

At a meeting of the Cumberland County Board of Supervisors held at 6:00 p.m. on the 12<sup>th</sup> day of September 2023, at the Cumberland County Circuit Courtroom, 17 Courthouse Circle, Cumberland, VA:

Present: Brian Stanley, District 1, Chairman  
Eurika Tyree, District 3, Vice-Chairman  
Gene Brooks, District 4  
Robert Saunders, Jr., District 5  
Derek Stamey, County Administrator  
Jennifer Crews, Assistant County  
Administrator/Finance Director  
Kemper Beasley, County Attorney  
Tiana Branch, Deputy Clerk

Absent: Ron Tavernier, District 2

1. **Call to Order**

The Chairman called the meeting to order at 6:00 p.m.

2. **Roll Call of Members**

Tiana Branch, Deputy Clerk, called the roll.

Supervisor Brooks arrived at 6:05 p.m. and joined the Board.

3. **Adjourn into Closed Meeting**

On a motion by Supervisor Tyree, seconded by Supervisor Saunders and carried by the following vote, the Board entered into closed meeting pursuant to the Virginia Code Section set forth below to discuss the subjects identified:

Subject Matter: Annual Evaluation of County Administrator  
Purpose of Meeting: Allow Board Members to Evaluate the County Administrator's Performance over the Past Year and Make Recommendations in Response to Evaluation

Exemption: Pursuant to VA. Code § 2.2-3711.A.1: Personnel – Annual Performance Evaluation of the County Administrator

Vote: Mr. Stanley – aye Mr. Tavernier – absent  
Mrs. Tyree – aye Mr. Brooks – aye  
Mr. Saunders – aye

**4. Reconvene in Open Meeting**

The Board reconvened to open meeting on a motion by Supervisor Tyree, seconded by Supervisor Saunders, and adopted by the following vote:

Mr. Stanley – aye  
Mr. Tavernier – absent  
Mrs. Tyree – aye  
Mr. Brooks – aye  
Mr. Saunders - 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 session on this date pursuant to an affirmation 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 session to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion by which the closed session was convened were heard, discussed or considered by the Board of Supervisors of Cumberland County; and (iii) no action was taken in closed session.

5. **Recess until 7:00 p.m. -**

On a motion by Supervisor Tavernier and seconded by Supervisor Stanley, and carried by the following vote, the Board adjourned until the regular monthly meeting at 7:00 p.m.

Vote:	Mr. Stanley – aye	Mr. Tavernier – absent
	Mrs. Tyree – aye	Mr. Brooks – aye
	Mr. Saunders – aye	

At a meeting of the Cumberland County Board of Supervisors held at 7:00 p.m. on the 12<sup>th</sup> day of September 2023, at the Cumberland County Circuit Courtroom:

Present:	Brian Stanley, District 1, Chairman
	Ron Tavernier, District 2
	Eurika Tyree, District 3, Vice-Chairman
	Gene Brooks, District 4
	Robert Saunders, Jr., District 5
	Derek Stamey, County Administrator
	Jennifer Crews, Assistant County Administrator/Finance Director
	Kemper Beasley, County Attorney
	Tiana Branch, Deputy Clerk
	Stephany Johnson, Zoning Administrator

Absent:	None
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6. **Call to Order**

The Chairman called the meeting to order at 7:00 p.m.

7. **Roll Call of Members**

Tiana Branch, Deputy Clerk, called the roll.

