

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 15th DAY OF JULY, 2003, AT 2:00 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
EDWARD A. BRACEY, JR., ELECTION DISTRICT #4
AUBREY S. CLAY ELECTION DISTRICT #5

OTHER: DANIEL SIEGEL COUNTY ATTORNEY
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IN RE: CALL TO ORDER - INVOCATION - PLEDGE OF ALLEGIANCE

Mr. Robert Bowman, IV, Chairman, called the regular meeting to order at 2:04 P.M. followed by the Lord's Prayer and the Pledge of Allegiance.

IN RE: CONSENT AGENDA

Mr. Bracey requested that the Ladder Truck claim for the Namozine VFD be removed for discussion. The Board agreed.

IN RE: CLAIMS

Upon motion of Mr. Clay, Seconded by Mr. Haraway, 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 1035770, through 1035787 (void check(s) numbered 1035166, 1035372, 1035479, 1035438, and 1035774) for:

Accounts Payable FY 2003- 2004:

(101) General Fund	\$ 127,303.28
(103) Jail Commission	\$ 141.41
(104) Marketing Fund	\$.00
(209) Litter Control	\$.00
(222) E911 Fund	\$ 5,525.23
(223) Self Insurance Fund	\$.00
(225) Courthouse Maintenance	\$.00
(226) Law Library	\$.00
(228) Fire Programs & EMS	\$ 316.58
(229) Forfeited Asset Sharing	\$.00
(304) CDBG Grant Fund	\$ 508.00
(305) Capital Projects Fund	\$.00
(401) County Debt Service	\$ 25,957.30
TOTAL	\$ 159,478.80

IN RE: AUTHORIZATION FOR COUNTY ADMINISTRATOR TO SIGN JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANT FOR PURCHASE OF A 15-PASSENGER VAN

Upon Motion of Mr. Clay, Seconded by Mr. Haraway, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, voting "Aye", the Board authorized the County Administrator to sign the Juvenile Accountability Incentive Block Grant, 04-A4281JB01, in the amount of \$17,965, for the purchase of a 15 passenger van to be titled and insured by the County. The County matching funds of \$1,996 are included in the FY03-04 VJCCCA fund balance.

**IN RE: AUTHORIZATION TO ENTER INTO CONTRACT WITH
WORLDVIEW SOLUTIONS INC. FOR ENTERPRISE
GEOGRAPHIC INFORMATION SYSTEMS**

Upon Motion of Mr. Clay, Seconded by Mr. Haraway, 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 authorization is granted for Administration to enter into a contract with WorldView Solutions Inc. to implement an Enterprise Geographic Information System for the County for the negotiated price not to exceed \$424,000.

**IN RE: AUTHORIZATION TO ENTER INTO NEGOTIATIONS WITH
MOTOROLA TO FINALIZE A CONTRACT FOR THE
RADIO COMMUNICATIONS SYSTEM**

Upon Motion of Mr. Clay, Seconded by Mr. Haraway, 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 authorization is granted for Administration to enter into negotiations with Motorola for the new Public Safety Radio Communications System.

**IN RE: AUTHORIZATION TO HIRE JOHNNA YATES –
CUSTODIAN I**

Upon Motion of Mr. Clay, Seconded by Mr. Haraway, 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 authorization is granted for Administration to hire Ms. Johnna Yates for the position of Custodian I, at Grade 1, Step H, at an annual salary of \$14,835.

IN RE: LADDER TRUCK REPAIR – NAMOZINE VFD

Mr. David Jolly, Public Safety Director, explained to the Board that through the annual inspection a small crack was discovered in the structural supports of the aerial ladder truck. Upon closer inspection we believe it was there at the time of construction. Over a period of time the crack increased due to water seepage into the small opening and freezing as a result one of the upright support structures actually cracked open. According to the manufacturer, E-One, they required that it be repaired before it could be certified for the safety of the volunteers. We got some quotes on repairing the unit and Namozine elected to have the ladder repaired so it could be put back into service quickly. The representative at American Fire Equipment told us the unit should be covered under the warranty and it should not be a County expense. Yesterday a representative from American Fire took the defective part to Florida, at their expense, to argue the point with E-One the manufacturer. The estimated cost to repair the unit is \$3,000 and the unit will have to be sent to Woodbridge, Virginia. He requested approval for the repair of the unit to be funded from line item 101-032200-3310, if the warranty does not cover the cost of the repair. The Board instructed Mr. Jolly to wait until the manufacturer renders a decision as to whether the repair would be covered under the warranty. If it is not, then bring it back to the Board.

