

VIRGINIA: AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE ADMINISTRATION BUILDING, DINWIDDIE, VIRGINIA, ON THE 3RD DAY OF MARCH, 1982 AT 2:00 P.M.

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

C.L. MITCHELL SHERIFF

ABSENT: L.G. ELDER COUNTY ATTORNEY

IN RE: INVOCATION

The Reverend Joseph B. Fields, Jr., Pastor, Mount Zion Baptist Church, gave the Invocation, which was followed by the Pledge of Allegiance.

IN RE: MINUTES

Upon motion of Mr. Clay, seconded by Mr. Hargrave, Mr. Clay, Mr. Hargrave, Mr. Bennett, Mr. Weber, Mr. Robertson voting "aye", the minutes of the February 17, 1982 regular meeting and the February 22, 1982 special meeting were approved as presented.

IN RE: CLAIMS

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

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

General Fund checks-numbering 82-339 through 82-427 amounting to \$75,880.35.

IN RE: PUBLIC HEARING--1982-83 REVENUE SHARING FUNDS

This being the time and place as advertised in the Progress-Index on Wednesday, February 17 and Wednesday, February 24, 1982 for the Board of Supervisors to conduct a public hearing to receive citizen input on the uses of \$325,000 Revenue Sharing funds in the 1982-83 budget.

No public comment was submitted. No action needed, the public hearing was closed.

IN RE: TRANSFER OF LEAA FUND BALANCE TO GENERAL FUND

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

WHEREAS, there remains a balance of \$205.47 in the LEAA account; and

WHEREAS, the LEAA program is no longer operational and these funds are not being used; and

WHEREAS, the Treasurer desires to clear this account;

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Treasurer be authorized to transfer the balance of \$205.47 from the LEAA Account to the General Fund.

IN RE: TREASURER

Mrs. Margaret W. Lewis presented her report for the month of February, 1982.

IN RE: BUILDING INSPECTOR

Mr. James L. Blaha presented his report for the month of February, 1982.

Mr. Robertson asked if the Building Inspector had a schedule for inspections. Mr. Blaha stated that he made inspections upon request with a few spot inspections if he happened to be in the area.

IN RE: ANIMAL WARDEN

Mr. L.A. Brooks, Jr. presented his report for the month of February, 1982.

IN RE: FOWL CLAIM--FRANK VALENTA

The Animal Warden submitted a fowl claim for Mr. Frank Valenta in the amount of \$63.00 for 16 hens and three geese. Since he had not had an opportunity to verify the requested values with the County Extension agent, the County Administrator asked that action be delayed until the next meeting.

The Chairman instructed the County Administrator to place the claim on the agenda for the March 17, 1982 meeting.

IN RE: DIRECTOR OF PLANNING

Mr. W.C. Scheid presented three items to the Board that will be coming to them for action at their March 17, 1982 meeting.

These items were rezoning request P-82-1; Amendment A-82-1 and Conditional Use Permit C-82-1.

IN RE: DIRECTOR, SOCIAL SERVICES

Mrs. Betty Williams, representing the Director, gave a brief report on the cheese allocation for the County. She stated that out of an allocation of 6,060 pounds, 5,595 pounds were distributed. The remaining cheese will be distributed to the Sheriff's Department, the Foster Care program and kept on storage for emergency use within the Social Services Department programs. Mrs. Williams thanked all those who helped with the distribution.

IN RE: VIRGINIA DEPARTMENT OF HIGHWAYS & TRANSPORTATION

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

1. Mr. Weber asked what could be done to improve the condition of the Walker Road. He stated he had been called by Mr. David Glass. Mr. Perry advised him that the Highway Department could not expend any funds on roads not taken into the state secondary system.

Mr. Perry added that his department had spent up to the cap put on expenditures which included rural additions, and he was hoping there would be a re-allocation later on.

2. Mr. Robertson asked about the progress on the bridge on U.S. #1 over the N&W railroad.

Mr. Perry indicated that the bridge project was the number one priority in the district, but no funds had been previously allocated to it.

He stated it was scheduled for advertisement in September and construction time would probably be six months. He added that the design was for four-lane traffic; however, finances would dictate whether that design would actually be constructed.

IN RE: APPOMATTOX RIVER WATER AUTHORITY--EXPANSION OF FACILITIES

Mr. Richard D. Hartman, General Manager, ARWA, appeared before the Board to make a presentation on a proposed expansion of the Authority's facilities. He also presented a request for the Board's approval of a resolution that clarifies a definition of bonds and additional bonds as set forth in the County of Dinwiddie's agreement dated September 9, 1964.

