

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 16<sup>th</sup> DAY OF SEPTEMBER, 2003, AT 2:00 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
	AUBREY S. CLAY	ELECTION DISTRICT #5

OTHER: JACK CATTLETT COUNTY ATTORNEY

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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 2:09 P.M. followed by the Lord's Prayer and the Pledge of Allegiance.

**IN RE: AMENDMENTS TO THE AGENDA**

Mrs. Wendy Ralph, the County Administrator, stated that there were a couple of additions she would like to add under the Action Items Agenda. The first was to present an adoption of a local emergency declaration because of the impending storm. The second was a resolution submitted by the School Board on a fiscal agent for the Governors School. She stated that under closed Session, add consultation with legal counsel, 2.2-3711 A .7, for purpose of a tax appeal. She also stated, for informational purposes for those that are here, the joint meeting with the School Board will not actually be a meeting with the School Board. She stated that there were some members that could not be present however we will still have that meeting with representatives from the School Board. She stated that school staff would come up and go over the information with the Board of Supervisors that was gathered from a meeting they had with the architect. She stated that out of this meeting we would set another meeting with the School Board members.

Upon motion of Mr. Moody, Seconded by Mr. Haraway, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman voting "Aye," the above amendments were approved.

**IN RE: CONSENT AGENDA**

The County Administrator wanted to add to the claims the amount of \$14,498.52 for FCC Licensing and corrected check for legal services.

**IN RE: MINUTES**

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the minutes of the August 5, 2003 Regular Meeting and August 19, 2003 Regular Meeting were approved in their entirety.

**IN RE: CLAIMS**

Upon motion of Mr. Haraway, Seconded by Mr. Clay, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman 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 1036550, through 1036687 (void check(s) numbered 1035616, 1036042, 1036552, and 1036553) for:

**ACCOUNTS PAYABLE**

(101) General Fund	\$	189,610.11
(103) Jail Commission	\$	
(104) Marketing Fund	\$	
(209) Litter Control	\$	
(222) E911 Fund	\$	6,086.48
(223) Self Insurance Fund	\$	
(225) Courthouse Maintenance	\$	
(226) Law Library	\$	
(228) Fire Programs & EMS	\$	
(229) Forfeited Asset Sharing	\$	
(304) CDBG Grant Fund	\$	108.60
(305) Capital Projects Fund	\$	44,026.45
(401) County Debt Service	\$	
<b><u>TOTAL</u></b>	<b>\$</b>	<b>239,831.64</b>

**IN RE: DIRECTOR OF PLANNING – REQUEST TO ATTEND E & S WORKSHOP**

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted to the Director of Planning to attend the E & S Workshop scheduled for October 1 – 2, 2003 in Newport News, Virginia.

**IN RE: DIRECTOR OF GIS – REQUEST TO ATTEND VA GIS CONFERENCE**

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that authorization is granted to the Director of GIS to attend the VA GIS Conference scheduled for October 27 – 28, 2003 in Richmond, Virginia.

**IN RE: RESOLUTION – SEXUAL ASSAULT/DOMESTIC VIOLENCE AWARENESS MONTH**

Upon motion of Mr. Haraway, Seconded by Mr. Clay, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman voting “Aye,” the following resolution is adopted.

**RESOLUTION DECLARING OCTOBER SEXUAL ASSAULT/DOMESTIC VIOLENCE AWARENESS MONTH IN THE COUNTY OF DINWIDDIE, VIRGINIA**

**WHEREAS**, sexual assault and domestic violence affects every person of Dinwiddie, Virginia as a victim or as a family member, significant other, neighbor or co-worker of a victim; and

**WHEREAS**, many citizens of Dinwiddie, Virginia are working to provide quality services and assistance to sexual assault and domestic violence survivors; and dedicated volunteers help staff the 24-hour crisis line at The James House and other family violence centers, respond to emergency calls and offer support,

comfort, and advocacy during medical exams, criminal proceedings, and throughout the healing process; and

**WHEREAS**, Dinwiddie, Virginia volunteers of The James House and other family violence programs are promoting education by offering training to schools, churches, and civic organizations, as well as medical, mental health, law enforcement, education, and criminal justice personnel regarding issues of sexual assault and domestic violence; and

**WHEREAS**, it is vitally important that continued educational efforts to provide information about prevention and services for sexual assault and domestic violence be supported and enhanced; and

**WHEREAS**, it is critical to intensify public awareness of sexual assault and domestic violence, to educate people about the need for citizen involvement in efforts to reduce sexual and family violence, to increase support for agencies such as The James House, who provide cost-free services, and to increase the awareness of the healing power of creative expression; and

**WHEREAS**, The James House and other family violence centers requests public support and assistance as they continue to work toward a society where all women, children and men can live in peace, free from violence and exploitation;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Supervisors of Dinwiddie County, does hereby proclaim the month of October as

**SEXUAL ASSAULT/DOMESTIC VIOLENCE AWARENESS MONTH**  
in Dinwiddie County, Virginia, and commends this observance to all citizens.