IN RE: CITIZEN COMMENTS

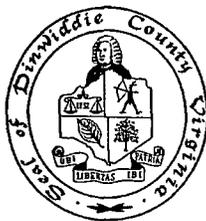
Mr. Bowman asked if there were any citizens signed up to speak or present who wished to address the Board during this portion of the meeting.

The following citizen(s) came forward to address the Board:

1. Eva Bratschi - 23500 Cutbank Road, McKenney, Virginia came before the Board requesting that the Board approve the claim for her daughter's injury.
2. Robert Rowland - 2009 Hope Drive, Sutherland, Virginia – thanked the Board for voting no on the request for a tattoo parlor in Dinwiddie County at the last Board meeting.
3. George Whitman stated there has been an appropriation of \$850,000 dollars in the county budget for the GIS. He commented the citizens needed to know what is going on with that situation. He presented a FOIA request for the following GIS information:
 - a. I would like to view all documents on personnel qualifications needed to manage and incorporate GIS into Dinwiddie County.
 - b. I would like to view all documents related to job description, job knowledge and job training as it relates to GES knowledge and execution of GIS.
 - c. I would like to view all documents on the cost to date on GIS.
 - d. All information pertaining to the salary, training, and any equipment needed for the completion of GIS in Dinwiddie County.
 - e. I would like to view all documents on future cost of GIS for Dinwiddie County.”

IN RE: RETIREMENT RESOLUTION – MR. LEE DUGGER

Resolution



of the BOARD OF SUPERVISORS of DINWIDDIE COUNTY, VIRGINIA

JULY 15, 2003

IN RECOGNITION OF

MR. LEE A. DUGGER

WHEREAS, Mr. Lee A. Dugger served as Custodian I for Dinwiddie County, with distinction and integrity from August 1, 1997, until June 30, 2003; and

WHEREAS, the entire staff of Dinwiddie County would like to thank Mr. Dugger for the superb job he performed in keeping the floors in excellent condition and for his willingness to go beyond the scope of his responsibility; and

WHEREAS, the Board of Supervisors on this 15th day of July 2003 desires to acknowledge these qualities and to extend to him our warmest regards on this occasion and our very best wishes for many years of health and happiness as he enters a new phase of his life;

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia, hereby commends Mr. Dugger for his many contributions and devoted service to the County of Dinwiddie; and

BE IT FURTHER RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia, that this resolution be presented to Mr. Lee A. Dugger, and a copy spread upon the minutes of this meeting.

Upon Motion of Mr. Clay, Seconded by Mr. Haraway, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, voting "Aye", the above resolution was adopted.

**IN RE: CLAIM – ALLEGED PLAYGROUND INJURY AT
DINWIDDIE ELEMENTARY SCHOOL VERONICA
BRATSCHI**

Mr. Michael Bratschi came before the Board and presented a claim of \$15,000 for the alleged injuries, pain and suffering his daughter sustained on April 20, 2003 as a result of a "bubble" defect in a Sonic Slide on the playground at the Dinwiddie County Elementary School. He commented that Mrs. Bernice Bracey went to his church and told his "brothers and sisters" in the Lord that he and his wife were going to sue the County. He requested that Mr. Bracey abstain from voting because Mrs. Bracey was his wife and the principal at the school. Mr. Bratschi presented photographs of the "damaged" slide and his daughter's chin where she received five stitches from the injury.

Mr. Bratschi recapped the process he had gone through with the school board regarding the slide and his daughter's injury. He stated Mr. Morris, Dr. Wise, and the insurance investigator were not telling the truth about the slide being defective. Continuing, he commented Mr. Jimmy Davis, Director of Facilities Operations, was the only person with the School System that had told the truth about the slide and the situation. He informed the Board that even though it was reported that there were no abnormalities in the slide, the section with the "bubble" in it has been replaced by Commonwealth Recreation, Inc., the playground equipment company. He requested that the Board pay the claim for his daughter's injury.

Mr. Bracey commented regarding Mr. Bratschi's request that he should not vote on this issue. He said he did not discuss "school issues" with his wife and she did not discuss "board issues" with him. He also asked the County Attorney for his legal opinion as to whether he should or should not vote. Mr. Daniel Siegel, County Attorney, replied there was no conflict of interest for him to vote on this issue.

