

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 16th DAY OF MAY, 2001, AT 2:00 P.M.

PRESENT: HARRISON A. MOODY, CHAIRMAN ELECTION DISTRICT #1
EDWARD A. BRACEY, JR. VICE-CHAIR ELECTION DISTRICT #4
DONALD L. HARAWAY ELECTION DISTRICT #2
ROBERT L. BOWMAN, IV ELECTION DISTRICT #3
AUBREY S. CLAY, ELECTION DISTRICT #5

OTHER: DANIEL SIEGEL COUNTY ATTORNEY

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

Mr. Harrison A. Moody, Chairman, called the regular meeting to order at 2:00 P.M. followed by the Lord's Prayer and the Pledge of Allegiance.

IN RE: AMENDMENTS TO THE AGENDA

Mr. Moody asked if there were any amendments to the Agenda.

Mr. R. Martin Long, County Administrator, stated there were two additions needed on the agenda under Item 12 – Closed Session add: Consultation with Legal Counsel § 2.1-344 A.7 of the Code of Virginia, for Administrative Procedures; also the Sheriff requested that he be allowed to be first on the reports because of another commitment.

Upon Motion of Mr. Haraway, Seconded by Mr. Clay, Mr. Haraway, Mr. Bracey, Mr. Bowman, Mr. Clay, Mr. Moody voting "Aye", the above amendments were approved.

IN RE: MINUTES

Mrs. Wendy Ralph, stated she would like the County Attorney to affirm the vote and action taken by the Board at its May 2, 2001 meeting on P-01-2, H. Keith Henshaw's Rezoning request.

Mr. Bracey moved for approval, motion Seconded by Mr. Clay.

Mr. Bowman also stated there was one item he would like to clarify. Under the subdivision rezoning request P-01-2 he asked that the statement reflect that he stated: He would like to see an ordinance passed in the county to include impact fees for subdivisions and that would help with the building expenses of schools.

Mr. Moody asked Mr. Bracey if he would amend his motion to include the statement.

Mr. Bracey so moved; Mr. Clay Seconded.

Mr. Haraway, Mr. Clay, Mr. Bowman, Mr. Bracey, Mr. Moody voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the April 25, 2001 Continuation Meeting, May 2, 2001 Continuation Meeting, and the May 2, 2001 Regular Meeting are hereby approved in their entirety with the amendment to P-01-02 as stated above.

IN RE: CLARIFICATION OF VOTE FOR PUBLIC HEARING --

P-01-2 – H. KEITH HENSHAW REZONING

Mrs. Ralph stated the particular action or the vote on the Henshaw rezoning case there was a question on the outcome because there were 2 "Abstaining", 1 "Nay" and 2 "voting "Aye". She asked the County Attorney to explain the legal rendering.

Mr. Daniel Siegel, County Attorney, stated in that instance the majority of those voting approved whatever the motion was. So in this case, there were 2 "Ayes" and 1 "Nay" and 2 "Abstaining", meaning the abstaining members didn't vote. Therefore, the majority of the Board voted "Aye" which approved the motion in this case.

Mr. Bowman asked if that was under "Roberts Rules of Order"?

Mr. Siegel stated the Board isn't under "Roberts Rules of Order" but they are under the General Virginia Action therefore a majority of a quorum can take action. So a majority of those voting was a quorum anyway. There are a few instances where the Board meets and the majority of the Board has to vote. Such as for budget appropriations, setting tax rates, and appropriations above a certain amount just to name a few. However, in this case the "Ayes" were the majority of the Board voting so therefore the rezoning request is approved.

IN RE: CLAIMS

Upon Motion of Mr. Clay, Seconded by Mr. Haraway, Mr. Bowman, Mr. Clay, Mr. Haraway, Mr. Bracey, Mr. Moody 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 1025440 through 1025629 (void check(s) numbered 1024983,1025439 and 1025441) for:

Accounts Payable:

(101) General Fund	\$ 182,977.12
(103) Jail Commission	\$ 103.25
(104) Marketing Fund	\$.00
(222) E911 Fund	\$ 2,785.39
(223) Self Insurance Fund	\$.00
(225) Courthouse Maintenance	\$.00
(226) Law Library	\$.00
(228) Fire Programs & EMS	\$.00
(229) Forfeited Asset Sharing	\$ 393.06
(304) CDBG Grant Fund	\$ 1,003.26
(305) Capital Projects Fund	\$ 212,357.61
(401) County Debt Service	\$ <u>86,398.93</u>

TOTAL \$ 486,018.62

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

IN RE: DINWIDDIE ELEMENTARY SCHOOL RENOVATION PROJECT – REQUISITION NUMBER 29 (IDA1999A-#21)

Mrs. Ralph stated the following invoices are included in Payment Request Number 29 (IDA1999A - #21):

SOUTH WOOD BUILDERS, INC.	\$212,407.00
ENGINEERING CONSULTING SERVICES	808.25

BALLOU JUSTICE UPTON ARCHITECTS

4,380.17

TOTAL REQUISITION #29

\$217,595.42

Mrs. Ralph stated these invoices have been reviewed and approved by the Superintendent.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Requisition Number 29 (IDA99A - #21) in the amount of \$217,595.42 be approved and funds appropriated for CIP expenses from the Dinwiddie Elementary School Renovation Project Fund.

IN RE: CITIZEN COMMENTS

The following citizens signed up to comment.

1. Ms. Geri Barefoot, 7411 Frontage Road, came before the Board with the following questions and concerns about sludge:
 - A. Is human waste called Sludge being hauled into Dinwiddie County from any other State or States? To be used on fields in this or surrounding Counties.
 - B. If bio-solid permits were issued, what means were used to give public notice to the citizens of Dinwiddie County?
 - C. Who has bio-solid permits and what is being grown in these fields?
 - D. How long have these permits been in use in Dinwiddie County?
 - E. How is sludge being transported?
 - F. What is being done to protect the citizens of this County against any accidental spills that could run into our streams, lakes, rivers, and most important our wells?
 - G. What is being done to prevent any run-off from occurring in these fields, which could contaminate our drinking water and our wildlife?

