



CUMBERLAND COUNTY BOARD OF SUPERVISORS

Special meeting
Administration Conference Room
1 Courthouse Circle Cumberland, VA

April 28, 2020

7:00 p.m.

ELECTRONIC MEETING

This meeting is being held via electronic communication pursuant to the Emergency Ordinance adopted by the Board of Supervisors on April 8, 2020. Board members physical present: Supervisor Tavernier, Vice-Chairman Tyree and Supervisor Saunders. The Board members participating by electronic communication: Chairman Stanley and Supervisor Brooks. Deputy Clerk, Stephany Johnson is responsible for receiving public comment. Please send comments to administration@cumberlandcounty.virginia.gov by 5:00 p.m. Tuesday, April 28, 2020. Meeting notice was posted to the County website on March 25, 2020. The Agenda was posted to the County website on April 23, 2020, which included the notice of opportunities for the public to access and participate in this electronic meeting.

7:00 p.m. –

- 1. Call to order**
- 2. Welcome and Pledge of Allegiance**
- 3. Roll Call of Members**
- 4. Approval of Agenda** **Motion**
- 5. Reduction in interest rate on certain debt service (pg. 1-14)** **Motion**
- 6. Public Hearing and Ratification of Emergency Continuity of Government Ordinance (pg. 15-20)** **Motion**
- 7. Public Hearing for 2020 Tax Rate (pg. 21)** **Motion**
- 8. Adoption of FYE21 budget (pg. 22-24)** **Motion**
- 9. Adoption of 2020 Tax Rate (pg. 22-24)** **Motion**
- 10. Adoption of CIP FY 2020-21 thru 2024-25 (pg. 25)** **Motion**
- 11. Adjourn – Regular meeting – May 12, 2020.**



**VML/VACo Finance
Tax-Exempt Financing for
Cumberland County, Virginia
Commonwealth Loan Series 2009 Refunding**

Preliminary Timeline

<u>Date</u>	<u>Action</u>
April 8 th	VML/VACo Finance issues Request for Proposals
April 9 th	Notify US Bank, Trustee and Remarketing Agent of timeline for refunding
April 9 th – April 22 nd	Bond Counsel prepares tax-exempt financing documents
April 21 st	Proposals due from Banks
April 21 st	VML/VACo presents results of proposals to County staff
April 22 nd	<ul style="list-style-type: none">▪ Preliminary documents provided to Bank and County for review▪ Bond Counsel provides model resolution authorizing the financing for Cumberland County BOS's consideration
April 24 th	Notice provided to US Bank to cancel Swap Agreement
April 27 th	Bond Counsel sends final financing documents to County for Board meeting on April 28 th
April 28 th	BOS considers resolution authorizing the refunding
April 29 th	Executed documents returned to bank
April 30 th	Closing
May 1 st	Funding and payoff of swap

\$3,060,000

Preliminary

Cumberland County, VA

Series 2020 Refunding Loan | Signature Public Funding

Sources & Uses

Dated 04/30/2020 | Delivered 04/30/2020

Sources Of Funds

Par Amount of Bonds	\$3,060,000.00
Equity Contribution	7,000.00
Total Sources	\$3,067,000.00

Uses Of Funds

Net Bond Counsel Fees	9,000.00
Less VLGFC Grant	(5,000.00)
Net Bond Counsel Fees	4,000.00
Bank Legal Costs	3,000.00
Deposit to Current Refunding Fund	3,060,000.00
Total Uses	\$3,067,000.00

\$3,060,000

Preliminary

Cumberland County, VA

Series 2020 Refunding Loan | Signature Public Funding

Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I	Fiscal Total
04/30/2020	-	-	-	-	-
11/01/2020	144,951.55	2.310%	35,539.35	180,490.90	180,490.90
05/01/2021	146,625.74	2.310%	33,668.81	180,294.55	-
11/01/2021	148,319.27	2.310%	31,975.28	180,294.55	360,589.10
05/01/2022	150,032.36	2.310%	30,262.19	180,294.55	-
11/01/2022	151,765.23	2.310%	28,529.32	180,294.55	360,589.10
05/01/2023	153,518.12	2.310%	26,776.43	180,294.55	-
11/01/2023	155,291.26	2.310%	25,003.30	180,294.56	360,589.11
05/01/2024	157,084.86	2.310%	23,209.68	180,294.54	-
11/01/2024	158,899.20	2.310%	21,395.35	180,294.55	360,589.09
05/01/2025	160,734.49	2.310%	19,560.07	180,294.56	-
11/01/2025	162,590.96	2.310%	17,703.58	180,294.54	360,589.10
05/01/2026	164,468.90	2.310%	15,825.66	180,294.56	-
11/01/2026	166,368.50	2.310%	13,926.04	180,294.54	360,589.10
05/01/2027	168,290.07	2.310%	12,004.49	180,294.56	-
11/01/2027	170,233.81	2.310%	10,060.74	180,294.55	360,589.11
05/01/2028	172,200.02	2.310%	8,094.54	180,294.56	-
11/01/2028	174,188.93	2.310%	6,105.63	180,294.56	360,589.12
05/01/2029	176,200.80	2.310%	4,093.74	180,294.54	-
11/01/2029	178,235.93	2.310%	2,058.62	180,294.55	360,589.09
Total	\$3,060,000.00	-	\$365,792.82	\$3,425,792.82	-

