



CUMBERLAND COUNTY BOARD OF SUPERVISORS

Regular Monthly Meeting Cumberland County Circuit Courtroom A Cumberland, VA

March 14, 2017

Regular Meeting – 7:00 p.m.

1. **Call to Order**
2. **Welcome and Pledge of Allegiance**
3. **Roll Call**
4. **Approval of Agenda** **Motion**
5. **State and Local Departments/Agencies/Community Service Providers** **Information**
 - a. Dr. Amy Griffin, Superintendent of Cumberland County Public Schools **Information**
 - b. VDOT **Information**
 - c. Ms. Robin Sapp, Cumberland Public Library **Information**
6. **Public Comments (Part one)**
7. **Public Hearings** **Motion**
 - a. CA 16-10 Encroachments (pg. 1-13)
8. **County Attorney/County Administrator Report** **Motion**
 - a. Consent agenda **Motion**
 - i. Approval of bills
 - ii. Approval of Minutes (February 14, 2017, February 22, 2017, February 23, 2017) (pg. 14-34)
 - b. Adopt revised Board minutes from August 25, 2016 (pg. 35-41) **Motion**
 - c. County attorney | county administrator contract renewal (pg. 42-49) **Motion**
9. **Finance Director's Report** **Information**
 - a. Monthly Budget Report (pg. 50-59) **Information**
 - b. Request for appropriation for Circuit Court - \$18,975.40 (pg. 60-62) **Motion**
 - c. Request for appropriation for Sheriff's Office - \$1,642 (pg. 63-64) **Motion**
 - d. Consider contract for CAD system replacement (pg. 65) **Motion**

- 10. Planning Director's Report**
- a. Planning Project updates (pg. 66-67)
 - b. Set public hearing for CUP 17-01 HJ Emerald Enterprises (pg. 68)
- Information Motion**
- 11. Old Business**
- 12. New Business**
- 13. Public Comments (Part two)**
- 14. Board Members Comments**
- 15. Adjourn into Closed Meeting** (pg. 69) **Motion**
- Pursuant to VA. Code § 2.2-3711.A.7: Consultation with Legal Counsel;
Subject: Host Community Agreement
 - Pursuant to VA. Code § 2.2-3711.A.5: Discussion regarding a prospective business where no previous announcement has been made;
Subject: Contract negotiations
- 16. Reconvene in Open Meeting** (pg. 70) **Motion**
- Roll call vote pursuant to Virginia Code § 2.2-3712 certifying “that to the best of each member’s knowledge (i) only public business matters lawfully exempted from open meeting requirements under this chapter and (ii) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by the public body.”
- 17. Additional Information** – (pg. 71-89)
- a. Treasurer’s Report
 - b. DMV Report
 - c. Monthly Building Inspections Report
 - d. Approved Planning Commission meeting minutes – November 28, 2016, January 3, 2017, and January 23, 2017
 - e. Approved EDA minutes- N/A
- 18. Adjourn – Budget Public Hearing - April 4, 2017.**



MEMO

To: Board of Supervisors, Cumberland County
Vivian Seay Giles, County Administrator/Attorney

From: Sara Carter, Planning Director

Date: March 8, 2017

Re: **CA #16-10 Encroachments
Countywide
Code Amendment to multiple districts**

The Zoning Ordinance allows minor encroachments into required setbacks in most residential districts and in the A-2 district. However, the language is not consistent across all of the districts, and is confusing to interpret. The Planning Commission has been working on changes to the language that will make it clearer and consistent across districts. The Planning Commission held a public hearing on February 27, 2017, and recommends approval to the Board of Supervisors unanimously. The Board of Supervisors has a public hearing set for March 14, 2017.

The proposed language follows, along with draft resolution for the Board's consideration.

Chapter 74 ZONING

Sec. 74-2. Definitions.

Setback means the minimum distance by which any building or structure must be separated from the front, side or rear lot lines, or from the centerline of any road right-of-way on any designated primary highway or from the centerline of any secondary road right-of-way or street right-of-way for any private road.

(1) For the purposes of this definition, "*primary highway*" shall mean U.S. Route 60, Route 45 and Route 13, and any other public streets and roads shall be deemed to be "secondary road rights-of-way."

(2) For the purposes of this definition, "*centerline*" shall mean:

~~a. The midpoint of the paved or graveled portion of any two-lane road in the county; or~~

~~b. For that portion of U.S. Route 60 that is four-lane:~~

~~1. For those structures located in the north side of U.S. Route 60, the midpoint of the paved portion of the west-bound lanes; and~~

~~2. For those structures located in the south side of U.S. Route 60, the midpoint of the paved portion of the east-bound lanes.~~

DIVISION 2. AGRICULTURAL, GENERAL (A-2) DISTRICT [§](#)

Sec. 74-136. Setback and yard regulations.

(a) The minimum required setbacks and the minimum required yards shall be as prescribed in Table 2.

TABLE 2		
A-2 SETBACK AND YARD REGULATIONS		
MINIMUM SETBACK REQUIRED (as measured from the center line of any road)	MINIMUM SIDE YARD	MINIMUM REAR YARD
(a) Designated primary highways: 130 feet (b) All other public roads: 75 feet (c) Private roads: 75 feet	(a) 25 feet principal structure (b) 5 feet accessory structures	(a) 35 feet principal structure (b) 5 feet accessory structures

(b) Minor and limited encroachments into the ~~minimum side or rear yards required setbacks of the district as listed above~~ shall be permitted as follows:

(1) Uncovered stairs and stoops, air conditioners and heat pumps, none of which are more than ten feet in width, may extend five feet into any minimum required ~~yard side or rear setback~~.

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- (2) Bay windows, oriels, and chimneys, none of which are more than ten feet in width, may extend three feet into any minimum required ~~yard~~ setback.
- (3) Carports may extend five feet into any minimum required side or rear setback ~~yard~~.
- (4) An accessibility improvement, defined as steps, ramps, and landings affording pedestrian and wheelchair access, may extend into any minimum required ~~yard~~ setback for the required length of the improvement.
- (5) The following shall apply to any open (not roofed) deck attached to any existing single-family detached dwelling:
 - (a) Any non-roofed deck may extend five feet into any minimum required side ~~yard~~ or minimum required rear setback.
 - (b) No deck may extend into any minimum required setback from a public or private road, nor shall such deck extend into any easement or other so encumbered area.

Subdivision III. A-2 Cluster Development Standards

Sec. 74-152. Setback and yard regulations.

(a) The minimum required setbacks and the minimum required yards shall be as prescribed in Table 5.

TABLE 5 A-2 CLUSTER SETBACK AND YARD REGULATIONS		
MINIMUM SETBACK REQUIRED (as measured from the center line of any road)	MINIMUM SIDE YARD	MINIMUM REAR YARD
(a) Public roads: 130 feet	(a) 25 feet principal structure	(a) 25 feet principal structure
(b) All other roads: 50 feet	(b) 5 feet accessory structures	(b) 5 feet accessory structures

(b) Minor and limited encroachments are allowed as prescribed in 74-136 (b).

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DIVISION 3. AGRICULTURAL, RURAL LARGE LOT (A-20) DISTRICT

Sec. 74-165. Setback and yard regulations.

(a) The minimum required setbacks and the minimum required yards shall be as prescribed in Table 8.

TABLE 8 A-20 SETBACK AND YARD REGULATIONS		
MINIMUM SETBACK REQUIRED (as measured from the center line of any road)	MINIMUM SIDE YARD	MINIMUM REAR YARD
All roads: 200 feet	(a) 100 feet principal structure	(a) 100 feet principal structure
	(b) 25 feet accessory structures	(b) 25 feet accessory structures

(b) Minor and limited encroachments are allowed as prescribed in 74-136 (b).

ARTICLE V. RECREATIONAL AREA ACCESS (RA-1) DISTRICT ^[6]

DIVISION II. RA-1 CONVENTIONAL DEVELOPMENT STANDARDS

Sec. 74-185. Setback and yard regulations.

(a) The minimum required setbacks and the minimum required yards shall be as prescribed in Table 11.

TABLE 11 RA-1 SETBACK AND YARD REGULATIONS		
MINIMUM SETBACK REQUIRED (as measured from the center line of any road)	MINIMUM SIDE YARD	MINIMUM REAR YARD

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(a) Designated primary highways: 150 feet	(a) 25 feet principal structure	(a) 50 feet principal structure
(b) State Route 622: 150 feet	(b) 5 feet accessory structures	(b) 5 feet accessory structures
(c) All other public roads: 75 feet		
(d) Private roads: 75 feet		
(e) Cul-de-sac: 50 feet on a cul-de-sac; — must provide 50% of the minimum lot width at the building setback line.		

(b) Minor and limited encroachments are allowed as prescribed in 74-136 (b).

DIVISION III. RA-1 CLUSTER DEVELOPMENT STANDARDS

Sec. 74-202. Setback and yard regulations.

(a) The minimum required setbacks and the minimum required yards shall be as prescribed in Table 14.

TABLE 14 RA-1 CLUSTER SETBACK AND YARD REGULATIONS		
MINIMUM SETBACK REQUIRED (as measured from the center line of any road)	MINIMUM SIDE YARD	MINIMUM REAR YARD
(a) Public roads: 500 feet.	(a) 25 feet principal structure.	(a) 25 feet principal structure.
(b) All other roads: 150 feet.	(b) 5 feet accessory structures.	(b) 5 feet accessory structures.

(b) Minor and limited encroachments are allowed as prescribed in 74-136 (b).

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ARTICLE VI. RESIDENTIAL, GENERAL (R-1) DISTRICT

DIVISION II. R-1 CONVENTIONAL DEVELOPMENT STANDARDS

Sec. 74-225. Setback and yard regulations.

(a) The minimum required setbacks and the minimum required yards shall be as prescribed in Table 18.

TABLE 18			
R-1 SETBACK AND YARD REGULATIONS			
	MINIMUM SETBACK REQUIRED (as measured from the center line of any road)	MINIMUM SIDE YARD	MINIMUM REAR YARD
Base	(d) Designated primary highways: 130 feet.	(c) 15 feet principal structure.	(c) 35 feet principal structure.
	(e) All other roads: 75 feet.	(d) 5 feet accessory structures.	(d) 5 feet accessory structures.
Bonus over base	(a) Designated primary highways: 130 feet.	(a) 5 feet all structures.	(a) 25 feet principal structure.
	(b) All other public roads: 75 feet.		(b) 5 feet accessory structures.
	(c) Private roads: 45 feet.		

(b) Minor and limited encroachments are allowed as prescribed in 74-136 (b).

~~(b) Minor and limited encroachments into the minimum side or rear yards as listed above shall be permitted as follows:~~

- ~~(1) Uncovered stairs and stoops, air conditioners and heat pumps, none of which are more than ten feet in width, may extend five feet into any minimum required yard.~~
- ~~(2) Bay windows, oriels, and chimneys, none of which are more than ten feet in width, may extend three feet into any minimum required yard.~~
- ~~(3) Carports may extend five feet into any minimum required side yard.~~
- ~~(4) An accessibility improvement, defined as steps, ramps, and landings affording pedestrian and wheelchair access, may extend into any minimum required yard.~~

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~~(5) The following shall apply to any open (not roofed) deck attached to any existing single family detached dwelling:~~

~~(a) Any non-roofed deck may extend five feet into any minimum required side yard or minimum required rear yard.~~

~~(b) No deck may extend into any minimum required setback from a public or private road, nor shall such deck extend into any easement or other so encumbered area.~~

DIVISION III. R-1 CLUSTER DEVELOPMENT STANDARDS

Sec. 74-242. Setback and yard regulations.

(a) The minimum required setbacks and the minimum required yards shall be as prescribed in Table 22.

TABLE 22			
R-1 CLUSTER SETBACK AND YARD REGULATIONS			
	MINIMUM SETBACK REQUIRED (as measured from the center line of any road)	MINIMUM SIDE YARD	MINIMUM REAR YARD
Base	(a) Designated primary highways: 130 feet.	(c) 15 feet principal structure.	(a) 25 feet principal structure.
	(b) All other roads: 50 feet.	(d) 5 feet accessory structures.	(b) 5 feet accessory structures.
Bonus over base	(a) Designated primary highways: 130 feet.	(a) 5 feet all structures.	(a) 25 feet principal structure.
	(b) All other roads: 50 feet.		(b) 5 feet accessory structures.

(b) Minor and limited encroachments are allowed as prescribed in 74-136 (b).

DIVISION II. R-2 CONVENTIONAL DEVELOPMENT STANDARDS

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Sec. 74-265. Setback and yard regulations.

(a) The minimum required setbacks and the minimum required yards shall be as prescribed in Table 26.

TABLE 26 R-2 SETBACK AND YARD REGULATIONS			
	MINIMUM SETBACK REQUIRED (as measured from the center line of any road)	MINIMUM SIDE YARD	MINIMUM REAR YARD
Base	(a) Designated primary highways: 130 feet.	(a) 25 feet principal structure.	(a) 35 feet principal structure.
	(b) All other roads: 75 feet.	(b) 15 feet accessory structures.	(b) 15 feet accessory structures
Bonus over base	(a) Designated primary highways: 130 feet.	(a) 10 feet principal structure.	(a) 25 feet principal structure.
	(b) All other public roads: 75 feet.	(b) 5 feet accessory structures.	(b) 5 feet accessory structures.
	(c) Private roads: 45 feet.		

(b) Minor and limited encroachments are allowed as prescribed in 74-136 (b).

~~(b) Minor and limited encroachments into the minimum side or rear yards as listed above shall be permitted as follows:~~

- ~~(1) Uncovered stairs and stoops, air conditioners and heat pumps, none of which are more than ten feet in width, may extend five feet into any minimum required yard.~~
- ~~(2) Bay windows, oriels, and chimneys, none of which are more than ten feet in width, may extend three feet into any minimum required yard.~~
- ~~(3) Carports may extend five feet into any minimum required side yard.~~
- ~~(4) An accessibility improvement, defined as steps, ramps, and landings affording pedestrian and wheelchair access, may extend into any minimum required yard.~~
- ~~(5) The following shall apply to any open (not roofed) deck attached to any existing single-family detached dwelling:~~
 - ~~(a) Any non-roofed deck may extend five feet into any minimum required side yard or minimum required rear yard.~~

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~~(b) No deck may extend into any minimum required setback from a public or private road, nor shall such deck extend into any easement or other so encumbered area.~~

(Ord. No. 11-05, § c, 7-12-2011)

DIVISION III. R-2 CLUSTER DEVELOPMENT STANDARDS

Sec. 74-282. Setback and yard regulations.

(a) The minimum required setbacks and the minimum required yards shall be as prescribed in Table 30.

TABLE 30			
R-2 CLUSTER SETBACK AND YARD REGULATIONS			
	MINIMUM SETBACK REQUIRED (as measured from the center line of any road)	MINIMUM SIDE YARD	MINIMUM REAR YARD
Base	(a) Designated primary highways: 130 feet.	(a) 25 feet principal structure.	(a) 25 feet principal structure.
	(b) All other roads: 50 feet.	(b) 5 feet accessory structures.	(b) 5 feet accessory structures.
Bonus over base	(a) Designated primary highways: 130 feet.	(a) 10 feet principal structure.	(a) 25 feet principal structure.
	(b) All other roads: 50 feet.	(b) 5 feet accessory structures.	(b) 5 feet accessory structures.

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(b) Minor and limited encroachments are allowed as prescribed in 74-136 (b).

DIVISION II. R-3 CONVENTIONAL DEVELOPMENT STANDARDS

Sec. 74-305. Setback and yard regulations.

(a) The minimum required setbacks and the minimum required yards shall be as prescribed in Table 33.