Continuing she asked do we as citizens of Dinwiddie County have to hire an attorney to protect ourselves? She told the Board she wanted answers to her questions now.

Mr. Moody instructed Ms. Barefoot to put the questions in writing and give them to the Clerk and she would receive the answers within 5 working days.

2. Mrs. Anne Scarborough came before the Board stating at the public hearing she asked three questions about the budget and to date she had not heard a word since then. Also, she expressed her concern again about issuing a long-term contract with Adelphia. Saturday afternoon it took her 11 minutes to get a human on the other end of the phone. That evening John, her husband, stayed on the phone for 21 minutes and never got a human being on the other end. She urged the Board not to extend the contract beyond the 60 days until there is some improvement in their services. The rates are being increased \$2 a month but there is nothing in the

notice about getting any extra channels. Dinwiddie County is paying more than surrounding counties receiving cable but we have far fewer channels. The County must look at the results and whether Adelpia can perform their responsibilities. Continuing she stated the Board said the revenue was uncertain and therefore you really would like to reduce the tax rate 4 cents but you would only do 2 cents. She said it was really hard for her to sit there and hear that when the Board overcharged the citizens 2 cents this year. There were 99 certificate of occupancy permits issued this year. Was that considered? 17 trailers, did the Board consider the value that would bring? Did you consider the value of the land for the 99 homes? She stated she was disappointed that the airplane tax was not touched either.

Mr. Bracey stated a letter needed to be sent to Mrs. Scarborough explaining how long it is from the time houses are built and when real estate taxing starts on the new homes. He instructed the County Administrator to get the information together and send a reply to her.

3. Majorie Flowers 14919 Wilkinson Road, appeared before the Board stating she was very disappointed about the decision that was made by the Board on the rezoning request from the Henshaws. She stated the people in this County no longer have a say. It is a sad thing when the Board doesn't seem to care what the citizens need.

4. Mr. Long told the Board that Ms. Kathy Young was here today with some students from the 7th grade Government class that will be involved in the shadowing program again this year. Continuing he stated most of you are familiar with the program and one of these students may be contacting you in the days ahead to see if you are willing to share information with them about your role as a member of the Board. He introduced the following students to the Board and Citizens:

Randi Aldridge	Tiffany Brown	David Downey
Lindsay Lingerfelt	Sarah Neal	Michelle Nunnally
Jay Perry	Stephen Rainey	Dorothy Rivers
Wesley Southall	Kelly Thompson	Hal Good

Mr. Long said these young folks are in the Gifted Program in the shadowing program and some of them may be contacting some of the Department Heads and Constitutional Officers. He stated this is a real good program and has had a lot of participation in the past. Mr. Long thanked the students for being present.

Mr. Moody welcomed the students to the meeting and said he hoped they would find the meeting interesting and would get something out of it.

IN RE: HIGH-SPEED RAIL CORRIDOR STUDY- REPORT

Mr. Alan Tobias of the Virginia Department of Rail and Public Transportation appeared before the Board presenting an overview of the high-speed rail train system proposed to come through the County. Mr. Tobias stated they have been working with the State of North Carolina for a couple of years now on developing plans for a high-speed rail in the Southeast portion of the United States. The NCDOT and the VDRPT are conducting engineering and environmental studies to extend high-speed rail service from the Northeast Corridor south from Washington, DC to Charlotte, North Carolina via Richmond, VA and Raleigh, NC. One of the key corridors that they are looking at is the

abandoned rail line that goes through Dinwiddie County which is referred to as the "S" line. The departments of transportation in Virginia and North Carolina have been doing an extensive amount of public involvement programs for the SEHSR environmental impact study. He stated the North Carolina Transportation Rail Division has been the lead agency on this environmental impact study. Mr. David Foster, project manager, and Mark Hamel, with NCDOT, are here today to speak to the Board.

Mr. David Foster stated he needed to also recognize Sam Hayes with the Virginia Department of Transportation who is here today. Mr. Hayes has been a real asset involved in the planning for both states. Mr. Foster stated they had been working on this extensive environmental analysis a little over a year and a half. It is about a 500-mile corridor with 1,000 miles of existing railway right-of way that is being analyzed for the potential of high-speed service. This first study phase, the Tier I Environmental Impact Statement (EIS), "conceptual level" phase does not authorize any construction or permitting actions. The SEHSR process should take two to three years to complete. During this time, Tier I EIS, public involvement and data gathering is done through public workshops (Round I), agency and stakeholder meetings, and data gathering. The final Environmental Impact Statement and Record of Decision will be compiled into a draft and we hope it will be signed and published for public review in June. The first series of public hearings will be started by late July all along the corridors to get public comments on that draft document. Following the public comment process there will be a recommendation meeting with the Transportation Agencies in North Carolina and Virginia with both the Federal and State Agencies. Hopefully the data will be substantial enough that we will be able to make recommendations on one or more of those alternatives for future study.

Continuing Mr. Foster commented that the project team would consider the various possible route combinations for the South Eastern High-Speed Rail and areas of environmental concern will be identified through coordination with various resource agencies and the public. The Tier II phase of the study will entail more extensive studies and environmental analyses on actual alignments along the combination of routes identified at the end of the Tier I, EIS. At that period in time we will move into a final Environmental Impact Statement and that document and record of decision will be finished late in 2002.

He told the Board that this was a quick data update and he asked the Board if they had any questions about the process.

Mr. Long asked if they had anything specific to the County, map wise yet?

Mr. Foster stated the only thing being considered for Dinwiddie County at this time is the old "S Line" alignment. This first phase of environmental analysis, the SEHSR Tier I, Environmental Impact Statement (EIS), is focusing on analyzing a variety of route alternatives and on obtaining input from the general public, elected officials, community planners, resource agencies and others. He stated if the recommended study area is a combination it would include the "S Line", and if there would be actually three combinations. It would all include the "S Line" and there are nine alternatives. After completion of Tier I, the second tier environmental studies to determine specific alignments for the SEHSR and evaluate site-specific impacts may take anywhere from a few months to several years to complete. At this point it will be very important for the public because active participation is the key to ensuring that decisions made about the proposed project will consider the needs of the people affected by the project.

