

VIRGINIA: AT A REGULAR MEETING OF THE DINWIDDIE COUNTY BOARD OF SUPERVISORS HELD IN THE AGRICULTURAL BUILDING, DINWIDDIE, VIRGINIA ON THE 16TH DAY OF APRIL, 1975 AT 8:00 P.M.

PRESENT: M. I. HARGRAVE, JR., CHAIRMAN ELECTION DISTRICT #3
G. S. BENNETT, JR., VICE CHAIRMAN ELECTION DISTRICT #1
R. H. RUNDLE ELECTION DISTRICT #2
L. A. HODNETT ELECTION DISTRICT #2
A. S. CLAY ELECTION DISTRICT #4
B. M. HEATH DEPUTY SHERIFF

ABSENT: J. F. ANDREWS COMMONWEALTH'S ATTORNEY

IN RE: MINUTES APRIL 2, 1975

Upon motion of Mr. Hodnett, seconded by Mr. Clay, Mr. Hodnett, Mr. Clay, Mr. Bennett, Mr. Rundle, Mr. Hargrave voting "aye", the minutes of the April 2nd meeting were approved as presented.

IN RE: G. M. WATKINS ROAD

Upon motion of Mr. Bennett, seconded by Mr. Hodnett, Mr. Bennett, Mr. Hodnett, Mr. Clay, Mr. Rundle, Mr. Hargrave voting "aye", the following resolution was adopted:

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County accept conveyance to the County of a certain easement and right-of-way fifty feet in width extending Northeasterly from State Route 708 approximately 1.2 miles to the lands of Levi McKensie, which easement and right-of-way is more particularly shown on certain plats made by W. G. Chappell, dated January 4, 1974, entitled "Proposed Road State Route Situated in Namazine District, Dinwiddie County, Virginia," said plats being attached to the deed of conveyance for same from S. R. Perkinson et als, which deed is hereby accepted.

BE IT FURTHER RESOLVED that the Board of Supervisors does hereby request that the State Department of Highways and Transportation accept the above described roadway into the State secondary road system and the Chairman of the Board and the County Administrator are authorized to execute, acknowledge, seal and deliver on behalf of the County and the Board such documents as may be necessary to effect transfer of the easement and right-of-way to the State.

IN RE: CLAIMS

Upon motion of Mr. Rundle, seconded by Mr. Hodnett, Mr. Rundle, Mr. Hodnett, Mr. Clay, Mr. Bennett, Mr. Hargrave voting "aye", be it ordered by the Board that the accounts against the following funds for the month of March 1975, be issued payable out of the respective accounts. General Fund - Checks numbering 75-462 through 75-557 amounting to \$25,006.78; Revenue Sharing Fund - RS-75-8 & 9 amounting to \$28,753.78.

IN RE: REZONING APPLICATION P-75-1 LEO E. WILLIAMS, SR.

This being the time and place as advertised in the Progress-Index on April 2nd and 9th for the Dinwiddie County Board of Supervisors to conduct a public hearing on the rezoning application of Leo E. Williams, P-75-1, to change the district classification from Agricultural A-3 to Residential R-1 of land parcels 16 and 17 as shown on Section 7 of the zoning map of Dinwiddie County.

Mr. Leo E. Williams, Sr., appeared in behalf of his rezoning request. No one appeared in opposition.

Mr. Leo E. Williams, presented to the Board of Supervisors a plat containing 52 acres outlining the subdivisions he planned to develop if his rezoning request was granted. This subdivision plat showed

60 lots, individual septic tanks, a central water system, and minimum lot sizes of 20,000 square feet. The land proposed to be subdivided is located a considerable distance from State Route 601 and Mr. Williams told the Board of Supervisors that he would construct a road to state standards from Route 601 to the Subdivision.

Mr. Thomas Wyatt and Mrs. Mary Wyatt, owners of property across Route 601 from Mr. Williams's property, spoke in favor of this rezoning application.

Upon motion of Mr. Rundle, seconded by Mr. Bennett, Mr. Rundle, Mr. Bennett, Mr. Clay, Mr. Hodnett, Mr. Hargrave voting "aye", be it ordained by the Board of Supervisors of Dinwiddie County, Virginia, that the Dinwiddie County Code, as adopted April 1, 1970, and as heretofore amended, be further amended by changing the district classification of Parcels 16 and 17, Section 7 of the Zoning Map from "Agricultural A-3" to "Residential R-1" and in all other respects, said Zoning Ordinance is hereby reordained.

