

VIRGINIA: AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE ADMINISTRATION BUILDING, DINWIDDIE, VIRGINIA ON THE 6TH DAY OF MAY, 1981 AT 2:00 P.M.

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

LARRY G. ELDER COUNTY ATTORNEY
C.L. MITCHELL SHERIFF

IN RE: INTRODUCTION OF GUESTS

The Chairman welcomed Mrs. Susan Bethea and the students of her Business Law and Consumer Economics classes.

IN RE: MINUTES

Upon motion of Mr. Bennett, seconded by Mr. Hargrave, Mr. Bennett, Mr. Hargrave, Mr. Weber, Mr. Robertson, Mr. Clay voting "aye", the minutes of the April 15, 1981 meeting were approved as presented.

IN RE: CLAIMS

Upon motion of Mr. Robertson, seconded by Mr. Weber, Mr. Robertson, Mr. Weber, Mr. Bennett, 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 81-776 through 81-864 amounting to \$66,302.83.

IN RE: STATEMENT OF APPRECIATION TO FIRE AND RESCUE DEPARTMENTS

Mr. Weber stated that a fire broke out in the home next to him on Monday afternoon and due to the efforts of the Namozine and Dinwiddie Fire Departments and the Rescue Squad, the house was saved. He, therefore, wanted to take this opportunity to express his appreciation to these volunteers and asked that the Board members give deep thought and consideration to requests made in the future by these departments.

IN RE: COMMISSIONER OF REVENUE--TRANSFER OF FUNDS

Mr. W.E. Bolte advised the Board that the Compensation Board has approved the following transfers to the category of Part-time and Extra Help within his 1980-81 budget:

Postage & P.O. Rent	\$200
Advertising	100
Stationery, Office Supplies	<u>200</u>
	\$500

IN RE: TREASURER

Mrs. Margaret W. Lewis presented her report for the month of April, 1981.

IN RE: REQUEST FOR ATTORNEY GENERAL'S OPINION--WATER AUTHORITY APPOINTMENTS

Mr. Robertson stated that he would like to make a few comments in reference to the letter written by the County Attorney in reply to the questions raised at the April 15, 1981 meeting concerning the Water Authority appointments. Mr. Robertson stated that

he agreed with the following statements in Mr. Elder's letter of April 16, 1981:

1. "The minutes make it absolutely clear as to who the Board's majority intended to appoint"..
2. "In conclusion, it would appear that a simpler procedure could have been used in selecting the appointees"...

Mr. Robertson stated, however, that Mr. Elder's letter did not address the points he raised. Mr. Robertson moved that the Board request an opinion from the Attorney General's Office on the points raised at the April 15, 1981 meeting concerning the Water Authority appointments. Mr. Weber seconded the motion.

Mr. Bennett asked if the County Attorney had any comment and if the Board could request an opinion on this issue.

Mr. Elder stated that the Board had the right to request an opinion; however, he felt Mr. Robertson should clarify what he is requesting to be answered and include those points in his motion.

Mr. Robertson stated that the following points were to be included in his motion for clarification by the Attorney General's Office: "That at the point where the Board had voted for five individuals, five individuals were elected, and there was no need to vote on the 6th and 7th nominees. By voting as the Board did, seven men have been elected to a five-man board."

Mr. Elder stated that his letter did address those points as reference was made to Sec. 15.1-540 of the Virginia Supervisor's Manual; however, he would send the request to the Attorney General along with a copy of his letter and the minutes.

Mr. Robertson, Mr. Weber, Mr. Bennett, Mr. Clay voted "aye", Mr. Hargrave voted "nay".

IN RE: BUILDING INSPECTOR

Mr. James L. Blaha presented his report for the month of April, 1981.

IN RE: ANIMAL WARDEN

Mr. L.A. Brooks, Jr., presented his report for the month of April, 1981.

IN RE: FOWL CLAIM--BILL ELLIOTT

Mr. L.A. Brooks, Jr., Animal Warden, appeared before the Board to review the fowl claim of Mr. Bill Elliott for two turkeys, \$13 each, and one swan. A question had arisen at a prior meeting concerning the value of the swan. Mr. Brooks recommended \$250. This was the amount requested by the owner, and after checking with pet shops in the area, Mr. Brooks found prices for swans starting at \$300 each.

Mr. Hargrave questioned whether swans were an eligible livestock claim. The County Attorney advised the Board that the claim on the swan was eligible to be paid; however, the County was only required to make payment if sufficient funds are available in the Dog Fund Account.

