AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE ADMINISTRATION BUILDING, VIRGINIA:

DINWIDDIE, VIRGINIA, ON THE 20TH DAY OF JULY, 1988, AT

PRESENT:

GEORGE E. ROBERTSON, JR., CHAIRMAN ELECTION DISTRICT #2
AUBREY S. CLAY, VICE-CHAIRMAN ELECTION DISTRICT #4 HARRISON A. MOODY **ELECTION DISTRICT #1**

CHARLES W. HARRISON EDWARD A. BRACEY, JR. ELECTION DISTRICT #2 **ELECTION DISTRICT #3**

O. M. RAINEY, JR.

DEPUTY SHERIFF COUNTY ATTORNEY JAMES E. CORNWELL, JR.

MINUTES IN RE:

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", the minutes of the July 6, 1988, Regular Meeting were approved as presented.

IN RE: CLAIMS

Upon motion of Mr. Moody, seconded by Mr. Harrison, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, 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, using checks 1214 thru 1369: General Fund -\$346,957.81; Self-Insurance Fund - \$6,654.80; E911 Fund - \$6,977.32; and Capital Projects Fund - \$1,577.84.

IN RE: CITIZEN COMMENTS

There were no citizen comments.

AMENDMENTS TO AGENDA

Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", the following amendment was added to the agenda:

Recommendation - Courthouse Wiring

PUBLIC HEARING P-88-2 -- WILLIAM H. JONES

This being the time and place as advertised in the Progress-Index Newspaper on Wednesday July 6 and Wednesday, July 13, 1988, for the Board of Supervisors to conduct a public hearing to consider a request by Mr. William H. Jones to rezone land parcels 7A2(4)A containing 7.94 acres and 7A2(4)D containing 9.52 acres from Agricultural, Conservative, District A-3 to Agricultural, Rural Residential, District AR, located on State Route 601 in the Namozine District.

Mr. Joe Emerson, Director of Planning, presented the application from William H. Jones requesting the rezoning to enable him to develop the two tracts of land into a large lot subdivision. The trend in this area (River Road Farms) seems to be toward single family residential with adjoining properties zoned Residential, Limited, District R-1.

In view of this, the request to rezone the property in question to Agricultural, Rural Residential, District A-R appears to be in line. Mr. Jones is aware that if the rezoning is approved he must meet all requirements of the subdivision and zoning ordinances of Dinwiddie County. At their June 8, 1988 meeting, the Planning Commission unanimously recommended approval of this request.

 $\,$ No one spoke in support. Mr. Emerson received a letter from First Colonial Bank in opposition.

Upon motion of Mr. Harrison, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye",

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Section 7A2(4) Parcel A containing 7.94 acres and Section 7A2(4) Parcel D containing 9.52 acres be amended by changing the district classification from Agricultural, Conservative, District A-3 to Agricultural, Rural Residential, District A-R. Said property is located on State Route 601 in the Namozine District.

In all other respects, said zoning ordinance is hereby reordained.

IN RE: PUBLIC HEARING P-88-3 -- BEVERLY MCELROY AND JOHN CARR PUBLIC HEARING P-88-4 -- W. W. HOWARD

This being the time and place as advertised in the Progress-Index Newspaper on Wednesday, July 6 and Wednesday, July 13, 1988, for the Board of Supervisors to conduct a public hearing on P-88-3 to consider a request by Ms. Beverly McElroy and Mr. John E. Carr to rezone land parcel 45-57 from Business, General, District B-2 to Residential, General, District R-2 located in the Dinwiddie Courthouse area, on U.S. Route 1; and P-88-4 submitted by Mr. W. W. Howard to rezone land parcels 45-58 and 45-59 which is currently zoned Business, General, District B-2 to Residential, General, District R-2 also located on U.S. Route 1.

Mr. Joe Emerson, Director of Planning, requested that P-88-3 and P-88-4 be considered together as both were the same type of rezoning request and were adjoining properties.

Ms. McElroy and Mr. Carr's property is bordered on both sides by Business, General, District B-2. Across Route 1 there exists Business, General District B-2 and Residential, General, District R-2. This request is being submitted because Ms. McElroy wishes to expand her home, which is now a nonconforming use. Because of its nonconforming use status, a permit cannot be issued to allow expansion of her home.

