

The minutes to Board of Supervisors meetings contained within this website are **unofficial** and are provided solely for the convenience of the website user. The **official** minutes to Board of Supervisors meetings are maintained on paper, bound and are available to the public Monday through Friday 8:30 a.m. - 5:00 p.m. in the office of the County Administrator, located in the Pamplin Government Center, 14016 Boydton Plank Road, Dinwiddie, Virginia. For further information, please contact the Clerk of the Board of Supervisors at (804) 469-4500 or by e-mail at arussell@dinwiddieva.us

VIRGINIA: AT THE REGULAR MEETING OF THE DINWIDDIE COUNTY BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 17TH DAY OF APRIL, 2002, AT 10:00 A.M.

PRESENT: EDWARD A. BRACEY, JR., CHAIRMAN ELECTION DISTRICT #4
ROBERT L. BOWMAN, IV, VICE-CHAIR ELECTION DISTRICT #3
HARRISON A. MOODY ELECTION DISTRICT #1
DONALD L. HARAWAY ELECTION DISTRICT #2
AUBREY S. CLAY, ELECTION DISTRICT #5

OTHER: JACK CATLETT COUNTY ATTORNEY

IN RE: CALL TO ORDER – INVOCATION – PLEDGE OF ALLEGIANCE

Mr. Edward A. Bracey, Jr., Chairman, called the regular meeting to order at 10:00 A.M. followed by the Lord’s Prayer and the Pledge of Allegiance.

IN RE: AMENDMENTS TO THE AGENDA

Mrs. Wendy Weber Ralph, Interim County Administrator, stated there was a need to add an item under Closed Session – Industry.

Upon Motion of Mr. Bowman, Seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey, voting “Aye”, the above amendment (s) was approved.

IN RE: MINUTES

Upon Motion of Mr. Clay, Seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey, voting “Aye”,

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the minutes of the April 3, 2002 Regular Meeting are hereby approved in their entirety.

IN RE: CLAIMS

Upon Motion of Mr. Haraway, Seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey, voting “Aye”,

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the following claims are approved and funds appropriated for same using checks numbered 103011 through 1030269 (void check(s) numbered 1029727 and 1029865) for:

Accounts Payable FY 2001- 2002:

(101) General Fund	\$ 228,193.47
(103) Jail Commission	\$ 28.99
(104) Marketing Fund	\$.00
(222) E911 Fund	\$ 1,798.66
(223) Self Insurance Fund	\$.00
(225) Courthouse Maintenance	\$ 8,227.96
(226) Law Library	\$ 57.50
(228) Fire Programs & EMS	\$ 103.67
(229) Forfeited Asset Sharing	\$.00
(304) CDBG Grant Fund	\$ 180.67

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(305) Capital Projects Fund	\$ 271,171.21
(401) County Debt Service	\$ <u>85,919.17</u>
TOTAL	\$ 595,617.30

IN RE: DINWIDDIE ELEMENTARY SCHOOL PROJECT – REQUISITION NUMBER 42 (IDA1997A-TRANSFERRED PROCEEDS –#2/20/02)

Mrs. Ralph stated the following invoices are included in Payment Request Number 42 (IDA1997A - Transferred Proceeds – #4/09/02):

THE APPLIANCE PLACE	429.00
VIRCO, INC.	<u>241.68</u>
TOTAL REQUISITION #42	\$ 670.68

Mrs. Ralph stated these invoices have been reviewed and approved by the Superintendent.

Upon Motion of Mr. Clay, Seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Mr. Clay, Mr. Bowman, Mr. Bracey voting “Aye”,

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Requisition Number 42 (IDA1997A - Transferred Proceeds – #4/09/02 in the amount of \$670.68 be approved and funds appropriated for CIP expenses from the Dinwiddie Elementary School Project Account.

IN RE: DINWIDDIE ELEMENTARY SCHOOL PROJECT – REQUISITION NUMBER 43 (IDA1998A-TRANSFERRED PROCEEDS - #4/09/02)

Mrs. Ralph stated the following invoices are included in Payment Request Number 43 (IDA1998A - Transferred Proceeds – #4/09/02):

SYDNOR HYDRO	4,674.80
J.H. PENCE COMPANY	12,060.00
JOHNSON CONTROLS	<u>5,876.00</u>
TOTAL REQUISITION #39	\$ 22,610.80

Mrs. Ralph stated these invoices have been reviewed and approved by the Superintendent.

Mr. Bracey questioned whether the invoice from Sydnor Hydro for water corrosion control was a CIP expenditure or if it should be paid out of the maintenance budget.

