

## Regular Council Meeting—January 13, 2015

The meeting of the Council of the Town of Altavista was held in the Council Chambers of the J.R. Burgess Municipal Building, 510 Seventh Street on January 13, 2015 at 7:00 p.m.

1. Mayor Mattox called the meeting to order and presided.
2. Pastor Mitchell Etheridge, Motley Baptist Church, gave the invocation.

### Council members

present: Mayor Michael Mattox  
Mrs. Micki Brumfield  
Mr. Charles Edwards  
Mr. Tracy Emerson  
Mr. Timothy George  
Mr. Jay Higginbotham

### Council members

absent: Mrs. Beverley Dalton

### Planning Commission members

present: Chairman Jerry Barbee  
Mr. John Jordan

### Also present:

Mr. J. Waverly Coggsdale, III, Town Manager  
Mr. Daniel Witt, Assistant Town Manager  
Mrs. Tobie Shelton, Finance Director  
Chief Kenneth Walsh, Police Department  
Mr. John Eller, Town Attorney  
Mrs. Mary Hall, Administration

3. Mayor Mattox advised the agenda had been amended to include the Everbridge Communications System proposal and a closed session and asked if there were any questions regarding the agenda.

A motion was made by Mr. Edwards, seconded by Mr. Emerson, to approve the agenda.

### Motion carried:

VOTE:	Mr. Michael Mattox	Yes
	Mrs. Micki Brumfield	Yes
	Mr. Charles Edwards	Yes
	Mr. Tracy Emerson	Yes
	Mr. Timothy George	Yes
	Mr. Jay Higginbotham	Yes

4. Public Comment

Mayor Mattox asked if anyone would like to come forward and speak on anything not listed on the agenda. No one came forward.

5. Special Items or Recognitions

- a. Altavista High School Football Team-2014 VHSL Group 1A State Champions

Mayor Mattox advised the Altavista High School Football team has for a second time in a roll finished the season undefeated and claimed the state championship. He asked that Council draft a resolution to be presented to the Altavista High School.

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A motion was made by Mr. Emerson, seconded by Mr. Edwards, that staff draft a resolution honoring the 2014 VHSL Group 1A State Champions.

Motion carried:

VOTE:	Mr. Michael Mattox	Yes
	Mrs. Micki Brumfield	Yes
	Mr. Charles Edwards	Yes
	Mr. Tracy Emerson	Yes
	Mr. Timothy George	Yes
	Mr. Jay Higginbotham	Yes

### 6. Consent Agenda

- a) Approval of Minutes- Joint Town/County Meeting December 8<sup>th</sup>; Regular Meeting December 9<sup>th</sup>; Continued Meeting December 17<sup>th</sup>
- b) Monthly Invoices
- c) Monthly Revenue & Expenditures
- d) Monthly Reserve Balance/Investment Report
- e) Monthly Budget Amendments/Departmental Transfers
- f) Departmental Monthly Reports

A motion was made by Mr. George, seconded by Mr. Emerson, to approve the items as listed on the consent agenda.

Motion carried:

VOTE:	Mr. Michael Mattox	Yes
	Mrs. Micki Brumfield	Yes
	Mr. Charles Edwards	Yes
	Mr. Tracy Emerson	Yes
	Mr. Timothy George	Yes
	Mr. Jay Higginbotham	Yes

### 7. Public Hearings

- a) Downtown Revitalization Overlay (DRO) Zoning Ordinance Text Amendment

Mayor Mattox opened the Downtown Revitalization Overlay Zoning Ordinance Text Amendment public hearing at 7:05 p.m. and advised staff would be reporting, then the Planning Commission Chair followed by concerned citizens.

Mr. Coggsdale advised the Altavista Planning Commission conducted a public hearing on this matter at its August 4, 2014 meeting and recommended approval of the proposed text amendments and adoption of the Design Guidelines ancillary document. Council was presented with the Planning Commission's report which details the reasoning for this recommendation along with a copy of the Design Guidelines ancillary document. He noted Mayor Mattox and Planning Commission Chair Barbee have been conducting a "walking tour" of the downtown area, visiting with businesses and receiving feedback to the proposed text amendments to the ordinance.

