



City of Harrisonburg

409 S. Main Street
Harrisonburg, VA 22801

Meeting Minutes - Final City Council

Tuesday, July 26, 2022

7:00 PM

Council Chambers

1. Roll Call

Chris Brown, city attorney, stated Council Member Dent is unable to join the meeting in person as she is out of town on business and per the policy adopted by Council permitting Council Members to attend electronically, a vote is required to authorize Council Member Dent to participate remotely.

A motion was made by Council Member Baugh, seconded by Vice Mayor Romero, to approve remote participation by Council Member Dent. The motion carried with a unanimous vote.

Yes: 5 - Mayor Reed, Vice Mayor Romero, Council Member Jones, Council Member Dent and Council Member Baugh

No: 0

2. Invocation

Council Member Jones offered the invocation

3. Pledge of Allegiance

Mayor Reed led the Pledge of Allegiance

4. Special Recognition

5. Consent Agenda (any item placed on the consent agenda shall be removed and taken up as a separate matter, if so requested by any member of Council, otherwise all items will be voted on with one (1) motion)

A motion was made by Council Member Baugh, seconded by Council Member Dent, to approve the consent agenda as presented. The motion carried with a recorded vote as follows:

Yes: 5 - Mayor Reed, Vice Mayor Romero, Council Member Jones, Council Member Dent and Council Member Baugh

No: 0

5.a. Minutes from the July 12, 2022 City Council meeting

These minutes were approved on the consent agenda.

- 5.b.** Consider a budget adjustment in the amount of \$513,652 for the Harrisonburg City Public Schools

The supplemental appropriation was approved on second reading.

- 5.c.** Consider a supplemental appropriation in the amount of \$570,330 for the Department of Public Transportation

The supplemental appropriation was approved on second reading.

- 5.d.** Consider a supplemental appropriation in the amount of \$710,000 for the General Capital Projects Fund

The supplemental appropriation was approved on second reading.

6. Public Hearings

- 6.a.** Consider authorizing Interim City Manager Ande Banks to execute a Property Transfer Agreement between the City of Harrisonburg and the William J. Long Trust, in association with the new Rocktown High School Project.

Chris Brown, city attorney, stated the property transfer agreement is associated with the new Rocktown High School project. He stated the Department of Public Works is finalizing plans for and construction of the access road leading to the high school. He stated this property, located on the corner of S. Main Street and Boxwood Court, is being purchased for a permanent drainage easement and some temporary construction easements. He stated there are two elements when the City secures property interest for a Public Works project; the actual property interest being purchased and damages to the residue of the landowner's property. He stated some of the residual damages for this project would be the drainage easement, parking, and the elimination of an existing entrance to this property from Boxwood Ct. He reviewed the plans for the project and noted that once the road is completed a portion of the property will be transferred back to the owner.

Vice Mayor Romero asked if Mr. Brown has any idea what the owner is intending to use the land for once it is transferred back. Mr. Brown stated they could use it to replace some of the parking that is being affected. Vice Mayor Romero asked what types of uses could be placed on this parcel. Mr. Brown stated there is some elevation differences, so perhaps be limited to parking and it is too small to be built on. Council Member Baugh stated it is zoned B-2 Commercial.

At 7:10 p.m., Mayor Reed closed the regular session and called the first public hearing to order. A notice appeared in the Daily News-Record on Tuesday, July 19, 2022

Panayotis "Poti" Giannakouros, stated the proposal sounds reasonable, but he has some objections to the way the land is talked about as a nuisance. He stated instead of it being unused and unwanted by the city, it could be turned into a vital ecosystem

with pollinator plants as an example especially this close to our new high school. He recommends public input be obtained for uses of the land before it is given back to the property owner.

At 7:14 p.m., Mayor Reed closed the public hearing and the regular session reconvened.

Vice Mayor Romero stated we have had a few of these types of items on the agenda recently and asked Mr. Brown to explain if there is a process in place regarding allow for input from the public. Mr. Brown stated most of the time when the city conveys property interest it is reviewed by the Planning Commission and City Council. He stated for something like this the only statutory requirement is one public hearing. This property has been thoroughly vetted by the Department of Public Works and is so small it would not make an impact.

A motion was made by Council Member Baugh, seconded by Council Member Dent, to approve the requests as presented. The motion carried with a recorded vote as follows: Council Member Baugh abstained.