TABLE 33 R-3 SETBACK AND YARD REGULATIONS		
MINIMUM SETBACK REQUIRED (as measured from the center line of any road)	MINIMUM SIDE YARD	MINIMUM REAR YARD
(a) Designated primary highways: 130 feet.	(a) 50 feet principal structure.	(a) 75 feet principal structure.
(b) All other public roads: 75 feet.	(b) 15 feet accessory structures.	(b) 15 feet accessory structures.
(c) Private roads: 75 feet.		

(b) Minor and limited encroachments are allowed as prescribed in 74-136 (b).

~~(b) Minor and limited encroachments into the minimum side or rear yards as listed above shall be permitted as follows:~~

~~(6) Uncovered stairs and stoops, air conditioners and heat pumps, none of which are more than ten feet in width, may extend five feet into any minimum required yard.~~

~~(7) Bay windows, oriels, and chimneys, none of which are more than ten feet in width, may extend three feet into any minimum required yard.~~

~~(8) Carports may extend five feet into any minimum required side yard.~~

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~~(9) An accessibility improvement, defined as steps, ramps, and landings affording pedestrian and wheelchair access, may extend into any minimum required yard.~~

~~(10) The following shall apply to any open (not roofed) deck attached to any existing single-family detached dwelling:~~

~~(a) Any non-roofed deck may extend five feet into any minimum required side yard or minimum required rear yard.~~

~~(b) No deck may extend into any minimum required setback from a public or private road, nor shall such deck extend into any easement or other so encumbered area.~~

DIVISION III. R-3 CLUSTER DEVELOPMENT STANDARDS

Sec. 74-322. Setback and yard regulations.

(a) The minimum required setbacks and the minimum required yards shall be as prescribed in Table 36.

TABLE 36 R-3 CLUSTER SETBACK AND YARD REGULATIONS		
MINIMUM SETBACK REQUIRED (as measured from the center line of any road)	MINIMUM SIDE YARD	MINIMUM REAR YARD
(a) Public roads: 130 feet.	(a) 25 feet principal structure.	(a) 25 feet principal structure.
(b) All other roads: 50 feet.	(b) 5 feet accessory structures.	(b) 5 feet accessory structures.

(b) Minor and limited encroachments are allowed as prescribed in 74-136 (b).

BOARD OF SUPERVISORS
OF
COUNTY OF CUMBERLAND, VIRGINIA
RESOLUTION RECOMMENDING
PROPOSED AMENDMENT TO THE
CODE OF CUMBERLAND COUNTY
CODE AMENDMENT 16-10:

“AN ORDINANCE AMENDING CHAPTER 74-2, 74-136, 74-152, 74-165, 74-185, 74-202, 74-225, 74-242, 74-265, 74-282, 74-305, AND 74-322 TO ADDRESS ENCROACHMENTS IN THE A-2 AND RESIDENTIAL DISTRICTS”

March 14, 2017

At a meeting of the Board of Supervisors of Cumberland County, Virginia, held at the Circuit Courtroom of the Cumberland County Courthouse, Cumberland, Virginia 23040 commencing at 7:00 p.m., March 14, 2017, the following action was taken following a duly held public hearing during which time County staff provided a review of the code amendment proposal and members of the public offered comment:

On a motion made by _____, and seconded by _____, it was moved that the Board of Supervisors of Cumberland County adopt, in accordance with the following Resolution, an ordinance amending Chapter 74-2, 74-136, 74-152, 74-165, 74-185, 74-202, 74-225, 74-242, 74-265, 74-282, 74-305, and 74-322 to address encroachments in the A-2 and residential districts;

Following presentation of the Resolution, the Board of Supervisors adopted and approved the Resolution according to the votes stated below:

Present:

Vote:

Kevin Ingle, Chairman

Parker Wheeler, Vice-Chairman

William F. Osl

Lloyd Banks, Jr.

David Meinhard

Absent:

Dated: _____

Attested: _____

Vivian Giles, Clerk to the Board of
Supervisors of Cumberland County

WHEREAS, the Board of Supervisors duly advertised and held a public hearing on March 14, 2017; and

WHEREAS, the Board of Supervisors carefully considered the testimony and evidence presented at the public hearing in support or opposition to the proposed Code Amendment; and

WHEREAS, in its review of the Code Amendment, the Board of Supervisors gave reasonable consideration to furthering the goals of the County; and

WHEREAS, after discussion, staff presentation and due deliberation with respect to such information, including information and materials presented at this public hearing, and the comments in support or opposition to the proposed Code Amendment, the Board of Supervisors desires to affirm its findings and to take action with respect to the Code Amendment;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors, as follows:

- a. The foregoing recitals are hereby incorporated by this reference.
- b. Upon consideration of the foregoing, the Board of Supervisors considers it appropriate to amend the Code of Cumberland County in accordance with the specific text and provisions of the Code Amendment as attached hereto and incorporated herein by this reference.
- c. The Board of Supervisors further finds that the Code Amendment is in substantial accordance with the County's Comprehensive Plan and Zoning Ordinance.
- d. Upon consideration of the foregoing, the proposed Code Amendment text, testimony, staff remarks, and public comment, the Cumberland County Board of Supervisors adopts, as set forth in the specific ordinance text as attached hereto, and requests county staff to do and perform such acts necessary and as consistent with this Resolution for recommendation of adoption of the ordinance.
- e. This Resolution is effective immediately.

At a meeting of the Cumberland County Board of Supervisors held at 7:00 p.m. on the 14th day of February, 2017, at the Cumberland County Circuit Court Room:

Present: Kevin Ingle, District 3, Chairman
William F. Osl, Jr., District 1
Lloyd Banks, Jr., District 2,
David Meinhard, District 4
Vivian Giles, County Administrator | Attorney
Sara Carter, Planning Director
Nicci Edmondston, Assistant County Administrator

Absent: Parker Wheeler, District 5, Vice-chairman

1. Call to Order

The Chairman called the meeting to order.

2. Welcome and Pledge of Allegiance

The Pledge of Allegiance was led by Chairman Ingle.

3. Roll Call

County Administrator, Vivian Giles, called the roll.

4. Approval of Agenda

On a motion by Supervisor Banks and carried unanimously, the Board approved the Agenda as amended:

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

5. State and Local Department/Agencies

- a) Dr. Amy Griffin Superintendent of Cumberland County Schools

Dr. Amy Griffin, School Superintendent, gave the following report to the Board:

- The Virginia WWI and WWII Profiles of Honor Mobile Tour Bus will be coming to Cumberland County. The tentative date is scheduled for March 8-9, 2017 from 9a-3p for students and from 3p-5p for Community members.
- The annual Spelling bee was held in January, and fourth grader, Emily Eroh, was the spelling bee champion.
- The girls Varsity Basketball Team is the number one seed in the Conference 1A Tournament Semifinals.
- Four wrestlers and the boys track team are heading to State.
- Our Forensics Team are the James River District Conference Champions
- Infinity “Bria” Anderson scored her 1,000th point in basketball
- The Football Team was awarded the 2016 George Gasser Sportsmanship Award
- March 18, 2017 is the CCCPS Foundation/Centra 5K Walk or Run across High Bridge

- b) VDOT

Mr. Scot Shippee provided the Board with a maintenance update:

- Shoulder work on secondary roads
- Clean-up on primary roads
- Intersection in Kimberly Hills Subdivision
- Brush cutting on Rt. 690, Columbia Road has been complete
- Pavement preparations are ongoing for Rt. 610, Duncan Store Road

Mr. Shippee informed the Board that the Rt. 690, Columbia Road and Rt. 45, Cartersville Road intersection relocation project scored very high on the Smart Scale rankings. It is likely that the project will be fully funded once the Commonwealth Transportation Board votes on it in July 2017.

Mr. Shippee introduced the Mr. Todd Repass to the Board. Mr. Repass is the Area Construction Engineer for the Bristol District. Mr. Shippee and Mr. Repass will be exchanging roles for 30 days beginning February 20, 2017.

Supervisor Osl commended the work on Rt. 690, Columbia Road, and is hopeful that the work will be maintained in the future. Supervisor Osl also questioned Mr. Shippee about the possibility of a round-a-bout being installed at the Rt. 690 and Ft. 45 intersection. Mr. Shippee denied that claim, and informed all those in attendance that there is no plan for a round-about at that intersection. There is only the intersection relocation project on Smart Scale Virginia. Supervisor Osl also asked that Mr. Shippee look into the intersection at Rt. 45, Cartersville Road, and Rt. 684, Cartersville Extension.

Ms. Vivian Giles, County Administrator, informed Mr. Shippee that there is a storm drain on Rt. 600, Courthouse Circle that is sinking. This issue has been submitted on the VDoT website twice, the first time over six months ago, and nothing has been done for this safety issue. Mr. Shippee noted this and mentioned

that there has been a change in leadership at the Cumberland Area Headquarters. Mr. James Stone has replaced the prior superintendent who recently retired.

- c) Ms. Robin Sapp, Cumberland Public Library

Ms. Sapp was not present.

- d) Ms. Linda Eanes, Cumberland Extension Office

Ms. Linda Eanes introduced two new staff members, Ms. Amber Anderson, Extension Agent, and Ms. Pauline Stokes, par-time (FCS) Family and Consumer Science Teacher.

- e) Ms. Tiffany Booker, Victim Witness Program Director

On a motion by Supervisor Osl and carried unanimously, the Board approved a Resolution Recognizing April 2-8, 2017 as National Crime Victim's Right's Week:

**Resolution
Recognizing April 2-8, 2017
as National Crime Victim's Rights Week**

February 14, 2017

WHEREAS, Every year in April, the Office for Victims of Crimes (OVC), a division of the Office of Justice Programs, U.S. Department of Justice, helps lead communities throughout the country in their annual observance of National Crime Victim's Rights Week (NCVRW); and

WHEREAS, the weeklong initiative promotes victims' rights and honors crime victims and those who advocate on their behalf; and

WHEREAS, National Crime Victim’s Rights Week will be commemorated April 2-8, 2017, and this year’s theme ***Strength. Resilience. Justice.*** Reflects this vision of the future; and

WHEREAS, this theme is one in which all victims are strengthened by the response they receive; and

WHEREAS, with the assistance of this initiative, the organizations are resilient in response to the challenges they face and communities are able to seek collective justice and healing;

NOW, THEREFORE, BE IT RESOLVED that the Cumberland County Board of Supervisors, through this resolution, declares the week of April 2-8, 2017 as National Crime Victim’s Rights Week, and urges the citizens of Cumberland County to observe this week by participating in events that raise awareness of victims’ rights and services available to them, and by volunteering to serve victims in their time of need.

Adopted the 10th day of January, 2017.

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

f) Mr. Tom Perry, Cumberland Emergency Services Director

On a motion by Supervisor Banks and carried unanimously, the Board adopted a Resolution adopting the Cumberland Fire and EMS Ambulance Transport Response Plan:

**Resolution Adopting the Cumberland Fire EMS
Ambulance Transport Response Plan**

February 14, 2017

WHEREAS, in October 2012, the Commonwealth of Virginia adopted new regulations pertaining to Emergency Medical Services; and

WHEREAS, a requirement under those regulations is that the local elected body, EMS agency, and the Operational Medical Director work in concert to develop EMS response time standards; and

WHEREAS, those standards are required to be met in eighty percent of all EMS responses in the locality; and

WHEREAS, over the last few months, -Cumberland Fire & EMS; Dr. Joanne Lapetina, Operating Medical Director; and Vivian Giles, Cumberland County Administrator have been working, with guidance from the Cumberland County Board of Supervisors, toward the development of such standards.

NOW, THEREFORE, BE IT RESOLVED that the Cumberland County Board of Supervisors adopts the following standards for Emergency Medical Service delivery in Cumberland County:

- Not less than ninety percent of all 911 emergency calls for EMS response shall be classified and processed for dispatch to field resources within two minutes~~ninety seconds~~.
- Licensed transport vehicles ~~first responder vehicles~~ shall respond to calls within fifteen minutes of dispatch.
- Licensed transport units responding to all calls in Cumberland County shall arrive on scene within sixty minutes.
~~Transport units responding to advanced life support or priority basic life support emergencies shall arrive on scene within thirty minutes of responding to each call.~~

Adopted the 14th day of February, 2017.

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

6. **Public Comments**

Mr. Lou Seigel voiced concerns with the recently adopted Ambulance Transport Response Plan. Mr. Seigel asked why the County allowed a sixty minute response time. Why do we only have one dispatcher on duty at times? What happens in a time of a major crisis? Mr. Seigel requested that the County remove him and his wife from the LEPC.

Ms. Barbara Hinton asked why the Cartersville Fire Department building is just sitting there, and is the tax rate going up this year? Ms. Hinton asked what became of the \$100,000 that the County gave to someone to bring businesses into the county. People in this County have a right to know what's going on with Republic Services and the landfill. If every landowner if the county paid a fair share of taxes, the county might be a little bit better off.

Mr. Dan Pempel with the Randolph Volunteer Fire Department asked the Board for an update on the telecommunications tower for the Fire House. The Chairman advised that there is nothing to report at this time.

7. Public Hearings

a) CA 16-11 One Room School House

The Chairman opened the public hearing. Although there were no citizens signed up to speak, the Chairman allowed those in the audience to address the Board with questions. The Chairman then closed the public hearing.

On a motion by Supervisor Meinhard and carried unanimously, the Board approved CA 16-11 One Room School House:

**BOARD OF SUPERVISORS
OF
COUNTY OF CUMBERLAND, VIRGINIA
RESOLUTION RECOMMENDING
PROPOSED AMENDMENT TO THE
CODE OF CUMBERLAND COUNTY
CODE AMENDMENT 16-11:
"AN ORDINANCE AMENDING CHAPTER 74-2 AND 74-
132 TO ALLOW ONE ROOM SCHOOLHOUSES AS A
PERMITTED USE IN THE A-2 DISTRICT"**

February 14, 2017

At a meeting of the Board of Supervisors of Cumberland County, Virginia, held at the Circuit Courtroom of the Cumberland County Courthouse, Cumberland, Virginia 23040 commencing at 7:00 p.m., February 14, 2017, the following action was taken following a duly held public hearing during which time County staff provided a review of the code amendment proposal and members of the public offered comment:

On a motion made by Supervisor Meinhard, it was moved that the Board of Supervisors of Cumberland County adopt, in accordance with the following Resolution, an ordinance amending Chapter 74-2 and 74-132 Zoning relating to one room schoolhouses;

Following presentation of the Resolution, the Board of Supervisors adopted and approved the Resolution according to the votes stated below:

<u>Present:</u>	<u>Vote:</u>
Kevin Ingle, Chairman	aye
Parker Wheeler, Vice-Chairman	absent
William F. Osl	aye
Lloyd Banks, Jr.	aye
David Meinhard	aye
<u>Absent:</u>	Supervisor Wheeler

WHEREAS, the Board of Supervisors duly advertised and held a public hearing on February 14, 2017; and

WHEREAS, the Board of Supervisors carefully considered the testimony and evidence presented at the public hearing in support or opposition to the proposed Code Amendment; and

WHEREAS, in its review of the Code Amendment, the Board of Supervisors gave reasonable consideration to furthering the goals of the County; and

WHEREAS, after discussion, staff presentation and due deliberation with respect to such information, including information and materials presented at this public hearing, and the comments in support or

opposition to the proposed Code Amendment, the Board of Supervisors desires to affirm its findings and to take action with respect to the Code Amendment;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors, as follows:

- a. The foregoing recitals are hereby incorporated by this reference.
- b. Upon consideration of the foregoing, the Board of Supervisors considers it appropriate to amend the Code of Cumberland County in accordance with the specific text and provisions of the Code Amendment as attached hereto and incorporated herein by this reference.
- c. The Board of Supervisors further finds that the Code Amendment is in substantial accordance with the County's Comprehensive Plan and Zoning Ordinance.
- d. Upon consideration of the foregoing, the proposed Code Amendment text, testimony, staff remarks, and public comment, the Cumberland County Board of Supervisors adopts, as set forth in the specific ordinance text as attached hereto, and requests county staff to do and perform such acts necessary and as consistent with this Resolution for recommendation of adoption of the ordinance.
- e. This Resolution is effective immediately.