IN RE: REZONING APPLICATION P-75-2 - WALTER H. ELEY

This being the time and place as advertised in the Progress-Index on April 2nd and 9th for the Dinwiddie County Board of Supervisors to conduct a public hearing to change the district classification from Residential R-1 to Business B-2 of land parcel 38A as shown on Section 9 of the Zoning Map of Dinwiddie County.

Mr. H. T. Williams, III, represented Mr. Walter H. Eley before the Board of Supervisors. Mr. Williams stated that Mr. Eley and his partners, Mr. Donald L. Williams and Mr. John B. Howerton, desired to place a doctors office and drug store on this parcel of land. At the present time the parcel of land was covered by undergrowth and was not being put to any use, residential or business. The property was presently assessed at \$700.00 which according to his judgment would make its most reasonable use business. If the citizens of that area desired the services of a doctor or the use of a drug store they must either go to Petersburg or to Dinwiddie Courthouse. Mr. Williams stated that there were several trees and every effort would be made to preserve them.

Mr. G. L. Adams, Mrs. Haywood L. Watkins, adjoining property owners, Mr. Lawrence Watkins and Mr. J. R. Drinkwater stated they approved of this rezoning because they felt it would contribute to the area and would not cause any harm to the surrounding property owners. Mr. Williams presented to the Board a petition bearing 27 signatures of people that approved of this rezoning request.

Mr. Winston Stables, Mr. Jimmy Bland, Mr. James C. Howard, Mr. Andy Perdue, Mr. Richard Gwaltney, Mr. Clarence Gwaltney, all spoke in opposition to this rezoning request. The following reasons were given for this opposition.

1. That at the time of the rezoning of Percy Adkins land which adjoined the parcel in question on the east, it was stated by the Board that the reason Mr. Adkins' property was being rezoned was because it would create a straight line from Route 226 to Franklin Street separating business and residential classifications.

2. That there must be a stop to the business classification encroaching upon the residential classification. That if it is not done now that it will eventually come to Sunset Blvd. and force all the people living in that area to move.

3. Mr. Eley stated that he was going to place a drug store and a doctors office there, but it might not remain that, it could change to such businesses as a service station or a massage parlor.

4. They urged the Board to wait before rezoning any more property in the County until such time as they hired a planner.

Mr. Hodnett stated that he had made a survey in the area and found that 20 people were not opposed to this rezoning. Eleven were opposed. Mr. Hodnett moved, Mr. Bennett seconded, Mr. Hodnett, Mr. Bennett, Mr. Clay voting "aye", Mr. Hargrave and Mr. Rundle voting "nay", be it ordained by the Board of Supervisors of Dinwiddie County, Virginia, that the Dinwiddie County Code, as adopted April 1, 1970, and

as heretofore amended, be further amended by changing the district classification of Parcel 38A, Section 9 of the Zoning Map from "Residential R-1" to "Business B-2" and in all other respects, said Zoning Ordinance is hereby reordained.

IN RE: RECESS

The Chairman declared a recess at 8:40 P.M. and the meeting reconvened at 8:45 P.M.

IN RE: P. D. WILLIAMS SHOOTING RANGE APPLICATION

In accordance with Chapter 14 of the Dinwiddie County Code, the County Administrator presented to the Board of Supervisors an application for operation of a target range in Dinwiddie County by P. D. Williams.

Upon motion of Mr. Rundle, seconded by Mr. Hodnett, Mr. Rundle, Mr. Hodnett, Mr. Bennett, Mr. Hargrave, Mr. Clay voting "aye", the Board acknowledged receipt of this shooting range application and instructed the County Administrator to place this item upon the agenda for the May 21st Board of Supervisors meeting.

IN RE: MAINTENANCE CONTRACT ON HEATING, COOLING AND CONTROLS

On February 19, 1975, Mr. C. W. Meyer, Service Sales Representative for Robertshaw Control Company and on March 5, 1975 Mr. John C. Shotton, Commercial Service Salesman for Honeywell Inc., appeared before the Board to discuss mechanical maintenance for heating, air conditioning and controls systems.

Mr. Meyer of Robertshaw Control Company has forwarded to the County a price of \$16,122.00 per year for this year. Mr. Shotton of Honeywell Inc., has forwarded to the County a price of \$5,882.00 per year for this service. The Board instructed the County Administrator to have Honeywell Inc., determine the cost of bringing the County's equipment up to the standards which Honeywell would accept them for maintenance.