Mr. Jerry Barbee, Planning Commission Chair, briefly discussed how the Planning Commission arrived at their recommendation noting the process for considering amending the Downtown Revitalization Overlay Ordinance began in March 2012 when the Planning Commission began working on a plan of action and process to undertake this project. He advised an Informational Meeting, was held in August 2013 and was attended by approximately one dozen property and business owners who all received personal invitations to this meeting. He noted positive feedback was received by those who spoke; the Planning Commission decided to move forward with the project. Each was invited to continue to participate in the process at the regularly scheduled Planning Commission meetings. Between August 2013 and July 2014 the Planning Commission worked on drafts and updates with assistance and guidance from Mr. Scott Smith, Senior Planner, Region 2000 Local Government

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Council. He noted throughout the process, stakeholders were made aware of the progress and the Planning Commission solicited their opinions and ideas on the project. He noted aside from one letter, no input was received from the stakeholders. Mr. Barbee advised the public hearing ad was placed in the *Altavista Journal* along with an article promoting the public hearing and letters mailed to property and business owners seeking their input at the August 4<sup>th</sup>, 2014 meeting. No one attended the public hearing. He noted the proposed ordinance amendment and design guidelines are based on the Secretary of Interiors Standards for Rehabilitation and the Frazier and Associates document. The Planning Commission voted 4-0 to recommend the amendments to Council with the three primary reasons being: to preserve Altavista's Classic Small Town Southern Architectural heritage, to protect property values and for the survivability of the business district.

Mr. Scott Smith, Senior Planner, Region 2000 Local Government Council, presented a power point presentation to Council explaining the Downtown District. He referred to the contributing and non contributing buildings; contributing buildings are thought to be 50 years or older and maintains some degree of character. Non-contributing is less than 50 years or has been changed so much it is not consider to be part of the historic district. He used First National Bank as an example stating the build is one of the oldest in the Town but has been altered to the point of not being considered a contributing building. He noted the Design Review Board will consist of 5 members: 3 town members, 1 Planning Commissioner or Town Council person and a person from a profession such as architect, historian, or contractor who specializes in this type of work and will maintain the downtown design guidelines, maintains the district line, receives the applications for the certificate of appropriateness.

Mayor Mattox called for those who have signed up to speak.

Mr. Glenn Miller, 520 Main Street, addressed Council and presented them with a petition with 52 signatures from property owners and/or lessees in the DRO District. The petition is asking Council to vote no on the DRO proposal. He stated the 52 signatures cover 90% of the property owners in the downtown business district. Mr. Miller stated the reason no one attended the Planning Commission meeting was because no one was interested in this proposal and are still not interested. He stated the reason they were there tonight was to protect their property rights. He stated while gathering signatures on the petition many of the business owners/lessees say they would not go before a panel to do any work on their building. Many think the Committee feels business owners/lessees are too ignorant to repair or maintain their building. He asked who made the town look the way it is now; the present property owners. No one told them how to do it or help pay for the maintenance/repair until the grant came about which many are sick they ever touched. He felt passage of this ordinance would place a cloud on the title of his property; decreasing the value of his property.

Mr. Gordon Kent, 525 7<sup>th</sup> Street, spoke in opposition of the proposed ordinance; stating it was pointed out if this ordinance does not pass; the mere fact the town created this historic district creates no additional burden and no requirements on the business owner to get permission to do anything to their building unless there is a tax credit or subsidy. Mr. Kent stated he questioned some of the conforming and non-conforming building, noting some were not 50 years old. He stated because something is in the historic district does not mean you are entitled to the tax credits. Mr. Kent stated he could count on one hand the buildings in Altavista that are truly historical; many don't have the historical elements. He feels the town could leave the ordinance alone and let it be a historic district and business owners do what they want to with their property. Mr. Kent noted the members of the commission are not property or business owners in the downtown district. He asked if property/business owners could be a part of the Design Review Board. Mr. Kent felt the town needed to press for economic development and get traffic moving downtown so people will want to open businesses.

