

**ROCKY MOUNT TOWN COUNCIL
REGULAR COUNCIL MEETING
MARCH 11, 2013**

The March 11, 2013 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 Billie W. Stockton

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, Lieutenant of Investigations Kenneth Criner, Finance Director Linda Woody, Public Works Director Cecil R. Mason, Town Planner Patrick Rust, Superintendent of Water Department Robert Deitrich, Fire Chief Charles Robertson, and Town Clerk Patricia H. Keatts. Absent were Chief of Police David Cundiff and Superintendent of Wastewater Treatment Plant Timothy Burton.

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.

The Assistant Town Manager requested that the agenda be amended to add under "New Business" discussion regarding State of Virginia requirement for stormwater management regulations and working with Franklin County to address the required mandates.

○ Motion was made by Council Member Greer to approve the agenda as presented, seconded by Council Member Love and carried unanimously by those present.

The Mayor recognized Mr. Buckman's government class from Franklin County High School.

SPECIAL ITEMS

Let the record show there were no special items at this time.

PUBLIC HEARING

Let the record show the Mayor recessed the meeting to hold the first of two public hearings:

A. Special Use Request of Peggy Shilling DBA Ceramic Traditions

(Prior to the meeting, Peggy Shilling DBA Ceramic Traditions had submitted a special use request in order to operate a kiln to the manufacture and retail sale of ceramics for property known as Tax Map and Parcel number 20700 72300, located at 451 South Main Street, with property being zoned Central Business District (CBD).)

The Assistant Town Manager came forward stating the following:

- Ms. Peggy Shilling, doing business as Ceramic Traditions, has submitted a special use application to operate kilns in relation to the manufacture and sale of ceramics at 451 South Main Street and located at Tax Map and Parcel number 20700 72300.
- Ms. Shilling and her husband, George Scott, intend to operate a ceramics manufacture, instruction, painting and finishing business on this property located across from Carilion Franklin Community Hospital. It is a combination of retail and manufacturing, and the business has over 10,000 molds to make everything from plates to bowls to figurines.
- This is a unique business not just for Rocky Mount, but also the region. Very few businesses like this exist, and by its unique and interactive nature, can attract more visitors and shoppers to the Town from throughout the region, fitting it well with the Central Business District and the Arts & Culture District.
- This property is zoned Central Business District (CBD), in which manufacturing facets are not a use-by-right, but custom manufacturing is a use-by-special exception. Also, businesses using kilns in the CBD require a special use permit, and this business uses a kiln to melt the ceramic clay.
- The kilns to be used are electric powered with digital temperature controls and automatic shutoffs.
- Staff recommended approval to the Planning Commission, and after the site review and public hearing held on March 5th, the Planning Commission unanimously recommended by a 6-0 vote that Council approve the special use request on the following:
 - o This art use will enhance the Town's vision of arts and cultural businesses and uses.
 - o The manufacturing use of a kiln does not appear likely to affect the surrounding area and adjoining uses.
 - o This use is consistent with future land use map in the current adopted comprehensive plan.

Council Member Greer (also Planning Commission member) stated that the Planning Commission voted in favor of the request as they did not see anything wrong with it; therefore, recommending to Council approval of this request.

It was confirmed to Council by the Assistant Town Manager that the kiln will not produce any obnoxious or unusual omissions, as they will be heating up clay only.

The Mayor opened the floor to anyone wishing to come forward to speak regarding the request.

- Peggy Shilling (applicant making request) of 3322 Green Level Road, Rocky Mount, Virginia, came forward to speak, stating the following:
 - Introduced her husband, George Scott.
 - The operation of the business will be family-owned.
 - Their business will be the only one in the area.
 - Intends to cater to schools, churches, nursing homes, and also have a web-based on-line store.
 - She has roots in Franklin County.
 - Plans on doing this type of business to help supplement retirement income.
 - The kiln that she will be using is the same type she has for her operation at Garden City Brethren Church, which is located in a small room and the kiln does not get hot, with the kiln having an automatic shut-off.
 - All the paint that is being used is non-toxic.
 - Wants to bring ceramics back to America as an American made product.
 - Wants to enjoy themselves with this endeavor and be able to pass it on to their family as it is a family-owned and operated business.

Let the record show that no one else came forward to speak.

There being no further comments, the Mayor reconvened the meeting back into open session and entertained a motion.

○ Motion was made by Council Member Greer to approve the rezoning request, with motion on the floor being seconded by Council Member Love. There being no discussion, let the record show that the motion on the floor was approved unanimously by those present.

