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At a special called meeting of the Cumberland County Board of Supervisors held at 6:00 p.m. on the 22nd day of July 2010 at the Cumberland County Administration Conference Room, Cumberland, Virginia:

Present: Timothy Kennell, Chairman, District 2
Van H. Petty, District 3
Elbert R. Womack, Vice-Chairman, District 4
Robert J. Oertel, District 5
Howard Estes, County Attorney
Judy Ownby, County Administrator
Jill Matthews, Assistant County Administrator
Michael Cooper, Assistant County Administrator
Stephany Johnson, Deputy Clerk

Absent: William F. Osl, Jr., District 1

Also Present: Bob Pinkerton, Henrico County

1. Call to order

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

The purpose of the meeting was to hold a work session regarding the Cobbs Creek Reservoir project.

2. Approval of Agenda

On a motion by Supervisor Womack and carried, the Board amended the agenda as follows:

Add after #3-Closed session- 2.2-3711 (A)7- Consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel; and (A) 29-Discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders and offerors, and discussion of the

terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body.

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

3. Work session for discussion of the water reservoir project.

The Chairman gave background information regarding the reservoir project, and stated that Cumberland and Henrico are currently working towards a mutually agreeable Memorandum of understanding (MOU) where Henrico County would own and operate the Reservoir. All Board members present agreed that this is a worth-while project so long as the interests of the County and the Citizens were protected.

One citizen expressed concerns with the project and the effect on the property owners in the immediate area. Another citizen requested to participate in the closed meeting. The request was denied by the Board.

4. CLOSED MEETING

On a motion by Mr. Kennell and carried, the Board entered into closed meeting under VA Code Section 2.2-3711 (A)7- Consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel; and (A) 29-Discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders and offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body.

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

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

Mr. Osl – absent
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.

The Chairman adjourned the meeting until July 26, 2010 at 9:00 a.m. in the Old Clerk's Office.

Chairman

County Administrator