Mr. Paul Shelton, 610 7<sup>th</sup> Street, stated he came to the town in 1943 and it was a boom town, a frontier town and it stayed like that for years and years. His comment

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was asking Council to add no burden to the small business owner. He feels the biggest scar to Altavista is the number of empty buildings on Main, Broad and Seventh Streets and would like to see Altavista booming again and stores filled. He asked if funds are available for some of the projects that were discussed and noted on the last revitalization project, he was helped greatly in restoring his building.

Mr. Tim Thacker, 413 Main Street, addressed Council stating there is nothing historical about his building and disagrees with what Council is trying to do to people. He stated his son fought two tours in Iraq fighting for the American citizen and for Council to try and take away the property owners' rights is wrong. He noted no person on Council or the Planning Commission owned property in the downtown district and felt for them to put restrictions on what he can and can't do with his own building was wrong. He stated no one there had paid a dime on his business and asked Council not to tell him what he could/could not do with his own building. Mr. Thacker stated he opposes the proposed ordinance.

Dr. David West, 505 7<sup>th</sup> Street, read to Council a letter that he had sent to Mr. Jerry Barbee, Planning Commission Chair:

Blue Ridge Developer's, Inc.  
522-524 Main Street  
Post Office Box 544  
Altavista, VA 24517

August 21, 2013

Jerry Barbee  
2207 Beech Ave  
Altavista, VA 24517

Dear Mr. Barbee:

Thank you for inviting me to the planning commission meeting August 5, 2013. It was a shame that the meeting was not very well attended since it is important that a wide variety of opinions of people that actually own property be involved way before changes are made in the existing codes. I am not a good public speaker and did not feel comfortable commenting in front of a reporter at your power point presentation presented by Scott Smith. There were a few key items that I felt were conveniently left out his power point presentation. I have enclosed a copy of a deed of trust that outlines maintenance issues presently in effect on numerous buildings in the downtown revitalization overlay district. This document, signed by Scott Smith himself rendered much of his presentation redundant and unnecessary. Some of the facades improvements already completed in this district were preformed by contractors using substandard materials with very limited warranties and they are already showing deterioration even though covered by the conditions of their deeds of trust I was assured that if cosmetic improvements were completed such as paint and window glazing that no added personal property taxes would follow. I have included a copy of an unsigned notice of an increase in personal property taxes from Campbell County directly related to facades window paint. I was also told that after the facades were fixed the windows would be washed and the facades power washed by the region 2000 representative. As you should know the business center of Altavista has moved to Clarion Road, buying trends have changed due to inaccessibility due to sidewalk and road improvements, combined with the convenience of the largest retailer in the world. Many businesses have failed and only two have relocated from the DRO district. Any extra financial burdens placed on the few of us that remain will not be in our best interest. Numerous businesses in the DRO district have failed and many are slowly noticing their bottom lines shrinking. In the past 30 some plus years of attending town meetings I can think of only two suggestions that have worked in this area. Sewer and water hookup fees have skyrocketed, double taxation, meals taxes, BPOL taxes, personal property taxes, college tuition, road and sidewalk construction, and that nasty rock grit dust combined with our coal dust problem constantly plummeting the DRO district. Suggestions for improvements to the unrented buildings would be a good start. Let all remember that there are two sides to every coin. I will help you.

Sincerely,  
David A. West, President Blue Ridge Developer's Inc.

