

**TOWN OF ABINGDON
REGULAR COUNCIL MEETING
TUESDAY, SEPTEMBER 6, 2011 – 7:30 P.M.
COUNCIL CHAMBERS - MUNICIPAL BUILDING**

A regular meeting of the Abingdon Town Council was held on Tuesday, September 6, 2011 at 7:30 p.m. in the Council chambers of the Municipal Building.

A. ROLL CALL

Members of Council Present: Edward B. Morgan, Mayor
Mrs. Cathy Lowe, Vice Mayor
Mr. Jason N. Berry
Mr. Richard E. Humphreys
Mr. Robert M. Howard

Administrative/Town Staff: Gregory W. Kelly, Town Manager
Cecile M. Rosenbaum, Town Clerk
Deborah Icenhour, Town Attorney
Mark Godbey, Town Treasurer/Dir. of Finance
Jim Smith, Dir. Of Wastewater Operations/Town Eng.
Garrett Jackson, Dir. Of Planning
Jim Cowart, Dir. of Econ. Dev/Grants Writer
Floyd Bailey, Dir. of Information Technology
Tony Sullivan, Chief of Police
Kevin Worley, Dir. of Parks & Recreation
Kevin Costello, Dir. of Tourism

Visitors: Mary Anne Holbrook, Susan Howard, Susan
Humphreys, Carolyn Lee, Members of the Technology
Student Association and others

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**B. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by members of the Technology Students Association and the National Anthem was sung by student members Jason Dreyzhner, Adam Gambrel, Gretchen Gross, and Tess McNerlin.

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C. SPECIAL STUDENT RECOGNITION

Charlene Gross, Sponsor of the E.B. Stanley Technology Students Association, introduced each of the TSA students and they were:

<i>E.B. Stanley TSA members</i>	<i>Abingdon High TSA Members</i>
Christina Compton	Jason Dreyzehner
Erin Sullivan	Macie Frazier
Will Harless	Adam Gambrel
Alexander Smith	Alissa Gembach
Garrett Landon	Kurtis Gross
	Gretchen Gross
	Eric Johnston
	Eileen McClanahan
	Tess McNerlin
	Luke Quigley
	Najwa Watson

Mrs. Gross thanked the Council members for their support of the TSA and asked the students to comment on their trip to national competition in Texas. Mayor Morgan thanked the students and presented each member with a town pin.



D. SPECIAL CITIZEN ACKNOWLEDGEMENT

Vice Mayor Lowe commented on the recent appointment of town resident, Elizabeth McClanahan as a Justice on the Supreme Court of Virginia. Mrs. Lowe commented on Ms. McClanahan’s professional accomplishments and read into the record the following Resolution for Council’s consideration:

**A RESOLUTION OF THE
COUNCIL OF THE TOWN OF ABINGDON, VIRGINIA
CONGRATULATING, HONORING AND PUBLICLY RECOGNIZING ABINGDON RESIDENT
JUSTICE ELIZABETH A. McCLANAHAN ON HER APPOINTMENT TO THE SUPREME
COURT OF VIRGINIA**

WHEREAS, Abingdon resident Elizabeth McClanahan began her legal career with the law firm of PennStuart practicing primarily in the field of natural resources and during her tenure was appointed to serve on numerous boards and committees with regard to energy and mineral law; and

WHEREAS, after eighteen (18) years of law practice with the Abingdon office of PennStuart, Ms. McClanahan was chosen to serve as the Chief Deputy Attorney General of the Commonwealth of Virginia; and

WHEREAS, Ms. McClanahan thereafter was appointed in 2003 as a Judge on the Court of Appeals of Virginia and served in that position until July of 2011;

WHEREAS, Ms. McClanahan has received numerous civic and professional awards and was most recently selected as one of Virginia Lawyers Media’s “Influential Women of Virginia” 2011; and

WHEREAS, Ms. McClanahan has called Abingdon her home for many years and now lives with her family in a residence located in the town’s historic district which she and her husband undertook to renovate some years ago; and

WHEREAS, after eight (8) years of service as a Judge on the Court of the Appeals, the Virginia General Assembly has confirmed the appointment of Judge Elizabeth A. McClanahan as a Justice on the Supreme Court of Virginia, the highest court of law in the Commonwealth;

NOW, THEREFORE BE IT RESOLVED, that the Council of the Town of Abingdon does hereby congratulate, honor, and publicly recognize Abingdon resident Justice Elizabeth A. McClanahan on her appointment to the Supreme Court of Virginia.