Sec. 74-2. Definitions.

A one-room school house is an accessory structure used as a school house for members of the immediate community, situated on a parcel of at least 20 acres, with no more than a total of 30 students and no larger than 1,000 square feet in size. The school house must meet the same setbacks as the principal structure, use the same VDOT approved entrance as the primary structure, have an average of no more than ten vehicle trips per day, meet Health Department requirements for the provision of water and wastewater, only operate during daylight hours, and allow no provision for overnight accommodation.

Sec. 74-132. - Permitted uses and structures.

Permitted uses and structures in the A-2 district are as follows:

- (1) Minor subdivisions, conventional;
- (2) Major subdivisions, cluster;
- (3) Single-family detached dwellings;
- (4) Two-family dwellings;

- (5) Manufactured homes;
- (6) Accessory uses and structures.
- (7) Agriculture, general farming and forestry.
- (8) Boarding, rooming or lodging houses and bed and breakfast inns.
- (9) Boat landings and piers.
- (10) Cabinet-making, furniture and upholstery shops (home-based).
- (11) Cemeteries, family or church (Subject to Virginia Code §57-26)
- (12) Childcare (home-based).
- (13) Churches (less than 100,000 square feet)
- (14) Farm-based equipment sales/service.
- (15) Foster care and adult family care (home-based).
- (16) Garden shops, greenhouses, nurseries.
- (17) Home occupations (Refer to [section 74-2](#)).
- (18) Hunting lodges and clubs and boat clubs.
- (19) In home daycare
- (20) Kennels, private.
- (21) Off-street parking for permitted uses.
- (22) One room schoolhouses
- (23) Poultry processing facilities (Refer to article 74-XXIII)
- (24) Preserves and conservation areas.
- (25) Riding schools, horse breeding establishments, riding stables.
- (26) Sawmills (portable).
- (27) Special events.
- (28) Wayside stands (temporary, seasonable or sale of on-site farm products).

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

8. County Attorney/County Administrator Report

- a) Consent Agenda
 - 1) Approval of Bills for January 2017 and February 2017. Approved bills for February 14, 2017 were \$66,799.03. Ratified bills for January 11, 2017 to February 13, 2017 of warrants total \$ 379,076.46 with check numbers ranging from 74408 to 74727. Direct Deposits total \$158,945.39.
 - 2) Approval of Minutes (January 10, 2017)

On a motion by Supervisor Meinhard and carried unanimously, the Board approved the consent agenda:

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

b) ACO Animal Intake Policy

On a motion by Supervisor Banks, and carried unanimously, the Board approved the Animal Intake Policy as presented:

ANIMAL INTAKE POLICY

The Cumberland County Animal Control has the following policy on animal intake. We take in citizen drop off of stray dogs Monday thru Friday by appointment or as available, and owner surrenders of dogs by appointment only Monday thru Friday as space is available. We pick up stray dogs as needed. We take in surrender of cats at the Cumberland County Animal Shelter by appointment only Monday thru Friday as space is available. Upon arrival at the animal shelter, each animal will be evaluated for any signs of illness or injury, and will be transported to a local veterinary clinic for treatment as needed.

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

9. Finance Director's Report

a) Monthly budget Report

There was no discussion regarding the monthly budget report.

b) CCPS Supplemental Appropriation request for grant funds - \$2,500

On a motion by Supervisor Osl and carried unanimously, the Board approved a supplemental appropriation in the amount of \$2,500 for Cumberland County Public Schools for grant funds:

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

c) Supplemental Appropriation request for DMV funds - \$106.98

On a motion by Supervisor Osl and carried unanimously, the Board approved a supplemental appropriation request for DMV funds in the amount of \$106.98:

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

- d) Appropriation request for the Sheriff's Office - \$1,760.00

On a motion by Supervisor Osl and carried unanimously, the Board approved an appropriation request for the Sheriff's Office in the amount of \$1,760.00:

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

10. Planning Director's Report

- a) Planning Project update

There was no discussion on the Planning Project updates.

- b) Set public hearing for CA 16-10 Encroachments

On a motion by Supervisor Banks and carried unanimously, the Board set CA 16-10 Encroachments for public hearing on March 14, 2017:

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

11. Old Business

N/A

12. New Business

N/A

13. Public Comments (Part 2)

There were no citizens signed up to speak.

14. Board Member Comments

The Supervisors thanked everyone in attendance.

15. Adjourn into Closed Session-

On a motion by Supervisor Osl and carried, the Board entered into closed meeting pursuant to the Virginia Code Sections below:

Pursuant to Virginia Code § 2.2-3711.A.7: Consultation with
Legal Counsel

Subject: Community Host Agreement

Pursuant to Virginia Code § 2.2-3711.A.5: Discussion
concerning prospective business where no previous
announcement has been made;

Subject: Lease of County property at the Cumberland
Community Center

Subject: Lease of County property at the Cumberland
Business Park

Pursuant to Virginia Code § 2.2-3711.A.4: Discussion
concerning the privacy of individuals in personal matters not
related to public business

Subject: Utilization of the sick leave bank

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

16. Reconvene in Open Session-

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

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

Mr. Osl - aye
Mr. Banks - aye
Mr. Ingle - aye
Mr. Meinhard - aye
Mr. Wheeler - absent

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.

17. Additional Information

- a) Treasurer's Report
- b) DMV Report
- c) Monthly Building Inspections Report
- d) Approved Planning Commission meeting minutes – N/A
- e) Approved IDA meeting minutes – November 22, 2016 and December 9, 2016

18. Adjourn -

On a motion by Supervisor Osl and carried, unanimously, the Board adjourned the meeting until February 22, 2017 at 5:00 p.m. in the Board Conference Room for Budget Workshops.

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

W.M. Kevin Ingle, Chairman

Vivian Giles, County Administrator/County Attorney

At a meeting of the Cumberland County Board of Supervisors held at 5:00 p.m. on the 22nd day of February, 2017 at the Cumberland County Board of Supervisors Conference Room, 1 Courthouse Circle, Cumberland, Virginia:

Present: Kevin Ingle, District 3, Chairman
Parker Wheeler, District 5, Vice-Chairman
David Meinhard, District 4
Vivian Seay Giles, County Administrator | County Attorney
Nicci Edmondston, Finance Director

Absent: Lloyd Banks, Jr., District 2

The Chairman called the Board of Supervisors meeting to order. The County Administrator called the roll.

The purpose of the meeting was to conduct a budget work session relating to the FY 2017-2018 budget to offer individuals, including County staff and representatives from agencies requesting funding from the County, the opportunity to present information to the Board and to provide an opportunity for Board members to ask questions regarding those funding requests.

The following individuals met with the Board:

- a. Patricia Scales, Commonwealth's Attorney
- b. Linda Eanes and Amber Anderson, Cumberland Extension Office
- c. Darrell Hodges, Sheriff
- d. Sherry Ragland, Kelly Snoddy, and Terry Seal, Peter Francisco Soil and Water Conservation District

On a motion by Supervisor Ingle carried, the Board adjourned until February 23, 2017 at 5:00 p.m. in the Cumberland County Board of Supervisors Conference Room.

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

W.M. Kevin Ingle, Chairman

Vivian Giles, County Administrator | County Attorney

At a meeting of the Cumberland County Board of Supervisors held at 5:00 p.m. on the 23rd day of February, 2017 at the Cumberland County Board of Supervisors Conference Room, 1 Courthouse Circle, Cumberland, Virginia:

Present: Kevin Ingle, District 3, Chairman
Parker Wheeler, District 5, Vice-chairman
William F. Osl, Jr., District 1
Lloyd Banks, Jr., District 2
David Meinhard, District 4
Vivian Seay Giles, County Administrator/County Attorney
Nicci Edmondston, Finance Director

The Chairman called the Board of Supervisors meeting to order. The County Administrator called the roll.

The purpose of the meeting was to conduct a budget work session relating to the FY 2017-2018 budget to offer individuals, including County staff and representatives from agencies requesting funding from the County, the opportunity to present information to the Board and to provide an opportunity for Board members to ask questions regarding those funding requests. Further, a joint public hearing was held with the Cumberland County School Board at 7:00 p.m. to review the FY2017-2018 school budget.

The following individuals met with the Board:

- a. Marlene Watson, Registrar;
- b. Kim Lightfoot, Danny Lightfoot, Earlene Canaan, and Bernie Becker, Cartersville Volunteer Rescue Squad;
- c. Julie Phillips, Commissioner of the Revenue, and Lee Pfeiffer, Treasurer;
- d. Sharon Harrup, STEPS;
- e. Bernie Becker and Dan Pempel, Emergency Services Committee;
- f. Danny Lightfoot, Kim Lightfoot, and Gene Shores, Cartersville Volunteer Fire Department;

- g. Bradley Ingle and Mark Chambliss, Cumberland Volunteer Fire Department;
- h. Carol Broadwater, Treasurer, and Richard Broadwater, Vice President, Prince Edward Volunteer Rescue Squad

On a motion by Supervisor Banks, the Board adopted the Resolution Establishing Cumberland Fire and EMS and approved the Cumberland County Operational Medical Director Agreement, both as presented.

Resolution Establishing Cumberland Fire and EMS

February 23, 2017

WHEREAS, Cumberland County has among its departments the Department of Emergency Services; and

WHEREAS, to date, the Department of Emergency Services has administered the basic statutory and regulatory emergency services requirements; and

WHEREAS, Cumberland County now is in need of increasing the scope of the duties and responsibilities of the Department of Emergency Services to include facilitation of fire and rescue policies for Cumberland County as well as employment and oversight of contracted and/or paid rescue squad personnel; and

WHEREAS, in order to employ rescue squad personnel, either through statutory employment or contractual arrangement, Cumberland County must meet certain statutory and regulatory requirements.

NOW, THEREFORE, BE IT RESOLVED by the Cumberland County Board of Supervisors as follows:

1. The Cumberland County Department of Emergency Services shall hereafter be known and designated as Cumberland Fire and EMS.
2. Mr. Thomas Perry is hereby appointed chief of Cumberland Fire and EMS pursuant to Va. Code §§ 27-6.1 32.1-111.4:6.
3. Upon agreement, Dr. Joanne Lapetina shall serve as the Cumberland County Operational Medical Director effective upon full licensure of Cumberland Fire and EMS

- by the Virginia Office of Emergency Medical Services.
4. Cumberland County shall enter into an Operational Medical Director Agreement with Dr. Joanne Lapetina in the form provided and Mr. Thomas Perry is authorized to execute same on behalf of Cumberland County Fire and EMS.

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

The chairman recessed the meeting until 7:00 p.m. in the Cumberland County Circuit Courtroom A for a joint work session with the Cumberland County School Board.

The Board heard a presentation by Cumberland County Public School Superintendent Dr. Amy Griffin regarding the school system’s recommended budget for 2017-2018.

On a motion by Supervisor Banks and carried, the Board adjourned until March 14, 2017 at 7:00 p.m. in the Cumberland County Board of Supervisors Conference Room, 1 Courthouse Circle, Cumberland, Virginia

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

W.M. Kevin Ingle, Chairman

Vivian Giles, County Administrator | County Attorney

At a meeting of the Cumberland County Board of Supervisors held at 7:00 p.m. on the 25th day of August, 2016 at the Cumberland County Courthouse, 1 Courthouse Circle, Cumberland, Virginia:

Present: Lloyd Banks, Jr., District 2, Chairman
David Meinhard, District 4, Vice-chairman
William F. Osl, Jr., District 1
Kevin Ingle, District 3
Parker Wheeler, District 5
Vivian Seay Giles, County Administrator/County Attorney

1. Call to Order

The Chairman called the Board of Supervisors meeting to order. The County Administrator called the roll.

The purpose of the meeting was to conduct a work session relating to a potential refinancing of county bond obligations and to conduct other items of public business.

2. Roll Call

County Administrator, Vivian Giles, called the roll.

3. Approval of Agenda

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

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

4. Discussion of Debt Restructuring

The Board heard a presentation by James Sanderson of Davenport & Company and Dan Siegel of Sands Anderson regarding options for the restructuring of a portion of the county’s outstanding debt. The objective, as presented, is to provide options to Cumberland County to save money while improving annual cash flow.

5. Ratify Resolution for CA 16-03 Utilities

On a motion by Supervisor Osl and carried unanimously, the Board approved the resolution for CA 16-03:

**BOARD OF SUPERVISORS
OF
COUNTY OF CUMBERLAND, VIRGINIA
RESOLUTION RECOMMENDING
PROPOSED AMENDMENT TO THE
CODE OF CUMBERLAND COUNTY**

CODE AMENDMENT 16-03:

**“AN ORDINANCE AMENDING CHAPTER 66 OF THE
CUMBERLAND COUNTY CODE REGARDING THE
AMENDING UTILITY RATES”**

August 9, 2016

At a meeting of the Board of Supervisors of Cumberland County, Virginia, held at the Circuit Courtroom of the Cumberland County Courthouse, Cumberland, Virginia 23040 commencing at 7:00 p.m., August 9, 2016, the following action was taken following a duly held public hearing during which time County staff provided a review of the code amendment proposal and members of the public offered comment:

On a motion made by Supervisor Osl, it was moved that the Board of Supervisors of Cumberland County adopt, in accordance with the following Resolution, an ordinance amending Chapter 66, Section 66-51 Utility Charges relating to the increase in utility rates;

Following presentation of the Resolution, the Board of Supervisors adopted and approved the Resolution according to the votes stated below:

<u>Present:</u>	<u>Vote:</u>
Lloyd Banks, Jr., Chairman	aye
David Meinhard, Vice-Chairman	aye
Kevin Ingle	aye
William F. Osl	aye
Parker Wheeler	aye

WHEREAS, the Board of Supervisors duly advertised and held a public hearing on August 9, 2016; and

WHEREAS, the Board of Supervisors carefully considered the testimony and evidence presented at the public hearing in support or opposition to the proposed Code Amendment; and

WHEREAS, in its review of the Code Amendment, the Board of Supervisors gave reasonable consideration to furthering the goals of the County; and

WHEREAS, after discussion, staff presentation and due deliberation with respect to such information, including information and materials presented at this public hearing, and the comments in support or opposition to the proposed Code Amendment, the Board of Supervisors desires to affirm its findings and to take action with respect to the Code Amendment;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors, as follows:

- a. The foregoing recitals are hereby incorporated by this reference.
- b. Upon consideration of the foregoing, the Board of Supervisors considers it appropriate to amend the Code of Cumberland County in accordance with the specific text and provisions of the Code Amendment as attached hereto and incorporated herein by this reference.
- c. Upon consideration of the foregoing, the proposed Code Amendment text, testimony, staff remarks, and public comment, the Cumberland County Board of Supervisors adopts, as set forth in the specific ordinance text as attached hereto, and requests county staff to do and perform such acts necessary and as consistent with this Resolution for adoption of the ordinance.
- d. This Resolution is effective October 1, 2016.

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

6. Purchase of vehicles for Maintenance and Animal Control

The need for vehicles was discussed and the purchase of a truck for animal control was authorized. No vote was taken.

7. Park Bench donation

The South Central Association of Realtors has offered to purchase and place at the administration building a park bench for use by citizens. On a motion by Supervisor Wheeler and carried unanimously, the Board

accepted the donation of a park bench from the South Central Association of Realtors.

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

8. Adjourn into Closed Meeting-

On a motion by Supervisor Osl and carried, the Board entered into closed meeting pursuant to the Virginia Code Sections below:

Pursuant to Virginia Code § 2.2-3711.A.6: Investment of Public Funds

Pursuant to Virginia Code § 2.2-3711.A.7: Consultation with Legal Counsel

Subject: Cumberland Rescue Squad

Subject: Debt Restructuring

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

9. Reconvene in Open Meeting-

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

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

Mr. Osl - aye

Mr. Banks – aye
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.

