

At a meeting of the Cumberland County Board of Supervisors held at 7:00 p.m. on the 11th day of December, 2012, at the Cumberland County Circuit Court Room:

Present: William F. Osl, Jr., District 1
Lloyd Banks, Jr., District 2, Vice-Chairman
Kevin Ingle, District 3
David Meinhard, District 4, Chairman
Parker Wheeler, District 5
Vivian Giles, County Administrator / Attorney
Greg Baka, Director of Community Development
Bret Schardein, Planning Director
Stephany Johnson, Accounts Clerk

Absent: Meghan Allen, Deputy Clerk

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

1. Invocation and Pledge of Allegiance

The Invocation and Pledge of Allegiance was led by Supervisor Ingle.

2. Approval of Agenda

On a motion by Supervisor Osl and carried the Board approved the Agenda as amended.

New Item 6. County Attorney/County Administrator Report
e) Appropriations of \$11,869.95 for roof replacement
(FY 2012 Project) – AAR of North Carolina, INC.

- f) Appropriation of \$4,535.83 for Piedmont Regional Jail
- g) Appropriation of \$6,941.40 for Piedmont Regional Jail

New Item 7. Planning Director's Report
b) CUP 12-04 River Range Shooting Range

New Item 10. Adjourn to Closed Session
VA Code Section 2.2-3711 (A-1) Personnel Matters re:
Discussion of assignment, performance and salaries.

Vote: Mr. Osl – aye Mr. Banks – aye
Mr. Ingle – aye Mr. Meinhard – aye
Mr. Wheeler – aye

3. Resolution of Appreciation

The Chairman read the resolution and presented it to Mr. Zachary Wilson.

**Resolution of Appreciation
Zachary Wilson
Scout Troop 6516**

WHEREAS, the Cumberland County Board of Supervisors recognizes Mr. Zachary Atkins Wilson for his recent accomplishment for the completing his board of review for the Rank of Eagle Scout in the Boy Scouts of America; and

WHEREAS, Zachary Atkins Wilson worked tirelessly with the Farmville YMCA to build an outdoor stage for children's activities and outdoor exercise classes; and

WHEREAS, Zachary Atkins Wilson is a junior at Cumberland County High School; and

WHEREAS, he passed as an Eagle Scout at his Board of Review on October 9, 2012; and

Therefore BE IT RESOLVED; that the members of the Cumberland County Board of Supervisors, through this resolution, wish to congratulate Mr. Zachary Wilson on his accomplishment and express their appreciation for his contributions to Cumberland County.

ADOPTED the 11th day of December, 2012.

On a motion by Supervisor Wheeler and carried the Board adopted the Resolution of Appreciation for Zachary Wilson Scout Troop 6516

Vote:	Mr. Osl – aye	Mr. Banks – aye
	Mr. Ingle – aye	Mr. Meinhard – aye
	Mr. Wheeler – aye	

4. Public Comments

There were nine (9) citizens signed up to speak. Their comments for the Board included; concerns about the finances of the County, and the tax rates.

Mr. Lou Seigel rode the Piedmont Area Transit bus to report back to the Board on the services. He advised the Board that he was very unhappy with the ride. The length of time on the bus was too long and the cost for a citizen to ride was too cheap and the County was paying too much for the service. He suggested to the Board that they County look into doing their own transportation service for citizens.

5. **State and Local Departments / Agencies**

The Chairman stated that he would like to do item 5c first.

