

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 17<sup>TH</sup> DAY OF FEBRUARY, 2004, AT 12:30 P.M.

PRESENT: DONALD L. HARAWAY –CHAIRMAN ELECTION DISTRICT #2  
HARRISON A. MOODY - VICE CHAIR ELECTION DISTRICT #1  
ROBERT L. BOWMAN IV ELECTION DISTRICT #3  
DORETHA E. MOODY ELECTION DISTRICT #4  
MICHAEL W. STONE ELECTION DISTRICT #5

OTHER: PHYLLIS KATZ COUNTY ATTORNEY  
ADAM KINSMAN COUNTY ATTORNEY

=====

Mr. Donald L. Haraway, Chairman, called the regular meeting to order at 1:14 P.M. in the Multi-purpose room of the Pamplin Administration Building.

**IN RE: CLOSED SESSION**

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

**§2.2-3711 (A)(3) - Acquisition of Property**  
**§2.2-3711 (A) 30 – Contracts** - Discussion of the award of a public contract involving the expenditure of public funds  
**Consultation with Legal Counsel - §2.2-3711 A. 7- Security at Meetings; Limited Public Forum; and FOIA**

Ms. Moody seconded the motion. Mr. Bowman, Ms. Moody, Mr. Stone, Mr. Moody, Mr. Haraway, voting "Aye", the Board moved into the Closed Meeting at 1:15 P.M.

A vote having been made and approved the meeting reconvened into Open Session in the Board Meeting Room at 2:06 P.M.

**IN RE: CERTIFICATION**

**Whereas**, this Board convened in a closed meeting under Acquisition of Property - §2.2-3711 A. 3; §2.2-3711 A. 7 Consultation with Legal Counsel - Security at Meetings; Limited Public Forum; and FOIA  
**§2.2-3711 (A) 30 – Contracts** - Discussion of the award of a public contract involving the expenditure of public funds

**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. Bowman, Seconded by Mr. Moody, Mr. Bowman, Ms. Moody, Mr. Stone, Mr. Moody, Mr. Haraway, voting "Aye", this Certification Resolution was adopted.

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

Mr. Donald L. Haraway, Chairman, called the regular meeting to order at 2:07 P.M. followed by the Lord's Prayer and the Pledge of Allegiance.



**IN RE: AMENDMENTS TO THE AGENDA**

The County Administrator requested that the agenda be amended to add the following items: Under Action Items - #4 Resolution for Letter of Support for Nursing Homes; #5 Sheriff's Request to Hire a Courtroom Security Guard; a request from a citizen concerning a defeated elected official being allowed to attend meetings, and to continue the Closed Session for §2.2-3711 A. 7 Consultation with Legal Counsel - Security at Meetings; Limited Public Forum; and FOIA; §2.2-3711 (A) 30 – Contracts - Discussion of the award of a public contract involving the expenditure of public funds.

Upon motion of Mr. Bowman, Seconded by Mr. Moody, Mr. Bowman, Ms. Moody, Mr. Stone, Mr. Moody, Mr. Haraway voting "Aye," the above amendment(s) were approved.

The County Administrator asked where they wanted the citizen issue to be placed on the agenda. The Board agreed to handle the issue under Board member comments.

**IN RE: MINUTES**

Upon motion of Mr. Moody, Seconded by Mr. Bowman, Mr. Bowman, Ms. Moody, Mr. Stone, Mr. Moody, Mr. Haraway voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the minutes of the January 20, 2004 Regular Meeting, January 20, 2004 Continuation Meeting, February 3, 2004 Regular Meeting, and the February 4, 2004 Continuation Meeting, are approved in their entirety.

