

VIRGINIA: AT THE REGULAR MEETING OF THE BOARD OF SUPERVISORS HELD IN THE BOARD MEETING ROOM OF THE PAMPLIN ADMINISTRATION BUILDING IN DINWIDDIE COUNTY, VIRGINIA, ON THE 2ND DAY OF JANUARY, 1997, AT 7:30 P.M.

PRESENT: HARRISON A. MOODY, CHAIRMAN (ABSENT) ELECTION DISTRICT #1
EDWARD A. BRACEY, JR., VICE-CHAIR ELECTION DISTRICT #4
AUBREY S. CLAY ELECTION DISTRICT #5
LEENORA EVERETT ELECTION DISTRICT #3
MICHAEL H. TICKLE ELECTION DISTRICT #2

DANIEL SIEGEL COUNTY ATTORNEY

COUNTY ADMINISTRATOR PRESIDING

IN RE: TERM OF CHAIR AND VICE-CHAIR

Upon motion of Mr. Tickle, seconded by Mr. Bracey, Mrs. Everett, Mr. Bracey, Mr. Tickle, Mr. Clay voting "aye", the Chair and Vice-Chair for the Board of Supervisors will serve a one-year term of office.

IN RE: ELECTION OF CHAIR -- 1997

Upon motion of Mr. Clay, seconded by Mrs. Everett, Mrs. Everett, Mr. Bracey, Mr. Tickle, Mr. Clay voting "aye", Mr. Harrison A. Moody, was elected Chair for the year of 1997 or until his duly successor assumes office.

IN RE: ELECTION OF VICE-CHAIR -- 1997

Upon motion of Mr. Clay, seconded by Mr. Tickle, Mrs. Everett, Mr. Bracey, Mr. Tickle, Mr. Clay voting "aye", Mr. Edward A. Bracey, Jr., was elected Vice-Chair for the year of 1997 or until his duly elected successor assumes offices.

Mr. EDWARD A. BRACEY, JR., ASSUMED THE CHAIR.

IN RE: SCHEDULE OF MEETINGS AND DATES FOR 1997

Mr. Tickle suggested that they move the meeting on September 3, 1997 to a day meeting because that night was the Steak Supper in Sutherland for his Ruritan Club and there were about 400 County citizens in attendance every year.

Mrs. Everett stated that she did not think that the time should be moved.

Mr. Clay stated that he did not care but the Board in the past has received some heat from citizens that felt that the meeting time should remain the same always.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the following schedule is established for the regular meetings of the Board of Supervisors for the calendar year of 1997 with the 8th day following the meetings to be used as a makeup date if the regular meeting is to be continued because the Chair or the Vice-Chair finds that weather or other conditions are hazardous for the Board members to attend:

| DATES | TIME |
|-------------------|-----------|
| January 2, 1997 | 7:30 P.M. |
| January 15, 1997 | 2:00 P.M. |
| February 5, 1997 | 7:30 P.M. |
| February 19, 1997 | 2:00 P.M. |
| March 5, 1997 | 7:30 P.M. |
| March 19, 1997 | 2:00 P.M. |

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| April 2, 1997 | 7:30 P.M. |
| April 16, 1997 | 2:00 P.M. |
| May 7, 1997 | 7:30 P.M. |
| May 21, 1997 | 2:00 P.M. |
| June 4, 1997 | 7:30 P.M. |
| June 18, 1997 | 2:00 P.M. |
| July 2, 1997 | 7:30 P.M. |
| July 16, 1997 | 2:00 P.M. |
| August 6, 1997 | 7:30 P.M. |
| August 20, 1997 | 2:00 P.M. |
| September 3, 1997 | 7:30 P.M. |
| September 17, 1997 | 2:00 P.M. |
| October 1, 1997 | 7:30 P.M. |
| October 15, 1997 | 2:00 P.M. |
| November 5, 1997 | 7:30 P.M. |
| November 19, 1997 | 2:00 P.M. |
| December 3, 1997 | 7:30 P.M. |
| December 17, 1997 | 2:00 P.M. |

IN RE: AMENDMENTS TO AGENDA

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the following underlined area be added to the agenda:

11. EXECUTIVE SESSION
 - b. Section 2.1-344(a) 7-Consultation with legal counsel - courthouse - VBF Litigation.

IN RE: MINUTES

Mr. Clay stated that since the Board had just received a copy of the minutes for the December 18, 1996 Regular Meeting, he thought that they should postpone action until the next meeting.

