

**FLOYD TOWN COUNCIL MEETING
W. SKIP BISHOP JR., TOWN HALL
October 20, 2016
6:30 P.M.
MINUTES**

MEETING CALL TO ORDER – Mayor Griffin called the October 20, 2016 meeting of the Floyd Town Council to order.

ROLL CALL –Vice-Mayor Turner, Councilman LeMay, Councilwoman Bingham, Mayor Griffin, Town Attorney Shortt, Town Manager Cox and Town Clerk Mandzak were present. Councilman Patton was absent.

CITIZENS COMMENTS-

None.

ITEMS FOR DISCUSSION-

- A. Financials-** Council reviews the Financials provided by Town Manager Cox. Town Manager Cox points out that the dates are incorrect in the headings, the Meals Tax totals are possibly incorrect and that she will make those corrections and report back.
- B. Future Land Use Map-** Town Manager Cox informs Council that there will need to be a public hearing scheduled to change the future land use map so that the rezoning request received could be completed. The future land use map calls for the property to remain a low density residential zone and the future land use map would need to be amended to be a medium density residential zone if the rezoning request is approved. Mayor Griffin asks if the future land use map would need to be amended only if the rezoning request is approved; Town Manager Cox states that the motion could be made contingent on the approval of the rezoning because you don't want to change the future land use map if the rezoning isn't approved. Councilwoman Bingham makes a motion, seconded by Councilman LeMay to advertise for a Public Hearing to be held on November 3, 2016 to discuss the change to the future land use map.

Councilman Patton-absent
Vice-Mayor Turner-aye
Councilman LeMay-aye
Councilwoman Bingham-aye
Mayor Griffin-aye

TOWN MANAGER'S REPORT-

Town Manager Cox discusses the Warren G. Lineberry Park plan that she has provided for their review. Town Manager Cox states that this is the final plan for their review and that the Council should let her know when they are ready to discuss it and if they would like to bring it up for approval.

Town Manager Cox informs the Council that she spoke to Laurence Wood's daughter in regard to the Proclamation for Mr. Wood from the Council and that she will come by the office next time she is in Town to receive the Proclamation.

Town Manager Cox states that she received an email from the Main Street Programs concerning a holiday program that they are working on to promote the Town. The program would be no cost to the Town and would consist of an AP that visitors to the Town would download listing all of the businesses in Town. The visitors to the Town that download and use the AP would be entered into a drawing to receive a gift basket from one of the participating businesses. Council comes to the consensus to participate in the program.

Town Manager Cox informs Council that she received an email from a County resident asking if the Town could possibly start a wild bird sanctuary in the Warren G. Lineberry Park. Town Manager Cox asks the Council if this is anything that they have ever given any thought to or if they knew of any other groups who participated in a wild bird sanctuary. Town Attorney Shortt suggests that Town Manager Cox contact Rob Shelor to see if he has any information on the subject.

Town Manager Cox states that she had someone inquire about buying the metal gates that the public works crew has that they are not utilizing. Town Attorney Shortt states that the gates couldn't just be sold that they would require the bid process. Mayor Griffin asks Town Manager Cox to take pictures of the gates and get an estimated cost and use for them and report back at the next meeting.

OTHER-

Mayor Griffin informs Council that he received an email concerning the poor visibility at the end of Oxford Street pulling out onto Main Street due to the overgrowth of the shrubs on Jonathan Roger's property. Mayor Griffin told the person who emailed him that he would pass the concern over to VDOT and also reach out to the County as well. Mayor Griffin also expresses his concerns for the poor visibility of people pulling out of the Village Green.

Councilman LeMay compliments the public works crew for the work that they did on Howell Alley.

Vice-Mayor Turner informs the Council that there may be a raise request to the Town and the County for the Tourism Director during budget time. Vice-Mayor Turner also states that the Tourism Director has not received a raise in three years. Mayor Griffin asks if the Tourism Board would support the increase in pay; Vice-Mayor Turner states that they would support it. Councilwoman Bingham states that they are also looking at adding the director to the County or the Town's payroll. Vice-Mayor Turner explains that they are looking at benefits as well as a pay increase.

Town Manager Cox informs Council that Pat Sharkey is working on Small Business Saturday in November and also a holiday event on December 8th, 9th, and 10th.

CLOSED SESSION-

Vice-Mayor Turner makes a motion, seconded by Councilman LeMay, to go into closed session for Section 2.2-3711, Paragraph A.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 this subdivision, "probable litigation" that has been specifically threatened or on which the public body or its legal counsel has 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.

Councilman Patton-absent
Vice-Mayor Turner—aye
Councilman LeMay—aye
Councilwoman Bingham—aye
Mayor Griffin—aye

Councilman LeMay makes a motion, seconded by Councilwoman Bingham, and unanimously carried, it was resolved to come out of closed session.

CERTIFICATION RESOLUTION

WHEREAS, this Council convened in a closed meeting on this date pursuant to an affirmative recorded vote on the motion to close the meeting to consult 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 this subdivision, “probable litigation” that has been specifically threatened or on which the public body or its legal counsel has 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 pursuant to Section 2.2-3711, Paragraph A.7 of the Virginia Freedom of Information Act;

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

NOW, THEREFORE, BE IT RESOLVED that the Council hereby certifies that, to the best of each member’s knowledge (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act were heard, discussed or considered in the closed meeting to which this certification applies; and (2) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting to which this certification applies.

Councilman Patton—absent
Vice-Mayor Turner—aye
Councilman LeMay—aye
Councilwoman Bingham—aye
Mayor Griffin—aye

This Certification Resolution was adopted.

Councilman LeMay makes a motion, seconded by Vice-Mayor Turner, and unanimously carried, to adjourn until November 3, 2016 at 6:30 pm at the Floyd Town Hall.

William R. Griffin, Mayor

Chrissy Mandzak, Town Clerk