Dr. West referred to an article in the *News & Advance* dated September 2014 "A Dilemma of Historic Proportion." He explained the article stating a young man from New York purchased a home in the historic district of Lynchburg and the expenses this young man is incurring to comply with the historic guidelines; the Lynchburg Mayor stating the city did not spring a historic district on this person. Dr. West mentioned that he had spoke to the vice president of a bank and asked if he had had any experiences with historic districts; he was told he had foreclosed on a historic home in Lynchburg which has been a nightmare to settle. The banker recommended

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to his board that they not deal with historic homes any more. Dr. West stated in the past Council has done a good job protecting the citizens of Altavista and asked that they take care of this situation as well.

Mr. John Jordan, Jr., 2205 Beech Avenue, addressed Council stating he has been a Planning Commission member for a couple of years and would like to speak on their behalf. Mr. Jordan stated he has heard the comments made and to a degree agrees with what is being said. He stated he has lived in the town of Altavista since 1971 and felt it was time to give something back to the community; this being the reason he agreed to serve on the Planning Commission. He stated the Planning Commission is trying to make Altavista a better place to live and felt no one on the Planning Commission was intentionally trying to step on anybody's toes. He felt there were some improvements that could be made to the downtown that would make it more enticing for people riding through to locate a business here or come back and visit the town. He felt another purpose is to make sure all the businesses are looking out for the health and welfare of the entire business community. He felt there were things that could be done in the town that would entice other industries, people or small businesses to come. He stated what he has heard thus far has been bad things about the DRO; he felt it was not whether the town was historic or not but trying to make the town a better place to visit and live. He suggested that something be put into place that is agreeable with the property owners and would make people want to take pride in their buildings/property if they don't already.

Mr. Nat Perrow, addressed Council stating he appreciated all the hard work the Commissioners have done. He felt the guidelines are informative and helpful but they do not need to be mandatory; there does not need to be a committee between a property owner and his property. Property owners need to let the market do the work, get the buildings rented to responsible tenants, let them have the freedom to do the renovations that they see fit. If a building looks bad it will not rent and if it doesn't rent there is no cash flow. Mr. Perrow added fundamentally the DRO is good guidance and should be out there for property owners to take advantage of but by no means should it be mandatory.

Mayor Mattox closed the public hearing at 7:55 p.m.

Mr. Emerson stated he has a building in the historic district and would therefore abstain.

Mr. Edwards referred to Mr. Jordan's comments stating that he understands what he is saying and agreed that there has to be another way to go at this and accomplish a plan suitable to everyone. Mr. Edwards feels economic development will go a long way. Being a small business owner, he understands how money can be tight at times. He stated jobs are the key factor to filling store fronts.

Mr. Jay Higginbotham said he heard Mr. Miller say the DRO is counterproductive, Mr. Kent stated property owners don't need a change, Council needs to support the property owners, Mr. Shelton state more occupants are needed downtown, Mr. Thacker said a lot of people have fought for our freedom and felt the ordinance is taking this freedom away from the property owners, Mr. West asking Council to take care of the business owners, and Mr. Perrow say what the market values were. He also heard Mr. Jordan say the Planning Commission's intent is to help the town not hurt it. Mr. Higginbotham stated he sees what the consensus is and his vote would be with the business owners. He felt there had to be another way to help the business owners and that the DRO concept is not right for the Town of Altavista.

Mr. George felt the downtown revitalization has been a good thing and realizes the need for more jobs is the biggest driving factor. He stated the downtown does have a certain charm and believes what one property owner does to his building can affect the other property owner and felt there should be some guidelines.

Mrs. Brumfield stated she was in agreement with Mr. Jordan in that the Planning Commission has done a lot of work and spent a lot of time all for the benefit of the

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town and done with good intentions. She stated she could not with good intentions go against the business owners but Council cannot allow buildings to fall down and take away from owners who have spent money to made their building look nice; there has to be a median.