Mr. Hargrave moved that the claim be paid, totalling \$276, if funds are available. Mr. Bennett seconded the motion.

Mr. Robertson asked if they were setting a precedent by paying a claim like this. Mr. Clay agreed with Mr. Robertson stating that the County might be running into problems later.

Mr. Elder stated again that the County was only obligated to pay out of funds available, and these funds were dog license

fees and not County taxes.

Mr. Hargrave, Mr. Bennett, Mr. Weber, Mr. Clay voting "aye", Mr. Robertson voting "nay", Mr. Bill Elliott was awarded \$276 for two turkeys and one swan.

IN RE: FOWL CLAIM--W.B. WALKER

Mr. L.A. Brooks, Jr., presented the claim of Mr. W.B. Walker for one hen, \$3.00, and one rooster, \$25.00. The Board had previously questioned paying \$25.00 for a rooster. Mr. Brooks advised the Board that it was a fighting game cock. Mr. Clay suggested that they pay the regular market price for a rooster.

Upon motion of Mr. Weber, seconded by Mr. Hargrave, Mr. Weber, Mr. Hargrave, Mr. Bennett voting "aye", Mr. Robertson, Mr. Clay voting "nay", Mr. W.B. Walker was awarded \$28.00 for one hen and one rooster.

IN RE: FOWL CLAIM--R. CROWDER

Upon motion of Mr. Bennett, seconded by Mr. Robertson, Mr. Bennett, Mr. Robertson, Mr. Weber, Mr. Hargrave, Mr. Clay voting "aye", Mr. R. Crowder was awarded \$165 for eleven turkeys.

IN RE: FOWL CLAIM--DONNA WHITE

Upon motion of Mr. Weber, seconded by Mr. Bennett, Mr. Weber, Mr. Bennett, Mr. Robertson, Mr. Hargrave, Mr. Clay voting "aye", Ms. Donna White was awarded \$63 for 21 chickens.

IN RE: LIVESTOCK CLAIM--VERNON RAGSDALE

As discussed at the last meeting, the claim of Mr. Vernon Ragsdale for \$76 for one calf was again placed upon the agenda for reconsideration. Mr. Clay stated he had talked with Mr. Ragsdale and felt that the claim should be reconsidered.

The Animal Warden stated that after reviewing the evidence and finding no marks on the legs or hind quarters, he did not think the calf was killed by dogs. He further stated he found no dog tracks other than at the spot where the dogs were seen eating. He stated that the Veterinarian also found no evidence to sustain that the calf was killed by dogs.

Mr. Weber stated that this was the first time, there had been any doubt on a claim and felt the decision of the Board should remain as stated.

Since no motion was made, previous action by the Board to deny the claim remains as recorded.

IN RE: PUBLIC HEARING--VA. DEPARTMENT OF HIGHWAYS & TRANSPORTATION
1981-82 SECONDARY ROADS IMPROVEMENT BUDGET

This being the time and place as advertised in the Progress-Index on Wednesday, April 22, 1981 and Wednesday, April 29, 1981 for the Board of Supervisors to conduct a public hearing jointly with the Department of Highways and Transportation to receive comments from interested citizens concerning the 1981-82 secondary roads improvement budget.

Mr. B.C. Medlock, Assistant Resident Engineer, was present to open the hearing and answer any questions. He advised the Board that funds for road improvements were down 43% due to inflation, reduced revenues, and allocating more funds to maintenance.

The following comments were made:

1. Mr. W.M. Leonard appeared before the Board to request that improvements be made to Route 601. He stated that in 1974, Mr. Lancaster informed him that the road was being surveyed to be widened

and nothing was done. Then, in 1979, Mr. Perry informed him that funds were allocated for improvements on the road and nothing has been done. He further stated there were 65 families on the road with a potential for 60 more and it was time to do something to the road.

2. Mrs. Diane Glass appeared before the Board to request that some maintenance work be done to the Walker Road to help the six families that live on the road to get in and out. She stated that when it rains, sometimes the creek overruns the bridge. She also stated that she agreed some work was needed on Rt. 601.

The County Administrator stated that the survey was done on the Walker Road and the plat recorded, so the Board must now establish a priority for it to be constructed.

Mr. Medlock stated that Rt. 601 was a high priority in the improvement program but funds were low. He stated that the Highway Department was preparing a plan to make improvements when funds become available, by lowering the design and trying to obtain funds from the legislature.

