

**ROCKY MOUNT TOWN COUNCIL  
REGULAR COUNCIL MEETING  
JUNE 13, 2011**

The June 13, 2011 regular Council meeting of the Rocky Mount Town Council was held in the Council Chambers of the Rocky Mount Municipal Building located at 345 Donald Avenue, Rocky Mount, Virginia at 7:00 p.m. with Mayor Steven C. Angle presiding. The following members of Council were present:

Vice Mayor Gregory B. Walker and Council Members  
Bobby M. Cundiff, Jerry W. Greer, Sr., P. Ann Love, Robert L.  
Moyer, and Robert W. Strickler

The meeting was called to order by Mayor Angle.

For the record, the following were present: All members of Town Council as noted, Town Manager C. James Ervin, Assistant Town Manager/Community Development Director Matthew C. Hankins (and Planning & Zoning Administrator), Town Attorney John T. Boitnott, Chief of Police David Cundiff, Finance Director Linda Woody, Public Works Director Cecil R. Mason, Superintendent of Water Department Robert Deitrich, Superintendent of Wastewater Department Timothy Burton, Fire Chief Charles Robertson, and Town Clerk Patricia H. Keatts.

The Mayor led the *Pledge of Allegiance*.

### **APPROVAL OF AGENDA**

Prior to the meeting, Council had received the agenda for review and consideration of approval.

- Motion was made by Council Member Strickler to approve the agenda as presented, seconded by Council Member Cundiff and carried unanimously by those present.

### **SPECIAL ITEMS**

The Chief of Police introduced two new police officers of the Rocky Mount Police Department, being Ashley Norton and Derek Spencer, with both of them starting on June 20, 2011. Council welcomed the new police officers.

Also pointed out that due to the vacancy left by Mark Whitefleet, Andy Pendleton had been promoted from Corporal to Sergeant, and also promoted Terry Dameron from Police Officer to Corporal.

## **PUBLIC HEARING**

Let the record show the Mayor recessed the meeting to hold the first public hearing, being:

### **A. Request of Verdella Holland**

The Assistant Town Manager informed Council that Verdella Holland (owner of Law Barber Shop at 50 Warren Street) last year requested a special use permit to install an accessory building on her property in the Central Business District, where special use permits are not a use-by-right. Council, at that time (September 7, 2011), had permitted the addition of the accessory building to Tax Map and Parcel Number 2070057800, on the condition that her two lots be joined into a unified lot, which has been completed. The lot has 73.26 feet of street frontage. He further stated the following:

- Ms. Holland has since modified her plans, and has installed the accessory building closer to the rear of the building that was initially planned. She also wishes to add to the accessory building a pole-and-roof structure onto the accessory building to provide covered parking for her apartment.
- This request is outside the scope of what Council approved initially, and staff has instructed Ms. Holland that she will need additional special use permit from the Planning Commission and Town Council prior to proceeding.
- The Planning Commission held a public hearing on June 7, 2011, with Ms. Holland being the only one coming to speak before the Planning Commission. After due consideration, the Planning Commission recommended approval on a 6-0 vote, with one member absent.

The Mayor opened the floor to anyone wishing to come forward to speak regarding the request. Let the record show that no one came forward to speak.

There being no further discussion, the Mayor reconvened the meeting back into regular session.

There being no further comments regarding this portion of the public hearing, the Mayor entertained a motion.

- Motion was made by Council Member Love to approve the recommendation of the Planning Commission to approve a special use permit for Verdella Holland at 50 Warren Street, Tax Map and Parcel Number 2070057800, with motion on the floor being seconded by Council Member Greer. There being no discussion, let the record show that the motion on the floor passed unanimously by those present.

The Mayor recessed the meeting to hold the second public hearing, being:

B. Consideration of Resolutions Declaring that Five Properties Constitute a Nuisance and That Are a Threat to Public Health, Welfare and Safety

The Assistant Town Manager informed Council that there were five draft resolutions before Council that addresses properties that constitute a nuisance and that are a threat to public health, welfare and safety. He brought to Council's attention the following:

- Code basis and process comes under Virginia Code Section 15.2900, -906, etc., Town Code Chapter 22.
- Staff receives or initiates complaints.
- Properties are inspected by the Franklin County Building Inspector.
- If nuisance is declared, certified mail notice is mailed to the owner from the Town.
- All responses are dealt with.
- If there are any non-responders, the property is advertised in the newspaper for public hearing.
- Public hearing is held by Council and nuisances declared.
- The Town remedies the nuisance.
- Town must give 30 days notice to property owner if improvements are to be demolished.
- Lien for all costs placed by Town Attorney through court action.
- Lien repaid by property owner or tax sale is forced.
- Unpaid properties sold at auction to recoup costs.

