

At a meeting of the Cumberland County Board of Supervisors held at 7:00 p.m. on the 9th day of July 2019, at the Cumberland County General District Court Room:

Present: David Meinhard, District 4, Chairman
Parker Wheeler, District 5, Vice-Chairman
William F. Osl, Jr., District 1
Lloyd Banks, Jr., District 2
Kevin Ingle, District 3
Vivian Giles, County Administrator | Attorney
Jennifer Crews, Finance Director
JP Duncan, Zoning Administrator

Absent: None

1. Call to Order

The Chairman called the meeting to order.

2. Welcome and Pledge of Allegiance

The Pledge of Allegiance was led by the Chairman.

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 – aye

5. State and Local Department/Agencies

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

The following is a summary of the report given to the Board by Dr. Chip Jones in Dr. Griffin's absence:

- CHS has been awarded a 2019 Board of Education Continuous Improvement award
- The School Board held their Summer Work Session. They were updated on the 18-19 accomplishments and areas of focus for 19-20
- Summer School ended with a showcase of student work
- Marching band held their annual summer camp
- SVCC donated band equipment to the Cumberland Bands Program
- JROTC cadets attended JCLC where they competed and built solar power cars
- Students attending the Summer Regional Governor School
- Students are currently attending the Longwood TAF Summer Program and the My Truth Bomb Summit
- Cumberland Duke Family T-shirts are on sale at CCES
- Download the new CUCPS App: Everything CUCPS in your pocket
- Upcoming events include:
 - CCES Reading Aloud begins July 15
 - CHS orientation July 22-23
 - Teachers report to school on August 1
 - Back to School Community Celebrations on August 2
 - Diving into Deeper Learning Event on August 5
 - Open House for students and parents on August 8

- First day of School on August 12

Lastly, Dr. Jones requested a supplemental appropriation of federal funds in the amount of \$176,188.80 be used for the replacement of the Elementary School floors during the summer of 2020.

b) VDOT

Residency Engineer, Mr. Scott Frederick, gave the following update to the Board:

- Rural Rustic roadwork continues on Routes 681, Bransford Road, 669 Tarwallet Road, and 685 Miller Lane. A contractor will provide surface treatment for these projects.
- Regrading of gravel roads due to recent weather is ongoing.
- Mowing on Primary roads just completed, and mowing on secondary roads will begin soon.
- Work will soon begin to rectify drainage issues that recently arose on Route 45 South, Cumberland Road.

c) Ms. Maegan Lewis, Cumberland County Public Library

Librarian, Ms. Maegan Lewis, provided the following report to the Board:

- Summer reading program continues with increased participation from last year
- July 13th at 11 am there will be a craft event at the library
- The Library will be closed July 19 for staff training
- A Podcast seminar will be offered on August 1st and a Technology classes begin August 5th

- d) Mrs. Doris Seal, Cumberland Community Cares

Mrs. Doris Seal gave an update on the Food Bank to the Board, and provided them with an informational brochure with their offerings.

6. Public Hearings

- a. CA 19-04 Watershed Protection Ordinance

County Administrator, Vivian Giles, informed the Board that the adoption of a Watershed Protection Ordinance is required for the development of the Cobb's Creek Reservoir. Ms. Giles provided the Board with a draft ordinance that is under consideration by the Planning Commission, and seems generally acceptable by the Planning Commission with the exception of Section 2-200.2 Prohibited uses. A discussion is ongoing regarding the application of poultry litter in the watershed area, which is beyond the buffer which immediately surrounds the Reservoir.

Supervisor Wheeler suggests allowing the Planning Commission to provide the board with a recommendation before the Board acts.

The Chairman opened the public hearing. Mr. William Flippen states that he is opposed to the prohibition of chicken litter. Ms. Betty Myers asked why the Board didn't include a watershed protection plan in the host agreement with Green Ridge, and what potential liability could the county face should the Reservoir water become polluted prior to reentry into the James River.

With no other citizens signed up to speak, the Chairman closed the public hearing. Supervisor Osl shared

his concerns with restricting development around the Reservoir as it would limit the county's potential for agricultural, residential, recreational and economic growth in the area. Supervisor Banks stated that these issues had been brought up previously and dismissed by Henrico County.