Mr. Robertson then asked the County Administrator to explain the procedure for having a road taken into the state secondary system.

Mr. Medlock distributed a copy of proposed revenues for 1981-82 and a list of projects to be considered by the Board. This concluded the public hearing.

IN RE: VIRGINIA DEPARTMENT OF HIGHWAYS AND TRANSPORTATION

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 asked who was taking care of cutting the grass on I-85 and U.S. #1. Mr. Medlock stated that funds would be drastically reduced after July, and that usually, cutting was postponed until after the cool weather. However, the Department will try to take care of the trouble spots.

Mr. Clay stated that a dangerous site problem exists at the intersection of Rt. 613 and U.S. Rt. 40 due to parking at Darvill's Store. Mr. Medlock stated the Department would look into that problem.

Mr. Hargrave asked about the status of changing the stop sign to a yield sign where Rt. 619 intersects with U.S. #1 at Dinwiddie. Mr. Medlock stated that the location had been reviewed and the Department felt it was safer to leave the intersection as it is; however, if the Board wanted to push the issue, they might be able to get it changed.

Mr. Medlock advised the Board that repair work had recently been done on the bridge on U.S. #1 North of the entrance to the Water Authority office. However, due to deterioration, it will eventually have to be replaced.

IN RE: DISCUSSION OF EMERGENCY 911 SERVICE

Mr. Robert F. Atkins, Jr., of the C&P telephone Co. appeared before the Board to explain the Emergency 911 Service and its benefits to Dinwiddie County.

After a brief discussion, Mr. Atkins advised the Board he should be able to provide them with a proposal on the Basic 911 Service for their consideration within 30 days.

IN RE: DISCUSSION OF LAKE CHESDIN & WHIPPERNOCK BOAT LANDINGS

The County Administrator stated he had discussed the boat landings with quite a few people and after further investigation made

the following recommendations:

1. Terminate the property and boat landing agreement with the Commission of Game and Inland Fisheries, effective October 31, 1981.
2. Request that the Commission of Game & Inland Fisheries adequately secure the Lake Chesdin and the Whippernock Boat Landings so they cannot be used and abused by the public.
3. If the Commission of Game and Inland Fisheries desires that these boat landings remain open, that the Board of Supervisors strongly urges the Commission to have 24 hour supervision and surveillance of these boat landings.

He further stated that abuse of the facilities was still occurring and both locations were becoming a real burden to the Sheriff's Department. He felt that it would just be too costly for the County to operate the facilities.

Mr. Hargrave asked if the County had authority to terminate the contract. The County Administrator stated 'yes', with 30 days notice prior to the anniversary date. Mr. Hargrave then stated that he couldn't see why tax money should cope with these problems. If people wouldn't abuse the facilities, it could be a nice place but he was ready to throw the towel in.

Mr. Robertson stated that he appreciated the recommendations given and agreed with Mr. Hargrave. He then asked if any thought had been given to asking the Commission to give 24 hour surveillance and asked what would happen if the State abandoned the locations.

The County Administrator stated the landings would have to be barricaded.

Mr. Weber stated he was opposed to closing the boat landings for the public. He would like to see something worked out with the Commission to leave these boat landings open.

Mr. Hargrave stated that we wouldn't be closing the landings by withdrawing from the agreement. It would then be the State's responsibility.

Mr. Clay agreed that the State should have the responsibility of operating the landings.

Mr. Weber stated that he felt the County did have some responsibility.

The County Administrator was instructed to discuss the boat landings further with the Commission and place it on the August agenda for consideration.

IN RE: MEMORANDUM OF UNDERSTANDING--DINWIDDIE SOIL SURVEY

The County Administrator presented a Memorandum of Understanding for the Board's consideration for the ongoing Soil Survey. This agreement is between the Soil Conservation Service, Virginia Polytechnic Institute and State University, the Va. Soil & Water Conservation Commission, Appomattox River Soil & Water Conservation District and the Board of Supervisors and outlines the description of the work and the responsibility of each agency.

Mr. Hargrave questioned the need of the involvement of all the other agencies when the work was being paid for by the County. He stated that he was afraid the cost would be raised if the other agencies wanted different standards than what the County does, requiring additional work. The Director of Planning advised the Board that the cost to the County would not go above what had been agreed to in the Cooperative Agreement #58-33A7-0-1.

Upon motion of Mr. Hargrave, seconded by Mr. Weber, Mr.

