

VIRGINIA: AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD
IN THE CAFETORIUM OF THE ROHOIC ELEMENTARY SCHOOL,
DINWIDDIE, VIRGINIA ON THE 18TH DAY OF FEBRUARY, 1987
AT 7:30 P.M.

PRESENT: H.L. CLAY, JR., CHAIRMAN	ELECTION DISTRICT #2
M.I. HARGRAVE, JR., VICE-CHAIRMAN	ELECTION DISTRICT #3
G.S. BENNETT, JR.	ELECTION DISTRICT #1
G.E. ROBERTSON, JR.	ELECTION DISTRICT #2
A.S. CLAY	ELECTION DISTRICT #4
T.O. RAINEY, III	COUNTY ATTORNEY
J. ROY HODGES	DEPUTY SHERIFF

IN RE: MINUTES

Upon motion of Mr. A. Clay, seconded by Mr. Hargrave, Mr. Clay, Mr. Hargrave, Mr. Bennett, Mr. Robertson, Mr. Clay voting "aye", the minutes of the February 4, 1987 regular meeting were approved as presented.

IN RE: CLAIMS

Upon motion of Mr. Robertson, seconded by Mr. Bennett, Mr. Robertson, Mr. Bennett, Mr. Clay, Mr. Hargrave, Mr. Clay 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 87-233 through 87-357 amounting to \$162,916.19; E-911 Fund check #E9-87-3 in the amount of \$8,072.79; Law Library Fund check LF-87-3 in the amount of \$7.64.

IN RE: DINWIDDIE COUNTY SERVICES SURVEY

Mr. H. Clay stated the Board had received complaints about services given by County employees. He distributed a copy of a county services survey form to be given out to people who come into the administrative offices. A collection box will be placed in the lobby and secured. Whether an individual wants to sign his or her name is optional.

Mr. Hargrave moved that the county services survey form be approved as presented. Mr. Robertson seconded the motion. Mr. Robertson pointed out that in #7, it asks for the person's name. If it is optional, it should state so on the form. Mr. H. Clay agreed and stated that change would be made. Mr. Robertson asked who will handle the collection box. Mr. H. Clay stated one member of the Board of Supervisors will have a key to it.

Mr. Hargrave, Mr. Robertson, Mr. Clay, Mr. Bennett, Mr. Clay voting "aye", the Dinwiddie County services survey form was approved to be distributed in the lobby of the county administrative offices.

IN RE: PUBLIC HEARING--A-87-1--DOG CONFINEMENT

This being the time and place as advertised in the Progress-Index on Wednesday, February 4, 1987 and Wednesday, February 11, 1987 for the Board of Supervisors of Dinwiddie County, Virginia to conduct a public hearing to consider for adoption an ordinance to amend Chapter 4 of the Dinwiddie County Code to add to Article II, Section 22, restricting the running at large of dogs in residential areas.

The Chairman asked Mr. L.A. Brooks, Jr., Animal Warden, to report on how surrounding localities handle the problem. Mr. Brooks reported that most of the surrounding localities have a confinement law. Colonial Heights has a leash law.

The following people spoke in support of the dog confinement ordinance:

Lewis C. Nichols, Warrenton Heights - in subdivisions.
Mary F. Duval, Rohoic Farms - in subdivisions.
Dave Hammel, Rohoic Farms - in densely populated areas.
Sarah Beville, Rt. 3, Box 464, Petersburg.
Barbara Foster, Rohoic Farms
Virginia Doyle, Rohoic Farms
Charles Crowder

Paul Walk, Poole Siding - He stated the Board should be concerned with: 1. rabies and imposing a strong fine for not having shots. 2. allowing neutered animals to have very little fee attached to licenses. The Board should be concerned with control of population rather than tying dogs.

The following people spoke in opposition to the dog confinement ordinance:

Raymond McCants - 311 Chesdin Road
Duty Hicks - Mt. Pleasant

Mr. Robertson stated he felt there should be some control over dogs, but it is very difficult to pick an area. He said he had received some suggested ordinances and he had outlined a proposed area on a county map. He stated he would not present it at this time but would briefly describe it. He also stated one man can't cover 500 sq. miles. It will require additional money in next year's budget. He proposed to make the ordinance effective July 1, 1987 and to fund the additional help needed. Mr. Robertson then read an excerpt from an ordinance from Hot Springs, Arkansas he felt would be appropriate for the County. He also described an area in the Northern end of the County he had outlined on a map. He said it included most of the subdivisions. He stated the County Attorney could draw up the boundaries he described, and the Board could take action at one of their next meetings.

