

VIRGINIA: AT THE SPECIAL MEETING OF THE DINWIDDIE COUNTY BOARD OF SUPERVISORS HELD IN THE MULTI-PURPOSE ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 13TH DAY OF APRIL 2010 AT 4:00 P.M.

BOARD OF SUPERVISORS
PRESENT:

HARRISON A. MOODY- CHAIR	ELECTION DISTRICT #1
MICHAEL W. STONE – VICE CHAIR	ELECTION DISTRICT #5
JOHN V. TALMAGE	ELECTION DISTRICT #3
DONALD L. HARAWAY	ELECTION DISTRICT #2
DORETHA E. MOODY	ELECTION DISTRICT #4

ADMINISTRATION

PRESENT: W. KEVIN MASSENGILL, COUNTY ADMINISTRATOR
ANNE HOWERTON, DIVISION CHIEF OF FINANCE & GENERAL SERVICES
JOHN C. BLAIR II, COUNTY ATTORNEY

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1. ROLL CALL

PRESENT: Mr. Talmage
Ms. Moody
Mr. Haraway
Mr. Stone
Mr. Moody

2. AMENDMENTS TO AGENDA

There were no amendments to the agenda.

3. FY 10/11 COUNTY BUDGET & FY 10/11 – FY 14/15 CAPITAL IMPROVEMENT PROJECTS BUDGET

W. Kevin Massengill, County Administrator, stated the purpose of this meeting was to finalize the proposed budget for advertising. The public hearing is scheduled for May 4, 2010 with the vote to adopt the FY10/11 budget and FY10/11-FY 14/15 CIP scheduled for May 18, 2010. He stated that the Board had opportunity to make adjustments to any line items up until the final vote for adoption.

Mr. Massengill said that the budget is based on the new tax rate of \$.72 per \$100 of real estate assessment that had been adopted at the tax rate public hearing on April 6th. The revenue now is \$37,845,718. The expenditure budget is \$38,384,270. This amount shows some decrease due to a surplus of funds in the Department of Social Services that was realized at the end of 2009 (approximately \$148,000). Originally those funds were shown in the FY10 budget. The accountants recommended that if the Department of Social Services already has the surplus that instead of transferring it out, the Social Services Department request of \$435,634 could be decreased by \$148,000. That difference shows now on the expenditure side as a decrease in the transfer from General Fund to Social Services.

At this point, the expenditures are over the revenues by about \$538,000. At the last meeting the potential of the CIP coming out of the fund balance was discussed. Modifications have also been made to the budget reflecting the Board's decision at the March 30th meeting to decrease the outside agencies' contributions 33% across the board (excluding those with whom the County has agreements or contracts).

John C. Blair II, County Attorney, clarified that the School's budget is not reflected in the information provided at this meeting.

Mr. Massengill stated that the budget shown reflects everything that the Board had agreed upon by consensus that they would like to see reflected. Mr. Massengill stated that at this meeting he would like to have a final consensus as to what the Board would like to see in the budget advertisement for public hearing.

Ms. Howerton, Division Chief of Finance and General Services, stated that the following was reflected in the information before the Board: the summary revenue

line items for the General Fund and all of the other funds, except for the School Fund; the detail for the General Fund Revenue – line by line; the Other Fund Revenue detail; the summary of the expenditures for the entire budget except the School Fund; the General Fund Department – line by line; the Other Fund detail budget; the new position requests that were consented to keep in the budget at a prior meeting; the Operating Capital Items; and the Outside Agencies.

Mr. Massengill discussed Virginia Gateway Region's request and the Cameron Foundation Grant. There will be a meeting of the county administrators and city managers regarding how a match to these funds would be used. Virginia's Gateway is requesting a \$10,000 match from each locality. Questions have been raised as to what happens if all jurisdictions do not agree to pay that amount. Mr. Massengill stated that at this time it would probably be better to show level funding for the Virginia Gateway Region (VGR) and any difference the Board wished to provide could be added at a later date.

It was the consensus of the Board to keep the Virginia Gateway Region funding at \$27,991 in the budget for now.

The Chair opened the floor for discussion about the budget that was before the Board.

Mr. Haraway asked if the collection rate on real estate taxes had decreased in the current year.

Ms. Howerton stated that the collection rate is at about 95% for the current year. Prior years were 92%, 95% and 96%.

Mr. Haraway stated that two weeks ago he had brought up the suggestion of not following the Governor's recommendation for the extra holidays at Christmas and New Year's. He said he assumed there was no interest. He said if the Governor gives the extra three days as has been done in the past, that would be three less holidays that 24/7 departments would have to pay time and half in order to cover those holidays.

Mr. Blair stated that there is a resolution passed by the Board that adopted the 12 State holidays, and that any additional holidays granted by the Governor would be followed by the County. He said that last year the Governor granted Christmas Eve and New Years Eve. He stated that a resolution would have to be passed in order to change the resolution that was passed previously.