Yield Statistics

Bond Year Dollars	\$15,835.19
Average Life	5.175 Years
Average Coupon	2.3099999%
Net Interest Cost (NIC)	2.3099999%
True Interest Cost (TIC)	2.3099922%
All Inclusive Cost (AIC)	2.4581387%

IRS Form 8038

Net Interest Cost	2.3099999%
Weighted Average Maturity	5.175 Years

\$3,060,000

Preliminary

Cumberland County, VA

Series 2020 Refunding Loan | Signature Public Funding

Debt Service Comparison

Date	Total P+I	Expenses	Net New D/S	Old Net D/S	Savings
11/01/2020	180,490.90	1,538.50	182,029.40	306,819.56	124,790.16
11/01/2021	360,589.10	2,841.75	363,430.85	396,336.28	32,905.43
11/01/2022	360,589.10	2,545.10	363,134.20	393,760.71	30,626.51
11/01/2023	360,589.11	2,241.56	362,830.67	395,682.41	32,851.74
11/01/2024	360,589.09	1,930.96	362,520.05	391,890.25	29,370.20
11/01/2025	360,589.10	1,613.15	362,202.25	392,576.68	30,374.43
11/01/2026	360,589.10	1,287.96	361,877.06	392,571.93	30,694.87
11/01/2027	360,589.11	955.21	361,544.32	391,829.52	30,285.20
11/01/2028	360,589.12	614.74	361,203.86	390,364.97	29,161.11
11/01/2029	360,589.09	266.34	360,855.43	393,162.11	32,306.68
Total	\$3,425,792.82	\$15,835.27	\$3,441,628.09	\$3,844,994.42	\$403,366.33

PV Analysis Summary (Net to Net)

Gross PV Debt Service Savings	156,787.34
Effects of changes in Credit Enhancement Expenses	153,144.31
Effects of changes in Admin Expenses	47,639.31
Net PV Cashflow Savings @ 2.458%(AIC)	357,570.96
Total Cash contribution	(7,000.00)
Net Present Value Benefit	\$350,570.96
Net PV Benefit / - Refunded Principal	-
Net PV Benefit / \$3,060,000 Refunding Principal	11.457%

Refunding Bond Information

Refunding Dated Date	4/30/2020
Refunding Delivery Date	4/30/2020

\$3,060,000

Preliminary

Cumberland County, VA
Series 2020 Refunding Loan | Signature Public Funding

Net Debt Service Schedule

Date	Principal	Coupon	Interest	Total P+I	Annual Fee (0.10%)	Net New D/S
11/01/2020	144,951.55	2.310%	35,539.35	180,490.90	1,538.50	182,029.40
11/01/2021	294,945.01	2.310%	65,644.09	360,589.10	2,841.75	363,430.85
11/01/2022	301,797.59	2.310%	58,791.51	360,589.10	2,545.10	363,134.20
11/01/2023	308,809.38	2.310%	51,779.73	360,589.11	2,241.56	362,830.67
11/01/2024	315,984.06	2.310%	44,605.03	360,589.09	1,930.96	362,520.05
11/01/2025	323,325.45	2.310%	37,263.65	360,589.10	1,613.15	362,202.25
11/01/2026	330,837.40	2.310%	29,751.70	360,589.10	1,287.96	361,877.06
11/01/2027	338,523.88	2.310%	22,065.23	360,589.11	955.21	361,544.32
11/01/2028	346,388.95	2.310%	14,200.17	360,589.12	614.74	361,203.86
11/01/2029	354,436.73	2.310%	6,152.36	360,589.09	266.34	360,855.43
Total	\$3,060,000.00	-	\$365,792.82	\$3,425,792.82	\$15,835.27	\$3,441,628.09

