

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 23rd DAY OF APRIL, 2003, AT 7:00 P.M.

PRESENT: ROBERT L. BOWMAN IV - CHAIR ELECTION DISTRICT #3
DONALD L. HARAWAY - VICE CHAIR ELECTION DISTRICT #2
HARRISON A. MOODY ELECTION DISTRICT #1
(arrived 7:20 pm) EDWARD A. BRACEY, JR., ELECTION DISTRICT #4
AUBREY S. CLAY ELECTION DISTRICT #5

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

Mr. Robert L. Bowman, Chair, called the regular meeting to order at 7:09 P.M. followed by the Lord's Prayer and the Pledge of Allegiance.

IN RE: PUBLIC HEARING – PROPOSED FY 2003 - 2004 BUDGET – TAX RATES FOR 2003

This being the time and place as advertised in the Dinwiddie Monitor on April 16, 2003 for the Board of Supervisors of Dinwiddie County, Virginia to conduct a Public Hearing to solicit public comment on the proposed Budget for the Fiscal Year Commencing July 1, 2003 and the proposed Tax Rates for 2003.

Mrs. Wendy Ralph, County Administrator, gave the following overview of the Proposed FY 2003 – 2004 Budget and Tax Rates for 2003.

OVERVIEW OF 2003 -2004 BUDGET

SUMMARY POINTS

5% overall increase in budget- appears to be 13% with Tobacco Commission funding and increase in fund balance

6% increase in local revenues; State revenues – 3% increase through PPTRA – actually down 2%

4% increase in General Fund operational budget

\$765,000 additional local funds transfer to Schools represents 8% increase

PERSONNEL COSTS

2 ½ % COLA increase for County employees – no merit

2.25% increase for State funded positions - \$350 supplement from County if State funding is not provided

Health insurance increase is 14%; however, the County is only covering the minimum 80%/20% required by the insurance program – Employees responsible for the balance

Increase in local transfer for schools for purpose of increasing beginning teacher salary to \$32,500 and to adjust the entire teacher scale to remain competitive with the area – (Requires \$530,000)

Commissioner & Treasurer – have absorbed State cuts in Extra Help and Office Expenses

Circuit Court Clerk – cut a new position

Commonwealth Attorney – has absorbed State cuts in Ass't. Commonwealth Attorney & Secretary positions

Sheriff – absorbed cut in jail per diem by eliminating one replacement vehicle

Match provided for two school resource officers – Middle & High Schools

GENERAL REASSESSMENT

Funds are provided to begin the General Reassessment which will be effective January, 2005

JAIL

Funds are provided to continue to purchase outside space
All options are still under review
As State funds are cut, we will bear the cost of caring for State prisoners for a longer period of time

CRATER JUVENILE DETENTION

The Green House (shelter care) has been closed. Funds have been provided to procure these services from outside agencies

Also reflects a cut in State funding

BUILDING INSPECTIONS

A replacement vehicle is included

DINWIDDIE EMS

Continue funding for second paid crew

Funding to begin to address the issue of providing fire services – reviewing options to assist volunteer agencies

WASTE MANAGEMENT

Sufficient funds are provided to continue operation of the department by the County or to pursue privatization

Additional manned sites have been placed on hold

PLANNING & ZONING

Route 1 & Route 460 corridor study funding carried over

Legal expenses removed from County Attorney and shown here - due to large number of zoning and building code violations

OUTSIDE AGENCIES

3% increase for outside agencies

Funding for County's share of BRAC expenses

4-H extension agent has been continued by the County on a part-time basis until State funds are restored

Internal Services – \$5,000 provided by Board for continuing education and/or in-service training

CAPITAL PROJECTS

Capital Projects Fund includes \$2 million - \$1,000,000 carried over from present year (FY03) and \$1,000,000 transfer for FY04

The School system is requesting \$2,037,850 in capital projects. Other County projects total \$2.7 Million. The CIP Committee is presently reviewing these projects

SCHOOL BOARD

Since 1998, the Board has provided an average 14% increase to the School budget dedicated to increasing teacher salaries. This year they are able to provide \$765,000 for that same purpose. The balance of the funding is provided to assist the school system with unfunded mandates

Funding for County's share of BRAC expenses

4-H extension agent has been continued by the County on a part-time basis until State funds are restored

Internal Services – \$5,000 provided by Board for continuing education and/or in-service training

Other transfers include:

\$230,000 for insurance

\$100,000 for capital projects (additional funding is being considered through CIP)

\$1,809,263 in debt service

DEBT SERVICE

Debt service payments for County projects decreased by \$318,000. However, we lost \$350,000 in interest, which has been used to fund debt service.

