medical service organization, or other organization providing similar type services within the County shall operate under the emergency medical services license held by the County.

**AND BE IT FURTHER ORDAINED**, that the Director of Public Safety has responsibility for the administration of the procedures and protocols that have been adopted by the Board of Supervisors for the delivery of emergency medical services.

**AND BE IT FURTHER ORDAINED**, that if any volunteer rescue squads, emergency medical service organizations, or other organizations providing similar type services within the County should fail to abide by and operate under the unified system established on September 1, 2000, the Board of Supervisors will take action to rescind the permit granted to that volunteer rescue squad, emergency medical service organization, or other organization providing similar type services within the County heretofore pursuant to § 32.1-111.14 and 15.2-955 of the Code of Virginia.

**AND BE IT FURTHER ORDAINED**, that it shall be unlawful for any volunteer rescue squad, emergency medical service organization, or other organization providing similar type services within the County to operate an emergency medical vehicle within the County without a permit or franchise issued by the Board of Supervisors.

**AND BE IT FURTHER ORDAINED**, that the Board of Supervisors of Dinwiddie County will be issuing regulations pursuant to the authority granted to it under § 32.1-111.14 of the Code of Virginia and that these regulations will apply to each volunteer rescue squad, emergency medical service organization, or other organization providing similar type services within the County operating under a franchise or permit issued by the Board of Supervisors.

**AND BE IT FURTHER ORDAINED**, that this the provisions of this ordinance become part of the Code of Dinwiddie County as Article V of Chapter 10.

**IN RE: PUBLIC HEARING – A-00-1 – AMENDMENT TO CODE OF DINWIDDIE COUNTY, VIRGINIA – RENAME CHAPTER 10 AND ADD ARTICLE V AND PUBLIC HEARING -- A-00-2 – AMENDMENT TO CODE OF DINWIDDIE COUNTY, VIRGINIA – ARTICLE V OF CHAPTER 10**

**A-001**

A Public Hearing was held on February 2, 2000 in the Board Meeting Room of the Pamplin Administration Building -- being the time and place as advertised in the Dinwiddie Monitor on January 19, 2000 and January 26, 2000, for the Board of Supervisors of Dinwiddie County, Virginia to conduct a Public Hearing to receive input on an ordinance to amend the Code of Dinwiddie County to change the title of Chapter 10 to Fire Protection and Public Safety and to add a new Article on emergency medical services.

**A-00-2**

A Public Hearing was held on February 2, 2000 in the Board Meeting Room of the Pamplin Administration Building -- being the time and place as advertised in the Dinwiddie Monitor on January 19, 2000 and January 26, 2000, for the Board of Supervisors of Dinwiddie County, Virginia to conduct a Public Hearing to receive input on an ordinance to amend the Code of Dinwiddie County to make it unlawful to operate an emergency medical vehicle within the limits of the County without a permit or franchise issued by the Board of Supervisors of the County and to establish a unified emergency medical system that operates under the license held by the County and under the protocols and procedures established by the County.

These Public Hearings were continued until March 1, 2000 at which time additional Public Hearings were to be held on A-00-1 and A-00-2 for the above stated purposes.

Mr. Clay opened the Public Hearings on A-00-1 and A-00-2. He requested comments be limited to three (3) minutes.

The following citizens came forward to address the Board on A-00-1 and A-00-2:

1. Mack Atkinson, 17406 Cox Road, Sutherland, came forward stating he had done some research as he had stated he would do at the last meeting. He stated Dinwiddie County has between 23,000 and 25,000 people, roughly 504 square miles and approximately 280 volunteers. One locality, 504 square miles, is what the Board wanted to combine. Not five (5) months ago the State EMS revoked one (1) license for a rescue squad, that shut it down. He had checked with other localities and found that each squad, in many

instances, had a separate license. He had great concerns about one license for Dinwiddie County stating that if that license gets revoked for any reason the County would be without service but if everyone has their own license then the County would continue to have some service. He stated there are many disenchanting volunteers and if something did not change many of them were going to walk. He asked the Board not to put the cart before the horse. He voiced concern that nothing had been sent to the agencies to look over prior to this meeting or the meeting held on Monday night. He voiced his opinion on a second OMD, stating two heads are better than one.