\$3,060,000

Preliminary

Cumberland County, VA

Series 2020 Refunding Loan | Signature Public Funding

Total Prior Net Debt Service

Date	Principal	Coupon	Interest	Admin Expenses	Total P+I	LOC	Net D/S
11/01/2020	245,000.00	3.398%	43,318.15	4,093.40	288,318.15	14,408.01	306,819.56
11/01/2021	260,000.00	3.398%	95,639.64	9,003.97	355,639.64	31,692.67	396,336.28
11/01/2022	270,000.00	3.398%	86,806.08	8,176.00	356,806.08	28,778.63	393,760.71
11/01/2023	285,000.00	3.398%	77,632.92	7,312.03	362,632.92	25,737.46	395,682.41
11/01/2024	295,000.00	3.398%	67,950.00	6,402.99	362,950.00	22,537.26	391,890.25
11/01/2025	310,000.00	3.398%	57,927.36	5,453.56	367,927.36	19,195.76	392,576.68
11/01/2026	325,000.00	3.398%	47,395.08	4,464.07	372,395.08	15,712.78	392,571.93
11/01/2027	340,000.00	3.398%	36,353.28	3,424.06	376,353.28	12,052.18	391,829.52
11/01/2028	355,000.00	3.398%	24,801.72	2,337.10	379,801.72	8,226.15	390,364.97
11/01/2029	375,000.00	3.398%	12,740.64	1,199.51	387,740.64	4,221.96	393,162.11
Total	\$3,060,000.00	-	\$550,564.87	\$51,866.69	\$3,610,564.87	\$182,562.86	\$3,844,994.42

PROPOSAL AND TERMS SHEET

Moral Obligation Refunding Note or Bond, Series 2020

By and Between

Signature Public Funding Corp.

and

County of Cumberland, Virginia

The logo for Signature Public Funding, featuring the word "Signature" in a large, elegant, cursive script.

**SIGNATURE
PUBLIC FUNDING**

Signature Public Funding Corp.,
a wholly-owned subsidiary of Signature Bank

Signature Public Funding Corp.
Douglas S. Dillon, Executive Sales Officer
600 Washington Avenue, Suite 305
Towson, Maryland 21204
(410) 704-0083
ddillon@signatureny.com

The logo for Signature Public Funding Corp. features the word "Signature" in a large, elegant, cursive script font. A thin vertical line is positioned to the right of the word, separating it from the company name.

**SIGNATURE
PUBLIC FUNDING**

April 21, 2020

Mr. Don Unmussig, County Administrator
County of Cumberland
1 Courthouse Circle
Cumberland, VA 23040

RE: Moral Obligation Refunding Note or Bond, Series 2020

Dear Mr. Unmussig:

Signature Public Funding Corp. ("SPFC") is pleased to present to the County of Cumberland Board of Supervisors ("County") its proposal for the funding of the Moral Obligation Refunding Note or Bond as described in the Request for Proposals dated April 9, 2020.

If you have any questions about the proposal, please contact me for clarification or follow-up. It is a pleasure to offer this proposal to the County and we look forward to your favorable acknowledgment.

Sincerely,

A handwritten signature in blue ink, appearing to read "Douglas S. Dillon". The signature is fluid and cursive.

Douglas S. Dillon
Executive Sales Officer

PROPOSAL & REVISED TERMS SHEET

County of Cumberland, Virginia

BORROWER: County of Cumberland, Virginia, (the “County” or “Borrower”), which shall be political subdivision or body corporate and politic of the Commonwealth of Virginia and qualify as a political subdivision within the meaning of Section 103(c) of the Internal Revenue Code of 1986, as amended (the “Code”).

LENDER: Signature Public Funding Corp., a wholly-owned subsidiary of Signature Bank (“SPFC” or “Lender”), or its Assignee.

TYPE OF FINANCING: A single amortizing term Note or Bond (the “Note”) issued in a ‘not to exceed’ Par amount of \$3,060,000.00. Interest will be calculated on a 30/360 simple interest basis. The Note shall be governed by the laws of the Commonwealth of Virginia and shall comply with all applicable Commonwealth and federal laws and regulations.

USE OF PROCEEDS: The proceeds of the Note will be used for refunding the Series 2009 Bonds originally issued for improvements to essential public infrastructure including the County’s public safety facilities, water and sewer facilities, the county administration building, school facilities and others as more fully described in the Request for Proposals, and to pay cost of issuance associated with the Note including Lender’s legal counsel fees.

INTEREST RATE: 2.31%

The Interest Rate assumes a closing no later than May 22, 2020.

If funding does not take place by May 22, 2020 then the Interest Rate may be adjusted based changes in the average life Interest Rate Swap as noted by the Federal Reserve in effect on any of the three (3) days prior to the actual closing date. Once set, the Initial Interest Rate will remain fixed through the maturity date of the Note.

SECURITY:

The Note will be a Moral Obligation subject to annual appropriation of the principal and interest payments each year of the term.

The County will provide a Negative Covenant that will state that the sheriff's office and county administration building will not be sold, leased, or otherwise transferred, disposed of, or encumbered without the prior written consent of the Lender.

FINAL MATURITY DATE:

November 1, 2029

REPAYMENT:

The Note will require level semi-annual payments of principal and interest each May 1 and November 1 beginning November 1, 2020.

A principal amortization table for a Note in the amount of \$3,060,000.00 can be found attached hereto as Annex A. The final Note principal table will be adjusted to reflect the final principal amount of the Note up to a maximum Par amount of \$3,060,000.00, or other amount agreed to between the parties. Any changes to the final principal schedule will be determined in a manner that does not materially alter the weighted average life of the principal recovery as reflected in the principal schedule of the RFP.