On a motion by Supervisor Wheeler and carried unanimously, the Board tabled action on this item and will wait for the Planning Commission to review and provide a recommendation:

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

b. CA 19-06 Animal Ordinance Amendment

County Administrator, Vivian Giles, informed the Board that this code amendment was drafted at the request of the Treasurer, to allow for the purchase of a lifetime dog license, as recently enabled under the Code of Virginia. Currently, citizens are required to purchase an annual license at a cost of \$4.00. The proposed draft amendment changes the requirement to a lifetime license at a cost of \$10.00

The Chairman opened the public hearing. Ms. Betty Myers stated that the \$10 license fee is not enough and the county would lose money. She suggests the cost be increased to \$20.00-\$25.00. With no other citizens signed up to speak, the Chairman then closed the public hearing.

On a motion by Supervisor Osl and carried unanimously, the Board approved CA 19-06 Animal Ordinance Amendment as presented:

Chapter 10 ANIMALS [\[u\]](#)

ARTICLE I. - IN GENERAL

ARTICLE II. - DOGS

FOOTNOTE(S):

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Cross reference— Environment, ch. 34; agricultural, intensive district A-1, § 74-131 et seq.; agricultural district A-2, § 74-171 et seq.; poultry facilities, § 74-1021 et seq. [\(Back\)](#)

State Law reference— Comprehensive animal laws, Code of Virginia, § 3.1-796.66 et seq.; offenses involving animals, Code of Virginia, §§ 3.1-796.128, 18.2-403.1 et seq.; diseased animals, dead animals, etc., Code of Virginia, §§ 18.2-323, 18.2-510; regulation of hunting and trapping by counties and cities, Code of Virginia, §§ 29.1-526, 29.1-528; hunting near public schools and public parks, Code of Virginia, § 29.1-527; control of rabies, Code of Virginia, § 32.1-48.1 et seq.; estrays, Code of Virginia, § 55-202 et seq. [\(Back\)](#)

ARTICLE I. IN GENERAL

1. [Sec. 10-1. Definitions.](#)
2. [Sec. 10-2. Boundary line acts as fence.](#)
3. [Sec. 10-3. Wolf hybrid canine; confinement.](#)
4. [Secs. 10-4—10-30. Reserved.](#)

Sec. 10-1. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Dangerous dog means a canine or canine crossbreed that has bitten, attacked, or inflicted injury on a person or companion animal, or killed a companion animal; however, when a dog attacks or bites another dog, the attacking or biting dog shall not be deemed dangerous (i) if no serious physical injury as determined by a licensed veterinarian has occurred to the other dog as a result of the attack or bite or (ii) both dogs are owned by the same person. No dog shall be found to be a dangerous dog as a result of biting, attacking or inflicting injury on another dog while engaged with an owner or custodian as part of lawful hunting or participating in an organized, lawful dog handling event.

Hearing dog means a dog trained to alert its owner by touch to sounds of danger and sounds to which the owner should respond.

Hybrid canine means any animal which at any time has been or is permitted, registered, licensed, advertised or otherwise described or represented as a hybrid canine, wolf or coyote by its owner to a licensed veterinarian, law enforcement officer, animal control officer, humane investigator, official of the state department of health, or state veterinarian's representative.

Run at large refers to a dog that is roaming, running or self-hunting off the property of its owner or custodian and not under its owner's or custodian's immediate control.

Service dog means a dog trained to accompany its owner for the purpose of carrying items, retrieving objects, pulling a wheelchair or other such activities of service or support.

Vicious dog means a canine or canine crossbreed that has:

- (1) Killed a person;
- (2) Inflicted serious injury to a person, including multiple bites, serious disfigurement, serious impairment of health, or serious impairment of a bodily function; or
- (3) Continued to exhibit the behavior that resulted in a previous finding by a court or an animal control officer as authorized by this article that it is a dangerous dog, provided that its owner has been given notice of that finding.

Wolf hybrid includes any hybrid canine and shall mean the offspring resulting from the mating of a domesticated dog and a wolf, coyote or other similar wild animal or their subsequent offspring or any animal which at any time has been or is permitted, registered, licensed, advertised or otherwise described or represented as a hybrid wolf or hybrid canine by its owner, former owner, lessee or bailee.

(Code 1990, §§ 3-10, 3-12A(d), 3-13, 3-15; Ord. of 10-9-1996; Ord. of 9-10-1997; Ord. of 11-12-2003(1))

Cross reference— Definitions generally, § 1-2.

State Law reference— Similar provisions, Code of Virginia, §§ 3.1-796.87, 3.1-796.126:8.

