

VIRGINIA: AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY HELD AT THE AGRICULTURAL BUILDING OF SAID COUNTY ON THE 5TH DAY OF AUGUST 1970 AT 2:00 P.M.

PRESENT:	A. M. SMITH, CHAIRMAN	ROHOIC	DISTRICT
	S. E. WINN, VICE CHAIRMAN	DARVILLS	DISTRICT
	M. I. HARGRAVE, JR	ROWANTY	DISTRICT
	T. H. TUNSTALL	SAPONY	DISTRICT
	G. M. WATKINS	NAMOZINE	DISTRICT
	CHARLES L. MITCHELL	ACTING	SHERIFF
	H. T. WILLIAMS, III	COMMONWEALTH'S	ATTORNEY

IN RE: MINUTES

Upon motion of Mr. Winn, seconded by Mr. Tunstall the minutes of the previous meeting were approved without being read.

IN RE: PAYMENT OF SALARIES & CLAIMS

Upon motion duly made and carried it is ordered by the Board that the accounts against the following funds for the month of July 1970 be issued payable out of the respective accounts. General Fund - Checks numbering 70-729 through 70-818 amounting to \$10,993.44 (Election & Salaries); General Fund - Checks number 70-729A through 801A amounting to \$28,417.28 (Claims); Library Fund - Check number L-70-6 amounting to \$84.00; Jail Fund - Checks numbering 70-9 & 10 amounting to \$9,137.97.

IN RE: TREASURER'S REPORT

F. E. Jones, Treasurer presented his report for the month of July 1970. Upon examination, motion was made and carried approving said report and endorsing all transfers thereof.

IN RE: REQUEST FOR STUDY PROGRAM - SCHOOL - APPROVED

Mr. T. W. Newsom, Superintendent of Schools appeared before the Board requesting the Board to approve a work study program that would cost the County approximately \$1500. This \$1500.00 being 20% of the cost with the Federal Government providing the other 80% of the cost.

Upon motion of Mr. Tunstall, seconded by Mr. Watkins (all members voting "aye"), this work study program was approved.

Mr. Newsom further requested the Board to approve the Title I Program for Dinwiddie County school system costing approximately \$181,000.00. The County would advance the money to the school system and be reimbursed in full by the Federal Government.

Upon motion of Mr. Winn, seconded by Mr. Hargrave, (all members voting "aye") this Title I Program was approved.

Mr. Newsom informed the Board that the school board had accepted Mr. Curtis Gentry's bid of \$4,200.00 for a pump and pump house at the Dinwiddie County Jr. High School. The school board also accepted the bid of J. D. Witt & Sons for \$10,203.00 to put a new roof on the McKenney Elementary School.

Mr. Newsom explained to the Board some of the solutions that the school board had discussed concerning expansion of school facilities. He requested that the school board be given permission to hire an architect to assist them in determining their needs for additions to the present schools and for new schools.

Upon motion of Mr. Hargrave, seconded by Mr. Winn (all members voting "aye") the school board was authorized to retain an architect.

IN RE: WELFARE DEPARTMENT REPORTS

Mrs. King B. Talley, Superintendent Welfare Department presented 4 applications requesting public assistance.

Upon motion of Mr. Winn, seconded by Mr. Hargrave, the Board unanimously approved the request of Robert Griffin and Thomas Faggins and did not approve the requests of Gary Shell and Francene Mallory.

IN RE: WELFARE DEPARTMENT BOARD MEMBER - W. D. ALLEN - REAPPOINTED

Upon motion of Mr. Watkins, seconded by Mr. Tunstall, Mr. W. D. Allen was unanimously reappointed to the Welfare Board for a term of 4 years effective July 1, 1970.

IN RE: ABANDONMENT OF ROUTE 1001 - PUBLIC HEARING

This being the time and date as advertised in the Progress Index to hold a public hearing on the abandonment of Highway #1001 described as follows:

Beginning at a point on State Highway No. 1001, 0.02 miles east of the east corporate line of the Town of McKenney, Virginia, thence running in a south-easterly direction to a dead end and limited access right of way line of Interstate Route #85, the total length thereof being 0.09 miles.

