

VIRGINIA: AT A REGULAR MEETING OF THE DINWIDDIE COUNTY BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE ADMINISTRATION BUILDING, DINWIDDIE, VIRGINIA ON THE 2ND DAY OF APRIL, 1980 AT 2:00 P.M.

PRESENT: M.I. HARGRAVE, JR., CHAIRMAN ELECTION DISTRICT #3
A.S. CLAY, VICE-CHAIRMAN ELECTION DISTRICT #4
G.S. BENNETT, JR. ELECTION DISTRICT #1
G.E. ROBERTSON, JR. ELECTION DISTRICT #2
STEVE WEBER ELECTION DISTRICT #2

L.G. ELDER COUNTY ATTORNEY

ABSENT: C.L. MITCHELL SHERIFF

IN RE: MINUTES

Upon motion of Mr. Robertson, seconded by Mr. Clay, Mr. Robertson, Mr. Clay, Mr. Weber, Mr. Bennett, Mr. Hargrave voting "aye", the minutes of the March 19, 1980 regular meeting, the March 26, 1980 special meeting and the March 27, 1980 special meeting were approved as presented.

IN RE: CLAIMS

Upon motion of Mr. Clay, seconded by Mr. Bennett, Mr. Clay, Mr. Bennett, Mr. Weber, Mr. Robertson, Mr. Hargrave voting "aye",

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

General Fund checks-numbering 80-540 thru 80-628 amounting to \$62,137.06; Dog Fund checks-numbering D-80-33 thru D-80-42 amounting to \$1322.51.

IN RE: MAC BUTTERWORTH--LIVESTOCK CLAIM

Upon motion of Mr. Clay, seconded by Mr. Bennett, Mr. Clay, Mr. Bennett, Mr. Robertson, Mr. Weber, Mr. Hargrave voting "aye", Mr. Mac Butterworth was awarded \$650 for one (1) cow.

IN RE: PUBLIC HEARING--A-80-1--CHANGE IN POLLING PLACE FOR PRECINCT 202

This being the time and place as advertised in the Progress-Index on Wednesday, March 19, 1980 and Wednesday, March 26, 1980 for the Board of Supervisors of Dinwiddie County, Virginia to conduct a public hearing to consider for adoption an ordinance to amend Chapter 7A of the Code of the County of Dinwiddie, Virginia, to reflect a change in the polling place for Precinct Number 202 from the Brickwood Golf Course to Rock Church, Cedar Heart Lane.

Mr. Robertson expressed his concern for the location being so close to another existing polling place. The County Attorney stated that the location had been investigated and received approval from the Attorney General's office.

No one appeared in support or opposition to the rezoning request.

Upon motion of Mr. Robertson, seconded by Mr. Weber, Mr. Robertson, Mr. Weber, Mr. Clay, Mr. Bennett, 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 the following change:

CHAPTER 7A - ELECTIONS

Section 7A-3. Precincts - Names, number and polling places.

The numbers and names of the precincts constituting the various election districts shall be as follows:

Precinct

Polling Place

ELECTION DISTRICT NUMBER 1

Number 101, Darvills	Darvills Community Center
Number 102, White Oak	Allen's Store
Number 103, Church Road	Midway Elementary School

ELECTION DISTRICT NUMBER 2

Number 201, Rohoic	Rohoic Elementary School
Number 202, Brickwood	Rock Church, Cedar Heart Ln.
Number 203, Edgehill	Namozine Volunteer Fire Dept.
Number 204, New Hope	St. John Recreation Hall

ELECTION DISTRICT NUMBER 3

Number 301, Dinwiddie	Dinwiddie County Gov't. Center
Number 302, Reams	Baird's Store

ELECTION DISTRICT NUMBER 4

Number 401, Cherry Hill	Old Hickory Hunt Club Bldg.
Number 402, McKenney	McKenney Town Hall
Number 403, Rocky Run	Rocky Run United Methodist Church

IN RE: COMMISSIONER OF REVENUE

Mr. W.E. Bolte presented a report on the completion of the 1980 general reassessment and advised the Board that the book was on file in the offices of the Clerk of the Court and the Commissioner of Revenue.

IN RE: TREASURER

Mrs. Margaret W. Lewis presented her report for the month of March, 1980.