If any amounts due and owing with respect to the Notes (including principal, interest, or other amounts) are not paid within twenty (20) days of the regularly scheduled or invoiced due date, then such amounts will accrue and be subject to additional interest (a "Late Charge") at a per annum interest rate of 5.00% (the "Taxable Interest Rate").

TAX EXEMPT STATUS:

The Note will be a tax-exempt financing such that the interest component of the payments will be excludable from the Lender's gross income for federal income tax calculations and exempt from all taxation in the state. The County covenants and agrees to comply with all requirements of the Internal Revenue Code of 1986, as amended, and all other applicable rules, laws, regulations and promulgations necessary to keep the interest portion exempt from such Federal and state income taxes. If as a result of the County's failure to comply with the foregoing covenant or as a result of a change in laws or the marginal corporate income tax rate the interest portion of the payments is included in the Lessor's

federal or state gross income tax calculations, then the interest due under the Note may be adjusted for the affect of the failure or change, together with any fees or penalties resulting if due to non-compliance.

The County reasonably anticipates the total amount of tax-exempt obligations (other than private activity Notes) to be issued by County during calendar year 2020 will not exceed ten million (\$10,000,000.00) dollars.

The Lender has not provided, nor will it provide tax or accounting advice to the County regarding this transaction or the treatment thereof for tax and accounting purposes. The Lender is not a registered financial advisor, nor registered with IRMA, the MSRB or as broker-dealer in securities. The County has obtained independent tax, financial advisory, securities and accounting advice as it deems necessary. An 8038-G will be provided with respect to the Note executed in connection herewith.

PREPAYMENT OPTIONS:

The Note will be non-callable through November 1, 2025. The County will have the right to prepay on any scheduled payment date the outstanding principal of the Note at a premium of 1.00% of the prepaid principal amount plus interest and any other amounts due and owing at the time of the prepayment.

LEGAL OPINION:

The County's counsel shall furnish SPFC with a validity and tax opinion covering, *inter alia*, the tax-exempt nature of this transaction, the ability of the County to issue the Note, and the approval of the documents used in connection therewith. This opinion shall be in a form and substance satisfactory to SPFC and its counsel.

NOTE DOCUMENTATION:

The documentation will be prepared by the Borrower's counsel and is subject to approval by SPFC, and its counsel. The County will be responsible for a \$3,000.00 fee to SPFC, which SPFC will apply to cover SPFC's legal and other transaction costs. The fee can be financed with Note proceeds.

Documentation shall include all standard representations, warranties, and covenants typically associated with a transaction of this nature, including any requirements of the SPFC's final credit approval.

REGISTRATION:

CUSIP numbers will not be required or assigned to this issuance.

DUE DILIGENCE:

The County shall provide to SPFC documentation as may be needed by SPFC counsel and other business, legal and credit due diligence items not previously provided or publicly available. This proposal shall not be construed as a commitment to lend by SPFC and is subject to final credit approval by the Signature Public Funding Corp. and Signature Bank and approval of the definitive Note documents in Signature Public Funding Corp.'s sole discretion. To render a final credit decision, the County shall provide SPFC with the information requested above. Any and all capitalized terms not specifically defined herein shall be given their meaning under the Note Documents.

PROPOSAL & REVISED TERMS SHEET: PROPOSAL ACCEPTANCE
County of Cumberland, Virginia

ACCEPTANCE BY COUNTY:

The Proposal & Terms Sheet submitted by Signature Public Funding Corp. has been reviewed, agreed to, and accepted by County of Cumberland, Virginia on 22 APRIL, 2020.

AGREED AND ACCEPTED:

COUNTY OF CUMBERLAND, VIRGINIA

By: _____

Name:

Title:



Annex A: Sample Note Amortization for a Par Amount of \$3,060,000.00 and an assumed funding date of May 1, 2020

