

The minutes of Board of Supervisors meetings contained within this website are **unofficial** and are provided solely for the convenience of the website user. The **official** minutes of 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.

“DRAFT”

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 7th DAY OF OCTOBER, 2003, AT 7:30 P.M.

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

OTHER: JACK CATLETT COUNTY ATTORNEY

ABSENT: AUBREY S. CLAY ELECTION DISTRICT #5

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

Mr. Robert L. Bowman, Chair, called the regular meeting to order at 7:38 P.M. followed by the Lord’s Prayer and the Pledge of Allegiance. Mr. Bowman wanted to express his sincere thanks to all the Departments, Volunteers and employees for their hard work and efforts surrounding Hurricane Isabel. Mrs. Ralph echoed his marks and added that she hopes at some point there would be something that could be done in a formal way to recognize everyone who played a part in the Hurricane effort.

IN RE: AMENDMENTS TO THE AGENDA

Mr. Bracey requested that the Planning Department be present and added to the personnel item during the closed session. Mr. Bracey also wanted to make a Public Statement after the session concerning the issue.

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

IN RE: CONSENT AGENDA

There was a claims supplement added to the claims section of the consent agenda for Capital Project Funds for \$131,100. Ms. Russell mentioned the appointment letter of the new VJCCA Coordinator and the resolution of the Tobacco Allotment Buy-Out-Program. Mr. Bowman wanted an explanation of the \$131,100 and Ms. Ralph stated that it was for Ford’s Volunteer Fire Department

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for the First Responder/Fire vehicle. It will be delivered within the next week to Richmond where some things will be added to it and they wanted to have the check ready if everything was complete before the next meeting.

IN RE: CLAIMS

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

BE IT RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia that the following claim is approved and funds appropriated for same using check numbered 1036891, 1036757-1036888.

Accounts Payable

(101) General Fund	\$ 331,921.27
(103) Jail Commission	\$ 114.20
(104) Marketing Fund	\$
(222) E911 Fund	\$ 6,798.37
(223) Self Insurance Fund	\$
(225) Courthouse Maintenance	\$
(226) Law Library	\$ 69.50
(228) Fire Programs & EMS	\$
(229) Forfeited Asset Sharing	\$
(304) CDBG Grant Fund	\$ 2,826.98
(305) Capital Projects Fund	\$ 152,002.41
(401) County Debt Service	\$ 56,234.65
(729) Abraham Fund	\$ <u>643.75</u>
TOTAL	\$ 550,611.13

IN RE: APPOINTMENT – COORDINATOR VJCCCA

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

BE IT RESOLVED, by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted for Administration to hire Ms. Lori Henley for the position of Coordinator of the Virginia Juvenile Community Crime Control Act Grade 12, Step C, at an annual salary of \$31,336.

IN RE: RESOLUTION – TOBACCO ALLOTMENT BUY-OUT PROGRAM

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Upon motion of Mr. Moody, Seconded by Mr. Haraway, Mr. Bracey, Mr. Moody, Mr. Haraway, Mr. Bowman voting "Aye," the following resolution was adopted.

WHEREAS, tobacco production has played a vital role in the economy of Southside Virginia throughout the history of the region;

WHEREAS, tobacco producers and their families have been important contributors to the family-oriented society which makes our region so desirable;

WHEREAS, the tobacco industry is now under assault on many fronts, as a result of which the continued production of tobacco in the region is seriously endangered;

WHEREAS, the elimination of tobacco production in Southside Virginia will not prevent the production and consumption of cigarettes, as tobacco will be supplied in the future by importation of less costly tobacco;

WHEREAS, the elimination of tobacco production in this region will cause significant harm to the culture, heritage and economic stability of a region, which cherishes its way of life;

WHEREAS, the proposed tobacco allotment buy-out-program is absolutely necessary for those who have worked so hard to create equity in their tobacco allotment.