IN RE: BUILDING INSPECTOR

Mr. James L. Blaha presented his report for the month of March, 1980.

IN RE: REVIEW OF COSTS FOR REZONING CASES

The Director of Planning presented a report on costs incurred for processing rezoning applications as requested by the Board at its last meeting.

The Board felt the costs incurred for processing the applications and advertising for the public hearings should be recovered. The report showed that in some instances, the present fees charged did not recover the costs incurred by the County.

Upon motion of Mr. Weber, seconded by Mr. Robertson, Mr. Weber, Mr. Robertson, Mr. Bennett, Mr. Clay, Mr. Hargrave voting "aye", the County Planner was instructed to prepare an amendment to the present zoning ordinance to change the application fee for rezoning applications to a deposit of \$100 to cover costs of processing the rezoning applications. Any amount over \$100 will be billed and any amount under the \$100 deposit will be refunded to the applicant.

IN RE: SMALL FARM PROGRESS REPORT--ENDORSEMENT OF RESEARCH CENTER

Mr. H.L. Maclin, Assistant Research Associate for the Bureau of Economic Research and Development at Virginia State University appeared before the Board to review the establishment of the Small Farm Development Center and request the Board's endorsement of the Center's efforts to work with low income small farm families within Dinwiddie County.

Mr. Maclin stated that in Dinwiddie there were 496 small farmers. He stated that the primary objective of the Center is to develop new methods to assist agencies and organizations to better address the needs of the small farmer. No financial assistance is being requested.

Upon motion of Mr. Bennett, seconded by Mr. Clay, Mr. Bennett, Mr. Clay, Mr. Robertson, Mr. Weber, Mr. Hargrave voting "aye",

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia hereby endorses the efforts of the Small Farm Development Center to work with low-income small farm families in the County to better address their needs.

IN RE: APPOINTMENTS TO AIRPORT AUTHORITY

Mr. Robertson stated that he felt the preliminary work done by the Interim Airport Committee was to be commended and expressed appreciation to Mr. Hargrave for serving on this committee. According to the State Code, Mr. Hargrave as a Board member could not be appointed to the established Authority.

Mr. Robertson nominated Mr. W.C. Scheid, term ending January 31, 1982; Mr. Neal Barnes and Mr. Loid A. Hodnett, terms to expire January 31, 1983 and 1984 as designated by random selection. Mr. Bennett seconded the nomination.

Mr. Weber nominated Mr. Emery Veazey.

The vote was as follows:

For Mr. Veazey: Weber

Against Mr. Veazey: Robertson, Bennett, Clay, Hargrave

For Mr. Hodnett: - * Robertson, Bennett, Clay, Hargrave

Against Mr. Hodnett: Weber

For Mr. Barnes: - * Weber, Robertson, Bennett, Clay, Hargrave

For Mr. Scheid: - term expiring 1/31/82 - Weber, Robertson, Bennett, Clay, Hargrave

* A drawing was held to determine the expiration date of Hodnett's and Barnes' terms. Mr. Hodnett's name was drawn for the term ending 1/31/83, and Mr. Barnes' name was drawn for the term ending 1/31/84.

IN RE: VIRGINIA DEPARTMENT OF HIGHWAYS AND TRANSPORTATION

Mr. C.B. Perry, II, Resident Engineer and Mr. B.C. Medlock, Assistant Resident Engineer, VDH&T, appeared before the Board to receive comments and answer any questions they might have.

Mr. Weber requested that the Highway Department contact Mr. Harry Valenta concerning a tree that hangs over the road causing a traffic hazard on Rt. 670.

Mr. Hargrave stated that ditch work was needed on Rt. 670, 1/2 mile before it intersects with Rt. 666, near Mr. Granville Robinson due to a culvert that dams up and floods the field.

Mr. Robertson asked that some of the roads be reviewed that had been damaged due to the installation of the water and sewer lines. He felt that they had not been restored to their original condition as promised before the construction work began.

IN RE: WORKSHOP SESSION AND PUBLIC HEARING FOR SECONDARY ROAD IMPROVEMENTS

After a brief discussion, the Board set the date of April 15, 1980 at 7:30 P.M. to meet in a workshop session with representatives

of the VDH&T to review priorities on secondary road improvements. The public hearing to receive citizen comments was set for May 7, 1980 at 3:00 P.M.

