

Minutes
Public Hearing &
Town Council Meeting
June 26, 2003
Continued from June 19, 2003

6:30pm

John R. Kapp, Mayor
James T. Shepard, Vice Mayor
Councilman David Taylor
Councilman Robert Miller
Councilwoman Lynda Farr
Councilwoman Sheila Jarboe

Mayor publicly welcomes John C. Bennett as new Town Attorney

BUDGET

Jarboe formally requests an audit on Business Gross Receipts.

Taylor motions to approve the Fiscal year 2003 budget, Miller seconds...

Farr Yes

Taylor Yes

Miller Yes

Jarboe Yes

Mayor Kapp Yes

Motion carries 5/0, Budget Adopted

Taylor motions to approve business license for Super Star Motors, Miller seconds...

Yeas: Miller, Taylor, Jarboe

Nays: Farr

Council requests clerk to get a current tenant (auto dealers) list from Gossom.

Jarboe motions to enter into executive session pursuant to 2.2-3711, seconded...

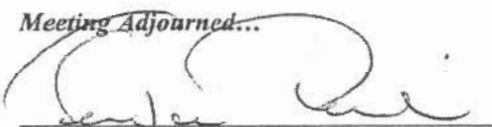
Nays: 0

Yeas: 4

Certification of Executive Session

Roll Call: Farr, Miller, Kapp, Jarboe, Taylor

Meeting Adjourned...


Jennifer Prelli, Town Clerk

Approved:

David P. Taylor, Mayor

COUNCIL OF THE TOWN OF HAYMARKET, VIRGINIA
MOTION TO CONVENE A MEETING IN CLOSED SESSION
IN COMPLIANCE WITH THE VIRGINIA FREEDOM OF INFORMATION ACT

At a regular/continuation/emergency meeting of the Haymarket Town Council on
6/19/2005 convened at 7:00pm, during the open session of the meeting:

"I JARBOE move that the Council convene in closed session
pursuant to the public meeting exception to the VIRGINIA FREEDOM OF
INFORMATION ACT contained in Virginia Code Section 2.1-3711 (A) subsection 7
for the.....

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.
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.
4. The protection of the privacy of individuals in personal matters not related to public business.
6. The investing of public funds where competition or bargaining is involved, where, if made public initially, the financial interest of the governmental unit would be adversely affected.
7. Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. (For the purposes of the subdivision, "probably litigation" means that has been specifically threatened or on which the public body or its' legal counsel has a reasonable basis to believe will be commenced by or against a known party. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter.)

"THE SUBSTANCE OF THE MATTERS TO BE DISCUSSED IN THE
CLOSED SESSION SHALL BE RESTRICTED TO THE CONSIDER ATION OF

Motion by Council Member: JARBOE

Second by Council Member _____

Mayor Kapp _____ Council Woman Farr Councilman Miller

Vice Mayor Shepard ABS Councilman Taylor Council Woman Jarboe

*****CLOSED MEETING*****

Council conducts its' business for which the closed meeting was called and votes to Re-convene in open session.

(No resolution, ordinance, rule, contract, regulation or motion adopted, passed or agreed to in a closed meeting shall become effective unless the public body, following the meeting, re-convenes in open meeting and takes a vote of the membership on such resolution, ordinance, rule, contract, regulation or motion that shall have its' substance reasonably identified in the open meeting.)

*****RETURN TO OPEN MEETING*****

At the conclusion of the closed meeting, during re-convened open session immediately thereafter:

"I move that the Council certify, that to the best of each Council member's knowledge as recognized by each Council member's affirmative vote, only public business matters lawfully exempted from the open meeting requirements of the VIRGINIA FREEDOM OF INFORMATION ACT and only such public business matters as were identified in the motion by which the preceding closed session was convened; were heard, discussed or considered during the closed session of the Council meeting; and that the entire substance of this motion and the vote of each individual member be recorded and included in the minutes of this meeting."

(Any member of the Town Council who believes that there was a departure from the requirements of the VIRGINIA FREEDOM OF INFORMATION ACT, shall so state so prior to the vote, indicating the substance of the departure that, in his or her judgment, has taken place and the statement shall be recorded in the minutes of the Town council.)

Record of the vote of all of the members of the governing body to certify compliance with FOIA:

Mayor Kapp _____ Council Woman Farr Y Council Woman Jarboe Y
Vice Mayor Shepard ABSENT Councilman Taylor Y Councilman Miller Y

ATTEST:



Clerk of the Council