Sec. 10-2. Boundary line acts as fence.

The boundary line of each lot or tract of land or any stream in the county shall be a lawful fence to any horse, mule, cattle, hogs, sheep or goats.

(Code 1990, § 3-17)

State Law reference— What constitutes lawful fence, Code of Virginia, § 55-299 et seq.; trespass in crossing lawful fence, Code of Virginia, § 55-306 et seq.; No-Fence Law, Code of Virginia, § 55-310 et seq.

Sec. 10-3. Wolf hybrid canine; confinement.

- (a) It shall be unlawful for the owner or custodian to allow any wolf hybrid canine to run at large in the county during the period of January 1 through December 31 inclusive of each year. For the purpose of this section, a wolf hybrid canine shall be deemed to be running at large while outside of any pen or enclosure as provided in subsection (b) of this section; however, any owner or custodian of a wolf hybrid canine may be allowed to remove a wolf hybrid canine from a pen or enclosure for purposes of transportation to another pen or enclosure or for the purpose of obtaining medical attention. In no event shall any wolf hybrid canine be allowed to be set free on any property within the county whether or not the wolf hybrid canine is under its owner's or custodian's immediate control.

- (b) It shall be unlawful to own or possess a wolf hybrid canine unless such wolf hybrid canine is kept and maintained in a pen or enclosure constructed as follows:
- (1) The pen or enclosure shall contain at least 1,600 square feet of space.
 - (2) Any fencing used in the construction of the pen or enclosure shall be at least eight feet in height, with an additional overhang of fencing or barbed wire angling a minimum of three feet into the pen or enclosure.
 - (3) To prevent digging out along the fence, concrete footers at least one foot wide and six inches deep shall be installed along the perimeter of the pen or enclosure.
 - (4) The pen or enclosure shall be surrounded by a chain link fence at least four feet in height and no closer than six feet to the pen or enclosure.
 - (5) Any fencing used in the construction of the pen or enclosure shall be of 11 gauge wire or its equivalent.
- (c) A violation of this section shall be punishable as a class 1 misdemeanor, and any violation of this section shall be subject to injunctive relief in a court of equity.

(Code 1990, § 3-12A(a)—(c); Ord. of 2-14-1996)

State Law reference— Hybrid canines, Code of Virginia, § 3.1-796.126:8 et seq.

Secs. 10-4—10-30. Reserved.

ARTICLE II. DOGS

DIVISION 1. - GENERALLY

DIVISION 2. - LICENSE

DIVISION 3. - DANGEROUS AND VICIOUS DOGS

DIVISION 1. GENERALLY

5. [Sec. 10-31. Enforcement of the comprehensive animal laws.](#)
6. [Sec. 10-32. Code provisions applicable.](#)
7. [Sec. 10-33. Running at large prohibited during certain months; penalty.](#)
8. [Secs. 10-34—10-50. Reserved.](#)

Sec. 10-31. Enforcement of the comprehensive animal laws.

The enforcement of the comprehensive animal laws of the county shall be vested in the animal control officer.

(Code 1990, § 3-8)

State Law reference— Animal control officer, Code of Virginia, § 3.1-796.104.

Sec. 10-32. Code provisions applicable.

All other provisions of Code of Virginia, § 3.1-796.66 et seq., shall apply mutatis mutandis to the animal control officer of the county.

(Code 1990, § 3-9)

Sec. 10-33. Running at large prohibited during certain months; penalty.

- (a) It shall be unlawful for the owner or custodian to allow any dog to run at large in the county during the period of March 1 to November 1 inclusive of each year. Any person who permits his dog to run at large or remain unconfined, unrestricted or not penned up during the period specified shall be deemed to have violated the provisions of this section.
- (b) Any person violating the provisions of this section shall be guilty of a class 4 misdemeanor and shall be subject to punishment as provided in Code of Virginia, §§ 3.1-796.93, 3.1-796.128.

(Code 1990, §§ 3-10, 3-12, 3-15; Ord. of 3-13-1996)

State Law reference— Authority for above section, Code of Virginia, § 3.1-796.93.

Secs. 10-34—10-50. Reserved.

