

VIRGINIA: AT THE SPECIAL MEETING OF THE DINWIDDIE COUNTY BOARD OF SUPERVISORS HELD AT THE DINWIDDIE COUNTY HIGH SCHOOL AUDITORIUM 11501 BOISSEAU ROAD IN DINWIDDIE COUNTY, VIRGINIA, ON THE 4TH DAY OF MAY 2010 AT 7:00 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 of this meeting.

**3.A. ACTION ITEM: AUTHORIZATION OF ADVERTISEMENT FOR ROAD ABANDONMENT**

John C. Blair II, County Attorney, presented the resolution below to the Board of Supervisors. He stated that at the March regular Board meeting there was discussion about the abandonment of the school bus loop roads in front of the old Northside School, the old Rohoic School and the old Eastside School. The resolution before the Board at this meeting is required in order to advertise for the abandonment of these roads.

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

The Board of Supervisors of Dinwiddie County, in special meeting on the 4<sup>th</sup> day of May, 2010, adopted the following:

**RESOLUTION**

**WHEREAS**, it appears to this Board that the entire length of Secondary Routes 9920, 9921 and 9922, the school bus loop roads serving the old Northside School off Route 751 (Cox Road), the old Rohoic School, and the old Eastside School (the current Eastside Community Enhancement Center), respectively, serve no public necessity and are no longer necessary as a part of the Secondary System of State Highways.

**NOW, THEREFORE, BE IT RESOLVED:** The Clerk of the Board is directed to post and publish notice of the Board's intent to abandon the aforesaid Routes 9920, 9921, and 9922, pursuant to §33.1-151 of the Code of Virginia of 1950, as amended.

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution be forwarded to the Commissioner of the Virginia Department of Transportation.

Ayes: Ms. Moody, Mr. Talmage, Mr. Haraway, Mr. Stone, Mr. Moody  
Nays: None

**3.B. ACTION ITEM: ACCEPTANCE OF URBAN DEVELOPMENT AREA PLANNING GRANT**

John C. Blair II, County Attorney, presented the information below to the Board. He stated that the Planning Director was unable to attend the meeting. Mr. Blair said the grant was for \$50,000 and if the County chooses to accept the grant, the State will provide the \$50,000 for consultant services to develop an urban development area. Localities with a population of 20,000 or more that have grown at a rate of 10% or more are required by State Code to develop an urban development area in their comprehensive plan. The purpose of the grant funds would be to establish that, as well as a change to zoning code which would establish a by-right classification for a zoning classification that encompasses the urban development area proposals such as new urbanism. The condition of the grant is that these changes must be adopted by June of 2011. Mr. Blair stated that the planning director, Mr. Bassett, had indicated that there would be no problem in meeting this condition.

Upon motion of Mr. Stone, seconded by Ms. Moody,

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia the Agreement for Consultant Support to Facilitate Designation of Urban Development Areas and Appropriate Ordinances is approved as presented.

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

Nays: None

#### CONSULTANT SUPPORT TO FACILITATE DESIGNATION OF URBAN DEVELOPMENT AREAS AND APPROPRIATE ORDINANCES

This agreement, made this fourth day of May in the year two thousand and ten, by and between the Commonwealth of Virginia, Office of Intermodal Planning and Investment, hereinafter called the Office, and the County of Dinwiddie, hereinafter called the County.

The County has expressed a need to utilize consultant services to provide technical assistance to facilitate the designation of urban development area(s) and revision to applicable ordinances.

The goal of this initiative is to provide technical assistance in the form of direct on-call consultant support to assist the County in one or more of the following: analyze future growth patterns, plan for and designate at least one urban development area in their comprehensive plan, revise applicable land use ordinances to incorporate the principles of new urbanism and traditional neighborhood design, assist with public participation processes, and other related tasks.

The Office agrees to provide funding not to exceed \$50,000.00 for consultant services to provide technical assistance and the County agrees to complete the following by June 30, 2011:

- Analyze future growth patterns
- Designate at least one UDA
- Revise zoning and subdivision ordinances to create at least one classification in each that incorporates the principles of new urbanism "by-right"
- Identify and describe transportation benefits that will be realized if the UDA is successfully implemented
- Create a public involvement process
- Local governments may also, grant award permitting, create a small area plan for all or a portion of the UDA

These tasks shall be accomplished through a public involvement process. Copies of all applicable documents shall be provided to the Office.