Transfer from Meals Tax for School Debt Service remains \$400,000.

E911

Continuation of ten new dispatchers and full operation of new communications center

Once contract is awarded, 8 months to complete - start up date is anticipated to be the Spring of 2004

IN RE: PUBLIC HEARING – TAX RATES FOR 2003

This being the time and place as advertised in the Dinwiddie Monitor on April 16, 2003 for the Board of Supervisors of Dinwiddie County, Virginia to conduct a Public Hearing to solicit public comment on the proposed Tax Rates for 2003.

TAX RATES - FY 2003

| | |
|---------------------------------|------|
| ◆Real Estate | .77 |
| ◆Mobile Homes | .77 |
| ◆Mineral Lands | .77 |
| ◆Public Services | .77 |
| ◆Personal Property | 4.90 |
| ◆Personal Property - Volunteers | .25 |
| ◆Machinery & Tools - | 3.30 |
| ◆Heavy Const. Equip. - | 3.30 |
| ◆Certified Pollution Control | 3.30 |
| ◆Airplanes - | .50 |

Mr. Bowman opened the Public Hearings on the Proposed Budget and Tax Rates.

The following citizens came forward requesting that the Board reconsider fully funding the School Board budget:

1. Evan Bishop – 18012 Bonneville Lane, Dinwiddie, Virginia
2. Rashaunda Jackson – 18523 Malones Road, Carson, Virginia
3. Joy Marshall – 4725 Woodstream Drive, Petersburg, Virginia
4. Angela Orrell – 16563 Cantree Road, McKenney, Virginia
5. Barbara Pittman – Dinwiddie, Virginia
6. David Abbey – 7901 Brills Road, McKenney, Virginia
7. Donna King – 10523 Rives Avenue, McKenney, Virginia
8. Cheryl Perkins – 13315 Boydton Plank Road, Dinwiddie, Virginia
9. Craig Lewis – 19921 Hope Drive, Sutherland, Virginia
10. Samuel Hayes – 17507 Mansons Church Road, McKenney, Virginia
11. Cheryl Martinez – 237185 Sparrow Court, Petersburg, Virginia
12. Lee Wise – 17911 Wilkinson Road, Dinwiddie, Virginia
13. Evelyn Whitehead – 9313 Dabney drive, Sutherland, Virginia
14. Chris Marston – 12920 Courthouse road, Dinwiddie, Virginia
15. Michael Duggan – 24023 Bancroft Drive, Petersburg, Virginia
16. Todd Morgan – 16762 Hunter Drive, Sutherland, Virginia

The following citizens came forward to address other items in the FY 03-04 Budget:

1. Charles Koutnik, Executive Director, Appomattox Regional Library, 245 East Cawson Street, Hopewell, Virginia – requesting 2.19% increase in Library funding
2. Bill Jones - Dinwiddie County Treasurer – on behalf of employees requesting increase in salaries
3. Stacey L. Hayes – 14915 Courthouse Road, Dinwiddie, Virginia – Dinwiddie County Youth League Commission - no recreational parks in the County
4. Anne Scarborough – Boydton Plank Road, Dinwiddie, Virginia – the airplane tax rate; building new schools; and the increases in the Board of Supervisor's budget;

Mr. Bowman closed the Public Hearings on the Proposed Budget and Tax Rates. Action will be taken on Wednesday, April 30, 2003.

IN RE: RECESS

The Chairman called for a recess at 8:57 P.M. The meeting reconvened at 9:15 P.M.

**IN RE: DEPARTMENT OF MENTAL HEALTH, MENTAL
RETARDATION AND SUBSTANCE ABUSE SERVICES –
REPORT ON PROPOSED LOCATION OF VIOLENT
SEXUAL PREDATORS PROGRAM – SOUTHSIDE
VIRGINIA TRAINING CENTER**

Dr. James S. Reinhard, Commissioner, Department of Mental Health, Mental Retardation and Substance Abuse Services, came forward presenting the following information to the Board:

**“SVP REHABILITATION PROGRAM AT SOUTHSIDE VIRGINIA TRAINING
CENTER
DINWIDDIE COUNTY, VIRGINIA**

The requirement for commitment and treatment of sexually violent predators became law in April 2003, at the end of the veto session of the Virginia General Assembly. This made it necessary, in a matter of just a few weeks, to locate an existing facility that could be readily prepared to accept the civil commitment program as a relatively temporary measure, until such time as renovation/construction can occur to create an appropriately designed permanent facility. The law also requires this program to be under the direction of the Department of Mental Health, Mental Retardation and Substance Abuse Services (DMHMRSAS).