**IN RE: CLAIMS**

Upon motion of Mr. Bowman, Seconded by Mr. Moody, Mr. Bowman, Ms. Moody, Mr. Stone, Mr. Moody, Mr. Haraway 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 1038383 through 1038777 (void check(s) numbered 1038382, 1038224, 1038543, and 1038613)

**Accounts Payable:**

(101) General Fund	\$ 223,871.81
(103) Jail Commission	\$ 64.85
(209) Litter Control	\$
(222) E911 Fund	\$ 2,181.91
(223) Self Insurance Fund	\$
(225) Courthouse Maintenance	\$ 264.25
(226) Law Library	\$
(228) Fire Programs	\$
(229) Forfeited Asset Sharing	\$
(304) CDBG Grant Fund	\$ 1,373.89
(305) Capital Projects Fund	\$ 200.00
(401) County Debt Service	\$ 35,908.00
TOTAL	\$ 263,864.71

**IN RE: RESOLUTION AUTHORIZING COUNTY ADMINISTRATOR TO PURSUE & SIGN VIRGINIA TOBACCO INDEMNIFICATION GRANT FUNDS FUNDING FOR YEAR 2004**

"MEMORANDUM

TO: WENDY W. RALPH, COUNTY ADMINISTRATOR  
KEVIN MASSENGILL, ASSISTANT COUNTY ADMINISTRATOR

FROM: WILLIAM SCHEID, COUNTY PLANNER

SUBJECT: VIRGINIA TOBACCO INDEMNIFICATION GRANT FUNDS  
FUNDING FOR YEAR 2004

DATE: FEBRUARY 11, 2004

In order to submit our Tobacco Grant application for the 2004 funds, it is requested that the Board adopt the following resolution authorizing the County Administrator to pursue the securing of grant funds and be authorized to sign the grant application/documents on behalf of the Board of Supervisors:

### RESOLUTION

**Whereas**, Dinwiddie County is eligible to apply for grants funds from the Virginia Tobacco Indemnification and Community Revitalization Commission for the year 2004; and

**Whereas**, the County desires to pursue these grant funds to enhance the development of the County Industrial Development Park by expanding the infrastructure and park appearance, conducting an economic development and marketing study and preparing a brochure, and enhance tourism by offering recreational opportunities along the Appomattox Canal;

**Now, Therefore, Be It Resolved**, that the Board of Supervisors authorizes the County Administrator to pursue securing these funds through the Virginia Tobacco Indemnification and Community Revitalization Commission; and

**Be It Further Resolved** that the County Administrator is authorized to sign on behalf of the Board of Supervisors those documents necessary for the submittal of the application.

Upon motion of Mr. Bowman, Seconded by Mr. Moody, Mr. Bowman, Ms. Moody, Mr. Stone, Mr. Moody, Mr. Haraway voting "Aye", the above resolution was adopted.

**IN RE: CONGRESSIONAL APPROPRIATIONS REQUEST**

"MEMORANDUM

TO: Wendy Ralph  
County Administrator

CC: Dinwiddie County Board of Supervisors

FROM: W. Kevin Massengill  
Assistant County Administrator

DATE: February 12, 2004

RE: Congressional Appropriations Request

As a follow-up to our February 3, 2004 meeting with Congressman Randy Forbes's Office, **I would like to receive Board approval to allow County**

**Administration to submit requests, as deemed necessary by staff and approved by the County Administrator, to seek Federal funding under the upcoming Appropriations Act.**

As indicated during this meeting, the annual appropriations act is comprised of (13) thirteen subcommittees. These 13 subcommittees provide funding for specific agencies and programs based on requests sent by each congressman that could fund a variety of activities and general government operations.

Congressman Forbes has been very successful in obtaining appropriations act earmarks in the following areas:

Justice Earmarks

Community Oriented Policing Services (COPS)

Local Law Enforcement Block Grants (LLEBG)

Edward Byrne Grants to States

Juvenile Justice Programs

HUD Earmarks

Economic Development Initiative (EDI)

State and Tribal Assistance Grants

Education Earmarks

Fund for the Improvement of Education (FIE)

Fund for the Improvement of Post-Secondary Education (FIPSE)

Interior Earmarks

Save America's Treasurers

Labor Earmarks

Training and Employment Services

HHS (Health and Human Services)

Health Resources and Services

Public Health Improvement

Transportation Earmarks

Bus and Bus Facilities

Intelligent Transportation System (ITS)

Surface Transportation Projects

The deadline for filing appropriations requests with Congressman Forbes is Monday, March 1, 2004. Therefore, during the next couple of weeks, County Administration will be working closely with perspective stakeholders (i.e. School Board Administration, Recreation Department, Public Safety, etc.) to compose and submit request.

Also, if requests are not funded through the Appropriations Act, Congressman Forbes's offices will assist the County in seeking and composing alternative grants to fund perspective projects."