It appearing to the Board that no one appeared opposing the abandonment and that all statutory requirements had been met and upon motion of Mr. Winn, seconded by Mr. Tunstall and unanimously carried the Board thereupon enters on the minutes this order abandoning the aforesaid section of road and requesting the Department of Highways to take all necessary steps to carry out this order.

IN RE: HIGHWAY DEPARTMENT

In two other items discussed with Mr. R. V. Lancaster, III, District Resident Engineer, he told Mr. Tunstall that he would meet with him to discuss the section of Fisher Road and Mr. Winn was advised that he would look into the situation of Route 613 and Route 40. Mr. Lancaster further stated that he would do what he could about locating a gas and food sign at the DeWitt interchange on Interstate 85.

IN RE: BUILDING INSPECTOR'S REPORT

It was reported by the Building Inspector, James L. Blaha, that the month of July was a record breaking month with a total of 24 new dwellings and fees amounting to \$1,306.15.

IN RE: HEALTH DEPARTMENT - DR. McNIEL

As requested by the Board at their July meeting, Dr. McNiel appeared to explain why the Health Department budget increased 20% over the previous years budget and then request an additional 10% in personnel salaries. Additional services, normal salary increases and a general rise in expenses was the reason for the 20% increase and the 10% increase resulted from the governor granting a raise to Health Department personnel.

Upon motion of Mr. Hargrave, seconded by Mr. Winn, the Board unanimously approved the 10% additional request amounting to \$862.69 for the Health Department Budget.

IN RE: INTRODUCTION OF MR. KENTON CHESTNUT - SANITARIAN

Dr. McNiel introduced Mr. Kenton Chestnut to the Board. Mr. Chestnut is the new sanitarian for Dinwiddie County.

IN RE: GREENSVILLE COUNTY & CITY OF EMPORIA - INCLUDED IN HEALTH DISTRICT

Dr. McNiel told the Board he had been instructed by the State Health Department to request each political subdivision in the present health district to approve admission of Greensville County and Emporia to this health district. The reason being that the State Planning Region 19 (Crater Planning District) included all the present members of the health district plus Greensville County and Emporia and the State Health Department

Added to the State Secondary System
effective August 24, 1970
McX CLK.

believes it best to have the health districts to coincide with the State Planning Region.

Upon motion of Mr. Watkins, seconded by Mr. Tunstall and unanimously carried the admission of Greensville County and the City of Emporia were approved.

IN RE: LANDFILL - RESOLUTION CONCERNING RULES & REGULATIONS

This being the time and place as advertised to hold a public hearing on a resolution concerning landfill rules and regulations.

Mr. Herbert T. Williams, III, Commonwealth's Attorney explained to the Board the basis for such resolution and that he believed it to be within the framework of the Code of Virginia and was using Section 1-6 of the Code of Dinwiddie County as his authority.

It appearing to the Board no one was present to speak for or against the resolution and upon motion of Mr. Winn, seconded by Mr. Tunstall and unanimously carried the following resolution was adopted.

That after discussion at public hearing on this date and by a motion duly made, seconded and passed as hereinafter set forth the Board of Supervisors resolves that:

1. That the Executive Secretary is hereby authorized to promulgate rules and regulations pertaining to the use by the public of Dinwiddie County maintained landfills; and
- 2 That the Executive Secretary shall post such rules and regulations in at least one prominent place at each such land fill and further that he will keep on file in his office copies of such rules and regulations which shall be made available to the public upon request; and
- 3 That any person who shall violate the terms and/or conditions of such rules and regulations, such person shall be deemed guilty of a misdemeanor as prescribed in Section 1-6 of the Code of the County of Dinwiddie, Virginia and upon conviction thereof shall be punished as prescribed therein.

After adoption, Mr. James Andrews asked to be recognized. He questioned the authority of the Board of Supervisors to pass such a resolution. He believed that it was unconstitutional for the Board to delegate such authority to the Executive Secretary.

Mr. A. M. Smith, Chairman, requested the commonwealth's attorney to double check the authority and the constitutionality of the resolution and Section 1-6 of the Dinwiddie County Code.