2. Wayne Varga, 15601 Boydton Plank Road, Dinwiddie, came forward stating that he had 33 years of public service. He further stated that as of February 1<sup>st</sup> he was no longer a volunteer and was present as a citizen. He stated he felt the volunteers had no problem with a unified system to provide standard care, to have standard equipment, and for the groups to operate in the same way. He had concerns regarding the communication chain. He stated he felt the OMD should adopt the protocols and policies and procedures should be adopted by the Board and handled through the Public Safety Office. He wanted more to be put into the ordinance, example the committee etc. He told the Board that furniture for the new fire houses and an emergency radio \$35,000. value with antenna and cable could have come to Dinwiddie County free of charge if the forms had been filled out and submitted. The only stipulation was it had to be used for the "GOOD OF THE PUBLIC". He stated these offers came about through the hard work of the volunteers and wanted to know why the County was not utilizing this stuff. He stated he would like to see the Board consider more than one license because this would not be detrimental to a unified system.
3. Alvin Langley, 3530 Linden Lane, Church Road, came forward stating he was coming forth as a volunteer. He stated he felt the problem was not that the volunteers do not want to be unified but that they want to be involved. He stated trust played a big part in this also and many volunteers feel that they can not trust anymore.
4. Sheri Roberts, 10601 Doyle Boulevard, McKenney, came forward stating she was concerned with the statement "a unified system will provide the best quality care for the citizens". She stated the only way to have quality care is to have quality training. The OMD has the right to look at any forms from any squad now. She also stated the Board are putting the cart before the horse because they were about to adopt an ordinance when the policies, procedures and protocols are not in place. She stated when it gets harder to volunteer than to go to work then it is easier to quit!
5. Windell Tucker, 20412 Deport Road, McKenney, came forward voicing concerns about the acceptability of change and the lost lines of communication. He stated if the Board passed this resolution he would like to request that they work closely with the people involved to make sure that this is a good system for all the citizens of Dinwiddie County.
6. Bobby Maass, 11323 Cut Bank Church Road, McKenney, came forward stating it was still not quite clear in what way the citizens would benefit from this. He further stated he kept hearing unified system and he wanted the Board to know that they are already a unified system and they would continue to be a unified system long after this ordinance no longer exists. The EMS Council was disbanded in December of 1999 and here the Board is trying to reform it only two (2) months later, he wanted to know what the logic was. He felt the only reason this was being done was to put the Director in charge of something else. This is empire building at it's best. He stated he felt the whole ordinance needed to be stopped here tonight and put to an end.
7. Ann Scarborough, Dinwiddie, came forward stating that she was present as a person far removed from the professionals that are seated behind her. She

stated she felt that was what they were because they have training that the average citizen does not have. She stated she was concerned with the one license for the County and the service that might not be there if this occurred.

8. Robert Belcher, 27516 Flank Road, Petersburg, came forward stating that not long ago he had the experience to use 911 and there was a quick response. He wanted to know if the problem was the cost of the licenses and if that was the problem the citizens could pay for it. He further stated the citizens pay for everything else in this County!
9. Barbara Hale, 13960 Rocky Raccoon Road, DeWitt, came forward asking why? She stated at the February 2000 meeting it was her understanding that they, the volunteers, were going to be presented with protocols that would follow up to this ordinance and that would help support it. The volunteers do not understand why and what is the point of unification? She stated that she understood that on Monday night the volunteers were told that there was no hidden agenda. The reason that they keep speaking of that is that there seems to be some kind of plan that is trying to be put together that the volunteers do not know about. Something seems to be going on because occurrence after occurrence continues to happen before the volunteers know about it. There seems to be a big push to get this one (1) license but the volunteers do not know or understand why. She stated they are volunteers of this County because this is their County, they live here, their families live here, and these are the people they care about and that is why they are here. The volunteers do want the best system. Maybe there is something that this one (1) license can provide and if so please let them know and the volunteers can get behind it with the Board. The volunteers just need to know what is going on. Until they have the protocols and reasoning for this change she did not see any need to approve this ordinance.

Mr. Clay asked if there were any other citizens wishing to speak. There being none Mr. Clay closed the Public Hearing on A-00-1 and A-00-2.