Upon motion of Mr. Bowman, Seconded by Mr. Moody, Mr. Bowman, Ms. Moody, Mr. Stone, Mr. Moody, Mr. Haraway voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for the County Administrator to submit requests, as deemed necessary by staff and approved by the County Administrator, to seek Federal Funding under the upcoming Appropriations Act.

**IN RE: AUTHORIZATION FOR COUNTY ATTORNEY TO REVIEW  
& ADVERTISE FOR PUBLIC HEARING - FIRE LANE  
ORDINANCE**

Upon motion of Mr. Bowman, Seconded by Mr. Moody, Mr. Bowman, Ms. Moody, Mr. Stone, Mr. Moody, Mr. Haraway voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for the County Attorney to review and advertise the following Fire Lane Ordinance.

Sec. 14.6 – Parking lots; Prohibiting Parking in Fire Lanes.

- a) It shall be unlawful for any person to park a motor vehicle in any lane marked and designated as a “fire lane” within or adjacent to a parking area or parking lot that is open to the public.
- b) A summons or parking ticket for violation of this Ordinance may be issued by law-enforcement officers and other uniformed personnel employed by the County to enforce parking regulations without the necessity of a warrant being obtained by the owner of a private parking area.
- c) Any person violating subsection (a) of this section shall be guilty of a Class 4 misdemeanor.

**IN RE: AUTHORIZATION TO ACCEPT BID – 1972 AMERICAN LAFRANCE LADDER TRUCK**

The following bids were received for the 1972 American La France Ladder Truck:

**DINWIDDIE COUNTY INVITATION TO BID FOR A 1972 AMERICAN LAFRANCE LADDER TRUCK**

BIDDER NAME/ADDRESS	DATE RECEIVED	BID AMOUNT
Hollywood Signs 23202 Airport St. Petersburg, VA	1/15/04	\$500.00
Wheel Service, Inc. 2232 W. Washington St. Petersburg, VA	1/15/04	\$551.83
Charles R. Johnson 23001 Williamson Road Dinwiddie, VA	1/14/04	\$755.00
Douglas C. Wray 11012 Cutbank Church Road McKenney, VA	1/15/04	\$550.00

Upon motion of Mr. Bowman, Seconded by Mr. Moody, Mr. Bowman, Ms. Moody, Mr. Stone, Mr. Moody, Mr. Haraway voting “Aye”,

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for the County Administrator to sign the release for the title of the 1972 Ladder truck to the high bidder, Mr. Charles R. Johnson, for \$755.

**IN RE: AUTHORIZATION TO ADVERTISE PUBLIC HEARING - CELL TOWER EASEMENT**

Upon motion of Mr. Bowman, Seconded by Mr. Moody, Mr. Bowman, Ms. Moody, Mr. Stone, Mr. Moody, Mr. Haraway voting “Aye”,

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for the County Attorney to advertise for the public hearing for the Cell Tower Easement located behind the fire station on Boynton Plank Road in Dinwiddie County, Virginia.

**IN RE: CITIZEN COMMENTS**

Mr. Haraway 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. Danny Jarrell – District 5 – expressed his concerns about the Fire and EMS response time to the Board for persons living in the southern end of the County. He commented it is the responsibility of the Board by State Code to provide the citizens these services. He requested that they provide supplemental help to alleviate the problem of non-coverage.
2. Eva Bratschi – 23500 Cutbank Road, – McKenney, Virginia – requested that the Board continue to allow citizens to express their opinions during the Citizens Comment period because the Constitution guarantees this right.
3. Michael W. Bratschi – 23500 Cutbank Road, – McKenney, Virginia – commented under State Code Section 2.23700 the Board members are required to be familiar with the code. He stated it is imperative that the Board continue to keep the Citizens Comment period on the agenda. He told the Board that they should expect to receive a certain amount of disrespect; it is a part of the job. He also said the meeting should start on time.
4. Marjorie Flowers – 14919 Wilkerson Road – distributed copies of a newspaper article and made the following comments:
  - a. The County has lost almost a million dollars due to public service corporations not being billed.
  - b. The money the County has lost due to the new building permits not being processed for real estate taxes.
  - c. The County Attorney stated at the last meeting the County Administrator and Chief, Administrative Services are not responsible for prohibiting the past Commissioner from shredding the papers in her office. Who is responsible to maintain checks and balances if the County Administrator is not the one?
  - d. Suggested that the County Administrator meet with any newly elected Constitutional Officer to orientate them on the County policies.
2. Kay Winn – 244 Winnaway Lane, Rich Square, NC 27869 – commented she did not agree with the statement made by a citizen earlier, the Board members should not be expected to take any kind of abuse or disrespect from citizens. However, they probably should expect to be criticized. She also made the following statement regarding the Biosolids Ordinance – the County should require landowners or land applicators to post signs on the property receiving biosolids to restrict persons from going on the land due to diseases that might be transmitted.
3. Anne Scarborough – Boydton Plank Road, - Dinwiddie, Virginia – had comments for the following issues:
  - a. Requested that the Board make a motion not to allow any defeated elected official who has been previously registered for travel at the expense of the County between the day after the election and December 31 of the same year. The opportunity should be offered to the newly elected individual.
  - b. Industrial Park – how much is it going to cost and when are the citizens going to find out what has been done.
  - c. Tindall is advertising for employees with minimal requirements.

