

VIRGINIA: AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD
IN THE BOARD MEETING ROOM OF THE ADMINISTRATION BUILDING
DINWIDDIE, VIRGINIA ON THE 16TH DAY OF JULY, 1986 AT
7:30 P.M.

PRESENT: G.E. ROBERTSON, JR., VICE-CHAIRMAN ELECTION DISTRICT #2
G.S. BENNETT, JR. ELECTION DISTRICT #1
H.L. CLAY, JR. ELECTION DISTRICT #2
M.I. HARGRAVE, JR. ELECTION DISTRICT #3

T.O. RAINEY, III COUNTY ATTORNEY
ROY HODGES DEPUTY SHERIFF

ABSENT: A.S. CLAY, CHAIRMAN ELECTION DISTRICT #4

IN RE: MINUTES

Upon motion of Mr. Hargrave, seconded by Mr. Bennett, Mr. Hargrave, Mr. Bennett, Mr. H. Clay, Mr. Robertson voting "aye", the minutes of the June 18, 1986 regular meeting and the July 1, 1986 special meeting were approved as presented.

IN RE: TRANSFER OF FUNDS--LAW LIBRARY

The County Administrator stated the Law Library has been experiencing a shortfall in funds; therefore, \$1,000 is needed to be transferred from the General Fund to cover expenses presented at this meeting.

Mr. Lanny Rainey, Commonwealth Attorney, stated the reason the fund is short is most of the warrants written are written as State warrants and, therefore, the County does not get benefit of the funds. The County receives only a certain percentage of county warrants and civil warrants and they are down at this time.

He also recommended that the U.S. Code be discontinued which would save the County \$700. He suggested that the Petersburg Law Library might be interested in the set of books and be willing to pick up the cost of the supplements. There, the books would be available for the 11th Judicial Circuit as well.

Mr. Hargrave asked if we were missing an opportunity by so many things written on state rather than county warrants. Mr. Rainey stated he did not think there was really a high volume.

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

BE IT RESOLVED BY THE Board of Supervisors of Dinwiddie County, Virginia that the Treasurer be authorized to transfer \$1,000 from the General Fund to the Law Library Fund; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Commonwealth Attorney be authorized to contact the Petersburg Law Library concerning the acceptance of the U.S. Code.

IN RE: TRANSFER OF FUNDS--E911 FUND

The County Administrator stated that the collection of funds into the E911 account has not built up enough at this time to cover expenses. He therefore requested the Board transfer \$100,000 to the E911 account which will be repaid with interest when sufficient funds are collected.

Upon motion of Mr. Bennett, seconded by Mr. Hargrave, Mr. Bennett, Mr. Hargrave, Mr. Clay, Mr. Robertson voting "aye", the Treasurer was authorized to transfer \$100,000 from the General Fund to the E911 Fund.

IN RE: CLAIMS

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the following claims be approved and funds appropriated for same:

General Fund checks-numbering 86-1313 through 86-1524 amounting to \$274,166.78; E911 Fund Check #E9-86-1 in the amount of \$362.00; History Book Fund Check #HB-86-3 in the amount of \$7.04; County Construction Fund Check #CCF-86-3 in the amount of \$1,087.20; Water & Sewer Fund Check #W&S-86-9 in the amount of \$27,922.09; Law Library Fund checks-numbering LF-86-8 through LF-86-11 amounting to \$603.84.

IN RE: DENNIS MARTIN--APPOINTMENT AS ZONING ADMINISTRATOR, SUBDIVISION AGENT AND SOIL EROSION & SEDIMENT CONTROL ADMINISTRATOR

Upon motion of Mr. H. Clay, seconded by Mr. Bennett, Mr. Clay, Mr. Bennett, Mr. Hargrave, Mr. Robertson voting "aye", Mr. Dennis Martin was appointed Zoning Administrator, Subdivision Agent and Soil Erosion and Sediment Control Administrator.

IN RE: TREASURER

Mr. W.E. Jones presented his report for the month of June, 1986. He also presented 1984 and 1985 delinquent tax listing reports as of June 30, 1986 along with collection rates for 1984 and 1985. Mr. Jones asked the Board if it was their desire to publish the tax listing in the newspaper. He stated the list was published last year at a cost of \$2500 and collections were approximately \$14000 as a result. Mr. Hargrave stated that the collection rates are better this year and suggested the Treasurer skip this year and not publish the list. The other Board members agreed.