Let the record show the Mayor recessed the meeting to hold the second public hearing:

B. Rezoning Request of Larry and Glenna Moore

(Prior to the meeting, Larry and Glenna Moore had submitted a rezoning request to rezone property from Residential-R2 (medium density residential) to Residential-R3 (high density residential) for the purpose of converting a single-family residence into a 3-unit apartment for property known as Tax Map and Parcel number 20700 22200, located at 85 Claiborne Avenue.)

The Assistant Town Manager came forward stating the following:

- Larry and Glenna Moore have recently purchased the property at 85 Claiborne Avenue, Tax Map and Parcel Number 20700 22200 and have applied to rezone the property from Residential-R2 to Residential-R3. Their desired use is to convert the single-family residence into three one bedroom apartment units. The building formerly belonged to the Kents and appears to have had separate access and multiple tenancies at some previous point due to the number of kitchens and a separate stairway at the back of the house.
- Claiborne Avenue has a large number of non-conforming structures that have developed over the past 30 years or so as multi-family apartments. The de facto use of many properties on the street is R3, pre-dating the Town's zoning ordinance.
- In Residential-R2, residential properties are limited to single-family dwellings and two-family dwellings. In R3, multiple-family dwellings are a use-by-right.
- Staff issued only a neutral recommendation to the Planning Commission because of the complexity of the issues and values questions that are up to the appointed and elected bodies to determine.
- At its meeting of March 5th, the Planning Commission recommended by a 4-2 vote that Council should deny the rezoning request due to unresolved issues over parking and access.
- Subsequently, the Moores have submitted a proffer that they will remove the concrete wall on the property, which limits access and parking.
- Staff does not have a consensus recommendation for Council in this case, and have good arguments for and against approval. Staff's internal consideration and debate has focused on several important issues that Council needs to be resolved based on Council's understanding and long experience:
 - o Why are parts of Claiborne Avenue zoned R2, with others zoned R3? Was R2 implemented to try to limit the number of families able to live on the street, and if so, is that a policy Council wishes to continue?
 - o The surrounding residential properties are generally zoned Residential-R2 and Central Business District. There are no Residential-R3 zoned properties that share property lines to 85 Claiborne Avenue. Nearby uses, however, are consistent with the requirements of R3 zoning, even if they are not classified as such.
 - o The requested use is consistent with the current adopted comprehensive plan, which calls for this and surrounding parcels to be mixed use.
 - o In the event Council rezones this parcel, the applicants must demonstrate ample parking for the residential units. Code requires space to park two automobiles for each dwelling unit either in a private garage or on the lot.

The Assistant Town Manager informed Council that he had received a letter (attached for the record) from Mr. David W. Phillips of 133 Claiborne Avenue, who was against the rezoning request.

The Mayor opened the floor to anyone wishing to come forward to speak regarding the request.

- Lynn Matherly of 65 Claiborne Avenue (corner of Claiborne Avenue and Noel Street) came before Council, stating the following:
 - He lives across from 85 Claiborne Avenue and that his primary concern is the additional parking that may occur due to the lack of parking for the residents of 85 Claiborne Street.
 - If there is additional parking on Noel Street, it will prohibit emergency vehicles, garbage trucks, and large vehicles from being to access the street as Noel Street is a pass through street.
 - Moores may be able to have enough parking for the property, but they would have to tear the garage down in order to make enough room.

- David Phillips of 133 Claiborne Avenue came forward, stating the following:
 - Referenced most of his concerns that he has listed in his letter that was sent to Council for the record.
 - His main concern is the street and the conditions of the houses that are on it that are used as rental property and multi-housing, in that they are in disrepair and not kept up like homes that are privately owned on Claiborne Avenue.
 - Appalachian Power Company had come through cutting down the old Oak trees, making the street look not as nice as it was when he first bought his property on Claiborne Avenue.

- Mr. Matherly came back before Council stating that he has lived at his residence for a very long time and the house in question (85 Claiborne Avenue) has only been a single-family residence.

- Larry Moore (applicant) of 45 Scenic River Drive, Rocky Mount, Virginia, came forward to speak, stating the following:
 - Referenced that he owns the property on Claiborne Avenue known as the Angle House and that those that know him knows that he keeps his properties looking nice, and that he usually restores his homes very nice.
 - One thing that helps bring people to downtown is to bring citizens downtown, and by making 85 Claiborne Avenue a 3-unit apartment, more people will be brought into the downtown area.
 - He is sure that once he restores 85 Claiborne Avenue, it will not be an eyesore.
 - Confirmed to Council Member Stockton that he was not willing to tear down the garage for additional parking due to the historic nature of the house, but that he might consider it and look into it if additional parking is needed.