Mr. Shotton and Mr. J. R. Thompson, advised the Board that it would cost \$3,010.00 to make the necessary repairs on the equipment. Upon completion of these repairs, Honeywell would accept this equipment for maintenance.

After a brief discussion, the chairman advised Mr. Shotton that the Board would take this matter up at a future meeting and advise him accordingly.

IN RE: BINGO AND RAFFLE PERMIT DINWIDDIE EDUCATION ASSOCIATION

Since the latter part of last year, there has been pending a decision on a bingo and raffle permit for the Dinwiddie Education Association. The Commonwealth's Attorney has advised the Board of Supervisors that the DEA does not qualify and therefore the Board cannot issue them a permit. The Board had requested a representative from the DEA to appear before them so the matter might be discussed and the DEA made fully aware of why a bingo and raffle permit could not be issued to them. For several meetings, a representative of the DEA had failed to appear since there appeared to be some misunderstanding between the DEA and some of the Board members. Tonight Miss Julia Summey, President Elect of the DEA, appeared before the Board to tell them that the DEA no longer needed a bingo and raffle permit because they had made other arrangements to raise the necessary funds for their operations for this year.

Since Miss Summey asked that the bingo and raffle permit application be withdrawn, the Board of Supervisors took no action. Miss Summey did request that she be given a copy of the file on the Dinwiddie Education Association's request for a bingo and raffle permit.

IN RE: BINGO AND RAFFLE PERMIT PROGRESSIVE WOMEN OF DINWIDDIE COUNTY

Upon motion of Mr. Rundle, seconded by Mr. Hodnett, Mr. Rundle, Mr. Hodnett, Mr. Clay, Mr. Bennett, Mr. Hargrave voting "aye", the following resolution was adopted:

WHEREAS, on June 19, 1974, the Board of Supervisors granted to the Progress Women of Dinwiddie County a bingo and raffle permit, and

WHEREAS, this organization was requesting a renewal of this bingo and raffle permit, and

WHEREAS, this organization has complied with all the requirements of Section 18.1-340 of the Code of Virginia as amended.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County that the Progress Women of Dinwiddie County are issued a bingo and raffle permit in accordance with Section 18.1-340 of the Code of Virginia as amended, and

BE IT FURTHER RESOLVED that the fee for this permit is \$10.00.

IN RE: DINWIDDIE INDUSTRIAL DEVELOPMENT AUTHORITY MEMBERS APPOINTED

Upon motion of Mr. Bennett, seconded by Mr. Hodnett, Mr. Bennett, Mr. Hodnett, Mr. Clay, Mr. Rundle, Mr. Hargrave voting "aye", the following resolution was adopted:

WHEREAS, the term of office for Mr. Ray S. Jones on the Dinwiddie Industrial Development Authority ended on February 5, 1975, and

WHEREAS, Mr. Ray S. Jones has requested that he not be reappointed, and

WHEREAS, Mr. George S. Bennett, Mr., recommends that Mr. W. D. Allen, Jr., be appointed to the Dinwiddie Industrial Development Authority.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County that Mr. W. D. Allen, Jr., is appointed to the Dinwiddie County Industrial Development Authority for a period of 4 years, term to end February 5, 1979.

Upon motion of Mr. Hodnett, seconded by Mr. Rundle, Mr. Hodnett, Mr. Rundle, Mr. Clay, Mr. Bennett, Mr. Hargrave voting "aye", the following resolution was adopted:

WHEREAS, the term of office for Mr. J. P. Derby on the Dinwiddie Industrial Development Authority ended February 5, 1975, and

WHEREAS, Mr. J. P. Derby has consented to be reappointed to the Dinwiddie Industrial Development Authority, and

WHEREAS, the Board of Supervisors is of the opinion that Mr. J. P. Derby has done an outstanding job on the Dinwiddie Industrial Development Authority.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County that Mr. J. P. Derby is reappointed to the Dinwiddie County Industrial Development Authority for a period of 4 years, term ending February 5, 1979.

IN RE: CRATER HEALTH PLANNING COUNCIL MEMBER

The Board of Supervisors agreed, after Mr. Clay volunteered, to let him contact either a doctor or a nurse to serve as Dinwiddie County's representative on the Crater Health Planning Council. The County already has one member of this council, a consumer, Mr. David Mendenhall, and the new member to be appointed from Dinwiddie County must be a provider.

IN RE: 1975-76 FISCAL YEAR BUDGET

The County Administrator presented to the Board a budget for the fiscal year 1975-76 totaling \$7,750,000.00. The budget was discussed very briefly.

