

At a meeting of the Cumberland County Board of Supervisors held at 7:00 p.m. on the 8th day of October 2019, at the Cumberland County Circuit Court Room:

Present: Parker Wheeler, District 5, Vice-Chairman
William F. Osl, Jr., District 1
Lloyd Banks, Jr., District 2
Kevin Ingle, District 3
Jennifer Crews, Finance Director
JP Duncan, Zoning Administrator
Brian Butler, County Attorney
Stephany Johnson, Deputy Clerk

Absent: None

1. Call to Order

The Vice-Chairman called the meeting to order.

2. Welcome and Pledge of Allegiance

The Pledge of Allegiance was led by the Vice-Chairman.

3. Roll Call

Deputy Clerk, Stephany Johnson, called the roll.

4. Approval of Agenda

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

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

5. Resolution in appreciation of Vivian Seay Giles

On a motion by Supervisor Osl, and carried unanimously, the Board approved a Resolution in appreciation of Ms. Vivian Seay Giles, former County Administrator:

**Resolution In appreciation of
Vivian Seay Giles**

WHEREAS, Vivian Seay Giles has dedicated eight (8) years of service to the County of Cumberland; and

WHEREAS, Vivian began her career in private practice handling taxation and real estate before starting her own practice in 1996. She also served as a part-time Commonwealth's Attorney for Appomattox County from 2007-2008; and

WHEREAS, Vivian joined the County of Cumberland as both the County Administrator and County Attorney in March 2012. During her tenure, Vivian served on the Piedmont Regional Jail Board, Piedmont Regional Juvenile Detention Center Board, Chief Local Elected Officials Board, and has planned all aspects of economic development and planning for our rural county; and

WHEREAS, Vivian has worked under the current Board for two consecutive terms, and has given countless hours of service to Cumberland County; and

WHEREAS, she has distinguished herself through her dedication and commitment to serving the citizens of Cumberland County, and is a devoted mother to her four children who love and support her; and

NOW, THEREFORE, BE IT RESOLVED that the Cumberland County Board of Supervisors, through this resolution, express their deep appreciation for the services that Vivian Seay Giles has performed for the County of Cumberland over the past eight years, and wish her much success in her future endeavors.

Adopted the 8th day of October 2019.

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

6. Resolution in memory of John Holman

On a motion by Supervisor Osl, and carried unanimously, the Board approved a Resolution in memory of Mr. John Holman:

**Resolution in Remembrance of
The life and service of
John Holman**

WHEREAS, John Holman, was born on the 17th day of January 1971 to the late William B. Holman, Jr., and Elsie Mae Hackney Holman, and left this earth on the 7th day of September 2019; and

WHEREAS, John, a lifelong resident of Cumberland, had dedicated himself to service to the County of Cumberland for twenty-two years with the Cumberland Volunteer Rescue Squad, and fifteen years with the Randolph Volunteer Fire Department, and was a lifetime member of both; and

WHEREAS, he enjoyed working on the farm and with Guinea Mills Fencing. He never met a stranger, and helped anyone in need; and

WHEREAS, he began his employment with Cumberland County in October 2017 as a Transfer Station attendant and humbly served the citizens of Cumberland until his departure; and

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

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

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

Adopted the 8th day of October 2019.

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

7. Resolution in appreciation of Patricia “Diane” Bollinger

On a motion by Supervisor Osl, and carried unanimously, the Board approved a resolution in appreciation of Patricia “Diane” Bollinger:

**Resolution of appreciation
Upon the retirement of
Patricia Diane Bollinger**

WHEREAS, Patricia Diane Bollinger, has dedicated more than twenty (20) years of service to the citizens of Cumberland County in the office of the Commissioner of the Revenue; and

WHEREAS, Diane moved to Cumberland and began her employment with Cumberland County in the Commissioner of the Revenue’s Office in November of 1998, where she gladly served the citizens of Cumberland; and

WHEREAS, she received her Master Deputy Commissioner Certification from the University of Virginia, Weldon Cooper Center for Public Service on July 1, 2005; and

WHEREAS, Diane has tirelessly served the County and its citizens with compassion and integrity, and is a devoted wife of thirty-four years to her husband Keith Bollinger, mother to her two sons and grandmother to two grandsons, with another on the way; and

WHEREAS, she has earned deep respect, esteem and love of those with whom she has worked; and

NOW, THEREFORE, BE IT RESOLVED that the Cumberland County Board of Supervisors, through this resolution, express its high regard and profound appreciation for the service that Patricia Diane Bollinger has performed for the County of Cumberland and its citizens over the past twenty (20) years, and wish her much success in her future endeavors.