Mr. A. Clay stated he could see the need for a confinement law and felt the Board could work out the boundaries.

Mr. Bennett stated he was in favor of what the citizens wanted in the residential area. He was not in favor of the ordinance in the country.

Mrs. Foster asked what the people could do legally in these areas to protect their property and themselves. Mr. T.O. Rainey, III, County Attorney, stated he would be glad to discuss it with her later.

Several questions were asked about weapons that could be used. Mr. Rainey stated he was concerned about citizens starting to arm themselves.

Mr. Robertson urged those present to try to bear with their individual problems until they can get an ordinance on the books.

Mr. H. Clay asked what those present thought of allowing each subdivision to petition for the law. Several people present opposed it stating too many people in the subdivisions own dogs.

The Chairman closed the public hearing at 8:55 P.M.

IN RE: RECESS

The Chairman declared a recess at 8:55 P.M. The meeting reconvened at 9:10 P.M.

IN RE: PUBLIC HEARING--CONDITIONAL USE PERMIT--C-87-2--
ANTHONY MOOGALIAN

This being the time and place as advertised in the Progress-Index on Wednesday, February 4, 1987 and Wednesday, February 11, 1987 for the Board of Supervisors to conduct a public hearing to consider for approval a request from Mr. Anthony Moogalian for a conditional use permit for Mr. Sam Lail to operate a woodwork shop on land parcel 19(2)D on U.S. Rt. 460. He will be using a portion of the building known as Kimco Market.

The County Administrator presented the application and reviewed the action of the Planning Commission which was approval at their February 11, 1987 meeting with conditions. The property is zoned Business B-2 and the building is limited to 5,000 sq. ft.

Mr. Sam Lail was present in support of the request. No one appeared in opposition. One letter of opposition was presented at the Planning Commission meeting.

Mr. Bennett asked how many would he employ. Mr. Lail stated 3 to 5 year round with a couple extra in the peak season.

Mr. Robertson stated one of the conditions requires that there will only be 15 items on display. He said there has been some concern by the citizens because of what they see in Prince George in a large area.

Mr. Lail stated he left the company he used to work for which was a \$1,000,000 business. What he is proposing is the craft end which will be small items, i.e. swings, gliders, picnic tables. He also stated he agreed with the conditions imposed by the Planning Commission.

Mr. H. Clay asked what the truck traffic will be. Mr. Lail stated one pick-up truck and a van.

Mr. H. Clay asked if he plans to improve the unsightly area in the back. Mr. Lail said he would like to buy the building from Mr. Moogalian and when he does he will spend all the money needed to improve the place. He said he was already cleaning up and had placed a dumpster on the property.

Mr. Lail stated his hours of operation are 8:30 - 4:00. He added there is also a lack of noise with the business. The biggest piece of equipment is a 3 HP air compressor. There will be no lumber finishing.

Mr. Robertson asked if the building is properly exhausted to avoid dust explosions. Mr. Lail said yes, it does not need a dust collection system.

Mr. H. Clay asked if he would do any sanding. Mr. Lail stated it would be outside with a belt sander. There will be no dust. The finishing will be done with a sealer which is non-toxic.

Mr. Hargrave asked if it would be acceptable to state a maximum of 15 items on display, no more than one of any item being produced. Mr. Lail stated they would be different items. He wanted to give the customers something to choose from. Mr. Lail then explained that he would retail 15 different items at the store. The building would be split, 50/50 with items made to sell there and made to sell elsewhere. The larger items are shipped before completed.

Upon motion of Mr. Robertson, seconded by Mr. A. Clay, Mr. Robertson, Mr. Clay, Mr. Bennett, Mr. Hargrave, Mr. Clay voting "aye", the conditional use permit for Mr. Anthony Moogalian for Mr. Sam Lail to operate a woodwork shop on parcel 19(2)D U.S. Rt. 460 was approved with the following conditions:

1. Permit shall be reviewed within 12 months for compliance. Zoning Administration shall terminate if not in compliance.

2. maximum of 15 items on display;

3. display limited to porch area;

4. fence to secure all outside storage.