Yes: 5 - Mayor Reed, Vice Mayor Romero, Council Member Jones, Council Member Dent and Council Member Baugh

No: 0

7. Regular Items

7.a. Consider approving an easement to Columbia Gas from Boxwood Court to the new Rocktown High School building

Chris Brown, city attorney, stated this request to grant an easement to Columbia Gas is related to the new high school.

Vice Mayor Romero asked how long the easements are good for. Mr. Brown stated according to state laws it is for 40 years.

A motion was made by Council Member Baugh seconded by Vice Mayor Romero, to approve the request as presented. The motion carried with a recorded vote as follows:

Yes: 5 - Mayor Reed, Vice Mayor Romero, Council Member Jones, Council Member Dent and Council Member Baugh

No: 0

7.b. Consider advertising Real Estate delinquent taxes for years 2019/2020 & 2020/2021

Jeff Shafer, Treasurer, presented a request to advertise delinquent real estate taxes for 2019-2020 and 2020-2021. He stated this is part of their normal collection processes.

Mayor Reed asked how successful this is to collecting delinquent taxes. Mr. Shafer stated it is extremely successful.

A motion was made by Council Member Baugh, seconded by Vice Mayor Romero, to approve the request as presented. The motion carried with a recorded vote as follows:

Yes: 5 - Mayor Reed, Vice Mayor Romero, Council Member Jones, Council Member Dent and Council Member Baugh

No: 0

7.c. Consider removing delinquent Real Estate taxes for 2001 and delinquent Personal Property taxes for 2016

Jeff Shafer, Treasurer, presented a request to remove delinquent personal property taxes for the year 2016 and real estate taxes for the year 2001 be removed from the books as uncollectable. He stated for personal property taxes judgements are filed for unpaid balances.

Council Member Jones stated the Treasurer's team does fantastic work.

A motion was made by Council Member Baugh, seconded by Vice Mayor Romero, to approve the request as presented. The motion carried with a recorded vote as follows:

Yes: 5 - Mayor Reed, Vice Mayor Romero, Council Member Jones, Council Member Dent and Council Member Baugh

No: 0

7.d. Consider adopting a resolution for support and authorization for an Industrial Revitalization Fund Application

Peirce Macgill, assistant director of Economic Development, and Martha Ross, president of the Board, Harrisonburg Rockingham Child Day Care Center, (HRCDDC) presented a request for support to seek a State Industrial Revitalization Fund Grant that is targeted toward renovating and redeveloping vacant, deteriorated, or blighted non-residential structures. He stated this year the State of Virginia is using ARPA funds to help fund the program and he thinks we have a really good chance of being awarded the grant. He stated the application would be for a \$1.5M grant that will be used to renovate the building on the southeast corner of E. Market Street and Federal Street. He stated HRCDDC purchased the building several years ago and this would allow them to expand their capacity and additional services. He stated this would have no financial impact on the city.

Ms. Ross, stated the HRCDDC has been seeking a permanent home for years. She stated they opened in 1971 as a response to a request from the Community Services Council of Harrisonburg/Rockingham County. She stated in 2010 the program was housed in Muhlenberg Lutheran Church, Dancing with the Stars in the 'Burg began in 2010 to raise funds for a permanent home for HRCDDC and to date has raised over \$1M and they purchased the building in 2018. She stated 50 children, age 2-5, are served, with the new space they will be able to serve 80 children including infants and toddlers and have more classrooms. She stated the building plans are for a new roof, an enhanced air filtration system, customized security system and a solar and light

fixture to enhance energy efficiency. She stated Council's endorsement of this project and a successful application will transform an empty building at the gateway of downtown into a welcoming place for children and families.

Mr. Macgill reviewed what is looked at when grant applications are reviewed and stated staff felt the HRCDC is the best match to submit a competitive application as it is a shovel ready project with a high impact benefiting both residents and employers. He stated one reason why individuals are not reentering the work force is due to the cost of childcare. He stated the aesthetic appeal of the project would provide a fully renovated, energy efficient building greeting people as they enter the downtown from the east.

Mayor Reed stated she is sorry that former Council Member Hirschmann is not present to see this request as he was very passionate about the day care center. She stated there is a need for infant day care, and this expansion would help with that need.

Vice Mayor Romero stated he has seen the benefits of the work the center has done and is excited to see the growth and benefits to the community.

Council Member Jones stated he is glad that City Council can support the organization in being able to provide opportunities to work by providing more childcare and it is a huge part of the economic development ecosystem.

