

,At a meeting of the Cumberland County Board of Supervisors held at 7:00 p.m. on the 12th day of April, 2016, at the Cumberland County Circuit Court Room:

Present: William F. Osl, Jr., District 1
Lloyd Banks, Jr., District 2, Chairman
Kevin Ingle, District 3, Vice-Chairman
David Meinhard, District 4
Parker Wheeler, District 5
Vivian Giles, County Administrator | Attorney
Sara Carter, Planning Director
Tracie Wright, Finance Director

Absent: None

1. Call to Order

The Chairman called the meeting to order.

2. Welcome, Moment of Silence and Pledge of Allegiance

The Chairman led a moment of Silence in honor of Animal Control Officer Willis Meadows. The Pledge of Allegiance was led by Chairman Banks.

3. Roll Call

County Administrator, Vivian Giles, called the roll.

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

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

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

Ms. Giles then 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 Osl would be participating in the meeting through electronic (telephonic) communication, having notified the Chairman that he was unable to attend the meeting due to a temporary disability or medical condition that prevented his physical attendance;
- 2) That Supervisor Osl was participating in the meeting from 158 Oakland Lane in Cumberland County, Virginia;
- 3) That a quorum of the Board was physically assembled at the meeting at the Cumberland County Courthouse;
- 4) That the voice of Supervisor Osl could be heard via speaker phone by all persons at the meeting location, the Cumberland County Courthouse; and
- 5) That Supervisor Osl attended the meeting through electronic communication due to a disability or a medical condition.

5. Approval of Agenda

On a motion by Supervisor Ingle and carried unanimously, the Board approved the Agenda as amended adding A.1 personnel (subject: merit salary increase request) to closed session:

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

6. State and Local Department/Agencies

a) Dr. Amy Griffin Superintendent of Cumberland County Schools

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

- College acceptance letters are rolling in; Students are being accepted into Princeton, Perdue, VCU, Virginia Tech, UVA, and more
- The Little Duke Leaders issued a kindness challenge to Hampden Sydney students and they responded
- The Robotics Team went to Maryland and came back with the 2016 Rookie Inspiration award
- The Virginia Opera came and performed for the Elementary students
- Congressman Hurt and Delegate Tommy Wright visited students and answered questions
- Kindergarten registration is April 14th
- April is the month of honoring Military children and their families

b) VDOT

There was no VDOT representative present

c) Ms. Robin Sapp, Cumberland Public Library –

Ms. Sapp was not present.

7. **Public Hearings**

- a) Conditional Use Permit 16-02 Sycamore Grove Farm RV's – Scott Newton

The Chairman opened the public hearing. Ms. Sara Carter informed the Board that the Newtons are proposing to have a small RV park on their property. They would like to complete the campground in two phases: phase one is permitting the existing two units which they constructed without permits and phase two is permitting an additional four units in the pasture behind the adjacent church. The Newtons stated that the Health Department was not requiring them to use a professional engineer, and this was the one condition they were not in agreement with. It was the consensus of the Board and staff to strike that phrase in the conditions. With no additional citizens signed up to speak, the Chairman then closed the public hearing.

On a motion by Supervisor Wheeler and carried unanimously, the Board approved Conditional Use Permit 16-02 with the amended conditions:

Conditions:

1. Number and type of recreational vehicles permitted: There shall be no more than six (6) recreational vehicles on the property.
2. Septic, well and electrical connections: The applicant shall comply with all federal, state and local regulations pertaining to the use of private water, sewer and electricity. The applicant shall provide a written letter from the Cumberland County Health Department indicating the maximum number

of permanent camping sites for temporary recreational vehicles permitted on the property. ~~A commercial water and sanitary sewer plan, certified by a professional engineer, is required for the second phase of development. The first phase may be permitted by hiring an OSE, and following the recommended improvements from the OSE.~~ These plans must be approved by the Cumberland County Health Department prior to usage of the campsites. A building permit shall be required from Cumberland County for the second phase of the project, which (among other things) will approve the proposed electrical connections to the recreational vehicles.