**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. Geri Barefoot – 7411 Frontage Road, Petersburg, Virginia – She stated that every County surrounding Dinwiddie has some type of ordinance that regulates the spread of biosolids. She stated that she would like to request that this Board implement the same ordinance as adopted by the Virginia Association of Counties. She stated that they have what is considered a model ordinance. She stated that theirs works and is in compliance with the laws regulating biosolids. She stated that she would like the Board to hire a biosolids coordinator that would over see the land applications and storing of biosolids. She stated that this would not cost the county anything. She stated that who ever the county hires is paid on an average of \$16 dollars an hour plus .32 cents a mile. She stated that the state health department reimburses the county for every penny spent. She stated that the state health department recoups its money by charging the biosolids company \$2.50 to \$4.00 a ton. She stated that she would like the Board to implement notification of surrounding landowners when biosolids are spread. She stated there was a bad incident on Duncan Road because of the spreading of biosolids and because the surrounding landowners were not notified. She stated she feels the Board is responsible.

Mr. Bracey asked if the County has had a public hearing on biosolids and didn't they give us some regulation information?

The County Administrator stated that there was an informational meeting back when biosolids were first being applied. She stated that we have not had a public hearing on an ordinance.

Mr. Bowman asked if the County has anything in the ordinance that pertains to biosolids?

The County Administrator stated that we do not have anything at the present time. She stated that what she would like to do is bring back on October 7, 2003 a recommendation for the Board on the options available concerning a biosolids ordinance, what can be done on hiring someone and the reimbursement process.

Mr. Bowman asked how could the companies be operating in the County if the County does not have an ordinance? He asked is this not the same thing the County went through concerning a tattoo parlor? He asked didn't we have to add that to our ordinance for them to operate?

Mr. Moody stated that the spreading of biosolids is allowed in the state-by-state regulations in the Counties if the area is zoned A-2 (agricultural). He stated that some counties have an ordinance, but it cannot be any stricter than the state.

The County Administrator stated that she would like to present a package of options for the Board with some recommendation. She stated she wanted to see what other counties are doing to get a feel for what this county can get accomplished.

2. Margie Flowers – 14919 Wilkerson Road, Dewitt, Virginia – She stated that she was also concerned about an ordinance for biosolids. She stated she hoped the Board would not drag their feet on this issue. She asked the Board members how long they have known about the spreading of biosolids and would the Board have brought the matter up if no citizens had said anything? She stated that the county that has collected money is Nottoway. She stated the county does need someone to regulate the spreading of biosolids. She stated she feels there has not been enough research done on the spreading of biosolids.

Mr. Bracey stated that there seems to be an issue between the state and the county. He stated that when the County Administrator gets the information from the Farm Bureau, persons from the state department should come and present their materials on biosolids. He stated that he would like to see them come here and present a program, not necessarily to him, but for the citizens of Dinwiddie County.

3. Michael Bratschi - 23500 Cutbank Road, McKenney, Virginia – He stated that he had an opportunity to go before the Board in the City of Colonial Heights. He stated they had the ten-minute rule for a citizen to speak and asked any question they wanted. He stated that they had someone on staff that could answer the questions and if the question could not be answered the Mayor would get a staff member on it right away. He stated that they would get back with you as soon as possible. He stated that he would like to see that here in this County. He stated that he would like to see or have citizen's sit in the interviews and see what kind of qualifications are being introduced and see the selection process for individuals getting jobs in Dinwiddie County. He stated the reason he is requesting this is because when the GIS position was

posted he heard that it was already a done deal that Mr. David Thompson, Senior Planner for Dinwiddie County, would get it and he did. He stated that it is things like this that makes a citizen think that the County is doing things that are not ethical. He stated that he came before the Board and told them that landowners were going to rental properties and telling rental persons to remove his wife's signs or they will be evicted. He stated that he drove by the same properties and noticed that Mr. Clay, a Board Member, has his signs on the very same properties. He stated he is disturbed by this nineteen sixties attitude disguised in the twenty first century in this county.