- d. She commented as a result of the joint Board of Supervisors and School Board meeting her question to the Board was why don't you restrict contractors from building in the County so growth can be controlled.
2. Michael ? – 647 Old Stage Road – Dinwiddie, Virginia
  - a. He asked why the Board meets at 2:00 P.M. instead of at night when citizens can attend the meetings? Mr. Haraway responded - many senior citizens don't want to go out at night.

**IN RE: REPORTS – VDOT**

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

1. Interstate 85 bridges – currently out to bid due back February 25, 2004. Fixed completion date is September 30, 2005.
2. Route 600 pipes – DLB Inc., is the apparent low bidder at \$228,693. Work is scheduled to begin in the early spring. Completion date is April 23, 2004.
3. Squirrel Level Road project (Route 613) – Still on track for July 2004 advertisement.
4. Shady Lane (Route 670) – To be constructed in the late spring/early summer weather permitting and State Force availability permits.
5. Boynton Plank Road (Route 142) Petersburg – Currently out for bid. Bids due back on February 25, 2004. Fixed completion date is August 1, 2004.
6. Route 600 Bridge re-decking project is scheduled for May advertisement.
7. Courthouse Road (Route 619) – Plan to begin work in late June or early July.
8. Pothole situation - He reported that VDOT could not keep up with the situation but it was his intent to begin work on them as soon as the weather permitted.
9. 65% of the snow budget for this year has been expended. He also commended the VDOT workers for all their hard work during the snow removal process.
10. Autumn Drive is on the list for pothole repairs.

**Board Member Request/comments**

1. Mr. Bowman – stated the blacktop needs to be put in the hole next to the RR track on Butler Branch Road.
2. Mr. Moody requested that VDOT check on the potholes in his area. Mr. Caywood said there would be some intense work done as soon as the weather permits. Mr. Haraway stated in his opinion, after the snow the streets in Dinwiddie County were in much better shape than those in Colonial Heights and Petersburg. Mr. Caywood thanked him for the compliment and replied the workers at VDOT pride themselves on that fact.

**IN RE: GENERAL REASSESSMENT SALES ANALYSIS –  
REPORT HAROLD WINGATE**

Mr. Harold Wingate introduced Mr. Thomas Bland, Project Manager, to the Board and stated he has been with his firm for about 10 years. He gave the following update for the General Reassessment to the Board:

1. Building Permits – worked on 2001-2003 which brought the County up to 2003 – approximately 1,300 permits have been processed.

2. Working on making sure all the cell towers are in the real estate tax base. If owned by corporations the State Corporation Commission taxes them, but if privately owned they are taxed locally.
3. They have also been working on properties that have been sold within the last 2 years to make sure they are in line with the market and what has been taking place in the County's real estate market. Their job is to bring each section into line so the Board can apply the rates to bring the County up to standard with the market. He stated they have also looked at the records and went through the land book for 2004.
4. The next step will be to go out to the properties to do the assessments. Each employee has an identification card and the vehicles are clearly marked to make sure the citizens know who they are.