On motion of Mrs. Lowe, seconded by Mr. Humphreys the Council approved the Resolution Congratulating, Honoring and Publicly Recognizing Abingdon Resident Justice Elizabeth A. McClanahan on her appointment to the Supreme Court of Virginia.

The roll call vote was as follows:

Mr. Howard	Aye
Mr. Humphreys	Aye
Mr. Berry	Aye
Mrs. Lowe	Aye
Mayor Morgan	Aye



E. EMPLOYEE ACKNOWLEDGEMENTS

- **Recognition of Anne Newman, Horticulturist for her ten (10) years of service to the Town of Abingdon.**

Mr. Kelly reported that Mrs. Newman was unable to attend the meeting and would try to honor her service award at a later time.

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**F. APPROVAL OF MINUTES**

- August 1, 2011 Work Session Meeting
- August 1, 2011 Regular Meeting

**On motion of Mr. Howard, seconded by Mr. Berry, the minutes of the August 1, 2011 work session meeting and the minutes of the August 1, 2011 regular meeting were approved as presented.**

**The roll call vote was as follows:**

|                      |            |
|----------------------|------------|
| <b>Mr. Howard</b>    | <b>Aye</b> |
| <b>Mr. Humphreys</b> | <b>Aye</b> |
| <b>Mr. Berry</b>     | <b>Aye</b> |
| <b>Mrs. Lowe</b>     | <b>Aye</b> |
| <b>Mayor Morgan</b>  | <b>Aye</b> |

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G. PETITIONS, PUBLIC HEARINGS AND FIRST READING OF ORDINANCES

- 1. Public Hearing – Consideration and approval of Mount Rogers Planning District Commission, the Cumberland Plateau and the LENOWISCO Planning District Regional Water Supply Plan.**
 - a. Consideration of Resolution of the Council of the Town of Abingdon, Virginia Approving the Cumberland Plateau and the LENOWISCO Planning District Regional Water Supply Plan**

Mr. Kelly commented that the Council had adopted a prior Resolution affirming our participation in the Regional Water Supply Plan as prepared by the Mount Rogers Planning District Commission. Mr. Kelly noted that this matter was before Council for a public hearing and adoption of a Resolution approving the plan.

Mayor Morgan declared the public hearing open and hearing no comments, closed the public hearing.

Chris Gilley, Regional Planner with Mount Rogers Planning District Commission commented on the water supply plan as it related to adequate supply and delivery of water in the region.

Garrett Jackson, Director of Planning commented about the need for the plan in cases of emergency and/or drought in the area.

Mayor Morgan inquired about the water supply plan and its projected years of adequacy noted for our region and indicated that he had additional questions that should be addressed with the Washington County Service Authority.

Mrs. Lowe inquired about the plan as it related to the MRPDC's current project of updating the Hazard Mitigation Plan for the region.

Mr. Berry suggested that Mr. Cornett, Director of the Washington County Service Authority attend the October meeting to address Council's questions about the plan.

No action was taken by Council on this matter and it was tabled until the regular October meeting.

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**H. SECOND READING OF ORDINANCES – None.**

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I. CONSIDERATION OF ANY BIDS – None.