3. Scaled plan required: Prior to construction of phase two, the applicant shall provide a scaled plan noting the locations and spacing of the recreational vehicles on the property as well as all drive and parking areas and distances from all property lines. In no event, shall any recreational vehicles, drives or parking areas be closer than 50 feet from the northern property line and 25 feet from side property lines. The scaled plan shall also clearly show the location of all on-site utilities (water, sewer and electrical). Recreational vehicles shall be separated by a minimum of 10 feet from each other. Adequate provisions shall be made to prevent mud from being tracked onto Rt. 690 from the site. Such provisions shall at a minimum include gravel at the site entrance and if necessary at vehicle parking locations.
4. Community safety: If county or state law enforcement is required to respond to restore order to those on the property more than two (2) times in a thirty (30) day period the conditional use permit shall be reviewed by the Board of Supervisors, and may be revoked at the Board's discretion.
5. Refuse disposal: Per the applicant's textual statement, trash will be removed from the site two times per week whenever there are RV's on site.

6. Noise control: Noise shall be restricted between the hours of 11:00 p.m. and 7:00 a.m. daily. The noise and sounds level shall be undetectable at all property lines and at conversation levels on the property so as not to disturb other temporarily housed individuals or adjacent properties.
7. Prior to the usage of the property for any RV units, the applicant shall be required to obtain a VDOT permit for the construction of a low volume commercial entrance with 50' radii, post surety for the construction, and complete the entrance to come into compliance with VDOT regulations. At that time, VDOT will issue a letter of compliance to the applicant. This letter is required prior to the rental of any spaces.
8. Upon construction of phase two, buffering and screening to the northern property lines shall be required prior to rental of any RV spaces. Screening may be accomplished by the mechanisms outlined in the Cumberland County Code, section 74-05.
9. Temporary residency/ no commercial activity permitted: Permanent residency may not be established on the property unless meeting all applicable subdivision and zoning regulations. No more than one temporary address shall be assigned to the property for the temporary residences. No commercial activity shall be conducted on the property.

VOTE:

Mr. Osl – aye

Mr. Banks – aye

Mr. Ingle – aye

Mr. Meinhard – aye

Mr. Wheeler – aye

- b) Conditional Use Permit 16-03 Higgins Events at Northfield Plantation

Zoning Administrator, Sara Carter, informed the Board that Ms. Heather Higgins and her family have entered into a lease purchase for the property and intend to operate a wedding and event venue with both indoor and outdoor events. This requires a Code Amendment and a Conditional Use Permit. 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 Wheeler and carried unanimously, the Board approved Conditional Use Permit 16-03 Higgins Events at Northfield Plantation with the following conditions:

1. Septic, well and electrical connections: The applicant shall comply with all federal, state and local regulations pertaining to the use of private water, sewer and electricity. The applicant shall provide a written letter from the Cumberland County Health Department indicating compliance with their codes for the facility.
2. Compliance with plan required: The applicant shall comply with the site plan attached to the application in regard to the areas to be used for events and parking. In no case may drives or parking areas be closer than any setbacks for the underlying zoning district. Such provisions shall at a minimum include gravel at the site entrance and if necessary at vehicle parking locations.
3. Community safety: If county or state law enforcement is required to respond to restore order to those on the property more than two (2) times in a thirty (30) day period the conditional use permit shall be reviewed by the Board of Supervisors, and may be revoked at the Board's discretion.

4. Refuse disposal: After each event, all trash will be removed from the site within forty-eight hours.
5. Noise control: Noise shall be restricted between the hours of 11:00 p.m. and 7:00 a.m. daily. The noise and sounds level shall be undetectable at all property lines.
6. Lighting: Lighting shall not constitute a nuisance and shall not produce glare or spillover onto adjacent properties.
7. Renewal of conditional use permit: Regular renewal of the conditional use permit shall be required to demonstrate continued compliance. Such renewals shall be subject to providing documentation from each referring state and local agency as to the applicant's performance and compliance with the criteria used to approve the use, as well as a review of any code infractions and/or violations. Renewals shall be based upon the following schedule:
 - a. 1 year after approval;
 - b. 2 years after approval;
 - c. 5 years after approval;
 - d. Every five years thereafter;
 - e. Renewal shall be required upon any change in property ownership, program provider, licensing type and/or management.