Adopted the 8th day of October 2019.

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

8. State and Local Department/Agencies

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

Dr. Griffin gave the following report to the Board:

- Cumberland High School has been named in Virginia Living Magazine as one of the top high schools in Virginia, and Highlighted in the AASA Magazine which is a national magazine for school administrators, regarding the innovative practices that are being implemented in the school division
- All three County schools are accredited
- The 2019 graduation rate is 92.5%
- On October 9, 2019 Dr. James Lang, the State Superintendent will visit Cumberland County Public Schools and participate in the Crunch heard around the Commonwealth
- Leadership Farmville Youth Summit will take place on October 10, 2019
- 2019 Homecoming will be on October 11, 2019 with a dance on October 12, 2019
- Walk for Education was a success
- The CHS Carpentry Class is building a shed for the Habitat for Humanity House
- The Cumberland County Bands Program continues to excel in competitions
- See you at the pole was well attended
- Dr. Griffin expressed her delight for CHS Alumni, Alexa Massey, representing Cumberland as the new reporter at The Farmville Herald
- Dr. Griffin explained that currently, there is an outbreak of scabies in the school system. According to the State Health Department, an outbreak means more than one. The School System is taking appropriate measures and following the suggestions of the Health Department and

reversion clause so that if the land was no longer used for fire services, the property would revert back to Blanton & Pleasants.

The Vice-Chairman opened the public hearing. With no citizens signed up to speak, the Vice-Chairman then closed the public hearing.

On a motion by Supervisor Osl, and carried unanimously, the Board approved the disposition of real property known as TaxMap # 18A-A-48A, the Cartersville Volunteer Fire Department metal building/office according to the reversion clause in the deed from August 10, 2001:

BOARD OF SUPERVISORS
OF THE
COUNTY OF CUMBERLAND, VIRGINIA
RESOLUTION
APPROVING AND AUTHORIZING
DISPOSITION OF CERTAIN REAL ESTATE

At a meeting of the Board of Supervisors of Cumberland County, Virginia, in the Cumberland County Courthouse, Cumberland, Virginia 23040 commencing at 7:00 p.m., October 08, 2019, the following action was taken following a duly held public hearing during which time county staff provided a review of the proposed disposition of property 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 approve and authorize, in accordance with the following Resolution, the disposition of certain property;

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

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

William K. Ingle

aye

Absent:

none

WHEREAS, at a regular monthly meeting held on October 08, 2019, staff provided the Board of Supervisors with an overview of the proposed disposition of the real property, including all improvements and appurtenances thereto, as described and set forth on Tax Map Parcel 018A-A-48A, containing 0.091 acres in the Hamilton District, and further described as the Cartersville Volunteer Fire Department metal building/office. (the "Property"); and

WHEREAS, the proposed disposition of the Property is made in accordance with the reversion rights afforded in the deed of the property from Blanton & Pleasants, Incorporated to the Board of Supervisors of the County of Cumberland for the purposes of providing fire services, found in deed book 254, page 227 of record in the Clerk's Office of the Circuit Court of Cumberland County, Virginia; and

WHEREAS, pursuant to Virginia Code Section 15.2-1800(B) the Board of Supervisors has authority to dispose such Property at a duly advertised and held a public hearing on October 08, 2019 to affect such disposition; and

WHEREAS, after conducting a public hearing and considering the comments of County staff and the general public and after discussion and due deliberation with respect to such information, the Board of Supervisors desires to affirm its findings and to approve and authorize the disposition of the Property according to the deed;

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

- a. The foregoing recitals are hereby incorporated by this reference.
- b. The Board of Supervisors further hereby approves the disposition of the Property, and reversion to Blanton & Pleasants, Incorporated.
- c. Upon consideration of the foregoing, the Board of Supervisors further directs the county administrator and county staff to coordinate and effect the disposition of the property.
- d. The Chairman of the Board is authorized to execute an agreement, deed of sale or bargain, and such other documents, with such completions, omissions, insertions and changes not inconsistent with this Resolution as may be approved by the Chairman of

c) Board of Equalization Ordinance

Deputy Clerk, Stephany Johnson, informed the Board that since the county is currently undergoing a reassessment, state code requires that the Board hold a public hearing, and approve by ordinance, the dates by which citizens must submit applications for relief from reassessment, and the date by which the Board of Equalization must dispose of the applications received.

The Chairman opened the public hearing. With no citizens signed up to speak, the Chairman then closed the public hearing.

