

**Town of Bluefield
Town Council
Minutes
March 14, 2017**

The Bluefield, Virginia Town Council held a regularly scheduled Town Council Meeting on Tuesday, March 14, 2017 at 7:30 p.m. in the Council Chambers of the Town Hall located at 112 Huffard Drive, Bluefield, Virginia.

PRESENT

Don Harris, Mayor
Jimmy Jones, Councilmember
Lee Riffe, Vice-Mayor
Chuck Presley, Councilmember
Steve Danko, Councilmember
Ron Holt, Councilmember

ALSO PRESENT

Mike Watson, Town Manager
Matt Freedman, Town Attorney
Shane Gunter, Police Chief
Lesley Catron, Town Clerk
Kim Hernandez, Executive Assistant
Billie Roberts, Comm. Dev. Coordinator
Kris Williams, Zoning Administrator
10 Members of Public
7 Members of the Police Department

CALL TO ORDER

Mayor Harris called the meeting to order at 7:30 p.m.

INVOCATION AND PLEDGE

Pastor Steve Branch led the Invocation. Mayor Harris led the Pledge of Allegiance.

APPROVAL OF AGENDA

Councilmember Danko made a motion to approve the agenda. Councilmember Holt seconded the motion. The motion passed unanimously by voice vote.

CONSENT AGENDA

Councilmember Presley made a motion to approve the consent agenda. Councilmember Jones seconded the motion. The motion passed unanimously by voice vote.

CITIZEN REQUESTS & SPECIAL PRESENTATIONS

Special Presentation: Swearing in of Officer Brandon Roark and Jonathan Tibbs

Mayor Harris asked both officers to come forward.

Mr. Watson asked them to repeat the following after him:

I, ***Jonathan Tibbs and Brandon Roark***, do solemnly swear (or affirm) that I will support the Constitution of the United States, and the Constitution of the Commonwealth of Virginia, and that I will faithfully and impartially discharge the duties incumbent upon me as a ***Police Officer*** for the Town of Bluefield, Virginia to the best of my ability, so help me God.

Mr. Watson and Council congratulated them both.

COMMITTEE REPORTS

None.

UNFINISHED BUSINESS & REPORTS

None.

NEW BUSINESS & REPORTS

None.

TOWN MANAGER'S REPORT

Resolution Recognizing Graham High Wrestlers, VOTE

Mr. Watson asked for a vote from council to approve a resolution recognizing the Graham High School Wrestlers.

Mr. Jones made a motion to approve a resolution recognizing the Graham High School Wrestlers. Mr. Danko seconded the motion.

Mr. Riffe asked if we would be doing individual resolutions or what.

Mrs. Catron stated that Mr. Woodward had given her the information for 4 individuals.

The motion passed unanimously by voice vote.

Budget Amendments, VOTE

Mr. Watson stated that following Budget Amendments needed to be voted on:

**BUDGET AMENDMENTS
 2016 / 2017**

PURPOSE: Payment to Reimburse Overtime – Police Department

Revenue		Original Budget	Amended Budget	Change
Line Item				
0400-0413	Misc. State Law Enforcement	\$43,731.50	\$44,068.75	\$337.25
		<u>\$43,731.50</u>	<u>\$44,068.75</u>	<u>\$337.25</u>

Expenditure		Original Budget	Amended Budget	Change
Line Item				
3110-1200	Salaries Overtime	\$9,000.00	\$9,337.25	\$337.25
		<u>\$9,000.00</u>	<u>\$9,337.25</u>	<u>\$337.25</u>

PURPOSE: Body Armor Bought by BVPD, then purchased by TCSO – Police Department

Revenue		Original Budget	Amended Budget	Change
Line Item				
0400-0413	Misc. State Law Enforcement	\$44,068.75	\$44,468.75	\$400.00
		<u>\$44,068.75</u>	<u>\$44,468.75</u>	<u>\$400.00</u>