IN RE: MR. E. B. BROCKWELL

Mr. E. B. Brockwell complained about Mr. W. G. Greenway's landfill and the general condition of his property and asked that something be done about it. He was advised that Mr. Greenway had appeared before the Board and been instructed to cease all operations in violation of the County ordinances. The Executive Secretary told Mr. Brockwell that Mr. Greenway's activities were being investigated and that action will be taken at the appropriate time.

Mr. Brockwell was of the opinion that nothing was being done and that nothing was going to be done about the situation.

IN RE: GOOSE CLAIM - E. L. CERNY

Mr. A. W. Chappell, Dog Warden, presented a claim for Mr. E. L. Cerny in the amount of \$49.50 for one goose killed by a dog. Mr. Chappell said that the owner of the dog stated he would reimburse Mr. Cerny for the goose.

Upon motion of Mr. Hargrave, seconded by Mr. Winn and unanimously carried this request was postponed until the next Board meeting in hopes that this claim can be settled by the parties concerned.

IN RE: MULE CLAIM - APPROVED

Upon motion of Mr. Hargrave, seconded by Mr. Winn and unanimously carried a claim for \$25.00 for a mule belonging to Mr. Ernest Kinbrough, killed by dogs was approved.

IN RE: CLAIM - PAYMENT OF GOATS TO J. E. WILLIAMS, REFUSED

Mr. A. W. Chappell presented a claim for J. E. Williams for \$75.00 for 15 goats. At the request of Mr. Williams, the executive secretary read a counter claim from Mr. Williams for \$400.00. This claim included 23 dead goats, expenses for tending injured goats and time Mr. Williams had spent treating injured goats and tracking down the dogs.

Upon motion of Mr. Watkins, seconded by Mr. Winn and unanimously carried \$8.00 per goat for 23 goats totaling \$184.00 was awarded to Mr. Williams.

Mr. Williams stated that he was rejecting this amount.

IN RE: BOARD MEETING DATES CHANGED FOR THE MONTH OF SEPTEMBER

Upon motion of Mr. Winn, seconded by Mr. Hargrave and unanimously carried the Board changed its meeting dates from September 2nd and 16th to September 9th and 23rd, both meetings to be held at 2:00 P.M. and 8:00 P.M. respectively in the Agricultural Building, Dinwiddie, Virginia.

This change being necessary as the Local Government Official's Conference is being held in Charlottesville August 31st, September 1st and 2nd.

IN RE: CHAIRMAN AUTHORIZED TO SIGN PAYROLL CHECKS FIRST WEEK IN SEPTEMBER

Upon motion of Mr. Winn, seconded by Mr. Tunstall and unanimously carried the chairman was authorized to sign the County's payroll checks the first week in September.

IN RE: DINWIDDIE FIRE DEPARTMENT - FIRE TRUCK APPROVED

Mr. J. B. Hodges, appeared before the Board to request approval of the purchase of a fire engine for the Dinwiddie Fire Department. He presented to the Board two bids the fire department felt were the best and most economical. One bid on the chassis from Dinwiddie Motor Company and one bid on the fire engine from John Bean. These two bids total \$25,439.00.

Upon motion of Mr. Hargrave, seconded by Mr. Winn and unanimously carried the Board approved the purchase of a new fire engine as requested by the Dinwiddie Fire Department with the total cost not to exceed \$26,000.00.

In addition, Mr. Hodges reported to the Board that it will cost approximately \$15,000.00 for a building to house the present fire truck and the new engine. He suggested that the old Amoco station at the intersection of Route 1 and 703 could be used for either temporary or permanent housing for the fire department.

The chairman instructed Mr. Hodges to find out the availability for this service station for the fire department use.

IN RE: HOSES, SIREN, TWO NOZZLES - DINWIDDIE FIRE DEPARTMENT APPROVED

Mr. Hodges requested new hoses, siren, and two nozzles for the old fire engine. The total cost being \$476.00.

Upon motion of Mr. Winn, seconded by Mr. Tunstall and unanimously carried the above request was approved.