Council Member Baugh stated is looking forward to their possible expansion.

Council Member Dent stated this is in line with one of the highest priorities to increase childcare to help people get back to work.

A motion was made by Council Member Jones, seconded by Vice Mayor Romero, to adopt the resolution as presented. The motion carried with a recorded vote as follows:

Yes: 5 - Mayor Reed, Vice Mayor Romero, Council Member Jones, Council Member Dent and Council Member Baugh

No: 0

- 7.e.** Consider adopting a Resolution approving issuance by Harrisonburg Redevelopment and Housing Authority of Revenue Bonds for the acquisition and construction of Grande Oak II Apartments, to be located in York County, Virginia.

Chris Brown, city attorney, stated the resolution is to approve issuance of revenue bonds by the Harrisonburg Redevelopment and Housing Authority (HRHA) as required by state law. He stated this has no financial impact or liability to the city and is for the acquisition and construction of Grande Oak II Apartments in York County, Virginia that will generate revenue for HRHA. He stated staff recommends approval of the Resolution.

Council Member Dent stated it is really remarkable that HRHA is renowned enough that they are the agency that people all over the state turn to for issuance of bonds.

A motion was made by Council Member Jones seconded by Council Member Baugh, to adopt the resolution as presented. The motion carried with a recorded vote as follows:

Yes: 5 - Mayor Reed, Vice Mayor Romero, Council Member Jones, Council Member Dent and Council Member Baugh

No: 0

7.f. Consider approving the policy for accepting private financial donations

Amy Snider, assistant to the city manager, presented a new policy for Council's consideration establishing procedures and conditions for the city to receive private financial contributions. She reviewed the following:

1. Purpose
2. Donation types
3. Donations not covered
4. Standard Amenities
5. Legacy Amenities
6. Financial donations
7. Tax Receipt and Acknowledgments

Mayor Reed asked if there is any type of marking to show who donated on an item. Ms. Snider stated the policy recommends not placing plaques on the standard amenities, staff thoroughly considered this but after research and consideration staff knew it would be difficult to say no to content of a message due to need for any staff review to be content neutral.

Council Member Jones stated the display and acknowledgement of donations made under Legacy Amenities contradicts the display and acknowledgement under Standard Amenities. Ms. Snider stated for donation of \$10,000 or higher they would be able to work with the donor on how best to acknowledge the donations. Chris Brown, city attorney, stated for the larger donations Council will have the authority to say no.

Council Member Jones spoke about signage for marketing verses signage from legacy donors.

Vice Mayor Romero asked if she knew the amount of donations requested in the past. Ms. Snider stated she stated there are currently two requests for benches and one legacy donation request pending the approval of this policy.

Further discussion took place regarding specific language in the policy regarding acknowledgement of donations, markings, naming rights, etc.

A motion was made by Council Member Jones seconded by Vice Mayor Romero, to approve the policy as presented. The motion carried with a recorded vote as follows:

Yes: 5 - Mayor Reed, Vice Mayor Romero, Council Member Jones, Council Member Dent and Council Member Baugh

No: 0

- 7.g.** Discussion of Council directing the Environmental Performance Standards Advisory Committee (EPSAC) to begin working on developing Phases 2 and 3 of Focus Area 1 - Buildings and Energy, and to consider directing EPSAC to develop municipal targets and community goals for energy efficiency and renewable energy

Council Member Dent stated the quarterly meeting of EPSAC is July 27, 2022, so direction tonight from Council set the direction for EPSAC over the next few months. She stated the request is to direct EPSAC to work on Focus Area 1 - Buildings and Energy next instead of Focus Area 5 - Waste Management. She stated the distinction of developing municipal targets and community goals for energy efficiency and renewable energy is that municipal targets are goals the city can have for city property versus community goals is much broader and comes from the observation that 97% comes from the private sector and community engagement and education will be needed.

Council Member Baugh stated, as former Council representative for EPSAC, when the plan says to develop Municipal Targets it means we have control over what is owned by the city and let's go ahead and exercise more control over with an eye toward the Environmental Action Plan. He stated Community Goals are 97% of our green house gas emissions and we can't tell anyone to do anything, it has to be a collaborative process until such time a higher authority than ours empowers Council to do anything on the private sector, if ever. Further discussion took place regarding what the request actually means.

Vice Mayor Romero asked if this request requires any type of resource support or commitment. Council Member Baugh stated this would not promise funding and that decision would still needs to come back to Council for approval of any type of resource funding. Further discussion took place regarding funding and not creating barriers for the private sector.

