

VIRGINIA: AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE ADMINISTRATION BUILDING, DINWIDDIE, VIRGINIA ON THE 18TH DAY OF APRIL, 1979 AT 8:00 P.M.

PRESENT: G.S. BENNETT, JR., CHAIRMAN ELECTION DISTRICT #1  
T.J. LEFTWICH, VICE-CHAIRMAN ELECTION DISTRICT #2  
M.I. HARGRAVE, JR. ELECTION DISTRICT #3  
A.S. CLAY ELECTION DISTRICT #4  
L.A. HODNETT ELECTION DISTRICT #2  
  
L.G. ELDER COMMONWEALTH'S ATTORNEY  
C.L. MITCHELL SHERIFF

IN RE: MINUTES

Upon motion of Mr. Leftwich, seconded by Mr. Hargrave, Mr. Leftwich, Mr. Hargrave, Mr. Clay, Mr. Hodnett, Mr. Bennett voting "aye", the minutes of the April 4, 1979 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, Mr. Bennett voting "aye",

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

General Fund checks 79-605 thru 79-747 amounting to \$83,571.66; History Book Fund check #HB-79-4 in the amount of \$9.38.

IN RE: SUNNYSIDE-MCKENNEY ELEMENTARY SCHOOL--REQUEST BY SCHOOL BOARD FOR NEW SCHOOL

Dr. Richard L. Vaughn, Superintendent of Schools, appeared before the Board to present the following resolution adopted by the School Board on April 10, 1979:

At a meeting of the Dinwiddie County School Board, held at Dinwiddie, Virginia on April 10, 1979:

WHEREAS, the School Board of Dinwiddie County retained the firm of Moseley-Hening Associates, Inc., to evaluate three (3) alternatives regarding Sunnyside-McKenney Elementary School.

1. Renovate the present school
2. Construct a new school
3. Combine the student bodies of Sunnyside Elementary and McKenney Elementary Schools: and

WHEREAS, the School Board has studied the report completed by Moseley-Hening Associates, Inc., and

WHEREAS, the vast majority of the parents with children attending Sunnyside Elementary School are in favor of constructing a new school, having appeared before the School Board to express their feelings; and

WHEREAS, these parents understand that to pay for the cost of construction, taxes might have to be increased by the Board of Supervisors;

NOW THEREFORE BE IT RESOLVED by the School Board of Dinwiddie County, Virginia, on motion of Edward B. Titmus, seconded by Oscar W. Epps, and carried, all members voting "aye", that it is their recommendation to the Board of Supervisors that a new school be constructed in place of the Sunnyside-McKenney Elementary School; and

BE IT FURTHER RESOLVED by the School Board of Dinwiddie County, Virginia that as of this date, the proposed location of the school is unknown, the cost of the school is unknown, and the size and capacity of the school is unknown; and

BE IT FURTHER RESOLVED by the School Board of Dinwiddie County, Virginia that its request for the new school be favorably considered by the Board of Supervisors.

IN RE: SUNNYSIDE-MCKENNEY PTO--REQUEST FOR NEW SCHOOL

Mr. Frank Freudig, President, Sunnyside-McKenney Elementary P.T.O., appeared before the Board in support of the School Board's request to construct a new school. The following people also spoke in favor of the construction of a new school: Denise Winfield, President, Sunnyside-McKenney Elementary S.G.A.; Joseph Lyle, Acting Mayor of McKenney; Mr. Thomas Jordan, and Mr. Edward Veazy.

Mr. Clay stated that he felt a new school was needed and the situation would have to be studied. Mr. Bennett agreed and advised Mr. Freudig he would keep in touch with him as to the progress made.

IN RE: PUBLIC HEARING--A-79-2--DOG CONFINEMENT DURING THE MONTH OF MAY

This being the time and place as advertised in the Progress-Index on Wednesday, April 4, 1979, and Wednesday, April 11, 1979 for the Board of Supervisors of Dinwiddie County, Virginia to conduct a public hearing to consider for adoption an ordinance to change the period of prohibiting dogs to run at large in the County to be that those on the East side of U.S. Interstate 85 are to be prohibited during the period of May 1-May 15 of each year and those on the West side of U.S. Interstate 85 are to be prohibited during the period of May 16-May 31 of each year.

No one appeared in support or opposition to this proposed amendment.

Upon motion of Mr. Hodnett, seconded by Mr. Clay, Mr. Hodnett, Mr. Clay, Mr. Leftwich, Mr. Hargrave, Mr. Bennett 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 the following change:

Chapter 4 - Animals and Fowl

Section 4-9. Same - Prohibited for certain times during May.

