

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 6TH DAY OF MAY, 2003, AT 7:30 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  
EDWARD A. BRACEY, JR., ELECTION DISTRICT #4  
AUBREY S. CLAY ELECTION DISTRICT #5

OTHER: DANIEL SIEGEL COUNTY ATTORNEY

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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 7:41 P.M. followed by the Lord's Prayer and the Pledge of Allegiance.

**IN RE: AMENDMENTS TO THE AGENDA**

Mrs. Wendy Ralph, County Administrator, stated there was a need to add under the Closed Session: (1) Personnel - GIS Position and Recreation

Upon motion of Mr. Moody, Seconded by Mr. Bracey, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman voting "Aye," the above amendment (s) was approved.

**IN RE: MINUTES**

Upon motion of Mr. Haraway, 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 the minutes of the March 19, 2003 Continuation Meeting, April 15, Regular Meeting, and the April 23, 2003 Continuation Meeting are approved in their entirety.

**IN RE: CLAIMS**

Upon motion of Mr. Haraway, 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 the following claims are approved and funds appropriated for same using checks numbered 1034883 - 1034945 and 1034948 through 1035088, (void check(s) numbered 1034810, 1034880, 1034881, 1034882 and 1034947)

**Accounts Payable:**

(101) General Fund	\$ 243,191.73
(103) Jail Commission	\$ .00
(104) Marketing Fund	\$ .00
(209) Litter Control	\$ .00
(222) E911 Fund	\$ 11,111.25
(223) Self Insurance Fund	\$ .00
(225) Courthouse Maintenance	\$ .00
(226) Law Library	\$ .00
(228) Fire Programs & EMS	\$ 2,768.56
(229) Forfeited Asset Sharing	\$ .00
(304) CDBG Grant Fund	\$ 73.25

(305) Capital Projects Fund	\$ 6,731.87
(401)County Debt Service	\$ <u>.00</u>
<b>TOTAL</b>	<b>\$ 264,633.39</b>

**PAYROLL 04/30/03**

(101) General Fund	\$ 409,357.40
(222) E911 Fund	\$ 3,420.91
(304) CDBG Fund	\$ <u>4,221.67</u>
<b>TOTAL</b>	<b>\$ 416,999.98</b>

**IN RE: CITIZEN COMMENTS**

Mr. Bowman asked if there were any citizens signed up to speak or present who wished to address the Board during this portion of the meeting.

1. Rebecca Duffey – 19418 Boydton Plank Road, Dewitt, Virginia, 23840 – reported that Syna-gro was spreading hazardous material on the property located next to her on the old lumberyard property. She questioned why the Board was allowing companies to bring these harmful materials into the County. She also requested that the Board do something about the situation. Mr. Bowman explained that Dinwiddie County has nothing to do with allowing the spreading of chemicals on lands. The State mandates who can and can not come into the County. He then instructed the County Administrator to contact the Health Department and get them to test Ms. Duffey’s water. He commented Mrs. Ralph would get back to her.
2. Anne Scarborough – Boydton Plank Road, Dinwiddie, Virginia – commented she was shocked to learn the Board would not be voting on the quarry issue until after the elections in November. She expressed her dislike of the consent agenda. She said the citizens have no reason to attend the meetings since the department heads no longer appear at the meetings to give their reports. Ms. Scarborough read a newspaper article regarding the top 50 employers in the State and commented Dinwiddie County was 37<sup>th</sup> on the list with 954 employees. Compared to 2002 there was an increase of 54 employees. She asked how many of those belonged to the Board of Supervisors and how many were employed by the School Board? She also commented that out of 95 counties in the State that there are only 25 counties that have higher tax rates than Dinwiddie County in the State. The tax rates here are too high for a rural county she remarked.
3. Michael Bratschi - 23500 Cutbank Road, McKenney, Virginia – commented he was against the quarry. He asked the Board members, why don’t you go public with the way you are going to vote on the issue? He commented he could not believe that the Board was not informed that the sexually violent predators program would be locating at SVTC. Is the County going to be receiving funding from the State for the services they would have to provide to the “clients”? He stated he received the letter and the Code from Mr. Massengill regarding Mr. Moody serving on the Planning Commission and the Board, but he still felt it was a conflict for him to serve on both of the Boards. Continuing he stated, Mr. Clay and Mr. McCray should not be allowed to provide bids on the vehicle and electrical contracts in the County because they serve on the Board and Planning Commission. He said he felt it was a conflict of interest.