Discussion ensued regarding if there was enough parking for 85 Claiborne Avenue even if the concrete wall is torn down as proffered by Mr. Moore. Council Member Cundiff stated that the concrete slab is actually a patio, and as he sees it, it would be awfully tight to fit the required parking spaces as proposed. Mr. Moore indicated that if the vehicles are driven straight in, they could back out into the alley; thus, allowing enough space to park on the property. It was discussed that the alley backed up to four lots on High Street and four lots on Claiborne Avenue.

Discussion also ensued regarding:

- How many R3 lots were on Claiborne, with the Assistant Town Manager confirming there were two on the Mary Elizabeth Park side, and one on the High Street side.
- The Assistant Town Manager also confirmed that the zoning allows as many as you can fit in that particular structure and what the building inspector allows for someone to put in.
- How many of the homes on Claiborne Avenue had off-street parking and how many actually uses it, with the Assistant Town Manager stating that he does not know exactly, but would find out if Council so chooses and report back to them later regarding the number.

There being no further discussion, the Mayor reconvened the meeting back into regular session and entertained a motion.

○ Motion was made by Council Member Greer to deny the special use request, with motion on the floor being seconded by Council Cundiff. Let the record show that the motion on the floor passed five to one, with Council Member Stocton voting in opposition to the motion on the floor.

APPROVAL OF MINUTES

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

- February 11, 2013 Regular Meeting Minutes

The Mayor asked if there were any changes to the draft minutes, and there being none, the Mayor entertained a motion.

○ Motion was made by Vice Mayor Walker to approve the Council meeting minutes as presented with motion on the floor being seconded by Council Member Love. 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
 - Review and consideration of approving proposal as submitted by Hawk Manor Falconry in order to address pigeon problems at the Hub Restaurant and grain mill.

- Review and consideration of approving contract for Local Choice health and dental insurance coverage administered by Commonwealth of Virginia for the Town of Rocky Mount.
- Departmental Monthly Report
 - Community Development
 - Finance Department
 - Fire Department
 - Police Department
 - Public Works Department
 - Waste Water Department
 - Water Department
- Bill List

Discussion ensued regarding the proposal submitted by Hawk Manor Falconry regarding addressing the pigeon problems at the Hub Restaurant and the grain mill. The Town Manager went over the history of the problem and confirmed the following:

- Tried to have people volunteer to take care of this matter, but for the most part, they never showed up to do the work. Had to finally go to someone who charges, with that proposal being submitted to Council. This is the Town's fourth option in trying to get this problem resolved.
- The falcons will not be released to stay in the area as they are highly trained for the purpose as detailed in the proposal, and the owner definitely would not let the birds be released to stay in the area, but would take them with him when he left.
- There are about 100 pigeons or more involved, with them not only being a problem for businesses, but also customers as the pigeons are also defecating on the property and vehicles.
- The falconer comes highly recommended and although there is no written consent, the falconer wants to make sure the Town is very satisfied with his work when he finishes.
- The falconer has a very high tech approach in getting rid of the pigeons.
- The two businesses will not be contributing to the expense of having the problem resolved due to the fact that the Town Manager believes they already contribute economically to the Town and have been very long established businesses.
- Council Member Love has been involved with this problem, as she has been approached by the businesses. Council Member Love commented that she hopes the Town can help these two businesses.

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 Council Member Love. 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 requesting to come before Council to speak. At this time, the Mayor opened the floor to anyone wishing to come before Council at this time. Let the record show that none came forward.

OLD BUSINESS

Let the record show there was none at this time.

NEW BUSINESS

A. Request of Franklin County Parks & Recreation

(Prior to the meeting, the Town Clerk's Office received a request from the Recreation Programs Manager Marcia Cramblitt on behalf of Franklin County Parks & Recreation for Council's consideration for them to be allowed to hold the following races: (1) 13th Annual "Chug for the Jug 5K"; (2) Kids Fun Run; and (3) Carilion Health Walk. These races are scheduled for Saturday, April 27, 2013, starting at 8:30 a.m.)

On behalf of the Franklin County Parks & Recreation Program Manager Marcia Cramblitt, the Town Manager presented her request that Council consider allowing them to hold their annual "Chug for the Jug" race events at the Farmers' Market on April 27, 2013.

Ms. Cramblitt came before Council confirming that the Chief of Police has reviewed their request and the proposed route and that he voiced no concerns regarding holding the event, indicating also that the Police Department will be assisting them that day. She further thanked Council and the Police Department for their support last year.

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

○ Motion was made by Council Member Greer to approve the request, 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.