DIVISION 2. LICENSE

- 9. [Sec. 10-51. Amount of license.](#)
- 10. [Sec. 10-52. Evidence showing inoculation for rabies prerequisite to obtaining dog license.](#)
- 11. [Sec. 10-53. When license tax payable.](#)
- 12. [Sec. 10-54. Duplicate license tags.](#)
- 13. [Sec. 10-55. Sale to begin November 1.](#)
- 14. [Sec. 10-56. Disposition of funds.](#)
- 15. [Sec. 10-57. Penalties for violation.](#)
- 16. [Secs. 10-58—10-80. Reserved.](#)

Sec. 10-51. Amount of license.

- (a) It shall be unlawful for any person to own a dog four months old or over in the county unless such dog is licensed as required by this article. The license tax shall be payable at the office of the treasurer and shall be as follows:
 - (1) For any single dog, regardless of sex, ~~\$20.00~~ \$10.00 due within thirty (30) days of acquiring a dog over the age of four months or within thirty (30) days of the dog attaining the age of four months
 - (2) For a kennel of one to ten dogs, \$30.00 per year due within thirty (30) days of establishing the kennel and no later than January 31 each year thereafter.

- (3) For a kennel of 11 to 20 dogs, \$40.00 per year due within thirty (30) days of establishing the kennel and no later than January 31 each year thereafter..
- (4) For a kennel of 21 to 50 dogs, \$50.00 per year due within thirty (30) days of establishing the kennel and no later than January 31 each year thereafter..
- (b) No license tax shall be levied on any dog that is trained and serves as a guide dog for a blind person, that is trained and serves as a hearing dog for a deaf or hearing impaired person, or that is trained and serves as a service dog for a mobility-impaired person.
- (c) For purposes of the kennel license tax, the license year shall begin on January 1 and end on December 31. The license tax for each license year shall be paid not later than January 31.

(Code 1990, § 3-1)

State Law reference— Amount of license tax, Code of Virginia, § 3.1-796.87.

Sec. 10-52. Evidence showing inoculation for rabies prerequisite to obtaining dog license.

No license tag shall be issued for any dog unless there is presented, to the treasurer at the time application for license is made, the amount of license tax and a current certificate of vaccination as required by Code of Virginia, § 3.1-796.84 et seq. No kennel license shall be issued unless a rabies vaccination certificate is presented for each dog in the kennel.

(Code 1990, § 3-2)

State Law reference— How to obtain license, Code of Virginia, § 3.1-796.86.

Sec. 10-53. Term of license; When license tax payable.

~~License taxes on dogs shall be due and payable as follows:~~

- ~~(1) On or before January 1 and not later than January 31 of each year, the owner of any dog four months old or older shall pay a license tax as prescribed in section 10-52.~~
- ~~(2) If a dog shall become four months of age or come into the possession of any person between January 1 and November 1 of any year, the license tax for the current calendar year shall be paid forthwith by the owner.~~
- ~~(3) If a dog shall become four months of age or come into the possession of any person between October 31 and December 31 of any year, the license for the succeeding calendar year shall be paid forthwith by the owner; and such license shall be valid from the date the license is purchased.~~

Effective November 1, 2019, The term of an individual dog license shall be for the lifetime of the dog or as long as the owner resides in the county. The owner of any dog four months of age or older shall pay a license tax, as set forth in section 10-51, no later than 30 days of the dog turning four month of age of within 30 days after the dog comes into possession of the owner. Such license shall be valid for as long as the dog's owner resides in the county and the dog's rabies vaccination is kept current.

(Code 1990, § 3-3)

State Law reference— When license tax payable, Code of Virginia, § 3.1-796.88.

Sec. 10-54. Duplicate license tags.

If a dog license tag is lost, destroyed or stolen, the owner or custodian shall at once apply to the treasurer or his agent who issued the original license for a duplicate license tag, presenting the original license receipt. Upon affidavit of the owner or custodian before the treasurer or his agent that the original license tag has been lost, destroyed or stolen, he shall issue a duplicate license tag which the owner or custodian shall immediately affix to the collar of the dog. The treasurer or his agent shall endorse the number of the duplicate and the date issued on the face of the original license receipt. The fee for a duplicate tag for any dog shall be \$1.00.

(Code 1990, § 3-4)

State Law reference— Duplicate license tags, Code of Virginia, § 3.1-796.91.

Sec. 10-55. Sale to begin November 1.

Kennel dog tags for each calendar year shall be sold in serial and numerical order, beginning November 1 of the prior year and shall remain on sale until October 31 of the calendar year covered by such tags.

(Code 1990, § 3-5)

Sec. 10-56. Disposition of funds.