On a motion by Supervisor Osl, and carried unanimously, the Board approved the Board of Equalization Ordinance:

BOARD OF SUPERVISORS
OF THE
COUNTY OF CUMBERLAND, VIRGINIA

ORDINANCE

ESTABLISHING A DEADLINE FOR APPLICATIONS TO THE BOARD OF
EQUALIZATION FOR RELIEF FROM REASSESSMENT DETERMINATIONS AND
A DEADLINE FOR ALL APPLICATIONS TO BE FINALLY DISPOSED OF BY THE
BOARD OF EQUALIZATION

October 08, 2019

At a meeting of the Board of Supervisors of Cumberland County, Virginia, in the Circuit Courtroom of the Cumberland County Courthouse at Cumberland, Virginia commencing at 7:00 p.m., October 8, 2019, the following action was taken following a duly held public hearing during which staff provided a review of the proposed County Ordinance and members of the public offered comment:

Following a reading of the recitals and the resolutions for adoption of the proposed ordinance and on duly recognized motion, the Board of Supervisors adopted and approved the Resolution according to the cotes stated below:

<u>Present:</u>	<u>Vote:</u>
William F. Osl, Jr.	aye
Lloyd Banks, Jr.	aye
William K. Ingle	aye
Parker Wheeler, Vice-Chairman	aye
<u>Absent:</u>	None

WHEREAS, as required by Virginia Code § 58.1-3252, Cumberland County has authorized the general reassessment of real estate; and

WHEREAS, Virginia Code § 58.1-3370 requires appointment of a Board of Equalization to receive applications from property owners or lessees seeking equalization of their real property assessments; and

WHEREAS, Virginia Code § 58.1-3378 allows for the establishment of deadlines by which such applications shall be submitted by property owners and disposed of by the Board of Equalization.

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

- g. The foregoing recitals are hereby incorporated by this reference.
- h. Upon consideration of the foregoing, and pursuant to Virginia Code § 58.1-3378, the Board of Supervisors of Cumberland County deems it appropriate to by ordinance and this resolution establish a deadline for the submission to the board of equalization of applications for relief from reassessment determinations and to establish a deadline by which all applications submitted must be disposed of by the board of equalization.
- i. Accordingly, the Board of Supervisors of Cumberland County, Virginia does hereby adopt the following Ordinance:

AN ORDINANCE

Establishing Friday, January 31, 2020 as the date by which all applications for relief from reassessment determinations must be made by property owners or lessees to

On a motion by Supervisor Osl, and carried unanimously, the Board set the rate of pay for the Board of Equalization as \$55.00 per day:

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

d) Appointment to the Social Services Board of Directors for District 1:

On a motion by Supervisor Osl, and carried unanimously, the Board appointed Verna Mahan to the Social Services Board of Directors for a four-year term expiring September 30, 2023:

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

e) RFP # 2019-10-18-CCES

On a motion by Supervisor Ingle, and carried unanimously, the Board approved the issuance of RFP# 2019-10-18-CCES for replacement of the Elementary School floors:

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

f) Set public hearing for an ordinance to amend the Virginia Growth Alliance (VGA) membership agreement

On a motion by Supervisor Osl, and carried unanimously, the Board set a public hearing for an Ordinance to amend the VGA membership agreement for November 12, 2019:

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

On a motion by Supervisor Ingle and carried unanimously, the Board approved a request for appropriation for the Maintenance Department in the amount of \$2,020:

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

13. Planning Director’s Report

a) Planning Project Update

There was no discussion regarding this item.

b) CP 19-02 Comprehensive Plan Amendment:

At a previous Board meeting, Supervisor Meinhard requested that the Planning Commission consider adding many roads in Cumberland as designated growth areas. The Planning Commission recommends that these changes be considered as a part of an overhaul of the Comprehensive Plan after the 2020 Census is released and did not see any reason to take action at this time.

c) CUP 17-04 Sportsman Campground Renewal

On a motion by Supervisor Banks and carried unanimously, the Board renewed CUP 17-04 Sportsman Campground until October 2022:

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

d) Resolution for TRRC Grant Application

On a motion by Supervisor Ingle and carried unanimously, the Board approved the Resolution for TRRC Grant Application:

**A RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF CUMBERLAND, VIRGINIA**

**VIRGINIA TOBACCO INDEMNIFICATION AND COMMUNITY
REVITALIZATION COMMISSION
PROJECT ENDORSEMENT RESOLUTION**

WHEREAS, the Virginia Tobacco Region Revitalization Commission (TRRC) was created to help foster economic development in the tobacco dependent communities of Southside and Southwest Virginia; and