The County will work cooperatively with the Office on the above effort and make available to the Office copies of all associated agreements and timelines/schedules. The Office agrees to allow three months from the signing of this agreement for the County to initiate the use of these funds. Any new work initiated by the County after the three month period will not be eligible for the use of these funds.

The County will provide a quarterly progress report for this study to the Office. The first quarter will begin after the execution of this agreement. Each quarter thereafter, a progress report will be submitted to the Office. The progress report should contain the status and expenditures for each of the tasks in the Scope of Work. The County agrees to provide the Office a final summary of the use of these funds and an accomplishment report within 30 days of the completion of the project or June 30, 2011, whichever is

sooner. The County may also be required to make a presentation of the results upon the conclusion of the study.

The County further agrees to repay the above-referenced funds to the Office should it fail to meet its obligations under this Agreement or otherwise fails to complete the required tasks set forth in this Agreement. Such repayment shall be made within thirty (30) days of demand being made by the Office. The County may guarantee its performance under this Agreement by posting a bond or other acceptable security device which will be forfeited if the County fails to meet its obligations under this Agreement. No such forfeiture shall take place until at least ten (10) days after written notice is sent to the County by the Office so that any factual disputes or controversies may be resolved between the parties to this Agreement.

#### **4.A. PUBLIC HEARING: FY 2010/2011 COUNTY BUDGET**

W. Kevin Massengill, County Administrator, discussed the FY 2010/2011 County Budget and the FY 2010/2011 through FY 2014/2015 Capital Improvement Program Budget in a PowerPoint presentation. The budget synopsis was prepared and published for informative and fiscal planning purpose only. It was stated that the inclusion in the budget of any item or items does not constitute an obligation or commitment on the part of the Board of Supervisors to appropriate any funds for that item or purpose.

The Chair opened the public hearing in this matter.

1. June Crumpler – 15320 Boydton Plank Road – stated that under the Board Bylaws, the County Administrator is to prepare an annual operating budget for the County government according to guidelines established by the State auditors' office for approval by the Board of Supervisors. He stated that he thought the Board should allow the County Administrator to prepare the budget, with restrictions on going into the reserve fund. He said the Administrator would know if he needed to make cuts where to make them with the least impact.
2. John Wamsley – 2619 Oxford Drive – stated that there was not enough time to discuss concerns with the Board at this meeting. He asked why set a tax rate to a budget that hadn't been finalized.
3. Anne Scarborough – was signed up but chose not to speak.

As no one else was signed up to speak, the Chair closed the public hearing in this matter.

The Chair stated that the budget would be voted on at the regular meeting on May 18, 2010.

#### **4.B. PUBLIC HEARING: FY 2010/2011 THROUGH FY 2014/2015 CAPITAL IMPROVEMENT PROGRAM BUDGET**

The Capital Improvement Program Budget was discussed by W. Kevin Massengill, County Administrator.

The Chair opened the public hearing in this matter.

1. Scott Firestine – 4020 Cameron Road – Hopewell – spoke as the Executive Director of the Appomattox Regional Library. He expressed the Library Board Trustees' thoughts on the proposed move from the Enhancement Center to the Rohoic Elementary School building. He stated that they were in support of that proposition.
2. June Crumpler – 15320 Boydton Plank Road – said that on the C.I.P. core service recommendations should be the things that were given priority; and other things should "step aside".
3. John Wamsley – 2619 Oxford Drive – said he would like to see the Board give Mr. Massengill the authority to put together a citizen's committee that would be knowledgeable about equipment and operations to work with the Board to try to work out some of the problems.

As no one else was signed up to speak, the Chair closed the public hearing in this matter. He stated that the C.I.P. will also be voted on at the May 18, 2010 regular meeting.

**5. ADJOURNMENT**

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

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

Nays: None

The meeting was adjourned at 8:10 p.m.

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Harrison A. Moody, Chairman

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

/wjn