The Assistant Town Manager pointed out the following homes that have been declared nuisances:

- 110 Anderson Street: Property is now or formerly the property of the late Posey and Katie Willis. There has been no response to the 30 day notice from heir or successors. The house has open access, is deteriorating, and is pest hazard. Town staff recommends demolition. Town is working with local experts to remove bee colony found in house to a hive.
- 295 Byrd Lane: Property of Donna Muse. The house has open access, deteriorating, unmaintained, and is pest hazard. Town staff recommends demolition. Primary concerns: falling structural elements, uninhabitable, open to elemental damage and pests. This property was a candidate for IPR replacement, but became ineligible when it became vacant. Town staff had appointment to meet with Ms. Muse to go over costs for demolition and according to Public Works Director, it may cost \$5,000 to demolish.
- 335 Byrd Lane: Property is formerly Last Days Pentecostal Church. There has been no response to the 30 day notice. The structure has open access, deteriorating, unmaintained, and is pest hazard. Town staff recommends demolition.

- 670 Diamond Avenue Extension: Property owner listed as Charles Anthony Berger. House has siding removed, grass mowed, and a car parked on the lot. House does offer cause for concern as it is not visible from the street and could harbor illegal activity.
- 55 Buckner Street: Property now or formerly the property of Mark Hodges. There has been no response to the 30 day notice, but the property may be in foreclosure. The house has open access, deteriorating, unmaintained, and is pest hazard. Town staff recommends demolition.

The Assistant Town Manager pointed out that there are three other properties in progress that have been responded to, being:

- 390 Hilltop Drive: Property owner is Brent Jones. This property owner has cleared the property in the front and is more closely maintaining the lot.
- 430 Trail Drive: Property owner has agreed with the Town on a disposal method, as it can be burned off as training for the Rocky Mount Fire Department.
- 20 Spring Street: The owner has committed to a time to begin making repairs and improvements, with Town staff monitoring the property for progress.

The Mayor opened the floor to anyone wishing to come forward to speak regarding the proposed declared nuisances. Let the record show that no one came forward to speak.

There being no further discussion, the Mayor reconvened the meeting back into regular session.

There being no further comments regarding this portion of the public hearing, the Mayor entertained a motion.

- Motion was made by Vice Mayor Walker to adopt all five of the draft resolutions as presented on the nuisance properties and to do work as detailed, with motion on the floor being seconded by Council Member Strickler. There being no discussion, let the record show that the motion on the floor passed unanimously by those present.

### **APPROVAL OF MINUTES**

Prior to the meeting, Council had received for consideration of approval the following draft minutes:

- May 2, 2011 Rocky Mount Town Council Fiscal Year 2012 Budget Work Session No. 2 Draft Minutes

- May 9, 2011 Rocky Mount Town Council Fiscal Year 2012 Budget Work Session No. 3 Draft Minutes
- May 9, 2011 Rocky Mount Town Council Regular Council Meeting Draft Minutes
- May 16, 2011 Rocky Mount Town Council Fiscal Year 2012 Budget Work Session No. 4 Draft Minutes

The Mayor asked if there were any corrections, and there being none, the Mayor entertained a motion.

- Motion was made by Vice Mayor Walker to approve the draft Council meeting minutes as presented, with motion on the floor being seconded by Council Member Strickler. There being no discussion, let the record show that the motion on the floor passed unanimously by those present.

### **APPROVAL OF CONSENT AGENDA**

The approval of the *Consent Agenda* consists of approving any miscellaneous resolutions/proclamations, miscellaneous action, departmental monthly reports, and bill list that were submitted prior to the meeting for Council's review and consideration.