IN RE: CONFLICT OF INTEREST LETTERS PRESENTED

Mr. H. T. Williams, III, Commonwealth's Attorney presented letters of disclosure from employees of Dinwiddie County and their spouses as required by the conflict of interest law.

WHEREAS, Herbert T. Williams, III, Commonwealth's Attorney of Dinwiddie County reported to the Board that pursuant to the new Conflict of Interest law that Mrs. Lulie W. Bolte, Mr. W. E. Bolte, Mrs. Elsie B. Knott, Mr. W. C. Knott, Mrs. Huntus K. Duke, Mr. Marvin L. Duke, Jr., Mr. Charles L. Mitchell and Mrs. Betty S. Jeter have given him written notice of a Conflict of Interest arising out of their spouses employment; and

WHEREAS, such Conflicts of interest were fully disclosed to this Board of Supervisors by the said Commonwealth's Attorney and the principals involved;

NOW THEREFORE, BE IT RESOLVED that this Board is of the opinion that it is not in the best interest of Dinwiddie County to contract with the subject principals for their personal services on a competitive bid basis and further that it is in the best interest to contract with each of them on an individual personal basis.

Upon motion of Mr. Hargrave, seconded by Mr. Winn and unanimously carried the above resolution was adopted.

IN RE: REAPPOINTMENT - MEMBERS ABIDCO DIRECTORS

Upon motion duly made and carried J. A. Hawkes, W. E. Bolte, H. B. Batte, W. A. Prosis, W. C. Knott and G. C. Martin were appointed as directors to represent Dinwiddie County to the Appomattox Basin Industrial Development Corporation for a one (1) year term. Mr. Knott and Mr. Martin were appointed to serve on the Executive Committee.

IN RE: FIRE HYDRANT - NEW JAIL

Upon motion of Mr. Winn, seconded by Mr. Tunstall and unanimously carried the Board approved the installation of a fire hydrant at the pump house of the jail well.

IN RE: LETTER OF RESIGNATION - JOHN W. BELSHAN, EXTENSION AGENT - ACCEPTED

The Executive Secretary read a letter of resignation from Mr. John W. Belshan, Extension Agent, Dinwiddie County, effective September 1, 1970.

Upon motion of Mr. Hargrave, seconded by Mr. Winn and unanimously carried the Executive Secretary was instructed to write a letter thanking Mr. Belshan for his services to Dinwiddie County and wishing him success in his new job.

IN RE: DELINQUENT TAXES COLLECTED

Mr. H. B. Batte, Clerk of Circuit Court, informed the Board that from January through June of 1970 \$1,563.26 had been collected for delinquent taxes. A letter was sent from his office on July 9th and during the month of July \$2,263.27 had been collected. Mr. Batte suggested an attorney be retained to collect the remaining delinquent taxes.

IN RE: BOARD OF ZONING APPEALS DECISION

The Executive Secretary explained to the Board the effect of the decisions handed down by the Board of Zoning Appeals on August 3, 1970. These decisions were variances granted to people wishing to park trailers in Residential R-1 Limited areas. The Executive Secretary further stated that approximately 50 applications had been requested to locate trailers throughout Dinwiddie County since January 1, 1970. The ordinance of Dinwiddie County states that a variance cannot be issued to locate trailers in any zone other than Agricultural A-2. That the Board of Zoning Appeals by granting these variances were exceeding their authority. The Executive Secretary told the Board that he thought it wise to appeal to the Circuit Court the decisions of the Board of Zoning Appeals.

Upon motion of Mr. Winn, seconded by Mr. Hargrave (all members voting "aye") the Executive Secretary was instructed to appeal the variances issued on August 3, 1970 by the Board of Zoning Appeals.

IN RE: BUILDING COMMITTEE REPORT

Mr. Hargrave, chairman, building committee reported to the Board that space

requirements for the various offices was being prepared and Judge D. C. Mayes was in the process of getting information on the courtrooms.

There being no further business to be brought before the Board the meeting adjourned at 6:15 P.M.


A. Mitchell Smith, Chairman

ATTEST:


W. G. Knott