Continuing Mr. Foster stated the question right now, that will be answered, in this draft document, is which of those nine alternative study areas will be looked at for the route. Are we going to be coming down the "S Lines" south of Richmond or are we coming down the "A Line". Those are the two primary

questions from the County's standpoint. This will all be determined in the Tier II process and there are a number of combinations that could go either way.

Mr. Bracey asked if the train would stop in Dinwiddie.

Mr. Foster replied the stops have not been determined yet but none have been modeled in Dinwiddie. However, one has been modeled in Petersburg.

Mr. Bracey inquired about the revenue benefits for the County.

Mr. Foster stated the same economic benefits would come to numerous towns on the route including access to freight service and the economic access that would accrue because of the freight access. In counties like Dinwiddie the folks would have the improved transportation and increased frequency, improved reliability, and faster trips moving up and down the east coast.

Mr. Bracey stated he is concerned about some homes that have been built along the bed alignment. What is going to happen? Is there anything in place to relocate the homes?

Mr. Foster replied detailed project location development, noise and vibration assessment and specific minimization and mitigation activities for the project will not occur until the second phase of the project. In the first phase, the project team will evaluate general noise and vibration impacts and consider general solutions for minimizing and mitigating these effects.

Mr. Bracey asked how much money is this going to cost Dinwiddie County?

Mr. Foster responded he did not know what the cost would be.

Mr. Clay asked about the small roads that have to cross the tracks, what is going to be done for the safety of the people?

Mr. Foster stated these are ongoing efforts addressing existing safety concerns. Once a route is selected and subsequent environmental studies are conducted, specific crossings would be further upgraded as required for high-speed rail. All public and private crossings should be graded, separated or equipped with special crossing protection devices.

Mr. Moody asked who makes the final decision?

Mr. Foster replied it would be a joint decision made by the Virginia Department of Rail and Public Transportation, the Federal Railroad Administration, the Federal Highway Administration, and the North Carolina Department of Rail and Public Transportation.

Mr. Foster stated the funding would come from Legislative funding.

Mr. Bowman asked what benefits are there for Dinwiddie to endorse this service?

Mr. Foster said you would receive the same kind of revenue as towns in North Carolina expect to receive who don't have a station stop. That is increased freight access, more efficient access and of course more economical freight.

Mr. Bowman stated he knew the County is studying using the rail as a trail for the recreation department. He asked how would that affect that Trail Plan? Do they work together?

Mr. Hamil replied probably not, because there would be an issue with safety. That issue would have to be addressed in the Tier II process. There would be an option to potentially look into some fencing for protection.

Mr. Long stated it would be a good idea for these folks to come back after Tier II starts.

Mr. Foster replied they would be here for the public hearings that are slated to be held in Petersburg and South Hill. The dates and times haven't been set but the meetings will be advertised in the local newspapers prior to the events.

IN RE: SHERIFF'S DEPARTMENT – REPORT

Sheriff Shands came before the Board and stated he put his report on the counter for the Board. Continuing he stated the population for the Jail is around 67 for the month.

**IN RE: AUTHORIZATION FOR SHERIFF'S DEPARTMENT TO
REPLACE VACANT STATE POSITIONS – TWO JAILORS
– ONE DISPATCHER**

Sheriff Shands stated he had tested and interviewed twelve applicants for (3) vacant State positions. He requested to place the following persons on payroll effective May 3, 2001.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Sheriff's Department is authorized to fill the following (3) three vacant State positions. Two Jailors, Timothy A. Evans and John P. Ondra with an annual salary of \$23,329, and one dispatcher, Leteisha R. Hicks at an annual salary of \$19,949, effective May 3, 2001.

IN RE: SHERIFF'S DEPARTMENT – REPORT

Sheriff Shands told Mr. Long he had received the letter regarding a report on radar for certain roads in the County. Currently there have been 32 citations issued and he will have which roads shortly to the Board.

Mr. Bracey asked why there was such a big turnover in employees in this department?

Mr. Shands replied they quit for more money. Surrounding cities and counties pay more.

Mr. Bracey stated the county hires the people, trains them, buys them clothing, provides vehicles then ends up losing them and it is a big cost to us.

Sheriff Shands stated he would like to have the new employees sign a contract to make them pay the county back for any training costs if they leave before a year expires.

The Board instructed the Sheriff to contact the County Attorneys to work with him on a policies and procedures handbook.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION

Mr. Richard Caywood, Resident Engineer for the Virginia Department of Transportation came before the Board and presented his monthly report. He gave the following update:

- a. Corrective repaving work is in process on US Route 1. The southern end is almost complete and we will be working on the northern end by the end of the week.
- b. The Courthouse Road project is proceeding well; some unforeseen conditions were encountered but the contractor is ahead of schedule so we are still on target to have the road reopened prior to the advertised date.
- c. The groundbreaking ceremony was held for the Airport road project and the notice to proceed has been issued for that work.
- d. Will meet with the Parks Service representatives next week to look at the new facilities and access road at Five Forks.
- e. Maintenance items: Mowing is ongoing; Patchwork and under drain is being done on I-85.

Mr. Clay stated several citizens had voiced concern about the speed limit at DeWitt on US #1 and he felt the limit should be reduced.

Mr. Caywood responded he would have traffic and engineering do a study there.

Mr. Moody asked if the State would save money if they bought the "reclamation machine" and did the repaving work on the secondary roads.

Mr. Caywood replied VDOT is moving away from doing work of any scale with our own forces. The milling machine that is on that job cost in the neighborhood of one quarter to one half a million dollars.

Mr. Clay asked is the County paying the second time for the repaving on US Route 1.