WHEREAS, the County of Cumberland Board of Supervisors would like to submit (2) two grant applications for a total of \$999,880: a Tobacco Commission Southern Area Economic Development Grant in the amount of \$24,841; and a Tobacco Commission Special Projects Grant in the amount of \$975,039; and

WHEREAS, applications were considered at the Tobacco Commission May 22 & 23, 2018 full Board meeting in Farmville, VA; and

WHEREAS, these funds will be used towards the design, engineering, and construction of a sewer pump station, and force main/sewer line system at the Cumberland County Business Park; and

WHEREAS, a business expanding to Cumberland County will create 52 full time jobs, at an average wage of \$36,518/annually within 36 months, at the Business Park Shell Building, once the building up-fit and infrastructure are complete; and

WHEREAS, the \$999,880 of required 1:1 matching funds will be provided by the value of past investments at the Cumberland County Business Park, and investments by the "Prospective Business" client; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors for the County of Cumberland, Virginia does hereby support two(2) grant applications totaling \$999,880 to the Virginia Tobacco Region Revitalization Commission for the design, engineering, and construction of a sewer pump station, and force main/sewer line system at the Cumberland County Business Park; and

BE IT FURTHER RESOLVED, that the Board of Supervisors of the County of Cumberland, Virginia does hereby authorize the Board of Supervisors Chairman and/or County Administrator to sign any and all necessary grant documents to execute the grant applications, grant contracts, and grant reports.

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

14. County Attorney's Report

N/A

15. Old Business

a) Edgewood Drive culvert request

Supervisor Wheeler requested the county install a culvert in the alleyway on Edgewood Drive between 301 Dana Drive and 200 Virginia Avenue. The property owners state that when vehicles enter the alleyway to access utilities from the entrance on Lynn Drive, they must turn around in residents' yards. Installation of this culvert will allow a separate ingress and egress. All affected property owners have been notified of the proposed action, and neither staff nor Supervisor Wheeler has received any correspondence.

On a motion by Supervisor Wheeler and carried by the following vote, the Board approved the installation of a culvert on Edgewood Drive:

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

16. New Business

Due to the current drought, several counties in the state are issuing a burn ban. By unanimous consent, the Board implemented a Voluntary Burn Ban throughout the County which discourages all outside open fires and outdoor burning. The Burn Ban is effective immediately, and until further notice. The Board directed staff to draft and release a PSA regarding the Burn Ban.

17. Public Comments

Mr. Bernie Becker states that the ESC (Emergency Services Committee) supports the hiring of a new county employee to assist the EMS Agencies with grant applications. Mr. Butch Pond commended Superintendent Griffin on a job well done. Mrs. Betty Myers suggested that the Board members institute staggered terms. Mr. David Meinhard wanted to expand on the resolution the Board adopted in appreciation of Vivian Giles. He states that she has been a major part of the success in Cumberland County. He states that during her tenure, there was no increase in taxes or debt, while there were increased expenses for Refuse Hauling, new roof and HVAC system replacement for the Cumberland Elementary School.

18. Board Member Comments

Supervisors Osl and Ingle agree with Mr. Pond's commendation of Dr. Griffin, and Supervisor Ingle agreed with the comments made by Mr. Meinhard in appreciation of Ms. Giles.

Supervisor Ingle also approves the hiring of an Executive Secretary for Cumberland Fire & EMS to assist with grant procurement and management, as well as assisting with Revenue Recovery.

Supervisor Wheeler agreed with the positive comments made by the other Board members and thanked everyone in attendance for coming out to the meeting.

19. 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:

- Virginia Code § 2.2-3711.A.1: Personnel;
Subject: Assignment and reassignment of administrative duty

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.

On a motion by Supervisor Ingle and carried unanimously, the Board appointed Parker Wheeler as Chairman, and William F. Osl, Jr., as Vice-Chairman:

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

21. Additional Information

- a) Treasurer’s Report
- b) DMV Report
- c) Monthly Building Inspections Report
- d) Approved Planning Commission meeting minutes – August 26, 2019
- e) Approved EDA meeting minutes – July 23, 2019, July 29, 2019, and August 19, 2019

22. Adjourn -

On a motion by Supervisor Osl and carried unanimously, the Board recessed the meeting until 6:00 p.m. on Wednesday, October 9, 2019 in Court Room A of the Cumberland Courthouse:

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

Parker Wheeler, Vice-Chairman

Stephany S. Johnson, Deputy Clerk