Interest Rate 2.310%

<u>Date</u>	<u>Funding Amount</u>	<u>Semi Annual Payment</u>	<u>Interest</u>	<u>Principal</u>	<u>Unamortized Balance</u>	<u>Prepayment Amount</u>
5/1/2020	3,060,000.00	-	-	-	3,060,000.00	Non-Callable
11/1/2020	-	180,294.55	35,343.00	144,951.55	2,915,048.45	Non-Callable
5/1/2021	-	180,294.55	33,668.81	146,625.74	2,768,422.71	Non-Callable
11/1/2021	-	180,294.55	31,975.28	148,319.27	2,620,103.44	Non-Callable
5/1/2022	-	180,294.55	30,262.19	150,032.36	2,470,071.08	Non-Callable
11/1/2022	-	180,294.55	28,529.32	151,765.23	2,318,305.85	Non-Callable
5/1/2023	-	180,294.55	26,776.43	153,518.12	2,164,787.73	Non-Callable
11/1/2023	-	180,294.55	25,003.29	155,291.26	2,009,496.47	Non-Callable
5/1/2024	-	180,294.55	23,209.69	157,084.86	1,852,411.61	Non-Callable
11/1/2024	-	180,294.55	21,395.35	158,899.20	1,693,512.41	Non-Callable
5/1/2025	-	180,294.55	19,560.06	160,734.49	1,532,777.92	Non-Callable
11/1/2025	-	180,294.55	17,703.59	162,590.96	1,370,186.96	Non-Callable
5/1/2026	-	180,294.55	15,825.65	164,468.90	1,205,718.06	1,217,775.24
11/1/2026	-	180,294.55	13,926.05	166,368.50	1,039,349.56	1,049,743.06
5/1/2027	-	180,294.55	12,004.48	168,290.07	871,059.49	879,770.08
11/1/2027	-	180,294.55	10,060.74	170,233.81	700,825.68	707,833.94
5/1/2028	-	180,294.55	8,094.53	172,200.02	528,625.66	533,911.92
11/1/2028	-	180,294.55	6,105.62	174,188.93	354,436.73	357,981.10
5/1/2029	-	180,294.55	4,093.75	176,200.80	178,235.93	180,018.29
11/1/2029	-	180,294.55	2,058.62	178,235.93	-	-
Total	3,060,000.00	3,425,596.45	365,596.45	3,060,000.00		



County of Cumberland Virginia

EMERGENCY ORDINANCE TO EFFECTUATE TEMPORARY CHANGES IN CERTAIN DEADLINES AND TO MODIFY PUBLIC MEETING AND PUBLIC HEARING PRACTICES AND PROCEDURES TO ADDRESS CONTINUITY OF OPERATIONS ASSOCIATED WITH PANDEMIC DISASTER.

April 8, 2020

WHEREAS, on March 12, 2020, Governor Ralph S. Northam issued Executive Order Fifty-One declaring a state of emergency for the Commonwealth of Virginia arising from the novel Coronavirus (COVID-19) pandemic; and

WHEREAS, Executive Order Fifty-One acknowledged the existence of a public health emergency which constitutes a disaster as defined by Virginia Code § 44-146.16 arising from the public health threat presented by a communicable disease anticipated to spread; and

WHEREAS, Executive Order Fifty-One ordered implementation of the Commonwealth of Virginia Emergency Operations Plan, activation of the Virginia Emergency Operations Center to provide assistance to local governments, and authorization for executive branch agencies to waive “any state requirement or regulation” as appropriate; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency, beginning March 1, 2020, in response to the spread of COVID-19; and

WHEREAS, on March 11, 2020, the World Health Organization declared the COVID-19 outbreak a pandemic; and

WHEREAS, on March 16, 2020, the Board of Supervisors of Cumberland County, Virginia (“BOARD”) declared a local emergency effective March 16, 2020 at 4:30 PM, EDT; and

WHEREAS, the BOARD finds that COVID-19 constitutes a real and substantial threat to public health and safety and constitutes a “disaster” as defined by Virginia Code §44-146.16 being a “communicable disease of public health threat;” and

WHEREAS, Virginia Code § 15.2-1413 provides that, notwithstanding any contrary provision of law, a locality may, by ordinance, provide a method to assure continuity of government in the event of a disaster for a period not to exceed six months; and

WHEREAS, Virginia Code § 44-146.21(C) further provides that a local director of emergency management or any member of a governing body in his absence may upon the declaration of a local emergency “proceed without regard to time-consuming procedures and formalities prescribed by law (except mandatory constitutional requirements) pertaining to performance of public work;” and

WHEREAS, Virginia Code § 2.2-3708.2(A)(3) allows, under certain procedural requirements including public notice and access, that members of BOARD may convene solely by electronic means “to address the emergency;” and

WHEREAS, the open public meeting requirements of the Virginia Freedom of Information Act (“FOIA”) are limited only by a properly claimed exemption provided under that Act or “any other statute;” and

WHEREAS, the Governor and Health Commissioner of the Commonwealth of Virginia and the President of the United States have recommended suspension of public gatherings of more than ten attendees; and

WHEREAS, The Attorney General of Virginia issued an opinion dated March 20, 2020 stating that localities have the authority during disasters to adopt ordinances to ensure the continuity of government; and

WHEREAS, this emergency ordinance in response to the disaster caused by the COVID-19 pandemic promotes public health, safety and welfare and is consistent with the law of the Commonwealth of Virginia, the Constitution of Virginia and the Constitution of the United States of America.

NOW, THEREFORE, BE IT ORDAINED by the Board of Supervisors of Cumberland County, Virginia:

1. That the COVID-19 pandemic makes it unsafe to assemble in one location a quorum for public bodies including the Board of Supervisors, the School Board, the Planning Commission, Board of Zoning Appeals, Board of Equalization, and all local and regional boards, commissions, committees and authorities created by the Board or to which the Board appoints all or a portion of its members (collectively “Public Entities” and individually “Public Entity”), or for such Public Entities to conduct meetings in accordance with normal practices and procedures.