A motion was made by Council Member Dent, seconded by Council Member Baugh to approve the request as presented. The motion carried with a recorded vote as follows:

Yes: 5 - Mayor Reed, Vice Mayor Romero, Council Member Jones, Council Member Dent and Council Member Baugh

No: 0

8. Special Event Application Requests

- 8.a.** Consider the special event application request for the Hispanic Festival on Saturday, August 6, 2022.

Matt Little, recreation and special events manager, Parks and Recreation, presented a special event application request for the Annual Hispanic Festival on Saturday, August 6, 2022, at Ralph Sampson Park. He stated the assistance of Public Works, Harrisonburg Police Department and Harrisonburg Fire Department are requested, the estimated cost will be approximately \$1,000, and the event organizer is responsible for payment of applicable charges.

Mayor Reed asked if there were concerns last year about parking for this event. Mr. Little stated the organizer was able to secure the manufacturing plant for overflow parking.

A motion was made by Council Member Jones, seconded by Vice Mayor Romero, to approve the request as presented. The motion carried with a unanimous voice vote:

Yes: 5 - Mayor Reed, Vice Mayor Romero, Council Member Jones, Council Member Dent and Council Member Baugh

No: 0

- 8.b.** Consider the special event application request for the Harrisonburg Youth TryAthlon on Saturday, August 13, 2022.

Matt Little, recreation and special events manager, Parks and Recreation, presented a special event application request for the Harrisonburg Parks and Recreation Annual Youth TryAthlon on Saturday, August 13, 2022, and requesting the closure of S. Dogwood Drive from W. Market Street to Ohio Avenue and on S. Willow St. from W. Market Street to W. Grace Street from 8:00 am to 11:00 am. He stated the assistance of Public Works, Harrisonburg Police Department and Harrisonburg Fire Department are requested, the estimated cost will be approximately \$1,500 and the event organizer is responsible for payment of applicable charges.

A motion was made by Council Member Jones, seconded by Vice Mayor Romero, to approve the request as presented. The motion carried with a unanimous voice vote:

Yes: 5 - Mayor Reed, Council Member Jones, Vice Mayor Romero, Council Member Dent and Council Member Baugh

No: 0

- 8.c.** Consider the special event application request for the Block Party in the Burg on Saturday, August 27, 2022.

Matt Little, recreation and special events manager, Parks and Recreation, presented a special event application request for the Annual Block Party in the 'Burg on Saturday, August 27, 2022, and requesting the closure of Court Square from noon to 5:30 pm and Main Street from Martin Luther King Jr., Way to Rock Street from 1:30 pm to 5:30 pm. He stated the assistance of Public Works, Harrisonburg Police Department, Harrisonburg Fire Department, and Harrisonburg Department of Public Transportation are requested, the estimated cost will be approximately \$9,500, and the event organizer is responsible for payment of applicable charges.

A motion was made by Council Member Jones, seconded by Vice Mayor Romero, that this Special Event Application be approved. The motion carried with a recorded roll call vote

taken as follows:

Yes: 5 - Mayor Reed, Vice Mayor Romero, Council Member Jones, Council Member Dent and Council Member Baugh

No: 0

- 8.d.** Consider the special event application request for the Fire & Iron Motorcycle Rally on Saturday, July 30, 2022.

Matt Little, recreation and special events manager, Parks and Recreation, presented a special event application request for the Fire and Iron Motorcycle Rally on Saturday, July 30, 2022, and requesting a police escort for a motorcycle ride, would start at 11:00 am, from JMU C-4 parking lot to the city limits, traveling on Martin Luther King Jr., Way and East Market Street, then into Rockingham County and back to Port Republic Road to downtown. The police escort would only be in the city limits. He stated the assistance of Public Works, Harrisonburg Police Department and the Harrisonburg Fire Department are requested, the estimated cost will be approximately \$1,000, and the event organizer is responsible for payment of applicable charges.

A motion was made by Council Member Jones, seconded by Vice Mayor Romero, that this Special Event Application be approved. The motion carried with a recorded roll call vote taken as follows:

Yes: 5 - Mayor Reed, Vice Mayor Romero, Council Member Jones, Council Member Dent and Council Member Baugh

No: 0

9. Supplementals

- 9.a.** Consider a supplemental appropriation in the amount of \$361,818.18 for the Fire Department

Larry Propst, director of Finance, presented a supplemental appropriation for the Harrisonburg Fire Department for Federal Emergency Management Agency (FEMA) grant awarded and a contribution from SENTARA RMH for a total of \$361,818.18.