Also present were Mr. Darrell Rice, Dinwiddie's representative on the ARWA Board; a representative of the consultant firm of Henningson, Durham and Richardson; and Bill Daniel, the Authority's financial advisor.

Mr. Hartman stated that the Authority's Board had approved expansion of the existing plant from 22 MGD to 46 MGD pending satisfaction of all legal requirements. One of the legal requirements is passage of the resolution presented.

Mr. Hartman indicated that without expansion, the Authority would have to proportion water during the peak times which is usually the summer months. In addition, without the expansion, the County would not be able to guarantee prospective industry the water they need to locate in the County. He further stated that a certain amount of improvements will have to be made whether the expansion was made or not, which would increase the user rates to an extent.

Dr. Rice stated that he concurred with Mr. Hartman and felt that the expansion was needed to insure future development and to continue to supply the present users.

Mr. Weber stated he was concerned over the present water supply and the effect that building another dam would have on the present system.

Mr. Hartman stated that building another dam was being considered for additional storage. He then briefly commented on the Virginia Beach proposal stating much more studying and research will have to be done.

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

WHEREAS, an Agreement entitled "Agreement By and Between the Authority and the County of Dinwiddie was made and entered into as of the 9th day of September, 1964, by and between Appomattox River Water Authority (the "Authority"), and the County of Dinwiddie (the "County"); and

WHEREAS, the water supply constructed pursuant to the Agreement and presently maintained and operated by the Authority (the "Water Supply System") is not adequate to meet the growing demand for filtered water within the service area, as such term is defined in the subparagraph entitled "SERVICE AREA" in Paragraph 5 of the Agreement (the "Service Area"); and

WHEREAS, certain improvements and extensions to the Water Supply System are necessary in order to provide an adequate supply of filtered water to the Service Area; and

WHEREAS, such improvements and extensions will require the issuance and sale of Additional Bonds, as referred to in Section 401 of the resolution of the Authority entitled "Resolution Authorizing the Issuance of \$8,500,000 Water Revenue Bonds of the Appomattox River Water Authority" (the "Resolution"); and

WHEREAS, the County and the Authority desire to clarify the terms of the Agreement in order to facilitate the issuance of such Additional Bonds;

NOW, THEREFORE BE IT RESOLVED that the Board of Supervisors

of Dinwiddie County, Virginia hereby finds and agrees that the issuance of Additional Bonds is necessary in order to finance those improvements and extensions to the Water Supply System required to provide an adequate supply of filtered water for the members of the Authority; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the term "Bonds", as that term appears in the Agreement, is hereby defined to have the meaning ascribed to it in the Section 103(7) of the Resolution, and that the term "Bonds" shall include any Additional Bonds, as referred to in Section 401 of the Resolution; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the issuance of Additional Bonds by the Authority is in connection with improvements and extensions to the Water Supply System to be made within the Service Area and that said Water Supply System, as the term is used in the Agreement, shall mean said System as extended and improved now or in the future in order to provide an adequate supply of filtered water for the members of the Authority and otherwise in furtherance of the purposes of the Authority; and

BE IT FURTHER RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia hereby agrees and consents to the issuance of Additional Bonds in accordance with the terms of the Agreement, this resolution and the Resolution.

IN RE: REASSESSMENT RESOLUTION

The County Administrator advised the Board that although they decided at their February 3, 1982 meeting not to reassess this year, Sec. 58-778 of the State Code requires that a resolution be adopted stating their intent. He suggested that a resolution be adopted indicating they would reassess in five-year intervals, which could be changed if desired in the fifth year indicating they would reassess in six-year intervals.

Mr. Robertson stated that he did not feel they should penalize the citizens for a slow economy. He felt that values would go up again if they waited to reassess and citizens would have to pay taxes on those higher values. Mr. Robertson indicated that if the reassessment were done this year, at a 10% increase, the gain in revenues might be enough not to have to raise the tax rate.

He further stated that he felt the citizens should have the opportunity to take advantage of the lower property values now. He, therefore, recommended that the Board members give careful consideration to reassessing every four years.

Mr. Hargrave indicated that he had talked with a couple of members who served on the Board of Assessors since the Board made the decision not to reassess this year and they brought out a couple of things he had not considered before. One is that the economy is so disturbed, it is a very bad time to reassess. During the long period of reassessing, the values at the end probably would be very different than those values for property assessed at the beginning. He further stated that he really didn't understand where there would be a gain by reassessing now. The cost of reassessing would only be more frequent if it were done every four years.