For a variety of reasons, the DMHMRSAS Petersburg campus was identified as the most appropriate facility for the temporary placement of this program. However, the Governor has further directed DMHMRSAS to pursue a longer-term facility through a capital budget submission to the 2004 General Assembly. While there is no guarantee that this campus won't be the permanent location, we will be reviewing every possible alternative site across the Commonwealth in making this recommendation.

In the meantime, we will continue to dialog with communities and local governments surrounding the program regarding steps we can take to minimize the impact on the citizens and visitors to the area.

Why is this program being implemented?

Legislation was enacted in 1999 to civilly commit sexually violent predators; however, implementation of the bill was delayed. During the 2003 session of the General Assembly, a modified version of the original bill was passed and made effective upon the Governor's signature on the bill. The bill was signed April 2, 2003. The Governor has directed DMHMRSAS to pursue a longer-term facility through a capital budget submission to the 2004 General Assembly.

What is the purpose of this program?

The purpose of this program is to provide secure treatment and rehabilitation to individuals who are civilly committed as so-called "sexually violent predators." Individuals are committed until such time as their risk for re-offending is sufficiently reduced that they are deemed safe to return to the community.

What will this program do?

This is an intensive behavioral rehabilitation program. Clients are maintained in a secure environment and subject to intense monitoring.

Who will participate in and receive rehabilitation services from this program?

Certain persons convicted of and sentenced for predicate sex crimes and who are currently incarcerated and reaching the end of their sentence are referred for an evaluation to determine if they meet the statutory clinical criteria of a Sexually Violent Predator (SVP). If they meet the criteria they may then be civilly committed to the program through a legal process.

What is a “Sexually Violent Predator”?

A “Sexually Violent Predator” is any person who has i) been convicted of a sexually violent offense or has been charged with a sexually violent offense and is unrestorably incompetent to stand trial *and* ii) because of a mental abnormality or personality disorder, finds it difficult to control his predatory behavior which makes him likely to engage in sexually violent acts. It is important to note that the individuals coming into this program would otherwise be released into the community at the end of their prison sentences.

How many individuals will participate in this program?

Approximately twenty-five (25) clients will enter the program within the first twelve months.

Why was Southside Virginia Training Center selected?

The DMHMRSAS Southside Virginia Training Center has been identified as the most appropriate facility for the temporary placement of this program. It was necessary to identify a facility that will temporarily house the program for at least three (3) years. Building 9 and 10 at Southside Virginia Training Center have been selected primarily because they are:

1. In good physical condition
2. Isolated from the remainder of the campus
3. Designed in a way that facilitates monitoring and supervision of the clients

The facility sits several hundred yards off of Route 1. The Department is exploring landscaping ideas to provide additional screening.

What security will be in place for this new program?

For the safety of the community, our staff, and the clients of this program, assuring the highest possible level of security is our top priority in implementing this program. DMHMRSAS is working with the Department of Corrections and a nationally prominent security-consulting firm to assure the security at this facility.

Exterior controls include:

- Double fencing with an intruder detection system between the fences
- Razor wire at both internal and external fences
- Perimeter cameras
- Lighting
- Patrols

Interior controls include:

- Security cameras
- Security staff, separate from treatment/program staff
- Locked and alarmed doors
- Secure windows

In addition, DMHMRSAS is assessing the use of GPS locator bracelets as an additional security measure.”

There was a lengthy question and answer period between the Board members, County Administrator, and the representative from DMHMRSAS regarding the choice of the location; the security system; personnel issues; appearance and barriers; EMS/Fire services; and a financial agreement between DMHMRSAS and the County.”