IN RE: CHANGES IN SECONDARY SYSTEM DUE TO RELOCATION AND CONSTRUCTION ON RT. 734

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

WHEREAS, Secondary Route 734, from Route 619 to Route 626, a distance of 3.140 miles, has been altered, and a new road has been constructed and approved by the State Highway Commissioner, which new road serves the same citizens as the road so altered; and

WHEREAS, certain sections of this new road follow new locations, these being shown on the attached sketch titled, "Changes in Secondary System Due to Relocation and Construction on Route 734, Project 0734-026-183, M501, M502 dated at Richmond, Virginia, November 21, 1979."

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the portions of Secondary Route 734, i.e., Sections 10, 11, 12, 13, 14, 15, 16, 17 and 18 shown in red on the sketch titled, "Changes in Secondary System Due to Relocation and Construction on Route 734, Project 0734-026-183, M501, M502 dated at Richmond, Virginia November 21, 1979", a total distance of 0.67 miles be, and hereby is, added to the Secondary System of State Highways, pursuant to Section 33-141 of the Code of Virginia of 1950 as amended; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the sections of old location, i.e., Section 2 & 5, shown in blue on the aforementioned sketch, a total distance of 0.14 miles, be, and the same hereby is, abandoned as a public road, pursuant to Section 33-76.12 of the Code of Virginia of 1950 as amended; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the State Highway Commission be requested to take the necessary action to discontinue the sections of old location, i.e., Sections 1,3,4,6,7,8,9 and 19, shown in yellow on the aforementioned sketch, a total distance of 0.62 miles, as a part of the Secondary System Highways as provided in Section 33-76.7 on the Code of Virginia of 1950 as amended.

IN RE: ACCEPTANCE OF WALKER ROAD

Upon motion of Mr. Robertson, seconded by Mr. Weber, Mr. Robertson, Mr. Weber, Mr. Clay, Mr. Bennett, Mr. Hargrave voting "aye",

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia accept conveyance to the County of a certain right-of-way fifty foot in width leading in a southerly direction from State Route 601, River Road, and thence turning and running in a generally easterly direction to a dead-end. Said roadway being 50' in width plus a larger entranceway at its intersection with Route 601 and including a turn around with a radius of 50' at the end of said road and more particularly shown on map entitled "Proposed Walkers Road" dated August 21, 1979 made by W.G. Chappell, C.L.S., this plat is recorded with and made a part of the deed; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that it 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 such transfer of the easement and right-of-way to the State; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Virginia Department of Highways and

Transportation be requested to construct this road as soon as monies become available according to a list of priorities as established by the Board.

IN RE: ROAD BOND POLICY

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

WHEREAS, questions have arisen regarding the county's policies for bonding of subdivision roads; and

WHEREAS, the present policies of the County are as follows:

1. A bond issued by a surety in the full amount of the estimated project costs is required.
2. The Board of Supervisors reviews and accepts/rejects the bond.
3. No partial release of a bond is permitted.; and

WHEREAS, these policies may cause a hardship for a developer during the present economic stresses; and

WHEREAS, after a thorough investigation, the Board was provided with information on the State Code, proposed changes and bond procedures in surrounding counties to review;

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the following policies for bonding of subdivision roads in Dinwiddie County be approved:

1. Forms of bonding and method of acceptance by the County
 - a. The subdivision agent shall be empowered to accept, on behalf of Dinwiddie County the following:
 - a corporate (surety) bond
 - an irrevocable letter of credit
 - for bonding an amount of \$5,000 or less, any other instrument of financial bonding which is deemed legal and proper, after consultation with the County Administrator and County Attorney.
 - b. The Board of Supervisors shall review and advise the Subdivision Agent of its willingness to accept bonding in any other form or condition not set out above.
2. Release of bonding by Dinwiddie County
 - a. The subdivision agent shall be empowered to partially release the secured bonding in the following cases:
 - when a portion of the road system has been constructed and accepted by the Virginia Department of Highways and Transportation
 - when a portion of the development plan has been abandoned and the recorded plat has been properly vacated.