Mr. Bennett stated that he agreed with Mr. Hargrave. He felt from Mr. Robertson's statement that he indicated he would rather raise taxes with an assessment than with the rate. Mr. Bennett stated that he felt the Board had to look at reducing expenditures to help the citizens.

Mr. Robertson stated that he did not want to raise taxes at all. He wanted to do what was best for the citizens.

Mr. Clay stated that it will take a certain amount to run the government regardless. Since nothing is stable now, he felt it was not the time to reassess.

Mr. Weber stated that he agreed with five years before, but he now felt the Board should stay with a four-year reassessment.

Mr. Bolte advised the Board that the County's sales assessment ratio was in good shape. He further indicated that a reassessment equalizes and should not be looked at to raise revenues. He stated that there is not a lot of activity at the present time, and he really didn't know of any "hot spots" in the County. Therefore, he sincerely felt that the Board could wait another year to reassess.

Mr. Bennett stated he felt his property values were holding and he didn't think anything had decreased in value since the reassessment.

Mr. Weber moved that the County reassess every four years. There was no second. Mr. Weber and Mr. Robertson voted "aye". Mr. Clay, Mr. Bennett, Mr. Hargrave voted "nay". The motion was defeated.

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

WHEREAS, the Board of Supervisors had determined that it is not in the best interest of the citizens of the County nor the governing body of the County to reassess the County in four-year intervals at this time;

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the reassessment for Dinwiddie County will be done at five-year intervals in accordance with Sec. 58-778, unless there is a desire to reconsider in the fifth year to reassess in six-year intervals.

IN RE: DESIGNATION OF UNITED NEGRO COLLEGE FUND WEEK

Mr. Robertson advised the Board that in their information packet, they received a letter from Mr. W.J. Bradley, Jr., requesting that March 21 - 28, 1982 be declared United Negro College Fund Week and that an Honorary Chairman be designated to serve on the UNCF Committee for the Tri-City area.

Mr. Robertson asked that he be authorized to sign the proclamation declaring the United Negro College Fund Week and appoint an honorary chairman from Dinwiddie to this Committee.

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

WHEREAS, the week of March 21st through March 27th has been designated United Negro College Fund Week; and

WHEREAS, the United Negro College Fund (UNCF) Campaign is now planning for its annual Fund Raising Drive; and

WHEREAS, Mr. Willie J. Bradley, Jr. has been appointed UNCF Chairman for the 1982 Lou Rawls Parade of Stars TV Special for the Tri-City area, and

WHEREAS, Mr. Bradley has requested that the County of Dinwiddie designate the week of March 21 through March 27 as United Negro College Fund Week; and

WHEREAS, the UNCF Committee has requested the Board of Supervisors appoint an honorary Chairman for the UNCF Committee;

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of the County of Dinwiddie this 3rd day of March, 1982 that it does hereby proclaim the week of March 21 through March 27, 1982 as United Negro College Fund Week in Dinwiddie County; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Din-

widdie County, Virginia that Mr. Legert Hamilton is hereby designated as honorary chairman of the UNCF Committee of the Tri-City area.

IN RE: AMENDMENT TO VEHICLE LICENSES ORDINANCE--EMERGENCY ORDINANCE

Upon motion of Mr. Clay, seconded by Mr. Hargrave, Mr. Clay, Mr. Hargrave, Mr. Bennett, Mr. Weber, Mr. Robertson 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 repealing Sections 11-12, 11-13, and 11-18 of Chapter 11, Article II and replacing them by the following:

Chapter 11. Motor Vehicles and Traffic

Article II - VEHICLE LICENSES

Section 11-12. Licenses Required

There is hereby imposed a license tax upon every motor vehicle, trailer or semitrailer normally garaged, stored or parked in the county.

Section 11-13. Exemptions

The provisions of this article shall not apply to any vehicle exempted by the provisions of sections 46.1-45 to 46.1-48 and section 46.1-66 of the Code of Virginia, nor shall the provisions of this article apply to any vehicle licensed pursuant to sections 46.1-49 or 46.1-50 of the Code of Virginia, nor to any vehicle displaying special permanent plates as approved and issued by the division of motor vehicles pursuant to section 46.1-149.1 of the Code of Virginia to veterans with service-connected disabilities nor to any vehicle otherwise exempted by state law.