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**J. REPORTS FROM THE TOWN MANAGER**

**1. Presentation by the Virginia Creeper Trail Club**

Wayne Miller, President of the Virginia Creeper Trail Club presented the Council members with a check in the amount of \$5,000 to be used for improvements to the town's property located across from the Alvarado Station. Mr. Miller commented that the Club

would ask that the town consider using the funds to construct a picnic shelter on the property and put down gravel for a parking area.

Mayor Morgan thanked Mr. Miller for the funding from the Creeper Trail Club and commended his service to the organization.

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Mayor Morgan asked Mr. Kelly, Town Manager to comment on this status of the rebuild of Trestle #7 on the Creeper Trail. Mr. Kelly commented that designs and cost estimates were currently being considered and indicated that construction may begin within a year.

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2. Consideration and approval of the design for the Arthur Campbell Award.

Garrett Jackson, Director of Planning, Cathy Lowe, Vice Mayor and Rick Humphreys, Campbell Award Committee Members presented the Council with the design recommendation for the medal to be presented to award recipients. Mr. Jackson provided a description and representation for each of the items featured on the medal design.

On motion of Mr. Berry, seconded by Mrs. Lowe the Council accepted the design recommendation as presented by the Campbell Award Committee members.

The roll call vote was as follows:

Mr. Howard Aye

Mr. Humphreys Aye

Mr. Berry Aye

Mrs. Lowe Aye

Mayor Morgan Aye

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**3. Consideration of establishment of Fields Penn Property Oversight Committee.**

Deb Icenhour, Town Attorney commented on a draft of By-Laws prepared for the Fields Penn Property Oversight Committee. Ms. Icenhour indicated that the by-laws could be finalized once the Committee had been formally established by Council and the members appointed to serve.

Mayor Morgan commented that the members could be appointed at the October meeting.

**On motion of Mr. Humphreys, seconded by Mr. Howard, the Council approved the establishment of the Fields Penn Property Oversight Committee.**

**The roll call vote was as follows:**

**Mr. Howard      Aye**  
**Mr. Humphreys   Aye**  
**Mr. Berry        Aye**  
**Mrs. Lowe        Aye**  
**Mayor Morgan    Aye**



- 4. Consideration of scheduling regular October Council meeting to Thursday, October 6, 2011 due to Council and town staff attendance at annual VML conference.**

Cecile Rosenbaum, Town Clerk reported that it would be necessary for Council members to select a date for the regular October meeting as Council will be attending the annual VML conference the first week in the month.

**On motion of Mr. Berry, seconded by Mr. Howard, the Council members set the date for the October meeting on Wednesday, October 12, 2011.**

**The roll call vote was as follows:**

**Mr. Howard      Aye**  
**Mr. Humphreys   Aye**  
**Mr. Berry        Aye**

**Mrs. Lowe**        **Aye**

**Mayor Morgan**   **Aye**



## **K. PASSAGE OF RESOLUTIONS**

### **1. Consideration of Resolution of the Council of the Town of Abingdon, Virginia to Honor and Commend the Abingdon Masonic Lodge, No. 48, A.F. & A.M. of the Commonwealth of Virginia on the Occasion of their 215<sup>th</sup> Anniversary.**

Garrett Jackson, Director of Planning and Lodge Member introduced Lodge members Jasper Reynold, Lowell Fleenor and Bruce Stone and commented that the purpose of the Resolution before Council for consideration was to acknowledge the 215<sup>th</sup> Anniversary of the Abingdon Masonic Lodge.

Mayor Morgan read the Resolution for Council's consideration into the record as follows:

#### **A RESOLUTION OF THE COUNCIL OF THE TOWN OF ABINGDON, VIRGINIA TO HONOR AND COMMEND THE ABINGDON MASONIC LODGE, NO. 48, A.F. & A.M. OF THE COMMONWEALTH OF VIRGINIA ON THE OCCASION OF THEIR 215<sup>TH</sup> ANNIVERSARY**

**WHEREAS**, Freemasonry is the oldest Fraternal organization in existence whose traditions date to the building of King Solomon's Temple and written records dating the Order as early as 1390 CE; and