- Miscellaneous Resolutions/Proclamations
- Miscellaneous Action
- Departmental Monthly Report
- Bill List

There being no comments, the Mayor entertained a motion.

- Motion was made by Council Member Greer to approve the draft *Consent Agenda*, with motion on the floor being seconded by Vice Mayor Walker. There being no discussion, let the record show that the motion on the floor passed unanimously by those present.

### **HEARING OF CITIZENS**

Let the record show that no one had contacted the Town Clerk's Office requesting to come before Council.

The Mayor opened the floor to anyone wishing to come before Council at this time. Let the record show that no one came forward.

### **OLD BUSINESS**

Let the record show there was no *Old Business* to discuss at this time.

## **NEW BUSINESS**

### **A. Proposed Town of Rocky Mount's Fiscal Year 2012 Budget and Capital Projects**

The Town of Rocky Mount held its proposed Fiscal Year 2012 budget and capital projects public hearing on June 6, 2011, at which time, public comment had been made.

The Town Manager informed Council that the Town Code states that Council must adopt the proposed Town budget prior to July 1, 2011, with two resolutions before Council for review and consideration, being: first resolution to adopt the budget as derived by Council up to this point, and second resolution is setting the appropriate tax rates relative to budget that is passed.

There being no further comments, the Mayor entertained a motion regarding proposed "Town of Rocky Mount Fiscal Year 2012 Appropriation Resolution".

- Motion was made by Council Member Stickler to adopt the budget, with motion on the floor being seconded by Vice Mayor Walker. Discussion ensued.

The following comments were made by Council:

- Vice Mayor Walker stated the following: He would like to thank staff, department heads, and Town employees for their aid and understand during budget process. Town Council had a difficult decision to make during this budget process. Council is composed of seven unique individuals, and in working in a group setting, often you have to make concessions in order for other people's ideas and others to be considered. Therefore, the budget is not a reflection of the views of any one member of Council, but instead a compilation of views and ideas of the Council as a group. In other words, everybody is probably not going to get what they want. He feels this is a fair working budget for the 2012 budget.
- Council Member Moyer stated that he does not agree with two or three things in the budget, especially with insurance package for Council members as it is right now, but he will vote for the budget.
- Mayor Angle stated that he thinks Vice Mayor Walker said it best in that the budget is a compromise and that budgets are not perfect, and when you have one or more person involved in a discussion about budgeting, or anything for that matter, you are going to have probably multiple points of view, and it comes down to a compromise that they all have reached over time. He also stated that he does not know how many hours of meetings that have been put into this; plus, on top of those hours, each one has spent numerous hours as individuals going over the budget as well.

- Council Member Cundiff stated that he is disappointed that the medical and dental coverage Council members have is still in the budget and he will continue to work to eliminate it completely.
- Council Member Greer stated he would like to discuss the proposed cigarette tax, with the Mayor stating that item is next on the agenda to discuss.

There being no further discussion, let the record show that the motion passed unanimously by those present.

**B. Proposed Resolution Adopting Tax Rates for Fiscal Year 2012**

The Mayor briefly went over what the proposed tax rates were in the Fiscal Year 2012 Budget.

Council Member Greer commented that he believed the proposed cigarette tax would be generating more money than what is believed, and that he thinks that the proposed 20 cents per pack is too much; therefore, would like to see the proposed rate be lowered to 10 cents per pack. There was discussion regarding which rate would be best.

There being no further comments, the Mayor entertained a motion to consider reducing the proposed cigarette tax from 20 cents per pack to 10 cents per pack.

- Motion was made by Council Member Greer to reduce the proposed cigarette tax from 20 cents per pack to 10 cents per pack, with motion on the floor being seconded by Vice Mayor Walker. Discussion ensued. The Town Attorney confirmed to Council that if the proposed rate would be dropped to 10 cents per pack, they would not have to have another public hearing as the rate would be lowered, not raised higher than the 20 cents proposed. It was further discussed that the Town could revisit the cigarette tax to see if it could be raised back up to 20 cents per pack if the tax rate is approved at 10 cents per pack. The Town Manager informed Council that they can adjust the rate during anytime during the year if they so desire. There being no further discussion, a roll call vote was taken. Voting in favor of the motion on the floor were Vice Mayor Walker and Council Members Greer, Strickler and Love. Voting in opposition to the motion on the floor were Council Members Moyer and Cundiff. Let the record show that the motion on the floor passed unanimously by those present.