Mr. Caywood responded yes. Unfortunately, the contractor met the requirements of the contract. But the money is coming out of the District wide maintenance fund.

IN RE: COMMISSIONER OF THE REVENUE – REPORT

Mrs. Deborah M. Marston, Commissioner of the Revenue, was not present.

IN RE: TREASURER

Mr. William E. Jones, Treasurer, came forward presenting his monthly report and to request an emergency ordinance for the extension on the due date for the 2001 taxes.

IN RE: RESOLUTION -- EXTENSION OF DUE DATE FOR 2001 TAXES

Mr. Jones stated prior to your May 2 meeting, I met with you to discuss the possible extension of the first half due date for personal property taxes. This was necessitated over my concerns that the 2001 tax relief discount may be changed. It became apparent on May 4 that no compromise would be reached and the 70% discount would remain "the law of the land". However, another situation has developed and one you are quite familiar with. To this date, I have not received the information from the Commissioner's Office to print the Personal Property tax statements. It is possible he stated that I might receive the information "at the end of the week". Continuing he said he knew one thing, the May 21st deadline

for mailing is not achievable. Real Estate tax statements were printed on May 15th. Mortgage requests were mailed the following day. He requested that the due date for the 2001, first half be extended to June 19, 2001.

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

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia THAT THE Code of the County of Dinwiddie, Virginia is amended and reordained as follows:

RESOLUTION
EXTENSION OF DUE DATE FOR 2001 TAXES

AN EMERGENCY ORDINANCE AMENDING AND REORDAINING THE CODE OF THE COUNTY OF DINWIDDIE, VIRGINIA SECTION 19-2 (DUE DATE FOR TAXES ON REAL ESTATE, TANGIBLE PERSONAL PROPERTY AND MACHINERY AND TOOLS; PENALTY AND INTEREST ON DELINQUENCIES) TO GRANT A ONE TIME ONLY PAYMENT DEADLINE EXTENSION FOR JUNE 2001 TAX PAYMENTS, ENACTED ON AN EMERGENCY BASIS TO PROTECT THE HEALTH, SAFETY AND WELFARE OF DINWIDDIE COUNTY RESIDENTS.

BE IT ORDAINED, by the Board of Supervisors that an emergency exists that would be detrimental to the health, safety and general welfare of the residents of Dinwiddie County unless Section 19-2 of the Code of the County of Dinwiddie, Virginia is amended and reordained as follows to be effective immediately:

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

- I. 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 of June of the taxable year except that for the 2001 tax year only this date shall be the 19TH day of June 2001, 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, and shall be effective for only sixty days from the time of adoption unless readopted after public hearing in accordance with Code of Virginia Section 15.1-504.

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: COMMONWEALTH ATTORNEY – REPORT

Mr. T. O. Rainey, III, Commonwealth Attorney, appeared before the Board and stated he had nothing to report.

IN RE: BUILDING INSPECTOR – REPORT

Mr. Dwayne H. Abernathy, Building Inspector came forward presenting his report for the month of April 2001.

IN RE: ANIMAL WARDEN – REPORT

Mr. Steven R. Beville, Animal Warden, came forward presenting his report for the month of April 2001.

IN RE: DIRECTOR OF PLANNING – REPORT

Mr. William C. Scheid, Director of Planning came forward and presented his monthly update for his Department. He stated he has received the Census Data for elections per district for the redistricting. Continuing he said the Planning Department is working on the redistricting plan for the County. As you are aware, the year 2000 census data reveals that significant population changes have occurred in the County and within individual election districts. In order to comply with the Federal Voting Rights Act, a redistricting plan must be developed and submitted to the Justice Department. In developing the plan, a redistricting Committee needs to be formed by the Board to assist staff and solicit citizen participation in the process. There is a time frame within which this plan must be developed. This information will be presented to the Board shortly so that action may be taken in a timely manner. Mr. Scheid gave the Board a copy of the 1991 Redistricting Committee and told the Board he needed their appointments as soon as possible. He stated he felt the number of appointments could be reduced to 10.

**IN RE: ZONING ADMINISTRATOR/SENIOR PLANNER –
REPORT/CODE COMPLIANCE**

Mr. David S. Thompson, Zoning Administrator/Senior Planner came forward and presented his April monthly report.

IN RE: SOCIAL SERVICES – REPORT

Ms. Peggy McElveen came forward and presented an update on the activities of the Social Services Department. Ms. McElveen reported that May is Foster Care Month and she presented the following Resolution from Governor Gilmore. Continuing she told the Board this was particularly important to her because she felt it was the most critical program in the Agency and it was obvious why. She stated she was happy to report that the County had only 12 children in Foster Care.

RESOLUTION
GOVERNOR DECLARES MAY AS FOSTER CARE MONTH IN VIRGINIA

WHEREAS, the family is our most important institution and families serve as our children's primary source of love, self-esteem, and support; and

WHEREAS, every child in our great Commonwealth needs and expects parental love and guidance; and

WHEREAS, foster care in Virginia provides temporary, safe, and supportive families for children and young people when their families are in turmoil; and

WHEREAS, there are over 7,600 children and young people in foster care throughout Virginia; and

WHEREAS, foster parents open their homes and hearts to foster children, and they play a vital role in helping children reconnect with their families or prepare for adoption; and

WHEREAS, Foster Care Month highlights the significant and valuable contributions of foster parents, child welfare staff, and others who dedicated themselves unselfishly in helping children in need;

NOW, THEREFORE, I, James S. Gilmore, III, Governor of Virginia, do hereby declare the month of May 2001, FOSTER CARE MONTH, in the Commonwealth of Virginia. I call this observance to the attention of all our citizens.

IN RE: SOCIAL SERVICES – REQUEST AND APPROVAL OF APPROPRIATION OF FUNDS FROM DONATIONS

Ms. McElveen concluded her report by requesting a resolution to appropriate funding received by her department through donations. The funds received are as follows:

• United Way	\$10,435.00
• Miscellaneous funds	\$ 650.00
TOTAL	\$11,085.00

Mrs. McElveen stated that no local match funds would be required.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for supplemental appropriations from donations in the amount of \$11,085.00 for the FY 2000 - 2001 Social Services budget.