**WHEREAS**, the purpose of Freemasonry is to teach and perpetuate a way of life which promotes the Brotherhood of Man and the Fatherhood of God and to assist communities in growing and prospering through a system of morality veiled in allegory and illustrated by symbols; and

**WHEREAS**, men of all ages and social classes have considered it an honor to be a member of the fraternity and promote its principal tenants of Brotherly Love, Relief and Truth; and

**WHEREAS**, on October 3, 1796, Freemasons living within the Town of Abingdon and surrounding area held the first recorded lodge meeting of Masons in Southwest Virginia, at the home of James White, on East Main Street; and

**WHEREAS**, William King presided as the first Master of the lodge, having been made a Freemason in his native Ireland and while apprenticing under a merchant became a member of Lodge No. 9 in Philadelphia from 1784 through 1791; and



**WHEREAS**, the Abingdon Masonic Lodge was the only Chartered lodge in all of Southwest Virginia, serving Masons in Southwest Virginia and Northeast Tennessee, until 1798; and

**WHEREAS**, Abingdon judge, The Honorable Reuben Murriel Page served the Grand Lodge of the Commonwealth of Virginia, Ancient Free and Accepted Masons as the Grand Master from 1881 through 1883; and

**WHEREAS**, Abingdon Masonic Lodge No. 48 has even had its influence extended to the creation of rituals for college fraternities, namely, Kappa Sigma; and

**WHEREAS**, a continuous record of the lodge meetings has been preserved, covering events spanning the past 215 years; and

**WHEREAS**, the Abingdon Masonic Lodge is the proud owner of the “Washington-Preston 1797 Ladle”, a gift from our Nation’s First President to then-Congressman Francis Preston, a Charter-member of the lodge and active member for nearly forty years; and

**WHEREAS**, Abingdon Masonic Lodge claims among its members, in addition to William King and Francis Preston, many of the Founding Fathers of our community and Washington County’s most noted men, such as United States Congressman, Members of Presidential Cabinets, Members of the Virginia General Assembly Generals and other high ranking military officers, , judges, attorneys, medical and dental doctors, merchants, farmers, small business owners, teachers, ministers of all faiths and denominations, local and state appointed and elected officials, Chiefs of Police, firemen, newspaper editors and world famous actors; and

**WHEREAS**, the Abingdon Masonic Lodge is the oldest, continually active civic organization, not only in Washington County but in all of Southwest Virginia.

**NOW, THEREFORE BE IT RESOLVED** that the Council of the Town of Abingdon does hereby congratulate and commend the Abingdon Masonic Lodge on the occasion of their 215<sup>th</sup> Anniversary.

**On motion of Mr. Humphreys, seconded by Mr. Berry the Council approved the Resolution to Honor and Commend the Abingdon Masonic Lodge, No. 48, A.F. & A.M. of the Commonwealth of Virginia on the Occasion of Their 215<sup>th</sup> Anniversary.**

**The roll call vote was as follows:**

**Mr. Howard      Aye**

**Mr. Humphreys   Aye**

**Mr. Berry        Aye**

**Mrs. Lowe        Aye**

**Mayor Morgan   Aye**

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2. A Resolution of the Council of the Town of Abingdon, Virginia Supporting a Grant Application to the Virginia Department of Housing and Community Development's 2012 Industrial Revitalization Fund.

Jim Cowart, Director of Economic Development and Grants commented that he was in the process of preparing a grant application for \$600,000 to the DHCD for Industrial Revitalization funds to be used toward the establishment of an arts incubator in the town. Mr. Cowart noted that the Resolution of support before Council for consideration was requirement of the grant submittal.

