

At a meeting of the Cumberland County Board of Supervisors held at 10:00 a.m. on the 21st day of April 2009 in 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
Judy Ownby, County Administrator
Jill Matthews, Asst. County Administrator
Michael Cooper, Asst. County Administrator
Andrew Sorrell, Zoning Administrator
Stephany Johnson, Deputy Clerk

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

1) Approval of Agenda

Addendum - Add between 3 and 4 – Approval to enter into contract for an amount not to exceed \$8,000 (appraisal of Allen property, PDR project)

By unanimous consent, the Board amended the agenda as presented:

VOTE: Mr. Osl – aye Mr. Womack – aye
Mr. Kennell – aye Mr. Oertel – aye
Mr. Petty – aye

2) Final Budget work session

Assistant County Administrator, Jill Matthews, informed the Board that by consolidating the health insurance with the School System, and restructuring employer contributions to a fixed flat rate contribution, the county will save roughly \$75,000.

The Board agreed to remove the \$60,724 previously included in the proposed budget to fund the PDR program. It was the consensus of the Board to exclude funding for the PDR program until such time as additional local funds become available.

There will be an increase in expense in the amount of \$23,694 for interest to be paid on the forthcoming debt service on the waterline extension project. These funds will be paid to Rural Development toward the end of the 2009-2010 fiscal year. This amount was included in the revised budget provided to the Board at the April 14, 2009 meeting, and can be covered by the balance forward in the water fund.

A request was received from the Randolph Volunteer Fire Department in the amount of \$18,033. This request is in addition to the original amount requested during the budget process. \$11,820 of the requested amount is for a truck payment that the Board has previously approved. Supervisor Oertel suggested, and it was the consensus of the Board to approve the \$11,820, but not the additional \$6,213. The Chairman stated that agencies cannot enter into a contract that obligates county funds without permission and approval by the Board.

The Chairman informed the Board that action could not be taken on the budget at the April 14th, 2009 meeting since further adjustments were needed.

The Supervisors discussed other possible options to reduce the total budget. The Chairman suggested meeting with department supervisors on a monthly basis to review expenses, and discuss options for continuing reductions in the departmental budgets. Mrs. Matthews will continue to review expenditures over \$50 prior to purchases being made. The Chairman stated that even after the budget is adopted, the Board can continue to decrease the budget total.

The Chairman suggested that the Board take action on the budget, develop a contingency plan, and dedicate time to meet

with departments and agencies to review further budget reductions.

3) Discuss Brown's Voting precinct -

The County Administrator informed the Board that Sheriff Darrell Hodges was approached by a Hunt Club regarding the purchase of Brown's voting precinct. After much discussion, it was the consensus of the Board to retain County assets.

4) Email from Gary Heiser, State Forestry, re: land purchase

The Department of Forestry is considering the purchase of a piece of property that adjoins property owned by the State Forest. Mr. Gary Heiser proposed leasing some of the land to the County for a community use, so long as the County dedicated a portion of the funds towards the purchase of the property.

Mr. Cooper suggested researching other options for utilizing these funds prior to making a decision. The Chairman authorized the County Administrator to move forward with this, after contacting Mr. Heiser.

5) Approval to enter into contract in an amount not to exceed \$8,000 (appraisal of Allen Property, PDR project)-

Zoning Administrator, Andrew Sorrell requested affirmative action to continue to proceed with the Purchase of Development Rights application for the Allen Family. The applicant has secured an attorney with experience in conservation easements. The next step would be to obtain an appraisal for the property. This would require the approval of the Board to enter into a contract for an amount not to exceed \$8,000.

Jill Matthews stated that no funds had been appropriated for the current fiscal year for this program. \$60,724 has been budgeted for next fiscal year.

The funds from the grant match would have to be expended no later than February 26, 2010. If the Board does not appropriate funds towards this program now at this time, the funds will be released to another applicant or county. The Federal funds will not be set aside for Cumberland.

The Chairman stated that the Board wants to support the program but is not in a position to move forward at this time due to budget constraints. The Board agreed and Mr. Womack stated that it is with regret that the program is being suspended due to the lack of available revenue to support the program.

Mr. Sorrell stated that the applicant has begun some work. The Chairman stated that he hopes that any work done thus far by the applicant will be of value to them if they choose to explore other avenues to preserve their land. The Chairman reiterated that there is a desire to move forward with the program, but due to budget constraints, this is not currently an option.

6) Other information –

The Chairman informed the Board that the 2009 Managing Energy on Virginia Farms Conference will be held on Friday, May 29, 2009 from 8:45 a.m. until 5:00 p.m. at the Cumberland Community Center.

7) Closed Session –

On a motion by the Chairman and carried, the Board entered into closed session under Virginia Code Section 2.2-3711 A(5) prospective business; and A(6) investment of public funds. 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. 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 regarding the items discussed.

8) Adjourn-

With no additional business to come before the Board, the Chairman adjourned the meeting until Thursday, April 30th, 2009 at 12:00 p.m. at the Cumberland Community Center for a joint meeting with the Industrial Development Authority.

Chairman

County Administrator