Mr. W. W. Howard has requested the rezoning in case his property is over 60% destroyed or if he wishes to expand his existing home. Because of its nonconforming use status, a permit cannot be issued to allow expansion or restoration of his home.

Residential, General, District R-2 is a mixed use zone, primarily highly concentrated residential, with some commercial. But, as stated in the definition, "it is basically residential in character and, as such, should not be spotted with commercial and industrial uses." While Residential, General, District R-2 seems to be the answer to Ms. McElroy's and Mr. Howard's problem, Mr. Emerson reminded the Board that this may be perceived to be a spot zoning under Section 15.1-486 of the Code of Virginia.

At their June 8, 1988 meeting, the Planning Commission unanimously recommended approval of both of these requests..

Mr. John Carr and Mr. W.W. Howard were present.

No one spoke in support or opposition to these rezoning requests.

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye",

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that Section 45, Parcels 57, 58, and 59 containing

a total of 13.24 acres be amended by changing the district classification from Business, General B-2 to Residential, General District R-2. Said property is located in the area of the Dinwiddie Courthouse, on Route 1 South.

In all other respects, said zoning ordinance is hereby reordained.

IN RE: PUBLIC HEARING - C-88-4 - RUDOLPH D. JONES

This being the time and place as advertised in the Progress-Index Newspaper on Wednesday July 6 and July 13, 1988 for the Board of Supervisors to conduct a Public Hearing to consider granting a Conditional Use Permit to Mr. Rudolph D. Jones, Sr. to operate a home for the aged on his property located on Route 651 and listed on the County Tax Maps as Section 56, Parcel 51. The Planning Commission recommended approval of the permit with the conditions as suggested by Mrs. King Talley, Director of Social Services.

Mr. Joe Emerson, Director of Planning, presented the Conditional Use Permit and conditions as suggested by the Planning Commission.

Mrs. King Talley, Director of Department of Social Services, told the Board of her concerns and suggestions and the problems her department has had in the past. She also advised the Board that Dinwiddie already has four Homes for the Aged.

Mr. T. O. Rainey, III, Counsel for Mr. Jones, addressed the Board on his concerns with the conditions as stipulated by the Planning Commission. The only item changed by the Board of Supervisors was 7a, "one staff member for each ten (10) residents." This was a compromise between the recommendation by the Planning Commission of six (6) and the State regulations requiring twenty (20). This was in agreement with Mr. Rainey and Mr. Jones.

Ms. Pearl Bland spoke in favor of the request. No one spoke in opposition.

Upon motion of Mr. Clay, seconded by Mr. Harrison, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye"

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the request for a Conditional Use Permit submitted by Mr. Rudolph D. Jones, Sr. to operate a home for the aged on his property located on Route 651 and listed on the County Tax Maps as Section 56, Parcel 51, be approved based on the following conditions:

- 1. All residents' bedrooms must be on the first floor of the facility.
- 2. There will be monthly inspections by either the fire marshal, public safety officer, or building inspector, to ensure exits, halls, windows, steps, etc., are free of obstacles and safe.
- 3. Transportation to community activities and medical services will be provided by the facility.
- 4. An intercommunication system must be available between all bedrooms and the supervisor's desk.
- 5. All residents must have a separate bed and chest of drawers for storage of clothing and personal items. Married couples may share a double bed.
- 6. There must be a wash basin and a toilet for every four (4) residents. A shower or tub must be available for every six (6) residents.
 - 7. Residents/Staff Ratio:

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- a. 7:00 a.m. 11:00 p.m. -- One staff member for each ten (10) residents.
- b. 11:00 p.m. 7:00 a.m. -- One staff member on the premises at all times.
- 8. All medication will be dispensed by a registered nurse, licensed practical nurse or a staff member authorized by the administration to dispense medication.
- 9. Monthly progress reports for each resident will be submitted to the Dinwiddie Department of Social Services on an approved form. Also, monthly reports will be submitted to responsible relative; placing agency, or agency responsible for auxiliary grant payments.
- 10. Staff members must participate in training offered by the Department of Social Services or other agencies as appropriate.
 - 11. Bedtime: 11:00 p.m.
- 12. Conditional Use Permit will cease if not exercised within twelve months.

