

At a regular meeting of the Cumberland County Board of Supervisors held at 7 p.m. on the 18th day of December 2007 at the Circuit Courtroom, Cumberland, County, Virginia:

Present: William F. Osl, Jr., Chairman, District 1
Clifton C. White, District 2
Van H. Petty, Vice-Chairman, District 3
Elbert R. Womack, District 4
Robert J. Oertel, District 5
Howard Estes, County Attorney
Judy Ownby, County Administrator
Jill Matthews, Asst. County Administrator
Michael Cooper, Director of Community Development
Andrew Sorrell, Planner/Zoning Administrator
Stephany Johnson, Deputy Clerk

The Chairman called the meeting to order and the County Administrator called the roll. The invocation was lead by Supervisor Petty, and the pledge of allegiance was led by Supervisor White.

1. Approval of Agenda

On a motion by Mr. Osl and carried, the Board approved the agenda by the following vote:

Vote:	Mr. Osl - aye	Mr. White – aye
	Mr. Petty - aye	Mr. Womack – aye
	Mr. Oertel - aye	

2. Resolutions of appreciation upon the retirement of:

a.) Pauline Shores – On a motion by Supervisor Oertel and carried, the Board approved a Resolution of Appreciation for Mrs. Pauline Shores:

**RESOLUTION OF APPRECIATION UPON THE
RETIREMENT OF PAULINE SHORES**

WHEREAS, Pauline Shores has dedicated more than thirty-six (36) years of service to the County of Cumberland, and the General Registrar's Office; and

WHEREAS, she was appointed as General Registrar on October 1, 1971, and has faithfully overseen each of Cumberland County's elections over the past 36 years; and

WHEREAS, Pauline Shores is known for her loyalty and service to God, family, friends, and community; and

WHEREAS, she has distinguished herself through her dedication and commitment to serving the citizens of Cumberland County; and

WHEREAS, she has tirelessly served the County and its citizens with professionalism and integrity as the County's General Registrar; and

WHEREAS, she has earned the deep respect and esteem of all those whom she has worked with over the years;

NOW, THEREFORE, BE IT RESOLVED that the members of the Cumberland County Board of Supervisors, through this resolution, express their high regard and profound appreciation for the services that Pauline Shores has performed for the County of Cumberland over the past 36 years, and wish her much contentment and happiness during her retirement years.

Vote:	Mr. Osl – aye	Mr. White – aye
	Mr. Petty – aye	Mr. Womack – aye
	Mr. Oertel – aye	

b.) Claude Meinhard-

RESOLUTION OF APPRECIATION UPON THE RETIREMENT OF CLAUDE B. MEINHARD

WHEREAS, Claude B. Meinard has dedicated twenty two years of service to the County of Cumberland; first as a Deputy Sheriff in 1985, appointed as Chief Deputy in 1988, and elected Sheriff until the present; and

WHEREAS, he has worked diligently to protect and serve the citizens of Cumberland County; and

WHEREAS, through his efforts, additional deputies and other personnel have been added to the Sheriff's Department; K-9's for drug and other searches; a School Resource Officer for regular patrols and enhanced safety of the students and staff at the school; and

WHEREAS, through pursuing grants he has obtained funding for items such as: video cameras, laptop computers, and portable defibrillators for each deputy's vehicle; digital cameras for all officers; bullet-proof vests; two ATV's and trailers; Army Surplus rifles; and

WHEREAS, he has served the County and it's citizens with distinction and integrity in a professional manner, striving to make Cumberland County a safe community in which it's citizens can live and work; and

WHEREAS, he has earned the respect and loyalty of those he has worked with over the years;

NOW, THEREFORE, BE IT RESOLVED that the members of the Cumberland County Board of Supervisors, through this resolution, express their high regard and profound appreciation for the services that Claude B. Meinhard has performed for the County of Cumberland, and offer their best wishes upon his retirement.

Vote: Mr. Osl – aye Mr. White – aye
 Mr. Petty – aye Mr. Womack – aye
 Mr. Oertel – aye

3.) **Oath of Office for the Board of Supervisors-**

Clerk of Court, Carol Ownby, administered the Oath of Office to the Board of Supervisors for their 2008 term.