**IN RE:** ROUTE 1 & ROUTE 460 ENHANCEMENT STUDY  
POSSIBLE STEERING COMMITTEE MEMBERS

"MEMORANDUM

**TO:** WENDY W. RALPH, COUNTY ADMINISTRATOR  
KEVIN MASSENGILL, ASSISTANT COUNTY ADMINISTRATOR

**FROM:** WILLIAM SCHEID, COUNTY PLANNER

**SUBJECT:** ROUTE 1 & ROUTE 460 ENHANCEMENT STUDY  
POSSIBLE STEERING COMMITTEE MEMBERS

**DATE:** FEBRUARY 11, 2004

The Route 1 and Route 460 Enhancement Studies are progressing. As noted in the beginning, it was envisioned that a Steering Committee would be developed to help guide in the development of the document. Three (3) meetings have been held. As a result of these meetings, several citizens showed an interest in the study and most expressed an interest in being involved on the committee. With this in mind, I would like to suggest that the Board of Supervisors consider the formation of a Steering Committee. If this were acceptable to them, I would mention the following individuals as candidates for membership on the committee:

Betty Bowen (lives in ED 1);  
Bill Moore (owns business [Heritage Sign] in ED 4);  
Chuck Johnson (owns business in ED 1) (lives in ED 4);  
Geri Barefoot (lives in ED 3);  
George Whitman (lives in ED 3);  
Sam Hayes (lives in ED 5) (owns land on Route 1 in ED 5);  
Ann Blazek (lives and owns business in ED 1);  
Dale Andrews (lives in ED 5) (owns business property in ED 4 & 5);  
Will Greene (lives in ED 3) (employed by Pamplin Park – ED 3); and  
Dan Robbins (owns land in County).

In addition to the above, three (3) Planning Commissioners, Dean McCray, Danny Lee and Dr. Moore will also serve on the committee."

Mr. Moody stated he had a couple of people he would like to add to the list to represent the Route 460 area and he would submit them by next week.

It was the consensus of the Board to allow these people to serve on the committee.

**IN RE: DISCUSSION OF VOLUNTEER APPRECIATION EVENT –  
PUBLIC SAFETY DIRECTOR**

Mr. David Jolly, Public Safety Director, stated staff is working to provide an appreciation event for the volunteers and staff that assisted during the hurricane and many other ways during the calendar year 2003. He recommended that a banquet be held to coincide with “EMS Week” in May at the Eastside Community Center. He suggested that a committee be comprised to assist in putting the event together. He asked if a Board member would like to serve on the committee. Ms. Moody volunteered to serve on the committee.

Mr. Jolly stated Mr. Dennis Hale was the recipient of the Governor’s Award for “Excellence in Fire Service” for 2003. Mr. Alvin Langley, Chief, Ford VFD submitted Mr. Hale’s name for the award because of the \$511,988 federal grant he was instrumental in getting for the County. Mr. Jolly pointed out this is just one example of the type of volunteers the County has. He also gave a brief report regarding the rescue of two missing teens from the Namozine area on Sunday night that were found in the Vulcan Quarry. He also praised the work of Mr. David Thompson and the GIS System for providing maps that helped with the search.

**IN RE: MUZZLE LOADING ORDINANCE**

The County Attorney stated she was requested to define “legally handicapped” in order to draft an ordinance to allow persons with disabilities to hunt deer with muzzle loading rifles from ground level; instead of from stands elevated at least 10 feet above the ground. She advised the Board that her recommendation would be to allow any person who has a doctor’s certification indicating he/she had a disability, which would impede them from climbing, or a mobility problem that would restrict them from climbing up on the platform to be in conformity with the Disabilities Act. She stated if that was acceptable to the Board this could be used to determine if a person would be exempted from the 10’ elevated requirement for Dinwiddie County. The Board members agreed with the County Attorney’s recommendation and for staff to proceed with advertising the amendment.

**IN RE: NAMOZINE VOLUNTEER FIRE DEPARTMENT –  
AUTHORIZATION TO NEGOTIATE CONTRACT**

The following bids were received:

<b>Company Name</b>	<b>Bid</b>
Pro-Construction	\$472,567
Rocky Hill Contracting	\$555,000
United General	\$587,190

The County Administrator commented a memo was included in your packets from Mr. David Jolly to update you on what has transpired for what appears to be a huge increase between the estimates and the final bid for the Namozine VFD project. The volunteers have done all the demolition work, which saved the County a considerable amount of money. Enclosed in your packet was also a CIP worksheet for the project indicating the cost which was estimated to be \$285,193 but the actual cost for construction is now \$472,567. She pointed out that the Architect, Mr. Frank DeStefano, has indicated this renovation will bring the building up to code and provide an updated facility that can be used for many years.