IN RE: DINWIDDIE CABLE FRANCHISE

Mr. Jim Cornwell, County Attorney, advised the Board that Dinwiddie Cable TV is making application for a Franchise Agreement with the Town of McKenney. This will be a separate system, not connected with the system in the Northern part of the County, for town residents and possibly 50 people living outside of the Town of McKenney who wish to be connected into the McKenney system.

Mr. Cornwell advised in reviewing the Code, Section 7-71(f), it appears that this extension by the Cable TV Company is a nonmandatory extension since the area to be served is not contiguous with the initial franchise area or its present franchise area and the extension need not be made with the same quantity of services as provided to the other franchise areas in the County.

Mr. Chuck Stigberg, President, Dinwiddie Cable TV spoke and confirmed what Mr. Cornwell had advised the Board.

No action was needed.

IN RE: BIDS FOR TRASH TRUCK REPAIR

Mr. John Loftis, Director of Sanitation, presented three bids for repair to the 1974 KW trash truck. The bids were from Western Branch Diesel, Colonial Ford and M. A. Williams Truck Repair for partially rebuilding the engine.

Mr. Harrison asked Mr. Loftis to look into getting a guarantee for the work to be done.

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the low bid from M. A. Williams Truck Repair be accepted to repair the 1974 KW trash truck, not to exceed \$3,000.

IN RE: DINWIDDIE HEALTH CENTER

Mr. Dwayne Abernathy, Building Inspector, advised the mortar on the roof of the Dinwiddie Health Center needs pointing and sealing on the section that rises above the roof line. Because this has pulled away at different points, the new paint that was applied two to three months ago is popping off due to the moisture.

This was not in the original reroofing contract. He had received two bids for this job; however, the two were so unequal he asked to postpone presenting the bids on the work until the next meeting.

Mr. Bracey asked if fiberglass had been considered. Mr. Abernathy advised this had been used once before, but it could be considered again.

Mr. Robertson requested Mr. Abernathy and Mr. Bracey get together and bring a report back to the Board at the next meeting.

IN RE: BUILDING INSPECTION REPORT

Mr. Dwayne Abernathy presented his report for the month of June, 1988. He also had a yearly oral report he wished to present, however, Mr. Robertson asked that he have the report typed and made a part of the Board package for the next meeting.

ADOPTION OF 1988-89 REVISED BUDGET IN RE:

Mrs. Wendy Quesenberry presented the revised budget for 1988-89 which reflected the changes made by the Compensation Board.

Upon motion by W

Upon motion by Mr. Clay, seconded by Mr. Moody, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", the following resolution was adopted:

WHEREAS, the Board of Supervisors adopted the 1988-89 fiscal year budget for Dinwiddie County on June 15, 1988; and

WHEREAS, the final approval of the Constitutional Officer's budgets by the Compensation Board had not been received at that time; and

WHEREAS, these approvals have been received and the changes have been incorporated into the 1988-89 budget to reflect these department approvals by the State;

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that the revisions for the 1988-89 fiscal year budget be adopted as presented and the revised 1988-89 budget be as set forth below:

INCOME ESTIMATES	Fiscal Year Commencing July 1, 1988
GENERAL FUND: Revenue from Local Sources: General Property Taxes Other Local Taxes Permits, Privilege & Regulatory Licenses Fines and Forfeitures Revenue from Use of Money & Property Charges for Services Miscellaneous Revenue	\$ 5,439,500 1,606,400 69,700 2,000 156,000 138,930 163,000
TOTAL	7,575,530
Revenue from the Commonwealth Revenue from the Federal Government	2,603,211 125,982
TOTAL GENERAL FUND	\$10,304,723
LAW LIBRARY FUND	2,500
SCHOOL TEXTBOOK FUND	88,715
SCHOOL FUND: Revenue from Local Sources Revenue from the Commonwealth Revenue from the Federal Government	35,200 9,027,000 951,400

