

**FLOYD TOWN COUNCIL MEETING  
W. SKIP BISHOP JR., TOWN HALL  
October 26, 2021  
5:30 P.M.  
MINUTES**

**MEETING CALL TO ORDER** – Vice-Mayor Patton makes a motion, seconded by Councilman Bond to come out of recess.

Vice-Mayor Patton—aye  
Councilman Turner—aye  
Councilman Whitaker—absent  
Councilman Bond—aye  
Mayor Griffin-aye

**CLOSED SESSION-**

Vice-Mayor Patton makes a motion, seconded by Councilman Bond, to go into closed session for discussion of legal suit by Mr. David Whitaker under Section 2.2-3711, Paragraph A. Section 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. For the purposes of this subdivision, "probable litigation" means litigation 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.

Vice Mayor Patton-aye  
Councilman Turner—aye  
Councilman Whitaker—absent  
Councilman Bond—aye  
Mayor Griffin—aye

Vice-Mayor Patton makes a motion, seconded by Councilman Turner, and unanimously carried; it was resolved to come out of closed session.

Vice Mayor Patton-aye  
Councilman Turner—aye  
Councilman Whitaker—absent  
Councilman Bond—aye  
Mayor Griffin—aye

**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 discussion of pay rates for staff under

personnel Section 2.2-3711, Paragraph A. Section 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. For the purposes of this subdivision, "probable litigation" means litigation 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. with Section 2.2-3711, Paragraph A.3 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.

Vice Mayor Patton—aye  
Councilman Turner—aye  
Councilman Whitaker—absent  
Councilman Bond—aye  
Mayor Griffin—aye

This Certification Resolution was adopted.

**ADJOURNMENT-**

Councilman Bond makes a motion, seconded by Vice Mayor Patton, and unanimously carried, to adjourn until Thursday, November 4, 2021, at 5:30 pm at the W. Skip Bishop Town Hall.

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**William R. Griffin, Mayor**

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**Kayla Cox, Town Manager**