Mr. Bracey stated that the Board does owe Mr. Bratschi an answer on why a lieutenant from the Sheriff's Department would have his wife's signs removed.

The County Administrator stated the reason the Lieutenant had the signs removed is because they were on his property and he did not want them there.

4. Anne Scarborough – Boynton Plank Road, Dinwiddie, Virginia – She stated while she was out on vacation, she read in the paper where candidates applying for a local government job were listed. She stated that it would help alleviate many concerns that the citizens would have concerning hiring procedures if you would announce whom the final three or four candidates were going to be and list it in the paper. She stated that the citizens comments in the past were done a lot better than how they are done now. She stated that she was told by someone that was a member of some committee somewhere that the lawyers are telling people not to say anything, don't have your names in the minutes, because then the citizens can come back and say who said what. She stated that she would like to bring some copies of some minutes and read two or three paragraphs to you sometimes to show you how you answered the citizens. She stated that she read where the County is going to do a tax increase. She stated that she would like for the Board to tell the citizens what the tax increase is prior to November. She stated that the citizens have the right to know what the tax and increase may be, whether one cent, three cents or five cents. She stated that she wants to know before she goes to the polls and votes what the Board is attempting to do concerning the raising of taxes. She stated that the Board owes it to the citizens to not hide behind their office and not make their position known on certain matters. She stated that was what the Board did concerning the quarry.

**IN RE: REPORT – VDOT – MR. RICHARD CAYWOOD**

Mr. Richard Caywood, Resident Engineer, Virginia Department of Transportation, came forward and provided the following update:

He stated that VDOT is planning to initiate a 24 hour operations if the forecast remains the same and they have contacted contractors that they have access to help in the after math. He wanted to thank the County for inviting VDOT to a coordinating session. He stated that they are at present preparing for flooding and fallen trees. He stated that he just wanted to let everyone know that they have done pretty much all that they could do in terms of preparing for the storm. He stated that he wanted to give the Board an update on the Route 627 work, which is Courthouse Road. He stated that overall it is going well, but there has been one issue. He stated that with the new bridge construction, they have encountered a different rock formation underground then what they had expected. He stated that this could require a little more additional work. He

stated that he had the opportunity to ride on Ridley Road to check the surface condition. He said there are two issues with the road. He stated the first being bumps in the road and they are fairly easy to fix. He stated the second being the surface of the road where bigger rocks than usual were used and the road is very noisy to drive on. He stated he does not believe that it is a safety issue more than it is a noise issue. He stated that they would like to leave it until the spring because they want to see how it works out during the winter months. He stated that there was one other item he wanted to discuss and he knows that it is a concern for the Board. He stated that assuming that the Commonwealth Transportation Board meets on Thursday as they are scheduled to do, they are scheduled to consider the revised through truck policy. He stated that if that takes place they would be in a much better position to evaluate whether they need to do any further studies on Route 226.

Mr. Bowman asked the County Administrator if any one from Dinwiddie County would be attending the meeting on Thursday to lobby for the project?

The County Administrator stated that there would be someone there.

Mr. Bowman stated that about fifteen years ago he saw some plans drawn for Route 1 and Route 226. He stated it came on from the expansion of Washington Street. He asked what are VDOT plans for the Bridge, as it is not wide enough, over the Railroad tracks on Route 1 before you get to Duncan Road.

Mr. Caywood stated that he had not seen any plans. He stated that bridges are fairly easy to expand if they are within the current standard. He stated that he would go into VDOT's archives and take a look at the study concerning the work.

Mr. Moody stated that he had one comment about Route 627. He stated that whatever VDOT needs to do to get the road fixed, they need to do it. He stated that it is ridiculous for the people in that area to be inconvenienced any longer.

Mr. Caywood agreed with Mr. Moody and apologized for the inconvenience and stated that they are working to get the road repaired.

Mr. Bracey stated that there are not a lot of people living on Ridley Road and asked if Mr. Caywood's office could inform them of what is going on in terms of the progress. He also asked about Route 226 and Boydton Plank Road. He stated that with all the traffic lights that are being added are there any plans to help the turn or flow of traffic?

Mr. Caywood stated that he would inform the persons living on Ridley Road and concerning Boydton Plank Road they are working on getting the road in better working condition.