B. Presentation of Roanoke Valley-Alleghany Regional Commissions' RIDE Solutions

(Prior to the meeting, the Town Clerk's Office received a request from Roanoke Valley-Alleghany Regional Commission's RIDE Solutions Program Director Jeremy Holmes to present before Council information regarding their new project.)

Roanoke Valley-Alleghany Regional Commission's RIDE Solutions Program Director Mr. Jeremy Holmes presented to Council information regarding a project that they have

started within the areas of Rocky Mount and Franklin County to look at ride-sharing opportunities in the area. He briefed Council on their goals, process, and implementation. He further stated:

- They have sent out surveys throughout the community to determine the commuter preferences for transportation options in the Franklin County and Rocky Mount areas.
- He referenced that the Town had only one park and ride location (Intersection of State Route 40 and State Route 220 interchange), and they would like to determine what is needed, and to also have the opportunity to expand their RIDE solutions into the West Piedmont Planning District Commission service area, if warranted.
- They have been working on analyzing existing commuter patterns using readily available data, including census data and Virginia Department of Transportation traffic counts.
- Their final report and marketing plan is to be presented in June 2013.
- Concentrated marketing/outreach effort to be implemented in late 2013 or early 2014 as appropriate.

The Mayor asked that Mr. Holmes keep Council up-to-date and report back to them or Town staff regarding the project.

C. Storm Water Management

(During the beginning of the Council meeting, it was approved to amend the agenda to add under "New Business" discussion regarding State of Virginia requirement for stormwater management regulations and working with Franklin County to address the required mandates.)

The Assistant Town Manager stated that the Town of Rocky Mount and Franklin County respective staff have been working together for several months in an effort to determine how Franklin County, Rocky Mount and Boones Mill can work together to meet the Commonwealth of Virginia state mandated deadlines implementing new stormwater management regulations. He further pointed out the following:

- Town and County planning staffs met last week and recommend that the County Development Services Department should oversee both the new stormwater management requirements and all erosion and sediment control activities. Eliminating this duplication of service will streamline the process for developers.
- Additionally, the staffs worked to identify the processes needed to ensure that the Town is still able to meet its planning and zoning code requirements, including zoning certifications and site plan reviews, without hindering the County department in the performance of its state-mandated duties.
- If both elected bodies consent to this plan, both development staffs intend to work together in a way that reduces the number of trips and points of contact needed by developers to secure approval of their plans.

It was discussed that the minimal fee that the locality can charge to the developer is \$1,100.00, with the State being able to get 28% of that charge.

The Town Manager explained that two years ago, the Commonwealth of Virginia General Assembly was wanting to pass this state-mandate, with the Town seeing the writing on the wall; therefore, getting with the County on how best to resolve this matter. The pressure is on the County since the Town is not required to take any action, only counties and cities; but, the Town wants to work with the County to make sure the Town can use the County to do this work, especially since the Town citizens pay double taxes (Town and County).

The Town Planner informed Council that he is prepared to give Council any information they may need regarding what his office has done in the past regarding permitting that the Town has done.

Council Member Cundiff requested that staff make sure they point out to the County that since Town citizens pay County taxes, the Town needs to be represented as being County and Town residents. The Town Manager informed Council that he has spoken to the County about this some time back because this is what the Town citizens are paying for already, with the Town partnering with the County regarding the state-mandate.

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

○ Motion was made by Council Member Greer to approve the request for the Mayor to submit a letter to Franklin County Board of Supervisors as part of their stormwater management, 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 carried unanimously by those present.

COMMITTEE REPORTS

A. Performance Center Committee

(The Performance Center Committee met on February 12, 2013 to review operational possibilities with member of the Architect's design team.)

The Assistant Town Manager came before Council and presented for their review a PowerPoint presentation of the business case for the proposed Performance Center that will be located in the former Lynch Hardware Building, with the following being highlighted during his presentation:

- Building a successful venue
 - Underlying assumptions are conservative
 - Revenue projections from an experienced promoter, with over 30 years in music and concert promotion.
 - Showing only ticket revenue growth; other revenue remains static, although likely to grow as venues become more popular.
 - 40 percent average capacity in first year, increasing with age and reputation

to 55 percent in Year 3 (seats have not been decided yet, but for this presentation, 350 seats were used as a number).

- Conservative estimates of auxiliary benefits to community in excess of \$110,000 every year.

➤ Staffing

- Assumes two full-time staff (general manager and assistant general manager) with volunteer and intern staffing.
- Assumes hiring general manager/promoter this spring to book shows a year in advance of opening, with assistant general manager to follow three months before opening.
- Food and beverages managed by a concessionaire, with a share of the profit coming to the venue.
- Not included: only if needed, could add up to three part-time staff at four hours/show, \$8/hour for 175 shows is \$16,800.