IN RE: SUPERINTENDENT OF SCHOOLS – REPORT

Ms. Troilen Seward, Superintendent of Schools came forward and stated she could attest to Mrs. Anne Scarboroughs' problems she was having with Adelphia and the service they provide. Ms. Seward explained she had been going around and around with Adelphia also. She said she has been trying to get cable service in the Middle School and couldn't remember how far back this has been going on. She also presented an update to the Board on the School Activities.

IN RE: AVERAGE DAILY MEMBERSHIP - SUPPLEMENTAL APPROPRIATION #8 - FY 2001

Mrs. Seward stated she was authorized to request a \$94,946 supplemental appropriation for state funding based on the Average Daily

Membership of 4287. This is an adjustment to state and requires no additional local funds. This supplemental appropriation request includes a \$1,654 increase in the transfer to textbooks and a \$2,625 increase in the transfer to debt service. The total of these transfers from the Instruction Category to the appropriate funds is \$4,279. The balance of this supplemental appropriation needs to be added to the Operation and Maintenance category.

Mr. Moody asked if this figure was lower this year?

Ms. Seward stated she had estimated on September 30th, of last year that we would end up with 4,260 and we ended up with 4,287. The final figures will be in on Friday. The ADM has not been adjusted and we will no longer get the sales tax but we believe this is the amount we will receive.

Mr. Bracey asked about not being paid for the mid-term graduates. Do we still have to subtract for them?

Ms. Seward replied that is no longer allowed. There are no graduates in the middle of the year.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the School Board's request for \$94,946 is approved. Supplemental appropriation #8 is for State funding based on the Average Daily Membership of 4287. This supplemental appropriation request includes a \$1,654 increase in the transfer to textbooks and a \$2,625 increase in the transfer to debt service. The total of these transfers from the Instruction Category to the appropriate funds is \$4,279. The balance of \$90,667 of this supplemental appropriation needs to be added to the Operation and Maintenance category. This is an adjustment to state and requires no additional local funds.

IN RE: SUPERINTENDENT OF SCHOOLS – REPORT

Ms. Seward continued and reported that the Spring Writing SOL unofficial calculations are as follows:

	1998	2000	Required is 70%
Dinwiddie Elementary	50%	82%	
Midway	40%	77%	
Rohoic	88%	88%	
Sunnyside	53%	88%	
Middle	56%	47%	
High School	57%	82%	

The encouraging thing is that each year the scores are building.

Ms. Seward stated she didn't know whether to class this as good news or bad news. The State audits the accounts at the end of the year which is the annual report. This is submitted to the State each year and in 1998-99 Dinwiddie County local contribution per pupil was \$1,036 and there were only 4 localities in the State that fell below us. In 1999-2000 it was \$1,369 so we have increased our local contribution per pupil and it has moved us up to 8 below us who contribute less instead of 4.

Mr. Haraway asked how many localities? Ms. Seward responded 133.

Mr. Bowman questioned how does that reflect is test scores as far as what we are contributing per student.

Ms. Seward stated that would be hard to determine. She asked for a little more information on what he was looking for.

Mr. Bowman replied since we are spending so little money per student do our test scores reflect that?

Ms. Seward stated she felt we are getting a lot for our money. Ms. Seward stated she felt the Staff was doing an excellent job.

Mr. Bracey replied he wondered what the capital income of the other localities that contribute a lot more than Dinwiddie does, is.

Ms. Seward stated she would get a copy to the Board.

**IN RE: OYCS FUND 208 AND LITTER GRANT FUND 209 -
SUPPLEMENTAL APPROPRIATION #9 - FY 2001**

Mrs. Francene Green came before the Board and stated at the May 8, 2001 meeting of the Dinwiddie County School Board, she was authorized to request the following supplementary appropriations:

OYCS - FUND 208

\$2,841	Donations	To be used for volunteer conference, mentors and underage drinking initiative.
\$561	Additional ticket sales from 'Tis the Season	To be divided equally between ten DCHS clubs who participated.
\$1,600	Donations	To be used for Dinwiddie County Youth Advisory Board projects.
<u>\$4,108</u>	Increase in funding and COLA From DJJ grant	For various projects.
<u>\$9,110</u>	TOTAL	

LITTER GRANT - FUND 209

\$1,093	Increase in Litter Grant	For various projects.
<u>\$831</u>	Litter Revenue	For various projects.
<u>\$1,924</u>	TOTAL	

These amounts would provide additional funding for the Office on Youth.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the School Board's request for the Office on Youth and Community Services supplemental appropriation #9 as listed above is approved. This requires no additional local funds.

IN RE: APPOINTMENTS - OFFICE ON YOUTH AND COMMUNITY SERVICES

Mrs. Francene Green, Director of the Office on Youth and Community Services, stated it has been the practice of the Board of Supervisors to receive recommendations from the existing Youth Commission for potential new members. We would like to recommend the following people to serve on the Commission:

For three year term:

Patsy Barnes
Susan Edmunds
David Johnson
Judy Langster
Odessa Winfield

For one year appointment to finish out a term:

Chuck Fore

For one year term (students):

Megan Baird
Shekenya Chamblee
Ryan Crabtree
Jessica Love
David Thompson

Mr. Long stated in the past it has been the policy of the Board to discuss the appointments in closed session, but it is the pleasure of the Board whether they wanted to go ahead and do the appointments now.

Mr. Bracey stated we have no applications from anyone which is required for all the other appointments. So we really don't have anything to go on. Continuing he stated these are the same people all the time. He stated in the future the Board needs applications before the list is approved for these appointments.

Ms. Green replied these are not the same people; the only name which is seen consistently is Patsy Barnes and she works with the youth in the County. All of these recommendations come from the Commission, however she stated she would supply the Board with the list so that the Board could see that these are all new folks.

Mr. Moody suggested that this be taken up in closed session.