4. Diana Parker – 10700 Chalkley Road, Chesterfield, Virginia – came forward commenting several of the representatives from the Sierra Club have been in contact with the High Speed Rail representatives and have expressed their concerns regarding the “S” line going through the property located near Pamplin Park which Tidewater Quarry, Inc. is proposing to locate a quarry. The historical earthworks on the property will be destroyed if they use this route and they are opposed to that.

**IN RE:                   SOUTHEAST HIGH SPEED RAIL UPDATE**

Mr. William C. Scheid, Planning Director, came forward and introduced Mr. Alan Tobias, Rail Passenger Project Manager, Virginia Department of Rail and Public Transportation.

Mr. Tobias introduced Mr. David Foster, NCDRPT, and Mr. Sam Hayes, VDOT.

Mr. Foster briefly highlighted the background and status of the SEHSR Tier I EIS and presented the Draft Implementation Plan for the Southeast High-Speed Rail Corridor (SEHSP). North Carolina and Virginia recently completed the Tier I Environmental Impact Statement identifying the preferred corridor for Washington D.C. to Charlotte, North Carolina portion of the SEHSP. The plan illustrated how the corridor would be broken into segments with logical termini as approved by FRA and what the next steps would be in each of those segments. The project Tier II studies will analyze impacts along specific alignments within the corridor and will include the associated stations. He presented the following update:

“SOUTHEAST HIGH SPEED RAIL           Washington, D.C. to Charlotte, NC

Bringing You Up to Date

1992	Original SEHSR corridor designation
1997	MOU VDRPT and NCDOT
1999, Oct.	Start of Tier I EIS
2001, Aug.	DEIS approved by FHWA & FRA
2002, June	FEIS approved by FHWA & FRA
2002, Oct.	ROD issued by FHWA & FRA

**Tier II environmental studies begin**

The Federal Railroad Administration and the Federal Highway Administration issued a Record of Decision on the Tier I Environmental Impact Statement (EIS) in 2002 confirming and approving the route for the Southeast High-Speed Rail corridor. The Southeast High-Speed Rail (SEHSR) project is currently in the second environmental study phase, which includes more specific analysis along the preferred route.

Rather than a single large document, smaller Tier II environmental studies will be conducted for specific segments of the route where track work will be needed. A Tier II EIS is underway for the portion of the preferred corridor between Petersburg, VA and Raleigh, NC.

Agency scoping meetings and public workshops will be held for the Petersburg to Raleigh segment in summer 2003. Information from these meetings will be used to prepare a Draft Tier II EIS that examines the potential impacts for detailed designs through this segment.

North Carolina has been the lead state in working with the host railroads and other states to develop higher speed rail passenger service in the southeast and has worked with the northeast corridor states to designate a future high-speed rail network from Florida to Maine.

## **Project Overview**

In 1992, the U.S. Department of Transportation designated five national high-speed rail corridors across the country. The original Southeast High Speed Rail Corridor - extending from Washington, D.C. through Richmond and Raleigh to Charlotte - has been identified as the most economically viable high-speed rail corridor in the country. The USDOT has since extended the corridor to Atlanta and Macon, GA, Columbia, S.C. and Jacksonville, FL.

In the United States, high speed trains run up to 150 mph. High speed rail in the southeast will mean top speeds of 110 mph and average speeds between 85-90 mph. Virginia, North Carolina, South Carolina and Georgia have joined together and are working with the business communities in each state to form a four-state coalition to plan, develop and implement high speed rail in the Southeast. The system will be developed incrementally. Portions of the Washington-Charlotte SEHSR corridor could be completed by 2010, depending on funding availability.”

Mr. Tobias stated they would be scheduling meetings and workshops in the County in June and July and if any small groups or clubs would like to have representatives to meet with them they would be happy to accommodate them. He also offered to take the Board on a tour of the County to show them where the proposed line would be located.