Hargrave, Mr. Weber, Mr. Bennett, Mr. Robertson, Mr. Clay voting "aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Memorandum of Understanding concerning the Dinwiddie Soil Survey be approved contingent upon review and concurrence by the Director of Planning; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Chairman be authorized to sign said Agreement on behalf of the County.

IN RE: SCAVENGING AT DUMPSTER LOCATIONS

Mr. Frank Freudig appeared before the Board to discuss the problem of scavenging at the dumpster locations. He advised the Board that this almost caused him to hit a child at the dumpster location on U.S. Rt. 460. He stated there was a real need to regulate this practice.

The County Administrator stated that scavenging was not allowed and should be posted on the dumpsters and the sign at the Rt. 460 location. He further stated that the Sheriff's Department would be asked to step up their surveillance.

IN RE: AIRPORT AUTHORITY--REQUEST FOR SOILS INFORMATION

The Director of Planning appeared before the Board on behalf of the Airport Authority to request permission to obtain preliminary soils information for their industrial sites during the ongoing soil survey. He asked the Board to consider allowing the soil survey team to do this work for the Authority.

IN RE: RECESS

The Chairman declared a recess at 3:50 P.M. The meeting reconvened at 4:00 P.M.

IN RE: PUBLIC HEARING DATE--1981-82 BUDGET AND TAX RATE

After a brief discussion, Mr. Robertson stated that he could see no further cuts in the budget at this point and would suggest that a public hearing be set to receive citizen input.

Upon motion of Mr. Robertson, seconded by Mr. Weber, Mr. Robertson, Mr. Weber, Mr. Bennett, Mr. Hargrave, Mr. Clay voting "aye", the public hearing for the 1981-82 budget was set for Wednesday, June 3, 1981, budget presentation at 7:00 P.M. and period to receive public input beginning at 8:00 P.M.; to be held at the Cafeteria of the Dinwiddie County Senior High School.

IN RE: AUTHORIZATION TO ADVERTISE 1981 TAX RATE

Upon motion of Mr. Hargrave, seconded by Mr. Bennett, Mr. Hargrave, Mr. Bennett, Mr. Weber, Mr. Robertson, Mr. Clay voting "aye", the following tax rates for 1981 were authorized to be advertised for a public hearing:

Real Estate	.82
Mobile Homes	.82
Mineral Lands	.82
Public Service	
Equalized	.82
Unequalized	4.40
Personal Property	5.50
Machinery and Tools	5.50
Farm Machinery	4.00

IN RE: APPOMATTOX REGIONAL LIBRARY

Mrs. Cornelia Roberts stated that the Appomattox Regional Library Board had not received any feedback since their 1981-82 budget request was submitted and wondered if the Board would like for them to present their budget, or be present at the budget hearing.

The members stated they would like the Library Board members to be present; however, they would not be called upon to present their budget.

IN RE: REDUCTION IN 1981-82 SCHOOL BOARD ALLOCATION

Dr. Richard L. Vaughn, Supt. of Schools, appeared before the Board to ask for suggestions in areas to reduce the School Board budget by the \$266,000 cut given by the Board of Supervisors. He stated that with the reduction, he could not find a way to provide the 9% salary increase for the teachers.

Mr. Weber stated that he could not understand Dr. Vaughn's statement and hoped the School Board would find a way to provide the 9% increase, even if something else had to be cut.

Mr. Hargrave suggested postponing the purchase of the maintenance and driver education vehicles. He stated that the Board had given considerable thought to how the cut could be made without affecting teachers' salaries.

Mr. Robertson stated that he would be very unhappy if the teachers' salaries are cut and hoped the Board will do what they can to keep the 9% salary increase.

Mr. Bennett stated that he was hesitant to make suggestions after last year and he would issue a challenge to the School Board to keep their budget within the funds allocated.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Bennett, seconded by Mr. Hargrave, Mr. Bennett, Mr. Hargrave, Mr. Weber, Mr. Robertson, Mr. Clay voting "aye", pursuant to Sec. 2.1-344 (1) of the Virginia Freedom of Information Act, the Board moved into Executive Session at 4:40 P.M. to discuss "salaries". The Board reconvened into Open Session at 5:07 P.M.

IN RE: ADJOURNMENT

Upon motion of Mr. Weber, seconded by Mr. Robertson, Mr. Weber, Mr. Robertson, Mr. Bennett, Mr. Hargrave, Mr. Clay voting "aye", the meeting adjourned at 5:07 P.M.

ATTEST:


W.C. KNOTT


A.S. CLAY, CHAIRMAN