Expenditure		Original Budget	Amended Budget	Change
Line Item				
3110-6010	Guns, Ammo, Nightsticks	\$12,000.00	\$12,400.00	\$400.00
		<u>\$12,000.00</u>	<u>\$12,400.00</u>	<u>\$400.00</u>

PURPOSE: Hardware & License – Police Department

Revenue		Original Budget	Amended Budget	Change
Line Item				
0100-0509	Prior Years Reserves	\$98,731.09	\$100,928.09	\$2,197.00
		<u>\$98,731.09</u>	<u>\$100,928.09</u>	<u>\$2,197.00</u>

Expenditure		Original Budget	Amended Budget	Change
Line Item				
3110-8106	Grants	\$54,660.99	\$56,857.99	\$2,197.00
		<u>\$54,660.99</u>	<u>\$56,857.99</u>	<u>\$2,197.00</u>

Mr. Holt made a motion to approve the budget amendments. Mr. Jones seconded the motion.

ROLL CALL VOTE

Vice-Mayor Riffe: Yes
 Councilmember Presley: Yes
 Councilmember Holt: Yes

Mayor Harris: Yes
Councilmember Jones: Yes
Councilmember Danko: Yes

The motion passed unanimously by Roll Call Vote.

VML Regional Suppers

Mr. Watson stated that there was a copy of the spring VML Regional Suppers in council's packet. He stated that it included different sessions. He stated that the closest one to us was in Marion on April 5th and asked council to let staff know if they were interested in going.

Mayor Harris stated that it was good to meet others and encouraged council to go.

CITIZEN COMMENTS

None.

COUNCIL COMMENTS

Mr. Riffe asked that the hill near Sedgewood be salted and the snow moved to somewhere else.

Mr. Watson stated that he would salt anywhere council wanted him too and that staff tried to plow as much as possible.

Mr. Presley stated that things were going good and he had people asking him about the mountain and asked for clarification to tell the citizens.

Mr. Holt stated that he handed out a brochure for a request from Project Lifesaver and asked that they discuss it at the next meeting. He stated that there was a lot of misinformation on Facebook concerning the logging being done and it was said that council was over it. He stated that he made a statement on Facebook clarifying that the Department of Forestry was in charge of it and not the Town of Bluefield. He stated that afterwards he received a message from a member of the media and he felt that they should make a statement to clarify it. He asked if another Work Session had been scheduled yet.

Mr. Watson stated that he was looking at the calendar and would let everyone know. He reminded them that Senator Bill Chaffins and Delegate Will Morefield would be in the Council Chambers at Town Hall on Friday at 3 p.m.

Mr. Holt stated that he had talked to the Town Attorney concerning the cat and noise ordinance.

Mr. Freedman stated that he was working on the "Cat Ordinance" and would submit it to council for discussion. He stated that a Public Hearing would have to be held.

Mr. Jones stated that he agreed that they should make a statement concerning the logging and that council had no authority whatsoever to control it.

Mr. Watson stated that it was reported to the DEQ by a member of the community and they contacted us. He stated that the Town did DEQ for stormwater and nothing else.

Mr. Holt encouraged those spreading rumors to come in and express their concerns to council and no one showed up to do so.

Mr. Danko had none.

Mayor Harris had none.

ATTORNEY REPORT

Resolution to Convey Real Estate on Walnut Street to IDA- (ROLL CALL VOTE)

Mr. Freedman read the title:

A RESOLUTION AUTHORIZING THE CONVEYANCE OF SEVEN (7) PARCELS OF REAL ESTATE THAT ARE OWNED BY THE TOWN BLUEFIELD, A VIRGINIA MUNICIPAL CORPORATION, AND LOCATED ON OR NEAR WALNUT STREET IN THE TOWN OF BLUEFIELD, TAZEWELL COUNTY, VIRGINIA.

He stated that this authorized the Town to the quick claim interest of Parcels 77-87. He stated that the vote was for the mayor to execute the quick claim deed and that they would need at least 5 voting yes.