On a motion by Supervisor Osl and carried, the Board established an Emergency Medical Services Agency within the Emergency Services Department and appointed Tom Perry as the Emergency Medical Services Agency Chief pursuant to Virginia State Code 32.1-111.4:6:

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

10. Adjourn

On a motion made by Supervisor Ingle and carried, the Board adjourned until September 13, 2016 at 7:00 p.m. in the Cumberland County Board of Supervisors Conference Room, 1 Courthouse Circle, Cumberland, Virginia

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

Lloyd Banks, Jr., Chairman

Vivian Giles, County Administrator/County Attorney

EMPLOYMENT AGREEMENT

This **AGREEMENT** (the "Agreement"), dated the 1st day of April, 20~~17~~¹⁵ ("Effective Date") by and between the County of Cumberland, Virginia, a political subdivision of the Commonwealth of Virginia ("Employer"), party of the first part, and Vivian Seay Giles ("Employee"), party of the second part, both of whom understand and agree as parties to this Agreement.

WHEREAS, Employer desires to enter into this Agreement as an Agreement with Vivian Seay Giles as County Administrator and County Attorney for the County of Cumberland, Virginia as provided by §§ 15.2-1540 and 15.2-1542 of the Code of Virginia (as amended); and

WHEREAS, it is the desire of the governing body of Employer, the Cumberland County Board of Supervisors, hereinafter called the "Board," to provide certain benefits, establish certain conditions of employment, and to set working conditions of said Employee; and

WHEREAS, it is the desire of the Board to (1) secure and retain the services of the Employee to provide inducement for her to remain in such employment, (2) to make possible full work productivity by assuring the Employee's morale and peace of mind with respect to future employment, (3) to act as a deterrent against malfeasance or dishonesty for personal gain on the part of the employee, and (4) to provide a just means for terminating Employee's services at such time as the Board determines; and

WHEREAS, Employee desires to accept employment as County Administrator and County Attorney of said County.

NOW, THEREFORE, in consideration of the mutual covenants and premises herein contained, the sufficiency of which is hereby acknowledged, the Employer and Employee as parties hereto agree as follows:

Section 1. Duties.

Effective April 1, 201~~7~~⁵, Employer hereby agrees to employ Employee as County Administrator and as County Attorney of Cumberland County to perform the functions and duties specified in and consistent with § 15.2-1539, 15.2-1541, and 15.2-1542 of the Code of Virginia; the duties and responsibilities set forth and consistent with the County Administrator's job

description attached hereto, previously adopted by the Cumberland County Board of Supervisors and incorporated herein by this reference; and such other legally permissible and proper duties and functions consistent with the Office of the County Administrator and the Office of the County Attorney as the Board may from time to time assign.

Section 2. Term.

- A. This term of this Agreement shall begin on April 1, 201~~7~~⁵ and shall terminate on March 31, 20~~17~~¹⁷, and shall continue subject to the terms and conditions set forth in this Section 2 and in Section 4 below.
- B. Nothing in this Agreement shall prevent, limit, or otherwise interfere with the right of the Employer to terminate the services of the Employee at any time, subject to the terms set forth in Section 4 below. The employment relationship shall be at-will, and the Employee may be terminated for any reason or no reason with or without notice or cause, subject to the terms set forth in Section 4.
- C. Nothing in this Agreement shall prevent, limit, or otherwise interfere with the right of the Employee to resign at any time from her position with the Employer, subject only to the provisions set forth in this Agreement.

Section 3. Suspension.

Employer may suspend the Employee with full pay and benefits at any time during the term of employment if a majority of the Board and the Employee agree. Employer may suspend the Employee without pay or benefits at any time during the term of employment if a majority of the Board votes to suspend the Employee for just cause, provided, however, the Employee shall have been given written notice setting forth the reason or reasons at least ten (10) days prior to the effective date of any such suspension or hearing that the Board may wish to conduct with the Employee regarding possible suspension.

For purposes of this Section 3, the term "just cause" shall include, but may not be limited to, material breach of this Agreement; conviction of a crime of moral turpitude; -willful non-compliance with a directive, policy, or regulation of the Board of Supervisors; or conviction of a felony.

Section 4. Termination and Severance Pay.

- A. Except as otherwise provided in Section 4, in the event Employee is terminated by the Board before expiration of the aforesaid term of this Agreement and during such term the Employee is willing and able to perform her duties under this Agreement, then in that event the Employer agrees to pay the Employee a lump sum equal to one hundred eighty ninety (9180) days of the then-current salary as severance pay. In accepting such severance pay, Employee agrees to waive and release Employer from any and all claims, disputes, or actions against Employer or Board, including, but not limited to, claims, disputes, or actions for wrongful discharge, termination, breach of contract, or discrimination.
- B. Upon notice to the Board of Supervisors of Employee's material breach of this Agreement, Employee voluntarily or involuntarily filing for bankruptcy or insolvency, Employee's disbarment or no longer being in active, good standing with the Virginia State Bar, the Employee's misappropriation of funds or conviction of a crime or offense that would, in the sole determination of the Board, impair the ability of the Employee to perform her functions hereunder, Employer may terminate Employee immediately and Employer shall have no obligation to pay the severance pay set forth in Section 4.A.
- C. In the event the Employee voluntarily resigns her position with the Employer before the expiration of the aforesaid term of this Agreement, then the Employee shall give to the Employer one hundred eighty ninety (9180) days written notice in advance, unless Employer otherwise agrees. No severance pay shall be due under such resignation.
- D. In the event that the Employer at any time during the term of this Agreement reduces the salary or employee benefits of the Employee in a greater percentage than it does for all other employees of the Employer, or the Employee resigns following a suggestion from the Board that she resign, then in that event Employee may, at her option, be deemed to be "terminated" at the date of such reduction or request for resignation and the provisions covering severance pay shall apply.
- E. Employee shall be entitled to payment for accumulated sick and annual leave balances regardless of the method of termination and separation and in addition to the severance pay set forth herein, provided such payment is consistent with, and in compliance with, the then-current provisions of the Employer's Personnel Manual.

Section 5. Disability.

Employer shall offer Employee short-term and long-term disability insurance as available to Employer's other employees, consistent with the then-current employee benefits package. If the Employee is permanently disabled or is otherwise unable to perform her duties under this Agreement because of sickness, accident, injury, mental incapacity or health for a period of beyond any accrued sick or annual leave and any leave as applicable under the Family Medical Leave Act, Employer shall have the option to terminate the Employee, subject to the severance pay provisions of Section 4.A. Employee shall be entitled to payment for accumulated sick and annual leave in addition to the severance pay set forth herein, provided such payment is consistent with, and in compliance with, the then-current provisions of the Employer's Personnel Manual.

Section 6. Salary.

Employer agrees to pay to Employee for her services rendered pursuant hereto an annual salary of One Hundred Forty-~~ninetwo~~ Thousand ~~N i n e~~ ~~S e v e n~~ Hundred ~~One and 15/100~~-~~Sixty-three~~ Dollars (\$149,901.1592,763) during the term of this Agreement. Such amount shall be payable in payment increments consistent with the times other employees of the Employer are paid. The Board reserves the right to increase this salary amount from time to time as it may determine by a majority vote, which salary increase shall be communicated -in writing to Employee and which writing shall constitute an amendment to this Agreement, all other provisions remaining unchanged.

Section 7. Performance Evaluation

- A. The Board may review and evaluate the performance of the Employee at least once a year in advance of the effective date of the annual operating budget. Said review and evaluation may be in accordance with specific criteria developed jointly by the Employer and Employee. Said criteria may be amended from time to time as the Board may determine after consultation with the Employee. Further, the Chairman may provide the Employee with a written summary statement of the findings of the Board and an adequate opportunity for the Employee to discuss her evaluation shall be provided.
- B. Annually, the Board may define such goals and objectives as they deem necessary for the proper operation of the County and in the attainment of the Board's policy objectives, and may further establish a relative priority among those goals and objectives. As a part of the evaluation of the Employee, the Board may consider the Employee's performance in working toward the attainment of those goals, objectives, and priorities.

Section 8. Hours of Work; Notice of Leave.

It is recognized that Employee must devote a great deal of time outside normal office hours to business of the Employer. However, Employee shall not be eligible for compensatory time, as may be available to other employees of Employer. In general, the Employee will make the Board aware when she will be taking eight (8) or more consecutive hours of time off. Notice to the Chairman or Vice Chairman shall be notice to the Board and can be verbal.

Section 9. Outside Activities.

Employee shall not engage in any non-Employer business without the prior written approval of the Board.

Section 10. Vacation and Sick Leave.

Employee shall accrue, and have credited to her account, vacation and sick leave at the same rate as other employees of the Employer, consistent with, and in compliance with, the then-current provisions of the Employer's Personnel Manual. Upon termination or resignation of the Employee, Employee shall be paid for all accumulated sick and annual leave regardless of the method of termination, subject to the provisions of Section 4 and consistent with, and in compliance with, the then-current provisions of the Employer's Personnel Manual.

Section 11. Disability, Health and Life Insurance.

Employer agrees to make available group life insurance, health insurance, dental insurance, and other employee benefits as are generally offered or paid for full-time salaried employees of the Employer, provided such insurance or benefits is consistent with, and in compliance with, the then-current provisions of such insurance or benefit programs.

Section 12. Retirement.

Employer agrees to provide Employee with the VRS Retirement benefits as is generally paid for full-time salaried employees of the Employer, provided such benefits are consistent with, and in compliance with, the then-current provisions of such benefit program. Further, the Employee shall be entitled to the benefits of Section 51.1-155.2 of the Code of Virginia, 1950, as amended, if applicable.

Section 13. Dues and Subscriptions.

The Employer agrees to budget and pay for professional dues and subscriptions of Employee necessary for her continued and full participation in national, state, and local associations and organizations and for the participation, advancement and good of the Employer, up to an annual amount not to exceed \$750.

Section 14. Professional Development.

- A. Employer hereby agrees to budget for travel expenses and subsistence of Employee for professional and official travel, meetings, and business, as mutually agreed upon between the Employee and the Employer. The Employer and Employee agree that the Virginia Association of Counties annual conference and Virginia Local Government Managers Association Conference are approved for participation by Employee.
- B. Employer hereby agrees to budget and reimburse Employee for her annual Virginia State Bar dues and for attendance, registration and associated travel costs as needed to maintain continuing legal education credits necessary to maintain Employee's status as an active member of the Virginia State Bar.
- C. In general, attendance and participation at national conferences will be only by Board approval.
- D. As a further condition of travel out of the County involving an absence of more than two (2) business days, the Employee shall be responsible for arranging, if possible, for another senior employee to be available during business hours and for the appropriate employee remaining on site to be given any authority necessary so that the business and affairs of the County may proceed smoothly and without interruption.

Section 15. General Expense.

Employer recognizes that certain expenses of a non-personal nature and generally job-related are incurred by the Employee and hereby agrees to pay said expenses, upon receipt of duly executed expense or petty cash vouchers, receipts, statements, or personal affidavits, consistent with, and in compliance with, the then-current provisions of the Employer's Personnel Manual.

Section 16. Liability Insurance.

Employer shall provide and pay for liability coverage of Employee, including attorney's fees and costs, against any tort, professional liability claim or demand or legal action, whether groundless or otherwise, arising out of an alleged act or omission occurring in the performance of Employee's duties. Employer will compromise or settle any claim or suit and pay the amount of any settlement or judgment rendered thereon, except where such claim, demand, or legal action is successful and insurance coverage is denied by the insurer.

Section 17. Bonding and Background Check.

Employee affirms her ability to be bonded and consents to a background check to confirm that Employee has not been convicted of a felony or other material matter that would violate the terms of this Agreement. Employer shall bear the full cost of a background check and for any fidelity or other bonds required of the Employee under any law or ordinance.

Section 18. Other Terms and Conditions of Employment.

- A. Except as otherwise provided in this Agreement, all provisions of County Ordinances and resolutions, Code of Virginia provisions, or rules and regulations of the Employer pertaining to working conditions -and work rules as they now exist or hereafter may be amended also shall apply to Employee.
- B. The Board, in consultation with Employee, shall fix any such other terms and conditions of employment as it may determine from time to time are beneficial and desirable, provided that such terms and conditions are not inconsistent with, or in conflict with, any law or ordinance.

Section 19. Reduction of Salary or Benefits.

Employer shall not at any time during the term of this Agreement reduce the salary or benefits of Employee except to the degree of such a reduction generally for all employees working for the Employer.

Section 20. General Provisions.

- A. The text herein shall constitute -the entire Agreement between the parties.
- B. This Agreement is an amendment and restatement of the Employment -Agreement entered into between the parties hereto dated March 15,2012.

- C. This Agreement shall not be assigned by either party or offered as security or collateral to any third party.
- D. This Agreement shall become effective on the Effective Date.
- E. If any provision or any portion thereof contained in this Agreement is held unconstitutional, invalid, or unenforceable, the remainder of the Agreement or portion thereof shall be deemed severable, shall not be affected, and shall remain in full force and effect.

IN WITNESS WHEREOF, the County of Cumberland, Virginia has caused this document to be signed and executed on its behalf by the Chairman of its Board and the Employee has signed and executed this Agreement effective as of the Effective Date first written above.

County of Cumberland, Virginia

Employee

By _____
Date: _____

Date: _____

** GENERAL FUND REVENUES**

Monthly Financial Report To Council For March 2017

	Estimated 2016/2017 Budget to Date -----	Actual 2016/2017 Budget to Date -----	(Over) or Under Budget to Date -----
Revenue			
Balance Forward		3,844,310.17	
Fund Revenue	38,733,101.90	41,300,355.49	(2,567,253.59)
Total Revenue	38,733,101.90	45,144,665.66	(6,411,563.76)
Expenditures			
* Board of Supervisors *	45,838.00	29,441.69	16,396.31
* County Administrator *	352,420.00	192,607.35	159,812.65
	5,000.00		5,000.00
* Legal Services *		54,405.57	(54,405.57)
* Independent Auditor *	34,500.00	33,132.50	1,367.50
* Commissioner of Revenue *	229,771.00	156,867.31	72,903.69
* Treasurer *	277,133.00	175,997.22	101,135.78
* Accounting *	115,032.00	83,467.65	31,564.35
* Data Processing *	216,064.28	200,392.94	15,671.34
* Electoral Board *	25,076.00	22,324.32	2,751.68
* Registrar *	84,556.00	62,513.54	22,042.46
* Circuit Court *	14,810.00	1,518.37	13,291.63
* General District Court *	10,210.00	1,976.20	8,233.80
* Magistrate *	670.86	183.28	487.58
* Clerk of Circuit Court *	222,117.00	139,362.83	82,754.17
* Law Library *	1,000.00	849.46	150.54
		175.00	(175.00)
* Victim and Witness Assistance *	87.00	10,064.11	(9,977.11)
* Commonwealth's Attorney *	207,854.00	138,129.74	69,724.26
* Sheriff *	1,511,472.90	1,085,940.63	425,532.27
* School Resource Officer *	62,016.00	42,324.46	19,691.54
* E911 *	23,100.00	17,601.07	5,498.93
Cumberland Vol.FIRE DEPT	39,500.00	78,247.99	(38,747.99)
Cartersville Volun.	39,500.00	39,500.00	
Cumberland Vol. Rescue Squad	39,500.00	140,846.43	(101,346.43)
Prince Edward Vol. Rescue Squad	9,500.00	9,500.00	
Randolph Fire Dept.	39,500.00	39,500.00	
Cartersville Vol. Rescue Squad	37,970.00	37,970.00	
Chesterfield Med-Flight Program	300.00	7,626.13	(7,326.13)
* Forestry Service *	8,705.00	8,705.34	(.34)
* CUMBERLAND FIRE & EMS *	17,102.00	3,972.37	13,129.63
* Probation Office *	1,241.00	578.14	662.86
* Correction & Detention *	275,000.00	198,197.22	76,802.78
* Building Inspections *	113,265.00	86,611.56	26,653.44
* Animal Control *	112,346.00	74,438.95	37,907.05
* Medical Examiner *	200.00		200.00
* Refuse Disposal *	596,376.00	396,020.80	200,355.20
* General Properties *	681,038.00	432,114.35	248,923.65
* Supplement of Local Health Dept *	98,753.00	69,064.09	29,688.91
* Chapter 10 Board - Crossroads *	34,000.00	34,000.00	
* CSA Management *	31,517.00	24,928.81	6,588.19
* Community Colleges *	7,000.00	11,137.00	(4,137.00)