c) Eric Hougland, Park Manager of High Bridge Trail State Park

Mr. Erich Hougland introduced himself to the Board and stated that he wanted to go over the 2012 Highlights of the High Bridge Trail State Park. He stated that the trail is thirty-one (31) miles long, four (4) miles of that is located in Cumberland County. Part of High Bridge is also located in Cumberland County. Keith Barber Construction was awarded the contract for construction on the bridge he is located in Cumberland County. Mr. Hougland also thanked the County for their support. The bridge was opened on April 6, 2012 this was also the 147th anniversary of the First Battle of High Bridge 4,500 and 5,000 people visited High Bridge that weekend that included people from 14 different states and Washington D.C. On June 26, 2012 the Grand Opening was held a lot of state and local leaders were in attendance including Cumberland. Visits to the park from January 1, 2012 to November 30, 2012 was 181,315. In 2011 the total was 86,110, having the Bridge open has been a huge impact on the park. They have had a number of programs with large turnouts. He commented on complaints about the accessibility to High Bridge, he stated that they are ADA compliant and anyone with wheelchair, scooter, etc. are allowed to use them to get to High Bridge. The Park will be charging a parking fee beginning January 1, 2013. The fee will be \$2.00 during the week and \$3.00 on the weekend and for regular users they can purchase an annual pass which will be even less.

a) VDOT

Mr. Scot Shippee Assistant Residency Administrator with the Dillwyn residency advised the Board that they have completed all the mowing on the primary roads and are working on the secondary roads. They are beginning to work on brush cutting, cleaning ditches, answering customer service calls and preparing for any weather that may come.

Supervisor Ingle commented that he was pleased with the work with getting the roads cleaned for the Christmas parade.

Supervisor Meinhard commented that there are limbs and brush on the sides of the road on some of the secondary roads.

b) Dr. Amy Griffin, Superintendent of Cumberland County Public Schools

Dr. Amy Griffin advised the Board that Mr. Mason Dukes, a Senior and Cumberland High School and student liaison for the School Board, will be giving the update for the Board.

Mr. Mason Dukes reviewed a power point presentation for the Board. (Presentation in Official Board File)

6. County Attorney / County Administrator Report

a) Consent Agenda

1) Approval of Minutes

Supervisor Wheeler commented that there needed to be a correction to the minutes. The minutes stated "Supervisor Ingle questioned if the citizen had taken the ride on the Piedmont Area

Transit bus yet.” and should state Supervisor Wheeler.

2) Approval of Bills for November and December 2012.
Approved bills for December total \$90,486.45. Ratified bills for November warrants total \$449,859.44 with check numbers ranging from 65049-65349. Direct Deposits total \$162,929.37.

3) Monthly Budget Report

On a motion by Supervisor Wheeler and carried the Board approved the Consent Agenda.

Vote: Mr. Osl – aye Mr. Banks – aye
Mr. Ingle – aye Mr. Meinhard – aye
Mr. Wheeler – aye

b) Madeline’s House Relocation request

County Administrator Vivian Giles advised the Board that there was a representative from Madeline’s House to speak. They are requesting funding from localities for their new location.

Ms. Emily Marshall, Director for Madeline’s house, advised the Board that they have ninety (90) days to vacate their current residence. They are requesting that the Counties they help serve assist them with securing a down payment for a new location. They have been in a rent free building located in Nottoway County for thirteen (13) years. The State Department is going to be building a large training facility there now so they will have to move. The decision was made to purchase a place so they will not face this problem in the future. They are asking the twelve (12) Counties for a one time gift of

\$3,000 to go towards the estimated \$36,000 for down payment and closing costs.

Supervisor Banks commented on his concern with Counties not contributing the same amount of funds.

Ms. Marshall stated that every year they send out a budget request to all twelve (12) counties for the same amount. The same amount is not given from each county.

Supervisor Osl stated that the founder was a Cumberland County resident. He also stated his concern with some of the Counties not being as supportive as others.

Supervisor Ingle commented that some churches and other civic organizations give their support to them and hoped they will help out in the localities who don't contribute as much.

Supervisor Meinhard stated his frustration as well on other Counties not contributing.

The board discussed numerous options in order to assist Madeline's house with the funds needed.

On a motion by Supervisor Ingle and carried the Board approved to pay immediately the \$2,500 previously budgeted for Madeline's house and appropriate an additional \$500 from Piedmont Area Transit funds to total \$3,000 and send a letter on behalf of the Chairman of the Board to the other participating jurisdictions indicating the \$3,000 has been paid to Madeline's House for the purpose of down payment for their alternate location.