VOTE:

Mr. Osl – aye
 Mr. Ingle – aye
 Mr. Wheeler – aye

Mr. Banks – aye
 Mr. Meinhard – aye

- c) Code Amendment 16-05 Event Facilities

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 Wheeler and carried unanimously, the Board approved Code Amendment 16-05 Event Facilities:

BOARD OF SUPERVISORS
OF
COUNTY OF CUMBERLAND, VIRGINIA
RESOLUTION RECOMMENDING
PROPOSED AMENDMENT TO THE
CODE OF CUMBERLAND COUNTY
CODE AMENDMENT 16-05:
“AN ORDINANCE AMENDING CHAPTER 74-2, 74-133,
74-263, 74-422, 74-462, AND 74-503 OF THE
CUMBERLAND COUNTY CODE TO ADDRESS EVENT
FACILITIES”

April 12, 2016

At a meeting of the Board of Supervisors of Cumberland County, Virginia, held at the Circuit Courtroom of the Cumberland County Courthouse, Cumberland, Virginia 23040 commencing at 7:00 p.m., April 12, 2016, the following action was taken following a duly held public hearing during which time County staff provided a review of the code amendment proposal and members of the public offered comment:

On a motion made by Supervisor Wheeler, it was moved that the Board of Supervisors of Cumberland County adopt, in accordance with the following Resolution, an ordinance amending Chapter 74-2, 74-133, 74-263, 74-422, 74-462, and 74-503 Zoning relating to event facilities;

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

<u>Present:</u>	<u>Vote:</u>
Lloyd Banks, Jr., Chairman	aye
David Meinhard, Vice-Chairman	aye
William F. Osl	aye
Kevin Ingle	aye
Parker Wheeler	aye
<u>Absent:</u>	none

WHEREAS, the Board of Supervisors duly advertised and held a public hearing on April 12, 2016; and

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

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

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

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

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

Sec. 74-2. - Definitions.

Dwelling unit means one or more rooms in a dwelling designed for living or sleeping purposes, and having at least one kitchen.

Event Facility: A facility for hosting public and/or private events, including, but not limited to, weddings, receptions, social events or parties, workshops, and/or conferences, which is used as a venue for social, cultural, recreational, and/or educational activities. Event facilities may include lodging accommodations.

Family or single-family means an individual or two or more persons related by blood, marriage or adoption, or a group of not more than three unrelated persons, occupying a single dwelling unit. For purposes of single-family residential occupancy, this term also shall be deemed to encompass the residents of group homes or other residential facilities, as defined in Code of Virginia § 15.2-2291 which are licensed by the department of mental health, mental retardation and substance abuse services or the department of social services and which are occupied by not more than eight mentally ill, mentally retarded, developmentally disabled, elderly or handicapped aged, infirm or disabled persons together with one or more resident counselors. Mental illness and developmental disability does not include current illegal use of or addiction to a controlled substance as defined in Code of Virginia § 54.1-3401.

Sec. 74-133. - Permitted uses with conditional use permit.

The following uses are permitted in the A-2 district with a conditional use permit:

- (1) Airstrips.
- (2) Animal research facility.
- (3) Antique shops.
- (4) Borrow, extraction, excavation and stockpiling of soil, gravel, or sand, consistent with the provisions of section 74-150.
- (5) Churches and cemeteries.
- (6) Convenience and general stores.
- (7) Event facilities
- (78) Fire and rescue facilities.
- (9) Golf courses, country clubs, golf driving ranges and mini-golf.
- (10) Group home.
- (11) Guesthouse.
- (12) Gun clubs with or without indoor or outdoor shooting ranges, skeet shooting ranges and ball clubs.
- (13) Kennels, commercial.
- (14) Landfill (CDD) (including inert waste).
- (15) Livestock markets.
- (16) Nursery schools and private kindergartens.