IT IS, ACCORDINGLY, HEREBY RESOLVED that the Board of Supervisors for Dinwiddie County, Virginia, hereby expresses its unqualified support for implementation of a tobacco allotment buy-out-program, which fairly compensates tobacco producers for their loss of allotment, and urges all federal legislative action required to promptly enact and implement that program.

IT IS FURTHER RESOLVED that Dinwiddie County Board of Supervisors hereby expresses their pride in tobacco producers and their families, and their appreciation for the important societal contributions they have made through their hard working, family-oriented lifestyle.

IN RE: CITIZEN COMMENTS

Mr. Bowman asked if there were any citizens signed up to speak or present who wished to address the Board during this portion of the meeting.

The following citizen(s) came forward to address the Board:

1. Eva Bratschi – 23500 Cutbank Road, McKenney, Virginia – thanked Mr. and Mrs. Bland, Maggie Mayberry, and the volunteer

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Fire Departments. She commended Kim Willis, Director of the Social Service Department, on her efforts. She was disappointed with the lack of newsprint.

2. Michael Bratschi - 23500 Cutbank Road, McKenney, Virginia – praised Kim Willis for all her efforts. He scolded officials for their non-support. He stated that some of them needed to be fired for not doing their job.
3. Maggi Mayberry – 2501 Ridge Lane, McKenney, Virginia – She spoke to David Jolly after the Hurricane for Red Cross information and was not given a clear answer. She then called Senator Forbes and within 15 minutes she received answers. She also added that there needs to be a clearer and more defined emergency policy for the county. She added if there was anything she could do to help, she would be more than willing to do so. She requested to meet with the Chairman and the County Administrator to discuss her concerns.
4. Michael & Karon Vadnais – 14416 Boydton Plank Road – Dinwiddie – They said that the information others had given was what they were going to give and decided not to come forward.
5. Marjorie Flowers – 14919 Wilkerson Road, Dewitt, Virginia – stated that Kim Willis did a fantastic job. She stayed in contact with Ms. Ralph to offer her assistance. She commented on the Bio Solids and how Dinwiddie County is one of the very few who has not adopted an ordinance. She made mention that Dinwiddie County should form a citizens committee to deal with the issue of Bio Solids.
6. Geri Barefoot – 7411 Frontage Road, Petersburg, Virginia – stated that Dinwiddie County has no Bio Solids ordinance. Neighbors don't even know when and how long it will be spread.
7. Pearl Bland – 17806 Depot Road, McKenney, Virginia – she stated that Kim Willis is a Godsend and that God is speaking to us and we need to have some compassion. Information distribution is very poor. Some one had to call me to find out what was available. There needs to be some kind of domino effect of information. The Red Cross was going to come in because there was no food and people were hungry, but information from the County to them was not clear. At Dinwiddie County Elementary school, the principal turned people from using the rest rooms because they were not volunteers. She believes the principal needs to be reprimanded. All the facilities in the county need to be available for citizens. The

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county threw ice away. Mrs. Bland stated that the Red Cross was very helpful and we need to go back and read the article. Red Cross was there everyday. It was a truck that was a little late one day.

Mr. Bracey asked if the rest room situation had been corrected? Ms. Ralph stated that Mr. Jolly and Mr. Massengill had taken care of it that day.

8. Dorothy Wyatt – 16612 Hamilton Arms Road – Dewitt, Virginia – She passed on her sincere thanks to the County for the shelter. Everything there was great. She mentioned God being angry with us and her gratefulness for the shelter. She stated that she hopes the county has learned something from Isabel.
9. Anne Scarborough – Boydton Plank Road – She stated her concern over our hiring policies in the county. After getting copies of the Senior Planner and the Director of Buildings and Grounds positions listed on the county's information wall, she matched them up and was not happy. She stated she found it strange that the county would offer more money to a person in a job that does not have the education or degrees involved in the other job.

Mr. Bowman mentioned that trade professions sometime pay more than non-trade professions. He mentioned how a mechanic might make more money than a teacher.