8. **Welcome and Pledge of Allegiance**



- Family Engagement Activities are taking place–CHS hosted the first Coffee and conversation: Principal's Corner, CCES hosted Coffee with the Principals this evening at 5:30 pm, Thursday, CCES will host student-led conferences and CMS will host a pregame volleyball tailgate on Sept. 21, 2023, beginning at 3:30 pm
- CCES hosted a 9/11 Remembrance Ceremony
- Thank you to Cumberland County for hosting a 9/11 Remembrance Ceremony on Saturday as well as Patriot Day
- Fall Sports are underway
- Band students are preparing for their first competition
- CNA students began their clinicals today in Dillwyn
- We have been receiving donations from various community organizations, most recently from the Cartersville Ruritan Club for high school physical education equipment, WAWA of Midlothian for treats for the CCES staff, and LEGOS from the public library
- Thank you to everyone who helped us celebrate the official opening of the track, outdoor seating, and the donation of the American Flag
- CMS students have been enjoying their playground
- CMS hosted their first pep rally of the the year
- The Energizing Your Future one day camp that was done in partnership with TRANE Technologies was featured in the their newsletter and based on the camp, one female student has enrolled in the HVAC courses at SVCC. We met with representatives from Trane to plan a one week camp in May 2024
- This week is National Suicide Prevention Week and our school counselors have created a resource page for families
- As always, thank you for your support of Cumberland County Public Schools

b. Cumberland Public Library

Glenn Mozingo, Library Board of Trustees Chairman, provided the Board with an update.

c. Cumberland Fire and EMS

Fire & EMS Chief, Andy Aigner, provided the Board with the following report:

Updates:

- August Chief's Meeting was held on August 22
  - Coordinated introductory operations meeting between new EMS vendor and VFD's
  - Coordinated with VDOT on new "trees down" process.
  - Next Chief's Meeting September 19.
- Fire and EMS attended the 9/11 ceremony and the Patriot's Day Festival at the County Courthouse.
- Fire and EMS attended the 9/11 ceremony at the Elementary School.
- EMS transition from previous contracted vendor to new vendor is underway with no impacts to County coverage.
- Continue to schedule CPR classes
- Food Bank volunteers are scheduled for this Monday and we are working with the youth sports league to get their coaches and staff certified.
- Apply for RSAF (Rescue Squad Assistance Fund) Grant – EMD (Emergency Medical Dispatch) and New Medic Unit
- We have ordered the CPR assist device (similar to the Lucas device) we were granted by the Spring RSAF grant. It was a 50/50 grant match. Total device cost \$9000. County cost \$4500.
- We are working with several different agencies on planning for the Unravel Gravel - The 2023 USAC Virginia State Gravel Championship Race on October 22, 2023 in Bear Creek Park.

d. VDOT

Resident Engineer, Scott Frederick, and Brian Locker presented the Board with the following report:

Routine Maintenance Budget

- \$1,332,197 planned
- \$325,427 expended

Snow Budget

- \$355,327 planned
- \$63.35 expended

Accomplishments

	Planned	Accomplished
Ditching LF	58,560	33,046
Mowing Acres	654	593
Pipes – Repair LF	700	48
Pipes – Replaced LF	120	415
Tree Removal EA	1	14
Road Machining MI	8	12
Shoulder Machining SM	36	1

Work Order Summary – Top Nine

Tree/Limbs Down	95
Dead Animal	60
Debris	33
Drainage Problem – Pipes	22
Drainage Problem – Unpaved	21
Dead/Leaning Tree	14
Pothole	14
Sign	1

4-Way Stop at Route 45, Route 616, and Route 684

- We received BOS support for a four way stop condition.
- We have ordered materials for the project.
- We have resurfaced the intersection.
- We have met on site to ensure layout will work and laid out the new configuration.
  - We anticipate having the new configuration installed within the next two weeks.

e. Finance Director’s Report

i. Monthly budget Report:

There was no discussion regarding this item.

ii. Appropriation for CuCPS

On a motion by Supervisor Tyree, seconded by Supervisor Tavernier, and carried unanimously, the Board approved the budget appropriation for the CuCPS in the amount of \$719,934.00:

Vote: Mr. Stanley – aye Mr. Tavernier – aye  
Mrs. Tyree – aye Mr. Brooks – aye  
Mr. Saunders – aye

iii. Appropriation for Clerk’s Office

On a motion by Supervisor Saunders, seconded by Supervisor Brooks, and carried unanimously, the Board approved the budget appropriation for the Circuit Court Clerk’s budget in the amount of \$55,529.00:

Vote: Mr. Stanley – aye Mr. Tavernier – aye  
Mrs. Tyree – aye Mr. Brooks – aye  
Mr. Saunders – aye

iv. Appropriation for LPJ Parking Lot Project

On a motion by Supervisor Tavernier, seconded by Supervisor Tyree, and carried unanimously, the Board approved the budget appropriation for the LPJ Parking Lot Project in the amount of \$436,201.00:

Vote: Mr. Stanley – aye Mr. Tavernier – aye  
Mrs. Tyree – aye Mr. Brooks – aye  
Mr. Saunders – aye

v. Budget Supplement – Comprehensive Plan

On a motion by Supervisor Tavernier, seconded by Supervisor Saunders, and carried unanimously, the Board approved the budget appropriation in the amount of \$25,448.00 for the completion of the Comprehensive Plan Project:

Vote: Mr. Stanley – aye Mr. Tavernier – aye  
Mrs. Tyree – aye Mr. Brooks – aye  
Mr. Saunders – aye

f. Planning and Zoning Administrator’s Report



- i. Planning Project Updates

There was no discussion regarding this item.

- g. County Attorney's Report

County Attorney, Kemper Beasley, had nothing to report.

12. **Consent Agenda**

- a. Approval of Bills
- b. Approval of Minutes (August 8, 2023 and August 24, 2023)
- c. Request to Set Public Hearings
  - i. CUP 23-05 Log Cabin Lane

On a motion by Supervisor Tavernier, seconded by Supervisor Saunders and carried unanimously, the Board approved the consent agenda as presented:

Vote:	Mr. Stanley – aye	Mr. Tavernier – aye
	Mrs. Tyree – aye	Mr. Brooks – aye
	Mr. Saunders – aye	

13. **Old Business**

N/A

14. **New Business**

- a. Resolutions
  - i. In Remembrance of Mr. A. Quinten Parker

**Resolution in Remembrance of the Life  
and Service of Alfred Quinten Parker, Jr.**

**September 12, 2023**

**WHEREAS**, Mr. Quinten Parker, born on the 25<sup>th</sup> day of September 1943, left this earth on the 7<sup>th</sup> day of June 2023; and

**WHEREAS**, Mr. Parker was a devoted husband of fifty-nine years to his wife Juanita Parker, and father to daughter, Joette, and son Alfred Quinten, III; and

**WHEREAS**, Mr. Parker was always involved in Cumberland County even after his retirement from Dominion Energy in 2009; and

**WHEREAS**, Mr. Parker also served on Cumberland County Board of Zoning Appeals since 1997, many of those years serving as Chairman; and

**WHEREAS**, Mr. Parker has earned the deep respect of all those with whom he has worked and volunteered with over the years; and

**NOW, THEREFORE, BE IT RESOLVED** that the Cumberland County Board of Supervisors, through this resolution, honors the life, and records the death of Mr. Quinten Parker, and extends to the family its deepest sympathy; and

**BE IT FURTHER RESOLVED**, that the Cumberland County Board of Supervisors directs that a copy of this resolution be made a part of the permanent records of the official minutes of the Cumberland County Board of Supervisors, and that a copy be given to the family.

**Adopted the 12<sup>th</sup> day of September 2023.**

On a motion by Supervisor Tyree, seconded by Supervisors Tavernier and carried unanimously, the Board adopted the Resolution in Remembrance of Mr. A. Quinten Parker as presented:

Vote: Mr. Stanley – aye Mr. Tavernier – aye  
Mrs. Tyree – aye Mr. Brooks – aye  
Mr. Saunders – aye

15. **Public Hearings**

- a. CA 22-03 Short Term Rentals

Planning/Zoning Administrator, Stephany Johnson, presented the Board with an overview.