Mr. Long stated that the vast majority of the questions that had been asked were addressed on Monday evening. One of the last ones asked regarding how the citizens will benefit from this ordinance and as we talked about Monday evening that is the consistency of emergency medical care in the County. The unification of the system, as stated Monday evening -- the most obvious reason for unification of the system is the health, safety, and welfare of the citizens of the County. The citizens of the County will be better served through the uniformity of quality medical care in the County, the assurance of consistency in handling emergency response, the similarity in coordination of training among agencies, the avoidance of overlapping the provisions of services, and the improved coordination among the units in the system. One -- establish the policies and procedures for the citizens of the County. That's the bottom line that was discussed on Monday evening. That is also why the suggestion was made this evening for six (6) months out. The ordinance does not become effective, does not become law, until six (6) months out. Mr. Long continued he believed this was enough time for the policies, procedures and protocols to be established, travel through the committee, the OMD, brought back to the Board, legal review and OMD review before they go into place, before that date. That is why that suggestion was made. Those were the larger issues addressing the ordinance. Finally in discussing this with the OMD his reasoning was he feels it is in the best interest, not only for the reasons stated, but because one of his concerns being, as was stated at the end of the last meeting, there is currently no set of policies, procedures, protocols that have been put into law and established for the County. The OMD did not know where to go or what to look for. He felt like this was something that would help him. Dr. Andes has been active since the time he was brought on board with the County and he has attended several meetings since that time. He was present for about the first ninety- (90) minutes Monday evening and tried to answer some of the questions that were presented to him. Mr. Long stated he felt Dr. Andes would

continue to be involved and is becoming an asset to the County and the emergency system already.

Mr. Clay stated he felt the County could probably buy medical supplies and things cheaper by buying them in bulk.

Mr. Mack Atkinson stated this had nothing to do with it. He asked if he could ask a question. He stated a while ago the comment was made about why the Board was even considering adoption of something, before your policies, procedures and protocols are in place. Why can't the policies, procedures and protocols be in place first so everyone knows where the County is going and it will be known whether it is going to work or not, then at that point adopt it. The Board was going to adopt something that they did not know was going to function and they were not sure the County was going to have volunteers to carry them out.

Mr. Long stated, as he indicated he had previously stated, that is why he was recommending six (6) months out because it was felt that was a good amount of time to have the policies, procedures and protocols in place.

Mr. Atkinson stated he agreed to getting it out but to have the polices and procedures together before you adopt an ordinance. He stated that was all he was saying was get the rules, regulations, and guidelines to go by. If you don't put the foundation in before you put the roof in, it is not going to stand. You have got to have something to build on. Everybody is all for the better quality, good care for the citizens of the County but you adopt something then you go with policy and procedure, you are not sure it is going to work. Put them in place and then go forward. That was all he was asking.

Mr. Bobby Maass stated he had a couple of comments towards the answer to the question, "In what way are the citizens going to benefit from this?" To the best of his knowledge the care is pretty consistent and uniform in the County. Don't let that even be thought for one minute that the care is not uniform and consistent. The second thing is that the OMD said that all he needed was access to the reports and more information, nothing about protocols or anything. The OMD's whole problem was that he needed more information. That is an easy fix with the new software program that they had just purchased.

Mr. Moody asked about one OMD, one versus many.

Mr. Long stated one standard of care in Dinwiddie County.

Mr. Wayne Varga asked if he could add something to that. He stated he thought the County could get at what they are trying to get at regardless of whether you have one OMD or 50 OMDs. He stated that frankly he could tell the Board the more you have the harder it is to bring things to closure. With the right set of instructions and good clear instructions on what they expect of those OMDs, if you have two (2), you can take the best of both worlds. The volunteers have protocols that they have to follow, put together by ODEMSA, because this is the area that they run under. Dr. Andes had suggested that maybe there is a need to change some of those protocols because those protocols are put together primarily by urbanized OMDs. They do not have 30 or 45 minute runs to the hospital, they have 5-minute runs to the hospital. Those protocols can be changed, OMDs have different ideas of how to do things. With more than one OMD the County has a chance of a stronger system, as long as you have good clear instructions explaining that the Board expects more than one OMD to work as a unit to put together the patient protocols for the providers to go by. If one OMD is not accessible and a second OMD exists there is the additional availability of talking to a Medical Director, getting the information from the Medical Director and getting signatures from a Medical Director. It all depends on how the County Administration decides to put the instructions together for how the County expects them to operate. It goes back to anything can be done or

anything can be made to happen, if it is truly wanted. It may not be easy, if it was easy anybody could do it. The most advanced systems were done by people who do not take the easiest path or everybody would do it. The County has the potential. It depends on how much effort everybody is willing to put into it. He stated he said everybody because it is only going to work if everybody acts together, as one. The Board, the Administration, the OMDs, career people, volunteers have to be one. They will have to have good clear instructions and good clear feed back, back and forth, which we do not have.