She stated that the Board and County Administrators could tighten up on food spending for meetings. \$5,000 dollars for the year is a bit much. She understands that it is part of the job, but could they be more sensible with it, with times as tight as they are. She asked why must all the members attend a meeting at one of the 10 most expensive places to visit? Couldn't two go and bring the information back? This could be your part with helping save money for the county. She mentioned that the county tried to be sneaky and add \$5,000 dollars more to the County Administrator's salary behind closed doors. It equaled to a 29.67%, which is unheard of in today's economy.

Mr. Bracey stated that the increase was part of the one-year probationary period. Mr. Bowman stated that it was discussed in closed session. He stated that a percentage was also discussed and that the Board did not just come up with a figure to give Ms. Ralph.

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10. Kim Willis – everything that was done by the volunteers, could not have been done without the support of the County Administration. They worked 24/7 and the cafeteria staff worked and cooked. She thanked the Crater Health Department personnel for all their help.

11. Stacey Lin Hayes – Courthouse Road – If you did what you were supposed to do, thank you. If you did not, lets learn from it and move on. Lets focus on the good and move forward and make the best of the situation. If we are going to learn and grow from this, lets not bash our leaders.

IN RE: PUBLIC HEARING – VDOT – PROPOSED SECONDARY SIX-YEAR PLAN FOR FISCAL YEARS 2004/2010 AND 2004/05 SECONDARY CONSTRUCTION BUDGET

Mr. Richard Caywood, Resident Engineer, Virginia Department of Transportation thanked everyone for pitching in during the hurricane and helping with the Transportation Department. He then provided the following updates:

Bids on 4 sites in Dinwiddie County were received last Thursday. Corman Construction was the low bidder on each site. All of the work was bid on a lump-sum fixed completion date basis. The total cost of these contracts is approximately \$1/2 a million dollars.

1. Rainey Road (Route 734): 45 days from notice to proceed \$275,000
2. Walkers Mill Road (Route 665) November 5th \$85,000
3. Winfield Road (Route 630) October 21st \$69,000
4. Mansion Church Road (Route 651) October 21st \$46,000
5. Spain Road (Route 678) State forces; one week

Also on last Thursday, bids were received on a debris removal contract to serve Dinwiddie County for work on the VDOT right of way. The low bidder was Omni Construction of Pearl River Louisiana. Work will begin this week in the northern portion of the county. \$13.90 cu. Yd.

The Primary Urban and Interstate 6 Year Plan Public Meeting has been re-scheduled for December 1st at the Renovated Union Station in Petersburg. The meeting will begin at 5:00 PM with a formal presentation at 7:00 PM.

This being the time and place as advertised in the Progress Index on September 30, 2003 for the Board of Supervisors to conduct a public hearing to receive public input on the 2004/05 – 2009/10 Secondary Systems six Year Construction Plan and the 2004/05 Secondary Construction Budget in accordance with 33.1-70.01 of the Code of Virginia.

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In reference to the Through Truck Restriction on the Primary System; the September CTB Meeting was held on the 17th as Isabel approached. The meeting was cut short due to the storm and action on the revised guidelines was deferred. The next CTB Meeting is scheduled for October 15th.

Mr. Caywood presented an overview of the Six-Year plan as presented. For the plan, the local Board of Supervisor's and VDOT develop the priorities for the plan. VDOT is responsible for the implementation of the plan in accordance with the established priorities.

This year, the most significant change in the plan is the addition of a listing of Rural Rustic project candidates that utilize the available non-paved road funds. The selected projects were determined by the vehicle density and the number of homes. Cost was estimated at \$125,000 per mile for the first three years of the plan and \$150,000 per mile for the remaining three years of the plan.

Also, the Courthouse Road project was re-scoped as discussed at the workshop. The current proposal is for pavement rehabilitation and shoulder work only. This resulted in a significant cost reduction and advancement of the advertisement date.

He stated he was also, seeking a resolution designating the Rural Rustic Projects as shown in the plan. A sample has been provided.

