

At a meeting of the Cumberland County Board of Supervisors held at 7:00 p.m. on the 12<sup>th</sup> day of June, 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  
Vivian Giles, County Administrator / Attorney  
Greg Baka, Director of Community Development  
Bret Schardein, Planning Director  
Meghan Huddleston, Deputy Clerk

Absent: Parker Wheeler, District 5

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

The Pledge of Allegiance was led by Supervisor Meinhard.

**1. Approval of Agenda**

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

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

**2. Resolution of Appreciation**

The Chairman read the resolution and presented it to Mr. David Rowe.

On a motion by Supervisor Osl and carried the Board approved the Resolution of Appreciation for Mr. David Preston Rowe.

**RESOLUTION OF APPRECIATION  
MR. DAVID PRESTON ROWE  
SCOUT TROOP 869**

**WHEREAS**, the Cumberland County Volunteer Rescue Squad recommended that the Cumberland County Board of Supervisors issue a Resolution of Appreciation to Mr. David Preston Rowe, Scout Troop 869 who completed an Eagle Scout Project at their building ; and

**WHEREAS**, David Rowe built and donated twenty (20) adult and ten (10) pediatric back boards with splinting materials to the Cumberland Volunteer Rescue Squad Mass Casualty Incident Trailer; and

**WHEREAS**, Mr. Rowe worked tirelessly to complete the Scout project and his work helped the Rescue Squad reach the second half of their goal set for the back boards needed for the trailer; and

**WHEREAS**, he passed as an Eagle Scout at his Board of Review on Thursday, April 26, 2012; and

**THEREFORE BE IT RESOLVED**; that the members of the Cumberland County Board of Supervisors, through this resolution, express their deep appreciation for the services that David Preston Rowe has performed for the County of Cumberland.

**ADOPTED** the 12<sup>th</sup> day of June 2012.

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

**3. Public Comments**

The Chairman opened the meeting up for public comments. There were three (3) people signed up to speak. The comments for the Board included: concerns with the Board cutting the funds for the Piedmont area Transit. Many County residents use the bus and some will lose their job because they are handicap and do not have other means of transportation. A request for the Board to consider looking at some of the old buildings in Cumberland that should be torn down or boarded up.

**4. Departments/Agencies**

a) VDOT

There was no representative present from VDOT. County Administrator Vivian Giles commented that she wanted to remind everyone of the Public Hearing set for Tuesday, June 19<sup>th</sup> at 7:00pm for the Secondary Six-Year Plan. Supervisor Meinhard encouraged everyone to come out.

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

Dr. Amy Griffin Advised the Board that she placed a handout at their seats, which was the Faculty Summer Reading

List. She encouraged the Board and other staff to read some of the books on the list. The School Board has held their work session where they have developed three (3) new goals for Cumberland county public schools; Schools will be Student centered, will expand opportunities for learning, and will develop committed stake holders who build positive relationships. Administrators have held a work session also to work on defining the goals and worked on developing a draft of a five year plan on twenty-first century learning. A Teacher Steering community was formed and they met last Friday. They have come up with a new logo for the Cumberland County Schools, "Student Centered, and Teacher Inspired". They are in their second week of Summer School. The Elementary students are taking tennis lessons from a quick start pro. This was funded by a grant from the Central Virginia Tennis Quick start association. A Volleyball skills camp has also been available to students, which was provided by Coach Rich from Virginia State University. A Teaching Garden has been planted, the Master Naturalist 4-H Extension office participated in this garden and there are hopes in the future for a Community Garden.

- 1) Appropriation of \$455,820 for Local Receipts for the 2011-2012 School Year

On a motion by Supervisor Osl and carried the Board approved the appropriation of \$455,820 for Local Receipts for the 2011-2012 School Year.

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

- 2) Adopt VRS Certified Rate-Resolution for School

On a motion by Supervisor Osl the Board adopted the VRS Certified Rate Resolution for Cumberland County Schools.

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

- c) Mr. Ted McCormack, Director of Government Affairs for VACO

Mr. Ted McCormack introduced himself to the Board and thanked the County for their support of VACO. He advised the Board that VACO offers numerous training opportunities for the County Board Members. Mr. McCormack reviewed two (2) handouts that he gave the Board, the VACO Budget Summary and the VACO Legislative Summary. (Copies are in the Official Board File) He advised them that

there are more extensive copies of these documents available for download on their website.

