

VIRGINIA: AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE ADMINISTRATION BUILDING, DINWIDDIE, VIRGINIA ON THE 1ST DAY OF NOVEMBER, 1978 AT 2:00 P. M.

PRESENT: A. S. CLAY, CHAIRMAN ELECTION DISTRICT #4
G. S. BENNETT, JR., VICE-CHAIRMAN ELECTION DISTRICT #1
M. I. HARGRAVE, JR. ELECTION DISTRICT #3
T. J. LEFTWICH ELECTION DISTRICT #2
L. A. HODNETT ELECTION DISTRICT #2

C. L. MITCHELL SHERIFF
L. G. ELDER COMMONWEALTH'S ATTORNEY

IN RE: MINUTES

Upon motion of Mr. Leftwich, seconded by Mr. Hodnett, Mr. Leftwich, Mr. Hodnett, Mr. Hargrave, Mr. Clay voting "aye", the minutes of the October 18, 1978 regular meeting and the October 26, 1978 special meeting were approved as presented.

IN RE: CLAIMS

Upon motion of Mr. Hodnett, seconded by Mr. Leftwich, Mr. Hodnett, Mr. Leftwich, Mr. Hargrave, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the following claims be approved:

General Fund checks-numbering 78-1953 thru 78-2040 amounting to \$59,407.77; Dog Fund checks numbering D-78-110 thru D-78-118 amounting to \$1,389.72; County Construction Fund checks numbering CCF-78-36 thru CCF-78-39 amounting to \$57,924.67; History Book Fund-check HB-78-21 in the amount of \$50.00.

IN RE: PUBLIC HEARING -- A-78-5 JOHNSONGRASS CONTROL ORDINANCE

This being the time and place as advertised in the Progress-Index on Wednesday, October 18, 1978 and Wednesday, October 25, 1978 for the Board of Supervisors of Dinwiddie County, Virginia to consider for adoption an ordinance to further amend by adding a section regarding Johnsongrass Control and implementation and administration of programs related thereto declaring the subject grass to be a public nuisance.

Mr. George Board, Dinwiddie Extension Agent, spoke in support of the program, and stated that he had not encountered any strong opposition to the program in the County.

No one spoke in opposition.

Upon motion of Mr. Hargrave, seconded by Mr. Hodnett, Mr. Hargrave, Mr. Hodnett, Mr. Leftwich Mr. Clay voting "aye"

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that the Dinwiddie County Code, as adopted and as heretofore amended, be further amended pursuant to Section 15.1-867.2 of the Code of Virginia, 1950, as amended, by the addition of the following:

Chapter 12 - Offenses - Miscellaneous

Sec. 12-6. Johnsongrass Control and Implementation and Administration of Programs Related Thereto

- a) The existence of growth of a species of grass, Sorghum halepense, commonly known as "Johnsongrass," as well as other Sorghum spp. with perennial rhizomes, (includes perennial sweet sudangrass, sorghum almum and hybrids derived therefrom) are hereby declared to be a public nuisance.

It shall be unlawful to knowingly allow Johnsongrass to set seed on any land in Dinwiddie County, Virginia and it shall be the duty of each landowner to mow, fallow, treat with herbicides, or use such other practices as may be approved by the County Board of Supervisors as effective in preventing seed set on all Johnsongrass or other perennial Sorghum spp. on his property. Provided, however, a landowner or lessee may enter into a written compliance agreement

with the County Board of Supervisors or their designee, specifying terms and conditions of a control program and so long as all the terms and conditions are being complied with, there is no violation of this ordinance.

It shall be unlawful to import Johnsongrass into this county or to transport Johnsongrass within this county in any form capable of growth or to knowingly contaminate any uninfested land with Johnsongrass through the movement of rootstocks, plant parts, seed, soil, mulch, nursery stock, farm machinery, or other media.