RESOLUTION INDEX NUMBER _____

VIRGINIA: AT A REGULAR MEETING OF THE COUNCIL OF THE TOWN OF BLUEFIELD, VIRGINIA HELD AT THE COUNCIL CHAMBERS OF THE TOWN HALL IN BLUEFIELD, VIRGINIA ON THE 14TH DAY OF MARCH, 2017.

A RESOLUTION AUTHORIZING THE CONVEYANCE OF SEVEN (7) PARCELS OF REAL ESTATE THAT ARE OWNED BY THE TOWN OF BLUEFIELD, A VIRGINIA MUNICIPAL CORPORATION, AND LOCATED ON OR NEAR WALNUT STREET IN THE TOWN OF BLUEFIELD, TAZEWELL COUNTY, VIRGINIA

WHEREAS, section 15.2-1800 of the Code of Virginia (1950) as amended authorizes a locality to dispose of its real estate after a public hearing before its governing body; and

WHEREAS, sections 15.2-4905(4) and 15.2-4905(5) of the Code of Virginia (1950) as amended authorize an Industrial Development Authority to acquire and lease real property for "authority facilities" as defined under 15.2-4902 of the Code of Virginia (1950) as amended; and

WHEREAS, the Town of Bluefield, a Virginia Municipal Corporation, owns all the hereinafter described real estate; and

WHEREAS, the Council of the Town of Bluefield, Virginia desires to authorize the Town of Bluefield, a Virginia Municipal Corporation, to convey all the hereinafter described real estate, including the improvements thereon and the appurtenances thereunto belonging, unto the Industrial Development Authority of the Town of Bluefield, Virginia, a political subdivision of the Commonwealth of Virginia; and

WHEREAS, the Industrial Development Authority of the Town of Bluefield, Virginia is anticipated to accept the aforesaid conveyance; and

WHEREAS, a public hearing regarding the proposed conveyance was held before the Council of the Town of Bluefield, Virginia on the 14th day of March, 2017, at 7:15 p.m., after notice of the said public hearing was duly published on the 3rd day of March, 2017, in the Bluefield Daily Telegraph, a newspaper having general circulation in Bluefield, Virginia.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF BLUEFIELD, VIRGINIA that the Town of Bluefield, a Virginia Municipal Corporation, is hereby authorized to release, remise, and forever quitclaim all of its right, title, and interest whatsoever, both at law and in equity, in all the hereinafter described real estate, including the improvements thereon and the appurtenances thereunto belonging, unto the Industrial Development Authority of the Town of Bluefield, Virginia, a political subdivision of the Commonwealth of Virginia, the said real estate being located in the Town of Bluefield, Tazewell County, Virginia, and being described herein this resolution as follows:

Parcels 77 to 83 as shown upon a map entitled "MAP SHOWING PARCELS 77 - 87 TAX MAP 24A3 TAZEWEEL AVE. & WALNUT ST. & VIRGINIA AVE. TOWN OF BLUEFIELD, TAZEWEEL COUNTY, VA" by Appalachian Engineering & Surveying, Inc., Dated 9/20/16 rev. 11/21/16, 1/26/17, 2/8/17, being more particularly bounded and described as follows:

"BEGINNING at a railroad spike (found) at the intersection of the western right-of-way line of Walnut Street and the northern right-of-way line of Tazewell Avenue, said spike being the southeast corner of Parcel 77 and the herein described tract; thence leaving said Walnut Street and along said Tazewell Avenue S 77°07'44" W 188.39 ft. to a point in the eastern right-of-way line of View Avenue; thence along said right-of-way N 02°06'03" W 427.44 ft. to a point; thence along the northern right-of-way line of View Avenue S 75°02'36" W 12.34 ft. to a point; thence along the eastern line of Parcel 26 N 04°14'50" W 59.88 ft. to a point; thence along the southern line of Parcel 84 N 83°06'32" E 175.31 ft. to a point in the western right-of-way line of Virginia Avenue; thence along said right-of-way S 07°06'32" E 87.78 ft. to a point in the southern right-of-way line of Virginia Avenue; thence along said right-of-way N 85°51'08" E 3.52 ft. to a drilled hole (found) in the western right-of-way line of Walnut Street; thence along said right-of-way S 04°08'52" E 376.89 ft. to the point of BEGINNING and containing 1.94 acres more or less."