Mr. Moody stated he recalled some discussion about moving Namozine further into the County to provide more coverage and make it more accessible to

the citizens and he would hate to spend this much money if it is going to be moved. Mr. Haraway commented it was his understanding that it was not the intent to move it to the airport because of response times for River Road. Mr. Bowman agreed with Mr. Haraway. Mr. Jolly replied there had been some discussion about moving Namozine. However, if it were moved from its present location it would be extremely difficult to provide adequate Fire and EMS response time for coverage to the River Road area.

Mr. Moody asked if this would be a permanent location for Namozine. Mr. Jolly replied yes. Mr. Haraway asked if the volunteers were looking to move Namozine. Mr. Ronnie Erb, Chief, Namozine VFD, responded they were not planning to move the station.

The County Administrator stated the contractor's work has been looked at and has good references and restated staff would like authorization to enter into negotiation with Pro-Construction.

Upon motion of Mr. Bowman, Seconded by Mr. Moody, Mr. Bowman, Ms. Moody, Mr. Stone, Mr. Moody, Mr. Haraway voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for Staff to enter into negotiations with Pro-Construction for this project.

**IN RE: AUTHORIZATION TO NEGOTIATE CONTRACT -  
PROTECTIVE JACKET & HIGH BACK TROUSERS**

The following companies submitted bids for the firefighting equipment:

Company Name & Address	Bid Amount
Simples Grinnell LP 510 Easpark Court Sandston, VA 23510	Jacket \$ 603.34 Pants 429.37 <b>Total 1,032.71</b>
Municipal Emergency Services 3025 Military Highway Chesapeake, VA 23323	Jacket \$ 550.00 Pants 400.00 <b>Total 950.00</b>

Upon motion of Mr. Bowman, Seconded by Mr. Stone, Mr. Bowman, Ms. Moody, Mr. Stone, Mr. Moody, Mr. Haraway voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for Staff to enter into negotiations with Municipal Emergency Services for the firefighting equipment.

**IN RE: AUTHORIZATION TO ENTER INTO NEGOTIATIONS -  
SELF-CONTAINED BREATHING APPARATUS**

The following companies submitted bids for the self-contained breathing apparatus equipment:

Company Name & Address	Bid Amount
Fire Protection Equip. Comp. 7260 Impala Drive Richmond, VA 23228	\$450,271.90
Municipal Emergency Services 3025 Military Highway Chesapeake, VA 23323	\$484,958.00

Upon motion of Mr. Moody, Seconded by Mr. Bowman, Mr. Bowman, Ms. Moody, Mr. Stone, Mr. Moody, Mr. Haraway voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for Staff to enter into negotiations with Fire Protection Equipment Company for the self-contained breathing apparatus equipment.

**IN RE: RESOLUTION IN SUPPORT OF ADDITIONAL NURSING HOME AND ASSISTED LIVING BEDS IN DINWIDDIE COUNTY**

Upon motion of Mr. Moody, Seconded by Mr. Bowman, Mr. Bowman, Ms. Moody, Mr. Stone, Mr. Moody, Mr. Haraway voting "Aye", the following resolution of support is hereby approved.

**RESOLUTION**

**WHEREAS**, the Virginia Certificate of Public Need Law Provides that only under certain circumstances will opportunities become available for new nursing home beds to be constructed in planning districts around the state; and

**WHEREAS**, the Commonwealth of Virginia has allocated the addition of sixty (60) nursing home beds to the jurisdictions comprising the 19<sup>th</sup> Planning District; and

**WHEREAS**, the greatest need for additional nursing home beds within Planning District 19 is in Dinwiddie County; and

**WHEREAS**, there is a significant mal distribution of nursing home beds between Dinwiddie County and the other jurisdictions in Planning District 19; and

**WHEREAS**, the Dinwiddie County Board of Supervisors is greatly concerned about the present and future needs for nursing home and assisted living beds for residents of Dinwiddie County; and

