GALAX CITY COUNCIL Minutes November 13, 2007

The Galax City Council convened in Council Chambers on November 13, 2007. The meeting was called to order by Mayor Mitchell at 7:30pm with all Councilpersons being present and they are as listed: Robert Lazo, Robert Kirby, John Garner, C. M. Mitchell, Willie Greene, Derrick Davis and Helen Kyle.

Councilman Davis opened the meeting with prayer; and, the Pledge of Allegiance was recited.

Councilman Greene motioned to dispense with reading the minutes of the last meeting and to accept them as distributed. The motion was seconded and unanimously approved.

This was the date and time set for the second reading and approval of the Historic Properties Tax Abatement Program. Mr. Holland reviewed the proposed ordinance. Councilman Garner motioned to accept the second reading and to approve the said ordinance. Councilman Greene seconded the motion and it was unanimously approved.

This was the date and time set for the second reading and approval of the proposed *Water* and Sewer Use Ordinance. City Manager Holland discussed the proposed ordinance and asked that it be adopted as presented. Following a discussion, Councilwoman Kyle motioned to approve the second reading and to adopt the ordinance as presented. Councilman Kirby seconded the motion and it was unanimously approved.

Lisa Moore, Executive Director of the Mt. Rogers Community Services Board gave a yearly update on the services by the Board in the City. She also expressed her appreciation for the services that Councilman Lazo is providing to the Board.

Councilman Kirby motioned to appoint Roger Martin and Bob Wilson to another term on the Board of Zoning Appeals. Councilman Greene seconded the motion and it was unanimously approved. Mr. Martin's term will expire June 30, 2011 and Mr. Wilson Term will expire June 30, 2012.

Director of Tourism Chuck Riedhammer provided a power Point presentation on tourism activities and organizations that enable him to market the City.

Mr. Riedhammer requested that he have permission to establish a Tourism Advisory Committee. Following a discussion, Councilman Garner motioned that a tourism committee be formed. Councilman Davis seconded the motion and it was unanimously approved. Councilman Davis volunteered to serve with members selected from the community.

Following a discussion on the Thanksgiving and Christmas holiday schedules, Councilman Davis motioned to adopt the State schedule through December 31, 2007 and to adopt as policy the City Manager's recommendation beginning January 1, 2008. Councilman Lazo offered a second to the motion and it was unanimously approved. The new policy offers the following holidays: New Year's Day; Martin Luther King Day; Presidents Day; Memorial Day; Independence Day; Labor Day; Veterans Day; Thanksgiving Day and the following Friday; Christmas Eve and Christmas Day.

Councilman Kirby motioned to accept the Management Plan and Storefront/Façade Program Design for the Downtown Project. Councilman Lazo seconded the motion and it was approved by a yea vote tendered by Councilpersons Lazo, Kirby, Garner, Mitchell, Greene and Kyle. Councilman Davis abstained.

On a motion by Councilman Garner and a second by Councilman Davis, Councilman Kirby was unanimously appointed to serve on the Downtown Project Management Team.

Following a discussion of the Professional Services Contracts, civil engineering, architectural design and landscape services, Councilman Lazo motioned to move forward with the program and approve the contracts as presented. Councilwoman Kyle seconded the motion. The motion was approved by the following Councilpersons Lazo, Kirby, Garner, Mitchell, Greene and Kyle. Councilman Davis abstained.

Area agencies jointly participated in a disaster preparedness drill. Police Chief Clark and Twin County Regional Hospital Emergency Room Director Christy Burnette both participated in the drill and discussed the hospital's role and the City's responsibilities in a disaster. Chief Clark termed the drill "a very positive exercise".

At 9:14pm, Councilman Lazo motioned to go into Executive Session as authorized in the Code of Virginia §2.2-3711(A) 20-Discussion of plans to protect public safety as it relates to terrorist activity and briefing by staff members, legal counsel, or law enforcement or emergency service officials concerning actions taken to respond to such activity or a related threat to public safety.