TAX MAP IDENTIFICATION NUMBERS: 024A3A 0077, 024A3A 0078, 024A3A 0079, 024A3A 0080, 024A3A 0081, 024A3A 0082, & 024A3A 0083

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE TOWN OF BLUEFIELD, VIRGINIA that the Mayor of the Town of Bluefield, Virginia is hereby authorized to execute a quitclaim deed, on behalf of the Town of Bluefield, a Virginia Municipal Corporation, that releases, remises, and forever quitclaims all of its right, title, and interest whatsoever, both at law and in equity, in all the said real estate, including the improvements thereon and the appurtenances thereunto belonging, unto the Industrial Development Authority of the Town of Bluefield, Virginia, a political subdivision of the Commonwealth of Virginia.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE TOWN OF BLUEFIELD, VIRGINIA that this resolution is hereby adopted on this 14th day of March, 2017.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE TOWN OF BLUEFIELD, VIRGINIA that this resolution shall be effective on the 14th day of March, 2017.

BE IT FURTHER RESOLVED BY THE COUNCIL OF THE TOWN OF BLUEFIELD, VIRGINIA that Donald R. Harris, the Mayor of the Town of Bluefield, Virginia, shall execute this resolution on behalf of the said Council.

IT IS SO RESOLVED BY THE COUNCIL OF THE TOWN OF BLUEFIELD, VIRGINIA on this 14th day of March, 2017.

PUBLIC HEARING: 03/14/2017

ADOPTION DATE: 03/14/2017

EFFECTIVE DATE: 03/14/2017

RECORDED VOTE: _____

MEMBERS PRESENT: _____

MEMBERS ABSENT: _____

RESULT OF VOTE: _____

AYES

NAYES

ABSTENTIONS

COUNCIL OF THE TOWN OF BLUEFIELD, VIRGINIA

BY: _____

DONALD R. HARRIS, MAYOR

DATE

TOWN OF BLUEFIELD, A VIRGINIA MUNICIPAL CORPORATION

ATTEST:

LESLEY CATRON, TOWN CLERK

DATE

TOWN OF BLUEFIELD, A VIRGINIA MUNICIPAL CORPORATION

Mr. Jones made a motion to authorize the Mayor to execute the quick claim deed on Walnut Street. Mr. Riffe seconded the motion.

ROLL CALL VOTE

Vice-Mayor Riffe:	Yes
Councilmember Presley:	Yes
Councilmember Holt:	Yes
Mayor Harris:	Yes
Councilmember Jones:	Yes
Councilmember Danko:	Yes

The motion passed unanimously by Roll Call Vote.

Panhandling Ordinance, (2nd Reading)- VOTE TO READ BY TITLE ONLY, VOTE TO ADOPT

Mr. Freedman stated that this would be the 2nd Reading for the Panhandling Ordinance and would be read by title only. He asked for a vote to read by title only.

Mr. Holt made a motion to approve the 2nd Reading of the Panhandling Ordinance by title only. Mr. Presley seconded the motion. The motion passed unanimously by voice vote.

Mr. Freedman read it by title only:

AN ORDINANCE TO CREATE, BY CREATING ARTICLE VIII (PANHANDLING) OF CHAPTER 30 (OFFENSES) OF THE CODE OF ORDINANCES, TOWN OF BLUEFIELD, VIRGINIA

He asked for a vote to adopt the Panhandling Ordinance.

Mr. Holt made a motion to approve the Panhandling Ordinance. Mr. Riffe seconded the motion. The motion passed unanimously by voice vote.

Peddlers Ordinance, (1st Reading) - VOTE

Mr. Freedman stated that this would be the 1st Reading for the Peddlers Ordinance and would be read in its entirety at the back of the room. He asked for a vote to approve the 1st Reading.