2. That in accordance with Virginia Code § 15.2-1413, and notwithstanding any contrary provision of law, general or special, the following emergency procedures are adopted to ensure the continuity of government during this emergency and disaster:

a. Any meeting or activities which require the physical presence of members of the Public Entities may be held through real time electronic means (including audio, telephonic, video or other practical electronic medium) without a quorum physically present in one location; and

b. Prior to holding any such electronic meeting, the Public Entity shall provide public notice of at least 3 days in advance of the electronic meeting identifying how the public may participate or otherwise offer comment; and

c. Any such electronic meeting of Public Entities shall state on its agenda and at the beginning of such meeting that it is being held pursuant to and in compliance with this Ordinance; identify Public Entity members physically and/or electronically present; identify the persons responsible for receiving public comment; and identify notice of the opportunities for the public to access and participate in such electronic meeting; and

d. Any such electronic meeting of the Public Entities shall be open to electronic participation by the public and closed to in-person participation by the public; and

e. For any matters requiring a public hearing, public comment may be solicited by electronic means in advance and shall also be solicited through telephonic or other electronic means during the course of the electronic meeting. All such public comments will be provided to members of the Public Entity at or before the electronic meeting and made part of the record for such meeting; and

f. The minutes of all electronic meeting shall conform to the requirements of law, identify how the meeting was conducted, members participating, and specify what actions were taken at the meeting. The Public Entities may approve minutes of an electronic meeting at a subsequent electronic meeting and shall later approve all such minutes at a regular or special meeting after the emergency and disaster has ended.

IT IS FURTHER ORDAINED that notwithstanding any provision of law, regulation or policy to the contrary, any deadlines requiring action by a Public Entity, its officers (including Constitutional Officers) and employees of its organization shall be suspended during this emergency and disaster, however, the Public Entities, officers and employees thereof are encouraged to take such action as is practical and appropriate to meet those deadlines. Failure to meet any such deadlines shall not constitute a default, violation, approval, recommendation or otherwise.

IT IS FURTHER ORDAINED, that non-emergency public hearings and action items of Public Entities may be postponed to a date certain provided that public notice is given so that the public are aware of how and when to present their views.

IT IS FURTHER ORDAINED, that each incorporated town within the boundaries of Cumberland County, Virginia are encouraged, authorized and/or directed to declare its own state of local emergency and disaster or incorporate by reference the County's local state of emergency and disaster and to adopt an ordinance for the continuity of town government.

IT IS FURTHER ORDAINED, that the provisions of this Emergency Ordinance shall remain in full force and effect for a period of 60 days, unless amended, rescinded or readopted by the Board of Supervisors in conformity with the notice provisions set forth in Virginia Code §15.2-1427 but in no event shall such ordinance be effective for more than 6 months. Upon rescission by the BOARD or automatic expiration as described herein, this emergency ordinance shall terminate, and normal practices and procedures of government shall resume.

Nothing in this Emergency Ordinance shall prohibit Public Entities from holding in-person public meetings provided that public health and safety measures as well as social distancing are taken into consideration.

An emergency is deemed to exist, and this ordinance shall be effective upon its adoption.

ADOPTED by the CUMBERLAND COUNTY BOARD OF SUPERVISORS THIS 8TH DAY OF APRIL

2020.

APPROVED:

Brian Stanley, Chairman
Cumberland County Board of Supervisors

ATTEST:

Don Unmussig, County Administrator

APPROVED AS TO FORM:

Brian T. Butler, County Attorney

**COUNTY OF CUMBERLAND
NOTICE OF PUBLIC HEARING
PROPOSED REAL PROPERTY TAX INCREASE**

Notice is hereby provided pursuant to Section 58.1-3321 of the Code of Virginia that the County of Cumberland Virginia proposes to increase property tax levies for the Fiscal Year 2020-2021.

1. **Assessment Increase:** Total assessed value of real property, excluding additional assessments due to new construction or improvements to property, exceeds last year's total assessed value of real property by 10.87 percent.
2. **Lowered Rate Necessary to Offset Increased Assessment:** The tax rate which would levy the same amount of real estate tax as last year, when multiplied by the new total assessed value of real estate with the exclusions mentioned above, would be \$.71 per \$100 of assessed value. This rate will be known as the "lowered tax rate."
3. **Effective Rate Increase:** The County of Cumberland proposes to adopt a tax rate of no more than its current rate of \$.78 per \$100 of assessed value. The difference between the lowered tax rate and the proposed rate would be \$.07 per \$100, or 10 percent. This difference will be known as the "effective tax rate increase."

Individual property taxes may, however, increase at a percentage greater than or less than the above percentage.