Mr. Clay stated that the potholes are not finished on Coleman Road. He asked is anything going to be done?

Mr. Caywood stated they are going to do some skin patching because it is fairly inexpensive and solves the problem.

**IN RE: REPORT – DEPARTMENT OF SOCIAL SERVICES – MS. KIMBERLEY D. WILLIS**

Ms. Kimberley D. Willis, the new Social Services Director, introduced herself to the Board and gave some brief information about her background.

**IN RE: NAMOZINE VFD – DESIGN DEVELOPMENT DRAWING REVIEW**

Mr. Donald W. Faison – Buildings and Grounds Director – stated that since the first quarter there are two major changes on the first drawing. One change was the equipment room being changed around to incorporate the washer and dryer. The second change was closing off a doorway and moving the refrigerator to make room for the new cabinets in an “L” shape in the kitchen area. He stated that there are some significant changes to the second drawing. He stated that the windows, which the Board wanted, were added in the bunkroom. He stated that because of the hood location over the stove in the kitchen, the corridor could not come straight across as originally planned.

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

BE IT RESOLVED that the Board of Supervisors of Dinwiddie County, Virginia recommend that Buildings and Grounds move forward to the final drawing where the architect will take three weeks to finish and then move to the bid process being thirty days long where someone will come before the Board with results from the bidding.

**IN RE: GOVERNMENT BUILDINGS – PHYSICAL PLANT MAINTENANCE BIDS**

Mr. Donald W. Faison – Buildings and Grounds Director – stated that the reason there is a rebidding for painting, concrete work, carpentry, masonry, drywall, personnel door repair and aluminum storefront door repair because JDM Construction did not honor their contract. They did a portion of some of the work but did not come through with doing some of the items we wanted them to do. He stated that they just did not cooperate! They did not respond in a timely manner! He recommended accepting the low bid from Specialty Mechanical. He pointed out that no local vendors submitted a bid.

The following bids were received on September 8, 2003 at 2:30 P.M.

<b>PAINTING</b>				
MATNEY, INC.	2 Painters	\$80.00	\$120.00 OVERTIME	\$150.00 HOLIDAYS
RODGER & SONS	2 Painters	\$52.00	\$ 77.50 OVERTIME	\$ 78.00 HOLIDAYS
SPECIALTY MECH.	2 Painters	\$ 65.00	\$ 97.50 OVERTIME	\$ 97.50 HOLIDAYS
G.M. CLEMENTS	2 Painters	\$ 70.00	\$105.00 OVERTIME	\$140.00 HOLIDAYS
R.M. HARRIS	3 Painters	\$96.00	\$144.00 OVERTIME	\$186.00 HOLIDAYS
<b>CONCRETE WORK</b>				
MATNEY, INC.	2 Finishers	\$90.00	\$130.00 OVERTIME	\$160.00 HOLIDAYS
SPECIALTY MECH.	2 Finishers	\$75.00	\$125.00 OVERTIME	\$125.00 HOLIDAYS
<b>CARPENTRY</b>				
MATNEY, INC.	2 Carpenters	\$80.00	\$120.00 OVERTIME	\$150.00 HOLIDAYS
SPECIALTY MECH.	2 Carpenters	\$65.00	\$ 97.50 OVERTIME	\$ 97.50 HOLIDAYS
<b>MASONRY</b>				
MATNEY, INC.	2 Masons	\$90.00	\$130.00 OVERTIME	\$160.00 HOLIDAYS
SPECIALTY MECH.	2 Masons	\$ 75.00	\$125.00 OVERTIME	\$125.00 HOLIDAYS
<b>DRYWALL</b>				
SPECIALTY MECH.	2 Mechanics	\$65.00	\$ 97.50 OVERTIME	\$97.50 HOLIDAYS
<b>PERSONNEL DOOR REPAIR</b>				
SPECIALTY MECH.	2 Mechanics	\$65.00	\$ 97.50 OVERTIME	\$ 97.50 HOLIDAYS
<b>ALUMINUM STOREFRONT DOOR REPAIR</b>				
SPECIALTY MECH.	2 Mechanics	\$100.00	\$150.00 OVERTIME	\$150.00 HOLIDAYS

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Specialty Mechanical is hereby selected as the new contractor to provide the physical plant maintenance work as described starting October 1, 2003 and ending June 30, 2004 renewable for a twelve-month period at the County's discretion.