IN RE: BUILDING INSPECTOR

The Building Inspector was not present. His report for the month of June, 1986 was read.

IN RE: ANIMAL WARDEN

Mr. L.A. Brooks, Jr. presented his report for the month of June, 1986.

IN RE: SOCIAL SERVICES--1986-87 BUDGET

Mrs. King B. Talley, Director, advised the Board that her department finished the fiscal year with a surplus. She then requested approval of her 1986-87 budget. Mrs. Talley said the State reduced her budget by \$100,000. The local share was reduced \$46,000. She felt the State did not allow enough money for her to operate on. She asked that the local appropriation remain as originally requested which she would use to match state funds.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Social Services 1986-87 budget be approved as presented.

IN RE: GRAY CHAPPELL--DISCUSSION OF MOBILE HOME PERMIT

Mr. Gray Chappell advised the Board that he obtained zoning permits in October of 1985 to place two (2) trailers on

his property. He placed one there at Christmas and paid \$3,030 to install a well and septic tank. The occupants lost their jobs and moved away and sold the trailer. In March, the second trailer was placed on the property. In April, he sold a trailer to an individual who was approximately 1.2 miles from his farm. The individual decided he wanted to move the trailer to the vacant spot owned by Mr. Chappell but it was after the moratorium on mobile home permits was adopted by the Board. When he called to get the regulations on anchoring the trailer, he was told he could not place the trailer on his property if it was owned and occupied by someone other than him or his immediate family.

After a brief discussion, Mr. Chappell was advised that the trailer ordinance is being considered by the Planning Commission and they will be making a recommendation to the Board of Supervisors at their August 13, 1986 meeting. The Board will then hold a public hearing, at which time public input will be received.

No action was taken.

IN RE: SPECIAL ENTERTAINMENT PERMIT--ROBERT M. BROWDER

The Board received an application for a special entertainment permit from Mr. Robert M. Browder to hold a music festival on July 19, 1986 from 9:00 P.M. to 3:00 A.M. at Wyatt's Community Park on Rt. 709. Mr. Browder was not present. A permit was granted to Mr. Browder last year for the same location, ending at 1:30 A.M. The Sheriff's Department reported they had not had any trouble with this event in the past.

Mr. Robertson stated he felt 3:00 A.M. was too late. He would approve 1:00 A.M. Mr. Hargrave agreed.

Upon motion of Mr. H. Clay, seconded by Mr. Hargrave, Mr. Clay, Mr. Hargrave, Mr. Bennett, Mr. Robertson voting "aye", Mr. Robert M. Browder was granted a Special Entertainment Permit to hold a music festival on July 19, 1986 at Wyatt's Community Park from 9:00 P.M. to 1:00 A.M. with the conditions stated therein.

IN RE: SPECIAL ENTERTAINMENT PERMIT--RICHARD L. BEASLEY

The Board received an application for a Special Entertainment Permit to hold music festivals on August 9, and August 30, 1986 from 8:00 P.M. to 2:00 A.M. at the Orioles Ball Park on Rt. 605. Mr. James E. Walker, co-applicant, was present. The Sheriff's Department reported they had been called to this location in the past because of noise.

The Chairman asked Mr. Walker if he felt the noise could be controlled and the event closed at 1:00 A.M. Mr. Walker stated yes.

Upon motion of Mr. Hargrave, seconded by Mr. Bennett, Mr. Hargrave, Mr. Bennett, Mr. Clay, Mr. Robertson voting "aye", Mr. Richard L. Beasley was granted a special entertainment permit to hold music festivals on August 9 and August 30, 1986 from 8:00 P.M. to 1:00 A.M. at the Orioles Ball Park on Rt. 605 with the conditions stated therein.

IN RE: SHOOTING RANGE PERMIT--DINWIDDIE VFD

The Board received an application from the Dinwiddie VFD to operate a target range at W.W. Howard's Sawmill on State Route 605. The range will be used to hold turkey shoots to raise money for the fire department. Permits have been approved by the Board at this location in the past.

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

the Dinwiddie VFD was granted a shooting range permit to hold turkey shoots at W.W. Howard's Sawmill on Rt. 605, which will expire July 15, 1987.