No person residing in the County of Dinwiddie on the east side of U.S. Interstate 85 shall cause or permit any dog owned or kept by him to run at large in the County during the period of May 1-May 15 of each year and no person residing in the County of Dinwiddie on the west side of U.S. Interstate 85 shall cause or permit any dog owned or kept by him to run at large in the County during the period of May 16-May 31 of each year.

IN RE: PUBLIC HEARING--P-79-3--LEO WILLIAMS

This being the time and place as advertised in the Progress-Index on Wednesday, April 4, 1979, and Wednesday, April 11, 1979 for the Board of Supervisors of Dinwiddie County, Virginia to conduct a public hearing to consider for adoption an ordinance to amend the zoning ordinance of Dinwiddie County, Virginia by changing the district classification of a portion of Parcel 18, Section 7 totalling approximately 139 acres from Agricultural A-3 to Residential R-1.

Mr. Leo Williams appeared in support of his rezoning request. No one appeared in opposition.

The Planning Commission recommended approval of Mr. Williams' request with the following addendums:

1. There was an implied agreement that the County would look favorably upon the future rezoning of this site especially in view of the original preliminary plat showing future development plans, the provision of a central water supply, the excessive road standards required, the requirement of primary and secondary drain-fields and the location.

2. While the request appears to violate the adopted comprehensive land use plan, it is felt that this is the minimum relief which should be granted to the applicant in order to be fair to him, in a economic sense, for the previous development of his land.

3. Future rezoning requests in this area, to include the remainder of Mr. Williams' farm will be closely scrutinized and it should not be interpreted by the applicant or other landowners in the area that this 'leap frog' trend will be encouraged through future rezonings.

Mr. Hargrave asked that these conditions be accepted as presented and added as an addendum to the Board's action on this rezoning application. All members concurred.

Upon motion of Mr. Hodnett, seconded by Mr. Leftwich, Mr. Hodnett, Mr. Leftwich, Mr. Clay, Mr. Hargrave, Mr. Bennett 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 a 53.3 acre portion of Parcel 18 Section 7 totalling approximately 139 acres from Agricultural A-3 to Residential R-1. Said portion of land is shown on a map entitled Preliminary Sketch - Chesdin Manor, dated October 27, 1975 (revised February 14, 1979) prepared by Legat and Legat, Inc. (now known as Legat, Elrod and Associates, Inc.). In all other respects said Zoning Ordinance is hereby reordained.

IN RE: PUBLIC HEARING--P-79-2--JAMES MUSGROVE

This being the time and place as advertised in the Progress-Index on Wednesday, April 4, 1979, and Wednesday, April 11, 1979 for the Board of Supervisors of Dinwiddie County, Virginia to conduct a public hearing to consider adoption of an ordinance to amend the Zoning Map of Dinwiddie County, Virginia by changing the district classification from Residential R-1 to Agricultural A-2 of the following tracts of land: Parcels 128B, and 128C of Sec. 21; Parcels 10, 11, 12, 19 and 21A of Section Insert 21G, Block 1; and Parcel 3 of Section 21G, Block 3.

The County Administrator read a letter from Mr. Musgrove, dated April 18, 1979, requesting withdrawal of his rezoning application and permission to present a revised request to the Planning Commission.

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

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia hereby accepts Mr. Musgrove's withdrawal of rezoning request P-79-2.

IN RE: REGIONAL BUILDING CODE APPEALS BOARD

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

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia, recognizing the requirement in the Code of Virginia (Sec. 36.105) that it have a building code appeals board constituted of 5 members having expertise as provided in the said Code Section 127.22; and

WHEREAS, recognizing that the options available are to wit, a local board for said jurisdiction, contracting with another local board or establishing a regional board; and

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia, is of the opinion that the expertise required of board members can best be secured on a multijurisdictional basis;

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that, under the power granted it by the State in Section 15.1-21 of the Code of Virginia, it does hereby endorse the concept of the regional building code appeals board, in concert with the other member jurisdictions of State Planning District 19; and

BE IT FURTHER RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia hereby endorses the following organizational items:

1. Initial membership categories and terms of office:

<u>CATEGORY</u>	<u>JURISDICTION</u>	<u>TERM OF OFFICE</u>
1. Architect	Colonial Heights	4/30/79- 4/29/83
2. "Structural or civil engineer of architectural engineering experience."	Petersburg	4/30/79- 4/29/81
3. Contractor or superintendent of construction	Emporia	4/30/79- 4/29/84
4. Contractor or superintendent of construction.	Prince George	4/30/79- 4/29/80
5. Civil engineer or "structural or civil engineer of architectural engineering experience."	Greensville	4/30/79- 4/29/82

2. The (mayor/chairman) shall make the appointment, as required.
3. Compensation of members: \$30 per meeting, payable by jurisdiction with appeal.
4. The building code appeals board will be expected to develop its internal procedures.
5. The Crater Planning District will act as the repository for the board's files.
6. There is no limit on the number of terms of office, but membership should be rotated, where possible, among all participants; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that their motion adopted August 16, 1978 be rescinded.