➤ Profitable From Year One

- 175 shows per year (roughly one every other night).
- 350 seat capacity (likely higher, depending on seat types and sizes selected by Council).
- In the first year, \$65,750 profit from:
 - \$16.50 average ticket.
 - 24,500 people through the door (40 percent of capacity, or roughly 43 percent of the County's population attending one show per year).
 - \$404,250 in total ticket sales, excluding comps.
 - \$178,000 in ancillary income (share of concessions and band merchandise; sponsorships; venue merchandise; space rentals).
 - \$516,500 in expenses (artists, staff, ticketing, merchandise, security, utilities) with a total profit of \$65,750.

➤ How do we get to 175 shows?

- Example, shows per year:
 - Regular jam night: 50
 - Headline acts: 24
 - Touring acts: 96
 - Other: 5
- Project first year attendance:
 - Regular jam night: 2,500
 - Headline acts: 8,400
 - Touring acts: 12,480
 - Other: 1,025
- Ticket income by types of show
 - Regular jams: \$12,500
 - Headliners: \$223,440
 - Tours: \$156,000
 - Other: \$12,300

➤ Progression of Revenues & Capacity

Capacity	45%	60%	75%
Average Attendance	158	210	263
Annual Attendance, 175 shows	27650	36750	46025
Avg. Ticket			
\$12	\$331,800	\$441,000	\$552,300
\$15	\$414,750	\$551,250	\$690,375
\$18	\$497,700	\$661,500	\$828,450
\$21	\$580,650	\$771,750	\$966,525
\$24	\$663,600	\$882,000	\$1,104,600
\$27	\$746,550	\$992,250	\$1,242,675
\$30	\$829,500	\$1,102,500	\$1,380,750

➤ Projected End-of-Year Results

	Year 1	Year 2	Year 3
Gross Income	582,250	703,000	877,275
Gross Expense	516,500	584,500	672,500
Net Income	65,750	118,500	214,775

There was discussion regarding if the proposed general manager and assistant general manager would be Town employees; how advertising would take place for the events; having a part-time custodian; ticket price for children; and the inclusion of selling alcoholic beverages on-site.

Regarding the sale of alcoholic beverages on-site, Council Members Cundiff and Moyer voiced strong concerns against the sale of alcohol; did not think it was a good idea having someone drinking breathing on you when you are at the event; and concerned people would come to the events and drink more, being disruptive while the event is taking place. The Assistant Town Manager and Town Manager both confirmed to Council that: the Department of Alcoholic Beverage Control (ABC) were pretty particular; whoever the Town partners with will have to go by the strict guidelines set by ABC in order to sell alcohol; people for the most part drink responsibly; and that venues of this type typically have the sale of alcohol. Also stated there would be security in place during the events that would take care of any type of disruptive behavior.

Council Member Greer stated that he goes to different venues all over, and where there is the sale of alcohol, it is managed. He further stated that the Town is shooting itself in the foot before the project is even started, and if this is the case, the Town might as well put a "for sale" sign on the door of the building and sell it. He also stated that the Town's Police Department handles drunks once in a while, and that Council is not asking them to run the Performance Center. He also mentioned that the Town needs to run the Performance Center in a manner that would make it profitable.

The Assistant Town Manager confirmed to Council that off-duty Town police officers would be used for security at \$30 per hour, with this rate being set in the projected figures.

OTHER MATTERS, CONCERNS AND RISE 'N SHINE APPEARANCES

A. Referrals to Planning Commission from Town Council

Let the record show there were no referrals to the Planning Commission from Council at this time.

B. Rise 'N Shine Appearances

Let the record show that the Assistant Town Manager appeared on the *Rise 'N Shine* show today.

COUNCIL CONCERNS

Let the record show there were no Council concerns at this time.

CLOSED MEETING

At 8:22 p.m., motion was made by Council Member Greer to go into *Closed Meeting*, and seconded by Vice Mayor Walker and carried unanimously to discuss the following:

- 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 (consideration of purchase of property in downtown area for a parking lot).

At 9:00 p.m., motion was made by Council Member Love 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 Moyer 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.

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 Council Member Stockton. 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 Billie W. Stockton.

The Mayor reported that no action was taken.

ADJOURNMENT

At 9:02 p.m., motion was made by Vice Mayor Walker to adjourn, seconded by Council Member Moyer and carried unanimously by those present.

Steven C. Angle, Mayor

ATTEST:

Patricia H. Keatts/Town Clerk

/phk

(this page left intentionally blank)