

At a meeting of the Cumberland County Board of Supervisors held at 6:00 p.m. on the 17th day of November 2009 at the Cumberland County Circuit Courtroom, 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, Asst. County Administrator

The meeting was called to order by the Chairman and a quorum was established.

CLOSED MEETING

On a motion by Mr. Osl and carried, the Board entered into closed meeting under VA Code Section 2.2-3711 (A-7) consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel; (A-1) personnel matters; (A-3) discussion of the acquisition of real property for a public purpose where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body; (A-5) discussion concerning a prospective business where no previous announcement has been made of the business' interest in locating its facilities in the community; (A-6) investment of public funds pertaining to the water reservoir project where bargaining is involved, where, if made public the financial interest of the County would be adversely affected.

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.

The Chairman adjourned to the 7:00 p.m. regular meeting.

Chairman

County Administrator