4.) **VDOT –Mark McKissick**

VDOT Representative Mark McKissick informed the Board that there is an average of 3 traffic related fatalities daily on Virginia Roads. The Chairman asked Mr. McKissick about the requirements for new secondary roads, and stated that the citizens of Cumberland just wanted to get out of the mud and dirt. Mr. Petty stated that there are potholes on Hunters Trail, and Mr. Oertel thanked Mr. McKissick for fixing the potholes on Edgewood Dr. The Chairman also reminded the Board that the public hearing for the 6 year plan is set for the January Board meeting.

5.) **Public Hearings-**

N/A

6.) **Departments/Agencies**

a) Jim Thornton – N/A

b) Karen Mulleins – School Construction Progress Report
 Since Karen Mulleins was unable to attend the meeting, she submitted a written update to the Board. The update stated the brickwork would be completed in the next 60 days, and as of December 14, 2007, H&M has revised the school construction schedule to achieve occupancy in time for the start of the 2008-2009 school year.

c) Kevin Ingle – Emergency Services Committee Report
 Mr. Ingle updated the Board with the ESC meeting minutes for November 2007 and provided a listing of activity for the month for each department. Mr. Ingle also informed the Board that there will be 21 antennas attached to the Cartersville Communications tower that will be complete as of March 1, 2008, and that a training drill will be scheduled for February 2008.

 Mr. Ingle requested an appropriation in the amount of \$337,012.00 for the purchase of one Pierce Custom Contender pumper truck. Mr. Osl reminded the Board that this money would be coming from the CIP. On a motion made by Supervisor Oertel and carried, the Board appropriated \$337, 012.00 to the Cumberland Fire Department for the purchase of a new pumper truck.

Vote: Mr. Osl – aye Mr. White – aye
 Mr. Petty – aye Mr. Womack – aye
 Mr. Oertel – aye

- d) Bill Burger-Planning Commission Annual Report-
Zoning Administrator Andrew Sorrell reviewed previous work that has been conducted by the Planning Commission in the last 2 years. Planning Commission Chairman Burger advised the Board of Commission goals for 2008. Mr. Osl stated that the relationship between the Planning Commission and the Board in the past has been stressed, and that has now turned around 180 degrees. Mr. Osl thanked the Planning Commission on a job well done. A copy of the annual report is in official Board files for December 2007.

7.) **Assistant County Administrator Report-**

- a. Monthly budget report-

- b. Short-term financing report-

Mrs. Matthews informed the Board that with the exception of the Electoral Board, all expenditures are where they should be for the year.

- c. Request for appropriation –Electoral Board

On a motion made by Supervisor Womack and carried, the Board appropriated \$5,000.00 to the Electoral Board to cover unanticipated expenses for the upcoming spring primaries.

Vote: Mr. Osl – aye Mr. White – aye
 Mr. Petty – aye Mr. Womack – aye
 Mr. Oertel – aye

- d. Cumberland Rescue Squad – Request for surplus vehicle

On a motion by Supervisor Petty and carried, the Board approved the transfer of a surplus vehicle to the Cumberland Rescue Squad.

Vote: Mr. Osl – aye Mr. White – aye
 Mr. Petty – aye Mr. Womack – aye
 Mr. Oertel – aye

- e. Authorization to sell surplus vehicles by sealed bids –

On a motion by Supervisor Petty and carried, the Board approved the sale of surplus vehicles by sealed bid.

Vote: Mr. Osl – aye Mr. White – aye
 Mr. Petty – aye Mr. Womack – aye
 Mr. Oertel – aye

8.) Planner/Zoning Administrator

- a) Review of proposed VDOT subdivision street requirements- Mr. Sorrell explained the proposed changes to the Board and stated that these changes would be beneficial for the County and future development.
- b) Planning Commission meeting dates – Mr. Sorrell advised the Board of the meeting dates for the Planning Commission as follows:

**2008 Cumberland County Planning Commission
Regularly Scheduled Meeting Dates
(workshop dates added as needed)**

Meetings are generally scheduled for third Monday of the month at 7:00 PM unless there is a holiday or other conflict. Regular meetings are held in the Old Clerk's Office Conference Room and public hearings are held in the Circuit Courtroom or Cumberland Elementary School Cafeteria as needed.