**IN RE: DINWIDDIE VFD – REPAIR OF 1993 ENGINE**

Mr. David Jolly – Public Safety Director – stated that every year they do pump truck maintenance, pump truck servicing and pump truck inspections on the units and this year during the inspection they found two mechanical seals that have deteriorated on the 1993 engine. He stated this has caused the pump to not operate as proficiently as it has in the past. He stated the estimated cost would be \$3,500 dollars to repair. He stated that there is a capital line item in the VFD budget to handle the repair and he is asking the Board to authorize them to pay for the repair at that cost level not exceeding the amount of \$3,500.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Dinwiddie VFD is authorized to repair their 1993 engine using capital funds within the 32200 category at a cost not to exceed \$3,500.

**IN RE: MAMOZINE VFD – LADDER TRUCK REPAIR BILL**

Mr. David Jolly – Public Safety Director – stated the cost of repair for the Namozine VFD ladder truck would be \$1,800. He stated that there is a capital line item for the VFD budget to handle the repair and he is asking the Board to authorize them to pay for the repair at that cost level not exceeding the amount of \$1,800.

Mr. Haraway asked Mr. Jolly to get an itemized bill from American Fire Equipment, the company that is repairing the ladder truck, so we will know exactly what the charges are concerning.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the Namozine VFD is authorized to pay the ladder truck repair bill using capital funds within the 32200 category at a cost not to exceed \$1,800.

**IN RE: ADOPTION OF LOCAL EMERGENCY BECAUSE OF IMPENDING STORM**

Mr. Jolly stated that a staff meeting was pulled together involving School Board, Health Department, County Staff, VDOT and the Sheriff's Department yesterday afternoon at 3:30 P.M. to provide a briefing for them based on the weather information. He stated that the information has changed and may continue to change, as the Hurricane gets closer to land. He stated that Dinwiddie Elementary is the primary shelter facility. He stated that it will be open at 5:00 P.M. tomorrow. He said the reason for the shelter opening that early is because the storm is expected to hit the Tidewater area earlier than us and they want to be ready. He stated that a one-page preparatory information sheet was given to the school so they would get them to the children who will carry them home to their parents. He stated the Ms. Carwile, Information Technology Specialist, has reconfigured the web site so that the front page will show key pieces of information. He stated that the first is a link to the weather service or the emergency management web page that will get you to the weather service. He stated that the second is to VDOT so the citizens can get information concerning up to date road closings. He stated that most of the Volunteer fire

departments will start staffing on Wednesday night and remain staffed as best they can through out the Hurricane.

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

**DECLARATION OF A LOCAL EMERGENCY**

**WHEREAS**, the Board of Supervisors of the County of Dinwiddie does hereby find that:

1. Due to hurricane Isabel, the County of Dinwiddie is facing dangerous conditions resulting from excessive rain and high winds resulting in power outages, high water and extensive road structure damage; and
2. Due to the excessive rain, high winds, road structure damage and power outages a condition of extreme peril of life and property necessitates the proclamation of the existence of an emergency;

**NOW, THEREFORE, IT IS HEREBY PROCLAIMED** that an emergency now exists throughout the County; and

**IT IS FURTHER PROCLAIMED AND ORDERED** that during the existence of said emergency the powers, functions, and duties of the Director of Emergency Services and the Emergency Services organization of the County of Dinwiddie shall be those prescribed by state law and the ordinance, resolutions, and approved plans of the County of Dinwiddie in order to mitigate the effects of said emergency.

**IN RE: GAS & FUEL OIL BIDS – AWARD OF CONTRACT**

The County Administrator stated that the County received one bid and that was from Parker Oil. She recommended that the fixed price for FY 03-04 year from Parker Oil be accepted and the contract for gas & fuel be awarded to them. She stated that the volatile market we are in makes this choice the best. She stated that the bid prices have been extended only to the date of the Board meeting.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that Parker Oil be awarded the contract to provide gas, fuel oil and diesel for FY 03-04 at a fixed price of: Unleaded - \$1.047 per gallon; Diesel - \$ .960 per gallon; Fuel Oil - \$ .8980 per gallon

**IN RE: RESOLUTION TO DESIGNATE FISCAL AGENT FOR THE GOVERNOR'S SCHOOL**

The County Administrator presented a letter from the School Board requesting approval of a fiscal agent for the governor's school. She stated that it deals with who will serve as the fiscal agent for the Appomattox Regional Governor's School. She stated that they need the approval of all the localities involved. She stated that Chesterfield would be designated the fiscal agent.