Mr. Clay asked what the RR would do to make the small road crossings safe in the County with trains traveling at 110 MPH? Mr. Tobias replied a study would be done to determine the safest method to address rail crossings.

Mr. Haraway questioned whether the project would take funding away from local use. Mr. Tobias responded it would be federally funded on an 80/20 match. Mr. Haraway stated then 20% could come from the state. Mr. Tobias commented that is correct but the public transport fund is also a potential funding source.

Mr. Bracey asked if they had a map of where the rails are going to be located in Dinwiddie County and how it will affect Dinwiddie County? Mr. Tobias stated mapping is being developed. Aerial maps have already been done and only vary 25 miles in location. He commented Mr. Scheid will be provided a full corridor map for the Planning Department in approximately 4 weeks.

Mr. Bracey commented at the rezoning hearing for Tidewater Quarries the cost of purchasing right of ways came up. If the quarry owns the property would that increase the cost of purchasing the right of way through that area? Mr. Tobias replied it makes no difference to them who owned the property; a land appraisal would be done and that is what would be paid for it. Mr. Haraway stated it would appear to him that if there is a quarry operating on the property it would certainly make the property more valuable than it is presently. Mr. Tobias stated millions of dollars would be spent for right of ways. Mr. Scheid stated Tidewater Quarries proffered to accept the same value for their land as the highest per acre condemnation award for any other land condemned (or sold in lieu of condemnation) in Dinwiddie County for the Southeast High Speed Rail Corridor. (The following excerpt is one of the conditions Tidewater offered at the Planning Commission workshop). “Should any governmental entity or any private entity that has been lawfully granted authority to condemn land for construction of the Southeast High Speed Rail Corridor seek to condemn the High Speed Rail Line Property during the fifteen (15) year period, the Applicant shall not seek a condemnation award for the value of the land to be condemned (on a per acre basis) that exceeds the highest per acre condemnation award for any other land condemned (or sold in lieu of condemnation) in Dinwiddie County for the Southeast High Speed Rail Corridor. Nothing herein shall prohibit the Applicant from seeking compensation for an appropriate means of access across the High Speed Rail Line Property (whether by bridge or tunnel).”

Mr. Bowman commented it seems Dinwiddie County is being dumped on lately. He asked how many roads would be closed due to the HSR? And what the determining factor was for the location of the HSR? Mr. Foster commented that information would be in the Executive Summary.

Mr. Foster stated they would come up and take the Board and members of the Planning Department on a tour of the lines and what roads would be affected in Dinwiddie County.

If anyone has any questions please contact:

David B. Foster	919-508-1917	NCDOT
Diana Young-Paiva	919-508-1923	NCDOT
Alan Tobias	804-786-1063	VDRPT

Or for general information access the web site [www.sejsr.org](http://www.sejsr.org)

Mr. Bracey commented this is another mandate that the Board doesn't have any say about but will have to help with funding.

**IN RE: RECESS**

The Chairman called for a recess at 8:46 P.M. The meeting reconvened at 8:59 P.M.

**IN RE: STATEMENT PRIOR TO PUBLIC HEARING**

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

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

**IN RE: PUBLIC HEARING – A-03-02- AMENDMENTS TO  
CHAPTER 22 – ADDING SECTION 18-14, FEES FOR  
TECHNICAL REVIEWS AND THE ZONING ORDINANCE  
ADDING SECTION 22-25 FEES FOR TECHNICAL  
REVIEWS**

This being the time and place as advertised in the Monitor on April 23, 2003 and April 30, 2003, for the Board of Supervisors of Dinwiddie County, Virginia to conduct a Public Hearing to receive public comment regarding a proposed amendment to the Subdivision Ordinance by adding section 18-14, Fees for Technical Reviews and the Zoning Ordinance by adding section 22-25, Fees for Technical Reviews.