Mr. Moody stated having reviewed the written and verbal claim presented by Mr. Michael Bratschi regarding the alleged injury to his minor child, Veronica Bratschi, on April 20, 2003 on the grounds of Dinwiddie Elementary School. He moved to deny the claim on the following basis:

1. Dinwiddie Elementary School, its grounds, and all equipment located on such grounds is under the sole control of the Dinwiddie County School Board and such public body is responsible for the maintenance of such building, grounds and equipment. (See § 22.1-79(3) of the Code of Virginia)
2. The Virginia Supreme Court has held that in the operation and maintenance of a school building and school grounds and facilities, a school board acts as a governmental agency or arm of the State and is immune from liability for tortuous personal injury negligently inflicted. (See *Kellum v School Board of the City of Norfolk*, 202 VA 252 (1960))

3. Dinwiddie County Board of Supervisors has no authority to exercise control over the operations, management, or maintenance of property belonging to the Dinwiddie County School Board.

4. If such playground at Dinwiddie Elementary School, however, should be deemed to be under the control of the County, the County is granted immunity from liability for damages resulting from injuries arising from the use of recreational facilities. (See § 15.2-1809 of the Code of Virginia)

The motion was seconded by Mr. Bracey, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, voting "Aye" the claim was denied.

**IN RE: SCHOOL BOARD - REQUEST FOR PAYMENT
REQUISITION #13 -1998A BOND ISSUE**

The County Administrator pointed out that the School Board's request for Payment Requisition #13 -1998A Bond Issue (70-02-200-7019743), in the amount of \$3,513.18 to Reed Smith, legal counsel, which was submitted for payment had been postponed due to the Board's concern that using the remaining bond monies for legal fees would deplete funds available to settle the dispute and/or correct the remaining items needed to close out the Dinwiddie Elementary School project. She commented per the Board's instructions she wrote to the Superintendent and asked if there was sufficient funding in the bond issue to cover the fees and the additional work on the project. She stated the Superintendent's reply was included in the Board packet.

Mr. Bracey stated he had not changed his mind; he still felt the funds should be used to finish the school project, not to pay legal fees for the School Board. Mr. Bowman commented if there is a problem with the project the architect who signed off on the project should be held accountable, not the county or the contractors who have finished their work satisfactorily. He stated several contractors have not been paid for the work they did on the project and he did not feel that was right to take these funds to pay attorneys when they haven't been paid. Mr. Moody commented he shared some of the concerns they had also; but there is a claim for legal fees and they are expecting to get paid. He said he felt the Board should pay the claim. Mr. Clay agreed. Mr. Bracey commented he felt they should be paid but this claim is for legal services for the School Board and should not be paid from the project funds.

The County Administrator offered a compromise to the Board. She suggested that if there were sufficient funds left in the bond issue when everything is settled and the school improvements are completed the Board could consider reimbursing the School Board for the legal fees it incurs.

Upon Motion of Mr. Moody, Seconded by Mr. Bracey, 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 Requisition #13 -1998A Bond Issue (70-02-200-7019743), in the amount of \$3,513.18 to Reed Smith, is not approved and is referred back to the School Board for payment from their legal fund balance; and BE IT FURTHER RESOLVED by the Board of Supervisors, when everything is settled and the school improvements are completed, the requisition can be resubmitted for the Board to consider for reimbursement of the legal fees.

IN RE: VDOT - REPORT

Mr. Richard Caywood, Resident Engineer, Virginia Department of Transportation, came forward and provided the following update:

1. All roads in the County are open with the exception of Rt. 640 (Hobbs Mill Road): bridge over Namozine Creek in Amelia County; and Rt. 627

(Courthouse Road): bridge over Hatchers Run which hopefully will be open before school opens in the fall. All the utilities and old pipe have been moved. The bid opening for the project is due tomorrow at VDOT.

2. Halifax Road project – clearing and gutter work is done; weather has restricted work but will proceed with good weather.
3. Mr. Caywood said he attended the Southeast High Speed Rail public workshop at the Dinwiddie Elementary School on July 10, 2003. The meeting was held in an informal style, providing the public an opportunity to ask questions and share thoughts directly with the project team.
4. The summary of the truck restriction for Rt. 226 (Cox Road) was included in your packets. However, in the 2003 Session of the General Assembly, Section 46.2-809 of the Code of Virginia was modified to allow the restriction of trucks on the primary highway system. This law became effective on July 1, 2003. VDOT is currently in the process of developing implementation guidelines for this legislation. He said he would share these guidelines with the County as soon as they are available. He apologized for overlooking this piece of legislation; it slipped past him.
5. Weather issues – will resume mowing, pavement break-up, Ridley Road, and general maintenance work as soon as weather permits.

