

**Town of Bluefield
Town Council
Minutes
March 28, 2017**

The Bluefield, Virginia Town Council held a regularly scheduled Town Council Meeting on Tuesday, March 28, 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
15 Members of Public

CALL TO ORDER

Mayor Harris called the meeting to order at 7:32 p.m.

INVOCATION AND PLEDGE

Pastor Lee McKinnon, Covenant Reformed Baptist Church led the Invocation. Mayor Harris led the Pledge of Allegiance.

APPROVAL OF AGENDA

Mayor Harris added another Executive Session for personnel to the agenda.

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

CONSENT AGENDA

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

CITIZEN REQUESTS & SPECIAL PRESENTATIONS

Special Presentation: Graham High School Wrestling Team Resolutions – Mayor Don Harris

Mayor Harris asked the Wrestling Team to come forward. He congratulated them and their parents.

Mr. Holt read the following resolution for Tracey Hagerman and presented it to him:



TOWN OF BLUEFIELD

RESOLUTION

GRAHAM HIGH SCHOOL WRESTLER TRACEY HAGERMAN

WHEREAS, Graham High School Wrestler, Tracey Hagerman had a season record of 46 – 5 during the 2016 / 2017 wrestling season; and

WHEREAS, he had a career record of 99 – 15 at Graham High School; and

WHEREAS, he was named Tournament Champion in the 120 lbs. division at the Carroll County Invitational, 2nd Place at the Agie Skeens Memorial, 2nd Place at the Highlander Invitational; and 4th Place at the Bobby Bates Classic; and

WHEREAS, he was also named the Tournament Champion in the 120 lbs. division at the 2A West Sub-Regionals and the 2A West Regionals; and

WHEREAS, Tracey was the Runner – Up at 120 lbs. during the 2017 2A Virginia State Championship Tournament.

NOW THEREFORE BE IT RESOLVED, THAT THE TOWN COUNCIL OF BLUEFIELD, VIRGINIA, hereby recognizes Graham High School Wrestler Tracey Hagerman on his successful season and applauds his accomplishments during the 2016 / 2017 Wrestling Season.

Adopted the 14th day of March 2017. Presented the 28th day of March 2017.

Donald R. Harris, Mayor

Lesley L. Catron, Town Clerk

Mr. Jones read the following resolution for Jacob Brooks and presented it to him:



TOWN OF BLUEFIELD

RESOLUTION

GRAHAM HIGH SCHOOL WRESTLER JACOB BROOKS

WHEREAS, Graham High School Wrestler, Jacob Brooks had a season record of 40 – 14 during the 2016 / 2017 wrestling season; and

WHEREAS, he had a career record of 108 – 40 at Graham High School; and

WHEREAS, in the 126 lbs. division, he placed 2nd at the Carroll County Invitational, 4th at the Agie Skeens Memorial, and 7th at the Bobby Bates Classic; and

WHEREAS, he also received 2nd Place in the 126 lbs. division at the 2A West Sub-Regionals and 4th Place at the 2A West Regionals; and

WHEREAS, Jacob was named a State Tournament Qualifier in the 106 lbs. division during the 2017 2A Virginia State Championship Tournament.

NOW THEREFORE BE IT RESOLVED, THAT THE TOWN COUNCIL OF BLUEFIELD, VIRGINIA, hereby recognizes Graham High School Wrestler Jacob Brooks on his successful season and applauds his accomplishments during the 2016 / 2017 Wrestling Season.

Adopted the 14th day of March 2017. Presented the 28th day of March 2017.

Donald R. Harris, Mayor

Lesley L. Catron, Town Clerk

Mr. Riffe read the following resolution for Caleb Fritz and presented it to him:



TOWN OF BLUEFIELD

RESOLUTION

GRAHAM HIGH SCHOOL CALEB FRITZ

WHEREAS, Graham High School Wrestler, Caleb Fritz had a season record of 45 – 6 during the 2016 / 2017 wrestling season; and

WHEREAS, he had a career record of 92 – 22 at Graham High School; and

WHEREAS, he was named Tournament Champion in the 106 lbs. division at the Agie Skeens Memorial, 2nd Place at the Carroll County Invitational, 2nd Place at the Highlander Invitational, and 4th Place at the Bobby Bates Classic; and

WHEREAS, he was also named the Tournament Champion in the 106 lbs. division at the 2A West Sub-Regionals and 2nd Place at the 2A West Regionals; and

WHEREAS, Caleb received 3rd Place at 106 lbs. during the 2017 2A Virginia State Championship Tournament.

NOW THEREFORE BE IT RESOLVED, THAT THE TOWN COUNCIL OF BLUEFIELD, VIRGINIA, hereby recognizes Graham High School Wrestler Caleb Fritz on his successful season and applauds his accomplishments during the 2016 / 2017 Wrestling Season.