**5. Planning Director’s Report**

a) Update

Planning Director, Bret Schardein advised the Board that the Comprehensive Plan is still being updated. The citizen input survey is on the County Website and they recommend citizens to go on the website and fill out the survey.

b) CA 11-07

This item was not discussed.

c) Bodatious

Planning Director, Bret Schardein advised the Board that After the May Bodatious Event his Department has received numerous phone calls regarding alcohol related incidents and fights that took place. He stated that the April event went very well, but that was an exception to the other events in the past. He wanted to bring the issue to the Board for consideration.

There were representatives from Bodatious, the ABC Board, and Sheriff’s Department present. After much discussion between all represented and the Board it was agreed that they would all meet to discuss possible solutions to the current issues at Bodatious.

On a motion by Supervisor Meinhard and carried the Board agreed for Supervisor Osl to meet with all parties involved with Bodatious and would report back at the next regular meeting.

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

**6. County Administrator’s Report**

a) Consent Agenda

- 1) Approval of Agenda
- 2) Approval of Bills May 2012 and June 2012. Approved bills for June 12, 2012 total \$118,797.93. Ratified bills for May 2012 of warrants total \$253,605.91 with check numbers ranging from 63809-64012. Direct Deposits total \$166,939.28.

On a motion by Supervisor Osl and carried the Board approved items one (1) and two (2) on the Consent agenda.

Vote: Mr. Osl – aye Mr. Banks – aye

Mr. Ingle – aye

Mr. Meinhard – aye

3) Appropriation of County Budget FY 2012-13 effective 7/1/12

Supervisor Osl read a letter that he received from The CEO of STEPS Incorporated to the Board regarding the Piedmont Area Transit:

“Dear Bill,

I am writing to first thank the Cumberland Board of Supervisors for continuing to support STEPS and our mission to provide jobs for persons with disabilities. Your ongoing support through and annual allocation and supporting our recycling center by allowing us to process materials collected at your convenience sites is greatly appreciated.

I am also writing to express my deep concern with action taken to eliminate all funding to Piedmont Regional Transit. As you may remember, this regional system was created to fill the void left when Central Virginia Transportation (CVT) went out of business. Since then, the transit system has provided excellent service to our region. The positive impact this system has on Cumberland County citizens is vast – trips to the hospital, social security office, etc.

On a more personal note, I would also like to address the impact of the loss of service to our Cumberland County employees. As you know STEPS provides jobs to citizen with disabilities. Three Cumberland County residents will most likely be displaced from their jobs if the matching dollars being requested are not funded.

Two of these employees work in our commonwealth Solutions VA document destructions line of business, these two individuals are paid minimum wage and with limited supervision are able to shred every document that enters our secure site. This includes confidential documents from the IRS, Wells Fargo ad your own Treasure’s office. Both of these employees have significant disabilities and without STEPS and Piedmont Regional Transit, would most likely not be employed. “The Dynamic Duo” as they are affectionately referred to, were recently featured in our Spring, 2012 newsletter.

A third Cumberland County Resident works in our regional recycling center. This young man has severe disabilities yet though job coaching is now earning minimum wage, sorting and processing all of the products that are delivered to our recycling center. Cumberland County has always been supportive of our recycling business, and for that I am sincerely grateful. Ensuring

recyclables stay out of our landfills is a valued job and one this young man is very proud of.

All of these employees are taxpaying contributing residents of Cumberland County. Without their jobs at SEPS and access to those jobs by riding Piedmont Regional Transit buses, they would no longer pay taxes and would become eligible for local, state and federal supports.

I sincerely hope that the Board will reconsider their decision to eliminate funding for Piedmont Regional Transit.

Most Sincerely,

Sharon L. Harrup, CEO  
STEPS, INC”

There was much discussion between the Board on Appropriating the Budget and amending it for the Piedmont Area Transit.

On a motion by Supervisor Osl and carried the board approved the amendment to the County Budget FY 2012-13 effective 7/1/2012 with the transfer of \$10,000 from the miscellaneous projects fund to the Piedmont Area Transit.

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

Supervisor Banks made a substitute motion and failed to amend the budget to pay \$5,000 to cover the cost of the Piedmont Area Transit.

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

Supervisor Meinhard made a substitute motion and failed that if the funds are available after June 30<sup>th</sup> to appropriate \$10,000 for the Piedmont Area Transit.

