

At a meeting of the Cumberland County Board of Supervisors held at 6:00 p.m. on the 12th day of September, 2017, at the Cumberland County Circuit Court Room:

Present: Kevin Ingle, District 3, Chairman
Parker Wheeler, District 5, Vice-Chairman
William F. Osl, Jr., District 1
Lloyd Banks, Jr., District 2 (joined the meeting at 7:00)
David Meinhard, District 4
Vivian Giles, County Administrator | Attorney
Sara Carter, Planning Director
Nicci Edmondston, Assistant County Administrator

Absent: None

1. Call to Order

The Chairman called the meeting to order.

2. Roll Call

County Administrator, Vivian Giles, called the roll.

3. Work Session with Senator Mark Peake

The Board held a work session with Senator Mark Peake regarding legislative priorities. The discussion included several topics, including, but not limited to, unfunded mandates, the machinery and tools tax, roadway improvements, broadband, and monuments. Supervisor Banks was not present for the work session but joined the meeting at 7:00.

4. Welcome and Pledge of Allegiance

The Pledge of Allegiance was led by the Chairman.

5. **Approve Request for Board member to participate in meeting by electronic communication**

Ms. Giles established for the record, and confirmed with the Chairman and the audience present at the meeting, all of the following:

- 1) Pursuant to VA Code § 2.2-3708.1, Supervisor Banks would be participating in the meeting through electronic (telephonic) communication, having notified the Chairman prior to the meeting that he would be unable to attend the meeting at which a quorum was physically assembled, due to a personal matter that prevented his physical attendance;
- 2) That Supervisor Banks was participating in the meeting from 11787 Lee Jackson Memorial Highway, Fairfax, VA 22033;
- 3) That a quorum of the Board was physically assembled at the meeting at the Cumberland County Courthouse;
- 4) That the voice of Supervisor Banks could be heard via speaker phone by all persons at the meeting location, the Cumberland County Courthouse; and
- 5) That Supervisor Banks attended the meeting through electronic communication due to a personal matter which was travel.

On a motion by Supervisor Wheeler and carried, the Board approved Supervisor Osl to participate in the meeting via electronic communication:

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

- b) VDOT

There was no VDOT representative present

- c) Ms. Robin Sapp, Cumberland Public Library

Ms. Sapp was not in attendance.

- d) Ms. Linda Eanes, Cumberland Extension Office – Student presentation on Meaningful Watershed Education Experience

Ms. Linda Eanes, provided the board with a print out of the PowerPoint presentation while students provided the Board with an overview of their field trip to Virginia's Watershed Exploration Camp.

- e) Mr. Tim Kennell, Virginia State Parks Resolution

On a motion by Supervisor Osl and carried unanimously, the Board approved and adopted the Resolution supporting full funding for Virginia State Parks:

Resolution in Support of Full Funding for Virginia State Parks

September 12, 2017

WHEREAS, Virginia State Parks are a critical element of Virginia's travel and tourism infrastructure, estimated to contribute over \$224 million to state and local economies annually, and

WHEREAS, the High Bridge Trail State Park, located partly in Cumberland County, attracts over 200,000 visitors each year, and, according to a Virginia Tech study, generated over \$8 million in day use spending and \$11.7 million in local economic activity, and

10. County Attorney/County Administrator Report

a) Consent Agenda

- 1) Approval of Bills for August 2017 and September 2017. Approved bills for September 12, 2017 were \$54,247.63. Ratified bills for August 9, 2017 to September 11, 2017 of warrants total \$197,793.88 with check numbers ranging from 75853-76072. Direct Deposits total \$161,051.54.
- 2) Approval of Minutes (August 8, 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 – aye

b) Voting Machine status update

County Administrator, Vivian Giles informed the Board that our voting machines were decertified by the State Board of Elections. Sometime between now and November, we will have to replace those machines. A special meeting may be required due to time constraints.

11. Finance Director's Report

a) Monthly budget Report

There was no discussion regarding the monthly budget report.

- b) Cumberland County Public Schools Appropriation request - \$25,000 VTSS Federal grant and \$10,000 VA CyberCamp grant:

On a motion by Supervisor Osl and carried unanimously, the Board approved an appropriation request from The Cumberland School System for \$25,000 VTSS Federal grant and \$10,000 for VA CyberCamp grant:

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

10. Planning Director’s Report

- a) Planning Project update

There was no discussion on the Planning Project updates.