On motion of Mr. Berry, seconded by Mr. Howard the Council approved the following Resolution:

A RESOLUTION OF THE COUNCIL OF THE TOWN OF ABINGDON, VIRGINIA SUPPORTING A GRANT APPLICATION TO THE VIRGINIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT'S 2012 INDUSTRIAL REVITALIZATION FUND

WHEREAS, the Council of the Town of Abingdon, Virginia desires to submit a grant application for funding not-to-exceed \$600,000 to the Virginia Department of Housing and Community Development's 2012 Industrial Revitalization Fund which shall be matched by the execution of an existing purchase option agreement between the Town of Abingdon and the owner(s) of the site of the proposed **Abingdon Artisan Center** project, located in the Town of Abingdon, Washington County, at 125 and 143 Deadmore Street; and

WHEREAS, this funding is requested to fund the rehabilitation of the site of the proposed **Abingdon Artisan Center** project, to be located in the Town of Abingdon, Washington County, at 125 and 143 Deadmore Street, the former site of the Quesenberry Exxon Distribution Company; and

NOW, THEREFORE, BE IT RESOLVED THAT the Council of the Town of Abingdon, Virginia hereby supports this application for funding not to exceed \$600,000 from the Virginia Department of Housing and Community Development's 2012 Industrial Revitalization Fund.

BE IT FURTHER RESOLVED THAT the Council of the Town of Abingdon, Virginia hereby grants authority for the Town Manager to execute any required project administration agreements regarding this grant.

The roll call vote was as follows:

Mr. Howard Aye

Mr. Humphreys Aye

Mr. Berry Aye

Mrs. Lowe **Aye**

Mayor Morgan **Aye**



3. Consideration of a Resolution of the Council of the Town of Abingdon, Virginia Supporting the Installation of Two Civil War Trail Signs Awarded to the Town by the Virginia Sesquicentennial of the American Civil War Commission and the Virginia Tourism Corporation.

Jim Cowart, Director of Economic Development and Grants commented that the Resolution before Council for consideration would affirm support for the installation of two (2) Civil War Trail signs awarded to the Town by the Virginia Sesquicentennial Commission and the Virginia Tourism Corporation.

On motion of Mrs. Lowe, seconded by Mr. Berry, the Council approved the Resolution as follows:

A RESOLUTION OF THE COUNCIL OF THE TOWN OF ABINGDON, VIRGINIA SUPPORTING THE INSTALLATION OF TWO CIVIL WAR TRAIL SIGNS AWARDED TO THE TOWN BY THE VIRGINIA SESQUICENTENNIAL OF THE AMERICAN CIVIL WAR COMMISSION AND THE VIRGINIA TOURISM CORPORATION

WHEREAS, the Council of the Town of Abingdon, Virginia desires to work in partnership with the Virginia Sesquicentennial of the American Civil War Commission and the Virginia Tourism Corporation in the promotion of the commemoration of the 150th anniversary of the American Civil War, to present Abingdon and Washington County as real history, unbound by museum walls and belonging to this, our great mountain region, our state - the Commonwealth of Virginia, and the nation; and

WHEREAS, approval is required for the installation of two Civil War Trail signs to be located in the Town of Abingdon, Washington County – one sign is to be installed in the northeast corner of the front lawn of the Fields-Penn House Museum commemorating the burning of the Washington County courthouse by Capt. James B. Wyatt, of the 13th. Tennessee Cavalry (US), a former resident of Abingdon; the other sign, is to be installed along the sidewalk at A Street Park, within the 200 Block of A Street, across from the location of his Abingdon residence, commemorating the life of Landon Boyd, a local African-American brick mason who was chosen to be on the jury empanelled to try former Confederate President Jefferson Davis for treason; and

NOW, THEREFORE, BE IT RESOLVED THAT the Council of the Town of Abingdon, Virginia hereby approves the installation of these two Civil War Trail signs.

BE IT FURTHER RESOLVED THAT the Council of the Town of Abingdon, Virginia hereby grants authority for the Town Manager to execute any required agreements regarding the installation of both trail signs.