** GENERAL FUND REVENUES**

Monthly Financial Report To Council For March 2017

	Estimated 2016/2017 Budget to Date -----	Actual 2016/2017 Budget to Date -----	(Over) or Under Budget to Date -----
Expenditures			
* Recreation *	64,699.00	23,355.36	41,343.64
* Local Library *	115,450.00	115,450.00	
* Planning Commission *	9,950.00	7,876.30	2,073.70
* Planning/Zoning Dept. *	67,403.00	43,167.81	24,235.19
* Community & Economic Developmnt *	19,052.00	12,543.02	6,508.98
* Board of Zoning Appeals *	650.00		650.00
Clothes Closet		47.92	(47.92)
	10,570.00		10,570.00
* Farmville Area Chamber of Commerc	1,500.00	1,500.00	
* Longwood Small Bus. Dev. Ctr. *	3,000.00	3,000.00	
* Southside Violence Prevention *	5,000.00	5,000.00	
Peter Francisco SWD	10,000.00	10,000.00	
* Extension Agents *	50,563.00	23,610.11	26,952.89
	2,500.00	2,500.00	
* NONDEPARTMENTAL *	16,000.00	3,924.10	12,075.90
TRANSFERS	8,094,568.00	4,346,379.07	3,748,188.93
COMMONWEALTH'S ATTORNEY		3,853.15	(3,853.15)
SHERIFF	55,000.00	2,800.00	52,200.00
HEALTH INSURANCE	2,100,000.00	1,719,105.46	380,894.54
DENTAL INSURANCE	132,875.00	79,673.08	53,201.92
PATIENT CENTERED OUTCOME FEE(PCOR)		11,696.59	(11,696.59)
* Administration *	1,302,121.00	812,944.24	489,176.76
	15,005,885.00	8,707,789.91	6,298,095.09
	1,160,759.00	612,544.50	548,214.50
* MAINTENANCE - GENERAL PROPERTIES*		14,185.00	(14,185.00)
* Vehicle Upgrades & Replacement *		33,941.26	(33,941.26)
Randolph Community Center		12,152.75	(12,152.75)
ELEMENTARY SCHOOL		14,928.00	(14,928.00)
		66,293.57	(66,293.57)
* Elementary School - Lit Loan *	221,667.00	221,666.67	.33
* COPS97 Loan *	373,788.00	373,787.50	.50
* High/Middle School - VPSA Loan *	922,501.00	922,500.23	.77
* HS/MS-VPSA LOAN #2 *		129,007.76	(129,007.76)
PUBLIC FACILITY NOTE 2009	389,759.00	328,698.84	61,060.16
* AMERESCO *	145,952.00	145,952.00	
* SunTrust Loan-HS/MS *	1,491,402.00	17,166,143.93	(15,674,741.93)
* Suntrust Loan - Courthouse *	248,697.00	248,558.89	138.11
	500,000.00	405,917.58	94,082.42
* SEWER FUND - Enterprise Fund *	311,415.00	202,117.21	109,297.79
* WATER FUND - ENTERPRISE FUND *	130,425.00	91,824.73	38,600.27
COMMUNITY CENTER PURCHASE	125,314.00	89,003.97	36,310.03
MADISON INDUSTRIAL PARK		575,996.58	(575,996.58)
	23,500.00	15,666.71	7,833.29
		598.50	(598.50)
Total Expenditure	38,733,006.04	41,749,936.72	(3,016,930.68)
Total Revenues			
Less Total Expenditures	95.86	3,394,728.94	(3,394,633.08)

ACCT#	DESCRIPTION	BUDGET AMOUNT	APPR. AMOUNT	CURRENT AMOUNT	Y-T-D AMOUNT	ENCUMBRANCE AMOUNT	UNENCUMBERED BALANCE	REMAINING
		.00	.00	.00	.00	.00	.00	.00
--FINAL TOTAL--								

ACCT#	DESCRIPTION	BUDGET AMOUNT	APPR. AMOUNT	CURRENT AMOUNT	Y-T-D AMOUNT	BALANCE	UNCOLLECTED
FUND #-170							
1902	HEALTH INSURANCE CONTRIBUTIONS	2,110,000.00	2,110,000.00	417,502.26	1,643,600.00	456,400.00	22.10
2000	DENTAL INSURANCE CONTRIBUTIONS	116,600.00	116,600.00	23,629.32	90,465.40	26,134.60	22.41
2002	BALANCE FORWARD	6,275.00	6,275.00	.00	.00	6,275.00	100.00
	--FUND TOTAL--	2,232,875.00	2,232,875.00	441,131.58	1,734,065.40	498,809.60	22.33
FUND #-201							
1899	* Miscellaneous Revenue *	.00	.00	248.28	2,335.23	2,335.23	100.00
2401	* Welfare *	170,646.00	170,646.00	.00	217,473.36	46,827.36	27.44
3305	* Social Services *	812,406.00	812,406.00	.00	329,354.35	483,051.65	59.45
4105	* Fund Transfers *	319,069.00	319,069.00	.00	164,028.00	155,041.00	48.59
	--FUND TOTAL--	1,302,121.00	1,302,121.00	248.28	713,190.94	588,930.06	45.22
FUND #-205							
1803	* Expenditure Refunds *	.00	.00	25,128.40	152,181.77	152,181.77	100.00
1899	* Miscellaneous Revenue *	287,299.00	287,299.00	.00	9,241.59	278,057.41	96.78
2402	* State Education *	9,227,170.00	9,227,170.00	865,351.54	5,567,437.41	3,659,732.59	39.66
2403	ACADEMIC REVIEWS (I-READY)	.00	.00	.00	2,500.00	2,500.00	100.00
2404	ALTERNATIVE ASSESSMENT ASSIST	.00	.00	508.95	2,024.50	2,024.50	100.00
3302	* Education *	1,716,997.00	1,716,997.00	83,250.33	802,724.40	914,272.60	53.24
4105	* Fund Transfers *	3,774,419.00	3,774,419.00	.00	1,898,859.50	1,875,559.50	49.69
	--FUND TOTAL--	15,005,885.00	15,005,885.00	974,239.22	8,434,969.17	6,570,915.83	43.78
FUND #-207							
1501	* INTEREST ON BANK DEPOSITS *	.00	.00	.00	1,138.75	1,138.75	100.00
1899	** MISC REVENUE **	.00	.00	.00	2,787.70	2,787.70	100.00
1901	** LOCAL CONTRIBUTIONS **	464,560.00	464,560.00	.00	422,061.04	42,498.96	9.14
2404	** STATE FUNDS **	696,199.00	696,199.00	113,344.60	113,344.60	582,854.40	83.71
	--FUND TOTAL--	1,160,759.00	1,160,759.00	113,344.60	539,332.09	621,426.91	53.53
FUND #-302							
1501	* Interest On Bank Deposits *	.00	.00	.00	15.50	15.50	100.00
	--FUND TOTAL--	.00	.00	.00	15.50	15.50	100.00
FUND #-401							
1501	**INTEREST**	24,000.00	24,000.00	.00	24,693.28	693.28	2.88
4104	PROCEEDS FROM INDEBTEDNESS	.00	.00	.00	17,301,562.15	17,301,562.15	100.00
4105	** Transfers **	3,769,766.00	3,769,766.00	.00	2,202,177.57	1,567,588.43	41.58
	--FUND TOTAL--	3,793,766.00	3,793,766.00	.00	19,528,433.00	15,734,667.00	414.75

ACCT# DESCRIPTION

BUDGET AMOUNT

APPR. AMOUNT

CURRENT AMOUNT

Y-T-D AMOUNT

BALANCE UNCOLLECTED

FUND #

2404

350,000.00

99,542.75

347,168.18

2,831.82

4105

150,000.00

.00

.00

150,000.00

-- FUND TOTAL--

500,000.00

99,542.75

347,168.18

152,831.82

30.56

FUND #

1501

.00

.00

27.78

27.78

1619

416,000.00

36,008.68

253,855.93

162,144.07

1620

10,200.00

532.31

5,221.87

4,978.13

1630

15,640.00

1,496.50

10,814.90

4,825.10

1803

.00

.00

732.00

732.00

-- FUND TOTAL--

441,840.00

38,037.49

270,652.48

171,187.52

38.74

FUND #

1501

.00

.00

477.61

477.61

-- FUND TOTAL--

.00

.00

477.61

477.61

477.61

FUND #

1501

.00

.00

69.68

69.68

-- FUND TOTAL--

.00

.00

69.68

69.68

69.68

FUND #

1200

.00

.00

3,540.00

3,540.00

1501

.00

.00

3.40

3.40

-- FUND TOTAL--

.00

.00

3,543.40

3,543.40

3,543.40

FUND #

1200

.00

.00

10,224.00

10,224.00

1501

.00

.00

27.06

27.06

-- FUND TOTAL--

.00

.00

10,251.06

10,251.06

10,251.06

FUND #

1501

.00

.37

2.50

2.50

-- FUND TOTAL--

.00

.37

2.50

2.50

2.50

3/09/2017 *G1060AA* CUMBERLAND CO PAGE 5
 REVENUE SUMMARY TIME 10:19
 7/01/2016 - 3/09/2017

ACCT#	DESCRIPTION	BUDGET AMOUNT	APPR. AMOUNT	CURRENT AMOUNT	Y-T-D AMOUNT	BALANCE UNCOLLECTED
FUND #-715						
1899	Rent of General Property	44,000.00	44,000.00	8,150.00	36,675.00	7,325.00 16.64
2404	**GRANT FUNDS**	.00	.00	.00	85,733.00	85,733.00- 100.00-
4105	Transfer from General Fund	81,314.00	81,314.00	.00	81,314.00	.00 .00
	--FUND TOTAL--	125,314.00	125,314.00	8,150.00	203,722.00	78,408.00- 62.56-
FUND #-733						
1899	* Miscellaneous Revenue *	20,000.00	20,000.00	.00	12,963.53	7,036.47 35.18
3305	*FEDERAL FUNDS*	3,500.00	3,500.00	1,750.00	1,750.00	1,750.00 50.00
	--FUND TOTAL--	23,500.00	23,500.00	1,750.00	14,713.53	8,786.47 37.38
	--FINAL TOTAL--	38,724,627.00	38,733,101.90	2,349,075.06	41,300,355.49	2,567,253.59- 6.62-

TIME

ENCUMBRANCE

AMOUNT

Y-T-D

CURRENT

AMOUNT

BUDGET

AMOUNT

ACCT#

DESCRIPTION

650.00

650.00

.00

.00

.00

650.00

.00

650.00

Board of Zoning Appeals *

81400

.00

47.92

.00

47.92

.00

10,570.00

10,570.00

Transportation

81513

1,500.00

1,500.00

.00

.00

1,500.00

750.00

1,500.00

* Farmville Area Chamber of Commere

81535

3,000.00

3,000.00

.00

.00

3,000.00

1,500.00

3,000.00

* Longwood Small Bus. Dev. Ctr. *

81541

5,000.00

5,000.00

.00

.00

5,000.00

2,500.00

5,000.00

* Southside Violence Prevention *

81542

10,000.00

10,000.00

.00

.00

10,000.00

5,000.00

10,000.00

* Peter Francisco SMD*

82401

23,610.11

23,610.11

.00

.00

23,610.11

11,309.78

50,563.00

* Extension Agents *

83500

2,500.00

2,500.00

.00

.00

2,500.00

1,250.00

2,500.00

holiday lake 4-h educational center

83501

16,000.00

16,000.00

.00

.00

16,000.00

282.46

16,000.00

* NONDEPARTMENTAL *

90000

8,094,568.00

8,094,568.00

.00

.00

4,346,379.07

.00

8,740,565.21

TRANSFERS

93100

5,351,380.83

5,351,380.83

.00

.00

.00

626,858.25

14,091,946.04

--FUND TOTAL--

37.97

37.97

3,853.15

3,853.15

.00

.00

.00

55,000.00

55,000.00

COMMONWEALTH'S ATTORNEY

22100

52,200.00

52,200.00

94.90

.00

.00

.00

2,800.00

55,000.00

SHERIFF

31200

48,346.85

48,346.85

87.90

.00

.00

.00

6,653.15

55,000.00

--FUND TOTAL--

87.90

87.90

380,894.54

380,894.54

.00

.00

.00

2,100,000.00

2,100,000.00

HEALTH INSURANCE

62100

1,719,105.46

1,719,105.46

18.13

.00

.00

.00

132,875.00

132,875.00

DENTAL INSURANCE

63100

79,673.08

79,673.08

40.03

.00

.00

.00

8,444.92

132,875.00

PATIENT CENTERED OUTCOME FEE(PCOR)

64100

11,696.59

11,696.59

100.00-

.00

.00

.00

11,696.59

132,875.00

--FUND TOTAL--

18.91

18.91

489,176.76

489,176.76

.00

.00

.00

1,302,121.00

1,302,121.00

Administration *

53100

812,944.24

812,944.24

37.56

.00

.00

.00

100,001.58

1,302,121.00

--FUND TOTAL--

37.56

37.56

6,298,095.09

6,298,095.09

.00

.00

.00

15,005,885.00

15,005,885.00

GOVERNOR'S SCHOOL EXPENDITURES

61100

6,298,095.09

6,298,095.09

41.97

.00

.00

.00

1,247,059.96

15,005,885.00

--FUND TOTAL--

41.97

41.97

548,214.50

548,214.50

.00

.00

.00

1,160,759.00

1,160,759.00

GOVERNOR'S SCHOOL EXPENDITURES

61100

612,544.50

612,544.50

47.22

.00

.00

.00

93,588.89

1,160,759.00

--FUND TOTAL--

47.22

47.22

FUND # -150

FUND # -170

FUND # -201

FUND # -205

FUND # -207

CUMBERLAND CO
EXPENDITURE SUMMARY

7/01/2016 - 3/09/2017

GL060AA

ACCT# DESCRIPTION BUDGET AMOUNT APPR. AMOUNT CURRENT AMOUNT Y-T-D AMOUNT ENCUMBRANCE AMOUNT UNENCUMBERED BALANCE UNENCUMBERED %

FUND # -302

94325 * MAINTENANCE - GENERAL PROPERTIES * .00 .00 14,185.00 .00 14,185.00- 100.00-

94337 * Vehicle Upgrades & Replacement * .00 .00 33,941.26 .00 33,941.26- 100.00-

94380 *Randolph Community Center* .00 .00 12,152.75 .00 12,152.75- 100.00-

95101 **ELEMENTARY SCHOOL** .00 .00 14,928.00 .00 14,928.00- 100.00-

95150 Real Property Acquisition .00 .00 66,293.57 .00 66,293.57- 100.00-

-- FUND TOTAL-- .00 14,185.00 141,500.58 .00 141,500.58- 100.00-

FUND # -401

67200 * Elementary School - Lit Loan * 221,667.00 221,667.00 .00 221,666.67 .33 .00

67400 * COPS97 Loan * 373,788.00 373,788.00 .00 373,787.50 .50 .00

67500 * High/Middle School - VPSA Loan * 922,501.00 922,501.00 .00 922,500.23 .77 .00