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

Supervisor Ingle made a motion to appropriate the funds to the fund the budget for FY 2012-13 as amended.

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

b) Monthly Budget Report

County Administrator Vivian Giles reviewed the monthly budget report. There were no questions from the Board.

c) Appropriation of \$1,625 for Baseball

On a motion by Supervisor Osl and carried the Board approved the appropriation of \$1,625 for Baseball

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

d) Appropriation of \$3,188 for Clerk's Office

On a motion by Supervisor Osl and carried the Board approved the appropriation of \$3,188 for the Clerk's Office

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

e) Appropriation of \$4,297 for Clerk's Office

On a motion by Supervisor Osl and carried the Board approved the appropriation of \$4,297 for the Clerk's Office

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

f) Appropriation of \$3,139.82 for Clerks Office

On a motion by Supervisor Osl and carried the Board approved the appropriation of \$3,139.82 for the Clerk's Office

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

g) Appointment of Jordan Whiley to serve on the CPMT

The County Administrator, Vivian Giles advised the Board that Ms. Alice Metts had requested the Board appoint Mr. Jordan Whiley to the CPMT. There were no questions or comments from the Board.

On a motion by Supervisor Osl and carried the Board approved to appoint Jordan Whiley to serve on the CPMT

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

h) VRS Resolution

The County Administrator, Vivian Giles advised the Board that there are two (2) resolutions for the Boards consideration.

On a motion by Supervisor Meinhard and carried the Board approved the adoption of the VRS resolution regarding the implementation and payment of the VRS Employer Contribution Rate of 11.8%

Employer Contribution Rates for Counties, Cities, Towns, School Divisions  
and Other Political Subdivisions  
(In accordance with the 2012 Appropriation Act Tem 468(H))

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**Resolution**

BE IT RESOLVED, that Cumberland County 55124 does hereby acknowledge that its contribution rates effective July 1, 2012 shall be based on the higher of a) the contribution rate in effect for FY 2012, or b) seventy percent of the results of the June 30, 2011 actuarial valuation of assets and liabilities as approved by the Virginia Retirement System Board of Trustees for the 212-14 biennium (the “Alternate Rate”) provided that, at its option, the contribution rate may be based on the employer contribution rates certifies b the Virginia Retirement System Board of Trustees pursuant to Virginia Code § 51.1-145(I) resulting from the June 30, 2011 actuarial value of assets and liabilities (the “Certified Rate”); and

BE IT ALSO RESOLVED that Cumberland County 55124 does hereby certify to the Virginia Retirement System Board of Trustees that it elects to pay the following contribution rate effective July 1, 2012:

**(Check only one box)**

- The Certified Rate of 11.28%       The Alternate Rate of 9.09%

BE IT ALSO RESOLVED that Cumberland County 55124 does hereby certify to the Virginia Retirement System Board of Trustees that it has reviewed and understands the information provided by the Virginia Retirement System outlining the potential future fiscal implications of any election made under the provisions of this resolution; and

NOW THEREFORE, the officers of Cumberland County 55124 are hereby authorized and directed in the name of Cumberland County to carry out the provisions of the resolution, and said officers of Cumberland County are authorized and directed to pay over to the Treasurer of Virginia from time to time such sums as are due to be paid by Cumberland County for this purpose.

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

On a motion by Supervisor Meinhard and carried the Board approved the adoption of the VRS Resolution regarding VRS Member Contribution Salary Increases with offsetting reductions for VRS contributions as required by Virginia Law.

Member Contributions by Salary Reduction for Counties,  
Cities, Towns, and Other Political Subdivisions

(In accordance with Chapter 822 of the 2012 Acts of Assembly  
(SB497))

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Resolution

WHEREAS, the Cumberland County 55124 employees who are Virginia Retirement System members who commence or recommence employment on or after July 1, 2012 (“FY2013 Employees” for purposes of this resolution), shall be required to contribute five percent of their creditable compensation by salary reduction pursuant to Internal Revenue Code § 414(h) on a pre-tax basis upon commencing or recommencing employment; and

WHEREAS, the Cumberland County 55124 employees who are Virginia Retirement System members and in service on June 30, 2012, shall be required to contribute five percent of their creditable compensation by salary reduction pursuant to Internal Revenue Code § 414(h) on a pre-tax basis no later than July 1, 2016; and