The Mayor entertained a motion regarding the proposed "Town of Rocky Mount Fiscal Year 2012 Tax Rates & Fees Resolution".

- Vice Mayor Walker motioned to adopt the tax rates as presented with the amended rate for the cigarette tax at 10 cents per pack, with motion on the floor being seconded by Council Member Moyer. There being no discussion, the motion passed five to one, with Council Member Cundiff voting in opposition to

the motion on the floor.

C) Draft "Resolution Authorizing Execution of the Virginia Water and Wastewater Agency Response Network (WARN) Mutual Aid Agreement"

The Water Department Superintendent came before Council informing them that the Virginia WARN is a Mutual Aid Response Network (VA WARN) for Virginia Water and Wastewater systems. He pointed out the following:

- The mission of VA WARN is to provide a method whereby Virginia water and wastewater utilities that have sustained damage from natural or man-made events could obtain emergency assistance in the form of personnel, equipment, materials, and other associated services as necessary from other water and wastewater utilities.
- The objective is to provide rapid, short term deployment of the emergency services to restore the critical operations of the impacted utility.
- Being a member of the VA WARN would allow the Town to either give assistance to its neighbors in need, or to receive assistance from the Town's neighbors in a time of extreme emergency.
- VA WARN makes the process of giving and receiving aid quick and simple by maintaining a data base that list what each member is willing and able to offer.
- A number of pre-vetted legal agreements are provided that cover issues such as reimbursement and insurance coverage for personnel and equipment.
- There is no fee for membership and there is no obligation to provide assistance in the event that the Town's resources are needed at home.
- Instead of making dozens of calls to rental companies or neighboring localities to see what they might have to offer, one call is made to VA WARN and the Town can immediately be matched with localities that will have what the Town needs to help the Town maintain its critical services.

It was the recommendation of staff that Council consider membership in VA WARN, along with approval of the draft "Resolution Authorizing of the Virginia Water and Wastewater Agency Response Network Mutual Aid Agreement".

There being no further comments, the Mayor entertained a motion.

- Motion was made by Council Member Greer to approve the draft resolution, and to also approve the Virginia Water and Wastewater Agency Response Network Mutual Aid Agreement, with motion on the floor being seconded by Vice Mayor Walker. There being no discussion, let the record show that the motion on the floor passed unanimously by those present.

D) Proposed Changes to the Town of Rocky Mount's Compensation Leave

The Town Manager gave Council a brief history of the current Workers Compensation Leave policy for the Town, pointing out that the Town has historically allowed an employee to remain on Workers Compensation Leave for one year prior

to considering termination, with that one year limit not an absolute deadline, but a point at which the Town reserves the right to terminate an employee in order to meet staffing needs. The one year period in no way impacts the benefit received by the employee under Workers Compensation Act, or their ability being compensated and receiving medical treatment under the Act. Based on recent experience, the one year period is longer than ideal and longer than most other communities.

The Town Manager recommended reducing the one year period to six months. He further pointed out that this would be a guideline and departments will be allowed to retain staff on workers compensation leave for longer periods if staffing needs do not dictate replacement, and departments will have the flexibility to make recommendations based on the actual nature of the injury and the work load of the department.

Prior to the meeting, Council had received a draft copy of the revised policy. The Town Manager stated that Council may want to consider the proposed revisions going before the appropriate committee to review before taking any action.

The Mayor determined that this request needed to be reviewed by the Finance & Human Services Committee, with their recommendation being brought before Council during their regular meeting of July 11, 2011. The Town Manager so noted.