- (17) Nursing home, convalescent home and rest home.
- (18) Parks and playgrounds.
- (19) Porta-John business[es].
- (20) Public utilities.
- (21) Public utility generating plants, public utility booster or relay stations, transformer substations, meters and other facilities, including railroads and facilities, and water and sewerage facilities.
- (22) Racetracks (auto, motorcycle, and horse).
- (23) Radio stations, television stations and cable TV facilities, communication station and/or tower or related facilities; subject to provisions of section 74-731 et seq.
- (24) Special recreational events.
- (25) Transitional home.
- (26) Veterinary hospital.
- (27) Wood products (processing and assemblage of), as defined in section 74-2

Sec. 74-263. - Permitted uses with conditional use permit.

Permitted uses with a conditional use permit in an R-2 district are as follows:

- (1) General stores.
- (2) Restaurants.
- (3) Garages and service stations.
- (4) Hospitals.
- (5) Business signs.
- (6) Golf clubs.
- (7) Libraries.
- (8) Maintenance of a horse or pony as follows: For any lot or parcel of land less than four acres in size, a conditional use permit may be issued to allow one horse or one pony to be maintained on the property.
- (9) Guest house.
- (10) Group home.
- (11) Nursing home, convalescent home and rest home.
- (12) Transitional home.
- (13) Event facilities

Sec. 74-422. - Use regulations.

Use regulations in a B-1 district are as follows:

- (1) Antique shops.
- (2) Auto/truck sales.
- (3) Bakeries.
- (4) Banks.
- (5) Barbershops and beauty shops, massage therapy.
- (6) Business offices.
- (7) Cabinet-making furniture and upholstery shops.

- (8) Car dealerships.
- (9) Carwashes.
- (10) Childcare centers.
- (11) Clubs and lodges.
- (12) Drugstores.
- (13) Dry cleaners/laundries.
- (14) Event facilities.
- (15) Farm supply stores, equipment and machinery sales and service.
- (16) Financial services.
- (17) Florists.
- (18) Funeral homes.
- (19) Gift shops.
- (20) Government offices/post offices.
- (21) Health clinic.
- (22) Home appliance/hardware store.
- (23) Hospitals, general.
- (24) Hotels, motels, restaurants.
- (25) Kennels, commercial (no outdoor confinement).
- (26) Laundromats.
- (27) Liquor store.
- (28) Lumber and building supply (storage under cover).
- (29) Machinery sales and service.
- (30) Medical facilities.
- (31) Newspaper offices.
- (32) Off-street parking (as required by this chapter).
- (33) Office buildings.
- (34) Plumbing/electrical supply (storage under cover).
- (35) Printing presses.
- (36) Professional offices.
- (37) Recreation centers.
- (38) Repair shops: bicycle, shoes, locks, guns, etc.
- (39) Restaurants and drive-in restaurants.
- (40) Retail food store or supermarket.
- (41) Retail stores, shops and building supply store.
- (42) Service stations (major repair under cover).
- (43) Taverns.
- (44) Theatres and assembly halls.
- (45) Vehicle painting, upholstering, repairing, rebuilding and reconditioning.
- (46) Veterinary hospital (no outdoor confinement).
- (47) Wearing apparel stores.
- (48) Wholesale businesses.

Sec. 74-462. - Permitted uses.

Permitted uses in a B-2 district are as follows:

- (1) Bakeries.
- (2) Barbershops and beauty shops, massage therapy.
- (3) Cabinet-making furniture and upholstery shops.
- (4) Car washes.
- (5) Churches, libraries.
- (6) Drugstores.
- (7) Dry cleaners/laundries.
- (8) Event facilities.
- (9) Exercise facility.
- (10) Financial services.
- (11) Fire and rescue stations.
- (12) Gift shops.
- (13) Government offices/post offices.
- (14) Home appliance/hardware store.
- (15) Kennels, commercial (no outdoor confinement).
- (16) Laundromats.
- (17) Liquor store.
- (18) Lumber and building supply (storage under cover).
- (19) Office buildings.
- (20) Plumbing/electrical supply (storage under cover).
- (21) Recreation centers.
- (22) Retail farm and garden centers.
- (23) Retail food store or supermarkets.
- (24) Retail stores.
- (25) Tanning salons.
- (26) Truck, automobile, trailer, and equipment rental as an accessory to an existing establishment.
- (27) Vehicle painting, upholstering, repairing, rebuilding and reconditioning.
- (28) Veterinary hospital (no outdoor confinement).
- (29) Wearing apparel stores.