The Board may enter into an agreement with the Virginia Department of Agriculture and Consumer Services for the purpose of the control of Johnsongrass within the County and may accept funds from said Department as agreed upon; further, this ordinance is in accordance with Section 15.1-867.2 of the Code of Virginia, 1950, as amended.

- b) There is hereby established a Johnsongrass Control Committee composed of three (3) members, each to serve at the pleasure of the Board. Said committee shall appoint all individuals responsible for a Johnsongrass control program.

The Johnsongrass Control Committee, or their representatives, shall conduct surveys to determine the location and amount of infestations of Johnsongrass within the county; shall provide the necessary technical and other assistance to landowners in a cooperative control or eradication program; and may effect a program of spraying or other control practices on road rights-of-way, drainage ditch banks, parks, playgrounds, utility rights-of-ways and other public or private lands.

The Board may accept, use or expend such aid, gift, grant, or loan as may from time to time be made available from any source, public or private, for the purposes of carrying out the provisions of this ordinance.

Services rendered for actual control practices may be billed to the landowner or lessee and collected. All reimbursements shall be promptly deposited in a special Johnsongrass control fund and shall not revert to the General Fund of the County regardless of date accrued or collected.

Any person who fails or refuses to comply with this ordinance shall be deemed guilty of a misdemeanor and, if convicted, shall be punished accordingly.

IN RE: PUBLIC HEARING--A-78-6--INCREASE IN DOG TAG FEES

This being the time and place as advertised in the Progress-Index on Wednesday, October 18, 1978 and Wednesday, October 25, 1978 for the Board of Supervisors of Dinwiddie County, Virginia to consider for adoption an ordinance to amend Section 4-5, Chapter 4 of the Dinwiddie County Code to increase fees for license of individual dogs by one dollar and kennels by three dollars.

No one spoke in support or opposition to this amendment.

Mr. Hargrave stated that he would like to see the Dog Warden keep records of those dogs which warrant his services to ascertain whether the problems were caused by licensed or stray dogs.

Upon motion of Mr. Hodnett, seconded by Mr. Hargrave, Mr. Hodnett, Mr. Hargrave, Mr. Leftwich, Mr. Clay 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 to increase fees as follows:

Chapter 4 - Animals and Fowl

Article II - Dogs Generally

Section 4-5 Dog licenses generally -
Required license taxes specified.

Each Dog. For each dog, four dollars.

Kennel for twenty dogs. For a kennel of
twenty dogs, twenty-five dollars.

Kennel for fifty dogs. For a kennel of
fifty dogs, thirty-five dollars.

In all other respects said code section is hereby reordained.

IN RE: CRATER PLANNING DISTRICT COMMISSION-UPDATE ON ACTIVITIES

Mr. W.C. Knott, Chairman and Mr. Charles Turner, Director, Crater Planning District Commission, appeared before the Board to present an update on the Commission's activities and their application to Dinwiddie County.

IN RE: TELEPHONE RATE STRUCTURE

Mr. E.C. Addison, Director, Division of Communications, State Corporation Commission appeared before the Board to explain the C & P telephone rate structure and its effect on Dinwiddie County.

The Board questioned the possibility of obtaining a no toll charge for calls between McKenney and Petersburg. Mr. Addison stated that a petition requesting such a study would be needed from 5% of the residents of McKenney. He further stated that he could begin the process by obtaining a percentage of interest from C&P's own records to determine how many calls were placed to Petersburg now, and that he would keep in touch with the County Administrator as to any information he accumulated.

IN RE: TREASURER

Mr. F.E. Jones presented his report for the month of October, 1978.

IN RE: VIRGINIA ASSOCIATION OF COUNTIES CONFERENCE

Mr. F.E. Jones, Treasurer, stated that a conference for local government officials was to be held November 12th through November 14th at the Homestead, which he would like to attend if the County would pay his expenses.