Laura Bunton addressed her concern on whether or not the code amendment presented “goes against” to state statute 15.2-983. She also stated that she would hope to open a Bed and Breakfast in the future but does not want to have to keep registering “with everyone”.

Carter Adams, Powhatan resident that owns property in the County, provided the Board with a printout of his recently opened AirBNB and expressed his support for more to come in the future.

Luke Fleischman, owner of a few AirBNB’s and rental properties, expressed his support for this code amendment.

With no other citizens signed up to speak, the Chairman closed the Public Hearing.

On a motion by Supervisor Tyree, seconded by Supervisor Saunders, and carried unanimously, the Board approved the CA 22-03 Short Term Rentals as presented:

Vote:	Mr. Stanley – aye	Mr. Tavernier – aye
	Mrs. Tyree – aye	Mr. Brooks – aye
	Mr. Saunders – aye	

b. CA 23-01 Manufactured Homes

Planning/Zoning Administrator, Stephany Johnson, presented the Board with an overview.

Randy Grumbine, representative from the Virginia Manufactured and Modular Housing Association, was present to serve as a resource for any questions.

With no other citizens signed up to speak, the Chairman closed the Public Hearing.

On a motion by Supervisor Tavernier, seconded by Supervisor Tyree, and carried unanimously, the Board approved CA 23-01 Manufactured Homes as presented:

Vote: Mr. Stanley – aye                      Mr. Tavernier – aye  
Mrs. Tyree – aye                      Mr. Brooks – aye  
Mr. Saunders – aye

c. CA 23-02 Solar Ordinance

Planning/Zoning Administrator, Stephany Johnson, presented the Board with an overview.

With no citizens signed up to speak, the Chairman closed the Public Hearing.

On a motion by Supervisor Saunders, seconded by Supervisor Brooks, and carried unanimously, the Board approved CA 23-02 Solar Ordinance as presented:

Vote: Mr. Stanley – aye                      Mr. Tavernier – aye  
Mrs. Tyree – aye                      Mr. Brooks – aye  
Mr. Saunders – aye

d. SA 23-01 Jamerson Solar I

County Administrator, Derek Stamey, presented the Board with an overview.

With no citizens signed up to speak, the Chairman closed the Public Hearing.

On a motion by Supervisor Brooks, seconded by Supervisor Tyree, and carried unanimously, the Board approved SA 23-01 Jamerson Solar I as presented:

Vote: Mr. Stanley – aye                      Mr. Tavernier – aye  
Mrs. Tyree – aye                      Mr. Brooks – aye  
Mr. Saunders – aye

e. CUP 23-01 Jamerson Solar I

Planning/Zoning Administrator, Stephany Johnson, presented the Board with an overview.

With no citizens signed up to speak, the Chairman closed the Public Hearing.

On a motion by Supervisor Brooks, seconded by Supervisor Saunders, and carried unanimously, the Board approved CUP 23-01 Jamerson Solar I as presented:

Vote:	Mr. Stanley – aye	Mr. Tavernier – aye
	Mrs. Tyree – aye	Mr. Brooks – aye
	Mr. Saunders – aye	

f. SA 23-02 Jamerson Solar II

County Administrator, Derek Stamey, presented the Board with an overview.

With no citizens signed up to speak, the Chairman closed the Public Hearing.

On a motion by Supervisor Brooks, seconded by Supervisor Tavernier, and carried unanimously, the Board approved SA 23-02 Jamerson Solar II as presented:

Vote:	Mr. Stanley – aye	Mr. Tavernier – aye
	Mrs. Tyree – aye	Mr. Brooks – aye
	Mr. Saunders – aye	

g. CUP 23-02 Jamerson Solar II

Planning/Zoning Administrator, Stephany Johnson, presented the Board with an overview.

With no citizens signed up to speak, the Chairman closed the Public Hearing.