Vote: Mr. Osl – aye Mr. Banks – abstain
Mr. Ingle – aye Mr. Meinhard – aye
Mr. Wheeler – aye

c) Re-appropriation of funds for Reassessment supplies

County Administrator Vivian Giles advised the Board that this request was brought to her attention by the Commissioner of the Revenue, Mrs. Anita French. The request is to move \$1,000 from another line item to cover the costs needed for the supplies.

On a motion by Supervisor Wheeler and carried the Board approved the Re-appropriation of \$1,000 for the Reassessment supplies.

Vote: Mr. Osl – aye Mr. Banks – abstain
Mr. Ingle – aye Mr. Meinhard – aye
Mr. Wheeler – aye

d) Adoption of Resolution awarding contract for utility hook-up grant funds

County Administrator Vivian Giles advised the Board that D & A Contractors was the second lowest bid; the first was Cumberland Contractors who requested to withdraw their bid due to an error and other issues.

On a motion by supervisor Meinhard and carried the board approved to allow the lowest bidder to withdraw their bid.

Vote: Mr. Osl – aye Mr. Banks – aye
Mr. Ingle – aye Mr. Meinhard – aye
Mr. Wheeler – aye

On a motion by Supervisor Wheeler and carried the Board approved the resolution to award the Contract for the Utility hook-up to the lowest bidder.

Vote: Mr. Osl – aye Mr. Banks – aye
Mr. Ingle – aye Mr. Meinhard – aye
Mr. Wheeler – aye

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF
THE COUNTY OF CUMBERLAND, VIRGINIA**

WHEREAS, the Board of Supervisors of Cumberland County, Virginia, has successfully entered into an Agreement through the USDA Rural Development program using loans/grants to construct the “Phase II” extension of the County’s Public Waterline along U.S. Route 60;

WHEREAS, this “Route 60 Waterline” extension will bring safe and reliable drinking water to homeowners, better fire protection for buildings and properties, and the potential for economic development opportunities along Route 60;

WHEREAS, the County installs the public waterline within the public right-of-way; however, it is the responsibility of the homeowner to hire a licensed contractor to make the individual waterline connection from their water meter to their home;

WHEREAS, the County has secured a \$35,000 grant from the Southeast Rural Community Assistance Project, Inc. (better known as “SERCAP”) of Roanoke, VA to provide funding assistance to construct an individual waterline connection from the water meter to their home for those who qualify

under federal standards as Low-to-Moderate Income Households.

WHEREAS, twenty-two (22) homeowners along Route 60 and Fleming Rd were identified as meeting Low-to-Moderate Income (LMI) standards.

WHEREAS, an Invitation for Bids was properly advertised, as list of 22 LMI addresses were provided to Interested Contractors, five (5) bids were received, and D & A Contractors of Rice, VA, a licensed and insured contractor, has now been identified as the lowest remaining bidder;

WHEREAS, any unspent funds from the grant may be set aside for Low-to-Moderate income homes on the Eastern Extension of the waterline (not included in the initial count of 22 properties) and any limited unspent grant funds that remain may then be distributed in a Lottery System for non-LMI homeowners to provide their individual waterline connections;

THEREFORE BE IT RESOLVED, the Board of Supervisors of Cumberland County hereby votes to award the contract to make the twenty-two (22) individual waterline connections at their bid price;

D & A Contractors of Rice, VA \$21,211

Certification

I hereby certify that the foregoing resolution was duly considered by the Board of Supervisors of the County of Cumberland, Virginia, at a regular board meeting in Cumberland County, Virginia, at which a quorum was present and the same was passed by a vote of all in favor and none opposed, the 11th day of December 2012.

- e) Appropriations of \$11,869.95 for roof replacement (FY 2012 Project) – AAR of North Carolina, INC.

County Administrator Vivian Giles advised the Board that this contract was awarded and the work was completed before the current Administration came. The funds were put aside to pay for the project after completion but new administration thought the funds for this had already been appropriated. Ms. Giles stated that the money needs to be appropriated so the contractor can be paid.

On a motion by Supervisor Wheeler and carried the Board approved the appropriation of \$11,869.95 for roof replacement (FY 2012 Project) – AAR of North Carolina, INC.