Mr. Bracey stated there was no need to discuss this in closed session. What needs to be done in the future, let it be understood by Ms. Green, that none of these people be on this list until there is an application and reviewed by the Board, which is done for everyone else.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the recommendations from the existing Youth Commission for the new members listed above are hereby approved.

Mr. Haraway stated that in the past that the existing Youth Commission made the recommendations for the new members.

Ms. Green stated she was following tradition and she had just followed what was in place when she came on board. The Board of Supervisors had empowered the existing Youth Commission to screen the applications submitted. But if the Board wanted to make the change it was certainly up to them.

Mr. Haraway explained the other appointments had not been reviewed by a body while these have been reviewed by a body set by the Board of Supervisors.

IN RE: PARKS AND RECREATION – REPORT

Mr. Timothy C. Smith, Director of Parks and Recreation, stated he had provided the Board with his monthly report. In addition he informed the Board that Mr. Long, Mike Jones and he had attended the meetings to establish an Resource Conservation and Development in this region. Continuing he stated Mr. Jones has requested to speak on behalf of the RC&D to the Board next month.

IN RE: AUTHORIZATION TO PURCHASE FURNITURE FOR EASTSIDE

Mr. Smith reported that the floor and carpet at Eastside should start next week. He asked Mrs. Charity Taylor to come forward to present the furniture request to the Board and answer any questions they might have. Mr. Smith stated they had requested \$37,000 to furnish the building. This represents the first part of that request just to get the center up and going. This includes the conference room, senior's room, classroom, offices, and the multipurpose room. Continuing he said we have tried to combine the furniture as much as possible to be used for many of the other rooms. The rooms left are the youth room, AV equipment and appliances.

He stated he had received a bid from Tri-City for \$25,000. He requested authorization to purchase furniture as shown up to \$25,000.

Mr. Moody asked if this was pretty good quality?

Ms. Taylor replied it is in the medium quality range. It should hold up.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Recreation Department is authorized to purchase furniture as shown up to \$25,000 based on the low bid.

IN RE: RECESS

Mr. Moody called for a recess at 3:45 P.M. The meeting reconvened at 3:56 P.M.

IN RE: WASTE MANAGEMENT - REPORT

Mr. Dennis King, Director of Waste Management came forward to present his report for April 2001. In addition, he requested that he be allowed to use the surplus air conditioner unit which was removed from the old Courthouse to be used at the manned site at Rohoic. The Board concurred.

Mr. King stated he would be coordinating the dirt removal with the new road at the Airport to be used at the Rohoic site to build the berm.

IN RE: TRASH TRUCK—WASTE MANAGEMENT AWARD OF BIDS

Mr. King stated the bids were received on the trash truck cab and chassis and he presented the Board with the following bids for the trash truck. He explained that the lowest bid was from Colonial Truck Sales in Richmond that bid a Volvo with a Heil Body. Although the County does not have a truck like this in its fleet, after questioning mechanics and owners of this type of truck he felt it would be a winning combination.

- | | |
|--------------------------------|--------------|
| 1. Colonial Tuck Sales - Volvo | \$129,773.00 |
| 2. Va. Truck Center - Mack | \$134,551.27 |

3. Cavalier Equipment - Mack	\$134,701.27
4. Wilbar Truck Equip. - Volvo	\$134,984.75
5. Peterbuilt - Peterbilt	\$135,270.00
6. Wilbar Truck Equip. - Mack	\$139,988.75
7. Wilbar Truck Equip. - Peterbilt	\$140,688.75

Mr. King stated his recommendation is to purchase from the low bidder Colonial Truck Sales in Richmond which is a Volvo at \$129,773.00.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia authorization is granted for Administration and Waste Management to proceed with the ordering of the Volvo trash truck cab/chassis for a cost not to exceed \$129,773.00.

IN RE: PUBLIC SAFETY OFFICER – REPORT

Mr. David M. Jolly, Public Safety Officer, came forward and presented his monthly report.

IN RE: AUTHORIZATION TO TRAVEL APPLETON, WISCONSIN – PUBLIC SAFETY DIRECTOR

Mr. Jolly requested authorization for Charles Lewis and himself to travel to Appleton, Wisconsin to inspect the new Dinwiddie tanker unit prior to it being painted.

Mr. Haraway asked if it was necessary for two people to inspect the truck?

Mr. Jolly replied it has been the custom in the past that one person from the agency be allowed to go with the most recent one being Old Hickory.

Mr. Bracey moved to approve the request. There was no second.

Mr. Bowman stated apparently the Board only wants to pay for one ticket. Mr. Clay responded Mr. Jolly is capable of inspecting the truck.

Mr. Bracey asked what the policy has been in the past.

Mrs. Wendy Ralph stated that the company has paid in the past, but in this particular instance it was not included in the bid; and the Company did not offer to pay this time.

Mr. Bracey amended his motion to approve the request for Mr. Jolly to go and inspect the truck at the factory.

Seconded by Mr. Haraway, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey, Mr. Moody voting "Aye,

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted to the Public Safety Director to travel to Appleton, Wisconsin to view the tanker unit, prior to it being painted, June 17, 2001 at a cost not to exceed \$2,000.00, with funds being appropriated from the capital line item of the Volunteer Fire budget, 101-032200-3310.

Mr. Jolly continued. The first responder unit for Ford has had mechanical problems and it has been determined that it will cost approximately \$3,000 for a new motor. As a result he did not authorize that because the unit is so old. Which leaves the County without a unit in that area to respond. The DVRS has been asked to send an ambulance to that area to respond to the calls until the

issue can be resolved. Ford has only about 5 EMT that are able to make up a transport unit. With the limited number of trained people it makes it difficult to put together a 2 person crew to answer EMS calls. The issue was taken to the Fire and Rescue Association and they were asked them to look throughout the System for a unit the County has available and make a recommendation. They decided to relocate a unit from Namozine. He stated his concern with that was that Ford has a fewer amount of calls than Namozine and the population in that district is a lot larger and it was not a viable solution. The group met again and no vehicle was found and no decision was made. Because of that he stated Social Services has turned in a van to the County which he can use. This would free up his vehicle for Ford to use until a more permanent arrangement can be made. He stated his vehicle was equipped so that it could be placed in service as soon as a license can be obtained from the Office of EMS. He felt his vehicle could be at Ford no later than Friday afternoon or Monday morning at the latest. He told the Board this is only a temporary fix and it is his recommendation at this time.