**WHEREAS**, applications will be considered by the Virginia Department of Health and the Central Virginia Health Systems Agency to construct Sixty (60) nursing home beds in Dinwiddie County; and

**NOW, THEREFORE, BE IT RESOLVED**, the Dinwiddie County Board of Supervisors fully support construction in Dinwiddie County of the Sixty (60) nursing home and assisted living beds in the Northeastern section of Dinwiddie County;

**BE IT FURTHER RESOLVED**, the Dinwiddie County Board of Supervisors support the application seeking to construct the Sixty (60) nursing home and assisted living beds in Dinwiddie County.

Adopted this 17<sup>th</sup> day of February 2004.

**IN RE: SHERIFF'S DEPARTMENT- AUTHORIZATION TO HIRE GENE T. HUGHES - COUNTY COURTROOM SECURITY OFFICER**

Sheriff Samuel H. Shands sent a memo stating his department had advertised, interviewed and had a recommendation for the County Courtroom Security position. This position will become vacant with the resignation of C. M. Waggle effective February 21, 2004. He requested authorization to hire Gene T. Hughes to fill the position.

Upon motion of Mr. Moody, Seconded by Mr. Bowman, Mr. Bowman, Ms. Moody, Mr. Stone, Mr. Moody, Mr. Haraway voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for the Sheriff's Department to employ Mr. Gene T. Hughes for the County Courtroom Security position, at an annual salary of \$23,854.

**IN RE: COUNTY ADMINISTRATOR COMMENTS**

1. The County Administrator commented at our meeting with the School Board, she was asked to have our financial consultants to prepare a capital fund analysis for Option 1 for the school improvements. In order for them to do an analysis they need the cost and a time line for when the money would be needed. She distributed a memo from Dr. Lanham, which stated the School Board has asked the architect for updated costs and timelines on the following:

Enrollment projection update:

- \*Update 2002 and 2003 fall membership in database
- \*Rerun long-range projection (five and ten years)
- \*Analyze cohort survival trends, particularly as they relate to impact of new housing developments over the last 3-5 years
- \*Factor in additional housing starts and new birth rate information
- \*Review meeting prior to finalizing data report
- \*Prepare and submit final report

CIP Option 1 Update:

- \*Cost estimate change for new high school of 1,600 expandable to 1,750 as well as a high school of 1750 expandable to 2,000
- \*Analysis of three elementary school options: new 720 student replacement elementary school; new 472 student elementary school, expandable to 720 and full renovation of Rohoic for 356 students
- \*Review any needed updates of remaining projects in Option 1
- \*Projected implementation schedule, based on projected enrollment needs at the elementary level (3 scenarios)
- \*Projected yearly cost impact of implementing CIP based on 2004 dollars and inflation at a rate of 3% (3 scenarios)
- \*Review meeting prior to finalizing report
- \*Prepare and submit final report

They will not get the updated information from the architect until the week of March 2<sup>nd</sup>. Therefore, a meeting will not be scheduled to discuss the study until after that time.

2. Mrs. Ralph said at the last meeting Ms. Moody mentioned some dumpster sites that needed some attention. She commented that Mr. King sent pictures of some sites that he had done work on. He will continue to work on other sites as time permits.

3. Change Order #8 was enclosed in your packets with a breakdown of costs. The Buildings and Grounds Director met with the contractors at the site and felt comfortable with the costs. A decision had to be made by 11:00 A.M. on Wednesday, the 11<sup>th</sup> or it would have cost over \$3,000 to remobilize the men and the equipment. After consultation with the Chairman, the County Administrator approved the Change Order.

4. The County Administrator asked the Board if they would be agreeable to come in early on March 2, 2004 at 1:00 to meet with the School Board and other department to continue with their discussions of their proposed budget for FY 2005. The Board members agreed.

5. The County Administrator informed the Board that a meeting needed to be scheduled during the week of February 23<sup>rd</sup> to begin the work on the County budget. It would require at least one full day (8 – 5) to meet with the Constitutional Officers and Department Heads. The Board agreed to come in at 8:00 – 5:00 P.M. on Wednesday February 25, 2004.