Upon motion of Mr. Leftwich, seconded by Mr. Hargrave, Mr. Leftwich, Mr. Hargrave, Mr. Bennett, Mr. Hodnett, Mr. Clay voting "aye", expenses were approved for Mr. F.E. Jones, Treasurer, to attend the Virginia Association of Counties' Conference to be held November 12-14, 1978 at the Homestead.

IN RE: BUILDING INSPECTOR

Mr. James L. Blaha presented his report for the month of October, 1978.

IN RE: HIGHWAY SAFETY COMMISSION--REQUEST FOR NAME CHANGE TO
TRANSPORTATION SAFETY COMMISSION

The Secretary of the Highway Safety Commission appeared before the Board to present a request from the Commission for authorization to change the name of the Highway Safety Commission to Transportation Safety Commission.

On July 1, 1978 the Highway Safety Division became the Department of Transportation Safety and assumed not only the responsibilities of highway safety but also those of air, water, rail, and mass transit. All local commissions have been urged to change their names in conformity with the Department of Transportation Safety and to assume these additional areas of responsibility in their locality.

Upon motion of Mr. Hodnett, seconded by Mr. Hargrave, Mr. Hodnett, Mr. Hargrave, Mr. Leftwich, Mr. Bennett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Highway Safety Commission be hereby named the Transportation Safety Commission; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the present members of the Highway Safety Commission be appointed to the Transportation Safety Commission.

IN RE: BINGO & RAFFLE PERMIT FOR NORTHSIDE ELEMENTARY SCHOOL

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

WHEREAS, Northside Elementary School has made application to the Board of Supervisors for renewal of its Bingo & Raffle Permit; and

WHEREAS, Northside has filed with the Commissioner of Accounts a record of all receipts and disbursements for 1977.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that in accordance with Sec. 18.1-340 of the Code of Virginia, the Bingo & Raffle Permit for Northside Elementary School is hereby renewed for the calendar year 1978.

IN RE: LAKE CHESDIN--CONTROL OF ENGINE POLLUTION

The County Administrator advised the Board that the County Attorney has investigated what courses of action were available to regulate noise and air pollution related to internal combustion engines on Lake Chesdin. Since records of exact boundaries on Lake Chesdin between Dinwiddie and Chesterfield County are not available it is difficult to determine where exact control of the waters lies and would make it difficult to control an ordinance without a mutual agreement of both counties.

The County Administrator stated he would contact the County Administrator of Chesterfield County to find out what their feelings were in regard to a pollution ordinance on Lake Chesdin.

IN RE: DISCUSSION OF EASEMENTS RELATED TO SUBDIVISION REQUIREMENTS

The County Administrator advised the Board that a problem had arose concerning a developer obtaining a drainage easement across another landowner's property for development of a subdivision, and he felt the same type of problem could occur with future developments in the County.

Mr. Charles Perry, Resident Engineer, reviewed the drainage requirements made by the Virginia Department of Highways and Transportation and discussed an approach used by Chesterfield County, wherein the County enters into a "hold harmless agreement" relieving the developer of the responsibility of acquiring the drainage easement.

After a brief discussion, the Board agreed that the arrangements for obtaining an easement should be left up to the landowner and the developer without the County becoming involved.

IN RE VIRGINIA DEPARTMENT OF HIGHWAYS & TRANSPORTATION

Mr. C.B. Perry, Resident Engineer, and Mr. B.C. Medlock, Assistant Resident Engineer, Va Dept. of Highways & Transportation, appeared before the Board to answer any questions they might have.

Mr. Hargrave requested that the ditches be cleaned on Route 605 and stone be added to prevent water buildup. He also asked the Highway Department to review Rt. 666 from Rt. 667 to Rt. 670 and Rt. 680 near the Sussex County Line for consideration to be paved because the traffic count has risen above 50 in these areas.

Mr. Clay questioned the status of the intersection of Rt. 665 and Rt. 698. Mr. Medlock stated they were working with the landowner to eliminate the trees which were hindering sight distance at that location.