4. **Proposed Total Budget Increase:** Based on the proposed real property tax rate and changes in other revenues, the total operating budget of the County of Cumberland will exceed last year's by 2.40 percent.

A public hearing on the increase will be held on Tuesday, April 28, 2020 at 7:00 p.m., or as soon thereafter as may be heard, in the Cumberland Courthouse Circuit Courtroom at Cumberland, Virginia. Final budget approval will take place following this hearing.

Don Unmussig, County Administrator
BY ORDER OF THE BOARD OF SUPERVISORS
Cumberland County, Virginia

COUNTY OF CUMBERLAND
NOTICE OF PUBLIC HEARINGS
TAX RATE EFFECTIVE 2020 CALENDAR YEAR
BUDGET FOR THE FISCAL YEAR COMMENCING JULY 1, 2020
5-YEAR CAPITAL IMPROVEMENTS PROGRAM
COMMENCING JULY 1, 2020

This budget synopsis is prepared and published for information and fiscal planning purposes only. The inclusion in the budget of any item or items does not constitute an obligation or commitment on the part of the Board of Supervisors of this County to appropriate any funds for that purpose. There is no allocation or designation of any funds of this County for any purpose until there has first been an appropriation for that purpose by the Board of Supervisors. The Board of Supervisors will continue to monitor changes in County revenues, including state funding sources, and make every effort to reduce expenditures wherever appropriate.

A **PUBLIC HEARING** will be held by the Board of Supervisors on April 14, 2020 at 7:00 p.m., or as soon thereafter as may be heard, in the Cumberland Courthouse Circuit Courtroom at Cumberland, Virginia to consider the proposed tax levies for the calendar year beginning January 1, 2020.

A **PUBLIC HEARING** will be held by the Board of Supervisors on April 14, 2020 at 7:00 p.m., or as soon thereafter as may be heard, in the Cumberland Courthouse Circuit Courtroom at Cumberland, Virginia to consider proposed budget estimates for the fiscal year beginning July 1, 2020.

A **PUBLIC HEARING** will be held by the Board of Supervisors on April 14, 2020 at 7:00 p.m., or as soon thereafter as may be heard, in the Cumberland Courthouse Circuit Courtroom at Cumberland, Virginia to consider the 5-Year Capital Improvments Program for the fiscal years beginning July 1, 2020 and ending June 30, 2025.

GENERAL FUND REVENUE ESTIMATES

GENERA FUND REVENUES

REVENUE FROM LOCAL SOURCES	
General Property Taxes	\$ 10,078,821
Other Local Taxes	\$ 1,132,000
Permits, Prvilege Fees & Reg.	\$ 84,500
Fines & Forfeitures	\$ 135,000
Revenue from Use of Money & Property	\$ 64,000
Charges for Services	\$ 286,900
Miscellaneous Revenue	\$ 1,152,800
 TOTAL REVENUE FROM LOCAL SOURCES	 \$ 12,934,021
 REVENUE FROM THE COMMONWEALTH	 \$ 2,987,314
 TOTAL GENERAL FUND REVENUE	 <u>\$ 15,921,335</u>

GENERAL FUND EXPENDITURE ESTIMATES

GENERAL FUND EXPENDITURES

General Government Administration	\$	1,652,298
Judicial Administration	\$	615,830
Public Safety	\$	3,500,665
Public Works	\$	1,715,414
Health	\$	150,076
Education - Community Colleges	\$	40,199
Parks, Recreational & Cultural	\$	187,512
Community Services	\$	250,116
Non-departmental expenditures	\$	<u>19,300</u>
TOTAL GENERAL FUND EXPENDITURES	\$	8,131,410

TRANSFERS TO OTHER FUNDS

Transfer to School Fund	\$	3,905,419
Transfer to Social Services Fund	\$	425,242
Transfer to Comprehensive Services Act (CSA) Fund	\$	250,000
Transfer to Debt Services Fund	\$	3,114,179
Transfer to Utilities Fund	\$	27,621
Transfer to EDA Fund	\$	67,464
Transfer to Capital Improvements Program Fund	\$	<u>-</u>
TOTAL TRANSFERS TO OTHER FUNDS	\$	7,789,925

GRAND TOTAL GENERAL FUND EXPENDITURES **\$ 15,921,335**

SCHOOL OPERATING FUND

Revenue	
Local Funding	\$ 3,905,419
Miscellaneous Funding	\$ 145,199
State Funding	\$ 10,291,589
Federal Funding	\$ 1,788,027
Total	<u>\$ 16,130,234</u>
Expenditures	\$ 16,130,234

GOVERNOR'S SCHOOL FUND REVENUES

Revenue	
Local Funding	\$ 452,000
State Funding	\$ 583,873
Miscellaneous Funding	\$ 198,908
Total	<u>\$ 1,234,781</u>
Expenditures	\$ 1,234,781