The roll call vote was as follows:

Mr. Howard Aye

Mr. Humphreys Aye

Mr. Berry Aye

Mrs. Lowe Aye

Mayor Morgan Aye

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**L. UNFINISHED BUSINESS – None.**

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M. MATTERS NOT ON THE AGENDA – None.

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**N. COUNCIL MEMBER REPORTS**

- Mrs. Lowe reported on a meeting she had with a representation from the organization supporting the Safe Highways and Infrastructure Preservation Act which opposes legislation that would allow for the increase of truck sizes and weight that could operate on Virginia interstates and roadways.

**On motion of Mrs. Lowe, seconded by Mr. Berry, the Council requested that the Mayor prepare and sign a letter on the Council's behalf setting forth their support of the Safe Highways and Infrastructure Preservation Act which opposes legislation that would allow for the increase of the weight and size of trucks that could operate on Virginia interstates and roadways.**

**The roll call vote was as follows:**

**Mr. Howard      Aye**

**Mr. Humphreys** Aye

**Mr. Berry** Aye

**Mrs. Lowe** Aye

**Mayor Morgan** Aye

- Mr. Humphreys asked Mr. Jackson to present the Council members with a copy of the Pathways Across America newsletter which is a publication of the National Trail System. This edition of the newsletter was a tribute to the National Trails Conference held in Abingdon during the month of May. Mr. Humphreys reported that Mr. Jackson's picture was featured in the new Images Magazine. Mr. Humphreys reported that his mother, Mayor Emeritus Lois Humphreys would celebrate her 80<sup>th</sup> birthday on September 25<sup>th</sup> and requested that everyone call her on the phone that day to wish her Happy Birthday. Mr. Humphreys reported on the upcoming Call to Arms celebration at the Muster Ground set for September 21<sup>st</sup> through 23<sup>rd</sup>.
- Mr. Kelly commented on the town recently received the "LOVE" award by the Virginia Tourism Commission and as a result giant letters that spelled LOVE were placed for a 30 day period on the Barter Green. Mr. Kelly thanked the Tourism staff for their hard work on this project.
- Mr. Berry reported on a recent trip to West Virginia where he learned that the Abingdon Farmers Market was being used a teaching model in that area.



## **O. MISCELLANEOUS BUSINESS AND COMMUNICATIONS**

### **1. *Appointments to the Tree Commission***

- **Consideration of the following individuals whose terms are expiring but *who are eligible for reappointment for additional three (3) year terms***
  - Monty Vernon
  - Bob Howard

Council members agreed to table the appointment of Bob Howard until the October Council meeting.

**On motion of Mrs. Lowe, seconded by Mr. Berry, the Council reappointed Monty Vernon to serve a second term on the Tree Commission.**

**The roll call vote was as follows:**

|                      |            |
|----------------------|------------|
| <b>Mr. Howard</b>    | <b>Aye</b> |
| <b>Mr. Humphreys</b> | <b>Aye</b> |
| <b>Mr. Berry</b>     | <b>Aye</b> |
| <b>Mrs. Lowe</b>     | <b>Aye</b> |
| <b>Mayor Morgan</b>  | <b>Aye</b> |



**2. *Appointment to the Virginia Highlands Small Business Incubator Board***

- **Consideration of appointment to replace Carl Mallory who has resigned from the Board**

Council members agreed to table this appointment until a later meeting.



**3. *Industrial Development Authority Board***

- **Consideration of appointment of John Mahaffey who is eligible for another term**

**On motion of Mr. Berry, seconded by Mrs. Lowe, the Council reappointed John Mahaffey to a second term on the Industrial Authority Board.**

**The roll call vote was as follows:**

|                      |            |
|----------------------|------------|
| <b>Mr. Howard</b>    | <b>Aye</b> |
| <b>Mr. Humphreys</b> | <b>Aye</b> |
| <b>Mr. Berry</b>     | <b>Aye</b> |