IN RE: REAPPOINTMENT--SOCIAL SERVICES BOARD--RICHARD AVERY

Upon motion of Mr. Bennett, seconded by Mr. Hargrave, Mr. Bennett, Mr. Hargrave, Mr. Clay, Mr. Robertson voting "aye", Mr. Richard Avery was reappointed to the Social Services Board, term expiring June 30, 1990.

IN RE: POSTPONEMENT OF APPOINTMENTS

The appointments to the Appomattox Regional Library Board, the John Tyler Board of Directors and the Roadviewers were postponed. There is also a vacancy on the Appomattox Basin Industrial Development Corporation Board. Mr. Hargrave stated the Board was considering a change in the number as well as the makeup of the membership.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Hargrave, seconded by Mr. Bennett, Mr. Hargrave, Mr. Bennett, Mr. Clay, Mr. Robertson voting "aye", pursuant to Sec. 2.1-344 (1) and (6) of the Virginia Freedom of Information Act, the Board moved into Executive Session at 8:28 P.M. to discuss legal and personnel matters. The meeting reconvened into Open Session at 10:39 P.M.

IN RE: MORATORIUM ON REZONINGS & CONDITIONAL USE PERMITS--
MOTION TO RESCIND EMERGENCY ORDINANCE

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the emergency ordinance adopted by the Board on May 21, 1986 placing a moratorium on rezonings and conditional use permits is hereby rescinded.

IN RE: EMERGENCY ORDINANCE TO AMEND AND SUSPEND SECTION 22-71
(26) TO REFLECT A BAN ON ALL MOBILE HOME PARKS

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

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia, that the Dinwiddie County Code, as adopted, March 19, 1986, and as heretofore amended, be further temporarily amended by placing a ban on all construction, installation, and/or use of mobile home parks in the County of Dinwiddie for a period of 60 days. It is further ordained that all applications and permits for rezoning and conditional use permits as to mobile home parks shall be held in abeyance for a period of 60 days to provide adequate time for review by the Board of Supervisors. Reference is hereby made to Chapter 8 and its subparts, of the Dinwiddie County Code for a more specific description of the changed section.

IN RE: TRAILER/MOBILE HOMES--MOTION TO RESCIND EMERGENCY
ORDINANCE & ADOPTION OF EMERGENCY ORDINANCE TO REFLECT
ISSUANCE OF PERMITS AND SPECIAL CONDITIONS

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

BE IT ORDAINED by the Board of Supervisors of Dinwiddie County, Virginia that the Dinwiddie County Code, as adopted, March 19, 1986, and as heretofore amended, be temporarily amended to rescind Section 22-71 Permitted Uses, (49), Section 22-78, Special conditions for trailer/mobile homes and Section 22-79, Issuance of Permits and be further amended to adopt for a period of 60 days the following:

Section 22-71 Permitted Uses

(49) Mobile Home, "with conditional use permit".

Section 22-78 Special conditions for Trailer/Mobile Homes

(1) Land owner, trailer owner, and/or mobile home owner, trailer occupant and/or mobile home occupant shall be one and the same.

(2) Land owner shall be defined as including the lawful owner or owners of the real estate, their spouse, and immediate family; immediate family shall include children, parents, grandparents, brothers, sisters, nieces and nephews of the landowner and their spouse.

(3) Any conditional use permit shall be null and void when landowner, trailer owner and/or mobile home owner cease to be one and the same person, or shall cease to occupy said trailer and/or mobile home.

Section 22-79 Issuance of Permits

All conditional use permits for trailer/mobile homes shall be issued by the zoning administrator.

IN RE: ADJOURNMENT

Upon motion of Mr. H. Clay, seconded by Mr. Hargrave, Mr. Clay, Mr. Hargrave, Mr. Bennett, Mr. Robertson voting "aye", the meeting was adjourned until 7:30 P.M., July 30, 1986.

JULY 30, 1986 -- 7:30 P.M. -- CONTINUATION OF JULY 16, 1986 MEETING

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

IN RE: DROUGHT DISASTER RELIEF FOR DINWIDDIE COUNTY'S FARMERS

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

WHEREAS, the drought conditions in Dinwiddie County have severely affected the farmers; and

WHEREAS, total losses from drought conditions in Dinwiddie County are approaching the \$6,200,000 level; and

WHEREAS, it is incumbent upon the Board of Supervisors to request the Governor to declare the County a drought disaster area;

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the County Administrator is hereby instructed to file with the Governor of Virginia a request that the County of Dinwiddie be designated a drought disaster area.