In determining the amount of bond to be retained and to insure that legal technicalities have been addressed, the subdivision agent shall consult with the VDH&T and County Attorney prior to releasing a portion of the bond. Said amount retained shall take into consideration the costs of construction for the unbuilt portion of the road system, inflation and the proper maintenance/repair (performance) bonding for the road system accepted by the VDH&T. The latter consideration may be eliminated if separate arrangements are made between the developer and the VDH&T.

- b. The subdivision agent shall be empowered to release the entire bond (less 10% as the situation may dictate) in the following cases:

- when the entire road system has been constructed and accepted by the VDH&T.
- when the entire development plan has been abandoned and the appropriate recorded plat has been properly vacated.

A 10% retention of bonding will remain in effect for a period of 1 year after completion and acceptance of the road system by the VDH&T. Such requirement shall be waived if a separate arrangement is made between the developer and the VDH&T for the maintenance and repair of the roads accepted.

IN RE: BOSS ENERGY CONTROL SERVICE--ADMINISTRATION BUILDING

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

WHEREAS, the County presently has a maintenance contract with Honeywell, Inc. for the heating and cooling equipment in the County buildings; and

WHEREAS, Honeywell, Inc. has conducted an energy survey of the Administration Building to determine what role the Boss cost-shared energy control service could play in additional energy savings; and

WHEREAS, the study shows that the BOSS System can reduce energy expenditures for electricity by 19% over the next 12-month period; and

WHEREAS, the Boss System virtually guarantees compliance with summer and winter thermostat requirements of the federal government; and

WHEREAS, Honeywell guarantees that Dinwiddie County will recover the first year cost of \$3,696 (308/month), or Honeywell will remove the system and refund to the County the difference between actual first year cost and the actual savings;

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Chairman be authorized to sign a contract with Honeywell, Inc. to install the Building Operations Service System (BOSS) for the Administration Building at the cost of \$308 per month.

IN RE: AUDIT OF COUNTY RECORDS FOR THE YEAR ENDING JUNE 30, 1980

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

WHEREAS, the firm of Daniel A. Robinson and Associates has offered to audit the accounts and records of Dinwiddie County including those of the Board of Supervisors, School Board, and the Welfare Board for the fiscal year ending June 30, 1980 at the hourly rate of \$30.00 for certified public accountants and 2.5 x payroll rate for all other personnel, plus out-of-pocket expenses; and

WHEREAS, Daniel A. Robinson and Associates has been auditing the records of the County for several years and has rendered to the County outstanding service;

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the firm of Daniel A. Robinson and Associates is hereby employed to audit the records of Dinwiddie County for the fiscal year ending June 30, 1980.

IN RE: INCREASE IN DUMPSTER FEES

Upon motion of Mr. Robertson, seconded by Mr. Weber, Mr. Robertson, Mr. Weber, Mr. Clay, Mr. Bennett, Mr. Hargrave voting "aye",

areas of the County; however, the areas should be based on objective criteria, i.e. certain densities.

Mr. Robertson stated that he needed answers to several questions he had concerning the ordinance before taking any action. After a brief discussion, the County Attorney was instructed to prepare a written reply for the records concerning the leash law. The County Administrator was instructed to obtain information from Prince George on their experience with a leash law.

Upon motion of Mr. Weber, seconded by Mr. Bennett, Mr. Weber, Mr. Bennett, Mr. Clay, Mr. Robertson, Mr. Hargrave voting "aye", discussion on the leash law was postponed for further investigation.

IN RE: PRESENTATION BY DINWIDDIE EDUCATION ASSOCIATION

Mr. Frank Freudig, President of the Dinwiddie Education Association, appeared before the Board to review the present status of the school teachers salaries and benefits and some of the problems they were facing. He asked for the Board's support of the School Board budget as presented and support of the school teachers in their effort to perform their duties.

Mr. Weber stated that he felt the teachers should be supported and paid what they have requested.

Mr. Robertson stated that he felt the Board was sympathetic towards the needs of the teachers and asked if the teachers would support a high tax rate to meet these requests. Mr. Freudig stated that he felt the teachers would support a tax increase.