**Mrs. Lowe**            **Aye**

**Mayor Morgan**      **Aye**



4. *Recreation Advisory Committee*

- **Consideration of Eric Thiessen who is eligible for another term**

**On motion of Mrs. Lowe, seconded by Mr. Howard, the Council reappointed Eric Thiessen to a second term on the Recreation Advisory Committee.**

**The roll call vote was as follows:**

**Mr. Howard**            **Aye**

**Mr. Humphreys**      **Aye**

**Mr. Berry**             **Aye**

**Mrs. Lowe**            **Aye**

**Mayor Morgan**      **Aye**



5. *Muster Grounds Steering Committee*

Mr. Jackson, Director of Planning reported that the Muster Grounds Steering Committee had met to review their membership composition and had recommended staggered terms for their members as noted in a memorandum he had prepared for Council's review.

Mayor Morgan thanked the members of the Committee for their hard work and dedication to the development of The Muster Grounds site.

**On motion of Mrs. Lowe, seconded by Mr. Howard, the Council made the following appointments to The Muster Grounds Steering Committee:**

- **Rick Humphreys**      **4 year term**
- **Joella Barbour**       **4 year term**
- **Joyce Ferrat**          **4 year term**
- **Paul Carson**           *Ex-fficio*
- **Blair Keller**          **3 year term**
- **Riley Clark**           **2 year term**

**The roll call vote was as follows:**

**Mr. Howard      Aye**  
**Mr. Humphreys   Aye**  
**Mr. Berry        Aye**  
**Mrs. Lowe        Aye**  
**Mayor Morgan   Aye**



**6. *Appointment to the Virginia Highlands Small Business Incubator Board***

- **Consideration of appointment to replace Carl Mallory who has resigned from the Board**

Council members agreed to table this appointment until a later time.



At this time, **On motion of Mrs. Lowe, seconded by Mr. Humphreys, the Council went into closed session pursuant to the Code of Virginia, 1950, as amended, Section 2.2-3711(A)(3) for the consideration and discussion of the acquisition or disposition of publicly held property.**

**The roll call vote was as follows:**

**Mr. Howard      Aye**  
**Mr. Humphreys   Aye**  
**Mr. Berry        Aye**  
**Mrs. Lowe        Aye**  
**Mayor Morgan   Aye**

**The motion carried.**



**On motion of Mr. Berry, seconded by Mrs. Lowe, the Council reconvened in regular session.**

**The roll call vote was as follows:**

|                      |            |
|----------------------|------------|
| <b>Mr. Howard</b>    | <b>Aye</b> |
| <b>Mr. Humphreys</b> | <b>Aye</b> |
| <b>Mr. Berry</b>     | <b>Aye</b> |
| <b>Mrs. Lowe</b>     | <b>Aye</b> |
| <b>Mr. Morgan</b>    | <b>Aye</b> |

**The motion carried.**

**The Town Clerk, Cecile Rosenbaum, read the following certification to be adopted by the Council members:**

*WHEREAS, the Council of the Town of Abingdon, Virginia has convened in a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions set forth in the Virginia Freedom of Information Act; and*

*WHEREAS, Sec. 2.2-3712(D) of the Code of Virginia, 1950, as amended, requires a certification by the Town Council that such closed meeting was conducted in conformity with Virginia law; and*

*NOW THEREFORE, be it resolved, that the Council of the Town of Abingdon, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from an open meeting requirement by Virginia law were discussed in closed meeting to which this certification resolution applies and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Town Council.*

**The certification was as follows:**

|                      |                     |
|----------------------|---------------------|
| <b>Mr. Howard</b>    | <b>I so certify</b> |
| <b>Mr. Humphreys</b> | <b>I so certify</b> |
| <b>Mr. Berry</b>     | <b>I so certify</b> |
| <b>Mrs. Lowe</b>     | <b>I so certify</b> |
| <b>Mayor Morgan</b>  | <b>I so certify</b> |



Mayor Morgan declared the meeting adjourned.

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Edward B. Morgan, Mayor

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Cecile M. Rosenbaum, Town Clerk