Mr. Scheid read an excerpt from the following Summary Report:

## **SUMMARY REPORT**

**FILE #:** A-03-2  
**SUBJECT:** PROPOSED AMENDMENT  
SUBDIVISION AND ZONING ORDINANCE

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The attached information is sent regarding a proposed amendment to the Subdivision Ordinance by adding section 18-14, Fees for Technical Reviews and the Zoning Ordinance by adding section 22-25, Fees for Technical Reviews. The purpose of the amendments are to require, under certain circumstances, a technical review fee of applicants seeking a land use change (subdivision, conditional use and rezoning) that will involve significant land disturbance, environmental or engineering issues, will increase the density or intensity of the use of the land, and/or may have a particular adverse impact or may create a disturbance to the peace and tranquility on surrounding land uses. If such technical review(s) are required, the fee will be paid by the applicant for costs to the County of retaining the services of a professional with expertise in the technical area. An appeal procedure is provided from decisions of the Planning Department. Additionally, the Planning Commission or Board of Supervisors is empowered to require additional studies to those required by the Planning Department. On March 18<sup>th</sup>, the Board of Supervisors passed an emergency ordinance effecting Chapter 22, the Zoning Ordinance, in which such fees for technical reviews would be required. Since the emergency ordinance is temporary in nature, the amendment was sent to the Planning Commission for a public hearing and a recommendation. The Planning Commission reviewed this amendment at their April 9<sup>th</sup> public meeting. No one appeared in support of or opposition to the amendment. The Commissioners held a brief conversation amongst themselves during which time they noted the County made such a provision for technical review fees in Article IX, Section 22-274(15), Telecommunication Antenna and Towers. In this case, the applicant for a telecommunication tower paid the County for the consultant fee charged for reviewing the technical report justifying the need for the tower. Upon concluding their discussions, the Commission voted unanimously (6-0 with Mr. Lee absent) to recommend approval to the Board of Supervisors.

Since this involves a zoning matter, the compliance statement must be read as a part of your motion.

Mr. Bowman opened the public hearing. The following citizens came forward to address the Board in support of the amendment:

1. Michael Bratschi - 23500 Cutbank Road, McKenney, Virginia
2. Geri Barefoot – 7411 Frontage Road, Petersburg, Virginia

However, they expressed a concern that a small developer or citizen should not be burdened with this cost.

No one spoke in opposition of the amendment. Mr. Bowman closed the public hearing.

Mr. Moody stated be it resolved, that in order to assure compliance with Virginia Code Section 15.2-2286(A)(7) it is stated that the public purpose for which this Resolution is initiated is to fulfill the requirements of public necessity, convenience, general welfare and good zoning practice, I move that amendment case A-03-2 be approved.

Mr. Haraway seconded the motion. Mr. Moody, Mr. Clay, Mr. Bracey, Mr. Haraway, Mr. Bowman voting "Aye," amendment case A-03-2 was adopted.

AN ORDINANCE AMENDING CHAPTERS 18 and 22 OF THE CODE OF DINWIDDIE COUNTY TO ESTABLISH FEES TO COVER THE COSTS OF TECHNICAL REVIEWS OF LAND USE APPLICATIONS

**WHEREAS**, certain applications for amendments to Chapter 18 (Subdivisions) and Chapter 22 (Zoning) may involve significant land disturbing, environmental, or engineering issues that in order to be properly considered require technical analysis that is not presently within the expertise of the staff of the Planning Department; and

**WHEREAS**, approval of such application will require retaining the services of outside experts to conduct technical reviews on the impact of the proposed land use change; and

**WHEREAS**, these technical reviews will provide the Dinwiddie Planning Commission and Board of Supervisors with professional expertise necessary to analyze these issues and to determine whether the application is consistent with good zoning practice; and

**NOW THEREFORE, BE IT ORDAINED**, by the Board of Supervisors of Dinwiddie County, Virginia under the authority granted to it under § 15.2-107 and §15.2-2286 of the *Code of Virginia* and in order to promote the public health, safety and public welfare, and to promote good zoning practice, the following amendments to Chapters 18 and 22 of the Code of Dinwiddie County be hereby enacted:

