

At a meeting of the Cumberland County Board of Supervisors held at 9:00 a.m. on the 26th day of April 2010, at the Cumberland County Circuit Court Room:

Present: William F. Osl, Jr., District 1
Timothy Kennell, Chairman, District 2
Van Petty, District 3
Elbert Womack, Vice Chairman, District 4
Robert Oertel, District 5
Howard Estes, County Attorney
Judy Ownby, County Administrator
Jill Matthews, Assistant County Administrator
Mike Cooper, Assistant County Administrator
Stephany Johnson, Deputy Clerk

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

1) Approval of agenda

On a motion by Supervisor Womack and carried, the Board adopted the agenda as presented:

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

2) Board Items-

a) DEQ letter re: Reservoir

Assistant County Administrator for Community Development, Michael Cooper, informed the Board that staff had received a letter from DEQ regarding the permit issued for the Cobbs Creek Reservoir Project. The letter provides the County with a 14 day time period in which to either agree to termination of the permit, due to Henrico and Powhatan Counties withdrawing as partners in the project, or ask for an informal fact-finding hearing. Staff does not believe it is in the best interest of the project to accept the termination of the permit as other potential partners are being sought.

By unanimous consent the Board directed the County Administrator to send correspondence to DEQ stating that the County does not wish to terminate the permit. The Board also wishes to convey in the letter, the Board's concern with the contradiction in direction between the meeting with DEQ and staff in March 2010, and the information in this letter.

b) Business Park Land Sale Agreement

Mr. Cooper informed the Board that the current property owner would like to remove the appraisal process. Therefore, the Land Sale Agreement would stand as the document to proceed with closing, and the amount contained in the agreement (\$197,500) would be the purchase price.

On a motion by the Chairman and carried, the Board ratified the contract for the purchase of property on Poorhouse Road in the amount of \$197,500.00:

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

3) Closed Session

On a motion by the Chairman and carried, the Board entered into closed meeting under VA Code Section 2.2-3711:

- (A-1) discussion of specific personnel matters;**
- (A-6) investment of public funds where competition or bargaining is involved; where if made public initially, the financial interest of the governmental unit would be adversely affected;**

The Board returned to regular session on a motion by the Chairman.

A motion was made by Supervisor 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 regarding the items discussed.

4) Work Session to discuss budget

The Board members discussed comments made at the public hearing for the budget.

On a motion by Supervisor Womack and carried, the Board members agreed to return ten percent (10%) of their salary to the County:

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

5) Adoption of the Real Property Tax

The proposed budget increases the Real Property Tax from \$0.59 per \$100 of assessed value to \$0.70 per \$100 of assessed value. This is an 18% increase over revenue neutral.

On a motion by Supervisor Osl and carried, the Board adopted the tax levies for FY 2010-2011:

Real Estate & Manufactured Homes	\$.70
Personal Property	\$ 4.50
Personal Property – Emergency Services	\$ 4.50
Personal Property – Disabled Veterans	\$.01
Airplanes	\$.50
Machinery & Tools	\$ 3.75
Heavy Construction Machinery	\$ 3.75
Public Service Corporations	\$.70

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

6) Proposed FY 2010-2011 budget

Assistant County Administrator of Finance, Jill Matthews, requested a motion to adopt the FY 2010-2011 budget as presented at the public hearing. The total proposed budget amount is

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\$26,133,649.00 which is an 8.09% reduction from the current fiscal year.

On a motion by Supervisor Womack and carried, the Board adopted the FY 2010-2011 budget in the amount of \$26,133,649.00:

REVENUE ESTIMATES

GENERAL FUND REVENUES

REVENUE FROM LOCAL SOURCES

General Property Taxes	\$ 8,203,400
Other Local Taxes	1,348,600
Permits, Privilege Fees & Reg.	71,400
Fines & Forfeitures	85,000
Revenue from Use of Money & Property	10,000
Charges for Services	83,060
Miscellaneous Revenue	516,000
(Includes project reimbursements, host fees, etc.)	
Rollover Balance	<u>1,061,287</u>