The Chairman opened the Public Comment period.

1. Jeri Orton – 26727 Perkins Road – Petersburg – Virginia- has concerns about Halifax Road. In 1999 she presented a petition with 700 signatures to repair Halifax Road. It was number four on the project list and now it has been removed. The needs are still there and with developments much more traffic is being put on the road. Two people have lost lives. No room for driver error. I Urge you to put Halifax Road back in the six year road plan.
2. Michael Bratschi – 23500 – McKenney – Virginia – asked what date Courthouse Road will be completed. The bridge on I-85 always floods at Stony Creek. Are there any plans to raise it?
3. George Whitman – 13010 Old Stage Road – Petersburg – Virginia- nothing has been done in 102 years concerning Halifax Road. He has a serious problem with the priority list. The list is being done as a political list. How much longer until road is done. Must we continue to lose lives? Board Members need to drive the road.
4. Pearl Bland – This is my home. Halifax Road needs to be fixed. With loggers on the road, people's lives are at stake. Mr. Caywood

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needs to take a look at Halifax Road. We don't want to lose lives like 60 years ago.

5. Mr. Caywood responded to the public comments – Briefly addressed Courthouse Road saying he expected it to re-open in 2 to 3 weeks. VDOT is doing all it can do. No plan to do any major work on I-85, Federal Funds. Work is planned for Ferndale and River Road. Stony Creek area is a major problem with the need for major funding. He agreed with everyone concerning the Halifax Road situation. He will see if VDOT can do anything about the shoulders without having to completely overhaul the road using maintenance money without additional funding from the County. Half of the money in the plan goes to Baltimore Road, which needs a complete reconstruction. Priorities can be changed but the budget would have to be revamped. It would have no impact for three years in the plan.

Mr. Moody – going back to Halifax Road. The project was dropped four years ago due to VDOT budget cuts, not an action by the Board. He hated to see these roads cut and understands Halifax Road is a serious problem, but Baltimore Road is also. I don't want us to lose sight of the roads that were dropped due to the funding from VDOT. Brills Road, a little section half a mile at the bridge where one side is tar and the other gravel. Mr. Caywood stated that is certainly one that could be done as Rural Rustic.

Mr. Bracey – Why did you take Halifax Road off? It had to be done by VDOT because this board did not take it off the plan! Why does VDOT do this, bring it to the board and we have to accept it? That should be considered; not fair to the citizens. State had a cut back and it is not fair. I cannot support this. When a promise is made, a promise should be kept. Caywood stated it was done that way two years ago. The formula has not been changed. It was the straight numerical project.

Mr. Haraway – Does VDOT have written priorities as to how these projects are funded? Mr. Caywood said no.

Upon motion of Mr. Moody, Seconded by Mr. Haraway, Mr. Bracey voting no, Mr. Moody, Mr. Haraway, Mr. Bowman voting "Aye," the VDOT – proposed secondary six-year budget plan for fiscal years 2004/2010 was approved as presented.

Upon motion of Mr. Moody, Seconded by Mr. Haraway, Mr. Bracey voting no, Mr. Moody, Mr. Haraway, Mr. Bowman voting "Aye," the proposed 2004/05 secondary road construction budget plan for FY 2004-2005 Budget was approved as presented.

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Upon motion of Mr. Moody, Seconded by Mr. Haraway, Mr. Bracey voting no, Mr. Moody, Mr. Haraway, Mr. Bowman voting "Aye," the proposed Rural Rustic Plan was approved as presented.