Mayor Mattox stated he had had the opportunity to meet with most of the business owners and thanked Chairman Barbee and Assistant Town Manager Witt for meeting with the owners as well. He stated there was a common theme made by each that people should be able to do what they want with their property; on the other hand they shouldn't be able to do things that are going to hurt the other person's property and the last thing is "we're all struggling". He noted he is a small business owner himself and he understands. He stated the town is not what it used to be but we want it to be more then it is and part of that is to keep downtown vibrant. He felt the Planning Commission and Council need to return to the drawing board and look for a comprise. Mayor Mattox referred this matter to the February 10, 2015 Council meeting for a decision and noted a work session with the Planning Commission will be scheduled before this time to work on a solution.

8. New Business/ Unfinished Business

- a) Resolution requesting Virginia Department of Transportation (VDOT) to increase the official record of the Town's street lane mileage for reimbursement of highway maintenance funds.

Mr. Coggsdale advised the Town may request inclusion of any new streets to VDOT for street maintenance payments. The amount of funds the Town receives from the state is based on street classifications and changes annually. For the current fiscal year, the Town receives \$11,275 for local streets and \$19,202 for arterial streets per lane miles. Staff is seeking to include the park road that was constructed into the County's portion of English Park which totals 0.80 lane miles. This will increase the Town's state maintenance payment by \$9,019 per year. He noted the resolution would need to be adopted to add the lane mileage.

A motion was made by Mr. Edwards, seconded by Mr. George, to adopt the resolution requesting Virginia Department of Transportation (VDOT) to increase the official record of the Town's street lane mileage for reimbursement of highway maintenance funds.

Motion carried:

VOTE:	Mr. Michael Mattox	Yes
	Mrs. Micki Brumfield	Yes
	Mr. Charles Edwards	Yes
	Mr. Tracy Emerson	Yes
	Mr. Timothy George	Yes
	Mr. Jay Higginbotham	Yes

**RESOLUTION REQUESTING THE VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) TO ACCEPT CERTAIN STREETS**

**WHEREAS**, the Town of Altavista has authority pursuant to Section 33.1-82, Code of Virginia, to add mileage to the secondary system that conforms to specific requirements established by the 2005 Subdivision Street Requirements of the Virginia Department of Transportation addressing right of way widths and the condition of streets to be added to the secondary system; and

**WHEREAS**, the Virginia Department of Transportation (VDOT) requires action to increase the lane mileage for street maintenance entitlement funds from the Commonwealth; and

**THEREFORE, BE IT RESOLVED**, the Altavista Town Council requests the Virginia Department of Transportation (VDOT) add the street described in the attached addition of lane mileage as enumerated on Form U-1.

Adopted: January 13, 2015

Certified: \_\_\_\_\_  
Clerk of Council

b) Institute of Advance Learning & Research (IALR) Project Update

Mr. Coggsdale advised at the November 11, 2014 meeting, Council approved the proposal of the IALR regarding its Overflow Pond Remediation Research Project. A copy of the Scope of Work was presented to Council. The first item completed was a draft of the Health and Safety Procedures (HASP). Mr. Coggsdale stated IALR is ready to take the next step of their project, which would involve the gathering of samples from the Emergency Overflow Pond (EOP). The sampling would identify the “hot spots” from which they would gather sludge for implementation of their “pot studies”, as outlined in the Scope of Work (Field Study).

Mayor Mattox asked for an overview of what had been accomplished with the health and safety plan.

Dr. Scott Lowman, IALR, advised ten different documents were combined; they checked with EPA to see what the standards are for health and safety and presenting something that researchers and anyone else can come in and be as safe as possible. He advised the designated area is the pond itself and someone is going into the pond itself, that’s when the health and safety plan kicks in.

A motion was made by Mrs. Brumfield, seconded by Mr. George, to adopt the health and safety plan presented by Dr. Scott Lowman.