Subtotal \$11,378,747

TRANSFERS FROM OTHER FUNDS

Transfer from Water Fund \$ 10,000

REVENUE FROM COMMONWEALTH \$ 1,879,073

TOTAL GENERAL FUND REVENUE \$13,267,820

EXPENDITURE ESTIMATES

GENERAL FUND EXPENDITURES

General Government Administration	\$1,273,933
Judicial Administration	326,434
Public Safety	1,667,069
Public Works	1,139,700
Health	130,491
Education - Comm. College	67,178
Parks, Recreational & Cultural	177,213
Community Development	351,236
Non-departmental Expenditures	<u>235,500</u>

TOTAL GENERAL FUND EXPENDITURES \$5,368,754

TRANSFERS TO OTHER FUNDS

Transfer to School Fund	\$ 2,858,109
Transfer to School Capital Projects	246,596
Transfer to Social Services Fund	294,984
Transfer to Comp. Services Act	235,000
Transfer to Debt Service Fund	4,052,887
Transfer to E911 Fund	35,670
Transfer to IDA	50,000
Transfer to Capital Improvements Fund	<u>125,820</u>

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TOTAL TRANSFERS TO OTHER FUNDS \$ 7,899,066
GRAND TOTAL GENERAL FUND EXPENDITURES **\$13,267,820**

SCHOOL OPERATING FUND

Revenue
Local \$ 2,858,109
State \$ 8,403,605
Federal \$ 1,995,509
Total \$13,257,223
Expenditures \$13,257,223

SCHOOL CAPITAL PROJECTS

Revenue
Local \$ 246,596
Expenditures \$ 246,596

SCHOOL TEXTBOOK FUND

Revenue
State \$ 78,539
Expenditures \$ 78,539

SOCIAL SERVICES FUND

Revenue
Local \$ 294,984
State 168,286
Federal 851,221
Total \$ 1,314,491
Expenditures \$ 1,314,491

COMPREHENSIVE SERVICES ACT

Revenue
Local \$ 235,000
State 765,000
Total \$ 1,000,000
Expenditures \$ 1,000,000

CAPITAL IMPROVEMENTS PROGRAM

Revenue
Local \$ 125,820

<u>Expenditures</u>	\$	125,820
E-911 FUND		
<u>Revenue</u>		
Local Taxes	\$	35,670
<u>Expenditures</u>	\$	35,670
SEWER OPERATING FUND		
<u>Revenue</u>		
Local	\$	266,032
<u>Expenditures</u>	\$	266,032
WATER OPERATING FUND		
<u>Revenue</u>		
Local	\$	150,070
<u>Expenditures</u>	\$	150,070
IDA FUND		
<u>Revenue</u>		
Local	\$	158,567
<u>Expenditures</u>	\$	158,567
DEBT SERVICE FUND		
<u>Revenue</u>		
Local	\$	4,052,887
<u>Expenditures</u>	\$	4,052,887
SHERIFF'S FORFEITURE FUND		
<u>Revenue</u>	\$	30,000
<u>Expenditures</u>	\$	30,000
COURTHOUSE MAINTENANCE FUND		
<u>Revenue</u>	\$	3,000
Expenditures	\$	3,000
LAW LIBRARY FUND		
<u>Revenue</u>	\$	1,000
<u>Expenditures</u>	\$	1,000
SPECIAL WELFARE FUND		
<u>Revenue</u>	\$	55,000
<u>Expenditures</u>	\$	55,000

***TOTAL PROPOSED BUDGET**

\$26,133,649

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

On a motion by Supervisor Womack and carried, the Board directed the County Administrator to continue identify means to reduce the adopted budget by \$150,000:

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

7) Proposed CIP for FY 2010-11 through 2014-15

On a motion by Supervisor Osl and carried, the Board approved the FY 2010-11 through 2014-15 Capital Improvement Plan(Copy in the official Board File):

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

The Board members thanked staff for their hard work.

8) Adjourn

With no additional business to come before the Board, the Chairman adjourned the meeting until their next regular meeting scheduled for May 11, 2010 at 6 p.m. for closed session.

Chairman

County Administrator