Mr. Bracey stated that he would like for someone from the School Board to come forward and explain what this matter is. He stated that we should postpone the decision until then.

**IN RE: COUNTY ADMINISTRATOR COMMENTS**

1. The County Administrator stated that the Ducks Unlimited event has been postponed and in their case when they postpone an event, it is rescheduled for the next year. She stated that she mentioned to them that the County would support them if they wanted to come back to the County with the event.

2. The County Administrator stated that on the Recreation Pavilion, staff is working on bringing that information back to the Board. She stated that there has been an interest expressed by Mr. Haraway to view the structure at Burrowsville where they have a similar structure. She stated that if any other Board member wanted to take the visit please let administration know. She stated that they would like to make the visit between now and October 7. She stated that the reason is so they can bring the recommendation back to the Board at the next meeting.

**IN RE: BOARD MEMBER COMMENTS**

Mr. Bracey stated that he still wants to meet with the Board to discuss some matters of concern.

Mr. Haraway stated that the members could come in thirty minutes early before the next meeting.

Mr. Moody stated that he had two items to mention and the first being the voter district lines. He stated that where they are seems to be confusing to a lot of people. He stated that the people are confused about where they live in terms of their district. He stated that maybe a picture put in the paper showing the lines with respect to the district would be helpful to the citizens. Secondly he stated that back in the spring when we received a lot of rain there were some farmers who were not able to plant their crops. He stated that he would like to ask the extension service or FSA to do a damage assessment to see if we need to declare an emergency.

Mr. Haraway stated that he had one item and that was legal fees. He stated that based on the first two and a half months of this fiscal year; he annualized the fee at \$200,000. He stated that the Board needs to take a look at the request of the legal services. He stated that he hopes there is not anyone calling for legal services without the approval of the Administrator or Assistant Administrator. He asked if it is true and if anyone is allowed to call without approval? He stated that the cost goes up each year! He stated that he would like to see the administration take some steps to curtail the legal costs for this year!

The County Administrator stated that the administration is pretty much aware of the issues that they are calling on. She stated that they are not just picking up the phone and calling without approval. She stated that a big portion of the cost comes from litigation and there is no way to curtail the costs. She stated that the administration will certainly work on the other matters.

Mr. Bracey stated that there is a department that uses legal services a lot more than the other departments. He stated that they need to come in and justify why they are calling them.

Mr. Haraway stated that another approach we may want to take is increasing the retainer to include more day-to-day business operations or decisions. He gave the example of the County only paying \$36,000 for the retainer, but we are looking at over \$200,000 in legal bills. He stated that maybe we could explore with the law firm increasing the retainer for the daily items. He stated that he thinks that over \$200,000 is too much to be spending in legal fees.

Mr. Bowman stated that he had a question about the fund balance. He stated that Debbie Marston, Commissioner of the Revenue, was going to go back

and bill for back taxes with the Titanium Company. He asked if she did and if the fund balance represents five years of collecting taxes or is it included in the \$15,000,000, or is it a one-time wind fall?

The County Administrator stated that the fund balance would include all the revenue collected up to the date listed.

Mr. Bowman asked if we could get a figure about how many years she went back and collected on the Titanium Company so we will know what to expect next year?

The County Administrator stated that we could ask her for the information.

Mr. Bracey stated that in the past when there was a windfall of money it was put into a separate account designating it as a windfall amount.

**IN RE: CLOSED SESSION**

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

**2.2-3711 A. 1 of the Code of Virginia, Personnel Matters**

VJCCCA; Planning; Animal Control

**2.2-3711 A. 3 of the Code of Virginia, Acquisition of Property**

**2.2-3711 A. 5 of the Code of Virginia, Industrial Development**

**2.2-3711 A. 7 of the Code of Virginia, Consultation with Legal Counsel**

Tax Appeal

Upon Motion of Mr. Clay seconded by Mr. Haraway, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, voting "Aye", the Board moved into the Closed Meeting at 4:31 P.M.

**IN RE: CERTIFICATION**

A vote having been made and approved the meeting reconvened into Open Session at 5:26 P.M.

**Whereas**, this Board convened in a closed meeting under **2.2-3711 A. 1 Personnel Matters** – VJCCCA; Planning; Animal Control and **2.2-3711 A. 3 Acquisition of Property** and **2.2-3711 A. 5 Industrial Development** and **2.2-3711 A. 7 Consultation with Legal Counsel** – Tax Appeal.