Motion carried:

VOTE:	Mr. Michael Mattox	Yes
	Mrs. Micki Brumfield	Yes
	Mr. Charles Edwards	Yes
	Mr. Tracy Emerson	Yes
	Mr. Timothy George	Yes
	Mr. Jay Higginbotham	Yes

Mr. Michael Duncan, Director, addressed Council, noting they had begun working on the project with the healthy and safety plan being the first deliverable. They have made contacts with the Department of Environmental Quality (DEQ) and Environmental Protection Agency (EPA). He noted the EPA has encouraged them to look even broader at this project and continue to have conversations with them looking at scientific type gatherings to discuss what is going to go on and what has gone on in the past. He noted they have received specific guidance on what they think should be done including the establishment of a shelf in the pond that will allow IALR to conduct the pot study in the pond. He stated in order for them to do this effectively, asked that a berm be built as in the south end of the pond. This will allow for the pot study in the pond and other items the EPA has asked them to consider. He stated they would go to the EPA for funding of these projects.

Mr. Edwards remarked he was extremely happy with the information received from the EPA; he felt it was impressive and encouraging that the EPA has taken an interest.

Mr. Higginbotham asked Mr. Duncan what was needed to continue moving forward and keep things on track.

Mr. Duncan advised they are working with the switch grass at the IALR labs; he warned Council they were told to move forward and they are unless they are told by Council to stop.

Mr. Higginbotham questioned the berm.

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Mr. Duncan advised it would be extremely helpful; the EPA wants testing to take place in the pond keeping contaminants in there. He asked that the Town consider absorbing some of the cost as this was not part of the original plan.

Mr. Higginbotham stated this was something that could not wait until the last minute and felt a motion was needed to support this berm. He suggested the dirt being removed from the Utility project could be used on this project.

Mr. George questioned the dirt that was to be obtained from a project in Hurt.

Mr. Higginbotham noted that property had not closed to date.

A motion was made by Mr. Higginbotham, to work with Mr. Garrett to assist in construction of the berm similar to what is on the north side of the pond. Mr. Edwards amended the motion to include Mr. Garrett work with Mr. Duncan to put together a proposal of what the cost may be for the construction of the berm.

Mr. Higginbotham withdrew his motion.

A motion was made by Mr. Higginbotham, seconded by Mr. Edwards that Mr. Garrett work with Mr. Duncan to put together a proposal of what the cost may be for the construction of the berm.

Motion carried:

VOTE:	Mr. Michael Mattox	Yes
	Mrs. Micki Brumfield	Yes
	Mr. Charles Edwards	Yes
	Mr. Tracy Emerson	Yes
	Mr. Timothy George	Yes
	Mr. Jay Higginbotham	Yes

### c) Request by Altavista Band Boosters to Amend Trade Lot Agreement

Mr. Coggsdale advised the Altavista Band Boosters has requested an amendment to the existing Trade Lot Agreement. At the September 10, 2013 Town Council meeting, the original agreement was adopted as recommended by the Public Works/Utility Committee. The new agreement changed from use of the Trade Lot being the first Saturday of each month to 12 uses over a nine month period. Subsequently, the Band Boosters requested that an amendment be made to the agreement to modify the nine months that they would utilize the Trade Lot. Recently, it came to the Town's attention that the Band Boosters were hoping to return to their original schedule of the first Saturday of each month. Staff corresponded with the Band Boosters regarding the necessity to amend the agreement, as well as other issues. He advised the Band Boosters is seeking to amend the agreement to allow for use of the Trade Lot on the first Saturday of each month. This was the original schedule that was in place prior to the adoption of the September 2013 agreement. He noted staff would also like to point out that it appears that *Section 6 Cooperative Use of the Premises* has not been consistently implemented by the Band Boosters. There have been times when very few vendors were on site and the entire Trade Lot was blocked off. He asked for direction from Council if this is an item that needs to be stressed with the Band Boosters or whether it should be removed from the agreement. The Trade Lot serves as public parking for Shreve Park, War Memorial Park and Altavista Area YMCA. He added staff concurs with the request to amend the agreement to a 12 month period for use on the first Saturday of each month and feels that *Section 6 Cooperative Use of the Premises* should remain and be enforced by the Band Boosters to maximize use of the Trade lot.

Mr. Higginbotham commented that the vendors need to be supported so that they will continue coming.