E) Presentation of Award to the Town of Rocky Mount Water Department

The Water Department Superintendent stated to Council that he was proud to announce that the Water Department had earned a Silver Award for Excellence in Filtration and Clarification from the Virginia Department of Health for the calendar year 2010. He further stated that the Silver Award is achieved when a water filtration facility meets or exceeds specified criteria for filtered water quality and filter backwash performance. Plants that meet those criteria are said to be producing water that is at least three times cleaner than required by U.S. Environmental Protection Agency, and demonstrating excellence in their day-to-day operations. The last time the Town was recognized by the Virginia Department of Health was in 2007 when the Water Department received the bronze performance award. It was also pointed out by the Water Department Superintendent that this most recent award follows a third place finish for the Town at the water tasting contest put on by the Virginia Rural Water Association during their annual conference this past April. The Water Department Superintendent stated that the department's 2010 awards could not have been possible without a commitment from the entire staff to operate the plant at a performance level greater than the minimum regulatory requirements on a daily basis, and that the department's continued goal is to provide the citizens of the Town with clean, safe drinking water, while always looking for ways to do even better.

The Mayor congratulated the Water Department for the award and encouraged the Water Department Superintendent to keep up the good work.

F) Review of Request of West Piedmont Planning District Board of Commissions

The Mayor stated that the Town has received a request from the West Piedmont Planning District Board of Commissions to either re-appoint Council Member Jerry W. Greer, Sr. to the WPPDC Board (as his term expires June 30, 2011), or appoint another elected official to fill that position. The Mayor informed Council that he has spoken with Council Member Greer, who has agreed to be re-appointed, with his term coinciding with his current Council term, which will expire June 20, 2014.

There being no further comments, the Mayor entertained a motion.

- Motion was made by Council Member Strickler to re-appoint Council Member Greer to the West Piedmont Planning District Board of Commissions as pointed out by the Mayor, with motion on the floor being seconded by Council Member Moyer. There being no discussion, let the record show that the motion on the floor passed unanimously by those present.

G) Request of Mr. Bobby Guill of Franklin Auto Glass, Inc.

Mr. Bobby Guill of Franklin Auto Glass, Inc. located at 270 Franklin Street, Rocky Mount, Virginia, came before Council requesting that on behalf of Franklin Auto Glass, Inc. he would like the Town's permission to close Franklin Street from High Street to Claiborne Avenue on June 26, 2011 for a 25<sup>th</sup> anniversary thank you celebration for his loyal customers, friends, and the public. Mr. Guill confirmed to Council that the event would be from 5:30 p.m. to 9:00 p.m., with music being from 5:30 p.m. to 8:45 p.m.; and that there would be food for the public.

Council Member Greer thanked Mr. Guill for his business in-town, with the Mayor thanking Mr. Guill for keeping his business in-town.

There being no further comments, the Mayor entertained a motion.

- Motion was made by Council Member Love to grant the request of Mr. Guill, with motion on the floor being seconded by Council Member Cundiff. There being no discussion, let the record show that the motion on the floor passed unanimously by those present.

H) Request of Debra Weir, Tourism & Project Manager for Franklin County Parks & Recreation

Mrs. Debra Weir, Tourism & Project Manager for Franklin County Parks & Recreation, came before Council requesting to speak about the County's upcoming Mountain Spirits Festival that will be held October 1, 2011. She gave a brief synopsis of how the project was created, and how they are partnering with Franklin County Retail Merchants "Old Time" festival that will be held at the Farmers' Market. Mrs. Weir requested the use of the Town's parking area located behind Edible

Vibes, and also the one that is located across from the Artisan Center in order to allow their vendors to be able to set up for the event. So far, Mrs. Weir is expecting 34 local authors and 23 local artists and crafters to participate in the Mountain Spirits Festival. Mrs. Weir confirmed that the event should take place from 10:00 a.m. to 4:00 p.m., and that she would not need to close any of the streets in that area. The Mayor informed Mrs. Weir that there would have to be a couple of the parking spaces left open in the two Town parking areas that she mentioned, with Mrs. Weir confirming to Council that she would have someone from their group monitor those parking spaces to make sure some were left open. There was discussion on whether or not Mrs. Weir had searched for another location to hold the event, with her stating that she had but there was no other space that would feasibly suit their needs that would be located down or near Franklin Street and the Farmers' Market.

The Mayor determined that this request needed to be reviewed by the Public Facilities & Special Events Committee, with their recommendation being brought before Council during their regular meeting of July 11, 2011. The Town Manager so noted.