Mr. Bowman stated he had come into the meeting tonight prepared to vote for this ordinance. He continued that he thought we all want the same thing, betterment of the County; however, there did need to be some procedures and a time limit. The Board needed to talk to counsel about legal responsibilities that the County has, as well as all the taxpayers and by taking this action the Board was trying to reduce the chances of the County being sued. The Board wants to get everything covered. We all want the same things, it is just a matter of whether we want to put the cart before the horse or the horse in front of the cart. He stated he did not see why they could not stay on the same time frame. If we can form the committee, get the policies, procedures and protocols in place in four (4) months, give thirty (30) days for advertisement, and it could be put in effect within six (6) months as recommended.

Mr. Haraway stated he understood the need for one (1) OMD. He did not have any problem with that. You have got to have one person in charge. You may need an assistant OMD but he felt that there was a need to have one person calling the plays. There can not be two (2) or three (3) people in the County calling medical plays. He again stated he could understand the need for one OMD. He stated he was not quite as clear on the advantage of having one (1) license and asked Mr. Long to review that with him.

Mr. Long stated the best explanation to give for one (1) license is the fact that today, as we are here, there are three (3) separate licenses. In the overall scheme of things, as had been discussed before, purchase of vehicles, ownership of vehicles, maintenance, insurance, the insurance coverage for the vehicles, and the issue of being responsible all fall on this Board and Dinwiddie County. That, to him, put the license specifically, not the OMD, as one of the bigger issues and that issue being sheer responsibility.

Mr. Haraway stated that last summer the former OMD had some serious questions about the quality of care that some of the patients were receiving and questioning if that was one of the reasons for having this discussion tonight, he asked if that was a true statement?

Mr. Long stated that was part of what Dr. Andes had referred to several times and again Monday night as far as getting reports, or getting this data or that data, to review the call, what happened, what took place. There was discussion about Dinwiddie County having one established set of guidelines, procedures and policies establishing how to go back and ask about what happened on this date, this time and find out details. Mr. Long stated he thought it was a lot of things, last summer with the former OMD that were alleged to have occurred. Mr. Long stating when looking into the investigation or research about what happened it was discovered what was first said was not necessarily the case and in some cases not the case at all. Whether it was based on second or third hand information, rumor, innuendo, he did not know but he did know what was first told to him and what was found to be the case were two different things in several cases.

Mr. Clay stated that he agreed with Mr. Bowman that maybe they are moving too fast, especially since everybody out in the audience seemed to be opposed to it. He stated he did not know if it might be better to just table the whole thing until we get the policies and procedures in place and try it again. Mr.

Clay stated we have a whole lot of good volunteers in this County and the County did not want to lose a single one.

Mr. Bowman stated he would like to see the Board stay on a time schedule. He thought that everyone would agree that it is important to do that.

Mr. Moody stated he understood what had been said and he knew the County could not do it without the volunteers in the County. He stated he knew it was fearful to have something and not know exactly what it is going to be like but he felt like what the County had here could be looked at several different ways. Mr. Moody stated he felt this was the framework that the County could build on. Mr. Moody stated he felt that the County had to get started somewhere and there are liability issues facing the County. Th Board had to seriously look at this; that was what bothered him the most. Mr. Moody continued he felt everyone needed to give this thing a chance, look at it, and to have some trust between both of them and to try to work on these policies, procedures and protocols. Mr. Moody stated he would be the first to vote against the thing when it comes into play six (6) months from now, when it gets ready to be put in place, if it was not right. The Board will have to vote for these policies, procedures and protocols and he will be the first one, if these volunteers are not happy, he'll be the first to vote against it. Mr. Moody again stated that he thought the Board had to get something in place, the Board had to get something going.

Mr. Clay asked about a list of how many counties or localities had single licenses versus several licenses.

Mr. Long stated he did not have that information.

Ms. Linda Ozmore, 7700 Duncan Road, Petersburg, came forward stating she was confused. She stated her simple question was why was the Board voting on something that was not in place, they had nothing in front of them, nothing was in place. She continued the volunteers certainly have not seen anything so she knew the Board had not seen anything, so to her it was a simple matter, why were they voting on something that did not exist?