JANUARY 7, 2008
(WORKSHOP AND 1ST MEETING OF THE YEAR)

JANUARY 22, 2008*

FEBRUARY 19, 2008*

MARCH 18, 2008*

APRIL 21, 2008

MAY 19, 2008

JUNE 16, 2008

JULY 21, 2008

Mr. Sorrell also advised the Board that the Board of Zoning appeals Chairman is Vacelo Moore, Vice Chair is Quinten Parker, and the first meeting will be held on January 9, 2008. He also stated that he has received official notice that Mr. Pleasants has withdrawn his re-zoning request. Supervisor Womack mentioned that at the January meeting, he would supply the Board with a new appointee to replace Geraldine Sanderson who has resigned from her position on the Planning Commission. This term will expire in September 2009.

9.) County Administrator

On a motion by Supervisor Womack and carried, the Board approved the consent agenda in its entirety:

Vote: Mr. Osl – aye	Mr. White – aye
Mr. Petty – aye	Mr. Womack – aye
Mr. Oertel – aye	

- a) Consent Agenda
 - 1) Approved minutes for November 2007
 - 2) Ratified bills for November 2007 of warrants \$284,210.39, Direct deposits totaling \$64,216.11. Ratified bills for December 2007 of warrants \$238,493.34 with check numbers ranging from 52334-52588. Direct deposits totaling \$63,865.19.

- b) Appointment-
 - 1) PDR Committee-
On a motion by Supervisor Womack and carried, the Board appointed Terry Seal and Marshall Smith to the Purchase of Development Rights Committee.

Vote: Mr. Osl – aye Mr. White – aye
 Mr. Petty – aye Mr. Womack – aye
 Mr. Oertel – aye

Two additional appointments are needed and will be made at the January 2008 meeting.

10.) Director of Community Development–

- a.) Update on Museum/Architectural work-

Mr. Cooper informed the Board that the project as a whole is still on schedule. Mr. Cooper also informed the Board that he anticipates receiving draft construction plans from the architect by the end of December 2007. Mr. Cooper stated that Milner and Associates, the contracted archeological firm, has recommended that a Phase II survey be completed to determine whether a small portion of the property may still contain historical artifacts.

- b.) Update on Shell building –

Mr. Cooper informed the Board that the Department is continuing to explore grant opportunities, and is in the process of obtaining estimates from different contractors for a project of this type. The average cost this far is \$840,000.00. Mr. Cooper stated that he and the County Administrator will meet with the Town Manager of Farmville to discuss the possibility of considering a shell building in the Riverside Industrial Park. Mr. Cooper requested guidance from the Board. The Board advised staff to proceed with an analysis but make no commitments.

- c.) Southside Virginia Community College-

Mr. Cooper informed the Board that he and Mr. Adam Brooks, Grant Writer, met with Mr. Tom Reynolds from SVCC to discuss the activities for the Cumberland Campus. Mr. Cooper stated that there are 3 classes, Spanish, CDL, and Math that could be offered as soon as the spring session. The Chairman informed the Board

that he, Dr. Thornton, and Dr. Scheffield have discussed the possible need of a new position to help with management and coordination of this project.

d.) Tobacco Commission-

Mr. Cooper informed the Board that he attended a Southside Economic Development Committee meeting for the Tobacco Commission at which they discussed the County’s application for restricted funds in the amount of \$96,000.00. It has been proposed that these funds will be used for improvements, extensions and additions to the County’s public water system. Mr. Cooper states that he is optimistic that the Committee will approve the release of those funds.

11.) County Attorney’s Report-

a.) Reimbursement Resolution for reservoir expenditures-

On a motion by Supervisor Womack and Carried, the Board adopted a Resolution for reimbursement of Reservoir expenditures:

**BOARD OF SUPERVISORS
OF THE
COUNTY OF CUMBERLAND, VIRGINIA
RESOLUTION**

**DECLARING ITS INTENT TO REIMBURSE ITSELF FROM
THE PROCEEDS OF ONE OR MORE TAX-EXEMPT
FINANCINGS FOR CERTAIN EXPENDITURES MADE
AND/OR TO BE MADE IN CONNECTION WITH THE
ACQUISITION, CONSTRUCTION AND EQUIPPING OF
CERTAIN CAPITAL IMPROVEMENTS PROJECTS**

December 18, 2007

At a meeting of the Board of Supervisors of Cumberland County, Virginia, in the Circuit Courtroom of the Cumberland County Courthouse at Cumberland, Virginia commencing at 7:00 p.m., December 12, 2007, the following action was taken:

Following a presentation of the recitals and the resolutions for adoption and on a motion by Supervisor Womack, the Board of Supervisors adopted and approved the Resolution according to the votes stated below:

Present:

Vote:

William F. Osl, Jr., Chairman
Clifton C. White
Van H. Petty
Elbert R. Womack

aye
aye
aye
aye

Absent:

WHEREAS, the County of Cumberland, Virginia (the “County”) is a political subdivision organized and existing under the laws of the Commonwealth of Virginia; and

WHEREAS, the Board of Supervisors of the County (the “Board”) expects to pay or expects that the Board will pay on behalf of other localities, after the date hereof, certain expenditures (the “Expenditures”) in connection with the acquisition, construction, improvement, development, and/or equipping of capital facilities and projects for a water reservoir project known generally as the Cobb’s Creek Reservoir Project and related expansions and improvements to water facilities (the “Project”); and

WHEREAS, the Board has determined that any moneys previously advanced no more than sixty (60) days prior to the date hereof, and those moneys to be advanced on and after the date hereof to pay the Expenditures, are or will be available only for a temporary period and it is necessary to reimburse the County for the Expenditures from the proceeds of one or more issues of tax-exempt bonds (“Bonds”);

NOW, THEREFORE, BE IT RESOLVED by the Cumberland County Board of Supervisors as follows:

- Section 1. The Board adopts this declaration of official intent under Treasury Regulation Section 1.150-2.
- Section 2. The Board declares its intent and reasonably expects to reimburse with the proceeds of a tax-exempt financing advances made or to be made by the County on and after that date which is no more than sixty (60) days prior to the date hereof to pay the Expenditures with respect to the Project.
- Section 3. The maximum principal amount of the Bonds expected to be issued for the Project is \$250,000,000.
- Section 4. The County will make a reimbursement allocation, which is a written allocation by the County that evidences the County’s use of proceeds of the Bonds to reimburse an Expenditure, no later than eighteen (18) months after the later of the date on which the Expenditure is paid or the Project is placed in service or abandoned, but in no event more than three (3) years after the date on which the Expenditure itself is paid. The County recognizes that exceptions are available for certain “preliminary expenditures,” costs of issuance, certain *de minimis* amounts, expenditures by “small issuers” (based on the year of issuance and not the year of expenditure) and expenditures for construction projects of at least five (5) years.

BE IT FURTHER RESOLVED by the Board of Supervisors that this Resolution is hereby effective immediately.

12.) Board Members Comments

Mr. Osl acknowledged Mr. White and his last meeting as a member of the Board of Supervisors. He complimented Mr. White on his excellence in serving not only Cumberland County, but our Country. Mr. Osl praised Mr. White on doing what was right for Cumberland County, and also pointed out some of the many problems that Mr. White had completed and assisted with in the past 4 years. Mr. Osl also thanked the Christmas parade committee for a job well done.

Mr. Oertel informed that the Randolph Volunteer Fire Department has recently poured a 30'x54' concrete slab to wash the Fire engines. The estimated cost of the job is approximately \$6,500.00; however, it only cost the County \$ 1,500.00 due to a generous donation. Mr. Oertel informed the Board of the need for a sidewalk on Foster Rd. from the rear parking lot to Anderson Hwy. Mr. Oertel stated that anyone walking that route currently has to walk in the roadway.

Mr. Womack and Mr. Petty also complimented Mr. White on his service to the County, and stated that it had been a pleasure working with him over the past four years.

Mr. Petty stated that he would still like to see a recognition program for volunteers and employees. He also spoke about the need for more historic preservation of the Courthouse area.

Mr. White said he is very appreciative of the opportunity to serve on the Board over the past 4 years, and he feels that a lot has been accomplished.

13.) Public Comments

Several members of the Leadership class spoke on their experiences with this class.

When Chairman Osl asked the members if they were of the opinion that this class should continue, he received a positive response. Chairman Osl invited the members of the Leadership class to attend the Board's organizational meeting. He also acknowledged Mr. Darrell Hodges and stated he is looking forward to be working with him as the County's new Sheriff.

The Chairman adjourned the meeting until the next regular Board meeting on January 8, 2008.

Chairman

County Administrator