67600 * HS/MS-VPSA LOAN #2 * .00 .00 129,007.76 .00 129,007.76- 100.00-

67700 PUBLIC FACILITY NOTE 2009 389,759.00 389,759.00 15,067.63 328,698.84 15.66 .00

67800 * AMERESCO * 145,952.00 145,952.00 .00 145,952.00 .00 .00

95600 * SunTrust Loan-HS/MS * 1,491,402.00 1,491,402.00 .00 1,491,402.00 .00 51.00-

95700 * Suntrust Loan - Courthouse * 248,697.00 248,697.00 .00 248,558.89 138.11 .05

-- FUND TOTAL-- 3,793,766.00 3,793,766.00 15,067.63 19,536,315.82 414.95-

FUND # -500

53900 500,000.00 500,000.00 .00 405,917.58 94,082.42 18.81

-- FUND TOTAL-- 500,000.00 500,000.00 .00 405,917.58 94,082.42 18.81

FUND # -501

94900 * SEWER FUND - Enterprise Fund * 311,415.00 311,415.00 26,988.36 202,117.21 109,297.79 35.09

95900 * WATER FUND - ENTERPRISE FUND * 130,425.00 130,425.00 8,762.08 91,824.73 38,600.27 29.59

-- FUND TOTAL-- 441,840.00 441,840.00 35,750.44 293,941.94 147,898.06 33.47

FUND # -715

81610 COMMUNITY CENTER PURCHASE 125,314.00 125,314.00 9,210.05 89,003.97 36,310.03 28.97

81620 MADISON INDUSTRIAL PARK .00 .00 575,996.58 .00 575,996.58- 100.00-

-- FUND TOTAL-- 125,314.00 125,314.00 9,210.05 665,000.55 539,686.55- 430.66-

FUND # -733

53010 23,500.00 23,500.00 276.36 15,666.71 7,833.29 33.33

-- FUND TOTAL-- 23,500.00 23,500.00 276.36 15,666.71 7,833.29 33.33

-- FINAL TOTAL-- 38,724,627.00 38,733,006.04 2,395,757.69 41,749,315.32 3,016,309.28- 7.78-



DATE: March 6, 2017
TO: Cumberland County Board of Supervisors
FROM: Nicci Edmondston 
RE: March 14, 2017 Board Agenda Item
Appropriation Request

Recommendation

Appropriation request of funds, in the amount of \$18,975.40, for Virginia Circuit Court Records Preservation – Library of Virginia from budget code 3-100-002404-0019 to budget code 4-100-021600-3172.

Information

Cumberland County Circuit Court Clerk's Office has received a grant from the Virginia Circuit Court Records Preservation Program for the restoration of three books. The money for this project is fully reimbursed to the County by the Library of Virginia, and funds were received electronically by the Treasurer of Virginia.

3-100-002404-0019 (Records Preservation Grant – Circuit Court)	\$18,975.40-
4-100-021600-3172 (Record Books & Restoration)	\$18,975.40+

Request For Appropriation

Department: Clerk's Office

Code: 21600

Appropriate from:

Code	Item	Amount
Va. Circuit Court Records Preservation Program-Library of VA		\$18,795.40

Appropriate to:

Code	Item	Amount
3172	Record Book and Restoration	\$18,795.40

Reason for Request:

I received a grant from the Virginia Circuit Court Records Preservation Program for the restoration of three books. The money for this project is totally reimbursed to the County by this program, and the funds were received electronically by the Treasurer.

Sarah A. Spry

Signature

2/8/17

Date

Approved:

Board of Supervisors

Date

Invoice

KOFILE TECHNOLOGIES

(Formerly Known as Kofile Preservation, Inc. and
Kofile Solutions, Inc.)

PO BOX 541028
DALLAS, TX 75354

Invoice No	Page
217092	1
Invoice Date	
1/15/2017	

Bill To:

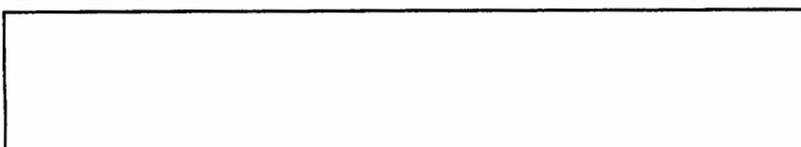
Cumberland County
Sarah A Spry, Clerk of the Circuit Court
1 Courthouse Circle
Cumberland, VA 23040

Ship To:

Cumberland County
Sarah A Spry, Clerk of the Circuit Court
1 Courthouse Circle
Cumberland, VA 23040

Customer No	Order Number	Customer PO	Payment Terms	Sales Rep
VACUMC	6110058	LVA RECORDS GRANT	Net 30 Days	611 Caskie Graphics

Quantity	Item No	Description	Unit Price	Extended Price
1.0000	20020	Deed Book 13, 1814-1820	4,217.7000	4,217.70
1.0000	20020	Deed Book 11, 1807-1812	7,430.2000	7,430.20
1.0000	20020	Deed Book 8, 1797-1801	7,147.5000	7,147.50



Subtotal:	18,795.40
Freight:	0.00
Sales tax:	0.00
Total Invoice Amount	18,795.40



DATE: March 9, 2017
TO: Cumberland County Board of Supervisors
FROM: Nicci Edmondston
RE: March 14, 2017 Board Agenda Item
Appropriation Request

Recommendation

Appropriation request of funds for purchase of tactical helmets, requested by sheriff's department, to budget code 4-100-031200-6010.

Information

Request for purchase of tactical helmets via sheriff's department. Funds to be appropriated from 3-100-001899-0042 to budget code 4-100-031200-6010.

Request For Appropriation

Department: SHERIFF'S OFFICE

Code: 31200-

Appropriate from:

Code	Item	Amount
MISCSH	MISC SHERIFF	\$1,642.00

Appropriate to:

Code	Item	Amount
31200-6010	POLICE SUPPLIES	\$1,642.00

Reason for Request:

TO PURCHASE TACTICAL HELMETS FOR THE DEPUTY SHERIFFS

Darrell L. Hodges / M. Black

Signature

3/6/17

Date

Approved:

Board of Supervisors

Date



DATE: March 9, 2017
TO: Cumberland County Board of Supervisors
FROM: Vivian Seay Giles
RE: RFP for CAD System

Recommendation

Approve the Award for RFP to ID Network, Inc. for the Cumberland County Computer Aided Dispatch (CAD), Mobile Client, Law Enforcement Records Management Software (RMS) Solution for the Sheriff's Department.

Information

The following chart outlines the submitted bids.

Cumberland County
RFP #02-03-2017
Bid Opening 8:30 a.m. Friday, February 3, 2017
County Administration Building

Bid Tabulation

Contractor's Name	Date Received	Complete Bid	Bid Amount
Southern Software Inc.	February 10, 2017 @ 2:52 p.m.	Compliant	\$159,509.00
BeeON Solutions	February 10, 2017 @ 1:37 p.m.	Non-compliant	
ID Networks, Inc.	February 13, 2017 @ 11:08 p.m.	Compliant	\$138,700.00

**Planning Projects:
March 2017**

Zoning:		
<i>Pending Zoning Questions and Requests</i>		
<i>CUP's and Rezoning Requests</i>		
HJ Emerald Enterprises	1368 Columbia Road	The applicant seeks a CUP for the use of the property as a store, with an apartment in the rear.
Mill Race Subdivision	TBD Almond Lane	The applicant seeks rezoning of three subdivision lots from M-2 with CUP to A-2. The Planning Commission held a public hearing on November 28, 2016 and has deferred action.
Brock Construction, Inc.	145 Winding River Road (off of River Road)	Ian Brock is requesting a CUP to operate a construction company in an A-2 district. The Planning Commission anticipates a public hearing in March or April of 2017, depending on the timing of receiving a site plan for the proposal. There will also be a companion code amendment.
<i>Zoning Compliance Issues-</i> Three cases under legal review. Three property owners notified of violations.		
Comprehensive Plan Amendment (Northern Area):		
Staff is hoping to schedule a series of visioning meetings during the months of February and March.		
Subdivisions:		
<i>Approved Subdivisions</i>		
David M. and Vertia Jamerson	Anderson Highway	Subdivision of one lot.
<i>Approved Lot Line Adjustments</i>		
Jerry Payne	73 Oak Forest Road	Lot line adjustments between two parcels.
<i>Pending Subdivisions</i>		
Pearl Mayers	Morningside Drive	Subdivision of one lot.
Other Regulatory Functions:		
<i>Erosion and Sediment Control Applications</i>		
Henrico County-Thalle	Cobbs Creek	Contractors that worked to complete the utility corridor clearing are completing stabilization of the corridor and preparing to leave the site.
Henrico County-Primoris	Cobbs Creek	Pipeline relocation is in its final stages. Site is undergoing stabilization.
Henrico County-Dam & Buildings	Cobbs Creek	Erosion and Sediment Control plans for the rest of the construction on-site have been reviewed and approved.
Mayo Home	1150 Old Buckingham Road	Agreement in Lieu of a Plan for a Single Family Home.

Code Amendment Questions		
One Room Schoolhouses	Countywide	Approved.
Encroachments	Countywide	Clarify intent of Ordinance in allowing certain encroachments into required setbacks. The Planning Commission will held a public hearing in February and recommends approval to the Board unanimously. The Board has a public hearing set and advertised for March 14.
Contractor as a CUP in the A-2 district	Countywide	There is an applicant who would like to run his contractor business in an area of the county that is zoned A-2. The Commission is willing to consider his request in conjunction with an ordinance amendment to add the use as a conditional use in the A-2, rather than rezone an agricultural area to an industrial classification. The applicant has not yet completed an application.
Watershed Protection Ordinance	Cobbs Creek Reservoir Watershed	The Henrico County Attorney's office is currently working on a draft Ordinance amendment in consultation with county staff.
Definitions	Countywide	An update should happen as part of mixed use district. The first draft was completed as part of the initial review of the Ordinance for the mixed use district. Deferred by the Planning Commission until completion of CCR Plan Amendment.
Business uses	Countywide	All business uses should be inclusive as the Ordinance moves from a less intensive to a more intensive business zone. In other words, all uses in the B-3 should be included in B-2, and so on. Deferred by the Planning Commission until completion of CCR Plan Amendment.
Overlay district standards	Anderson Highway between 45 and 45	Standards to require improved appearance in mixed use district around the Courthouse. Deferred by the Planning Commission until completion of CCR Plan Amendment.
Mixed Use Zoning District	Cumberland Road and Anderson Highway	Combine uses in B-3 and R-2 for a mixed use district. Deferred by the Planning Commission until completion of CCR Plan Amendment.



MEMO

To: Board of Supervisors, Cumberland County
Vivian Seay Giles, County Administrator/Attorney

From: Sara Carter, Planning Director

Date: March 7, 2017

Re: **CUP #17-01 HJ Emerald Enterprises, LLC**
Tax Map Parcel #6-A-8
Address: 1368 Columbia Road
A-2 Agriculture
CUP request for store

HJ Emerald Enterprises LLC is requesting a CUP for a general store with a dwelling unit in the rear in an A-2 Agricultural district. The parcel is 1.999 acres and has an existing structure that has been used as a store in the past, as well as a residence.

The Planning Commission is planning to hold a public hearing on March 27, 2017, and anticipates forwarding the application to the Board for their April meeting.

Staff recommends that the Board set a public hearing for April 11, 2017 for a Conditional Use Permit to allow a change of uses at 1936 Cartersville Road.

Mr. Chairman, I move that the Cumberland County Board of Supervisors adopt the resolution provided and that each member certify 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, (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Cumberland County Board of Supervisors, and (iii) no action was taken in closed session regarding the items discussed.

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

A motion was made by Supervisor _____ adopted by the following vote:

Mr. Osl -
Mr. Banks -
Mr. Ingle -
Mr. Meinhard -
Mr. Wheeler -

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.

Treasurer's Office

Outstanding Collections Report

February 28, 2017

Real Estate

	<u>As of 1/31/17</u>	<u>As of 2/28/17</u>	<u>Change</u>	<u>% Collected</u>	<u>Abatements/ Exonerations</u>
2000-2005	\$ 5,646.16	\$ 5,638.67	\$ 7.49	0.13%	
2006	4,442.05	4,427.83	14.22	0.32%	
2007	7,021.73	7,021.73			
2008	9,869.00	9,819.18	49.82	0.50%	
2009	13,143.28	12,989.49	153.79	1.17%	
2010	24,254.51	24,245.75	8.76	0.03%	
2011	45,608.79	45,076.52	532.27	1.17%	
2012	76,243.48	74,844.30	1,399.18	1.83%	
2013	117,006.37	114,569.13	2,437.24	2.08%	
2014	149,235.73	145,887.64	3,348.09	2.24%	
2015	212,772.51	208,405.43	4,367.08	2.05%	
2016	396,112.84	364,639.82	31,473.02	7.94%	
Total	\$ 1,061,356.45	\$ 1,017,565.49	\$ 43,790.96		

Personal Property

	<u>As of 1/31/17</u>	<u>As of 2/28/17</u>	<u>Change</u>	<u>% Collected</u>	<u>Abatements/ Exonerations</u>
2012	\$ 30,949.90	\$ 30,813.94	\$ 135.96	0.44%	
2013	32,416.35	32,336.02	80.33	0.25%	
2014	41,321.09	40,068.14	1,252.95	3.03%	\$ 32.72
2015	79,717.71	72,500.56	7,217.15	9.05%	31.40
2016	495,413.38	430,586.54	63,348.59	12.79%	3,033.80
Total	\$ 679,818.43	\$ 606,305.20	\$ 72,034.98		

Collection Rates - As of February 28, 2017

Real Estate:

	Current Collection %	Prior Year %	Change
Tax Year - 2015	96.24%	96.28%	- 0.04%
Tax Year 2016	93.80%	93.84%	- 0.04%

Personal Property:

	Current Collection %	Prior Year %	Change
Tax Year - 2015	97.44%	97.59%	- 0.15%
Tax Year - 2016	86.09%	86.16%	- 0.07%

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUS BALANCE	DEBIT	CREDIT	ENDING BALANCE
* TREASURER'S ACCOUNTABILITY *					
ASSETS					
100-0000	CASH IN OFFICE	1,000.00			1,000.00
100-0105	C&F BANK - CHECKING	750,000.00			750,000.00
100-0115	C&F BANK - INVESTMENT ACCT	2,312,424.70	2,803,235.32	2,803,235.32	780,640.30
100-0120	C&F BANK - SAVINGS ACCT	38,571.68	1,312.59	1,533,096.99	41,174.29
100-0121	C&F BANK - IPR ACCOUNT	14,058.96	2,606.78	4.17	14,058.96
100-0122	ESSEX BANK - CD	1,848,936.00			1,848,936.00
100-0125	C&F BANK - FAF (JUSTICE)	15,594.19			15,594.19
100-0126	C&F BANK - FAF (TREASURY)				
100-0128	NEW HORIZON BANK-MONEY MKT	234,709.52	79.74		234,789.26
100-0131	FIRST BANK	104,812.83	74.95		104,887.78
100-0137	LOCAL GOV INVESTMENT POOL	5,303.17	3.63		5,306.80
100-0140	RIVER COMM BANK - CERT. OF DEPOSIT				
100-0141	FIRST BANK/SEWER RESERVE	124,227.63	88.83		124,316.46
100-0142	FIRST BANK/WATER RESERVE	18,124.90	12.96		18,137.86
100-0143	C&F BANK/ASSET FORFEITURE (SAF)	66,626.78			66,626.78
100-0144	C&F BANK-IDA RD OES DSR	73,639.27			73,639.27
100-0145	C&F BANK-GOVERNOR'S SCHOOL FUND	344,277.96	107.16	68,490.22	275,894.90
100-0146	C&F BANK-WATERLINE EXT DSR ACCT	10,630.01			10,630.01
100-0155	RETURNED CHECKS	575.87			575.87
100-0160	E & S CONTROL BOND ESCROW	264,995.67			264,995.67
	ASSETS	6,228,509.14	2,807,521.96	4,404,826.70	4,631,204.40
	TOTAL ASSETS	6,228,509.14	2,807,521.96	4,404,826.70	4,631,204.40