Mrs. Ralph stated we need authorization to use the van donated by the Social Services.

Mr. Bracey asked what kind of a time frame are we looking at here.

Mr. Jolly stated a minimum of 90 days. He stated if you recall back when we did the vehicle replacement plan with the CIP last year, it was determined that the van that Ford used for the responder unit would be replaced with a multipurpose vehicle. This would be a light duty squad but it will take some time to spec it. The CIP process will start in June and finish is September.

Mr. Bracey stated he felt uncomfortable with that and we need an emergency vehicle now.

Mr. Jolly stated the quickest he could get a vehicle designed would be in a 5 month range.

Mr. Moody stated the area needed to be covered and this was the best solution right now.

Mr. Bowman asked how long will it be before we put a second EMS crew on?

Mr. Jolly stated July or August 1st.

Mr. Bowman said once we do that we will have an ambulance available for that area.

Mr. Jolly stated not necessarily. There will be 2 ambulances available but it is possible they won't be able to go to Ford any faster. We can't put it at Ford 24 hours a day simply because there are no facilities or personnel to accommodate it. The response time will be the same.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted to the Public Safety Director to use the surplus van donated by Social Services for his personal vehicle.

IN RE: FIRE AND RESCUE ASSOCIATION - REPORT

Chief Charles L. Lewis enclosed his April monthly report in the Board's packet but was not present.

IN RE: COUNTY ATTORNEY – REPORT

Mr. Daniel Siegel, County Attorney, stated he had nothing to report.

Mr. Bracey asked if the County attorney if he had any legal opinion which would eliminate the problem which occurred with the vote for the rezoning request.

Mr. Bowman asked if the Board could adopt "Roberts Rules and Order".

Mr. Siegel responded he would do some research and send the Board some recommendations.

IN RE: BUILDINGS AND GROUNDS - REPORT

Mr. Faison came forward and presented his monthly update for April.

IN RE: AUTHORIZATION TO NEGOTIATE WITH LOWEST BIDDER

Mr. Faison stated the bids for the Historic Courthouse Phase II were in and we had received two bids; one was from Arizona LTD for \$704,000 and GMW was the second one with a base bid of \$795,000. He requested authorization to enter into negotiations with the lowest bidder Arizona LTD for \$704,000 and come back to the Board with a final recommendation.

Mr. Bracey inquired if staff felt that Arizona LTD could do the job because GMW has done a courthouse before.

Mr. Faison stated they will have to provide a payment and performance bond.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted to the County Administrator to enter into negotiations with the lowest bidder Arizona LTD to see what can be done to lower this base bid price and report back by Wednesday, June 6, 2001.

IN RE: MINI- BLINDS -- AWARD OF BIDS

Mr. Faison stated the bids were received on the mini-blinds for the Administration Building, Sheriff's Office, the new Courthouse and are as follows:

	ADMIN	SHERIFF	COURTHOUSE
Wythe Contract Sales	\$2,891.29	\$1,239.39	\$1,206.53
Windows-N-Walls	\$3,594.00	\$1,350.00	\$1,680.00
Southern Decorating	\$5,508.00	\$1,469.00	\$1,807.20

Mr. Faison stated his recommendation is to purchase from the low bidder Wythe Contract Sales for a total price of \$5,337.21.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia authorization is granted to award the contract for the purchase of mini-blinds to Wythe Contract Sales for a total price of \$5,337.21 with funds being appropriated from the buildings and grounds line item budget, 43200-3320, maintenance and repairs.

IN RE: AWARD BID - WINDOW CLEANING COUNTY BUILDINGS

Mr. Faison stated the bids which he received for cleaning windows in the County office buildings are:

	ADMIN	HEALTH DEPT.	SOCIAL SERVICES	COURT HOUSE
Haynes Enterprises	\$1,136.50	\$322.50	\$328.00	\$799.00
Professional Maint.	No Bids			
Va. Window Cleaners	No Bids			
James River Windows	No Bids			

Mr. Faison stated his recommendation is to award the contract to Haynes Enterprises for a total price of \$2,586.00.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia authorization is granted to award the contract for the window cleaning of the office buildings to Haynes Enterprises for a total price of \$2,586.00 with funds being appropriated from the buildings and grounds line item budget, 43200-3180, cleaning windows and carpet.

IN RE: TIMBER CUTTING AT CONTRACT FOR LANDFILL

Mr. Jeff Bent appeared before the Board with his recommendation for the timber cutting at the Landfill on the Wheeler's Pond Road property. He presented the following bids:

	PP (\$/TON)	CNS (\$/TON)	HP (\$/TON)
F&P Enterprises	10.70	23.00	1.00
Smurfit-Stone Container	10.25	20.00	
Davis Logging Co.	9.41	22.00	
Gasburg Land and Timber	8.51	20.50	

Mr. Moody asked why didn't we do a lump sum bid?

Mr. Bent replied with thinning you can't determine ahead of time exactly what is coming off the property. The determination is left up to the person operating the tree cutter on the crew so without any positive way to identify the exact volume of timber coming off the site it really comes out to a shot in the dark. The companies can give exacts but they will just cut until they have sufficient wood to meet the price quoted to make sure they cover the bid.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia authorization is granted to award the contract for the timber cutting to the high bidder F & P Enterprises.