The Board agreed.

IN RE: CLAIMS

Upon motion of Mrs. Everett, seconded by Mr. Tickle, Mrs. Everett, Mr. Bracey, Mr. Tickle, Mr. Clay 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 #1004222 - #1004438 (void #1004222); for Payroll in the amount of \$269,934.22; Accounts Payable in the amount of \$168,180.39; General Fund \$130,119.86, Jail Commission \$100.06, E911 Fund \$52,87, Self Insurance Fund \$37,032.48, Fire Programs/EMS Fund \$510.11, Law Enforcement Fund \$365.01.

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IN RE: APPROVAL OF REQUISITION #14 -- COURTHOUSE CONSTRUCTION

Mrs. Wendy Weber Ralph, Ass't County Administrator, stated that Requisition #14 for the Courthouse consists of invoices for Architectural and Construction Services. It also consists of the 5th draw from Gulf Seaboard, General Contractor.

Extract

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Requisition #14 in the amount of \$137,292.60 be approved and funds appropriated for CIP expenses for the Courthouse Project Fund.

IN RE: APPROVAL OF REQUISITION #13 -- SCHOOL CONSTRUCTION

Mrs. Wendy Weber Ralph, Ass't County Administrator, stated that Requisition #13 for the School Projects consists of invoices for Engineering and Architectural Services.

Mr. Tickle stated that he thought that the School system had a contract with the Architects with a set price for services rendered. He questioned why they were being billed for \$38,000.

Mrs. Seward, Superintendent of Schools, stated that the Architects had to add on to their original plans so it incurred a fee above and beyond what they estimated.

Mr. Bracey stated that he noticed that an invoice that was submitted to the Board for approval had just initials next to the approved for payment stamp. Mr. Bracey stated that he felt that the full signature needed to be put on the invoice.

Mrs. Seward stated that the initials were put on the invoice by Jim Hutchinson to verify that the bill is the same information that was given to him. Once Mr. Hutchinson has put his initials on it then Mrs. Seward signs off on it.

Mr. Bracey stated that it did not look good with only initials and not a full signature.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Requisition #13 in the amount of \$426,959.66 be approved and funds appropriated for CIP expenses for the School Project Fund.

IN RE: "NO-WAKE" BUOY REQUEST -- PUBLIC BOAT RAMP ON LAKE
CHESDIN -- DEPARTMENT OF GAME AND INLAND FISHERIES
-- PUBLIC HEARING

This being the time and place as advertised in the Dinwiddie Monitor on December 18, 1996 for the Board of Supervisors to conduct a public hearing to consider a request from the Department of Game and Inland Fisheries to place two "No-Wake" buoys in front of the public boat ramp on Lake Chesdin.

Mr. Jeffrey M. Curtis, Boating Education Coordinator for the Department of Game and Inland Fisheries, came before the Board and stated that the two buoys would replace two that were already there but now are missing.

This being a public hearing, the Chairman opened the floor for public comment:

No one signed up to speak.

The Board agreed that they did not have a problem with approving the request because the buoys were just being replaced.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that the Department of Game and Inland Fisheries is authorized to place two "No-Wake" buoys in front of the public boat ramp on Lake Chesdin.

IN RE: BOARD OF EQUALIZATION -- RECOMMENDATION FOR APPOINTMENTS

Mr. Charles W. Burgess, Jr., County Administrator, listed the following five members that are being recommended to serve on the Board of Equalization:

District #5 - Robert H. Spiers, Jr.
21018 Double Branch Road
Stony Creek, VA 23882

District #4 - John C. Stewart
10018 Boisseau Road
Sutherland, VA 23885

District #3 - Andrew J. Eubank
24306 Wedgewood Road
Petersburg, VA 23803

District #2 - Frances H. Franck
3422 Chesdin Blvd.
Sutherland, VA 23885

District #1 - Samuel B. Spicely
14221 Glebe Road
DeWitt, VA 23840

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Robert H. Spiers, Jr., John C. Stewart, Andrew J. Eubank, Frances H. Franck, Samuel B. Spicely be recommended to the Circuit Court Judge for appointment to the Board of Equalization.