IN RE: RURAL ADDITION PRIORITIES-STATE SECONDARY ROAD SYSTEM

The County Administrator read the following list of roads to be considered for rural addition priorities:

1. Mamie Q. Mitchell (under construction).
2. Bobbitt Road (Previously established as next priority).

In alphabetical order:

Browder Road Extension; Oakhill Subdivision; Roanoke Avenue; Robert Walker Road; Watkins Road Extension; West Street.

Because of additional information needed before these roads can be prioritized, the Board postponed action until their next budget discussions with the Virginia Department of Highways and Transportation.

IN RE: CORRECTIVE ACTION REQUESTED FOR U.S. HIGHWAY #1

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

WHEREAS, during the summer of 1978, an effort was made to rehabilitate approximately two and one-half miles of U.S. Route 1 North of Dinwiddie Courthouse; and

WHEREAS, this attempt at rehabilitation was in lieu of paving this portion of U.S. Route 1; and

WHEREAS, this rehabilitation effort has been a total failure with the road having deteriorated to the point that it has had a disastrous effect upon the traveling public; and

WHEREAS, chunks and slabs of pavement have pelted automobiles that travel this portion of the highway, resulting in many broken windows and other damages; and

WHEREAS, the traveling public should not have to endure this hazardous stretch of road;

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Department of Highways and Transportation take immediate action to remedy the problems caused by the attempted rehabilitation of this stretch of U.S. Route 1 North of Dinwiddie Courthouse; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that this portion of U.S. Route 1 be totally and completely restored to the best condition possible; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that this action be taken immediately.

IN RE: CANCELLATION OF SUMMER NIGHT MEETINGS

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the day meetings scheduled for the 1st Wednesdays in the months of June, July, August and September (June 6; July 4; August 1; and September 5) 1979 are hereby canceled; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the regular meetings scheduled for the third Wednesdays in the months of June, July, August and September (June 20; July 18; August 15; and September 19) will be held at 8:00 P.M. as scheduled.

IN RE: STATE EEO PLAN--STATEMENT OF INTENT

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

WHEREAS, in order to comply with Federal regulations, all localities participating in the Personnel and Administration Program of the State Office of Emergency and Energy Services, must either adopt the State EEO Plan or adopt one of their own; and

WHEREAS, the Board of Supervisors at its January 19, 1977 meeting adopted the State EEO Plan; and

WHEREAS, a current statement of compliance is required to be kept on file by the State Office from each locality;

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia hereby adopts the following statement of intent:

We endorse the intent of the Virginia Equal Employment Opportunity Plan. Every effort will be made to insure that our employment practices will comply with the principles of fitness and merit without regard to race, creed, sex, age, national origin, political affiliation or other non-bona fide occupational qualification.

GEORGE S. BENNETT, JR.

CHAIRMAN

APRIL 18, 1979

IN RE: ANIMAL WARDEN VACANCY--APPOINTMENT OF L.A. BROOKS, JR.

Upon motion of Mr. Hodnett, seconded by Mr. Leftwich, Mr. Hodnett, Mr. Leftwich, Mr. Clay, Mr. Hargrave, Mr. Bennett voting "aye", Mr. L.A. Brooks, Jr. was appointed as Animal Warden.

IN RE: OLD HICKORY VFD RADIO--AUTHORIZATION TO SECURE BIDS

Upon motion of Mr. Clay, seconded by Mr. Hargrave, Mr. Clay, Mr. Hargrave, Mr. Leftwich, Mr. Hodnett, Mr. Bennett voting "aye", the County Administrator was authorized to secure bids for their consideration for a new radio to be placed in the new fire truck for the Old Hickory Volunteer Fire Department.

IN RE: SCHEDULING OF SPECIAL MEETING ON LAND USE TAXATION

Mr. Clay advised that he had made arrangements for Mr. Mark Tubb to speak before the Board and interested citizens on Tuesday, April 24, 1979 at 7:00 P.M. relative to Land Use Taxation. Mr. Bennett stated that arrangements had already been made for Mr. Otho Fraher to speak on the same subject. The Board agreed that an advertisement should be placed in the newspaper making the public aware of this special meeting.

IN RE: ADJOURNMENT

Upon motion of Mr. Hodnett, seconded by Mr. Hargrave, Mr. Hodnett, Mr. Hargrave, Mr. Clay, Mr. Leftwich, Mr. Bennett voting "aye", the meeting adjourned at 8:50 P.M.

G. S. Bennett, Jr.  
G.S. BENNETT, JR. CHAIRMAN

ATTEST:

W. V. Knott  
W. V. KNOTT