IN RE: SCHOOL BOARD--APPROVAL OF APPLICATION FOR \$1,000,000 VIRGINIA PUBLIC SCHOOL AUTHORITY BOND SALE

Dr. R.L. Vaughn, Superintendent of Schools, presented an application for \$1,250,000 in Virginia Public School Authority bonds to be sold in April with an attached list of proposed projects approved by the School Board. He stated \$710,000 was items included in the 1986-87 budget. He stated the Board has an option of 15 or 20 years for repayment.

Mr. Hargrave stated in the past, the County could obtain money through a bond sale at an attractive interest and by investing it make a little money until it is used. With the new tax law, they may just be able to break even. He, therefore, felt they should not borrow any more than what is needed. He stated the money would be controlled better by only asking for \$1,000,000 and set priorities on how it will be spent. Work down the list and use the money frugally. He felt if they have the money, it tends to be spent.

Dr. Vaughn stated the list could be cut back, but many things need to be done this year.

Mr. Hargrave questioned the additional tennis courts for \$30,000. Dr. Vaughn stated there would be only one new court at Sunnyside. The rest is repairs. Mr. H. Clay asked if all the courts were open to the public after hours. Dr. Vaughn stated they were. There is a problem with lights at the Junior High.

Dr. Vaughn stated he could probably remove one item and decrease the money to \$1,000,000 but he needs School Board approval and there is a deadline on the application.

Mr. Robertson asked if the request can be reduced at this point after receiving approval. Dr. Vaughn stated he thought so. Mr. Robertson asked if Dr. Vaughn had ascertained what would happen with 15 vs. 20 years. Dr. Vaughn stated he did not know the interest rate.

Mr. Bennett stated he didn't think the money had to be taken after it was approved. Dr. Vaughn said he thought they were bound to the final document.

Mr. Bennett said he agreed with Mr. Hargrave. He suggested if they request the full \$1,250,000 that the Board of Supervisors and School Board meet to discuss how it will be spent.

Mr. H. Clay stated they should not ask for more money than can be spent in a reasonable amount of time.

Mr. A. Clay stated he agreed with Mr. Hargrave. He wondered if they could afford it. The payment would be 3¢ on the real estate tax. That way the Board can't cut taxes or hold them. He felt they should ask for less.

Dr. Vaughn stated the list needs to accompany the application. Mr. Donald Haraway, Chairman of the School Board, stated capital improvements have been lacking for a number of years. A lot of items have been cut already. He stated they can get by on \$1,000,000 but more things will be needed.

Mr. Hargrave moved that the Superintendent of Schools be authorized to submit the application for Virginia Public School Authority bonds for \$1,000,000; that the list of items be accomplished in priority order and if the money runs out, another request can be submitted at that time. Mr. A. Clay seconded the motion. Mr. Hargrave, Mr. Clay, Mr. Bennett, Mr. Robertson, Mr. Clay voted "aye".

IN RE: REPAYMENT SCHEDULE--\$1,000,000 VIRGINIA PUBLIC SCHOOL AUTHORITY BONDS

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the repayment schedule for the sale of \$1,000,000 Virginia Public School Authority bonds be set for 15 years.

IN RE: AUTHORIZATION TO SIGN VIRGINIA PUBLIC SCHOOL AUTHORITY BOND AGREEMENT

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the County Administrator is hereby authorized to sign all necessary paperwork in connection with the issuance and sale of \$1,000,000 Virginia Public School Authority Bonds.

IN RE: VIRGINIA PUBLIC SCHOOL AUTHORITY BOND SALE--EMPLOYMENT OF HUNTON & WILLIAMS AS BOND COUNSEL

Upon motion of Mr. Robertson, seconded by Mr. Hargrave Mr. Robertson, Mr. Hargrave, Mr. Clay, Mr. Bennett, Mr. Clay voting "aye", the Superintendent of Schools was authorized to employ the firm of Hunton & Williams to act as bond counsel in connection with the issuance and sale of \$1,000,000 Virginia Public School Authority bonds.