All funds collected by the treasurer pursuant to this division shall be paid into the general revenue fund of the county. All expenses incurred in administering this article shall be paid out of the general revenue fund of the county.

(Code 1990, § 3-6)

Sec. 10-57. Penalties for violation.

Any person violating any of the provisions of this division shall be guilty of a class 4 misdemeanor and shall be subject to punishment as provided in Code of Virginia, § 3.1-796.128.

(Code 1990, § 3-7)

Secs. 10-58—10-80. Reserved.

DIVISION 3. DANGEROUS AND VICIOUS DOGS ²¹

17. [Sec. 10-81. Regulation.](#)

Sec. 10-81. Regulation.

All dangerous and vicious dogs in the county shall be subject to the following regulations:

- (1) Any animal control officer who has reason to believe that a canine or canine crossbreed within the county is a dangerous dog or vicious dog shall apply to a magistrate of the county for the issuance of a summons requiring the owner or custodian, if known, to appear before the county general district court at a specified time. The summons shall advise the owner of the nature of the proceeding and the matters at issue. The animal control officer or owner shall confine the animal until such time as evidence shall be heard and a verdict rendered. The court, through its contempt powers, may compel the owner, custodian or harbinger of the animal to produce the animal. If after hearing the evidence the court finds that the animal is a dangerous dog, the court shall order the animal's owner to comply with the provisions of this division. If, after hearing the evidence, the court finds that the animal is a vicious dog, the court shall order the animal euthanized in accordance with the provisions of Code of Virginia, § 3.1-796.119. Notwithstanding the foregoing provisions of this subsection, any animal control officer may determine, after investigation, whether a dog is a dangerous dog. If the animal control officer determines that a dog is a dangerous dog, he may order the animal's owner to comply with the provisions of this article. If the animal's owner disagrees with the animal control officer's determination, he may appeal the determination to the general district court for a trial on the merits.
- (2) No canine or canine crossbreed shall be found to be a dangerous dog or vicious dog solely because it is a particular breed. No animal shall be found to be a dangerous dog or vicious dog if the threat, injury or damage was sustained by a person who was:
 - a. Committing, at the time, a crime upon the premises occupied by the animal's owner or custodian;
 - b. Committing, at the time, a willful trespass or other tort upon the premises occupied by the animal's owner or custodian; or
 - c. Provoking, tormenting or physically abusing the animal, or can be shown to have repeatedly provoked, tormented, abused or assaulted the animal at other times.

No police dog which was engaged in the performance of its duties as such at the time of the acts complained of shall be found to be a dangerous dog or a vicious dog. No animal which, at the time of the acts complained of, was responding to pain or injury, or was protecting itself, its kennel, its offspring, or its owner or owner's property, shall be found to be a dangerous dog or a vicious dog.

- (3) The owner of any animal found to be a dangerous dog shall, within ten days of such finding, obtain a dangerous dog registration certificate from the animal control officer for a fee of \$200.00 in addition to other fees that may be authorized by law. The animal control officer shall also provide the owner with a uniformly designed tag which identifies the animal as a dangerous dog. The owner shall affix the tag to the animal's collar and ensure that the animal wears the collar and tag at all times. All certificates obtained pursuant to this subsection shall be renewed annually for the same fee and in the same manner as the initial certificate was obtained.
- (4) All certificates or renewals required to be obtained under this division shall only be issued to persons 18 years of age or older who present satisfactory evidence of the animal's current rabies vaccination, if applicable, and that the animal is and will be confined in a proper enclosure or is and will be confined inside the owner's residence or is and will be muzzled and confined in the owner's fenced-in yard until the proper enclosure is constructed. In addition, owners who apply for certificates or renewals under this section shall not be issued a certificate or renewal unless they present satisfactory evidence that their residence is and will continue to be posted with clearly visible signs warning both minors and adults of the presence of a dangerous dog on the property and the animal has been permanently identified by means of a tattoo on the inside thigh or by electronic implantation.

