

At a special called meeting of the Cumberland County Board of Supervisors held at 2:00 p.m. on the 17<sup>th</sup> day of June 2008 at the Old Clerk's Office, Cumberland, Virginia:

Present: William F. Osl, Jr., Chairman, District 1  
Timothy Kennell, 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  
Stephany Johnson, Deputy Clerk

Also Present: Draper Aden Engineers

The Chairman called the meeting to order and the County Administrator called the roll.

The Draper Aden representatives, Scott Schiller and Jeff Kapinos gave a power point presentation of the waterline extension project overview. The County Attorney discussed and clarified the mandatory connections ordinance for public water and sewer in the County.

Following the Draper Aden presentation, the Board went into closed session to discuss purchase of real estate for a public purpose; and consultation with legal counsel.

#### **CLOSED MEETING**

On a motion by Mr. Osl and carried, the Board entered into closed meeting under VA Code Section 2.2-3711 A(3) purchase of real estate for public purpose; and A(5) prospective business locating in the county where no announcement has been made of the business intention of locating in the county.

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

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

Mr. Osl – aye  
Mr. Kennell – aye

Mr. Petty – aye  
Mr. Womack – aye  
Mr. Oertel – 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.

No action was taken on the items discussed.

### **CLOSED MEETING**

On a motion by Mr. Osl and carried, the Board entered into closed meeting under VA Code Section 2.2-3711 A(3) purchase of real estate for public purpose; and A(5) prospective business locating in the county where no announcement has been made of the business intention of locating in the county; A(6) investment of public funds re: reservoir; and A(7) consultation with legal counsel regarding possible amendments to the landfill host agreement, Tooley litigation; and Farmville Airport.

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

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

Mr. Osl – aye  
Mr. Kennell – aye  
Mr. Petty – (left during closed session)  
Mr. Womack – aye  
Mr. Oertel – 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.

No action was taken on the items discussed.

The chairman adjourned until the 7:00 p.m. regular meeting.

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Chairman

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County Administrator