Mr. Hodnett requested that the ditches be pulled on Rt. 601 near the Rinker development.

IN RE: PUBLICATION OF WATER AND SEWER RATES

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

WHEREAS, the Board of Supervisors understands that the water and sewer rates will be considered for adoption by the Dinwiddie Water Authority at its regular scheduled monthly meeting on November 13, 1978: and

WHEREAS, it is the understanding of the Board of Supervisors that these rates will not be published or revealed to the public in any way until after they are adopted; and

WHEREAS, the Board of Supervisors is of the opinion that these water and sewer rates should be known by the users of the water and sewer system prior to their adoption.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Dinwiddie Water and Sewer Authority is hereby requested to reveal to the public as soon as possible the water and sewer rates that are to be considered for adoption at the November 13th meeting; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that if the public has not had sufficient time to familiarize themselves with the water and sewer rates that consideration of said rates be postponed to a later meeting.

IN RE: RICHARD RUNDLE--DISCUSSION OF WATER AND SEWER RATES

Mr. Richard Rundle appeared before the Board to impress upon them the minimum fee of \$10.00 and the average fee of \$14.00 for water and sewer rates discussed at the May 16, 1973 meeting when mandatory connections were adopted.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Leftwich, seconded by Mr. Hodnett, Mr. Leftwich, Mr. Hodnett, Mr. Hargrave, Mr. Bennett, Mr. Clay voting "aye", the Board moved into Executive Session at 3:35 P.M. to discuss land acquisition. The Board reconvened into Open Session at 4:55 P.M.

IN RE: CARDIAC CAR--REQUEST FOR FUNDING FOR NEW MOTOR

Mr. Loid Hodnett advised the Board that the motor in the cardiac car given the Rescue Squad by the County had broken down and had to be replaced. The cost of the new motor installation was \$1,194.37. He requested that the \$2,000 budgeted for the Rescue Squad in the 78-79 budget be made available for the cost of the new motor and that the gasoline used by the Rescue Squad continue to be paid by the County.

Upon motion of Mr. Hodnett, seconded by Mr. Hargrave, Mr. Hodnett, Mr. Hargrave, Mr. Leftwich, Mr. Bennett, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the gas used by the Rescue Squad continue to be paid by the County; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that \$2,000 be appropriated as the County's 1978-79 budget contribution to the Rescue Squad.

IN RE: APPROVAL OF TWO-THIRDS OF FINAL PAYMENT TO W.F. HAMM CONSTRUCTION COMPANY

The County Administrator advised the Board that an inspection had been made of the Administration building by the Architect and Contractor and final payment was due in the amount of \$75,000.00.

Since there were still several items to be taken care of by the Contractor before his work was finished, he suggested that two-thirds of the final payment (\$50,000) be released now, holding the balance until the work was complete.

Upon motion of Mr. Hargrave, seconded by Mr. Bennett, Mr. Hargrave, Mr. Bennett, Mr. Leftwich, Mr. Hodnett, Mr. Clay voting "aye",

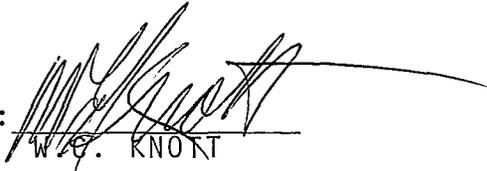
BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that payment to W.F. Hamm Construction Company be approved in the amount of \$50,000.00; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that \$50,000 be transferred from the General Fund to the County Construction Fund.

IN RE: ADJOURNMENT

Upon motion of Mr. Hodnett, seconded by Mr. Bennett, Mr. Hodnett, Mr. Bennett, Mr. Leftwich, Mr. Hargrave, Mr. Clay voting "aye", the meeting adjourned at 5:10 P.M.

ATTEST:


W.F. KNOTT


A.S. CLAY, CHAIRMAN