IN RE: RESOLUTION DESIGNATING THE MONTH OF FEBRUARY 1997 AS
PETIFIX MONTH

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

WHEREAS, dogs and cats give companionship to and share the homes of over 50,000,000 individuals in the United States; and

WHEREAS, two unaltered cats and their kittens can produce 420,000 more kittens in seven years and two unaltered dogs and their puppies can produce 67,000 more dogs in six years; and

WHEREAS, it is estimated that more than 12,000,000 dogs and cats are euthanized each year in the United States, although many of them are healthy and adoptable, simply because there are not enough homes; and

WHEREAS, the Virginia Federation of Humane Societies estimates that there are over 300,000 dogs and cats euthanized in the Commonwealth of Virginia each year; and

WHEREAS, the problems of pet overpopulation costs the taxpayers in this country millions of dollars annually through animal control programs trying to cope with the millions of unwanted animals; and

WHEREAS, spaying and neutering dogs and cats has been shown to drastically reduce cat and dog overpopulation; and

WHEREAS, veterinarians, humane societies, and national and local animal protection organizations worked together to ensure the spaying and neutering of more than 51,000 companion animals during the "Spay Day USA" event in February 1996; and

WHEREAS, veterinarians and humane organizations in the Harrisonburg, Charlottesville and Central Virginia areas have joined together to advocate the spaying and neutering of companion animals during "PETIFIX MONTH 1997".

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Dinwiddie, Virginia, recognizes the month of February 1997 as "PETIFIX MONTH 1997" and encourages all citizens to observe this month by either having their dogs or cats spayed or neutered or by sponsoring the spaying or neutering of a companion animal for another.

IN RE: COUNTY ADMINISTRATOR COMMENTS

Mr. Charles W. Burgess, Jr., County Administrator, stated that staff has contacted the Department of Historic Resources and they will be sending us the application and guidelines for requests for financial assistance to restore/renovate our old courthouse. The grant requires a local match of 50%. The request must be made to the General Assembly

Extract

through our local legislators. Staff was told that they do not like to consider these requests in the middle of the biennium; however, we can still try. The grant application would have to be submitted by January 8. The application, of course, will have to contain an estimate of costs and a description of what work needs to be done. Since we probably would not be beginning the majority of the work until the building is vacated next December/January, we would suggest planning on submitting a package for the 1998 session of the General Assembly. This will allow time to have the building examined for structural/maintenance requirements as well as time to decide what the ultimate use of the building will be.

Mr. Burgess stated that staff would like to suggest that the Board consider appointing a citizen's committee made up of citizens who may have an interest in this process and would be willing to serve on the committee.

Mrs. Everett stated that she thought that the committee was a good idea and that it should be developed to decide how the courthouse should be reused.

The Board agreed that they would bring this matter up at the next Board Meeting.

IN RE: BOARD MEMBER COMMENTS

1. Mrs. Everett stated that Pamplin Park Civil War Site had just received its third award for its architectural design. She stated that she is very proud of that facility.

Mrs. Everett then stated that East Coast is breaking ground in the northern End of the County and the wiper blade company is progressing nicely.

2. Mr. Tickle stated that he would like to see on the agenda discussion for additional information at a future meeting about the taxation of aircraft. He stated that it is extremely low at \$.30 and it needs to be brought up between \$2.00 and \$2.50.

Mr. Tickle stated that he would like to see what the Planning Commission is considering bringing before the Board. He would like to be able to read about the facts a couple weeks before the Board is to review it.

Staff assured Mr. Tickle that they would talk to the Planning Department about sending the information to the Board a couple weeks in advance of them having to review it.