**IN RE: AUTHORIZATION TO ADVERTISE PUBLIC HEARING
FOR RESTRICTION OF THROUGH TRUCK TRAFFIC ON
ROUTE 226 (COX ROAD)**

Mr. Bowman stated he was not happy with the report he received from VDOT on the truck traffic on Rt. 226. Since he has been on the Board there is not a week that goes by that he does not receive calls from residents that live on the road complaining about the noise and from the trucks and jack brakes. He asked Mr. Caywood if VDOT would hold a public hearing to restrict through truck traffic on Rt. 226. He also asked the Board to support his endeavor.

Mr. Caywood responded that VDOT would not hold the public hearings; that would be the County's responsibility. He also commented that the information was provided to the Honorable Fenton Bland, Jr., Member of the Virginia House of Delegates, for the purpose of reviewing a request for the potential introduction of legislation regarding Route 226. VDOT would be happy to meet with the County and/or Delegate Bland to provide additional technical information relating to the issue. He said VDOT would evaluate Rt. 226 under the new guidelines that will be developed to implement the revised language in 46.2-809.

Mr. Bracey expressed his concern regarding the monetary constraints this would place on businesses on Cox Road.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Administrative Staff is instructed to advertise for two Public Hearings to restrict through truck traffic on Route 226 (Cox Road) on August 5, 2003 and September 2, 2003.

IN RE: VDOT – REPORT CONT'

Board Member Comments/Questions

1. Mr. Bracey – commented it had come to his attention that there needed to be some distinctive North or South VDOT road markers on Route 1 and Route 460 for Courthouse Road. Courthouse Road is a

long road and people are getting lost looking for the High School. This came to his attention during the graduation exercises because storeowners told him people were stopping in to get directions to the High School. Mr. Moody agreed and stated VDOT should be able to install some directional signs on the main road to let people know where the High School is located. Mr. Caywood said he would check on it.

2. Mr. Bowman – mentioned at the intersections of Route 1 and 460 it really did need to be striped more on the road to indicate where the road is when turning West on Route 460 off Route 1. It is very difficult at night to see where the road is to make that turn. Mr. Bracey agreed; but he said he also felt it was because of the lighting at the East Coast Station. Mr. Caywood replied he would have the engineer take a look at the situation.

IN RE: NAMOZINE VFD IMPROVEMENTS - AUTHORIZATION TO CONTRACT WITH DESTEFANO DESIGN GROUP

Mr. Donald Faison, Director of Buildings and Grounds, presented the schematics prepared by DeStefano Design Group for the renovation of the existing building and annex building for Namozine VFD. He discussed the plans and pointed out that these renovations will give them good storage space, a meeting/training room, upgraded toilets and kitchen and it will be made handicap accessible. He asked the Board for their input. After a lengthy discussion, the Board members agreed that they felt it would be safer for the volunteers if two windows were put in at the end of the bunkroom area and a 30" door installed for emergency escape.

Upon Motion of Mr. Bracey, Seconded by Mr. Clay, 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 Buildings and Ground Director to proceed with the schematics for the renovation of the Namozine Building and the annex building as presented to include the two extra windows in the bunk room area and the two 30" doors in the toilet facilities on the second floor.

IN RE: ASSISTANCE TO FIREFIGHTERS GRANT AWARD

The County Administrator stated Mr. Dennis Hale and Mr. David Jolly had some wonderful news and she did not want to steal their thunder. She asked them to come forward and share the good news.

Mr. Jolly stated in March he received Board approval to apply for a FEMA Grant. On Friday they received official notification that the request for the grant was approved in the amount of \$511,988. The County's match is 10% or \$56,887. It is the second largest grant, which has been awarded in the country and the first and largest one for the State of Virginia. He commented he was very proud of the committee that wrote the grant.

Mr. Dennis Hale, Fire Chief, came forward and explained the process the committee went through to submit the application for the Emergency Preparedness & Response Directorate for the FY03 Assistance to Firefighters Grant Program in the program area of Fire Operations and Firefighter Safety. He said this is a one-year grant and the funds will be available on August 1st and it must be spent before July 31, 2004. The plan for the money is to replace every single SCBA, which are air packs, in the County. The cost is about \$4,000 for each pack. The funds will also be utilized to replace other fire equipment and fire turn out gear for the volunteers.