Sec. 74-503. - Conditional uses.

Permitted uses with conditional use permit in a B-3 district are as follows:

- (1) Cabinet-making furniture and upholstery shops.
- (2) Childcare.
- (3) Convenience stores with or without gas.
- (4) Event facilities
- (5) Hotels, motels.
- (6) Kennels, commercial (with any outdoor confinement).
- (7) Printing businesses.
- (8) Public utilities.
- (9) Radio, television or communication station and/or tower or related facilities, subject to the provisions of section 74-731 et seq.

- (10) Restaurants.
- (11) Restaurants, drive-in.
- (12) Utility booster/relay stations transformer substations, towers, railroads.
- (13) Veterinary hospital (with any outdoor confinement).

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

8. Public Comments

Ms. Carol Miller voiced concerns with the ongoing stages of planning and building of the proposed community center at the corner of Cumberland and Davenport Roads. Ms. Evelyn Kimbrough stated that blank checks are written on the backs of the citizens. Ms. Kimbrough wants justice for all. If you tax one, tax all. Mr. Michael Giles stated that the Cumberland Robotics Team has done well with the grants they have received and are being resourceful with what they have. He implored the Board to be as resourceful as the Robotics Team when it comes to the Budget for the School System. Ms. Eurika Tyree asked for clarification about the item in the budget labeled “everything else”, including salary increases.

Chairman Banks asked the County Administrator to review the concerns of the citizens at a previous meeting about requiring employees to be county residents, Ms. Giles informed those in attendance that state code allowed The County to stipulate that department heads be county residents, not general employees. The county has no jurisdiction over constitutional officers or school employees. The Chairman stated that he will be making a motion at the next meeting to have the Board adopt a policy to stipulate that new hire Department heads be residents of Cumberland.

9. County Attorney/County Administrator Report

a) Consent Agenda

- 1) Approval of Bills for March 2016 and April 2016.
Approved bills for April 12, 2016 total \$184,647.29.
Ratified bills for March 10, 2016 thru April 11, 2016 of warrants total \$434,319.58 with check numbers ranging from 72490 to 72705. Direct Deposits total \$153,884.53.
- 2) Approval of Minutes (March 8, 2016)

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) Approval of 2016 tax rate

Supervisor Banks made a motion to decrease the tax rate from \$0.74 cents to \$0.73 cents which failed by the following vote:

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

Supervisor Wheeler made a motion to increase the Real Estate tax to \$0.78 cents. Ms. Giles informed the Board that they could not increase the tax rate without advertising an increase.

Supervisor Meinhard made a substitute motion to advertise a public hearing on April 26, 2016 for an increase in Real Estate Tax to \$0.78, the abolition of the Land Use tax for

all users except agriculture, and abolition of the Machinery and Tools tax:

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

On a motion by Supervisor Meinhard and carried by the following vote, the Board voted to include Heavy Construction Machinery with the Machinery and Tools Tax public hearing on April 26, 2016:

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

Supervisor Ingle recommended keeping the airplane tax rate the same. He stated that right now we are collecting some revenue. If they Board raises the rate, and the pilots move their planes, the county will lose what revenue we do receive. Supervisor Meinhard stated that he resents the reference from the Town of Farmville stating that the County contributes nothing to the Airport. The airport and the golf course belongs to the Town of Farmville, and the Town of Farmville pays zero taxes on that property. That adds up to approximately \$13,000 each year and this has been ongoing for decades. That's a pretty good contribution.

c) FY2016-17 Budget

This item was deferred until April 26, 2016.

d) CIP FY 2016-17 thru 2020-21

This item was deferred until April 26, 2016.