Council member Dent stated it is great that the Community ParaMedicine is getting a vehicle.

A motion was made by Council Member Jones, seconded by Council Member Dent, to approve the supplemental appropriation as presented. The motion carried with a roll call vote as follows:

Yes: 5 - Mayor Reed, Vice Mayor Romero, Council Member Jones, Council Member Dent and Council Member Baugh

No: 0

- 9.b.** Consider a supplemental appropriation in the amount of \$250,000 for the General Fund

Larry Propst, director of Finance, presented a supplemental appropriation request in

the amount of \$250,000 for a grant that the Northeast Neighborhood Association (NENA) will be getting for the Dallard Newman House from the Commonwealth of Virginia ARPA funding.

Council Member Dent stated these funds are from a different pool than our city ARPA funding.

A motion was made by Council Member Baugh, seconded by Vice Mayor Romero, that this Supplemental Appropriation be approved. The motion carried with a recorded roll call vote taken as follows:

Yes: 5 - Mayor Reed, Vice Mayor Romero, Council Member Jones, Council Member Dent and Council Member Baugh

No: 0

10. Other Matters

10.a. Comments from the public, limited to five minutes, on matters not on the regular agenda. (Name and address are required)

Randy Cline, 480 Hartman Drive, stated he is opposed to the new proposed housing development across from Harrisonburg High School. He stated once completed it would equal 5% of the total population of the city will be in this development, roughly 2,500 people. He stated it seems that when it is fully developed it will put a tax on our public safety departments, city utilities, traffic, and geographical considerations. He stated there is a lot of land that needs to be moved, rocks, etc., how will that affect us geographically. He stated there are 850 homes already by the golf course, seems to him that the golf course would be prime territory for another 850 homes instead of the proposed development. He stated there are too many unanswered questions for that amount of housing to be put on that land.

Wayne Wenger, stated the city is extremely busy with traffic, he spoke on the expansion of I-81, he attended all the VDOT meetings regarding the expansion and asked Council to reach out to the Governor and state representatives to speed up the expansion and not wait until 2025. He asked Council to not divide the city by two full high schools, he suggested the new high school be 11th and 12th grade only and all be considered the Blue Streaks. This would keep the community together and not divided by what high school their child goes to.

10.b. City Council and Staff

Council Member Dent stated she is currently attending the National League of Cities (NLC) Leadership Conference for the Energy, Environment and Natural Resources Committee in Atlanta, GA. She stated the main task of the committee is to rewrite the fossil fuel policy statement that was vetoed by the Kentucky and West Virginia Delegation last year because it proposed to eliminate mountain top removal mining. She stated they are wording it a bit more subtly and make sure the support is obtained. She stated she also attended virtually the International Climate Symposium out of Sweden, and people are looking for the easy solutions to climate control, but it

is not easy and it requires difficult conversations. She stated similar to what Council Member Baugh stated about launching the EPSAC Focus Area 1 about this is the beginning of the conversation and has been the most difficult so far.

Council Member Jones stated he just returned back from the NLC's National League for Black Elected Officials in Tennessee, and one of the things that came out of that was a presentation on housing and economic development. He said what Nashville is doing is phenomenal and they have come up with some really unique ways for down payment assistance to move folks off the list of the housing authority, creative ways to do similar projects being proposed to us that don't put as much burden on the city. He stated he will be reaching out to them for a presentation that the Economic Development Department, our Housing Coordinator, staff and Council to look at. He stated focusing on home ownership and more stability for renters is key. He stated they have a whole system that incentivizes Small Women and Minorities (SWAM) to attract them to the developer world. He stated he appreciates the city for allowing Council to attend these types of meetings. He also thanked the city clerk, Pamela Ulmer, for the great coordination of travel. He stated he is hoping that tourism for people of variable abilities the elderly and veterans would be focused on and marketed towards for the city.

Mayor Reed stated that it is wonderful that the two Council Members are participating in back to back conference on a national level and she appreciates them for doing that. She states these conferences better us as Council Members and brings back great ideas for the city.

Vice Mayor Romero stated when it comes down to landlord and tenant relations he gets calls from many community members and recently has been getting more from people who are just having a very difficult time interacting and dealing with our tenants. He stated he is concerned about landlords taking advantage of tenants with things such as rules and regulations that are impossible to adhere to. He shared a few of the rules and regulations he has heard and stated it is unreasonable for people to live in those conditions.