Upon motion of Mr. Rundle, seconded by Mr. Clay, Mr. Rundle, Mr. Clay, Mr. Bennett, Mr. Hodnett, Mr. Hargrave voting "aye", the County Administrator was authorized to advertise the budget for a public hearing on May 21, 1975 at 8:00 P.M.

IN RE: TAX RATE - 1975

The County Administrator told the Board that a tax increase of 30¢ from \$3.60 to \$3.90 was needed in order to balance the budget presented this evening.

Upon motion of Mr. Rundle, seconded by Mr. Hodnett, Mr. Rundle, Mr. Hodnett, Mr. Clay, Mr. Bennett, Mr. Hargrave voting "aye", the County Administrator was authorized to advertise a proposed tax rate of \$3.90 for the year 1975 for a public hearing on May 21, 1975 at 8:00 P.M.

IN RE: SCHOOL BUDGET

The Superintendent of Schools, Mr. T. W. Newsom asked the Board to approve the School Budget so he might prepare and send out teacher's contracts for the school year 1975-76. The Board discussed with Mr. Newsom the pros and cons of approving the school budget now. The school budget is 74% of the total county budget and if it was approved now it would be very little reason to hold a public hearing on the county budget and the proposed tax rate. The Board suggested to Mr. Newsom that he prepare his teacher's contracts in accordance with his proposed budget and indicate by letter with the contract that the salary figure might or might not change and the reason that it might or might not change.

IN RE: 1975-76 WORK STUDY PROGRAM

Upon motion of Mr. Rundle, seconded by Mr. Hodnett, Mr. Rundle, Mr. Hodnett, Mr. Clay, Mr. Bennett, voting "aye", Mr. Hargrave "nay", the following resolution was adopted:

WHEREAS, Mr. T. W. Newsom asked that the Board of Supervisors appropriate \$3,168.00 as their 20% share of the work study program for the school year 1975-76, and

WHEREAS, Mr. Newsom stated that the majority of this money would go to support clerical workers at the schools during the summer time, and

WHEREAS, the balance of the money would be used to support agricultural workers. (Mr. Newsom was not fully aware of what constituted an agricultural worker.)

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County that \$3,168.00 is hereby appropriated to the Dinwiddie County School Board for the County's 20% share of the work study for the school year 1975-76.

Mr. Hargrave voted against this resolution because he desired additional information on the agricultural workers.

IN RE: L. L. MEREDITH ASKED REIMBURSEMENT OF REDISTRICTING CASE COST

Mr. L. L. Meredith appeared before the Board to request that the Supervisors reimburse him for his cost in his recently successful court fight against the 1973 ordinance redistricting Dinwiddie County. Mr. Meredith stated that he had spent \$890.00 in legal fees, and he felt that since his case benefited all the citizens of Dinwiddie County that the Board should pay for his expenses.

Mr. Rundle told Mr. Meredith that he could not approve such a reimbursement because he believed this would encourage other citizens of the County to bring cases against the Board. Mr. Hargrave stated that he could not in good conscience be a part to reimbursing Mr. Meredith for his legal fees.

Upon motion of Mr. Clay, seconded by Mr. Hodnett, Mr. Clay, Mr. Hodnett, Mr. Bennett, Mr. Rundle, Mr. Hargrave voting "aye", the Board told Mr. Meredith they would take his request under consideration and advise him of their decision at a later meeting.

IN RE: EXECUTIVE SESSION

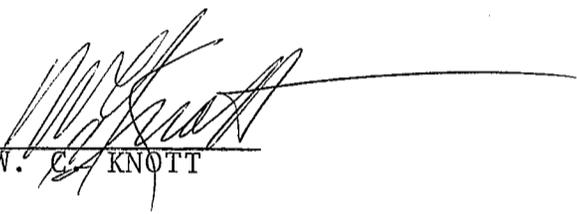
Upon motion of Mr. Hodnett, seconded by Mr. Bennett, Mr. Hodnett, Mr. Bennett, Mr. Rundle, Mr. Clay, Mr. Hargrave voting "aye", the Board moved into executive session at 10:10 P.M.

IN RE: ADJOURNMENT

Upon motion of Mr. Bennett, seconded by Mr. Rundle, Mr. Bennett, Mr. Rundle, Mr. Clay, Mr. Hodnett, Mr. Hargrave voting "aye", the meeting adjourned at 11:00 P.M.


M. I. HARGRAVE, JR., CHAIRMAN

ATTEST:


W. C. KNOTT