**§ 18 – 14 Fees for Technical Reviews**

- A. Prior to accepting an application for a rezoning or a conditional use permit, the Planning Director may require the applicant to pay for the cost of technical reviews that may be necessary to properly evaluate the impact of the proposed change in land use. Such technical reviews may be required when the application (1) involves a plan of development with significant land disturbing, water management, water and sewer service, environmental, or engineering issues; (2) increases the intensity of uses on the property significantly, including an increase in the density of housing units, (3) increases the traffic flow in the immediate area by 20% or more, and/or (4) is likely to have a particular adverse impact on the surrounding land uses such as excessive noise, dust, light, environmental pollution.
- B. The technical review(s) that may be required will be performed by engineering, environmental, transportation, architectural, landscape architecture, land surveying, archeologists, or other professionals approved by the county.
- C. If the Planning Director requires that a technical review(s) be conducted and the applicant does not agree to pay for such review(s), the application will be deemed to be incomplete and no further action will be taken on it.
- D. An applicant who disagrees with the need for a technical review(s), may request the Planning Commission to deem the application complete without the requested technical review(s). A request to have the Planning Commission deem the application complete without the technical review(s) must be received by the Planning Director fourteen (14) work days prior to the next regularly scheduled meeting of the Planning Commission. The Planning Commission without a public hearing will hear the request.

- E. The Planning Commission and/or the Board of Supervisors may require additional technical reviews as it may determine necessary to consider the application.
- F. If a technical review(s) is required, the applicant shall pay, in addition to any filing fee for such application, the fee necessary to cover the costs for the technical review(s).

**§ 22 - 25 Fees for Technical Reviews**

- G. Prior to accepting an application for a rezoning or a conditional use permit, the Zoning Administrator may require the applicant to pay for the cost of technical reviews that may be necessary to properly evaluate the impact of the proposed change in land use. Such technical reviews may be required when:
  - 1. The application involves, but is not limited to, the following conditional uses and the Zoning Administrator determines that such studies are required for the proper consideration of the application: Veterinary hospital; Communication Tower; County owned solid waste disposal facility; Motels; Airports; Manufactured home park; Sand, gravel and crushed stone operations; Asphalt mixing plant, when located at a stone quarry site; Concrete/cement mixing plant, when located at a stone quarry site; Motor Sports Complex; Agriculturally oriented ethanol plant; Open pit mining; Storage of explosives; Propane bulk storage facility; General Hospitals; Wholesale business and storage warehouse; Tractor trailer service station; Melting, reprocessing, rolling, drawing, extruding, casting, and forging of ferrous and nonferrous metals; Commercial and service facilities whose function(s) are solely oriented to the needs of the industries located in the industrial district; Underground facilities for pipelines, electrical power and energy, distribution lines, telephone and telegraph.
  - 2. The application (1) involves a use with significant land disturbing, environmental, or engineering issues, (2) requests a change in zoning classification from agricultural or residential to business or industrial, (3) increases the intensity of uses on the property significantly, including an increase in the density of housing units, (4) increases the traffic flow in the immediate area by 20% or more, (5) is likely to have a particular adverse impact on the surrounding land uses; or (6) involves a use that may create a disturbance to the peace and tranquility of land uses in the immediate vicinity. Such disturbances may be, but are not limited to, excessive noise, dust, light, environmental pollution.
- A. The technical review(s) that may be required will be performed by engineering, environmental, transportation, architectural, landscape architecture, land surveying, archeologists, or other professionals approved by the county.
- B. If the Zoning Administrator requires that a technical review(s) be conducted and the applicant does not agree to pay for such review(s), the application will be deemed to be incomplete and no further action will be taken on it.
- C. An applicant who disagrees with the need for a technical review(s), may request the Planning Commission to deem the application complete without the requested technical review(s). A request to have the Planning Commission deem the application complete without the technical review(s) must be received by the Zoning Administrator fourteen (14) work days prior to the next regularly scheduled meeting of the Planning

Commission. The Planning Commission without a public hearing will hear the request.

- D. The Planning Commission and/or the Board of Supervisors may require additional technical reviews as it may determine necessary to consider the application.
- E. If a technical review(s) is required, the applicant shall pay, in addition to any filing fee for such application, the fee necessary to cover the costs for the technical review(s).

This Ordinance becomes effective upon adoption thereof.

**IN RE: COUNTY ADMINISTRATOR COMMENTS**

1. The timeline for the communications system was provided in the Board packets.

**IN RE: AUTHORIZATION TO REPLACE NAMOZINE VFD ANNEX BUILDING ROOF**

The County Administrator stated a request from Mr. David M. Jolly, Director of Public Safety, to repair a portion of the roof at the Namozine VFD Annex Building was included in the packets. This building will be used in the option Mr. Faison is investigating as an alternative to the building addition. At this time, funding is available in the Maintenance category of the volunteer fire department budget.