IN RE: RESOLUTION AUTHORIZING COMPETITIVE NEGOTIATION FOR RADIO FREQUENCY ENGINEERING SERVICES

WHEAREAS, the Board of Supervisors of Dinwiddie County (the "Board")

wishes to receive proposals from qualified vendors for services to assist in the review of applications for telecommunications facilities and further to negotiate specific contractual terms and conditions favorable to Dinwiddie County (the "County"); and

WHEAREAS, Section 11-41 of the Virginia Public Procurement Act provides that goods and services may be procured by competitive negotiation upon a determination in writing that competitive sealed bidding is not advantageous to the public;

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia:

1. Staff is authorized to issue on behalf of the County a written request for proposals for radio frequency engineering services;
2. This Resolution shall constitute a written determination that competitive sealed bidding is not advantageous to the public for the reasons stated above.
3. This resolution shall be effective as of May 2, 2001.

Upon Motion of Mr. Bracey, Seconded by Mr. Clay, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey, Mr. Moody voting "Aye". This Resolution was adopted.

IN RE: BOARD MEMBER COMMENTS

Mr. Bowman He stated he would like to see this County move forward and grow in an orderly manner. But today as he sat and listened to the public comments the citizens of the County feel like they are not being represented. Continuing he said he thinks it is due mainly to the zoning ordinance. When we allow certain things in certain districts with just a conditional use permit, it takes the say-so away from the citizens. The Rail representatives stated there is a quarry coming into the County. They want to use the rail to ship the stone out of there and this is going into a basically residential area. Mr. Bowman said that the proposed quarry is just another example of why the residents feel left out of the loop in terms of development. He said he felt the county should re-examine its zoning ordinances and set aside areas specifically for industrial development rather than allow heavy industrial development in residential areas. The citizens right now have no say-so on these issues. Heavy Industry and businesses are being put in right next door to residences and this stuff is being rammed down their throats. He stated he felt we were running the county. He stated he would like to propose that the Board make some changes in the county and take these heavy industrial uses out of agricultural areas and protect our citizens. Continuing he said he had received about 100 calls about the rock quarry coming in. The citizens are upset about this and it's not just my district. It's all of our districts. It's our job to protect the citizens. He proposed that the Planning Department come up with a solution. He stated he felt that the supervisors were not doing their best to look out for the interests of the citizens.

Mr. Bracey He stated he was not going to sit today and debate with Mr. Bowman but he would be more than happy to take some fishing time out with Mr. Bowman and have a "real" talk about the citizens not having a say-so. Countering he stated the laws are already set forth and we as a Board have

to abide it. The citizens have a part. We have to have Public Hearings on everything and the citizens can come and speak. Continuing Mr. Bracey stated he took offense in that someone is saying that I am not representing the people in my district. He said he strongly disagreed with Mr. Bowman's comments to the contrary. He told Mr. Bowman he knew what he was referring to and it could have been a very unpleasant situation and he needed to tell his people just how unpleasant it might have been.

Mr. Haraway No comments

Mr. Clay No comments

Mr. Moody He stated that he heard what Mr. Bowman said and he felt it could be discussed at the retreat.

IN RE: CLOSED SESSION

Mr. Clay moved that the Board now convene in a closed meeting to discuss matters exempt from the open meeting requirements of the Virginia Freedom of Information Act:

The purpose of the closed meeting is to discuss subject matters identified as Personnel and Consultation with Legal Counsel. Matters to include: Building Inspections; Telecommunication Towers; Procurement – Telephone System.

- **Personnel Matters, § 2.1-344 A - 1 of the Code of Virginia,** (candidates for employment OR the assignment, appointment, promotion, performance, demotion, discipline, salaries, compensation, resignation of employees) Personnel for Buildings and Grounds and Appointments.
- **Consultation with legal counsel, § 2.1-344 A.7 of the Code of Virginia,** (consultation with legal counsel and briefings by staff members and consultants about actual or probable and public discussion would adversely affect the negotiating or litigating posture of the County or Town – OR – consultation with legal counsel regarding specific legal matters that require legal advice) Procedures.

Mr. Bracey seconded the motion. Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey, Mr. Moody voting "Aye" the Board moved into the Closed Meeting at 5:06 P.M.

A vote having been made and approved the meeting reconvened into Open Session at 5:45 P.M.

IN RE: CERTIFICATION

Whereas, this Board convened in a closed meeting on this date pursuant to an affirmative recorded vote in accordance with 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 closed 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 closed meeting to which this certification applies; and (2) only such public business matters as were

identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting to which this certification applies.

Upon Motion of Mr. Clay, Seconded by Mr. Haraway, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey, Mr. Moody voting "Aye". This Certification Resolution was adopted.

IN RE: APPOINTMENT- CRATER DISTRICT AREA AGENCY ON AGING

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Mrs. Sarah O. Beville is reappointed to the Crater Agency on Aging Board, for a four year term expiring January 30, 2005.

IN RE: APPOINTMENT – DISABILITIES SERVICES BOARD

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Mr. Charles Gauldin is hereby appointed to the Disabilities Services Board, for a three-year term expiring January 31, 2003.

IN RE: APPOINTMENT – CRATER PLANNING DISTRICT COMMITTEE AND METROPOLITAN PLANNING ORGANIZATION

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Mr. Donald Haraway, is hereby reappointed to the Crater Planning District Committee and Metropolitan Planning Organization, for a one-year term expiring June 30, 2002.

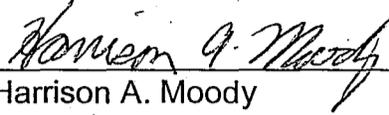
IN RE: APPOINTMENT- APPOMATTOX REGIONAL LIBRARY BOARD

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Mrs. Betty Mayes is reappointed to the Appomattox Regional Library Board, for a four-year term expiring June 30, 2005.

IN RE: ADJORNMENT

Upon Motion of Mr. Bracey, Seconded by Mr. Haraway, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey, Mr. Moody, voting "Aye", the meeting adjourned at 5:45 P.M. to be continued until 9:00 A.M., May 21, 2001 for the FY2002 budget retreat.



Harrison A. Moody
Chairman



R. Martin Long
County Administrator

/abr