On a motion by Supervisor Tyree, seconded by Supervisor Tavernier, and carried unanimously, the Board approved CUP 23-02 Jamerson Solar II as presented:

Vote: Mr. Stanley – aye                      Mr. Tavernier – aye  
Mrs. Tyree – aye                         Mr. Brooks – aye  
Mr. Saunders – aye

h. SA 23-04 Plank Road Solar

On a motion by Supervisor Tyree, seconded by Supervisor Saunders, and carried unanimously, the Board approved the motion to hear the Public Hearing for SA 23-04 Plank Road before REZ 23-02 CEP Plank Road Solar:

Vote: Mr. Stanley – aye                      Mr. Tavernier – aye  
Mrs. Tyree – aye                         Mr. Brooks – aye  
Mr. Saunders – aye

County Administrator, Derek Stamey, presented the Board with an overview.

With no citizens signed up to speak, the Chairman closed the Public Hearing.

On a motion by Supervisor Saunders, seconded by Supervisor Tyree, and carried unanimously, the Board approved SA 23-04 Plank Road Solar as presented:

Vote: Mr. Stanley – aye                      Mr. Tavernier – aye  
Mrs. Tyree – aye                         Mr. Brooks – aye  
Mr. Saunders – aye

i. REZ 23-02 CEP Plank Road Solar

Planning/Zoning Administrator, Stephany Johnson, presented the Board with an overview.

Chris Kayton, son of Karen Kayton (landowner of the property in question), address his support for the proposed project.

With no other citizens signed up to speak, the Chairman closed the Public Hearing.

On a motion by Supervisor Tavernier, seconded by Supervisor Saunders, and carried unanimously, the Board approved REZ 23-02 CEP Plank Road Solar as presented:

Vote:	Mr. Stanley – aye	Mr. Tavernier – aye
	Mrs. Tyree – aye	Mr. Brooks – aye
	Mr. Saunders – aye	

j. CUP 23-04 CEP Plank Road Solar

Planning/Zoning Administrator, Stephany Johnson, presented the Board with an overview.

With no citizens signed up to speak, the Chairman closed the Public Hearing.

On a motion by Supervisor Tyree, seconded by Supervisor Saunders, and carried unanimously, the Board approved CUP 23-04 CEP Plank Road Solar as presented:

Vote:	Mr. Stanley – aye	Mr. Tavernier – aye
	Mrs. Tyree – aye	Mr. Brooks – aye
	Mr. Saunders – aye	

16. **Additional Information**

- a) Treasurer’s Report
- b) DMV Report – N/A
- c) Monthly Business License Report

- d) Monthly Building Inspections Report
- e) Commonwealth Regional Council Report – N/A
- f) Cumberland Extension Office Monthly Newsletter – N/A
- g) Approved Planning Commission meeting minutes – N/A
- h) Approved EDA meeting minutes – N/A
- i) Approved BZA minutes – N/A

17. **Public Comments**

Betty Myers offered her compliments to the recent Patriot’s Day festival and the program events hosted by the Recreation Department. She then addressed her concern regarding VDOT action the Board previously discussed and approved not happening (i.e., the intersection of 45N and 60 and the speed limit when in the village). She then expressed her displeasure of citizens being allowed to speak that were not originally on the signup sheets. She also stated that Green Ridge release more documents to the DEQ and expressed her wish that the Board would notify citizens when this occurs.

William Bailey addressed his ongoing concern regarding the 911 addressing system.

18. **Chairman and Board Member Comments**

N/A

19. **Adjourn -**

On a motion by Supervisor Tyree and seconded by Supervisor Saunders, the Board adjourned until the next meeting of the Board to be held at 7:00 p.m. on October 10, 2023 in the Circuit Court Room located at 17 Courthouse Circle, Cumberland, Virginia.

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Brian Stanley, Chairman

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Derek Stamey, County Administrator