

ROCKY MOUNT TOWN COUNCIL
SPECIAL COUNCIL MEETING
DECEMBER 21, 2006

A special council meeting of the Rocky Mount Town Council was held at the Municipal Building on Thursday, December 21, 2006, at 5:00 p.m. p.m. with Mayor Steven C. Angle presiding. The following members of Council were present:

Vice Mayor Roger M. Seale and Council Members Stephen F. Agee, Jerry W. Greer, Sr., John H. Lester, and Sadie W. Tuning

Let the record show that Council Member Posey W. Dillon was absent.

The meeting was called to order by Mayor Angle.

Let the record show the following being present: All members of Town Council as noted, Town Manager Keith Holland, Assistant Town Manager/Community Development Director Lara Burleson, Finance Director Linda Woody, Town Attorney John Boitnott, and Town Clerk Patricia Keatts

APPROVAL OF AGENDA

Council Member Greer requested that an item pertaining to SuddenLink (cable company) be added to the agenda. The Mayor relayed to Council Member Greer that the agenda could not be amended due to the meeting being a special council meeting and not all council members were present to vote to amend the agenda. Council Member Greer stated that he did not know this, and referenced the paperwork that was he was presenting to Council, which was an invoice from SuddenLink to a Town citizen. The Mayor indicated to Council Member Greer that the Town could not do anything about a citizen's bill in question, and that they needed to contact SuddenLink. Council Member Greer relayed that he would still like the matter brought before Council. There was brief discussion regarding bringing the matter before the full Town Council during the regular Council meeting in January.

Motion was made by Council Member Seale to approve the agenda as presented, seconded by Council Member Greer and carried unanimously.

SPECIAL ITEM

The Mayor presented and read for the record a "Resolution of the Rocky Mount Town Council for Appreciation & Recognition of Lara N. Burleson" for her services to the Town of Rocky Mount (copy attached). The Assistant Town Manager/Community Development

Director stated for the record that she appreciated the resolution and thanked Council, stating that it was her honor to serve the Town of Rock Mount and the citizens of the Town, and to also be part of a team. The Mayor and Council wished her well in her new job in the Town of Kilmarnock, Virginia.

CONSIDERATION OF AWARD OF ENGINEERING SERVICES FOR THE OAKS AT RAKES TAVERN UTILITY/ROAD EXTENSION PROJECT

The Town Manager informed Council that the Public Utilities Committee, the Public Works Director and himself had met to interview three engineering firms for the work and design regarding the Oaks at Rakes Tavern Utility/Road Extension Project. He further stated that the top rated firm was Thompson + Litton, Consulting Engineers, and they had been negotiating with them on a scope of services. It was further pointed out by the Town Manager that what was presented to Council for their consideration was a non-binding fee estimate for the scope of work in the amount of \$118,564. The Town Manager requested Council's authorization and approval for him to enter into an agreement with Thompson + Litton, Consulting Engineers, for design work for this project. It was confirmed to the Mayor by the Town Manager that this was a substantial reduction in the original amount that had been presented by the consulting engineers. Chairman Seale also confirmed to the Mayor that it was the recommendation of the Public Utilities Committee to recommend that Council enter into negotiations with Thompson & Litton for the design, and at this point with the further negotiations, he would like to make a motion to that affect.

- Motion was made by Vice Mayor Seale for the Town to approve the Town Manager to enter into an agreement with Thompson + Litton in the amount of \$118,564 for the fee estimate for the scope of services for the Oaks At Rakes Tavern Utility/Road Project, with motion on the floor being seconded by Council Member Tuning. Discussion ensued. Council Member Agee stated that for the record, the Public Utilities Committee negotiated the fee down dramatically and that the final figure was without question the most economical way to go. Let the record show that voting in favor of the motion on the floor were Vice Mayor Seale and Council Members Agee, Lester and Tuning. Voting in opposition to the motion on the floor was Council Member Greer. Let the record show that the motion on the floor passed four to one.

PRESENTATION BY BROWN EDWARDS & COMPANY OF "TOWN OF ROCKY MOUNT COMPRENSHIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2006"

Let the record show that prior to this special council meeting, the Town's Finance & Human Services Committee had met to hear a detailed presentation by Mr. John Aldridge, Senior Associate with Brown Edwards & Company (Town's auditors), on the "Town of Rocky Mount Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 2006".

At this time, the Finance Director introduced to Council Mr. Aldridge, who in turn, briefed

Council and those present that the Town had received an unqualified opinion on the financial statements this year, which is the cleanest level of assurances that can be put on financial reports. He also stated that all the filings and reports are complete and have been turned in to the Auditor of Accounts for the State of Virginia. He further stated that he appreciates all that the Finance Department had done to assist them in the audit process, and everything was done in a timely and efficient manner.

The Mayor and Council thanked the Finance Department for all the work they did.

- Motion was made by Vice Mayor Seale to accept Brown Edwards & Company's Comprehensive Annual Financial Report for Fiscal Year Ended June 30, 2006, with motion being seconded by Council Member Lester. There being no further discussion, let the record show that the motion on the floor passed unanimously.

CLOSED MEETING

At 8:15 p.m., motion was made by Council Member Agee to go into Closed Meeting, seconded by Council Member Lester and carried unanimously to discuss the following:

Section 2.2-3711(A).1 - Discussion, consideration or interviews of prospective candidates for employment, assignment, appointment, promotion, performance, demotion, salaries, disciplining or resignation of specific public officers, appointees or employees of any public body.

Section 2.2-3711(A).3 – Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body.

At 5:45 p.m., motion was made by Council Member Tuning to come out of Closed Meeting and to reconvene the meeting back into open session, with motion on the floor being seconded by Council Member Greer and carried unanimously.

CERTIFICATE OF CLOSED MEETING

Whereas, the Town of Rocky Mount Council 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 certification by this council that such Closed Meeting was conducted in conformity with Virginia Law;

Now, Therefore, Be It Resolved that the Rocky Mount Town Council hereby certifies

that, to the best of each members' knowledge: (1) only public business matters lawfully exempted from open meeting requirements under this chapter and (2) only such public business matters as were identified in the motion by which the Closed Meeting was convened were heard, discussed, or considered in the meeting by the public body.

Steven C. Angle, Mayor

Motion was made by Vice Mayor Seale certifying that nothing was discussed in Closed Meeting other than what was stated. Motion was seconded by Council Member Agee. The Mayor swore to adopt the motion on the floor by Vice Mayor Seale that this was all that was discussed as defined in Section 2.2-3412 Code of Virginia. Voting yes were Vice Mayor Roger M. Seale and Council Members Stephen F. Agee, Jerry W. Greer, Sr., John H. Lester, and Sadie W. Tuning.

The Mayor reported that no action was taken.

ADJOURNMENT

At 5:50 p.m., motion was made by Council Member Agee to adjourn, seconded by Council Member Tuning and carried unanimously.

Steven C. Angle, Mayor

ATTEST:

Patricia H. Keatts, Town Clerk

/phk