Upon Motion of Mr. Clay, Seconded by Mr. Haraway, Mr. Moody, Mr. Haraway, Mr. Clay, Mr. Bowman, Mr. Bracey voting “Aye”,

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Requisition Number 43 (IDA1998A - Transferred Proceeds – #4/09/02 in the amount of \$22,610.80 be approved and funds appropriated for CIP expenses from the Dinwiddie Elementary School Project Account.

IN RE: CITIZEN COMMENTS

The following citizen(s) signed up to comment.

1. Michael W. Bratschi, 23500 Cutbank Road, McKenney, Virginia, came before the Board with the following requests and comments:
 - a. Copy of the code "on paper" that gives power to the Board of Supervisors.
 - b. Copy of the Code of Virginia "on paper" concerning the (Freedom of Speech) public comment.
 - c. All Board member salaries
2. Geri Barefoot, 7411 Frontage Road, Petersburg, VA came forward questioning the tax rates on mineral lands, airplanes and heavy construction equipment.
3. Anne Scarborough came forward and stated if the Board is going to hold citizens to a 3- minute time limit a clock should be located in front of the speaker. This would enable the speaker to know how much time they had to finish their comments.

IN RE: VDOT – REPORT

Mr. Richard Caywood, Resident Engineer, Virginia Department of Transportation, was not present.

IN RE: COMMISSIONER OF THE REVENUE – REPORT

Mrs. Deborah M. Marston, Commissioner of the Revenue, was not present.

IN RE: TREASURER

Mr. William E. Jones, Treasurer, came forward and presented his report for the month of March 2002.

IN RE: COMMONWEALTH ATTORNEY – REPORT

Mr. T. O. Rainey, III, Commonwealth Attorney, was not present.

IN RE: SHERIFF'S DEPARTMENT – REPORT

Sheriff Samuel Shands was not present.

IN RE: BUILDING INSPECTOR – REPORT

Mr. Dwayne H. Abernathy, Building Inspector came forward presenting his report for the month of March 2002.

IN RE: ANIMAL WARDEN – REPORT

Mr. Steven R. Beville, Animal Warden, came forward presenting his monthly update for March 2002.

IN RE: DIRECTOR OF PLANNING – REPORT

Mr. William C. Scheid, Director of Planning, came forward and presented his monthly update for March 2002 for the planning department.

The County Administrator asked the Board if they were interested in meeting with Bill Turner for an overview of the Comprehensive Land Use Plan for a work session on April 24th after the 7:00 p.m. meeting. The Board agreed.

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Mrs. Ralph also stated the Planning Commission and the Board needed to have a joint workshop to discuss the CIP. The date of the regular meeting on May 1, 2002 was suggested. Then the Public Hearings for the Planning Commission and Board could be scheduled for June 5th and July 3rd. Mr. Scheid stated he would contact the Planning Commissioners if agreeable with the Board. The Board concurred.

Mr. Moody asked Mr. Scheid if the Tobacco Commission had approved the county's project. Mr. Scheid stated he had not received any confirmation in writing but he understood it has been approved.

IN RE: ZONING ADMINISTRATOR/SENIOR PLANNER REPORT

Mr. David S. Thompson, Zoning Administrator/Senior Planner came forward and presented his March 2002 monthly report. He asked the Board if they would be comfortable with allowing the Committee to continue to work on the Dog Ordinance until they completed it before starting work on the off-street truck ordinance. The Board agreed.

IN RE: CODE COMPLIANCE OFFICER

Mr. Phillip E. Harris, Code Compliance Officer, came forward and presented his March 2002 monthly report.

IN RE: SOCIAL SERVICES – REPORT

Ms. Peggy McElveen was not present. Mrs. Ralph stated Mrs. McElveen was attending a legislative session this morning.

IN RE: PARKS AND RECREATION – REPORT

Mr. Timothy C. Smith, Director of Parks and Recreation, stated he had provided the Board with his March 2002 monthly report. Mr. Haraway requested a financial summary of the revenue generated from the use of the center.

Mr. Smith presented an overview of the Re-dedication of the Court House and 250th Celebration kick-off event.

IN RE: WASTE MANAGEMENT – REPORT

Mr. Dennis King, Director of Waste Management came forward to present his report for March 2002. Mr. Moody commented he talked with Nottoway County and they utilized inmates to help with trash pick-up on their roads. Mr. King commented the inmates here in the county had helped his department in the past also. He stated he would contact the Sheriff's Department about it.

Mr. Clay requested that Mr. King contact Mr. Caywood at VDOT regarding some land the county could use for dumpsters.

IN RE: PUBLIC SAFETY OFFICER – REPORT

Mr. David M. Jolly, Public Safety Officer, came forward to present his report for March 2002. He introduced Ms. Denise Absher, the new Communications Supervisor.