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Mr. George mentioned an incident in which the whole parking lot was closed for one vendor that was parked beside of the YMCA. He said it should be a better way to work this in the winter months when there is not a large amount of vendors on the trade lot. One of the Band Boosters advised this vendor had paid for this location for 12 months.

Mr. Coggsdale stated it was the hope that the provision to the agreement would take care of this situation.

A motion was made by Mr. George, seconded by Mr. Emerson, to amend the existing Trade Lot Agreement for the Altavista Band Boosters from nine months to 12 months.

Motion carried:

VOTE:	Mr. Michael Mattox	Yes
	Mrs. Micki Brumfield	Yes
	Mr. Charles Edwards	Yes
	Mr. Tracy Emerson	Yes
	Mr. Timothy George	Yes
	Mr. Jay Higginbotham	Yes

### d) Everbridge Communications

Mr. Coggsdale referred to the Everbridge Communications presentation earlier this evening on a mass communication system being proposed by the Police Department and felt it is a worthwhile endeavor.

Mayor Mattox questioned the cost for the communication system.

Chief Walsh advised it is an annual contract at a cost of \$6,000.

Mayor Mattox asked if that rate would remain the same.

Chief Walsh answered affirmatively; it is a multi-year contract.

Mr. Edwards noted on the teleconference it would be a multiyear contract and did not know if this is something that could be dropped at the end of the year.

Chief Walsh stated it is 3 to 5 year contract and would check with the vendor on the terms.

Mr. Edwards questioned if competitive systems have been looked at and the cost.

Chief Walsh advised four other vendors have been looked at and Everbridge offered the service for the cost.

Mr. Emerson felt it was an excellent system and there were multiple uses for it.

It was the consensus of Council to have the town manager and staff to move forward with having a contract drawn up and reviewed by the Town Attorney before presenting to Council.

### e) Reports

a) Town Manager's Report

b) Informational Items

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- f) Informational Items/Late Arriving Matters
  - a) VML “Day at the Capitol” Registration Form
  - b) Cooperate Living Article
  - c) COMCAST Price Adjustment Correspondence
- g) Matters from Town Council
- h) Closed Session

I move that the Altavista Town Council convene in closed session in accordance with the provisions set out in the *Code of Virginia*, 1950 as amended, for the following purposes:

Section 2.2-3711 (A)(1) regarding 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 specifically a matter involving the conduct of a public official and discussion, consideration of prospective candidates specifically related to the appointment to the Board of Zoning Appeals.

Section 2.2-3711 (A)(3) regarding discussion or consideration of the acquisition of real property for a public purpose, or 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 specifically related to the Armory Building.

A motion was made by Mr. Higginbotham, seconded by Mr. George.

Motion carried:

VOTE:	Mr. Michael Mattox	Yes
	Mrs. Micki Brumfield	Yes
	Mr. Charles Edwards	Yes
	Mr. Tracy Emerson	Yes
	Mr. Timothy George	Yes
	Mr. Jay Higginbotham	Yes

Council went into closed session at 8:38 P.M.

Notice was given that council was back in regular session 9:19 P.M.

FOLLOWING CLOSED SESSION:

A motion was made by Mr. Edwards, seconded by Mr. Emerson, to adopt the certification of a closed meeting.

CERTIFICATION OF CLOSED MEETING

WHEREAS, the town 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 a certification by the town council that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the town council hereby certifies that, to the best of each member’s knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the 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.

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Motion carried:

VOTE:	Mr. Michael Mattox	Yes
	Mrs. Micki Brumfield	Yes
	Mr. Charles Edwards	Yes
	Mr. Tracy Emerson	Yes
	Mr. Timothy George	Yes
	Mr. Jay Higginbotham	Yes

i) Adjournment

Mayor Mattox asked if there was anything else to bring before Council.

The meeting was adjourned at 9:20 p.m.

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Michael E. Mattox, Mayor

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J. Waverly Coggsdale, III, Clerk