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Transfers from Other Funds	4,945,500
TOTAL SCHOOL FUND	14,959,100
E911 FUND SELF-INSURANCE FUND GENERAL CAPITAL PROJECTS FUND	45,000 70,000 247,000
GRAND TOTAL ALL FUNDS LESS INTERFUND TRANSFERS	\$25,717,038 5,104,800
TOTAL INCOME FUND BALANCES, JULY 1	\$20,612,238 2,574,564
CASH RESOURCES	\$23,186,802
CONTEMPLATED EXPENDITURES	
GENERAL FUND: Board of Supervisors County Administrator County Attorney Independent Auditor Commissioner of the Revenue Land Use Treasurer Data Processing Electoral Board and Officials Circuit Court County Court Special Magistrates Clerk of the Circuit Court Commonwealth's Attorney Sheriff-Law Enforcement Volunteer Fire Departments Ambulance & Rescue Service Forestry Service Sheriff-Correction & Detention Probation Office Other Correction & Detention Building Inspection Animal Control Medical Examiner Public Safety/Civil Defense Road Administration Street Lights Refuse Disposal Public Utilities Maintenance of Buildings & Grounds Water Service Health Mental Health Mental Health Mental Health Melfare Administration Public Assistance Other Social Services Community College Recreation Lake Chesdin Regional Library Planning Other Planning & Community Development Regional Planning Commission Soil and Water Conservation Johnson Grass Control Advancement of Agric & Home Economics Capital Projects Fringe Benefits (Suspense Account) County Insurance Internal Services Capital Outlay Debt Service	\$ 45,315 132,139 58,806 25,000 117,328 12,187 127,507 50,601 43,312 6,700 5,690 550 36,771 87,095 1,146,171 113,760 22,900 11,540 115,450 4,250 23,100 57,679 64,907 900 52,803 250 40,000 297,368 106,200 158,511 120,000 134,307 36,370 901,336 451,660 11,322 1,240 85,030 901,336 451,660 11,322 1,240 85,030 57,655 59,137 11,550 5,500 7,553 56,833 0 0 0 0 293,000

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Subtotal Transfers to Other Funds	5,372,361 5,104,800
TOTAL - GENERAL FUND	\$10,477,161
LAW LIBRARY FUND	2,500
SCHOOL TEXTBOOK FUND	54,115
Administration Instruction Summer School Adult Education Other Educational Programs Attendance & Health Services Pupil Transportation Services SchoolFood Services Operation & Maintenance of School Fixed Charges Capital Outlays Debt Service Federal Programs TOTAL - SCHOOL FUND	1,991,112 100,000 638,500 565,800 \$ 14,959,100
E911 FUND SELF INSURANCE FUND GENERAL CAPITAL PROJECTS SCHOOL CAPITAL PROJECTS	58,000 50,000 247,000 950,000
GRAND TOTALS - ALL FUNDS LESS INTERFUND TRANSFERS TOTAL EXPENDITURES FUND BALANCES - JUNE 30	\$ 26,797,876 5,104,800 \$ 21,693,076 1,493,726
TOTAL REQUIREMENTS	\$ 23,186,802

IN RE: FREEZE ON PURCHASING AND HIRING

Mr. Richard Barton, County Administrator, advised the County will again have to borrow money to meet expenses through the end of the year. Having borrowed \$1.76 million in April, the balance will probably be between \$400,000 and \$500,000. At this time, the Treasurer is working with our auditor to determine if this will be sufficient to carry us through until October and November when tax collections start to come in. He advised they feel that if the tax bills can be sent out early enough and subsequently if collections come in as projected, we may be able to squeeze by with the amount we will be able to borrow.

With this in mind, Mr. Barton recommended to the Board that they impose an immediate freeze on all hiring and purchasing until tax collections and/or other revenues are received and the total fiscal position of the County can again be analyzed.

Upon motion of Mr. Bracey, seconded by Mr. Harrison, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that a freeze on all hiring and purchasing go into effect immediately until tax collections and/or other revenues are received and the County's fiscal position is analyzed.