Mr. Jolly stated as we continue to evaluate and plan for the renovation of the Namozine Fire Station the use of the annex building will be needed to provide for adequate meeting and storage area.

The roof on the front half of this building is in need of replacement. We have received an estimate from the vendor that is under contract for roof repair in the amount of \$6,200.00. The cost does include a ten-year warranty as we have received in the past. Funding is requested for this project from the maintenance line item of the volunteer fire budget. There is current funding available to complete this project.

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

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia authorized the replacement of the roof on the front half of the annex building at the Namozine VFD at an estimated cost of \$6,200.00. Funding for this project will be provided from the maintenance line item of the volunteer fire budget.

**IN RE: COUNTY ADMINISTRATOR COMMENTS – CONT'**

1. The meeting tonight needs to be continued to May 20, 2003 at 11:00 A.M. for the Board to begin work on the Corridor Study.
2. The Historical Society will be manning the Courthouse on Tuesdays and Thursdays from 10:00 – 2:00 P.M. beginning Thursday, May 8, 2003.

**IN RE: BOARD MEMBER COMMENTS**

Mr. Haraway He stated the communication timeline presented was not in an easy to read format. He said he would like to see it done in 3 columns - 1) date 2) who is responsible 3) what is to be accomplished.

Mr. Moody He asked if Staff was working on the Deferred Compensation Plan requested by Mr. Haraway. The County Administrator replied we contacted Prince George regarding their plan and have received information that Staff would like to discuss with them further.

Mr. Bracey He requested that the Code of Ethics be put on the agenda for the next Board meeting. He also requested that the County Attorney provide the Board with a set of the "Little Roberts Rules of Order" for their consideration. He stated Mrs. Scarborough brought up some important issues and he hoped staff would send the information she requested to her. He also asked that the Davenport report be sent to her too.

**IN RE: AMENDMENT TO THE AGENDA**

Mr. Bowman requested that the agenda be amended to include consultation with legal counsel for litigation to discuss Virginia Bio Fuels.

Upon Motion of Mr. Bracey, Seconded by Mr. Moody, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman voting "Aye," the above amendment (s) was approved.

**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 of the Code of Virginia – GIS Position, Recreation;**  
**Acquisition of Property - §2.2-3711 A. 3 of the Code of Virginia**  
**Litigation - §2.2-3711 A. 7 of the Code of Virginia – VA Bio Fuels**

Mr. Haraway seconded the motion. Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey, voting "Aye", the Board moved into the Closed Meeting at 9:29 P.M.

A vote having been made and approved the meeting reconvened into Open Session at 10:14 P.M.

**IN RE: CERTIFICATION**

**Whereas**, this Board convened in a closed meeting under §2.2-3711 A.7 of the Code of Virginia – VA Bio Fuels; §2.2-3711 A.3 Acquisition of Property; §2.2-3711 A.1 Personnel, GIS Position, Recreation;

**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.

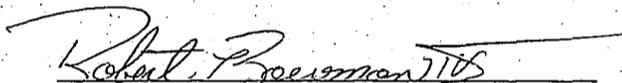
Upon motion of Mr. Haraway, Seconded by Mr. Clay, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman voting "Aye," this Certification Resolution was adopted.

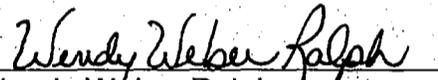
**IN RE: INFORMATION IN BOARD PACKET OR DISTRIBUTED**

1. Letter from Adelphia regarding changes in cable services.
2. VDOT – letter regarding Tentative Six-Year Program and videoconference on May 14.
3. Newspaper article regarding Prince George County's \$93 million budget.

**RE: ADJOURNMENT**

Upon motion of Mr. Moody, Seconded by Mr. Clay, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman voting "Aye," the meeting adjourned at 10:16 P.M. to be continued until 11:00 A.M. on Tuesday, May 20, 2003 for a workshop for the Corridor Study.

  
Robert Bowman, IV, Chairman

ATTEST:   
Wendy Weber Ralph  
County Administrator

/abr