**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. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman voting "Aye," this Certification Resolution was adopted.

**IN RE: JOINT MEETING WITH REPRESENTATIVES OF THE SCHOOL BOARD STAFF – REVIEW OF SCHOOL BOARD IMPROVEMENTS**

The County Administrator stated that after the last time the Board met the architects got together and had a meeting and the administrative staff and school staff came in and talked with the architect. She stated that the Board members should have gotten either Saturday or Monday some material from BCWH. She

stated that they also should have received a sheet showing a comparison chart and she gave them a letter from the administration office concerning this matter. She stated that since there were some school board members that could not get to the meeting at this time and because you all wanted to meet at the end of the Board meeting, she thought it was best to ask the school staff to come up and go through the document.

Dr. Jim Lanham, before he began his discussion on the new building options only, stated that the best way to follow this was to let each option follow its own path through each of the succeeding pages. He stated that the first option is the original option that the School Board presented to the Board. He stated that he hoped at this point that it has expanded to the point where the Board has a very clear picture of what was included. He stated that the information shows them what would be contained in the building. He stated that the original option shows a new elementary school of 720 students with a price tag of \$14 million. He stated that option two talks about building a new elementary school for 356 students, but with a core for 720 students. He stated that for a new elementary school housing 356 students the cost would be \$9.5 million. He stated that if you build it to include the core of 720 students the cost goes up to \$10.2 million. He stated that this was something that came out of the discussion with Ms. Ralph and Mr. Massengill. He stated that the feeling he got out of the meeting was that no matter what the size of new building they built, 350, 450, 550, that the County would want to be able to have core facilities built at the time that allow for expansion. He stated that core facilities that we are talking about would be the cafeteria, library, administrative office space and multi-purpose room space the kinds of things that are found at the core of a building that are hard to add on to. He stated that option three is a new elementary school for 472 students that would cost \$10.3 million and with the core of 720 students the cost goes to 11 million. He stated that option four is a new elementary school of 422 students with a price tag of \$9 million.

Dr. Lanham, before he began his discussion on what to do with the existing Rohoic Elementary School, stated that the first two pages have to be looked at in concert with the next two pages. He stated that under the first option would be nothing. He stated that there would be some uses for it but not for elementary instruction, because you build a big school that can handle the population. He stated that option two looks at renovation for 356 students carrying a price tag of \$6.6 million. He stated that the \$6.6 million does not include the phasing cost. He stated that the phasing costs are the cost for trailers and the things that go with housing students in a temporary facility while the original facility is being worked on. He stated that the third option with only doing minor renovations such as the HVAC, electrical and the like would cost \$3.3 million with phasing cost being \$3.2 million.

Mr. Haraway stated that under option three where you talk about the building interior, you have replaced the classroom casework. He stated that when he thinks of casework he thinks of windowframes and doorframes. He asked Dr. Lanham if that is was what he was talking about.

Dr. Lanham yes and it also refers to built-ins, cubbies, counter top, and for places for students to store books that may not have lockers.

Mr. Haraway stated that what he would like to see is a cost column under option one for things that need to be done to keep the Rohoic school building up to code. He stated that we may not use it for a school, but there are things that need to be done to the building to keep it up to code standards.

Mr. Haraway asked Dr. Lanham to review with him the school set up concerning class periods.

Dr. Lanham stated that the elementary school children are in the same class all day and they go out for one special per day. He stated that special could be library, PE and music.

Mr. Haraway stated that the distance between a school he went out and drove last week was four miles. He asked why couldn't we use one teacher to work at another school if that school needs more resources?

Dr. Lanham stated that it is possible to have some teachers move such as art, PE or music, but moving the special education teachers may pose a problem. He stated that for the most part they are doing that with those teachers now.

Mr. De Stefano stated that the national associations of elementary school principals recommend that the sizes be between 425 to 451 students.

County Administrator stated that as a basis of looking at the new elementary school your estimates were fairly close which were nine and a half and nine. She stated that it appears to her that what we have is decision number one being building a new school with the numbers that were given or number two being the renovations of Rohoic with the numbers given. She stated that is what the Board's need to come together on and make a decision.

Mr. Moody stated that what needs to be put in to factor is what it will cost to get Rohoic up to code and what must be done to Rohoic to keep it up to code even if we do not use it for a school. He asked what was the School Board's recommendation concerning the use of Rohoic for something other than a school?