Adopted the 14th day of March 2017. Presented the 28th day of March 2017.

Donald R. Harris, Mayor

Lesley L. Catron, Town Clerk

Mr. Presley read the following resolution for Alex Hicks and presented it to him:



TOWN OF BLUEFIELD

RESOLUTION

GRAHAM HIGH SCHOOL ALEX HICKS

WHEREAS, Graham High School Wrestler, Alex Hicks had a season record of 48 – 1 during the 2016 / 2017 wrestling season; and

WHEREAS, he had a career record of 156 – 35 at Graham High School; and

WHEREAS, he was named Tournament Champion in the 195 lbs. division at the Carroll County Invitational, Bobby Bates Classic, Agie Skeens Memorial, Highlander Invitational; and

WHEREAS, he was also named the Tournament Champion in the 195 lbs. division at the 2A West Sub-Regionals and the 2A West Regionals; and

WHEREAS, Alex was the State Champion at 195 lbs. during the 2017 2A Virginia State Championship Tournament.

NOW THEREFORE BE IT RESOLVED, THAT THE TOWN COUNCIL OF BLUEFIELD, VIRGINIA, hereby recognizes Graham High School Wrestler Alex Fritz on his successful season and applauds his accomplishments during the 2016 / 2017 Wrestling Season.

Adopted the 14th day of March 2017. Presented the 28th day of March 2017.

Donald R. Harris, Mayor

Lesley L. Catron, Town Clerk

Coach Woodward thanked council and the Town for their support and donations. He stated that they appreciated it very much.

Mayor Harris recognized Coach Woodward for all of his years of dedication and said that he was proud to be a sponsor helping them out.

COMMITTEE REPORTS

Crab Orchard Museum Update – Charlotte Whitted

Ms. Whitted stated that she was the Executive Director of the Crab Orchard Museum. She handed out new rack cards that were just printed. She stated that they had added some new things to the museum:

- Fisher & Company was in the old 1907 Pisgah Store. She stated that they served over 23k customers each year and was looking to enlarge the kitchen.
- The Cottage was a Bed & Breakfast that slept 4.

She stated that the museum was growing and was a destination for tourism. She stated that they added the Corn Maze & Pumpkin Patch which brought in 8k-10k people during that event. She stated in 2016 they had 6,764 kids.

- Fort Witten Replica 1926 was being restored and they had the funding for it but that it was just taking some time to do.

She stated that they were upgrading the public bathrooms, the permanent gallery, walkways, signage and lighting.

Employee Night at the Ballpark Update – Lesley Catron

Mrs. Catron stated that she and Kim had been working with the City of Bluefield and the Blue Jays on Pride of the Bluefield's night. She stated that the employees and their family would get in free and also receive \$5 each that could be used in concessions. She stated that it would be Saturday, July 29th at 7 p.m.

Mr. Riffe asked staff to look into purchasing the pull down banners for events like this so that it looked more presentable.

Mr. Watson stated that they would.

UNFINISHED BUSINESS & REPORTS

Project Life Saver Donation Discussion, VOTE – Mike Watson

Mr. Watson stated at the last meeting Mr. Holt handed out information on Project Life Saver. He stated that they were asking for a \$250 donation and asked council for a motion to approve it.

Mr. Presley made a motion to approve the \$250 donation for Project Life Saver. Mr. Riffe seconded the motion. The motion passed unanimously by voice vote.

NEW BUSINESS & REPORTS

None.

TOWN MANAGER'S REPORT

Budget Amendments, VOTE

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

**BUDGET AMENDMENTS
 2016 / 2017**

PURPOSE: Benches

Revenue

Line Item		Original Budget	Amended Budget	Change
0100-0509	Prior Year	<u>\$160,928.09</u>	<u>\$166,178.09</u>	<u>\$5,250.00</u>
	Reserves	<u>\$160,928.09</u>	<u>\$166,178.09</u>	<u>\$5,250.00</u>

Expenditure

Line Item		Original Budget	Amended Budget	Change
9100-5850	Contingency	<u>\$54,792.00</u>	<u>\$60,042.00</u>	<u>\$5,250.00</u>
		<u>\$54,792.00</u>	<u>\$60,042.00</u>	<u>\$5,250.00</u>

PURPOSE: Playground Equipment (Grant)

Revenue

Line Item		Original Budget	Amended Budget	Change
3108-9903	General Fund	<u>\$27,000.00</u>	<u>\$67,000.00</u>	<u>\$40,000.00</u>
	Gifts & Donations	<u>\$27,000.00</u>	<u>\$67,000.00</u>	<u>\$40,000.00</u>