REVENUE FUND BALANCES					
300-0000	GENERAL FUND BALANCE	5,713,484.22			4,554,318.63
300-0100	ECONOMIC DEVELOPMENT FUND	38,871.00		411,640.15	38,871.00
300-0120	ASSET FORFEITURE FUND BALANCE	78,279.99			78,279.99
300-0150	HEALTH INSURANCE FUND	154,016.60	264,216.15	5,405.17	104,794.38
300-0170	SOCIAL SERVICES FUND BALANCE		104,192.80	104,192.80	
300-0201	SCHOOL CONTINGENCY FUND				
300-0204	SCHOOL FUND BALANCE				
300-0205	GOVERNOR'S SCHOOL FUND (GSSV)	344,277.96	1,127,651.83	1,127,651.83	275,894.90
300-0207	CAPITAL PROJECTS FUND BALANCE	113,036.08	68,490.22	107.16	113,036.08
300-0401	DEBT SERVICE FUND				
300-0500	COMPREHENSIVE SERVICES ACT	102,321.81	431,278.23	431,278.23	158,292.15
300-0501	UTILITY FUND (WATER/SEWER)	10,240.62	56,384.48	414.14	32,295.91
300-0515	SEWER RESERVE FUND (DSR)	124,227.63	40,636.26	18,580.97	124,316.46
300-0540	WATERLINE EXT FUND	18,124.90		88.83	18,137.86
300-0545	WATERLINE EXT DSR FUND	10,630.01		12.96	10,630.01
300-0550	IDA OES RD DSR FUND	73,639.27			73,639.27
300-0580	IPR FUND BALANCE	14,058.96			14,058.96
300-0715	IDA FUND BALANCE	417,377.66	43,166.00	4,975.00	455,568.66
300-0715	IDA FUND BALANCE	11,611.60	51.07	1,650.00	13,210.53
300-0733	SPECIAL WELFARE FUND BALANCE	5,938,245.97	3,706,872.78	2,105,997.24	4,337,370.43
	REVENUE FUND BALANCES	5,938,245.97	3,706,872.78	2,105,997.24	4,337,370.43
	TOTAL PRIOR YR FUND BALANCE	5,938,245.97	3,706,872.78	2,105,997.24	4,337,370.43

TOTAL REVENUE
TOTAL EXPENDITURE
TOTAL CURRENT FUND BALANCE

TOTAL LIABILITIES AND FUND BALANCE 5,938,245.97- 3,706,872.78 2,105,997.24- 4,337,370.43-

GL070 CUMBERLAND CO
* TREASURER'S ACCOUNTABILITY * BALANCE SHEET
1/31/2017

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUS BALANCE	DEBIT	CREDIT	ENDING BALANCE
400-0000	**OTHER FUND BALANCES**				
400-0105	OVERPAYMENTS		3,311.99	3,311.99	
400-0110	PREPAID TAXES	22,054.50-	380.25	3,951.05-	25,625.30-
400-0140	COMMONWEALTH DEBIT ACCOUNT				
400-0150	COMMONWEALTH CREDIT ACCOUNT	90.00-	17,058.42	17,058.42-	90.00-
400-0160	EROSION & SED CONTROL BOND ESCROW	264,995.67-			264,995.67-
400-0210	COMMONWEALTH FUNDS PAID IN ERROR	3,123.00-			3,123.00-
400-0216	ATTORNEY FEES	290,263.17-	20,750.66	24,321.46-	293,833.97-
	OTHER FUND BALANCES	290,263.17-	20,750.66	24,321.46-	293,833.97-
500-0000	**UNCOLLECTED TAXES**				
500-0010	PUBLIC SERVICE CORP. TAXES PP/RE	3.18-			3.18-
500-0077	UNCOLLECTED 2016 REAL ESTATE TAX	422,516.54			396,112.84
500-0078	UNCOLLECTED 2015 REAL ESTATE TAX	217,878.16	170.85	26,403.70-	212,772.51
500-0079	UNCOLLECTED 2014 REAL ESTATE TAX	153,727.16	350.30	5,276.50-	149,235.73
500-0080	UNCOLLECTED 2013 REAL ESTATE TAXES	119,593.63	417.26	4,841.73-	117,006.37
500-0081	UNCOLLECTED 2012 REAL ESTATE TAXES	77,649.87		3,004.52-	76,243.48
500-0082	UNCOLLECTED 2011 REAL ESTATE TAXES	45,766.97		1,406.39-	45,608.79
500-0083	UNCOLLECTED 2010 REAL ESTATE TAXES	24,287.54		158.18-	24,254.51
500-0084	UNCOLLECTED 2009 REAL ESTATE TAXES	13,143.28		33.03-	13,143.28
500-0085	UNCOLLECTED 2008 REAL ESTATE TAXES	9,967.97		98.97-	9,869.00
500-0086	UNCOLLECTED 2007 REAL ESTATE TAXES	7,021.73			7,021.73
500-0087	UNCOLLECTED 2006 REAL ESTATE TAXES	4,442.05			4,442.05
500-0150	UNCOLLECTED 2005/2000 REAL ESTATE	5,646.16			5,646.16
500-0155	2011 VEHICLE LICENSE TAX	6,597.32		6,597.32-	
500-0156	2012 VEHICLE LICENSE TAX	5,601.97			5,601.97
500-0157	2013 VEHICLE LICENSE TAX	6,381.61			6,381.61
500-0158	2014 VEHICLE LICENSE TAX	8,636.66		118.00-	8,518.66
500-0159	2015 VEHICLE LICENSE TAX	17,671.36		947.39-	16,723.97
500-0160	2016 VEHICLE LICENSE TAX	86,585.79		5,629.64-	80,956.15
500-0174	UNCOLL. 2011 PERSONAL PROPERTY TAX	31,774.12		31,774.12-	
500-0175	UNCOLL. 2012 PERSONAL PROPERTY TAX	30,949.90			30,949.90
500-0176	UNCOLL. 2013 PERSONAL PROPERTY TAX	32,527.06		110.71-	32,416.35
500-0177	UNCOLL. 2014 PERSONAL PROPERTY TAX	42,258.32		937.23-	41,321.09
500-0178	UNCOLL. 2015 PERSONAL PROPERTY TAX	84,520.83		4,803.12-	79,717.71
500-0179	UNCOLL. 2016 PERSONAL PROPERTY TAX	537,558.10		43,622.97-	493,935.13
500-0200	RESERVE UNCOLLECTED COUNTY TAXES	1,992,700.92-	134,825.11		1,857,875.81-
500-0400	UNCOLL MISC FEES	3,448.57			3,448.57
500-0401	RESERVE-MISC FEES	3,448.57-			3,448.57-
500-0800	UNCOLLECTED WATER CHARGES	11,716.35			11,716.35
500-0810	RESERVE UNCOLLECTED WATER CHARGES	11,716.35-	8,150.13	4,931.67-	14,934.81-
500-0900	UNCOLLECTED SEWER CHARGES	20,132.16			20,132.16
500-0910	RESERVE UNCOLLECTED SEWER CHARGES	20,132.16-	23,180.08	13,059.68-	30,252.56-
500-1010	UNCOLLECTED 2010 ROLLBACK TAX				
500-1011	UNCOLLECTED 2011 ROLLBACK TAX				
500-1012	UNCOLLECTED 2012 ROLLBACK TAX				
			290.06	290.06-	
			270.94	270.94-	

ACCOUNT NUMBER	ACCOUNT DESCRIPTION	PREVIOUS BALANCE	DEBIT	CREDIT	ENDING BALANCE
500-1013	UNCOLLECTED 2013 ROLLBACK TAX		251.81	251.81	
500-1014	UNCOLLECTED 2014 ROLLBACK TAX		202.57	202.57	
500-1015	UNCOLLECTED 2015 ROLLBACK TAX		185.92	185.92	
500-1016	UNCOLLECTED 2016 ROLLBACK TAX		175.50	175.50	
500-1099	RESERVE-UNCOLLECTED ROLLBACK TAXES		1,376.80	1,376.80	
	UNCOLLECTED TAXES		187,838.68	187,838.68	
COMMONWEALTH REIMB-PPTRA					
510-2010	COMMONWEALTH REIMB-2010	871,468.71	267.27		871,735.98
510-2011	COMMONWEALTH REIMB-2011	873,259.26		1,523.34	871,735.92
510-2012	COMMONWEALTH REIMB-2012	864,898.08	6,837.84		871,735.92
510-2013	COMMONWEALTH REIMB-2013	872,318.10			872,318.10
510-2014	COMMONWEALTH REIMB-2014	874,424.40		5,581.77	868,842.63
510-2015	COMMONWEALTH REIMB-2015	873,798.21	470.43	470.43	873,327.78
510-2016	COMMONWEALTH REIMB-2016	5,230,166.76	7,575.54	7,575.54	5,229,696.33
510-9999	ESTIMATED COMMONWEALTH RESERVE				
	COMMONWEALTH REIMB-PPTRA		195,414.22	195,414.22	
STATE ACCOUNTS					
600-0000	UNCOLL. STATE INCOME TAX-2014				
600-0173	UNCOLL. STATE INCOME TAX-2015				
600-0174	ESTIMATED STATE INCOME TAX-2015	21,460.00	38,066.00	16,606.00	16,606.00
600-0185	ESTIMATED STATE INCOME TAX-2016	21,460.00	16,606.00	38,066.00	16,606.00
600-0186	RESERVE UNCOLLECTED STATE TAXES		54,672.00	54,672.00	
600-0190	RESERVE UNCOLLECTED STATE TAXES		54,672.00	54,672.00	
STATE ACCOUNTS					
DEBT FUNDS					
700-0000	CERT OF PARTICIPATION -ELEM 97	360,000.00			360,000.00
700-0151	LITERARY LOAN - ELEMENTARY SCHOOL	1,833,333.27		166,666.67	1,666,666.60
700-0221	HIGH SCH/MIDDLE SCH-SUNTRUST LOAN	16,935,000.00		16,935,000.00	
700-0222	VPSA-HS/MS LOAN #2				
700-0223	SEWER LOAN - FARMERS HOME ADM	1,345,682.48			14,895,000.00
700-0226	WATERLINE EXT LOAN-USDA	912,906.46			1,345,682.48
700-0227	COURTHOUSE LOAN-SUNTRUST	1,395,000.00			912,906.46
700-0231	PUBLIC FACILITIES NOTE-2009	3,735,000.00			1,395,000.00
700-0236	VPSA-HS/MS LOAN #1	7,096,960.00			3,735,000.00
700-0237	IDA RD LOAN-ORS PROPERTY	1,874,400.46			7,096,960.00
700-0239	AMERESCO LOAN	866,333.00			1,874,400.46
700-0240	RESERVE DEBT FUND	36,354,615.67	2,206,666.67		866,333.00
700-0250	RESERVE DEBT FUND		17,101,666.67	17,101,666.67	34,147,949.00
	DEBT FUNDS		17,101,666.67	17,101,666.67	

Transactions for DMV Select

February 2017

	# Transactions	Total \$	# Helped	# Transactions	Total \$	# Helped
1	53	\$1,856.90	17	17	\$1,679.84	9
2	57	\$1,206.19	4	18		
3	52	\$1,541.75	16	19		
4				20		
5				21	\$2,233.52	13
6	34	\$1,130.95	13	22	\$943.66	10
7	21	\$638.71	10	23	\$3,246.50	14
8	36	\$1,278.40	11	24	\$2,675.94	12
9	42	\$1,794.41	12	25		
10	36	\$1,132.18	15	26		
11				27	\$2,683.83	13
12				28	\$4,609.57	13
13	34	\$1,681.50	10	29		
14	9	\$598.00	13	30		
15	31	\$1,559.85	8	31		
16	25	\$1,384.25	8			
				824	\$33,875.95	221

CUMBERLAND COUNTY

BUILDING INSPECTIONS DEPARTMENT



FEBRUARY 2017

MONTHLY
REPORT

COUNTY of CUMBERLAND VIRGINIA

FOUNDED • 1749

Building Official's Office

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February	Current Month 2016	YTD 2016	Current Month 2017	YTD 2017
Singlewides	0	0	0	0
Doublewides	0	0	2	3
Modular	1	2	0	0
New Homes	0	0	0	0
Ag & Exempt	0	1	0	0
Garages & Carports	1	2	3	5
Additions & Remodels	0	0	4	7
Misc	6	14	13	23
Commercial	3	6	0	0
Totals	11	25	22	38
Total Fees Collected	\$1,441.02	\$4,591.62	\$2,534.97	\$4,038.78
E-911 Fees Collected	\$0.00	\$12.00	\$12.00	\$24.00
Zoning Fees Collected	\$0.00	\$30.00	\$20.00	\$50.00
S & E Fees Collected	\$0.00	\$100.00	\$200.00	\$300.00
Total Estimated Value	\$245,600.00	\$948,281.00	\$337,209.00	\$533,012.00
Admin. Fees	\$10.00	\$10.00	\$0.00	\$0.00
CO's Issued	3	5	7	11

**MINUTES OF THE CUMBERLAND COUNTY
PLANNING COMMISSION
Regular Meeting
Cumberland County Community Center Rm. C-8
Monday, November 28, 2016
6:30 p.m.**

PRESENT: Bill Burger, District 3, Chairman
Randy Bryant, District 1, Vice-Chairman
Stephen Donahue, District 2
Hubert Allen, District 4
Roland Gilliam, District 5
Larry Atkins At-Large
Irene Wyatt, At-Large
David Meinhard, Board of Supervisors member

ALSO PRESENT: Sara Carter, Planning Director
Vivian Seay Giles, County Administrator/Attorney

ABSENT: None

CALL TO ORDER AND ROLL CALL

Chairman Burger called the Planning Commission's regular meeting of Monday, November 28, 2016 to order at 6:30 p.m. and a quorum was established.

APPROVAL OF AGENDA

MOTION:

Commissioner Allen made a motion to approve the agenda. Commissioner Gilliam seconded. The motion carried unanimously with a vote of 7-0.

APPROVAL OF MINUTES

MOTION:

Commissioner Allen made a motion to approve the minutes of October 24, 2016. Vice-Chairman Bryant seconded. The motion carried unanimously with a vote of 7-0.

**PUBLIC HEARING: CUP 16-10 4-WHEEL DRIVE SPECIALTY CONVERSION
DIVISION, INC. (MO DUNCAN)**

Staff provided an overview of a zoning request for 4-Wheel Drive Specialty Conversion Division, Inc. (Mo Duncan). Staff highlighted two remaining issues between the staff's recommendations and what the applicant agrees with. First, staff requests that there be an updated site plan that shows the sight line delineated by VDOT; the applicant feels that the existing plan is sufficient. Second, staff is following a VDOT recommendation that there be a five foot setback from the sight line for all parking, fences, structures, and so forth. The applicant would like there to be no

setback from the sight line. Ms. Giles also had a small edit to one of the conditions to add the word “statutes” to condition number seven. Commissioner Donahue asked for staff’s reasoning on for the two remaining conditions. Staff responded that the plan is not completely clear, and that staff’s goal was to have an adopted plan that is clear to all parties, now and in the future. On the sight line, staff recommends a setback to prevent incursion of brush or sagging fence into the sight line. The Commission discussed the requirement and methodology for adding the sight line. After some discussion, the applicant agreed to a revised site plan, and requested a setback of one foot from the sight line.

Chairman Burger opened the public hearing.

Having no speakers, Chairman Burger closed the public hearing.