IN RE: LITERARY LOAN APPLICATION

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

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

WHEREAS, the School Board for the County of Dinwiddie, on the 18th day of February, 1987, presented to the Board of Supervisors of Dinwiddie County, Virginia, an application addressed to the State Board of Education of Virginia for the purpose of borrowing from the Literary Fund \$300,000 for the new school building (or for adding to or improving the present school building) at Dinwiddie Senior High, to be paid in 20 annual installments, and the interest thereon at three (3) per cent paid annually;

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the application of the Dinwiddie School Board to the State Board of Education of Virginia for a

Loan of \$300,000 from the Literary Fund is hereby approved, and authority is hereby granted the Dinwiddie School Board to borrow the said amount for the purpose set out in said application; and

BE IT FURTHER RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia will each year during the life of this loan, at the time they fix the regular levies, fix a rate of levy for schools or make a cash appropriation sufficient for operation expenses and to pay this loan in annual installments and the interest thereon, as required by law regulating loans from the Literary Fund.

IN RE: REPLACEMENT OF BOARD MEMBER--ELECTION DISTRICT #1

The Chairman stated Mr. Bennett's resignation is effective March 1, 1987 and the Board has 30 days to name a replacement. He stated the Board could set a deadline and then conduct interviews. He opened the floor for other suggestions.

Mr. Hargrave stated he thought the process was suitable as outlined. Mr. Robertson stated he endorsed the process with the understanding that the interviews are done in Open Session. Mr. Hargrave stated he felt the interviews are a personnel matter and should be held in closed session. Mr. Robertson stated he felt the citizens need to know the questions and answers. Some portion could be closed, when dealing with personal matters, but general interviewing concerning his district should be done in open session.

Mr. H. Clay stated he had no problem with open session to determine basic qualifications, but he had a problem with personal matters.

Mr. A. Clay stated he had no problem with open session. Mr. Hargrave stated he could agree with a combination.

Mr. Robertson moved that the closing date for applications be set for March 2, 1987 at 3:00 P.M. and the interview date set for March 4, 1987 at 2:00 P.M. Mr. Hargrave seconded the motion. Mr. Robertson, Mr. Hargrave, Mr. Clay, Mr. Clay seconded the motion. Mr. Bennett abstained.

IN RE: RECREATION COMMITTEE & USE OF RECREATION FUNDS

Mr. David Lucas asked when the Recreation Committee will meet and if all the members have been appointed. Mr. H. Clay stated all the appointments have not been made and the reporting time to the Board could therefore be pushed back to April. He stated they need the Committee's recommendation by budget time.

Mr. Lucas stated he had asked to see the receipts for the recreation fund and Dr. Vaughn had provided him with a list for the past three years. He stated it looked like the majority of the funds were spent on the adult softball league which the teams have to pay \$260 per team in the summer and \$180 in the Fall. He stated the problem seems to be the funds are not earmarked for any specific use. He stated the list didn't tell him anything. It appears the County is not getting any recreation with these funds.

Dr. Vaughn stated he would be glad to meet with Mr. Lucas and answer any questions he has. He stated the problem the Director has run into is trying to make sure all age groups were taken care of.

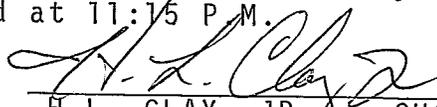
Mr. Hargrave stated the thrust of the effort has been to use the facilities we have in the County. They have tried to get a person to organize the use of the fields and use the facilities we have in a constructive effort. He added the present Director has asked for guidance as to what he should do.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Hargrave, seconded by Mr. A. Clay, Mr. Hargrave, Mr. Clay, Mr. Bennett, Mr. Robertson, Mr. Clay voting "aye", pursuant to Section 2.1-344 (6) of the Virginia Freedom of Information Act, the Board moved into Executive Session at 10:27 P.M. to discuss legal matters. The meeting reconvened into Open Session at 11:14 P.M.

IN RE: ADJOURNMENT

Upon motion of Mr. Hargrave, seconded by Mr. A. Clay, Mr. Hargrave, Mr. Clay, Mr. Bennett, Mr. Robertson, Mr. Clay voting "aye", the meeting was adjourned at 11:15 P.M.


H.L. CLAY, JR., CHAIRMAN

ATTEST:


W.C. KNOTT

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