VIRGINIA: AT A REGULAR MEETING OF THE COUNCIL OF THE TOWN OF BLUEFIELD, VIRGINIA HELD AT THE COUNCIL CHAMBERS OF THE TOWN HALL IN BLUEFIELD, VIRGINIA ON THE 28TH DAY OF MARCH, 2017.

AN ORDINANCE TO AMEND, BY AMENDING ARTICLE III (PEDDLERS AND SOLICITORS) OF CHAPTER 38 (SALES) OF THE CODE OF ORDINANCES, TOWN OF BLUEFIELD, VIRGINIA.

BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF BLUEFIELD, VIRGINIA that Article III of Chapter 38 of the Code of Ordinances, Town of Bluefield, Virginia is hereby amended to read as follows:

ARTICLE III. PEDDLERS

Sec. 38-61. Purpose.

The purpose of this article and the sections therein is to provide a means of reasonably regulating peddlers within the corporate limits of the Town of Bluefield to ensure the safety and well-being of the citizens of the Town of Bluefield.

Sec. 38-62. Authority.

This article and the sections therein are adopted pursuant to the authority described in section 15.2-913 of the Code of Virginia (1950) as amended.

Sec. 38-63. Definitions.

The term "Chief of Police" shall mean the chief of police of the Town of Bluefield.

The term "harassing or intimidating language" shall mean threatening, profane, obscene, or abusive language used under circumstances that would be reasonably calculated to provoke a breach of the peace.

The term "peddler" shall mean any person who goes from one place of human habitation to another for the purpose of selling goods, wares, merchandise, services, or accepting subscriptions or orders therefore. Those who sell newspapers or farm fresh products are not included in this definition. Those who represent governmental, charitable, civic, or religious organizations are not included in this definition. Those otherwise licensed under Title 38.2 of the Code of Virginia (1950) as amended are not included in this definition.

The term "Town Manager" shall mean the town manager of the Town of Bluefield.

The term "Treasurer" shall mean the treasurer of the Town of Bluefield.

Sec. 38-64. Application for permit.

Before a peddler may enter into or upon any place of human habitation within the corporate limits of the Town of Bluefield to sell any goods, wares, merchandise, services, or to accept subscriptions or orders therefore, they shall apply to the Chief of Police for a permit and pay an application fee of twenty dollars and 00/100 (\$20.00) to the Town of Bluefield. The following information shall be provided in the application to the Chief of Police:

- (1) the name, address, phone number, and date of birth of the applicant;
- (2) the name and address of the employer or organization, if any, represented;
- (3) a brief description of the nature of the business and the goods, wares, merchandise, or services to be sold by the applicant;
- (4) the length of time for which the right to do business is sought;
- (5) the place where the goods, wares, merchandise, or services to be sold are manufactured, the method of delivery, and the location of the goods, wares, merchandise, or services at the time of application;
- (6) a photograph of the applicant taken within thirty (30) days prior to application; and

- (7) a statement as to whether the applicant, as an adult, has ever been convicted of any crime, and if applicable and requested, the nature of the offense, the date and location of the offense, the date of the conviction, and the punishment assessed therefore.

The application fee created pursuant to this section shall be paid in full by the applicant to the Treasurer, or his designee, before the application described in this section may be deemed complete. Upon payment of the said application fee, the Treasurer, or his designee, shall issue a written receipt to the applicant. Such written receipt, or a copy thereof, may be attached to such application by the applicant as proof of such payment.

Sec. 38-65. Forms and procedures to be developed; review of application.

The Chief of Police shall review all applications completed pursuant to section 38-64 of this article, and shall develop all forms and written procedures necessary to a review process.

Sec. 38-66. Approval of application; issuance of permit.