The Commission had a discussion regarding the two remaining conditions. The consensus of the Commission was that a new site plan should be required, but that the one foot setback was sufficient with a fence. The Commission also agreed to amend condition seven per Ms. Giles request and only require an easement from VDOT if law or regulation requires it.

MOTION:

Commissioner Allen moved that Conditional Use Permit be recommended for approval to the Board of Supervisors with the agreed upon changes. The motion was seconded by Vice-Chairman Bryant. The motion passed unanimously 7-0.

PUBLIC HEARING: CODE AMENDMENT 16-09 CONDITIONAL USES IN THE A-2 DISTRICT

The code amendment recommends adding the uses necessary for the Conditional Use Permit 16-10. The following uses would be added to the A-2 list of uses as conditional in the A-2:

- Automotive repair garage
- Trash hauling
- Retail sales and display of storage sheds and carports
- Junkyards

Staff did not recommend adding junkyards, as there are several non-conforming junkyards in the county.

Chairman Burger opened the public hearing.

Seeing no one to speak, Chairman Burger closed the public hearing.

MOTION:

Commissioner Allen made a motion to recommend approval of the Code Amendment to the Board of Supervisors with the deletion of junkyards from the language. Commissioner Gilliam seconded the motion. The motion passed unanimously 7-0.

PUBLIC HEARING: REZONING 16-02 MILL RACE SUBDIVISION

Staff provided an overview of the history of the case and its zoning. There are three lots in the Mill Race subdivision that are zoned M-1 as a part of the previous landfill case. The owners would

now like to rezone the lots back to A-2 since the landfill will not be coming. The land use plan shows the land as industrial, reflecting the zoning at the time. However, staff recommends zoning the land back to A-2, so that there is not a subdivision on a private road with industrial on one side and agricultural on the other side.

Ms. Giles let the Commission know that she has grave concerns about undertaking any zoning action at this time, since the county is in litigation with Republic about the host agreement. She is concerned that any action by the county could have a negative impact.

Commissioner Allen made a motion to defer the case for as long as the Commission is allowed to do so or until there is resolution on the legal issues. Commissioner Wyatt seconded the motion. The motion passed unanimously 7-0.

PUBLIC HEARING: CODE AMENDMENT 16-11 ONE ROOM SCHOOLHOUSES

Staff reviewed the history of the proposal. It is intended to address a request from the Old Order Amish community. Staff has structured the amendment to allow the use as a permitted use, without the need to go through a zoning action for each one. There are several provisions that address potential impacts.

The Commission had a discussion regarding the provision of water and wastewater. There was a discussion about whether pit privys should be allowed. The decision was made to leave this decision to the Health Department. There was a discussion about the acreage minimum, and whether it should be left in.

MOTION:

Commissioner Allen made a motion to recommend approval of CA 16-11 to the Board of Supervisors as presented by staff. The motion was seconded by Commissioner Gilliam. The motion passed unanimously 7-0.

WAIVER REQUEST SW 16-01 LIPSCOMB, AGENT; THOMPSON, OWNER

Robbie Lipscomb is requesting a waiver to the Subdivision Ordinance to allow a family division on a piece of property owned by Larry and Deborah Thompson, prior to their having owned it for fifteen years. There is no issue with having the fifteen year holding period, only the owners have not yet owned it for fifteen years.

MOTION:

Commissioner Allen made a motion that SW 16-02 be approved. Commissioner Donahue seconded the motion. The motion passed unanimously 7-0.

DISCUSSION CUP 16-11 OLD BANK BUILDING

The old bank building at the intersection of Route 60 and Stoney Point Road is completely non-conforming to setbacks due to the large setback requirements for Route 60. A Conditional Use Permit is being requested to address the non-conformity with setbacks that would allow the construction of a deck on the rear of the property.

MOTION:

Commissioner Donahue made a motion to approve the Conditional Use Permit as presented. Commissioner Allen seconded the motion. The motion passed unanimously 7-0.

LOCAL BOARD OF BUILDING CODE APPEALS

The Commission had no questions or comments about the proposed bylaws of the LBBCA.

GENERAL CITIZEN COMMENT

None.

OLD BUSINESS

Staff is in communication with Mr. Brock and an application is proceeding. There was a discussion regarding what permitting would be required for his application.

The Code amendment for encroachments can be brought at a future meeting.

NEW BUSINESS

Staff reviewed the calendar for 2017 and the CIP calendar.

Ms. Giles reviewed the actions from the previous Board of Supervisors meeting.

GENERAL COMMISSIONER COMMENTS

The Commission wished each other a Merry Christmas and a Happy New Year.

ADJOURNMENT

MOTION:

At 8:02 p.m., Commissioner Donahue moved to adjourn to the next regular Planning Commission meeting of January 3, 2017, or as soon after as may be heard. Commissioner Wyatt seconded. The motion carried unanimously with a vote of 7-0.

Attested:

Bill Burger, Planning Commission Chairman

Date

Sara Carter, Planning Director

Date

**MINUTES OF THE CUMBERLAND COUNTY
PLANNING COMMISSION
Regular Meeting
Cumberland County Community Center Rm. C-8
Tuesday, January 3, 2017
6:30 p.m.**

PRESENT: Bill Burger, District 3, Chairman
Randy Bryant, District 1, Vice-Chairman
Stephen Donahue, District 2
Hubert Allen, District 4
Roland Gilliam, District 5
Larry Atkins At-Large
Irene Wyatt, At-Large
David Meinhard, Board of Supervisors member

ALSO PRESENT: Sara Carter, Planning Director
Vivian Giles, County Administrator/Attorney
Nicci Edmondston, Assistant County

ABSENT: None

CALL TO ORDER AND ROLL CALL

Chairman Burger called the Planning Commission's regular meeting of Tuesday, January 5, 2016 to order at 6:30 p.m. and a quorum was established.

APPROVAL OF AGENDA

MOTION:

Commissioner Gilliam made a motion to approve the agenda. Commissioner Allen seconded. The motion carried unanimously with a vote of 7-0.

ANNUAL MEETING- PLANNING COMMISSION

Staff reviewed the annual meeting items: bylaws, officers and schedule. There were no suggested changes to the bylaws.

MOTIONS:

Commissioner Donahue moved that the bylaws be adopted. Vice-Chairman Bryant seconded the motion. The motion passed unanimously with a vote of 7-0.

Commissioner Allen made a motion to nominate Dr. Burger for Chairman of the Planning Commission. Commissioner Gilliam seconded the motion. There were no other nominations. The motion passed 7-0.

Commissioner Gilliam made a motion to nominate Commissioner Bryant for Vice-Chairman. There were no other nominations. Commissioner Wyatt seconded. The motion passed 7-0.

The Commission discussed the schedule for meeting. Commissioner Allen made a motion to adopt the schedule. Commissioner Donahue seconded the motion. The motion passed unanimously.

ANNUAL MEETING- LOCAL BOARD OF BUILDING CODE APPEALS

Staff reviewed the LBBCA status, and informed the Commission that they had been appointed as the LBBCA by the Board of Supervisors.

MOTIONS:

Commissioner Donahue made a motion to adopt the proposed bylaws for the LBBCA.

Commissioner Allen seconded the motion. The motion passed unanimously, 7-0.

Commissioner Donahue made a motion to designate the Chairman of the LBBCA as the same chairman as the Planning Commission. Commissioner Allen seconded the motion. The motion passed unanimously 7-0.

DISCUSSION: CAPITAL IMPROVEMENT PLAN

The Capital Improvement Plan is included in the packet. The Commission reviewed the proposed projects one by one.

Grandstands: Commissioner Donahue asked about the cost. He stated that the cost had come down. Ms. Giles responded that the lower price was an updated estimate. The Commission discussed the structural soundness of the grandstands and relative safety of the grandstands. The grandstands have been repaired to ensure they are sound, but they do not meet any current standards. Commissioner Donahue asked how many students are in the high school. Ms. Giles answered that there were approximately 400.

Building Inspections Truck: Vice-Chairman Bryant suggested that new truck should be diesel to last longer and do a better job with snow removal. The initial expense may be greater, but it would pay off in the long haul.

Audio/Visual in the Courtroom: Commissioner Donahue asked if there was current capacity for A/V in the courtroom. Ms. Giles responded that the current system is outdated and failing. Vice-Chairman Bryant asked if the project would include improvements to the ability to hear in the courtroom. Ms. Giles said that it would.

Fiber between the Courthouse and Poorhouse Road: This is for the communications tower and improving 911 communications. It would also serve the county facilities on Poorhouse Road.

Library Roof: Commissioner Allen asked if the library was owned by the library board or by the county. He further asked what the county's obligation is. Ms. Giles answered that the county currently maintains the building, and that the county's contribution is not mandated.

County Administration HVAC and ceiling: There is a need to replace HVAC in the older part of the administrative building, and at the same time, there would be a need to replace ceiling tiles.

Two Man Towable Lift: Chairman Burger asked for clarification on what this is. Ms. Giles responded that it is a scissors lift to get over ladder height. Commissioner Allen suggested that the county look at Sunbelt and United Rentals, as they will deliver for a nominal fee, rather than renting from Farmville, where the county has to pick up and return the lift.

Voting Machines: Chairman Burger mentioned that he thought this project had been completed. Ms. Giles clarified that it had been understood that it was going to be required last year, but the State Election Board did not require it for Cumberland yet, but the need will be coming.

DSS Parking Lot: Staff clarified that the project included the parking for DSS and the lot closest to Forest View Road.

Administration Parking Lot: This project would add parking between Penny Baber's office and Mrs. Ingle's home on an existing county owned lot. It would join this lot with the parking to the rear. Staff estimates that 30-50 spaces could be added with this project, easing parking issues on court days. Ms. Giles also indicated that the cost could be brought down by using gravel, rather than paving.

Transfer Stations: The Commission requested more detail on these projects.

Fire and Rescue: Staff clarified the cost of the ambulances and confirmed that there would be grant and fund raising for the majority. The Commission commented that this was the first year for no fire requests.

Back-Up Well Replacement: Staff provided some background on the existing back-up wells and the need for a new one. The existing wells do not provide enough water, and the back-up water plant does not have all the necessary equipment. The new well would be located at the existing plant, and should provide the full amount necessary. The Commission asked what the average daily use of the county is.

Route 13 waterline: Ms. Giles clarified that this would be an extension to the Fire Department.

The Commission will have another discussion on this at their workshop meeting on January 23rd, and the public hearing will be held at the regular February Planning Commission meeting.

GENERAL CITIZEN COMMENT

None.

OLD BUSINESS

Mr. Brock is in communication with staff, but it is uncertain what he is going to be doing. Staff intends to put together a draft and bring it to the Commission at the workshop meeting. Mill Race is still deferred. Chairman Burger asked if there was any movement on the Republic case. Ms. Giles stated that action can be deferred for a year total.

NEW BUSINESS

Staff updated that Mr. Hostetler is hoping to get a Special Temporary Use Permit to operate a portable or temporary concrete plant on the Wilson Russell/Anderson Highway site. He then plans to follow up with a permanent plant site, with a CUP. The Commission had a discussion on what the speed limit is on Wilson Russell. Staff will provide clarification on speed limits. The Commission had a discussion on the use of the industrial park for economic development and ways to get work started there.

Ms. Giles updated the Commission regarding the previous Board of Supervisors meeting.

GENERAL COMMISSIONER COMMENTS

Commissioner Donahue expressed that in regards to the possible concrete plant, in a free and just society, private contracts would exist between neighbors to compensate for impacts.

Chairman Burger agreed with Commissioner Donahue, but asked how to come to grips with the issues and balance competing interests.

ADJOURNMENT

MOTION:

At 7:40 p.m., Commissioner Allen moved to adjourn to the next Planning Commission workshop meeting of Monday, January 23, 2017, at 6:30 p.m. or as soon after as may be heard.

Commissioner Gilliam seconded. The motion carried unanimously with a vote of 7-0.

Attested:

Bill Burger, Planning Commission Chairman Date

Sara Carter, Planning Director Date

**MINUTES OF THE CUMBERLAND COUNTY
PLANNING COMMISSION
Workshop Meeting
Cumberland County Community Center Rm. C-8
Monday, January 23, 2017
6:30 p.m.**

PRESENT: Bill Burger, District 3, Chairman
Stephen Donahue, District 2
Hubert Allen, District 4
Roland Gilliam, District 5
Larry Atkins At-Large
Irene Wyatt, At-Large
David Meinhard, Board of Supervisors member

ALSO PRESENT: Vivian Giles, County Administrator/Attorney
Sara Carter, Planning Director
Nicci Edmundston, Assistant County Administrator and Finance Director

ABSENT: Randy Bryant, District 1, Vice-Chairman

CALL TO ORDER AND ROLL CALL

Chairman Burger called the Planning Commission's workshop meeting of Monday, January 23, 2017 to order at 6:30 p.m. and a quorum was established.

APPROVAL OF AGENDA

MOTION:

Commissioner Allen made a motion to approve the agenda. Commissioner Donahue seconded. The motion carried unanimously with a vote of 6-0.

DISCUSSION: 2016-2017 TO 2020-2021 CAPITAL IMPROVEMENT PROGRAM

Staff reviewed the CIP questions and comments from the previous meeting.

- High School Grandstands: The cost is the same as last year, however, it is lower than in previous years, based upon updated estimates.
- Audio/Video Installation in the Courtroom: Staff is still looking for additional proposals, and hoping for a better price and more detail. Recording is required for Circuit Court, but not for the district courts. There are no new estimates available at this time, and there is not any state funding available. Commissioner Allen asked if fees could be increased to assist with this cost. Ms. Giles responded that state fees are specifically designated.
- Library: Staff clarified that there is no mandate to fund the library, but that county funding does impact state funding for the library. Commissioner Allen expressed concern that the county would be spending money for major improvements to a building that the county does not own. He suggested that perhaps the building should be turned over to the county. Currently, the library foundation could sell the building. Commissioner Gilliam asked if

there was any agreement in writing. The Commission requested that staff do research on the building ownership and any agreements between the library and the county. The Commission also agreed that it would be helpful to bring this issue to the Board's attention and suggest that an agreement should be in place.

- Administration Parking Lot: the parking lot at the Administration building would increase spaces by about 40. There is a price of \$128,000 for asphalt, but the project could be done with crush and run for about \$50,000.
- DSS Parking Lot: The paving would not include tiling and drainage, so that the project can stay under the VSMP requirements.

The Commission expressed that they would like more information on the A/V improvements at the courthouse, if those are possible to obtain.

DISCUSSION: CUP 16-10 ENCROACHMENTS

The Encroachments language addresses minor and limited encroachments into setbacks. The reason for the amendment is that the language was unclear regarding which setbacks could have encroachments. When the code was reviewed, additional questions were found. The language for encroachments does not show up in the cluster districts, nor is it included in the A-20 and the RA-1. Staff asked the Commission for input on these districts. Staff also recommended having the language in one place, and then referenced throughout each district.

Staff reviewed the proposed language.

The Commission agreed to staff's proposed changes, and to putting the language in all districts. The Commission asked staff to advertise the amendment for public hearing at the February 27, 2017 meeting.

OLD BUSINESS

Staff updated the Commission on the Brock and Hostetler cases.

NEW BUSINESS

None.

GENERAL COMMISSIONER COMMENTS

Commissioner Donahue commented that he feels badly for entrepreneurs trying to start new businesses.

Chairman Burger remarked that it is difficult, but people need to follow the same rules, and that state mandates are problematic.

ADJOURNMENT

MOTION:

At 7:05 p.m., Commissioner Allen moved to adjourn to the next Planning Commission regular meeting of Monday, February 27, 2017, at 6:30 p.m. or as soon after as may be heard. Commissioner Gilliam seconded. The motion carried unanimously with a vote of 6-0.

Attested:

Bill Burger, Planning Commission Chairman Date

Sara Carter, Planning Director Date