Chief Dennis Hale stated that this year it will only be ½ day on Thursdays because the Friday would be one of the twelve normal State holidays.

Mr. Haraway stated that last year the Governor gave a day and a half because employees got off at 12:00 noon on Wednesday.

Chief Hale commented that is not the norm – normally it is only ½ day.

Mr. Massengill stated that the Board may wish to look at the resolution done in 2002. At that time there was confusion because when the Governor gave days off to State employees, then citizens assumed that the County offices were closed. He said some modifications will be done to the Human Resources Personnel Manual in the near future and that may be a good time to address this issue.

It was the consensus of the Board that this topic be researched by staff and discussed at a future workshop.

Mr. Stone referred to his comments made during the tax rate public hearing, and referred to comments by Mr. Haraway and the ten citizens who spoke concerning payroll and benefit costs. He said his only question would be why these costs weren't addressed during the two full days of workshops at Eastside Enhancement Center or the following workshops specifically designed to discuss budget cuts, instead of waiting until a public hearing setting. He asked if there was any Board of Supervisors member that feels that a position is not required going forward, as he would like to discuss it at this meeting or at a budget workshop before the public hearing for the budget. He said that if any Board member feels that a specific employee is not performing to the Board's expectation levels, then the Board needs to get the appropriate Code section and go into closed session and discuss this under personnel matters – not at a public hearing. He said he would like to

discuss the items that the Board does have control over regarding payroll. He said VRS is something the County does not have control of whether it will or will not pay the increase, health insurance - additional increase has always been born by the employee – not the County and not the taxpayers. He stated that late November of 2007 the entire Board voted to pay for LEOS for law enforcement (this would have become a requirement July 1, 2008 anyway, but the entire Board voted to do it six months earlier to help the employees who were retiring with the change in Sheriff). He said he has mentioned in two workshops since this year's budget process has started that the School Board members have discussed a pay cut for their Board of \$1,000. He said he would like to have in the budget a \$1,000 pay cut for this Board. This would be a 10% reduction for four members; and just over a 12% decrease for him. He said he would also like to discuss the cost of \$6,710 for health insurance for a Board of Supervisor member. He said he would like to discuss that in a workshop setting.

Mr. Haraway stated that he thought that should be done in closed session. He said he could remember when the County had participated in taking on the health insurance increase for employees.

Ms. Howerton said the County has not done that in the past three years.

Mr. Stone asked which item Mr. Haraway would like to go into closed session to discuss.

Mr. Haraway said that Mr. Stone had mentioned that if the Board thought there were any positions in the budget that the County could do without, it should be discussed.

Mr. Stone said that a position is not a topic that has to be discussed in closed session; a position can be discussed in open session.

Mr. Haraway said that he thought if the Board was going to talk about eliminating a person's job, it should be in closed session.

Mr. Stone said that also there are benefits that the Board does have control over, the \$6,710, and he would like to discuss in open session removing that from the budget.

Mr. Haraway said that had been discussed before.

Mr. Stone said it had not been discussed in open session.

John C. Blair II, County Attorney, stated that if it concerns a specific person, it allows for closed session; whereas, if a general policy matter is discussed, then that can be discussed in open session. He said that for example, if position "x" is being considered for elimination from the budget that can be discussed in open session. If the question is what this individual does on a daily basis and their performance, then that discussion needs to be in closed session because it would be discussion regarding a specific individual.

Mr. Stone said his specific request is for a line item: health insurance benefits, Board of Supervisors as a group. He said he wants to discuss removing it from the group.

Mr. Blair said that as long as individual board members are not mentioned, or their performance or anything specifically about an individual board member, then it is just a policy discussion that can be discussed publicly. He said if you want to discuss a specific supervisor, then that would be more appropriate for a private setting.

Mr. Stone stated that this is already public information.

Mr. Blair said there is also a question about HIPPA if specific benefits are for specific individuals identifiable by name.

Mr. Stone said if payroll and benefits costs are a big concern, then this is something that can easily be taken care of.

Mr. Moody stated that he personally did take advantage of the insurance benefit at an earlier time, but doesn't now. He added that for anyone who ran for

office it was offered as a possible benefit that they could take advantage of. He said he understood Mr. Stone's comments, but he was in agreement of keeping that benefit.

Mr. Talmage stated that he does not take advantage of the benefit, but he doesn't have any reason to keep it from someone else if they want to use it.

Ms. Moody stated that the salaries are so low for the Board that any incentive, like the insurance benefits, that that can be offered, she was in agreement that it should stay. She said that she doesn't use it either, but for those who want to use it she felt it should be available.