Upon Motion of Mr. Bowman, Seconded by Mr. Haraway, Mr. Haraway, Mr. Bowman, Mr. Clay voting "Aye", Mr. Moody voting "Nay",

**BE IT RESOLVED** by the Board of Supervisors of Dinwiddie County, Virginia that in regard to A-00-1 and A-00-2, amendments to the Code of Dinwiddie County, Virginia Chapter 10 and Article V, that a committee be formed, action be postponed for four (4) months to allow the committee time to present their ideas and do some word changing in the ordinance, advertise for thirty (30) days to hold a public hearing and vote on the amendments in six (6) months (September 6, 2000 meeting).

**IN RE: RECESS**

Mr. Clay called for a recess at 8:40 P.M.

The meeting reconvened at 8:55 P.M.

**IN RE: PUBLIC HEARING – A-00-3 – AMENDMENT TO THE CODE OF DINWIDDIE COUNTY, VIRGINIA – CHAPTER 3 (AMUSEMENTS) SECTION 3-29 – DOCUMENTS, PLANS, ETC. TO ACCOMPANY SPECIAL ENTERTAINMENT PERMITS**

This being the time and place as advertised in the Dinwiddie Monitor on February 16, 2000 and February 23, 2000, for the Board of Supervisors of Dinwiddie County, Virginia to conduct a Public Hearing to receive input on an ordinance to amend Chapter 3 (Amusements), Section 3-29 (Documents, plans,

etc. to accompany application) of the Code of the County of Dinwiddie to add additional requirements to the application for Special Entertainment Permits.

Mr. Long gave an overview of the proposed amendment which reads as follows:

**AN ORDINANCE AMENDING SECTION 3-29 (DOCUMENTS, PLANS, ETC., TO ACCOMPANY APPLICATION), OF DIVISION 2 (PERMIT), ARTICLE II (OUTDOOR MUSICAL OR ENTERTAINMENT FESTIVALS), CHAPTER 3 (AMUSEMENTS) OF THE DINWIDDIE COUNTY CODE TO ADD ADDITIONAL REQUIREMENTS TO THE APPLICATION FOR SPECIAL ENTERTAINMENT PERMITS.**

**WHEREAS**, the Board of Supervisors of the County of Dinwiddie deems it in the best interest of the health, safety and welfare of the citizens of Dinwiddie County to do so;

**NOW, THEREFORE, BE IT ORDAINED** by the Board of Supervisors of the County of Dinwiddie, Virginia, that Section 3-29 (Documents, Plans, etc., to Accompany Application), of Division 2 (Permit), Article II (Outdoor Musical or Entertainment Festivals), Chapter 3 (Amusements) of the Dinwiddie County Code shall be amended and re-enacted as follows:

**Sec. 3-29 Documents, plans, etc., to accompany application.**

A permit required by this article shall not be issued, unless the following conditions are met and the following documents, plans, statements and approvals are submitted with the application.

- (1) The application shall have attached to it a copy of the ticket or badge of admission to the festival, containing the date or dates and time or times of the festival, together with a statement by the applicant of the total number of tickets to be offered for sale and the best reasonable estimate by the applicant of the number of persons expected to be in attendance.
- (2) A statement of the name and address of the promoters of the festival, the financial backing of the festival and the names of all persons or groups who will perform at such festival.
- (3) A statement of the location of the festival, the name and address of the owner of the property on which the festival is to be held and the nature and interest of the applicant therein. If the applicant is not the owner of the property, a letter from the property owner must be attached to the application authorizing the use of the property for the event.
- (4) A plan for adequate sanitation facilities and garbage, trash and sewage disposal for persons at the festival, including a valid permit from the Health Department. This plan shall meet the requirements of all state and local statutes, ordinances and regulations and will not be accepted unless approved by the health officer.
- (5) A plan for providing food, water and lodging for the persons at the festival. This plan shall meet the requirements of all state and local statutes, ordinances and regulations and will not be accepted unless approved by the health officer. If food will be served on site, the applicant must obtain a temporary food service permit from the Health Department by applying to the Health Department at least ten-(10) days prior to the event. If the applicant has attended a food safety class within the last two(2) years, a copy of the training certificate must be attached to the application.
- (6) A plan for adequate medical facilities for persons at the festival, approved by the Director of Public Safety.