IN RE: APPOMATTOX RIVER WATER AUTHORITY--AMENDMENT TO SERVICE AGREEMENT CONCERNING REFUNDING OUTSTANDING BONDS

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

WHEREAS, the Board of Directors of the Appomattox River Water Authority ("Authority") has by resolution adopted on May

21, 1986 authorized the issuance of up to \$18,000,000 of the Authority's Water Revenue Refunding Bonds ("Refunding Bonds") for the purpose of refinancing the Authority's outstanding bonded indebtedness; and

WHEREAS, as a condition to issuing the Refunding Bonds, it is necessary to further amend the Service Agreement between the County of Dinwiddie ("County") and the Authority, dated September 9, 1964, as amended by a First Amendment thereto, dated December 16, 1982, and by a Modification Agreement, dated as of September 1, 1983 (collectively, the "Service Agreement"); and

WHEREAS, the Authority, the County and the other four member jurisdictions of the Authority ("Participating Jurisdictions") desire to amend the Service Agreement by the execution of a Second Amendment thereto entitled "Second Amendment to 1964 Service Agreements between Appomattox River Water Authority and Participating Jurisdictions" ("Amendment");

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia:

1. The Chairman of the County Board of Supervisors is hereby authorized to execute the Amendment on behalf of the County and, if required, the County Administrator or Assistant County Administrator is authorized to affix the seal of the County to the Amendment and to attest such seal, such authorizations being conditioned upon approval by appropriate resolution of the governing body of each Participating Jurisdiction, and upon execution of the Amendment by the duly authorized representatives of the Authority and each Participating Jurisdiction.

2. The Amendment shall be in substantially the form submitted to this meeting with such minor changes, insertions or omissions which do not materially adversely affect the interests of the County as may be approved by the Chairman of the County Board of Supervisors, whose approval shall be evidenced conclusively by the execution and delivery of the Amendment.

3. This Resolution shall take effect immediately upon its adoption.

IN RE: DINWIDDIE COUNTY WATER AUTHORITY--EXTENSION OF TERM

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

WHEREAS, the Board of Supervisors adopted a resolution on June 7, 1967, signifying its intention to create the Dinwiddie County Water Authority (the Authority) and the State Corporation Commission of Virginia issued a certificate of incorporation on March 21, 1969, creating the Authority; and

WHEREAS, the Authority has under consideration the financing of additional water and sewer facilities through a loan from the Farmers Home Administration; and

WHEREAS, the 40 year term of such loan will extend beyond the present life of the Authority;

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia:

1. In accordance with Section 15.1-1250(a) of the Code of Virginia of 1950, as amended, the term of the Authority is hereby extended for a period of 50 years from the date of the adoption of this resolution.

2. This resolution shall take effect immediately.

3. The Clerk of the Board of Supervisors is hereby directed to send a certified copy of this resolution to the State Corporation Commission of Virginia.

IN RE: EXECUTIVE SESSION

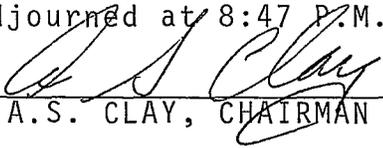
Upon motion of Mr. Robertson, seconded by Mr. H. Clay, Mr. Robertson, Mr. Clay, Mr. Bennett, Mr. Hargrave, Mr. Clay voting "aye", pursuant to Sec. 2.1-344 (6) of the Virginia Freedom of Information Act, the Board moved into Executive Session at 7:40 P.M. to discuss legal matters. The meeting reconvened into Open Session at 8:46 P.M.

IN RE: ADJOURNMENT.

Upon motion of Mr. Robertson, seconded by Mr. H. Clay, Mr. Robertson, Mr. Clay, Mr. Bennett, Mr. Hargrave, Mr. Clay voting "aye", the meeting was adjourned at 8:47 P.M.

ATTEST:


W.C. KNOTT


A.S. CLAY, CHAIRMAN