- b) Memorandum of Agreement with DEQ regarding Erosion and Sediment Control and Stormwater Management for the Atlantic Coast Pipeline Project:

Zoning Administrator, Sara Carter, informed the Board that this MOA will allow Cumberland to have the ability to review plans and participate in inspections on the Atlantic Coast Pipeline (ACP). Because the ACP spans many localities, all required plan review and inspection for environmental regulations will be done by DEQ. DEQ is offering localities the opportunity to participate in both review and inspections. This will not obligate the county in any way, but it gives staff the ability to offer comments from Cumberland and visit sites with DEQ staff to ensure there are no issues in which the county has an interest.

On a motion by Supervisor Wheeler and carried unanimously, the Board accepted and approved the Memorandum of Agreement with DEQ regarding Erosion and Sediment Control and Stormwater Management for the Atlantic Coast Pipeline Project:

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

c) Appointments –

1) Board of Zoning Appeals – one at-large position

On a motion by Supervisor Meinhard and carried unanimously, the Board appointed Mr. Tim Kennell to the Board of Zoning Appeals as an at-large position:

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

2) Planning Commission – Districts 2, 3 and 5

On a motion by Supervisor Osl and carried unanimously, the Board reappointed Mr. Stephen Donahue in District 2, Dr. Bill Burger in District 3, and Mr. Roland Gilliam in District 5 for subsequent three-year terms expiring July 31, 2020:

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

d) Set Public Hearings

1) CUP 17-03 Apostolic Campground – Alex Haislip

On a motion by Supervisor Wheeler and carried unanimously, the Board set CUP 17-03 Apostolic Campground for public hearing for October 10, 2017:

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

2) CUP 17-04 Sportsman Campground – Jackie Ford

On a motion by Supervisor Wheeler and carried unanimously, the Board set CUP 17-04 Sportsman Campground for public hearing for October 10, 2017:

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

3) REZ 17-02 Cumberland Community Center – Gary Singh and Pilvinder Kaur

On a motion by Supervisor Wheeler and carried unanimously, the Board set REZ 17-02 Cumberland Community Center for public hearing for October 10, 2017:

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

11. Old Business

None

12. New Business

Supervisor Wheeler informed the Board that a member of the Lions Club has the ability to assist citizens who qualify with no cost hearing aids.

County Administrator, Vivian Giles informed the Board that Ms. Roxanne Salerno would like to take a group Board picture at the meeting in October Ms. Giles also informed the Board that she has reached out the Commonwealth Regional Council and attended one of their meetings. The dialogue is open between the CRC and the County going forward. The County health insurance rates will be increased by fifteen percent for the 2017-2018 plan year. The additional funds were found in the current budget so it is not anticipated at this point that a budget supplement would be needed.

Supervisor Wheeler informed the Board that the Sheriff's office has been awarded a \$24,000 USDA grant for a new vehicle. Supervisor Wheeler asked to the Board to consider appropriating funds in addition to the grant funds in order for the Sheriff's department to purchase another vehicle.

13. Public Comments (Part 2)

Mr. Dan Pempel stated that the communications issues in the southern end of the county need to be addressed. There is one console in the Sheriff's Office that does not work. Mr. Pempel asked what would be done with the towers in order to have better communications. The Chairman stated that Mr. Tom Perry, EMS Director is researching the topography of the county to move forward with repairs.

14. Board Member Comments

Supervisor Osl stated the received a call from a citizen who attended a meeting in Farmville where Ms. Giles spoke. The citizen complimented Ms. Giles on her speech and how she represented Cumberland County.

15. Adjourn into Closed Meeting-

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

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.7: Consultation with Legal Counsel
Subject: Virginia Conflict of Interest Act

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

16. Reconvene in Open Meeting-

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

A motion was made by Mr. Osl 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.

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 EDA meeting minutes - N/A

18. Adjourn -

On a motion by Supervisor Osl and carried unanimously, the Board adjourned the meeting until the next regular meeting of the Board to be held on October 10, 2017 at 7:00 p.m. in the Circuit Court Room of the Cumberland Courthouse.

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

Wm. Kevin Ingle, Chairman

Vivian Giles, County Administrator/County Attorney