IN RE: COMMUNICATIONS SUPERVISOR – TRAVEL REQUEST – APCO VIRGINIA SPRING CONFERENCE

The Public Safety Officer stated there is an APCO Virginia Spring Conference the Communications Supervisor would like to attend May 15 -17,

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2002 at Virginia Beach. He requested authorization for the Communications Supervisor to attend the conference at an estimated cost of \$285.

Upon Motion of Mr. Moody, Seconded by Mr. Bowman, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey, voting "Aye", authorization was granted to the Communications Supervisor to attend the APCO Virginia Spring Conference to be held May 15 -17, 2002 at Virginia Beach, estimated cost to be \$285.

IN RE: COUNTY ATTORNEY – REPORT

Mr. Jack Catlett, County Attorney, came before the Board stating he had nothing to report.

IN RE: BUILDINGS AND GROUNDS - REPORT

Mr. Donald Faison, Buildings and Grounds Superintendent, came forward and stated he provided his monthly update for March 2002 in the Board packages.

The County Administrator reported that the Court House Committee met last week and they were very pleased with the renovations.

IN RE: ARBITRAGE REBATE CALCULATIONS

Mrs. Ralph stated while Trimble and Associates has certainly had more references, she felt Robinson, Farmer, Cox certainly is qualified and our bond issues should not be that complicated. The County Administrator recommended rescinding the previous resolution with Trimble and award the contract to Robinson, Farmer, Cox. She commented that the cost would be shared between the Board and the School Board.

	2002		TRIMBLE	RFC
County/School	1,625,000	1992	1,125	1,150
County	1,230,000	1993	1,125	1,150
School	495,000	1994	1,125	1,150
School	3,365,000	1995A (VPSA Notes)	1,125	1,150
County	5.5 Million	1995B	1,125	-
School	5.9 Million	1997A	1,125	1,150
County	4.1 Million	1997B	1,125	-
=====				
Subtotal Year 2002			7,875	5,750
School	6,590,000	1998A	1,125	1,150
County	875,000	1998B	1,125	-
County	4,500,000	1998C Ref.	1,125	-
School	5,500,000	1999A	1,125	1,150
School	605,000	1999B	<u>1,125</u>	<u> </u>
COST OVER 5 YEAR PERIOD			13,500	8,050

Upon Motion of Mr. Haraway, Seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey, voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that action on the contract with Trimble & Associates is rescinded and the County Administrator is authorized to proceed with the contract with Robinson, Farmer, Cox to perform arbitrage rebate calculations for our bond

issues that fall within the 5-year timeframe at a cost not to exceed \$1,050 per transcript for all the bond issues included.

IN RE: RESOLUTION - CAPITALIZATION POLICY

Mrs. Ralph stated Robinson, Farmer, Cox Associates prepared a Capitalization Policy to establish a minimum value for reporting the County's capital assets. The recommendation is \$10,000. Anything less than that would be depreciated in a very short period of time and would not be worth the time and expense to list. She recommended adopting the policy, which was prepared by the auditors.

Upon Motion of Mr. Moody, Seconded by Mr. Bowman, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey, voting "Aye", the following resolution is adopted.

Whereas the Governmental Accounting Standards Board has issued Statement Number 34, *Basic Financial Statements and Management's Discussion and Analysis for State and Local Governments* (GASB 34), and

Whereas among other things, GASB 34 requires a new reporting model which includes compilation of capital assets as well as a basis for depreciation, and

Whereas GASB 34 will need to be implemented for external reporting for the County of Dinwiddie for the fiscal year ended June 30, 2003, and

Whereas, the County of Dinwiddie does not presently account for capital assets within its current reporting model nor does the County have an official capitalization policy for external reporting, and

Whereas, County Staff in consultation with the County's Auditor, wishes to establish a capitalization policy that sets the minimum value of a capital asset (land, buildings or equipment) to be included in the County's financial reporting model, and

Whereas, a minimum value of \$10,000 would allow for a reasonable presentation of capital assets owned by the County of Dinwiddie.

Therefore, be it resolved that the County of Dinwiddie's Board of Supervisors on this day establish a capitalization policy for external reporting purposes that sets the minimum value of a capital asset at \$10,000.

IN RE: PAYOFF LOAN – NAMOZINE VFD LADDER TRUCK

The County Administrator stated she reviewed the undesignated fund balance and there are sufficient funds to cover the payoff for the Namozine ladder truck. The amount due today is \$195,822 but there is a per diem interest due each day the loan is not paid. Mrs. Ralph also requested that it be made clear that the Board will not be honoring any requests of this kind in the future, and that all capital requests must be submitted for consideration in the County's Capital Improvement Plan process.