- (7) A plan for adequate parking facilities and traffic control in and around the festival area, including a security plan indicating the number of deputies (if required) approved by the Sheriff's Department.
- (8) A plan for adequate fire protection. This plan shall meet the requirements of all state and local statutes, ordinances and regulations and will not be accepted unless approved by the Director of Public Safety or the Fire Marshal.
- (9) A statement specifying whether any outdoor lights or lighting to be utilized, and if so, a plan showing the location of such lights and shielding devices or other equipment to prevent unreasonable glow beyond the property on which the festival is located, such plan to be approved by the County Administrator.
- (10) A statement that no music shall be played, either by mechanical device or live performance, in such a manner that the sound emanating therefrom shall be unreasonably audible beyond the boundary lines of the property on which the festival is located.
- (11) A plan of security measures to ensure the safe and orderly conduct and control of individuals and crowds in, and around the festival. This plan shall meet the requirements of all federal, state, and local statutes, ordinances, and regulations and will not be accepted unless approved by the Sheriff's Department.
- (12) A certificate that no one under the age of eighteen (18) will be allowed to attend unless accompanied by a parent or guardian who shall remain with the minor at all times.
- (13) A statement from the Building Officer that all plans have been reviewed and approved. Any special permits required by the Building Officer must be attached to the application.
- (14) Documentation from the Commissioner of the Revenue's Office stating that all requirements of the Commissioner of the Revenue to hold the event have been met.
- (15) A statement whether alcoholic beverages will be sold or served. If alcohol will be served, a copy of the Virginia Alcohol Beverage Control license allowing alcoholic beverages to be served at the event must be attached.

**State Law reference: Va. Code § 15.2-920; § 15.2-1200; § 15.2-1700.**

Upon Motion of Mr. Moody, Seconded by Mr. Haraway, Mr. Haraway, Mr. Bowman, Mr. Moody, Mr. Clay voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that A-00-3 is adopted as follows:

AN ORDINANCE AMENDING SECTION 3-29 (DOCUMENTS, PLANS, ETC., TO ACCOMPANY APPLICATION), OF DIVISION 2 (PERMIT), ARTICLE II (OUTDOOR MUSICAL OR ENTERTAINMENT FESTIVALS), CHAPTER 3 (AMUSEMENTS) OF THE DINWIDDIE COUNTY CODE TO ADD ADDITIONAL REQUIREMENTS TO THE APPLICATION FOR SPECIAL ENTERTAINMENT PERMITS.

**WHEREAS**, the Board of Supervisors of the County of Dinwiddie deems it in the best interest of the health, safety and welfare of the citizens of Dinwiddie County to do so;

**NOW, THEREFORE, BE IT ORDAINED** by the Board of Supervisors of the County of Dinwiddie, Virginia, that Section 3-29 (Documents, Plans, etc., to Accompany Application), of Division 2 (Permit), Article II (Outdoor Musical or Entertainment Festivals), Chapter 3 (Amusements) of the Dinwiddie County Code shall be amended and re-enacted as follows:

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2. A statement of the name and address of the promoters of the festival, the financial backing of the festival and the names of all persons or groups who will perform at such festival.
3. A statement of the location of the festival, the name and address of the owner of the property on which the festival is to be held and the nature and interest of the applicant therein. If the applicant is not the owner of the property, a letter from the property owner must be attached to the application authorizing the use of the property for the event.
4. A plan for adequate sanitation facilities and garbage, trash and sewage disposal for persons at the festival, including a valid permit from the Health Department. This plan shall meet the requirements of all state and local statutes, ordinances and regulations and will not be accepted unless approved by the health officer.
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6. A plan for adequate medical facilities for persons at the festival, approved by the Director of Public Safety.
7. A plan for adequate parking facilities and traffic control in and around the festival area, including a security plan indicating the number of deputies (if required) approved by the Sheriff's Department.
8. A plan for adequate fire protection. This plan shall meet the requirements of all state and local statutes, ordinances and regulations and will not be accepted unless approved by the Director of Public Safety or the Fire Marshal.
9. A statement specifying whether any outdoor lights or lighting to be utilized, and if so, a plan showing the location of such lights and shielding devices or other equipment to prevent unreasonable glow beyond the property on which the festival is located, such plan to be approved by the County Administrator.
10. A statement that no music shall be played, either by mechanical device or live performance, in such a manner that the sound emanating therefrom shall be

unreasonably audible beyond the boundary lines of the property on which the festival is located.