Section 11-18. Licensing requirements and tags, stickers, etc., generally.

Any person coming under the provisions of this article shall make application for license upon forms prescribed by the treasurer of the county, and upon payment of the required tax shall be issued, as evidence thereof, a tag, tin or sticker such as may be prescribed by the Board of Supervisors which shall be conspicuously placed upon the vehicle so licensed, in such a manner as instructed by the treasurer of the County. Operating any vehicles required to be licensed by this article on the streets, highways or roads of this county without displaying such tag, tin or sticker shall be a violation of this article, even though the license tax has been paid.

No vehicle so taxable shall be licensed unless and until the applicant for such license shall have produced satisfactory evidence that all personal property taxes upon all motor vehicles, trailers or semitrailers, which personal property taxes have been assessed or are assessable against such applicant for the taxable year 1968 and every subsequent year thereafter, have been paid.

The Board of Supervisors finds that an emergency exists and that this action will go into effect as an emergency ordinance.

IN RE: AUTHORIZATION TO ADVERTISE AMENDMENT--VEHICLE LICENSES ORDINANCE

Upon motion of Mr. Clay, seconded by Mr. Weber, Mr. Clay, Mr. Weber, Mr. Bennett, Mr. Hargrave, Mr. Robertson voting "aye", the County Administrator was authorized to advertise amendment A-82-4, Vehicle Licenses Ordinance, for a public hearing to be held May 5,

1982.

IN RE: AUTHORIZATION TO ADVERTISE AMENDMENT--A-82-5--CHANGE IN POLLING PLACE--PRECINCT 302

Upon motion of Mr. Hargrave, seconded by Mr. Clay, Mr. Hargrave, Mr. Clay, Mr. Bennett, Mr. Weber, Mr. Robertson voting "aye", the County Administrator was authorized to advertise A-82-5, Change in Polling Place, Precinct 302 for a public hearing to be held May 5, 1982.

IN RE: AUTHORIZATION TO PURCHASE ADDITIONAL VOTING MACHINES

The County Administrator presented a letter from the Registrar indicating the cost of two additional voting machines. The additional machines are required by law to accommodate the additional voters transferred to Precinct 302 as a result of the Redistricting. The cost of a new machine would be \$4200. A reconditioned machine could be purchased for \$1875. The Registrar also stated that there was a possibility that one additional machine may be required.

Upon motion of Mr. Weber, seconded by Mr. Clay, Mr. Weber, Mr. Clay, Mr. Bennett, Mr. Hargrave, Mr. Robertson voting "aye", the Electoral Board is hereby authorized to purchase three reconditioned machines, at a cost of \$1875 each.

IN RE: BOAT LANDING UPDATE

The County Administrator advised the Board that he was in the process of finalizing a proposal for the operation of the Boat Landing and he hoped to have a report by the March 17th or April 7, 1982 meeting.

IN RE: HIGH SCHOOL INTERNSHIP IN LOCAL GOVERNMENT

Mr. Robertson stated that a letter from Mr. John Saunders, Assistant Principal, Dinwiddie Senior High, was included in their information section concerning an internship in local government for eligible high school students. Mr. Robertson requested that he be allowed to investigate the project further and come back with a plan for the Board's consideration at a later date. The members concurred with this request. Mr. Hargrave asked Mr. Robertson to keep in mind that some of the members would have difficulty scheduling free time during the day but would be available at night or on weekends.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Bennett, Mr. Clay, Mr. Bennett, Mr. Hargrave, Mr. Weber, Mr. Robertson voting "aye", pursuant to Sec. 2.1-344(6) of the Virginia Freedom of Information Act, the Board moved into Executive Session at 3:50 P.M. to discuss legal matters. The meeting reconvened into Open Session at 4:20 P.M.

IN RE: FORD VFD--USE OF OLD CAR

Mr. Bennett advised the Board that the Ford VFD had requested to appear before the Board to discuss the use of a 74 Oldsmobile to transport members to fires. Mr. Bennett discussed with the Chief that he would like to see a vehicle taken out of service when one was put in. After further discussion, the department decided they would sell the vehicle. Mr. Bennett added that the department would soon have the van, donated by the telephone company, ready to put in service.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Bennett, Mr. Clay, Mr. Bennett, Mr. Hargrave, Mr. Weber, Mr. Robertson voting "aye", the meeting was adjourned until 7:30 P.M., Tuesday, March 9, 1982.