RESOLUTION

WHEREAS, Sections 33.1-23 and 33.1-23.4 of the 1950 Code of Virginia, as amended, provides the opportunity for each county to work with the Virginia Department of Transportation in developing a Secondary Six-Year Road Plan,

WHEREAS, this Board had previously agreed to assist in the preparation of this Plan, in accordance with the Virginia Department of Transportation policies and procedures, and participated in a public hearing on the proposed Plan (2004/05 through 2009/10) as well as the Construction Priority List (2004/05) on October 7, 2003 after duly advertised so that all citizens of the County had the opportunity to participate in said hearing and to make comments and recommendations concerning the proposed Plan and Priority List,

WHEREAS, Mr. Richard Caywood, Resident Engineer, Virginia Department of Transportation, appeared before the board and recommended approval of the Six-Year Plan for Secondary Roads (2004/05 through 2009/10) and the Construction Priority List (2004/05) for Dinwiddie County, Virginia,

NOW, THEREFORE, BE IT RESOLVED that since said Plan appears to be in the best interests of the Secondary Road System in Dinwiddie County and of the citizens residing on the Secondary System, said Secondary Six-Year Plan (2004/05 through 2009/10) and Construction Priority List (2004/05) are hereby approved as presented at the public hearing.

IN RE: PUBLIC HEARING – AGREEMENT FOR TRANSFER OF LAND TO CONVEY PROPERTY OWNED BY DINWIDDIE COUNTY IN WEST PETERSBURG TO TRI-CITIES HABITAT FOR HUMANITY

This being the time and place as advertised in the Dinwiddie Monitor on September 2, 2003 and September 9, 2003, for the Board of Supervisors of Dinwiddie County, Virginia to conduct a Public Hearing to receive public comment on a request to consider a resolution to convey to Tri-Cities Habitat for Humanity, a Virginia Corporation, a deed to property owned by the County in the West Petersburg Subdivision. The property is designated as Section 21A-(1), Parcels 339, 340, 341 and 342 by the tax maps of the Commissioner of the Revenue and is located on the north side of Greenville Avenue approximately 275' west of Pagan Street as shown by a plat prepared by R. H. Gordon, surveyor, dated June 13, 2003.

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Mr. Scheid stated that Dr. Edward Runke is on the Board for the Tri Cities Habitat for Humanities. He is present to answer questions. Four lots are left in the original plan for improvements under the CDBG program for Dinwiddie County.

Mr. Bracey asked if there is a conflict with this organization and the other one that is the WPVA.

Mr. Scheid stated that he had spoken with the WPVA spokesman Mrs. Bonner and their organization is in agreement with this.

Mr. Bracey stated that he would like to have something in writing saying they agree with this. He wanted the Administration to contact the concerned parties.

Mr. Scheid said that he would contact the organization and get the letter.

Mr. Bracey wanted the County Administration to have proper authorization to sign the papers for the building site. It should be noted that no one spoke at the public hearing

Upon motion of Mr. Bracey, Seconded by Mr. Haraway, Mr. Bracey, Mr. Moody, Mr. Haraway, Mr. Bowman voting "Aye," the County Attorney and County Administrator are authorized to prepare and sign the documentation necessary to transfer the property as described to the Tri Cities Habitat for Humanity.

IN RE: CLAIM – ESTATE OF HATTIE CRITTENDON

Mr. Jack Catlett, County Attorney, stated that a representative from Jay Tronfeld's office, Mr. Newby was here representing the Estate of Hattie Crittendon in the Lawsuit for \$13 million dollars against the county. The representative was there to hear the Board's decision.

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

BE IT RESOLVED, that the Board of Supervisors of Dinwiddie County, Virginia denies the claim of the Estate of Hattie Crittendon for \$13 million dollars.

IN RE: COMMUNICATIONS SYSTEM – DISCUSSION OF FUNDING, DAVENPORT, LLC

David Rose with Davenport spoke briefly concerning the project as listed in the Presentation on the E-911 Equipment Financing Program Handout dated October 7, 2003 prepared for Dinwiddie County Board of Supervisors.

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Mr. Haraway asked how long is the life of the system? It was stated that it was good from ten to fifteen years. Mr. Haraway asked if the life is twelve years, then what?

Mr. Rose stated that if the life is twelve years than the financial futures or funding required would only last twelve years.