Mr. Stone stated that he doesn't use it either; and the Dinwiddie Board of Supervisors salaries are, according to VACo, in the top 1/3 of Board of Supervisors across the state. He said it just makes one wonder if cost and benefits really are a concern. He added that since he's wasn't hearing anything else about it, he guessed the idea of a 10% reduction in the Board salaries was being squashed as well.

Mr. Talmage stated that he could go along with the salary decrease if everyone was in unanimous agreement.

Mr. Blair, County Attorney, asked to go into closed session under §2.2-3711 (A) (7) Consultation with Legal, Personnel Matters, HIPPA

CLOSED SESSION:

At 5:00 p.m. upon motion of Mr. Talmage, seconded by Ms. Moody,

The Board of Supervisors of Dinwiddie County, Virginia convened in a closed meeting under:

- a. §2.2-3711 (A) (7) Legal Matters:
 - Consultation with Legal Counsel
 - Personnel Matters - HIPPA

Ayes: Mr. Haraway, Ms. Moody, Mr. Talmage, Mr. Stone, Mr. Moody

Nays: None

At 5:10 p.m. upon motion of Mr. Haraway, seconded by Ms. Moody, the Board reconvened into open session.

Ayes: Mr. Haraway, Ms. Moody, Mr. Talmage, Mr. Stone, Mr. Moody

Nays: None

CERTIFICATION

WHEREAS, this Board convened in a closed meeting under:

- a. §2.2-3711 (A) (7) Legal Matters:
 - Consultation with Legal Counsel
 - Personnel Matters - HIPPA

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. Talmage, this Certification Resolution was adopted.

Ayes Ms. Moody, Mr. Talmage, Mr. Haraway, Mr. Stone, Mr. Moody

Nays: None

Mr. Talmage stated that the Board of Supervisors do not get that much in salary to start with, and with all that they have to do, the travel time and gas mileage, the salary barely pays for it. He said that, however, he would go along with whatever anyone else wanted to do.

Mr. Haraway stated that he only has a little over a year and a half on the Board so it doesn't make a lot of difference to him. He said, however, he would agree with what Mr. Talmage and Ms. Moody had said. He said he thought that what they said was going to be important in the next election, in order to be able to attract good people.

Mr. Moody stated that he agreed as well. He said that if they wanted to pull from the whole pool of candidates, salary and benefits were important. He said if the right individual came along that would make a good candidate that it might help him to make ends meet.

W. Kevin Massengill, County Administrator, asked if there were any clarifications or modifications to what had been presented for the budget in order for it to go to advertisement.

Mr. Talmage asked how much shortage the County actually had.

Mr. Massengill stated that the budget was at \$38,384,270; \$38,300,000 in expenditures and \$37,800,000 in revenue. He said that expenditure over revenue – it was short at about \$538,000. He said that included in the \$38,300,000 of expenditures was the \$635,000 for CIP. If the \$538,000 was pulled out of the fund balance, it would not be short.

Mr. Talmage said that if that was deficit spending, he did not agree with it.

Mr. Massengill stated that the financial policy of Board has been that you could pull out of the fund balance for one-time expenses. He said there are three in the upcoming CIP – manned sites, brush truck and renovations to Rohoic. He said that in the current year budget, the Board had pulled out for one-time expenses. If the Board pulls out funds for on-going current expenses that are operational in nature vs. one-time expenses, then that would be considered true deficit spending.

Mr. Talmage said he could go along with a one-time expense.

Mr. Moody said he thought the Board needed to be careful not to make it a practice to do every year.

Mr. Haraway stated that he wanted to clarify one thing – going backward a step. If the Board was going to have a 1, 2 or 3% reduction of salary for the employees, then he would want to participate in a salary reduction also.

Mr. Talmage stated that he agreed with Mr. Haraway.

Mr. Massengill asked if the Board was comfortable putting the budget that was before them to advertisement, including the modification that had been made to the Virginia Gateway Region contribution.

Upon motion of Mr. Talmage, seconded by Mr. Stone,

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the FY10/11 County Budget is approved for public hearing as presented.

Ayes: Mr. Haraway, Ms. Moody, Mr. Talmage, Mr. Stone, Mr. Moody

Nays: None

Upon motion of Mr. Stone, seconded Mr. Talmage,

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the FY10/11 – FY14/15 Capital Improvement Projects Budget is approved for public hearing as presented.

Ayes: Ms. Moody, Mr. Haraway, Mr. Talmage, Mr. Stone, Mr. Moody

Nays: None

4. ADJOURNMENT

Upon motion of Mr. Talmage to adjourn, seconded by Ms. Moody,

Ayes: Mr. Haraway, Ms. Moody, Mr. Talmage, Mr. Stone, Mr. Moody

Nays: None

The meeting was adjourned at 5:20 p.m.

Harrison A. Moody, Chairman

ATTEST: _____
W. Kevin Massengill
County Administrator
Clerk to the Board

/wjn