UTILITIES OPERATING FUND

Revenue - Local	\$	458,521
Expenditures	\$	458,521

EDA FUND

Revenue - Local	\$	112,464
Revenue - State	\$	999,880
Total	\$	<u>1,112,344</u>
Expenditures	\$	1,112,344

ASSET FORFEITURE FUND

Revenue - Local	\$	25,030
Expenditures	\$	25,030

HEALTH INSURANCE FUND

Revenue - Local	\$	-
Expenditures	\$	-

DEBT SERVICE FUND

Revenue - Local	\$ 3,114,179
Expenditures	\$ 3,114,179

SOCIAL SERVICES FUND

Revenue	
Local Funding	\$ 425,242
State Funding	\$ 690,884
Federal Funding	\$ 944,118
Total	\$ <u>2,060,244</u>
Expenditures	\$ 2,060,244

SPECIAL WELFARE FUND

Revenue - Local	\$ 23,500
Expenditures	\$ 23,500

CHILD SERVICES ACT

Revenue	
Local Funding	\$ 250,000
State Funding	\$ 575,000
Total	\$ <u>825,000</u>
Expenditures	\$ 825,000

CAPITAL IMPROVEMENTS PROGRAM

Local Funding	\$ -
Expenditures	\$ -

TOTAL PROPOSED BUDGET
\$33,115,243

<u>Levy</u>	<u>2019 Actual Levy</u>	<u>2020 Proposed Levy</u>
Real Estate & Manufactured Homes	\$ 0.78	\$ 0.77
Personal Property	\$ 4.50	\$ 4.50
Personal Property - Emergency Services	\$ 4.50	\$ 4.50
Personal Property - Disabled Veterans	\$ 0.01	\$ 0.01
Airplanes	\$ 0.50	\$ 0.50
Machinery & Tools	\$ 3.75	\$ 3.75
Heavy Construction Machinery	\$ 3.75	\$ 3.75
Public Service Corporations	\$ 0.78	\$ 0.77

All interested citizens will have the opportunity to give written or oral comment at the hearing. However, in an effort to adhere to the Governor's Executive Order #53, we are recommending citizens attend the meeting electronically and submit comments in writing via email prior to the hearing, or by contacting the office of the County Administrator at 804-492-3625. Detailed directions for electronic participation by the public will be posted on the county website prior to the meeting. All public meetings are accessible to persons with disabilities. Any person requiring auxiliary aids, including sign language interpreters, or other assistance in connection with the public hearing should notify the office of the county administrator at least five (5) days prior to the hearing.

Don Unmussig, County Administrator
BY ORDER OF THE BOARD OF SUPERVISORS
Cumberland County, Virginia

Cumberland County Capital Improvements Program: FY 2020-2021 through FY 2024-2025

Project Description	Department making request	Requesting departments priority ranking	Reference page number	CIP Commission Evaluation	Planning Commission Ranking	Total Estimated Cost	2020-2021	2021-2022	2022-2023	2023-2024	2024-2025
County Administration											
Server Refresh	IT	3	2	11	3	\$ 150,000			\$ 150,000		
Landfill Fencing Admin/Old Jail Parking Lot Repair/Seal/Strip	Solid Waste Dept.	N/A	3	20	1	\$ 35,000	\$ 35,000				
Climate Control Program for the Courthouse	General Properties	3	4	12	3	\$ 30,000			\$ 30,000		
Additional Administrative Parking Lot	General Properties	2-3	5-11	15	1	\$ 21,415	\$ 21,415				
Older portion Admin Bldg ceiling/HVAC/lights	General Properties	3	13	16	4	\$ 126,000			\$ 126,000		
Replacement of IT Building Roof	Cumberland Schools	2	14	19	2	\$ 75,000	\$ 75,000				
Education											
Replacement of IT Building Roof	Cumberland Schools	3	15-16	13	3	\$ 23,850			\$ 23,850		
Emergency Services											
Rescue 21 Replacement	Cumberland Vol. Fire Dept.	1	20	17	3	\$ 500,000			\$ 500,000		
Air Pack Replacement Improve reliability and safety of ambulance 552	Randolph Vol. Fire Dept.	1	20	16	1	\$ 127,500	\$ 127,500				
	Cartersville Vol. Rescue Squad	2	22-23	21	3	\$ 20,403			\$ 20,403		
Utilities											
Pump Station Generators	Public Works	N/A	24	18	2	\$ 85,000		\$ 85,000			
Route 13 Waterline	Public Works	N/A	25	19	1	\$ 35,000	\$ 35,000				
Other											
Slip line 8" sewer line	Public Works	N/A	28	19	1	\$ 20,000	\$ 20,000				
							\$ 313,915	\$ 85,000	\$ 850,253	\$ -	\$ -

CIP Commission Evaluation: Score of 7-35 with 35 being the most urgent
 PC Ranking: (1) Required & Urgent, (2) Highly desirable, (3) Desirable, (4) Marginally beneficial, (5) Not justified