

VIRGINIA: AT THE CONTINUATION MEETING OF THE BOARD OF SUPERVISORS HELD IN THE CONFERENCE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 1ST DAY OF MARCH, 1995, AT 12:00 P.M.

PRESENT: DONALD L. HARAWAY, CHAIR ELECTION DISTRICT #2
AUBREY S. CLAY, VICE-CHAIR ELECTION DISTRICT #5
HARRISON A. MOODY ELECTION DISTRICT #1
EDWARD A. BRACEY ELECTION DISTRICT #4
LEENORA EVERETT ELECTION DISTRICT #3

DAN SIEGEL COUNTY ATTORNEY

IN RE: BUDGET WORKSHOP SESSIONS WITH DEPARTMENT
HEADS/CONSTITUTIONAL OFFICERS

The Board of Supervisors met with the Sheriff at the Sheriff's Department and then returned to the Pamplin Administration Conference Room to meet with the following Department Heads and Constitutional Officers to discuss their proposed budget request for FY 95.

Treasurer	Social Services
Commissioner of Revenue	Building Inspector
Director of Waste Management	Director of Recreation
Director of Planning	

THE CHAIRMAN CALLED FOR A RECESS AT 5:00 P.M. AND THE MEETING MOVED TO THE HOME PLACE RESTAURANT, DINWIDDIE COUNTY, VIRGINIA.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) 5-Discussion concerning a prospective business or industry, Section 2.1-344(a) 7-Consultation with Legal Counsel; the Board moved into Executive Session at 5:26 P.M. A vote having been made and approved the meeting reconvened into Open Session at 6:57 P.M.

IN RE: CERTIFICATION

Upon motion of Mr. Clay, seconded by Mr. Bracey, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway voting "aye", the following resolution was adopted:

WHEREAS, the Board of Supervisors of Dinwiddie County convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by the Board of Supervisors of Dinwiddie County, that such Executive meeting was conducted in conformity with the Virginia law;

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, hereby certifies that, to the best of each member's knowledge, (1) only public business matters lawfully excepted from open meeting to which this certification resolution applies; and (2) only such public business matters as were identified in the motion convening the executive meeting were heard, discussed or considered by the Board of Supervisors of Dinwiddie County, Virginia.

IN RE: SOLE SOURCE PROCUREMENT RESOLUTION

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway voting "aye", the following resolution was adopted:

WHEREAS, the Board of Supervisors of Dinwiddie County, Virginia (the "Board") desires to procure the services of a consulting firm with comprehensive and extensive experience in the design, construction and operation of municipal solid waste biodegradation, composting and source separation plants and related laboratory analysis and consulting to advise the Board regarding the municipal solid waste Co-Composting Plant and Materials Recycling Facility constructed in Dinwiddie County by Virginia Bio-Fuel Corporation (the "Plant"); and

WHEREAS, the Board has determined that the consulting firm of Organic Waste Systems n.v. and its wholly-owned subsidiary OWS, Inc. (together, "OWS") is the only consulting firm which is currently familiar with facilities such as the Plant and the design, construction and operation thereof and therefore is the only source practically available at a reasonable price for the services to be procured by the Board;

NOW, THEREFORE, be it resolved by the Board as follows:

1. Pursuant to the requirements of Section 11-41 (D) of the Code of Virginia, this Resolution shall constitute a determination in writing that there is only one source practicably available for the services which the Board wishes to procure.
2. The basis for this determination is that the consulting services desired by the County require substantial and comprehensive experience in the design, construction and operation of municipal solid waste biodegradation, composting and source separation plants and related laboratory analysis and consulting, and after research by the County, the Board has determined that the firm of OWS is the only consulting firm with such experience.
3. A contract will be awarded to OWS to perform the desired services as of the date of this Resolution.
4. A copy of this Resolution shall be posted in the following designated public place from the date hereof for a period of two weeks:

Dinwiddie County Administration Building
14016 Boydton Plank Road
Dinwiddie, VA 23841

5. This Resolution shall be immediately effective.

DATED this 1st day of March, 1995.

Donald L. Haraway

Chairman, Board of Supervisors of
Dinwiddie County, Virginia

IN RE: COUNTY ATTORNEY AUTHORIZED TO REPRESENT ALL PARTIES
INVOLVED IN LAWSUIT WITH VIRGINIA BIO-FUEL CORPORATION

Upon motion of Mr. Bracey, seconded by Mr. Moody, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway voting "aye",

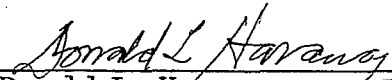
BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia, (the "County") hereby authorizes the County Attorney to provide legal advice and defense to all former and current officials, employees and supervisors of the County and officers and directors of the Industrial Development Authority of Dinwiddie County, Virginia for claims involving Virginia Bio-fuel Corporation and the various bond issues relating thereto.

Extract

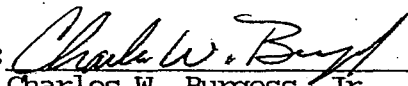
Extract

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Moody, Mrs. Everett, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway voting "aye", the meeting adjourned at 7:00 P.M.



Donald L. Haraway
Chair, Board of Supervisors

ATTEST: 
Charles W. Burgess, Jr.
County Administrator

/rle