If, after review, an application completed pursuant to section 38-64 of this article is found to be accurate, complete, and the applicant's business and moral character is found to be satisfactory, then the Chief of Police shall issue a permit to the applicant. All permits issued hereunder shall include the following information:

- (1) the applicant's name and address;
- (2) the name and address of the employer or organization, if any, represented;
- (3) the goods, wares, merchandise, or services to be sold;
- (4) the issue date; and
- (5) the expiration date.

No permit issued hereunder shall have an expiration date greater than one (1) calendar year.

Sec. 38-67. Denial of application; right of appeal.

If, after review, an application completed pursuant to section 38-64 of this article is found to be inaccurate, incomplete, or the applicant's business and moral character is found to be unsatisfactory, then the Chief of Police shall deny the issuance of a permit. Within ten (10) days of such a denial, the Chief of Police shall send a notice of denial to the applicant by certified mail with return receipt requested and state therein the basis for the denial.

The denial of an issuance of a permit by the Chief of Police may be appealed to the Town Manager. In order to properly preserve such appeal, the applicant shall provide a written notice of appeal to the Town Manager within thirty (30) days of receiving the notice of denial from the Chief of Police or the appeal shall be forever barred.

Upon a properly preserved appeal, within thirty (30) days of the written notice of appeal being received by the Town Manager, the application completed pursuant to section 38-64 of this article shall be reviewed by the Town Manager. If the Town Manager determines such application was accurate, complete, and that the applicant's business and moral character was satisfactory, then he/she shall issue the applicant a permit consistent the requirements of section 38-66 of this article.

Nothing herein this section shall be construed to prevent an applicant, who has previously had the issuance of his/her permit denied, from reapplying with the Chief of Police for the issuance of a permit described in this article.

Sec. 38-68. Revocation of permit.

Any permit issued to a peddler pursuant to this article may be revoked by the Chief of Police, with the concurrence of the Town Manager, if the Chief of Police conclusively determines:

- (1) such peddler violated any provision of section 38-70 of this article;
- (2) such peddler used harassing or intimidating language towards another person or persons while selling or attempting to sell any goods, wares, merchandise, services, or accepting subscriptions or orders therefore; or
- (3) such peddler engaged in rude or offensive behavior towards another person or persons while selling or attempting to sell any goods, wares, merchandise, services, or accepting subscriptions or orders therefore.

In the event the Chief of Police revokes a permit pursuant to this section, then such revocation shall be effective upon the Chief of Police personally serving such peddler with a notice of revocation or upon such peddler's receipt of a notice of revocation sent by certified mail with return receipt requested, whichever occurs first. The notice of revocation shall state therein the basis for such revocation.

Nothing herein this section shall prevent the Chief of Police from contacting a peddler to discuss any complaints made against such peddler in lieu of revoking his/her permit.

A peddler who has had his/her permit revoked may reapply with the Chief of Police for the issuance of a new permit after the expiration of three (3) months from the date his/her permit was revoked by the Chief of Police.

Sec. 38-69. Identification at request of citizen.

Each holder of a permit issued pursuant to this article shall display his/her permit upon the request of any citizen of the Town of Bluefield.

Sec. 38-70. Prohibited acts; penalty.

No peddler, while within the corporate limits of the Town of Bluefield, shall:

- (1) enter into or upon any place of human habitation under false pretenses;
- (2) remain inside or upon any place of human habitation after the owner, tenant, or lawful occupant thereof has requested them to leave;
- (3) enter into or upon any place of human habitation when the owner or occupant has displayed a "No Soliciting" or "No Trespassing" sign upon the premises;
- (4) omit truthful information or provide false information upon an application completed pursuant to section 38-64 of this article; or
- (5) enter into or upon any place of human habitation for the purposes of selling any goods, wares, merchandise, services, or accepting subscriptions or orders therefore without a valid permit described in this article.

A violation of this section shall constitute a Class 2 misdemeanor.

Sec. 38-71. Severability.

If any section, provision, or portion of this article is held to be invalid by a court of competent jurisdiction, then that decision shall in no way affect the remaining sections, provisions, or portions of this article. The invalid section, provision, or portion thereof shall be severable.