The following citizens came forward in opposition to the placement of the Violent Sexual Predators at the Southside Virginia Training Center location:

1. Richard Stewart – 129 Rolfe Street, Petersburg, Virginia
2. Cheryl Martinez – 23718 Sparrow Court, Petersburg, Virginia
3. Leonard Davis – 5014 Olgers Road, Sutherland, Virginia
4. Parker Simmons – 26114 Washington street, Petersburg, Virginia
5. LeRoy Ivey – 25808 Franklin Street, Petersburg, Virginia
6. Michelle Parker – 6812 Duncan Road, Petersburg, Virginia
7. Kevin Hill – Vice Mayor – City of Petersburg, Virginia
8. Teresa Stump - Dinwiddie County
9. Jennifer Schwartz – 24618 Brickwood Lane, Petersburg, Virginia
10. Melodie Jackson – 20920 Little Road, Petersburg, Virginia
11. Thomas Tucker – 24811 Brickwood Lane, Petersburg, Virginia
12. Melvin Farrah – 2415 Bancroft Drive, Petersburg, Virginia

Mr. Bracey stated a resolution needed to be drafted and taken to the Governor to voice the Board’s fervent opposition to the proposed placement of the SVP Program at the Southside Virginia Training Center location.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Staff is instructed to draft a resolution to be delivered to Governor Warner in opposition to the proposed placement of the SVP Program to be located in Buildings 9 and 10 on the North side campus of Southside Virginia Training Center in Dinwiddie County.

IN RE: SHERIFF’S DEPARTMENT – AUTHORIZATION TO REPLACE VACANT COUNTY POSITIONS

Sheriff Samuel Shands sent a letter to the County Administrator requesting the Board’s authorization to fill two vacant county funded positions in his department.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Sheriff’s Department is authorized to fill the two vacant county positions as requested with two of the following individuals: Brad Franklin Mann; Ricky Lynn Davenport; Ranger I. Freeman; at a salary of \$23,329.00.

IN RE: AUTHORIZATION TO PAY INCREASES IN HEATING FUELS, ELECTRICITY, AND WATER BILLS FOR SCHOOL SYSTEM IN EXCESS OF FY 03 BUDGET YEAR COSTS

Mr. Haraway commented Dr. Wise indicated tonight that the largest expense in his budget that he was having a problem with was utilities, at a

\$130,000 increase. A lot of people here tonight also talked about using the school facilities for recreational purposes at night. Mr. Haraway stated we want the citizens to be able to use these facilities but the School System has no control over how many nights a week that the people use them. He made a motion, starting with the 1st quarter of the next budget year that the County pay any additional utility bill expense that is an increase over the previous quarter for the last year. For example, the 1st quarter for 2003 will end September 30, 2003; take the utility bills, which ended September 30, 2002 and compare the two then reimburse the School System for the additional amount not to exceed \$130,000; since Dr. Wise has indicated that this is their most serious problem. Mr. Haraway clarified that he was talking about the heating fuels, electric, and water bills, not the telephone bills. This should give them some relief in their budget for next year.

Mr. Clay seconded the motion. Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman voting "Aye,"

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the School System will be reimbursed an amount not to exceed \$130,000 for any additional increases in their heating fuels, electric, and water bills for FY04, as compared to the same quarter for FY 03.

IN RE: CLOSED SESSION

Mr. Bracey stated I move to close this meeting in order to discuss matters exempt under section:

Personnel - §2.2-3711 A.1 – Commonwealth Attorney

Mr. Moody seconded the motion. Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey, voting "Aye", the Board moved into the Closed Meeting at 10:37 P.M.

A vote having been made and approved the meeting reconvened into Open Session at 10:49 P.M.

IN RE: CERTIFICATION

Whereas, this Board convened in a closed meeting under § 2.2-3711 A.1, of the Code of Virginia – Personnel - Commonwealth Attorney

And whereas, no member has made a statement that there was a departure from the lawful purpose of such closed meeting or the matters identified in the motion were discussed.

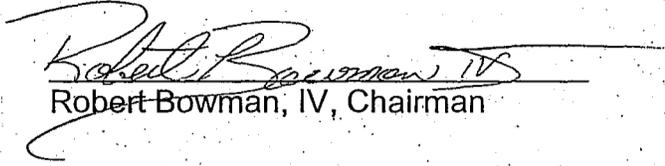
Now be it certified, that only those matters as were identified in the motion were heard, discussed or considered in the meeting.

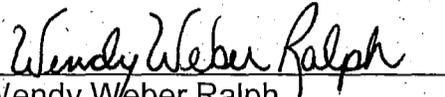
Upon motion of Mr. Clay, Seconded by Mr. Haraway, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman voting "Aye," this Certification Resolution was adopted.

RE: ADJOURNMENT

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

at 10:57 P.M. to be continued until 7:00 P.M. on Wednesday, April 30, 2003 for
the adoption of the FY 03-04 Budget and Tax Rates.


Robert Bowman, IV, Chairman

ATTEST: 
Wendy Weber Ralph
County Administrator

/abr