Mr. Clay stated that he felt the Board supported the teachers however, everyone is feeling inflation and the citizens are faced with increasing taxes.

Mr. Hargrave stated that he felt the teachers could not expect their salaries to increase with the cost of living.

The Board thanked the DEA for their presentation and advised them their request would be considered during the budget preparation.

IN RE: RECESS

The Chairman declared a recess for dinner at 5:53 P.M. The meeting reconvened at 6:30 P.M.

IN RE: BUDGET WORK SESSION

The Board continued to work on the preparation of the 1980-81 budget.

IN RE: AUTHORIZATION TO ADVERTISE 1980-81 BUDGET AND TAX RATE

Upon motion of Mr. Robertson, seconded by Mr. Weber, Mr. Robertson, Mr. Weber, Mr. Bennett, Mr. Clay, Mr. Hargrave voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the County Administrator be authorized to advertise the 1980-81 budget and the following tax rates for a public hearing to be held May 7, 1980 at 7:30 P.M.:

Real Estate	.66
Mobile Homes	.66
Mineral Lands	.66
Public Service	.66
Personal Property	6.00
Farm Machinery	6.00
Machinery and Tools	6.00

IN RE: INCREASE IN CONSUMER'S UTILITY TAX

Upon motion of Mr. Robertson, seconded by Mr. Weber, Mr. Robertson, Mr. Weber, Mr. Bennett, Mr. Clay, Mr. Hargrave voting "aye",



the following resolution was adopted:

WHEREAS, the fees charged for private/commercial use of dumpsters in the County is \$20 for 4 cubic yd. containers; \$25 for 6 cubic yd. containers and varying amounts for special locations; and

WHEREAS, these fees have not been increased since the trash collection system was initiated; and

WHEREAS, the costs of providing these services have increased thereby requiring an increase in the fees charged;

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the fees presently charged for private/commercial use of trash dumpsters be increased by 35%; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that this increase be effective July 1, 1980.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bennett, seconded by Mr. Clay, Mr. Bennett, Mr. Clay, Mr. Weber, Mr. Robertson, Mr. Hargrave voting "aye", the Board moved into Executive Session at 4:07 P.M. to discuss legal matters. The meeting reconvened into Open Session at 4:25 P.M.

IN RE: INDUSTRIAL ACCESS ROAD FOR E.S.E. INC--ACCEPTANCE OF COST ESTIMATE

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

WHEREAS, the County has requested the VDH&T to approve Industrial Access Funds to build an access road to serve E.S.E. Inc.; and

WHEREAS, the VDH&T has allocated \$150,000 of Industrial Access Funds to provide access to E.S.E. Inc.; and

WHEREAS, the County is to reimburse the Department for all actual engineering and construction costs over and above the \$150,000 allocated; and

WHEREAS, before the project is put to bid, the County is to be advised of a cost estimate which indicates the total estimated construction cost which the County has the option to accept or reject; and

WHEREAS, the Department has presented a cost estimate which is within 15% \pm of the actual control estimate; and

WHEREAS, the Department proposes to advertise the project in May and therefore needs an assurance that E.S.E., Inc. has entered into a firm contract for the construction of their facility and acceptance of the proposed cost estimate by the Board before the advertisement date;

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia hereby accepts the construction estimate for the Industrial Access road for E.S.E. Inc. as presented by the Virginia Department of Highways and Transportation; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the VDH&T be authorized to advertise the access road for construction as scheduled.

IN RE: DISCUSSION OF LEASH LAW ORDINANCE

The County Attorney briefly discussed the alternatives available to the Board concerning the enforcement of a leash law in the County. He stated that the ordinance could be restricted to certain

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the County Attorney be instructed to prepare an amendment to the Consumer's Utility Tax ordinance increasing the local tax from ten to sixteen percent; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the amendment be advertised for a public hearing on May 7, 1980 at 7:30 P.M.

IN RE: ADJOURNMENT

Upon motion of Mr. Bennett, seconded by Mr. Robertson, Mr. Bennett, Mr. Robertson, Mr. Clay, Mr. Weber, Mr. Hargrave voting "aye", the meeting adjourned at 9:35 P.M.

ATTEST:


W.C. KNOTT


M.I. HARGRAVE, JR., CHAIRMAN