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IN RE: APPROPRIATION RESOLUTION

Upon motion of Mr. Moody, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", the following Appropriation Resolution was adopted for the 1988-89 Budget:

WHEREAS, the final 1988-89 budget has been adopted by the Board of Supervisors; and

WHEREAS, in order for the various departments and agencies to make expenditures within this budget, an appropriation of funds must be authorized by the Board of Supervisors;

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the total General Fund budget, E911, Self Insurance, and Law Library fund budgets, totalling \$10,675,361, be appropriated beginning July 1, 1988 with the exception of the local transfer to the School Board from the General Fund in the amount of \$4,945,500; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that expenditures by Department Heads be limited to one-fourth of their total budget on a quarterly basis without special exception; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that of the local transfer of \$4,954,500 to the School Board, the sum of \$1,238,625.00 is hereby appropriated, said sum being one-fourth of the budgeted local fund transfer; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that of the \$11,008,715, the remaining school board budget consisting of School Textbook Fund, School Fund and School Capital Projects Fund, the sum of \$2,752,178.75 is hereby appropriated, said sum being one-fourth of the remaining school board budget; and

BE IT FURTHER RESOLVED that the Dinwiddie County School Board is directed to evaluate its financial needs and request from the Board of Supervisors on the 1st day of each new quarter approval for an appropriation for that quarter of the local fund transfer and remaining school board budget up to the above stated amounts or for special exception if said amounts are insufficient; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Treasurer be authorized to transfer this quarterly appropriation from the General Fund for the local transfer to the School Board in the amounts as needed on a monthly basis to meet expenditures up to the appropriation approved by the Board.

IN RE: VIRGINIA COMMUNITY CERTIFICATION PROGRAM

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS of Dinwiddie County, Virginia that the intent of the following resolution be adopted:

WHEREAS, the governing body of Dinwiddie County is interested in the economic well-being of its citizenry and the community at large; and,

WHEREAS, the governing body is prepared to support appropriate efforts within the community to become totally prepared to promote economic development; and,

EXTRACT

WHEREAS, the Virginia Department of Economic Development is offering a program which is specifically designed to help Virginia communities to become prepared for industrial and related economic development; and,

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WHEREAS, this program is entitled the Virginia Community Certification Program.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, wishes to participate in the Virginia Community Certification Program, and that the leadership of this community fully realizes this program requires dedicated effort; and,

BE IT FURTHER RESOLVED that by making entry into this program, we are pledging our honest efforts to become designated as a "Certified" community; and

BE IT FURTHER RESOLVED, that the program requires the existence or formation of a Local Economic Development Organization, and this governing body designates the _____ as representing our community for the purpose of participating in this program; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that recommendations to fill in the blanks in the above resolution be brought to the August 3, 1988 meeting so the Resolution can be completed and adopted.

IN RE: SPECIAL ENTERTAINMENT PERMITS

Mrs. Wendy W. Quesenberry, Assistant County Administrator, presented a request for a Special Entertainment Permit from Richard Bland College to hold a Beach Music Festival for the benefit of the United Way on Sunday, August 7, 1988 from 1:00 P.M. to 5:00P.M. Although the event will actually be taking place in Prince George County, parking will be in Dinwiddie County and a permit is needed.

Also, the Office on Youth and Community Services had submitted a Special Entertainment Permit for several events to be held in the Outdoor Theatre for August 5, August 18, August 25, September 20, and several scheduled programs which dates had not been confirmed. A request from Smyrna Baptist Church was added for use of the Outdoor Theatre on August 7, 1988 and was included even though it is not sponsored by the Office on Youth and Community Services.

Upon motion of Mr. Bracey, seconded by Mr. Clay, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "ave",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA, that Special Entertainment Permits for Richard Bland College, Office on Youth and Community Services, and Smyrna Baptist Church be granted with the conditions stated therein.

IN RE: COURTHOUSE ELECTRICAL WIRING

Mr. Richard Barton, County Administrator, presented three bids to upgrade the wiring at the Courthouse. This is due to the recent addition of computers and other electrical appliances at the Courthouse. The three submitted were from Nelson E. Morton, Fleming Plumbing & Electric, Inc. and Tipton's Electrical Service. Mr. Barton recommended the low bid of \$1,600 from Tipton's Electrical Services be accepted.

Upon motion of Mr. Clay, seconded by Mr. Moody, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "ave",

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DINWIDDIE COUNTY, VIRGINIA that Tipton's Electrical Service be awarded the bid

EXTRACT

to upgrade the electrical wiring at the Courthouse at a cost of \$1,600.

IN RE: ADJOURNMENT

Upon motion of Mr. Moody, seconded by Mr. Bracey, Mr. Bracey, Mr. Clay, Mr. Harrison, Mr. Moody, Mr. Robertson voting "aye", the meeting was adjourned at 9:24 p.m.

George E. Robertson,

Chairman