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

Davenport and Company LLC was authorized to issue an RFP to provide funding for the County's Communication System as presented.

IN RE: APPROVAL OF PARTICIPATION IN JOINT STUDY ON JAIL SPACE

The South Side Regional Jail and Dinwiddie County partnered together in a Joint Consultant project to look at jail overcrowding. The estimated cost of Dinwiddie County's share was \$5,000. The actual cost will be \$5758.33. If Dinwiddie County wants the Consultant to perform additional work outside the contract, there will be an additional cost. (i.e. looking at a site to build a new jail) If there are any additional costs, the County Administrator will bring that information back for the Board's approval.

Upon Motion of Mr. Moody, Seconded by Mr. Haraway, Mr. Bracey, Mr. Moody, Mr. Haraway, Mr. Bowman, voting "Aye", authorization to participate in the South Side Regional Jail project with Greensville, Emporia and Brunswick was approved at a cost of \$5,788.33.

IN RE: COUNTY ADMINISTRATOR COMMENTS

1. The County Administrator complimented Mrs. Kim Willis on a job well done during the hurricane. She just came on board and jumped right in. As of yesterday there were 1,422 food stamp applications processed and there are 200 more to process.

2. The County Administrator stated that the Bio Solids recommendation was set back because of the Hurricane and thought it best not to come forward with a partial report. She stated that she would try to have something ready for the board by the next meeting on October 21st, 2003 along with possible dates for a scheduled presentation by the Farm Bureau. The County Administrator stated that we will be looking at surrounding Counties ordinances to see how they are handling it, what the personnel requirements are and whether or not they are recovering any fees from having an ordinance.

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3. The County Administrator stated she was very proud of the staff and the actions they took during and after the hurricane.

- a. There were three major problems that were identified:
 - i. First there were two press releases a day being sent out to the news media and TV and Radio; but there was no plan to get the information to the people who had no power to watch or hear them.
 - ii. Secondly we did not get the resources we were told we were getting from the State and Federal Governments and that set us back because we had no back up plan.
 - iii. Lastly the FEMA representatives at the number provided were telling people who called that Dinwiddie County was not a designated County for emergency relief.

4. The County Administrator stated that we are working on the debris removal issue. She thought the County could join in the contract with VDOT and share the cost and then get reimbursed. The State told the County Administrator that it was not a good idea to join in with VDOT. The State suggested it would be better to have our own contract. The County Administrator reemphasized to the public that the debris removal plan is not a dead issue. She stated that we will continue to look at our resources such as Fire Departments or Ruritions to see if there are still needs within different areas of the county for debris removal. The County Administrator reminded everyone that need is defined as elderly or handi-capped individuals that cannot handle debris on their own.

5. The County Administrator asked the Board Members to come in early on October 21, 2003 for a discussion of the settlement of VA Bio Fields litigation. She stated the meeting will include the Board of Supervisors as well as the IDA. She suggested all members to come in at 11:00 A.M. on that day. The Board decided to come in at 11:30 A.M.

IN RE: BOARD MEMBER COMMENTS

1. Mr. Haraway stated that he wanted to share a little of a letter he wrote to the Superintendent of Schools. The point he wanted to make is the realistic figures that should be used when building schools. The report that was submitted should be given back to the architect. He strongly recommended that a report be prepared with the architect listed for every school built in the state for at least the last two years to determine which architects have a track record for designing schools that can be built at a competitive price.

2. Mr. Moody thanked the staff; volunteers and everyone that helped in the hurricane effort. He wished that he had thought to call people.

3. Mr. Bracey thanked Mr. Haraway for a job well done. He thought it was unfortunate that the School Board did not answer when they would deal with

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the architect. He hopes a member of the Administration staff would be put on the committee for this issue. He thanked the citizens who helped during the storm. He stated that we are not perfect but we did work hard.