Secs. 38-72—38-92. Reserved.

BE IT FURTHER ORDAINED BY THE COUNCIL OF THE TOWN OF BLUEFIELD, VIRGINIA that the Council of the Town of Bluefield, Virginia adopts this ordinance on this 28th day of March, 2017.

BE IT FURTHER ORDAINED BY THE COUNCIL OF THE TOWN OF BLUEFIELD, VIRGINIA that this ordinance shall be effective on the 28th day of April, 2017.

BE IT FURTHER ORDAINED BY THE COUNCIL OF THE TOWN OF BLUEFIELD, VIRGINIA that the Council of the Town of Bluefield, Virginia authorizes Donald R. Harris, the Mayor of the Town of Bluefield, Virginia, to execute this ordinance on behalf of said Council.

IT IS SO ORDAINED BY THE COUNCIL OF THE TOWN OF BLUEFIELD, VIRGINIA on this 28th day of March, 2017.

PUBLIC HEARING:	NONE
FIRST READING:	03/14/2017
SECOND READING:	03/28/2017
ADOPTION DATE:	03/28/2017
EFFECTIVE DATE:	04/28/2017
FINAL RECORDED VOTE:	_____
MEMBERS PRESENT:	_____
MEMBERS ABSENT:	_____
RESULT OF VOTE:	_____
	AYES NAYES ABSTENTIONS

COUNCIL OF THE TOWN OF BLUEFIELD, VIRGINIA

BY: _____
DONALD R. HARRIS, MAYOR DATE
TOWN OF BLUEFIELD, A VIRGINIA MUNICIPAL CORPORATION

ATTEST:

LESLEY CATRON, TOWN CLERK DATE
TOWN OF BLUEFIELD, A VIRGINIA MUNICIPAL CORPORATION

Mr. Jones made a motion to approve the 1st Reading of the Peddlers Ordinance. Mr. Presley seconded the motion.

Mr. Riffe asked if this was tagging on to what they already had.

Mr. Freedman stated that this would replace the entire article.

The motion passed unanimously by voice vote.

EXECUTIVE SESSION

Councilmember Presley made a motion to enter into Executive Session pursuant to *Code of Virginia Section 2.2-3711-A-1.6* and Mrs. Catron read:

The investing of public funds where competition or bargaining is involved, where, if made public initially, the financial interest of the government unit would be adversely affected.

Vice-Mayor Riffe seconded the motion. The motion passed unanimously by voice vote.

Council entered into Executive Session at 7:59 p.m.

Vice-Mayor Riffe made a motion to enter out of Executive Session. Councilmember Holt seconded the motion. The motion passed unanimously by voice vote.

Councilmember Jones made a motion to adopt the following resolution certifying the Executive Session and Mr. Freedman read:

WHEREAS, the Town Council of Bluefield, Virginia has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with provisions of the Virginia Freedom of Information Act; and WHEREAS, Section 2.2-3712-D of The Code of Virginia requires a certification by the Town Council of Bluefield, Virginia that such session was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the Town Council of Bluefield, Virginia hereby certifies that, to the best of each members knowledge, (I) only public business matters lawfully exempted from open meeting requirements under this chapter and (ii) 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 by the Town Council.

Adopted this 14th day of March.

Councilmember Danko seconded the motion.

ROLL CALL VOTE

Vice-Mayor Riffe:	Yes
Councilmember Presley:	Yes
Councilmember Holt:	Yes
Mayor Harris:	Yes
Councilmember Jones:	Yes
Councilmember Danko:	Yes

The motion passed unanimously by Roll Call Vote.

ADJOURN

Mr. Freedman stated that there would be an annual FOIA Training held at Town Hall on April 20th at 2 p.m. and staff would be inviting other localities. He invited all of council to attend.

Mr. Holt made a motion to adjourn the meeting at 9:18 p.m. Mr. Presley seconded the motion. The motion passed unanimously by voice vote.

Don Harris, Mayor

Lesley Catron, Town Clerk