**IN RE: BOARD MEMBER COMMENTS**

Mr. Moody expressed his appreciation to the volunteer firemen for their assistance with the silo fire at his residence. He commented he was proud of the work the volunteers have done and continue to do. He asked the County Administrator if the inmates could pick up the trash on Claiborne and Butterwood Roads off of Route 460 West. Mrs. Ralph responded she would check with the community service workers or the Sheriff's Department to see if they could take care of the litter.

Ms. Moody requested that a resolution be prepared and presented to Margarete Ragsdale, President Bush recently appointed her as Ambassador of Africa and she felt that was commendable.

Mr. Stone requested the Assistant County Administrator or County Administrator set up a meeting for him to tour the Ingram Book Company Building and the NWB Building to see if it could be used to house the Social Services Department or the School Board Office.

**IN RE: REQUEST FOR ACTION – CONCERNING TRAVEL FOR DEFEATED BOARD OF SUPERVISORS**

Anne Scarborough presented the following request to the Board for action:

“I am asking that you place on the next agenda (February 17, 2004) my request for a motion, by the Dinwiddie County Board of Supervisors, concerning a defeated elected official who has been previously registered (using tax dollars) to attend meetings such as VACo, etc., between the day after the election and December 31 of the same year. It should be offered to the newly elected individuals.”

Mr. Bowman stated he felt it was an excellent idea because it would be a year before a newly elected Board member could go to the meetings. Mr. Haraway stated he agreed with that part of it. Mr. Moody commented he agreed that new members should be allowed to attend the meetings but he felt it was up to the defeated official whether they want to go or not. Mr. Bowman commented the Board just spent time going over policies and this is something that could be added. No action was taken.

**IN RE: CLOSED SESSION**

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

**§2.2-3711 (A)(3) - Acquisition of Property**

**§2.2-3711 (A) 30 – Contracts** - Discussion of the award of a public contract involving the expenditure of public funds

**§2.2-3711 A. 7- Consultation with Legal Counsel** - Security at Meetings; Limited Public Forum; and FOIA;

Mr. Bowman seconded the motion. Mr. Bowman, Ms. Moody, Mr. Stone, Mr. Moody, Mr. Haraway, voting “Aye”, the Board moved into the Closed Meeting at 4:14 P.M.

A vote having been made and approved the meeting reconvened into Open Session at 6:27 P.M.

**IN RE: CERTIFICATION**

**Whereas**, this Board convened in a closed meeting under Acquisition of Property - §2.2-3711 A. 3; §2.2-3711 A. 7 Consultation with Legal Counsel - Security at Meetings; Limited Public Forum; and FOIA; §2.2-3711 (A) 30 - Contracts - Discussion of the award of a public contract involving the expenditure of public funds

**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.

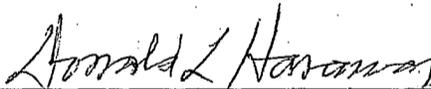
Upon motion of Mr. Moody, Seconded by Mr. Stone, Mr. Bowman, Ms. Moody, Mr. Stone, Mr. Moody, Mr. Haraway, voting "Aye", this Certification Resolution was adopted.

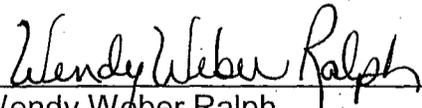
**IN RE: INFORMATION IN BOARD PACKET OR DISTRIBUTED**

1. Letter from Secretary of Transportation - update on the revamped Six-Year Improvement Program.
2. Memo from William Scheid - regarding the reason the request from Gerald Rogerson to subdivide his land was not allowed.
3. Copy of Freedom of Information request from Anne Scarborough on Revenue Recovery.
4. Minutes and Report - Virginia's Gateway Region - December - February 5, 2004.

**RE: ADJOURNMENT**

Upon Motion of Mr. Bowman, Seconded by Mr. Moody, Mr. Stone, Mrs. Moody, Mr. Bowman, Mr. Moody, Mr. Haraway voting "Aye", the meeting adjourned at 6:29 P.M. to be continued until 8:00 A.M. on Wednesday, February 25, 2004 for a budget work session in the Multi-Purpose Room of the Pamplin Administration Building.

  
Donald L. Haraway, Chairman

ATTEST:   
Wendy Weber Ralph  
County Administrator

/abr

