



# RESOLUTION

## SIX-YEAR ROAD PLAN AND CONSTRUCTION PRIORITY LIST

On a motion by Mr. Womack and unanimously carried the following resolution was adopted as presented:

**WHEREAS**, THE 1977 Session of the Virginia General Assembly amended Sections 33.1-23 and 33.1-23.4 of the 1950 Code of Virginia, as amended, which in part, provided the opportunity for each county to work with the Virginia Department of Transportation in developing a 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 as well as the Construction Priority List (2205-2006) on December 14, 2004 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, and

**WHEREAS**, W. A. Leatherwood, Resident Engineer, Virginia Department of Transportation, appeared before the Board and recommended approval of the Six Year Plan for Secondary Roads (2005-2011) and the Construction List (2005-2006) for, Cumberland

NOW, THEREFORE , BE IT RESOLVED that since said plans appear to be in the best interests of the Secondary Road System in Cumberland County and of the citizens residing on the Secondary System, said Six Year Plan (2005-2011) and Construction Priority List (2005-2006) are hereby approved as presented at the Public Hearing, as amended.

Vote:	Mr. Osl - aye	Mr. White - aye
	Mr. Petty - aye	Mr. Womack - aye
	Mr. Heaton - aye	

- b) Todd & Glenda Grubbs re: highway project on Rts. 638 and 639

Mr. Leatherwood stated that VDOT is in the process of re-designing the road project that would reduce the impact to the Grubbs property. New stakes will be placed at the re-designed area and Mr. Leatherwood will let the Board know when this is done.

### 3. Department/Agencies

- a) Mr. Thornton - School's request for appropriation

Mr. Thornton said that all work had been completed on the middle school and other buildings related to the Fire Marshal and Building Inspector's inspections. Total cost for the repairs was \$207,471.30. The Board stated that \$100,000 in emergency funding was appropriated last fiscal year and this amount would have to be reappropriated in the current fiscal year. Upon









needed for minors who serve on volunteer fire departments. He recommended adopting an emergency ordinance immediately, and holding a public hearing within 60 days to make the ordinance permanent.

On a motion by Mr. White and carried, the Board adopted the following emergency ordinance pursuant to Section 40.1-79.1 of the Code of Virginia 1950 (as amended):

WHEREAS, §40.1-79.1 of the Code of Virginia 1950 (as amended) authorizes the adoption of an ordinance allowing certain qualified persons sixteen years of age or older, with parental or guardian approval, to work with or participate fully in all activities of a volunteer fire company.

WHEREAS, the Board finds that the participation of young people sixteen years of age or older in the volunteer fire departments will help instill the value of volunteerism in the youth of the County and will provide valuable experience to such youths that will be of benefit to them and to the overall health, safety and general welfare of the citizens of Cumberland County.

NOW THEREFORE, BE IT ORDAINED, that Sec. 38-1, ARTICLE I, CHAPTER 38, "Fire Prevention and Protection," of the Cumberland County Code is hereby adopted as follows:

#### **ARTICLE I. IN GENERAL**

##### **Sec. 38-1. Youth participation in volunteer fire company activities.**

- (a) Any person sixteen years of age or older, with parental or guardian approval, may work with or participate fully in all activities of any volunteer fire company in Cumberland County, provided such person has attained certification under National Fire Protection Association 1001, level one, fire fighter standards, as administered by the Department of Fire Programs.
- (b) Any volunteer fire company allowing the persons authorized by subsection (a) of this section to work or participate in activities of any such fire company shall purchase and maintain insurance which provides coverage for injuries to or the death of such persons in their performance of activities under this section, unless such insurance is otherwise provided by Cumberland County. Although Cumberland County may provide such insurance, the County shall not be obligated to provide insurance.
- (c) Notwithstanding the foregoing provisions of this section, the following activities involving fire fighting shall be prohibited:
  - (1) Minors 16 years and 17 years of age shall not enter a burning structure. The term "burning structure" as used in this section shall not include a structure which contains burning materials.
  - (2) Minors 14 years and 15 years of age shall not participate in fire fighting or support activities at the fire scene, enter a burning structure,



Mr. White would like to initiate a "litter clean-up" day in the spring and hopes to involve citizens in cleaning up the County.

He is working with Meade Jones, Cumberland Bulletin, to set up the newsletter, and hopes that it will be ready for publication prior to Christmas; however, it could be later, depending on whether information can be gathered from the departments and agencies.

Mr. White said that nine soldiers from Cumberland County are on stand-by in Fort Dix, NJ, and are ready to go to Iraq. He also said that he agrees the community needs to become involved in addressing the problem of paying for new schools and the Board has to act on the issue. This should not be passed on to the next Board of Supervisors.

Mr. Osl reported that an emergency communications committee meeting was held in November to discuss features, benefits, and capabilities of a communications system. Mr. Hickman, IT Manager is looking at designs. In order to implement what is desired, an approval is necessary from the FCC which could take a year. Therefore, the next best plan needs to be discussed and put in place.

He stated that the Comprehensive Plan is still being worked on by the Planning Commission. The Piedmont Planning District Commission is planning a strategy session among the Board members to discuss the regional nature of the organization.

Mr. Osl also commented on the \$24,000,000 CIP request from the School Board to build a new middle school and high school. The School Board and Board of Supervisors previously met to discuss and plan a strategy for construction, and the financing of the project must be discussed.

He thanked the organizers of the Christmas Parade Committee and thanked the Board members for bringing different ideas and perspectives to the meetings over the past year.

## **8. Public Comments**

One citizen said that we needed economic development and that everything on the table is "pie in the sky."

## **9. Closed Meeting**

**On a motion by Mr. Osl and carried, the Board entered into closed meeting under VA Code Section 2.2-3711 A(1) personnel; A-3 to discuss purchase of real estate for public purpose; A-7 discussion with staff and legal counsel regarding CIP and Planning Commission; and A-4 protection of the privacy of individuals in personal matters not related to public business.**

The Board returned to regular session on a motion by Mr. Osl.

A motion was made by Mr. Petty and adopted by the following vote:

Mr. Osl – aye  
Mr. White – aye  
Mr. Petty – aye  
Mr. Womack – aye

Mr. Heaton - aye

that the following Certification of a Closed Meeting be adopted in accordance with The Virginia Freedom of Information Act:

WHEREAS, the Board of Supervisors of Cumberland County has convened a closed 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 2.2-3712 of the Code of Virginia requires a certification by this Board that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Cumberland County hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Board of Supervisors of Cumberland County.

**10. Additional Information**

N/A

**11. Adjourn**

The Chairman ordered the meeting adjourned until January 10, 2005 at 2:00 p.m. for an organizational meeting of the Board of Supervisors, followed by a closed meeting at 4:00 p.m. under VA Code Section 2.2-3711(A-5) discussion of potential business or industry where no previous announcement has been made of the business or industry's possible location in the County.

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Chairman

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County Administrator