4. Mr. Bowman talked about citizens calling to inform him that the power companies were passing by the farmers for other citizens. He stated we learned a lot in the last two or three weeks. He commended everyone, they did a wonderful job. Mr. Moody stated that we should get a representative from the electric company to come and give us a report on the priority list. The County Administrator stated that a representative from Dominion VA power has offered to come and give us a report.

5. Mr. Bracey stated that we need someone from Southside Electric Company to come also and give us a report. He also stated that he hoped in the future when we issue building permits for convenience stores we would consider what happened. There was plenty of gas in the ground but we couldn't get it out. Is there any legal way to make convenience stores have a generator to pump fuel for the citizens?

IN RE: CHANGE IN MEETING DATE

BE IT RESOLVED, by the Board of Supervisors of Dinwiddie County that the November 4, 2003 meeting held at 7:30 P.M. will be moved to November 5, 2003 due to the fourth being Election Day.

Upon Motion of Mr. Bracey, Seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Mr. Bowman, Mr. Bracey, voting "Aye", the change in meeting date was approved.

IN RE: CLOSED SESSION

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

2.2-3711 A.7 of the code of Virginia, Consultation with Legal Counsel
Lease

2.2-3711 A.1 of the code of Virginia, Personnel Matters
Buildings & Grounds
Administration
Planning Department

Upon Motion of Mr. Haraway, Seconded by Mr. Moody, Mr. Moody, Mr. Haraway, Mr. Bracey, Mr. Bowman, voting "Aye", the Board moved into the Closed Meeting at 10:54 P.M.

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A vote having been made and approved the meeting reconvened into Open Session at 11:47 P.M.

IN RE: CERTIFICATION

Whereas, this Board convened in a closed meeting under 2.1-3711 A .7 CONSULTATION WITH LEGAL COUNSEL – Lease and 2.1-3711 A .1 PERSONNEL MATTERS – Buildings & Grounds; Planning; Administration

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. Haraway, Seconded by Mr. Moody, Mr. Bracey, Mr. Haraway, Mr. Moody, Mr. Bowman, voting “Aye,” this Certification Resolution was adopted.

IN RE: COMMENTS CONCERNING APPOINTMENT OF REDISTRICTING COMMITTEE

Mr. Bracey stated that it came to his attention that one member of the County Redistricting Committee who voted and attended meetings was a convicted felon. He stated that he knew the person’s brother but not the person. He said the Planning Department, under the direction of Mr. Guy Scheid, knew the person was a convicted felon and Mr. Scheid did not bring that issue before the Board. He suggested that an investigation be done. He stated he believes the process has been tampered with and he doesn’t want to go to court. He stated he would call for a state or federal investigation. He stated that we need to right the situation before it goes too far. It has nothing to do with the election. Mr. Bowman stated he wished he had known about the concern. Mr. Bowman stated the appointment was brought before the Board for their consideration and the Board approved the individual. He stated that the gentleman had worked for him and concerning the incident, he was protecting himself. He also stated that the individual had served his time and is now a model citizen. Mr. Bracey stated he didn’t know before. Mr. Bowman continued by stating he had no guidelines except to make an appointment. The Board voted and they should have raised an objection then. Mr. Bowman stated that nothing went on that was illegal. They wanted to make sure Dinwiddie County had a minority district. Legal Counsel said each district should have a black appointee and each district followed those guidelines. He appointed Mr. William Branch.

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Mr. Moody stated that he could not point a finger at the Planning Department. They went through the chain of command. "I'm not going to blame the Planning Department" he said.

Mr. Bowman stated the Planning Department did an excellent job.

Mr. Haraway stated he felt the same way. He couldn't blame the Planning Department.

IN RE: ADJOURNMENT

Upon Motion of Mr. Moody, Seconded by Mr. Haraway, Mr. Bracey, Mr. Haraway, Mr. Moody, Mr. Bowman, voting "Aye", the meeting adjourned at 12:01 A.M. to be continued until 11:30 A.M. on Tuesday, October 21, 2003.

Robert Bowman, IV, Chairman

Wendy Weber Ralph
County Administrator

/abr