At 10:00pm, Councilwoman Kyle motioned to return to regular session. Councilman Davis seconded the motion and it was unanimously approved. The Certificate of Executive Session is made a part of these minutes.

Councilman Greene motioned to go into Executive Session as authorized in the Code of Virginia § 2.2-3711(A)5-Discussion of prospective or expansion of business or industry where no previous public announcement has been made.

At 10:05pm Councilman Garner motioned to return to regular session. Councilman Kirby seconded the motion and it was unanimously approved. The Certificate of Executive Session is made a part of these minutes.

Councilman Lazo motioned to go into Executive Session as authorized in the Code of Virginia §2.2-3711(A) 3-Acquisition of real property for public purpose; the disposition

of government owned property where public discussion would jeopardize the City's bargaining or negotiating position.

At 10:10pm, Councilwoman Kyle motioned to return to regular session. Councilman Davis seconded the motion and it was unanimously approved. The Certificate of Executive Session is made a part of these minutes.

With no further business to come before Council, the meeting was unanimously adjourned at 10:10pm on a motion by Councilman Greene and a second by Councilman Garner.

Mayor

Clerk

CERTIFICATION RESOLUTION CLOSED MEETING

WHEREAS, this Board convened in a closed meeting on this date pursuant to an affirmative recorded vote on the motion to close the meeting to discuss plans to protect public safety as it relates to terrorist activity and briefing by staff members for the purpose of public purpose in accordance with Section 2.2-3711(A)(20) of the Virginia Freedom of Information Act;

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

NOW, therefore be it resolved that City Council hereby certifies that, to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act were heard, discussed or considered in the closed meeting to which this certification applies; 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 to which this certification applies.

Upon motion by Councilmember Lazo seconded by Councilmember Kyle.

Before a vote is taken on this resolution, is there any member who believes that there was a departure from the requirements of number (1) or Number (2)? If so, identify yourself and state the substance of the matter and why in your judgment it was a departure.

Subject matter
Departure
Hearing no statement or statements, I call the question.
Ayes: Councilpersons Lazo, Kirby, Garner, Mitchell, Greene, Davis and Kyle
Nays: None

This Certification Resolution was adopted November 6, 2007.

Clerk/City Manager



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CERTIFICATION RESOLUTION CLOSED MEETING

WHEREAS, this Board convened in a closed meeting on this date pursuant to an affirmative recorded vote on the motion to close the meeting to discuss acquisition of real property for the purpose of public purpose in accordance with Section 2.2-3711(A)(3) of the Virginia Freedom of Information Act;

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

NOW, therefore be it resolved that City Council hereby certifies that, to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act were heard, discussed or considered in the closed meeting to which this certification applies; 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 to which this certification applies.

Upon motion by Councilmember Lazo seconded by Councilmember Kyle.

Before a vote is taken on this resolution, is there any member who believes that there was a departure from the requirements of number (1) or Number (2)? If so, identify yourself and state the substance of the matter and why in your judgment it was a departure.

Subject matter	
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Hearing no statement or statements, I call the question.	
Ayes: Councilpersons Lazo, Kirby, Garner, Mitchell, Greene, Davis and Kyle	•
Nays: None	

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CERTIFICATION RESOLUTION CLOSED MEETING

WHEREAS, this Board convened in a closed meeting on this date pursuant to an affirmative recorded vote on the motion to close the meeting to discuss prospective or expansion of business or industry where no previous public announcement has been made in accordance with Section 2.2-3711(A)(5) of the Virginia Freedom of Information Act;

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

NOW, therefore be it resolved that City Council hereby certifies that, to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act were heard, discussed or considered in the closed meeting to which this certification applies; 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 to which this certification applies.

Upon motion by Councilmember Garner seconded by Councilmember Kirby.

Before a vote is taken on this resolution, is there any member who believes that there was a departure from the requirements of number (1) or Number (2)? If so, identify yourself and state the substance of the matter and why in your judgment it was a departure.

Subject matter
Departure
Hearing no statement or statements, I call the question.
Ayes: Councilpersons Lazo, Kirby, Garner, Mitchell, Greene, Davis and Kyle
Nays: None

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