Mr. Bowman expressed his and the other Board members appreciation to the committee and Mr. Hale for their dedication, hard work and willingness to administer the grant.

**IN RE: ADOPTION OF RESOLUTION TO RESTRUCTURE
APPOMATTOX RIVER WATER AUTHORITY'S
OUTSTANDING WATER REVENUE REFUNDING BONDS,
SERIES 1993**

Upon motion of Mr. Bracey, Seconded by Mr. Moody, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman voting "Aye," the resolution was adopted with "irrevocably" to be removed from the first paragraph on the advice of legal counsel.

A. Appomattox River Water Authority ("ARWA") has informed the Board of Supervisors of Dinwiddie County, Virginia (the "Board") that the Authority intends to issue in July or August of 2003 up to \$10,000,000 in revenue bonds (the "Refunding Bonds") to refund or restructure ARWA's outstanding Water Revenue Refunding Bonds, Series 1993.

B. ARWA has further informed the Board that ARWA intends to designate the Refunding Bonds as "qualified tax-exempt obligations" under Section 265(b) of the Internal Revenue Code of 1986, as amended (the "Code"), to encourage commercial banks and similar financial institutions to purchase the Refunding Bonds.

C. ARWA is authorized to issue additional bonds ("Additional Bonds," and, together with the Refunding Bonds, the "Bonds") from time to time hereafter for the purpose of paying the whole or any part of the "cost" of ARWA's "water system," as such terms are defined in the Virginia Water and Waste Authorities Act, Chapter 51, Title 15.2, Code of Virginia of 1950, as amended, and to refund any Bonds outstanding and issued by ARWA under the Act.

D. The Board has been advised by Bond Counsel to ARWA that if the Board does not take the action evidenced by this Resolution, which is authorized under Section 265(b)(3)(C)(iii) of the Code, the County of Dinwiddie, Virginia (the "County") and each of ARWA's other member jurisdictions each may have to take into account the full principal amount of any Bonds in determining whether it is eligible to issue qualified tax-exempt obligations in calendar year 2003 and future calendar years.

E. Bond Counsel of ARWA has advised that the allocation set forth in this Resolution satisfies the requirements of Section 265(b)(3)(C)(iii) of the Code for the Refunding Bonds and should satisfy the requirements for most Additional Bonds issued by ARWA, although ARWA's service agreement with its member jurisdictions allows for member jurisdictions to "opt out" of paying their shares of debt service on Bonds if (among other things) cash is deposited with ARWA and for varying allocations of the member jurisdictions' respective payment obligations for any particular issue of Bonds depending on the purpose of the Bonds; in such cases, the allocation set forth below may need to be adjusted with respect to certain issues of Additional Bonds.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board agrees that the principal amount of the Refunding Bonds and, unless otherwise provided by subsequent resolution, the principal amount of any Additional Bonds issued by ARWA will be allocated for purposes of Section 265(b)(3)(C) of the Code to ARWA's member jurisdictions on the basis of the allocations of the capacity of ARWA's water treatment plant, which will result in the principal amount of such Bonds being allocated as follows:

Chesterfield County -----	64.32%
City of Petersburg -----	29.69%
City of Colonial Heights -----	2.97%
Dinwiddie County -----	1.98%
Prince George County -----	1.04%

2. The Board finds that the allocation for the County set forth in paragraph 1 bears a reasonable relationship to the benefits expected to be received by the County from the issuance of the Refunding Bonds and, unless otherwise provided by subsequent resolution, the issuance of all Additional Bonds by ARWA.

3. This Resolution will take effect immediately.

**IN RE: DISTRICT 19 COMMUNITY SERVICES BOARD –
PERFORMANCE CONTRACT**

The County Administrator stated as the Board might recall, each year, the Board is asked to approve the annual performance contract for District 19. She stated she had the FY 2004 performance contract and Mr. Joseph E. Hubbard, Executive Director, has requested the Board approve the document. The document has not changed in any material way from the previous year's contract. She commented she did not enclose the document due to its length.

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 pursuant to the requirements of Virginia Code Section 37.1-198 the FY 2004 Community Services Board Performance Contract, in the form attached to the letter from Joseph E. Hubbard, Executive Director of the District 19 Community Services Board be approved.

IN RE: BOARD MEMBER COMMENTS

Mr. Clay He asked how the Baxter property purchase was moving along? The County Administrator responded that the other property was thrown in with that appraisal and Staff is in contact with the individual daily to get it done. He has promised us he will get it done soon.