Dr. Lanham stated that there were four options with the first being Head Start that is presently in leased space at Southside Elementary; it needs a permanent home. He stated that the second option would be for an alternative High School. He stated that the third option would be for a consolidation of school board offices and the fourth option would be the current technology department.

Mr. Bracey asked what are we able to finance as a community? He stated that most of the citizens want a smaller school. He stated that he would like to see Rohoic renovated because we are three years behind as of now. He stated that we have been talking about doing something and we have not. He stated that we have never had a problem with the citizens before with financing schools so let's get something done. He stated that he does not have any respect or confidence in BCWH, because of what he has gathered from other localities. He stated that BCWH has almost drove some of the other localities broke. He stated that he has more confidence in the school board staff than in BCWH, because BCWH cost the county \$200,000 for their study without citizen's input and the school board staff would have done the job at no cost and listened to what the citizens wanted.

Dr. Wise stated that he doesn't feel for \$30 million the school board can get the programs done that the county needs. He stated you can play games with numbers and size all you want. He stated that the school board has brought in some qualified teachers and they are ready to share their knowledge. He stated the days of bring your buddy in and putting him on staff and him not being certified or qualified are over. He stated that everyone is fighting for good teachers. He stated that it will take \$40 to \$50 million to get it done right.

Mr. Bowman asked the County Administrator how much money can the county spend right now without raising taxes?

The County Administrator stated without raising taxes we could spend \$8 million dollars.

Mr. Clay asked the County Administrator do you know how much we would have to raise the taxes to get the \$40 million?

The County Administrator stated that the last bit of information that was gathered from the financial people was five cents if everything else we have does not change.

Mr. Bowman stated that he had to ask this question because the taxpayers ask him all the time and that is what would it cost to remodel or renovate Northside Elementary?

Mr. Donnie Faison, Director of Buildings and Grounds, stated that it would cost \$1.6 million to complete and if they added the gymnasium work to it the cost would go up to about \$2 million.

Mr. Wise stated that the \$2 million does not involve bringing the building up to code for a school. He stated that they did a study and that building would need more than \$2 million to come up to code. He stated that we must remember that it was declassified as a school and it has to go through a process to get reclassified. He stated he believes that will it would cost more than \$2 million to bring it up to federal mandated standards for use as a school.

Mr. Bowman asked Mr. Wise if the Board could see the study. He also asked what the cost would be to renovate for school use.

Dr. Wise stated that it would cost about \$6 million plus.

Mr. Haraway stated that he had a question for Mr. DeStefano. He stated that he has a paper that shows Deep Run High was built for \$123 a square foot but the figures on our sheet are coming in at \$170 a square foot. He asked what is the difference and why is there a difference?

Mr. DeStefano stated that it has to do with what goes in the space whether cheap/expensive carpet or cheap/expensive vinyl or cheap/expensive design. He stated that the numbers that are listed on the sheet are strictly for guide information purposes only.

Kevin Massengill, Assistant County Administrator, gave a list of square foot prices for the schools based on the 02/03 school year:

DOE	02/03	\$116 per square foot \$96 building cost
MIDDLE	02/03	\$113 per square foot \$97 building cost
HIGH SCHOOL	02/03	\$131 per square foot \$109 building cost

Mr. Bowman stated that the Board should look at all our fees and look at all the ways we can generate funds for the schools.

The County Administrator stated that as a suggestion we could break it here with the elementary school study and then when the two Boards get together we could pick up and continue with the middle school study. She gave two dates to continue the meeting and they were October 1 or 2 at 6:00 P.M. She stated that everyone decided on October 1 at 6:00 P.M.

Mr. Haraway stated that he is ready to vote on architects for a 400-student body elementary school with the ability to expand to the core of 720 students.

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

BE IT RESOLVED by the Board of Supervisors of Dinwiddie County, Virginia that the School Board is authorized to proceed with issuing an RFP for the selection of an architect. Mr. Bracey stated he hoped the School Board would include someone from the Administration on the selection panel.

**IN RE: ADJOURNMENT**

Upon Motion of Mr. Moody, Seconded by Mr. Bracey, Mr. Bracey, Mr. Moody, Mr. Clay, Mr. Haraway, Mr. Bowman, voting "Aye", the meeting adjourned at 7:45 P.M. to be continued until October 1, 2003 at 6:00 P.M. to meet with the School Board.

  
Robert Bowman, IV, Chairman

  
Wendy Weber Ralph  
County Administrator

/abr