Mr. Haraway stated this situation had created a lot of comments from the citizens and Board members. Continuing he commented this truck is indeed a wonderful asset to the county and if it were purchased today it would cost around \$600,000. It takes a special type of individual to take on the responsibility of a loan of this magnitude. However, while we recognize that the action taken by Namozine Volunteer Fire Department to purchase this ladder truck was made in good faith to provide fire service to the County citizens, the Board will not honor

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this type of request in the future. All capital requests in the future for any department or agency must be submitted to the Capital Improvement Program committee for review and recommendation to the Planning Commission and Board of Supervisors.

Mr. Haraway moved to pay the amount due at payoff on the loan and to authorize Administration to issue a check for that amount. Mr. Clay seconded the motion.

Mr. Bracey stated there absolutely would not be any exceptions made in the future to the rule for anyone. He also questioned if paying this loan will affect any other request in the CIP. The County Administrator replied not in the present plan.

Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey, voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for Administration to payoff the loan for the Namozine Volunteer Fire Department, Ladder truck, and issue a check from the undesignated fund in the amount due at payoff.

IN RE: BOARD MEMBER COMMENTS

Mr. Clay	No Comments
Mr. Haraway	No Comments
Mr. Moody	No Comments
Mr. Bowman	No Comments
Mr. Bracey	No Comments

IN RE: AUTHORIZATION FOR SHERIFF'S DEPARTMENT TO REPLACE VACANT COUNTY POSITION- JAILOR

The County Administrator stated that Sheriff Shands sent a letter to the Board requesting authorization to hire Mr. Haywood R. Massenburg to fill a vacant county jailor position effective April 22, 2002. He was a Deputy Sheriff in the City of Petersburg and was not re-appointed by the present Sheriff. Mrs. Ralph requested that the Board make it contingent upon verification that this is a county position if it took action today.

Upon motion of Mr. Clay, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey voting "Aye",

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that contingent upon verification that this is a county position, the Sheriff is authorized to hire Mr. Haywood R. Massenburg to fill the vacant Jailor position, at an annual salary of \$23,329, effective April 22, 2002.

IN RE: CLOSED SESSION

Mr. Clay stated I move to close this meeting in order to discuss matters exempt under section:

Personnel Matters - §2.2-3711 A. 1 of the Code of Virginia
- Appointments; Parks and Recreation; Treasurer

Industry - §2.2-3711 A. 5 of the Code of Virginia

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Mr. Haraway seconded the motion. Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey, voting "Aye", the Board moved into the Closed Meeting at 11:14 A.M.

A vote having been made and approved the meeting reconvened into Open Session at 12:08 P.M.

IN RE: CERTIFICATION

Whereas, this Board convened in a closed meeting under § 2.2-3711 A.1 Personnel – Appointments; Parks and Recreation; Treasurer and § 2.2-3711 A.5, Industry

And whereas, no member has made a statement that there was a departure from the lawful purpose of such closed meeting or the matters identified in the motion were discussed.

Now be it certified, that only those matters as were identified in the motion were heard, discussed or considered in the meeting.

Upon Motion of Mr. Clay, Seconded by Mr. Haraway, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey, voting "Aye", this Certification Resolution was adopted.

IN RE: APPOINTMENT – PART-TIME MAINTENANCE/ATHLETIC COORDINATOR POSITION – MR. HARVEY R. JONES

Upon motion of Mr. Haraway, seconded by Mr. Clay, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey voting "Aye", authorization is granted for Administration to hire Mr. Harvey Jones for the position of part-time maintenance/athletic coordinator for the Recreation Department, at an hourly salary of \$7.94.

IN RE: INFORMATION IN BOARD PACKET OR DISTRIBUTED

1. Appomattox River Water Authority - Notice of Proposed Issuance of Additional Bonds
2. Letter from William Scheid – Lot drainage schematic for Mr. & Mrs. Harvell
3. Appomattox Regional Library System – Monthly Report
4. DAAlert ...on Solid Waste Issues – Publication of Draper Aden Associates – Governor Warner's SB 592 for \$5 per ton Waste Surcharge
5. The Appomattox Basin Industrial Development Corporation – Report
6. Memo to Commissioner of Revenue from County Administrator – 2002 Taxation of TXI Chaparral Steel

IN RE: ADJOURNMENT

Upon Motion of Mr. Clay, Seconded by Mr. Moody, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, Mr. Bracey, voting "Aye", the meeting adjourned at 12:09 P.M. to be continued until 7:00 P.M. on Wednesday, April 24, 2002 for the adoption of the budget and tax rates and a workshop for the Board on the Comprehensive Land Use Plan.

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Edward A. Bracey, Jr.
Chairman

Wendy Weber Ralph
County Administrator

/abr