10. Finance Director's Report

a) Monthly budget Report

There was no discussion regarding the monthly budget report.

b) Budget Transfers

On a motion by Supervisor Wheeler and carried unanimously, the Board approved the budget transfers as presented:

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

c) FY16 Revenue Appropriations

On a motion by Supervisor Wheeler and carried unanimously, the Board approved the FY16 Revenue Appropriations as presented:

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

d) Supplemental Appropriations

On a motion by Supervisor Wheeler and carried unanimously, the Board approved the Supplemental Appropriations as presented:

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

11. Planning Director’s Report

a) Planning Project update

There was no discussion on the Planning Project updates.

12. Old Business

N/A

13. New Business

N/A

14. Public Comments (Part 2)

Ms. Barbara Hinton stated that while people are worried about taxes on their airplane, we still don’t have a grocery store. Ms. Undra Deshazor asked about the Asset Forfeiture Fund. Ms. Patty Pedrick asked that the Board match the Airplane tax rate in Buckingham as \$0.55. Ms. Pauline Trent stated that Cumberland needs a grocery store, and we need to hire our own citizens first. Ms. Loretha Thomas asked Ms. Giles if she would be receiving a salary increase with the upcoming budget. Ms. Evelyn Kimbrough

stated that there is crime being committed in the Courthouse. Ms. Rose McClinton asked the Board to pave Samuels Drive.

15. Board Member Comments

Supervisor Meinhard thanked all those in attendance. He stated that the Board finds itself in the same place it was in previous years. "Compromise only works when people are willing to work together, and for years I haven't seen that on this Board." The only departments that have not been cut are the Sheriff's Department and the Schools.

Supervisor Ingle stated that there is still more work to be done to determine how much the tax rate would be increased versus how much more expenditures need to be cut. The Board needs to advertise the highest tax rate they plan to discuss but they can adopt less. It would be premature to act tonight. All of the county finance records can be obtained. Supervisor Ingle thanked all of the citizens who came out and voiced their input.

Supervisor Banks stated that the challenge is that the county is limited to the amount of income that is coming in and the county must live within its means and constraints. If the County begins raising taxes, where does it stop? He thanked the Citizens for coming out and providing input.

16. Adjourn into Closed Session-

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

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

Subject: Community Host Agreement; and

Pursuant to Virginia Code § 2.2-3711.A.1: Personnel

Subject: Merit salary increase request

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

17. Reconvene in Open Session-

The Board returned to regular session on a motion by Supervisor Wheeler.

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

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

That the following Certification of a Closed Meeting be adopted in accordance with The Virginia Freedom of Information Act:

WHEREAS, the Board of Supervisors of Cumberland County has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by this Board that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Cumberland County hereby certifies that, to the best of each member’s knowledge, (i) only public

business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Board of Supervisors of Cumberland County.

18. Cartersville and Cumberland Rescue Squad grant request

Supervisor Ingle stated that Cumberland and Cartersville Rescue Squads applied for an 80/20 grant for backboards, stretchers and stair chairs. The grant is for \$26,000 with 80% of that amount being refunded and the remaining 20% being the responsibility of the Rescue Squads. They are asking for the county to issue a check for the invoice amount, and the reimbursement will take approximately three to six weeks. The county will realize a 100% reimbursement.

On a motion by Supervisor Ingle and carried unanimously, the Board approved a \$26,000 loan to the Rescue Squads for a grant for backboards, stretchers and stair chairs to be reimbursed back to the County at 100%:

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

19. Additional Information

- a) Treasurer’s Report
- b) DMV Report
- c) Monthly Building Inspections Report
- d) Approved Planning Commission meeting minutes-02/22/16 and 03/14/16
- e) Approved IDA meeting minutes-03/22/16

20. Adjourn -

On a motion by Supervisor Wheeler and carried, unanimously, the Board adjourned the meeting until the public hearing to be held on April 26, 2016 at 7:00 p.m. in the Circuit Courtroom of the Cumberland Courthouse, Cumberland, Virginia.

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

Lloyd Banks, Jr., Chairman

Vivian Giles, County Administrator/County Attorney