- (5) While on the property of its owner, an animal found to be a dangerous dog shall be confined indoors or in a securely enclosed and locked structure of sufficient height and design to prevent its escape or direct contact with or entry by minors, adults or other animals. The structure shall be designed to provide the animal with shelter from the elements of nature. When off its owner's property, an animal found to be a dangerous dog shall be kept on a leash and muzzled in such a manner as not to cause injury to the animal or interfere with the animal's vision or respiration, but so as to prevent it from biting a person or another animal.
- (6) If the owner of an animal found to be a dangerous dog is a minor, the custodial parent or legal guardian shall be responsible for complying with all requirements of this division.
- (7) After an animal has been found to be a dangerous dog, the animal's owner shall immediately, upon learning of the dog's status, notify the animal control officer if the animal:
 - a. Is loose or unconfined;
 - b. Bites a person or attacks another animal;
 - c. Is sold, given away or dies; or
 - d. Has been moved to a different address.
- (8) The owner of any animal which has been found to be a dangerous dog who willfully fails to comply with the requirements of this division shall be guilty of a class 1 misdemeanor.
- (9) All fees collected pursuant to this article, less the costs incurred by the county in producing and distributing the certificates and tags required by this article, shall be paid into a special dedicated fund in the treasury of the county for the purpose of paying the expenses of any training course required under Code of Virginia, § 3.1-796.105.
- (10) All certificates or renewals required to be obtained under this division shall only be issued to persons 18 years of age or older who present satisfactory evidence that the animal has been neutered or spayed.
- (11) All certificates or renewals required to be obtained under this division shall only be issued to persons who present satisfactory evidence that the owner has liability insurance coverage, to the value of at least \$100,000.00, that covers animal bites.
- (12) Notwithstanding the provisions of subsection (1) of this section, the animal control officer, in his discretion, may determine, after investigation, whether a dog is a dangerous dog. If the animal control officer determines that a dog is a dangerous dog, he may order the animal's owner to comply with the provisions of this article. If the animal's owner disagrees with the animal control officer's determination, he may appeal the determination to the general district court for a trial on the merits.

(Code 1990, § 3-14; Ord. of 9-10-1997; Ord. of 11-12-2003(1); Ord. of 1-20-2004(1))

FOOTNOTE(S):

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

e) Conservation Easement request

Planning Director, JP Duncan, informed the Board that Larry Atkins, owner of Sterling Investments, LLC is requesting that 10 acres of approximately 201 acres owned on Plank Road be subdivided, and a conservation easement be established on the remaining 191 acres. Because the property is located in a High Intensity Growth Area in the County's Comprehensive Plan, the establishment of a conservation easement is not possible. The owner is requesting that the property be removed from the High Intensity Growth Area in order that the conservation easement can be established.

On a motion by Supervisor Banks and carried unanimously, the Board directed the Planning Commission to remove the requested property from the high intensity growth area:

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

10. Old Business

11. New Business

A motion was made by Supervisor Meinhard to appoint JP Duncan as interim County Administrator, and Vivian Giles through

Sands Anderson be appointed the County Attorney until January 1, 2020. Supervisor Ingle suggested to have Sierra Duncan report to the Sheriff while JP Duncan serves as County Administrator.

Supervisor Osl made a substitute motion to table action on the original motion, which passed by the following vote:

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

12. Public Comments

Ms. Betty Myers stated that the Landfill is a state not county problem. The County needs to unite. Mr. Chris Rankin provided the Board with copies of an article stating that the southern US is becoming a dumping ground. He also states that the Host Community Agreement is vague. Mr. Bill Bruce stated that the Board discussed closing the transfer stations on March 13, 2018, and asked why VDOT decides which roads are paved. Mr. Peter Martens suggested a tickler software to remind staff/clinics when rabies certificates expire, and the staggering of hours at the transfer stations. He also suggested raising revenue by advertising a Heart of Virginia campaign, selling T-shirts, having solar farms, but not a dump.

13. Board Member Comments

The Supervisors thanked Ms. Vivian Giles for her service as County Administrator.

14. Adjourn into Closed Meeting

On a motion by Supervisor Osl and carried, the Board entered into closed meeting pursuant to the Virginia Code Section set for the below to discuss the subject identified:

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, (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, and (iii) no action was taken in closed meeting.

16. Action on Closed meeting item

On a motion by Supervisor Wheeler, and carried by the following vote, the Board approved an amended and restated Host Community Agreement as discussed:

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

17. Additional Information

- a) Treasurer's Report
- b) DMV Report
- c) Monthly Building Inspections Report
- d) Approved Planning Commission meeting minutes – May 20, 2019

e) Approved EDA meeting minutes – N/A

18. Recess –

On a motion by Supervisor Ingle and carried unanimously, the Board recessed the meeting until August 11, 2019 at 7:00 p.m. in Court Room A of the Cumberland Courthouse:

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

David Meinhard, Chairman

Don Unmussig, County Administrator