Mr. Tickle stated that he was aware of East Coast coming to the County and he wanted staff to make sure that it will be something pleasant. He stated when Exxon came to the County and located on Route 1 and Interstate 85 they had no idea how many vehicles would be coming in and out and staying all night in the parking lot with their engines running. He wanted the Board to think about the access from East Coast going south; the traffic is going to exit onto Route 460, cross the bridge and turn left onto Interstate 85. This is a very similar situation to what vehicles have to go through to get to Exxon on Route 1. He wanted to know what VDOT has planned to take care of that traffic because there is not an adequate deceleration lane presently on the other side of Route 460. There will be increased traffic there in the years to come and wants to know if staff and VDOT have investigated this potential problem. He stated that he felt that this issue needed to be addressed before the County gets too involved because he sees this as a potential problem.

Mr. Burgess stated that traffic leaving East Coast going west on Route 460 and then eventually going south on Interstate 85 was a much debated item at VDOT. The consideration for the eventual need for a signal at Route 1 and Route 460 was taken into account and that item has been covered at the expense of East Coast when VDOT decides that is needed. The egress only from the site on to Route 460 at VDOT's option can be closed if it becomes a hazard and the owner realizes that as well. There were some safety issues that were looked at prior to the permits being issued by the County.

Mr. Tickle wanted to request that this be added to the minutes. Upon VDOT's request or possible request via the County to VDOT that that egress onto Route 460 can be closed.

Mr. Burgess stated that the County was copied on a letter from VDOT to the owners of East Coast where that was one of the six or seven different conditions.

Mr. Tickle also stated that there is already a situation at the Exxon where some of the neighbors complain about vehicles staying longer than the two or three hour minimum. He wanted to know what was going to be done in the event that the same problem arises at the East Coast station.

Mr. Burgess stated that there has not been a forum in which that could be addressed.

Mr. Tickle wanted to know is the County going to address it.

Mr. Burgess stated that he did not know what form such a condition could be imposed.

Mr. Tickle stated that the condition was put on Exxon.

Mr. Burgess stated that it was a condition of rezoning and there is not such a form available to do the same with East Coast because it is already zoned correctly.

Mr. Tickle stated that he would like for staff to find out what the original conditions were imposed on Exxon during the rezoning process.

IN RE: EXECUTIVE SESSION

Upon motion of Mr. Clay, seconded by Mr. Tickle, Mrs. Everett, Mr. Bracey, Mr. Tickle, Mr. Clay voting "aye", pursuant to the Virginia Freedom of Information Act, Section 2.1-344(a) 1-Discussion of employment, salaries, disciplining of public officers, appointees, or employees of any public body - Administration; Section 2.1-344(a) 7-Consultation with legal counsel - Contractual services - Courthouse - VBF litigation; the Board moved into Executive Session at 8:13 P.M. A vote having been made and approved the meeting reconvened into Open Session at 9:10 P.M.

IN RE: CERTIFICATION

Upon motion Mr. Clay, seconded by Mr. Tickle, Mrs. Everett, Mr. Bracey, Mr. Tickle, Mr. Clay 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 exempted 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: POSITION ANNOUNCEMENT -- JEROME R. RUPKEY & AUDIE O. PETTAWAY -- EMERGENCY MEDICAL SERVICES

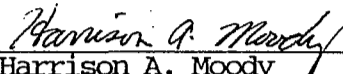
Upon motion of Mr. Tickle, seconded by Mr. Clay, Mrs. Everett, Mr. Bracey, Mr. Tickle, Mr. Clay voting "aye",

Extract

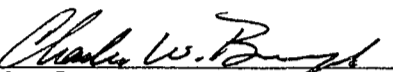
BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia, that Jerome R. Rupkey and Audie O. Pettaway are appointed to the position of full-time EMT advanced at pay grade 10 step A.

IN RE: ADJOURNMENT

Upon motion of Mr. Clay, seconded by Mr. Tickle, Mrs. Everett, Mr. Bracey, Mr. Tickle, Mr. Clay voting "aye", the meeting adjourned at 9:15 P.M.



Harrison A. Moody
Chair, Board of Supervisors

ATTEST: 
Charles W. Burgess, Jr.
County Administrator

/rlm