WHEREAS, such employees in service on June 30, 2012 shall contribute a minimum of an additional one percent of their creditable compensation beginning on each July 1 of 2012, 2013, 2014, 2015 and 2016 or until the employees’ contributions equal five percent of creditable compensation; and

WHEREAS, Cumberland County 55124 may elect to require such employees in service on June 30, 2012, to contribute more than additional one percent each year, in whole percentages, until the employees' contributions equal five percent of creditable compensation; and

WHEREAS, the second enactment clause of Chapter 822 of the 2012 Acts of Assembly (SB497) requires an increase in total creditable compensation effective July 1, 2012 to each such employee in service on June 30, 2012 to offset the cost of the member contributions such increase in total creditable compensation to be equal to the difference between five percent of the employees' total creditable compensation and the percentage of the member contribution paid by such employee on January 1, 2012.

BE IT THEREFORE RESOLVED that Cumberland County 55124 does hereby certify to the Virginia Retirement System Board of Trustees that it shall effect the implementation of the member contribution requirements of Chapter 822 of the 2012 Acts of Assembly (SB497) according to the following schedule for the fiscal year beginning July 1, 2012 (i.e., FY2013):

Type of Employee	Employer Paid Member Contribution	Employee Paid Member Contribution
Plan 1	0%	5%
Plan 2	0%	5%
FY2013 Employees	0%	5%

**(Note: Each row must add up to 5 percent); and**

BE IT FURTHER RESOLVED, that such contributions, although designated as member contributions, are to be made by Cumberland County in lieu of member contributions; and

BE IT FURTHER RESOLVED, that pick up member contributions shall be paid from the same source of funds as used in paying the wages to affected employees; and

BE IT FURTHER RESOLVED, that member contributions made by Cumberland County under the pick up arrangement shall be treated for all purposes other than income taxation, including but not limited to VRS benefits, in the same manner and to the same extent as member contributions made prior to the pick up arrangement; and

BE IT FURTHER RESOLVED, that nothing herein shall be construed so as to permit or extend an option to VRS member to receive the pick up contributions made by Cumberland County directly instead of having them paid to VRS; and

BE IT FURTHER RESOLVED, that notwithstanding any contractual or other provisions, the wages of each member of VRS who is an employee of Cumberland County shall be reduced by the

amount of member contributions picked up by Cumberland County on behalf of such employee pursuant to the foregoing resolutions.

NOW THEREFORE, the officers of Cumberland County 55124 are hereby authorized and directed in the name of Cumberland County to carry out the provisions of this resolution, and said officers of Cumberland County are authorized and directed to pay over to the Treasurer of Virginia from time to time such sums as are due to be paid by Cumberland County for this purpose.

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

i) Social Services request financial assistance for program

County Administrator, Vivian Giles advised the Board that Social Services are requesting financial assistance for their Food Commodity Program. They are not requesting a certain amount

Supervisor Ingle commented that they are able to make the money and food go a long way. He would like to see them involved with the program and suggested they look into it again in July after they see if there is any money left over from this year.

7. **Community Development Director’s Report**

Community Development Director Greg Baka went over the list of project updates that was in the Board packet. There were no questions from the Board.

8. **Public Comments (Part 2)**

The Chairman opened the meeting up for public comments. There was one citizen signed up to speak. The citizen stated that the Board should try to work with Bodatious. The event needs to be safe and family friendly.

9. **Board Member Comments**

a) Piedmont Regional Jail budget Request

County Administrator, Vivian Giles advised the Board that Supervisor Wheeler was planning on talking to the Board about this item, but since he was not present at the meeting she requested it be tabled until the next regular meeting.

Supervisor Osl commented that he attended the Senior Projects and they were very impressive. He thanked the school for allowing him to participate.

Supervisor Ingle commented that he also attended the Senior Projects and that they were inspirational. He also apologized to a citizen if he misled her about being able to contact the ABC Board with her issues with the store coming to Cumberland. He also thanked everyone for coming out.

Supervisor Banks commented that he wanted to thank everyone for coming out and for everyone to keep coming.

Supervisor Meinhard commented that he wanted to thank everyone for coming. He also wanted to remind everyone about the Public Hearings set for Tuesday, June 19<sup>th</sup> for the VDOT six year plan and for the relocation of the District 3 voting precinct.

**10. Additional Information**

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

**11. Adjourn**

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David Meinhard, Chairman

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Vivian Giles, County Administrator