Mr. Moody He said his comment related to the grant the County received from FEMA. Every year VACo gives out awards for different categories and he believed this might fit in one of the categories and he encouraged the County to apply for it. He stated this was quite an accomplishment.

Mr. Bracey He stated the Board members needed to get together to hash out some issues that have gotten out of hand between the Board members and we need to get together and take care of them. He stated he has some constituents that are concerned about an investigation into some actions of this Board. The Board needs to get together and take care of these negative things in the community.

He commented he noticed the grass situation is getting out of control and the Compliance Officer needed to have someone to cut those yards. Many of the homes are vacant FHA or government owned but they are located in subdivisions and the neighbors are complaining.

He also pointed out that something should be done concerning the school situation. He requested that the

Chairman, Vice-Chairman, County Administrator and Assistant County Administrator meet with the Superintendent and School Board representatives to see if a compromise could be reached regarding the building needs.

Mr. Bowman He said he really didn't know what to do regarding meeting together to work out the issues but he felt it would be best to meet with the County Administrator and discuss the issues and then relay them to the other Board members.

IN RE: DISCUSSION OF REVISIONS TO THE COMPREHENSIVE LAND USE PLAN

Mr. Bowman stated he felt there were some important revisions that need to be made to the zoning code. He asked Mr. William "Guy" Scheid, Director of Planning, to come forward, continuing he commented he understood that the Planning Commission was working on some revisions they feel are necessary. Mr. Bowman stated he was open to any suggestions and things that the County needs to do to keep up with progress in the County. He said he would like to see these things addressed and moved on in a timely manner.

Mr. Scheid stated if he could there is a follow-up to what Mr. Bowman was eluding to in the CLUP under the Land Use and Development Chapter. One of the first statements is "Conduct an annual meeting between the Board of Supervisors and Planning Commission to establish an annual work plan and prioritization of projects from the implementation strategies in the Comprehensive Plan to be accomplished in each ensuing year." Mr. Scheid commented it is the desire of the Chairman of the Planning Commission to move forward with these issues. Mr. Scheid pointed out that he the matrix he was working on is nearing completion and he felt the Planning Commission would be able to complete their work by the next meeting and be ready to present their amendments to the Board of Supervisors.

Mr. Bowman commented he appreciated the work the Commissioners were doing and the Board would wait for their suggestions.

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 – Treasurer; County Administrator;
Industrial Prospect – §2.2-3711 A. 5
Consultation with Legal Counsel - §2.2-3711 A. 7 of the Code of Virginia – Update on Litigation Virginia Bio Fuels; Procedural Issues relating to Conditional Use Permit;

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 4:54 P.M.

A vote having been made and approved the meeting reconvened into Open Session at 6:08 P.M.

IN RE: CERTIFICATION

Whereas, this Board convened in a closed meeting under Personnel - §2.2-3711 A. 1 of the Code of Virginia – Treasurer; County Administrator;
Industrial Prospect – §2.2-3711 A. 5

Consultation with Legal Counsel - §2.2-3711 A.7 of the Code of Virginia - Update on Litigation Virginia Bio Fuels; Procedural Issues relating to Conditional Use Permit;

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: SALARY INCREASE – COUNTY ADMINISTRATOR

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

WHEREAS, the employment agreement with the County Administrator provides for a annual salary increase based on an satisfactory performance evaluation;

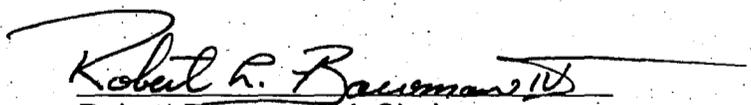
NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the County Administrator's salary is increased \$5,000, effective July 1, 2003.

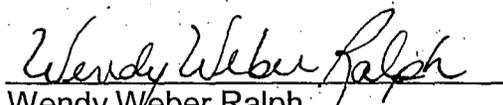
IN RE: INFORMATION IN BOARD PACKET OR DISTRIBUTED

1. Letter from descendants of the Rev. Henry Madison inviting the County Administrator to attend the Madison Family Reunion or send a greeting for their souvenir book.
2. Appomattox River Water Authority's drought plan for future information.
3. Newspaper article regarding "Help wanted for rescue squad".
4. Report on Admissions for FY 1999-2002 – Crater Juvenile Detention Home

IN 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 6:11 P.M.


Robert Bowman, IV, Chairman


Wendy Weber Ralph
County Administrator

/abr