11. A plan of security measures to ensure the safe and orderly conduct and control of individuals and crowds in, and around the festival. This plan shall meet the requirements of all federal, state, and local statutes, ordinances, and regulations and will not be accepted unless approved by the Sheriff's Department.
12. A certificate that no one under the age of eighteen (18) will be allowed to attend unless accompanied by a parent or guardian who shall remain with the minor at all times.
13. A statement from the Building Officer that all plans have been reviewed and approved. Any special permits required by the Building Officer must be attached to the application.
14. Documentation from the Commissioner of the Revenue's Office stating that all requirements of the Commissioner of the Revenue to hold the event have been met.
15. A statement whether alcoholic beverages will be sold or served. If alcohol will be served, a copy of the Virginia Alcohol Beverage Control license allowing alcoholic beverages to be served at the event must be attached.

**State Law reference: Va. Code § 15.2-920; § 15.2-1200; § 15.2-1700.**

**This ordinance shall become effective immediately.**

**Adopted this 1<sup>st</sup> day of March, 2000.**

**IN RE: APPOINTMENT – DISABILITIES SERVICES BOARD**

Mrs. Pamla A. Mann, Administrative Secretary, stated this was one position, at-large, to fill an unexpired term that will run until January 31, 2001. This position was advertised in the Dinwiddie Monitor on February 16, 2000 with all applications be due by February 25, 2000.

We received one- (1) application from Ms. Carol H. Gittman.

Upon Motion of Mr. Moody, Seconded by Mr. Haraway, Mr. Haraway, Mr. Bowman, Mr. Moody, Mr. Clay voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Ms. Carol H. Gittman be appointed to fill an unexpired term on the Disabilities Services Board which will expire on January 31, 2001.

**IN RE: COUNTY ADMINISTRATOR COMMENTS**

Mr. Long stated he had included in the Board's packet a notice that was received from the Virginia Association of Counties regarding House Bill 599. This Bill regards police departments on any local government level. Some of the language in the current bill, if passed the way that it is, could trigger a change of the effective date on the current moratorium of cities annexing counties from July 1, 2010 to July 1, 2002. He stated the County needed to keep a close eye on that, as they were trying to do, and he knew that the Association of Counties had been lobbying hard against this Bill.

**IN RE: BOARD MEMBER COMMENTS**

Mr. Moody He reminded the Board that Mr. William C. Scheid, Director of Planning had requested that each Board member submit two (2) names for the Census committee. He asked the Board members, if they had not already done so, to think about names in order that the County could get a good count this year.

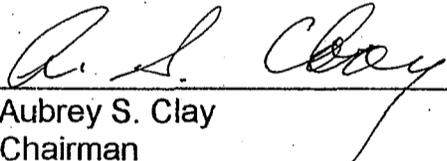
Mr. Haraway He stated he would like for the Board to consider having the County Administrator to come up with a calendar on this emergency rescue squad procedure that is supposed to take place within the next four-(4) months. He stated he thought there were a lot of disgruntled people because we met four (4) weeks ago and the meeting was not until Monday night, two (2) nights before this meeting. He stated he did not want to wait until four (4) months from now to start on this and he thought the Board needed a calendar of what would be transpiring during the next four (4) months. He would like the proposed schedule to be brought before the Board at the next meeting for them to review and will allow the Board to see what the timetable is for each function to materialize.

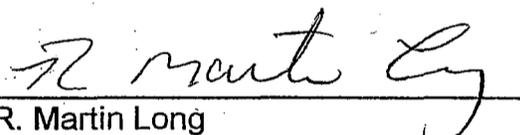
Mr. Bowman No comments

Mr. Clay No comments

**IN RE: ADJOURNMENT**

Upon Motion of Mr. Moody, Seconded by Mr. Haraway, Mr. Haraway, Mr. Bowman, Mr. Moody, Mr. Clay voting "Aye", the meeting adjourned at 9:05 P.M.

  
Aubrey S. Clay  
Chairman

  
R. Martin Long  
County Administrator

/pam

1. *Staphylococcus aureus*

2. *Streptococcus pneumoniae*

3. *Escherichia coli*