Mrs. Weir updated Council on upcoming events that the County is participating in, being:

- September 6 – 18, 2011: Franklin County Civil War Days-CW 150 to be held at the Lake Watch property. Friday will be dedicated to the schools and field trips. Saturday there will be living history, a battle, barn dance and dinner, and redneck polo. Sunday there will be living history, Civil War chapel service, a battle, and redneck polo.
- October 1, 2011 – Mountain Spirits Festival: A celebration of the heritage and culture of Franklin County.
- June 19, 2011 – opening of Heartwood: Sterling Belcher's picture is featured in The Crooked Road section of the facility.
- Franklin County's White Lighting Trail.
- Hike Franklin County: July 30, 2011: Smith Mountain Lake Community at 10:00 a.m.; and November 5, 2011: Lynch Park to Carilion Franklin Memorial Hospital at 10:00 a.m.

Mrs. Weir ended her presentation by stating that she looks forward to working with the Town on future projects.

## **COMMITTEE REPORTS**

There were no committee reports at this time.

## **OTHER MATTERS, CONCERNS AND RISE 'N SHINE APPEARANCES**

### A) Referrals to Planning Commission from Town Council

The Assistant Town Manager informed Council that the Planning Commission has requested the annual joint meeting with Council be scheduled, and that Council consider a date in September or October. It was the consensus of Council that the best date that would work for them would be October 17. The Assistant Town Manager informed Council that he would take that date back before the Planning Commission to see if it would work for them also.

### B) Rise 'N Shine Appearances

The Mayor and Town Manager both appeared on the Rise 'N Shine show this morning.

## **COUNCIL CONCERNS**

### A) Council Member Love

Council Member Love stated for the record:

“With the completion of the budget process, I would like to take this opportunity to thank so many individuals for their assistance since Council appointed me to fill the seat of the late Posey Dillon on September 13, 2010. James Ervin, Matt Hankins, Pat Keatts, and Stacey Sink have been invaluable in making information available and offering assistance to me whenever I have requested it or needed it. Linda Woody and staff have answered questions and aided me whenever I have asked. Bob Deitrich, Tim Burton and staffs took valuable time to show me their facilities and answer any questions I had, and continue to do so whenever I ask. Cecil Mason and his staff have been available to answer questions and offer assistance, as has David Cundiff and the staff of the Rocky Mount Police Department, on numerous occasions. In addition, the Mayor and many members of Council have offered their knowledge and expertise to assist me. I know Rocky Mount is not perfect. If it were, there would be no need for any of us to be in these positions. When issues arise, everyone in these departments work together as a team to eliminate the issues and make our town the best it can be. I feel very privileged to live and work in a town that is outstanding in so many ways, due in a large part to the dedication and tireless effort of our hard working employees, department heads, and town management. I have complete confidence in the management of our town, so Mayor Angle, at this time, I would like to make a motion that we hold a vote of confidence in our town management and department heads.”

- The Mayor recognized the motion on the floor as stated by Council Member Love, with motion on the floor being seconded by Council Member Greer. There

being no discussion, let the record show that the motion on the floor passed unanimously by those present.

### **CLOSED MEETING**

At 8:07 p.m., motion was made by Council Member Strickler to go into *Closed Meeting*, and seconded by Vice Mayor Walker 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 (specifically, employment at the Police Department and Town Personnel Policy).
- 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 (Franklin Heights and North Main Street).

At 9:10 p.m., motion was made by Council Member Strickler 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 by those present.

### **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.

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Steven C. Angle, Mayor

- Motion was made by Council Member Greer certifying that: (1) only public business matters lawfully exempted from open meeting requirements under this chapter was discussed; 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 was discussed. Motion was seconded by Vice Mayor Walker. The Mayor swore to adopt the motion on the floor by Council Member Greer that this was all that was discussed as defined in Section 2.2-3712 Code of Virginia. Voting yes were Vice Mayor Gregory B. Walker and Council Members Bobby M. Cundiff, Jerry W. Greer, Sr., P. Ann Love, Robert L. Moyer, and Robert W. Strickler.

The Mayor reported that no action was taken.

### **ADJOURNMENT**

At 9:12 p.m., motion was made by Council Member Moyer to adjourn, seconded by Council Member Greer and carried unanimously by those present.

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Steven C. Angle, Mayor

ATTEST:

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Patricia H. Keatts/Town Clerk

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