Mayor Reed stated there is a lot of work going on with our older apartments being renovated where the tenants have to moved and then not given the option to come back once the renovations are done. She stated a lot of the people living in these older apartments are people of color or people that need to be there, the properties need renovations, but the people can't come back or have to pay more to come back. Vice Mayor Romero stated he understands Council is limited on what they can do but to what extent can Council help.

Mayor Reed stated herself and Council Member Dent attended the Kelley Street Garden dinner which was a great event.

Amy Snider, assistant to the city manager, stated in regard to the comments she

heard about housing and affordable housing, we do have a Housing Coordinator now who is working on quite a few activities for the city, and researching many of the things Council spoke on. She stated one of the projects the housing coordinator is working on is a dedicated web page about housing that not only include the priorities that Council has set but the activities that the city is working on and to connect individuals to community resources. She stated if there are things that Council is hearing from community members that may just be around education or lack of awareness, please send those comments to her and Mr. Banks so they can make sure the housing coordinator, Liz Webb, is aware of them to possibly include in the web page to help link community members to the help and available options. Council Member Jones asked Ms. Snider to assist in getting the presentation from Nashville.

Mayor Reed stated there has been a lot of problems with people not being able to hear or see Council Meeting, but the new system should be onboard by the end of August.

11. Boards and Commissions

11.a. Environmental Performance Standards Advisory Committee (EPSAC)

Council Member Dent stated she spoke to both applicants for EPSAC and although both are very qualified, she feels that David Powell would be the best candidate as he has deep experience in environmental management and is particularly interested in increasing solar. She stated Mr. Kettler would be a great choice for Planning Commission when that becomes available because he has studied zoning law among other things.

A motion was made by Council Member Dent, seconded by Council Member Baugh, to appoint David Powell to the EPSAC for a first term to expire on July 26, 2025. The motion carried with a unanimous vote.

Yes: 5 - Mayor Reed, Vice Mayor Romero, Council Member Jones, Council Member Dent and Council Member Baugh

No: 0

11.b. Economic Development Advisory Committee

Council Member Jones stated he has worked with both applicants extensively and highly recommends the reappointment of Ms. Sodikoff and listed all of the projects they have worked on together. He stated the appointment of Jenny Hansbrough works at Sentara, has seen her work with the Chamber of Commerce and other venues and she would be a good asset and advocate for regional economic development.

A motion was made by Council Member Jones, seconded by Council Member Baugh, to reappoint Jennifer Sodikoff to a 3rd term to expire on August 14, 2026, and appoint Jenny Hansbrough to a 1st term to expire August 14, 2026 to the Economic Development Advisory

Committee (EDAC). The motion carried with a unanimous vote.

Yes: 5 - Mayor Reed, Vice Mayor Romero, Council Member Jones, Council Member Dent and Council Member Baugh

No: 0

12. Closed Session

- 12.a.** Closed meeting as authorized by the Virginia Freedom of Information Act, Virginia Code Section 2.2-3711(A), under:

Subsection 1 for the discussion of personnel matters, namely an update on the search for a City Manager

At 9:06 p.m., a motion was made by Council Member Baugh, seconded by Council Member Jones, to enter into closed session as authorized by the Virginia Freedom of Information Act, Virginia Code Section 2.2-3711(A), under: Subsection 1 for the discussion of personnel matters, namely an update on the search for a City Manager and Subsection 3 for a discussion of the disposition of publicly held real estate. The motion carried with a recorded roll call vote taken as follows:

At 9:31 p.m., the closed session ended and the regular session reconvened. City Attorney Brown read the following statement, which was agreed to with a unanimous recorded vote of Council: I hereby certify that to the best of my knowledge (1) only public business matters lawfully exempted from open meeting requirements under Chapter 37 of Title 2.2 of the Code, of Virginia, 1950, as amended, 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 closed meeting by the City Council.

A motion was made by Council Member Baugh, seconded by Council Member Jones, that this Closed Session Item be approved. The motion failed with a recorded roll call vote taken as follows:

Yes: 5 - Mayor Reed, Vice Mayor Romero, Council Member Jones, Council Member Dent and Council Member Baugh

No: 0

13. Adjournment

At 9:31 p.m., there being no further business and on motion adopted, the meeting was adjourned.

CITY CLERK

MAYOR