Vote: Mr. Osl – aye Mr. Banks – nay
Mr. Ingle – aye Mr. Meinhard – aye
Mr. Wheeler – aye

- f) Appropriation of \$4,535.83 for Piedmont Regional Jail

Supervisor Wheeler advised the Board that the County is going to have to help the Jail out financially for a couple of months. Piedmont Regional Jails does currently have things in the works but until then the County will have to help out but may receive that money back.

Supervisor Banks and Ingle commented that they need to find cuts somewhere else in the budget to help cover these costs.

On a motion by Supervisor Wheeler and carried the Board approved to appropriate \$4,535.83 for Piedmont Regional Jail.

Vote: Mr. Osl – aye Mr. Banks – nay
Mr. Ingle – aye Mr. Meinhard – aye
Mr. Wheeler – aye

Supervisor Meinhard recommended that the Board take time to look over budget and have recommendations for possible cuts in the budget.

Supervisor Wheeler suggested that the County Administrator and Finance Director look over the budget and find cuts as well.

g) Appropriation of \$6,941.40 for Piedmont Regional Jail

On a motion by Supervisor Wheeler and carried the Board approved appropriate \$6,941.40 for Piedmont Regional Jail.

Vote: Mr. Osl – aye Mr. Banks – nay
Mr. Ingle – aye Mr. Meinhard – aye
Mr. Wheeler – aye

7. Planning Director's Report

a) Update on Planning Commission Activities

Planning Director Mr. Bret Schardein advised the Board that the cell tower on Thompson Rd will be up for Public Hearing for the Planning Commission at their January 12th meeting they will then make their recommendation for the Board for the February 8th meeting.

Cell tower on Route 45 behind Midway still has not been constructed and the permit which allowed them a year to start construction will run out soon they will be requesting an extension to the permit at the next meeting.

b) CUP 12-04 River Range Shooting Range

Planning Director Mr. Bret Schardein advised the Board that a request for an outdoor shooting range had been received and requested the Board refer this to the Planning Commission.

On a motion by Supervisor Osl and carried the Board approved to refer CUP 12-04 to the Planning Commission

Vote:	Mr. Osl – aye	Mr. Banks – abstain
	Mr. Ingle – aye	Mr. Meinhard – aye
	Mr. Wheeler – aye	

Supervisor Ingle questioned the status of Bodacious.

Mr. Schardein stated that they are waiting to hear back from them on when they want to meet again.

8. Community Development Director's Report

a) Update on projects

Community Development Director Greg Baka went over the list of activity in the Community Development office for 2012 that was in the Board packet.

Supervisor Meinhard questioned the amount of money that is supposed to be generated from the Landfill.

Mr. Baka advised that this information was before his time, but with the drop in the economy the proposed profit is probably lower now.

9. Public Comments (Part Two)

There was one (1) citizen signed up to speak, their comments for the Board included; concerns with the County budget.

10. Adjourn to Closed Session

VA Code Section 2.2-3711 (A-1) Personnel Matters re: Discussion of assignment, performance and salaries.

On a motion by Supervisor Osl and carried the Board entered into closed meeting under VA Code Section 2.2-3711 (A-1) Personnel Matters re: discussion of assignment, performance and salaries.

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

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

Mr. Osl – aye
Mr. Banks – Not Present
Mr. Ingle – aye
Mr. Meinhard – aye
Mr. Wheeler - 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.

11. Board Member Comments

Supervisor Osl commented that the information that Mr. Lou Seigel provided them should be given to the Piedmont Area Transit.

Supervisor Meinhard commented that the County is operating under a balanced budget and did not raise the taxes.

Supervisor Ingle commented that he had numerous citizens call him at home in favor of the County supporting Madeline's House.

12. Additional Information

- a) Treasurer's Report
- b) DMV Report
- c) Recycling Report
- d) Building Inspections Report

13. Adjourn - Scheduled meeting: January 8, 2012

David Meinhard, Chairman

Vivian Giles, County Administrator