Revenue

Line Item		Original Budget	Amended Budget	Change
0100-0509	Prior Year	<u>\$166,178.09</u>	<u>\$206,178.09</u>	<u>\$40,000.00</u>
	Reserves	<u>\$166,178.09</u>	<u>\$206,178.09</u>	<u>\$40,000.00</u>

Expenditure

Line Item		Original Budget	Amended Budget	Change
7130-8201	Recreation	<u>\$4,000.00</u>	<u>\$84,000.00</u>	<u>\$80,000.00</u>
	Equipment Purchases	<u>\$4,000.00</u>	<u>\$84,000.00</u>	<u>\$80,000.00</u>

PURPOSE: Diagnostic Computer Software at Garage

Revenue		Original Budget	Amended Budget	Change
Line Item				
3108-9901	Miscellaneous	<u>\$158,662.00</u>	<u>\$167,657.00</u>	<u>\$8,995.00</u>
	General Fund	<u>\$158,662.00</u>	<u>\$167,657.00</u>	<u>\$8,995.00</u>

Expenditure		Original Budget	Amended Budget	Change
Line Item				
9100-5850	Contingency	<u>\$45,797.00</u>	<u>\$54,792.00</u>	<u>\$8,995.00</u>
		<u>\$45,797.00</u>	<u>\$54,792.00</u>	<u>\$8,995.00</u>

PURPOSE: Equipment Purchases for Public Works Dept.

Revenue		Original Budget	Amended Budget	Change
Line Item				
3108-9901	Miscellaneous	<u>\$167,657.00</u>	<u>\$181,042.00</u>	<u>\$13,385.00</u>
	General Fund	<u>\$167,657.00</u>	<u>\$181,042.00</u>	<u>\$13,385.00</u>

Expenditure		Original Budget	Amended Budget	Change
Line Item				
4120-6014	Other Operating	<u>\$22,000.00</u>	<u>\$35,385.00</u>	<u>\$13,385.00</u>
	Supplies	<u>\$22,000.00</u>	<u>\$35,385.00</u>	<u>\$13,385.00</u>

Mr. Danko made a motion to approve the Budget Amendments. Mr. Jones seconded the motion. The motion passed unanimously by voice vote.

Academic Foundation Dinner Discussion

Mr. Watson stated that there was a request from Joyce Johnston in council's packet asking for the Town to sponsor the Educational Support Foundation. He stated that it was a \$200 donation and would come out of contingency. He asked council for a motion to approve this request.

Mr. Riffe made a motion to approve the \$200 donation for the Education Support Foundation. Mr. Presley seconded the motion.

Mr. Riffe asked if someone would let them know that council would be attending.

Mr. Watson asked council to let staff know who all planned to attend and then he would get in contact with them.

The motion passed unanimously by voice vote.

Playground Equipment Update

Mr. Watson stated that the playground equipment had been ordered.

Water Plant VDH Grant Update

Mr. Watson stated that the application was finalized and it would be mailed out on Thursday certified. He stated that there were 3 sections:

- water line upgrade on North College
- maintenance
- water capacity increase

He stated that they would put together a package and offer it to the Town and we would find out in the fall what it was.

Old Hockman Pike Update

Mr. Watson stated that he had ordered the materials and hoped to have it up soon. He stated that staff would also work on a marker for Joyce Buchanan and set up a presentation.

High Street Update

Mr. Watson stated that they had 2 properties to purchase but was still working on it.

Downtown Welcome Center Update

Mr. Watson stated that the inside was done and the handrail would be here on Friday. He stated that a lease had been signed and the IDA had accepted the property.

Day Off Request, VOTE

Mr. Watson stated that staff continued to work hard throughout the year and asked council to approve giving them Good Friday, April 14th off.

Mr. Presley made a motion to approve giving staff Good Friday off. Mr. Holt seconded the motion. The motion passed unanimously by voice vote.

Special Called Budget Work Session

Mr. Watson stated that they would have a Budget Work Session on Tuesday, April 4th at 5:30 with dinner provided.

VML Regional Suppers

Mr. Watson asked council to let staff know if they were interested in going to the VML Supper in Marion on April 5th.

Mayor Harris stated that they would need to leave around 4 p.m.

CITIZEN COMMENTS

None.

COUNCIL COMMENTS

Mr. Riffe congratulated Todd Miller and the Water Department on their award.

Mr. Presley asked if anything was said about the trees yet.

Mr. Watson stated that there was an article in last weekend's paper concerning it and that they had contacted him for questions. He stated that he would email it to council.

Mr. Presley stated that he had some people asking him if the road signs could be fixed so that the restaurants were updated.

Mr. Watson stated that was VDOT and they sub contracted it out. He stated that he would send him the information but that it was not something the Town controlled.

Mr. Presley stated on a side note, that a lot of doctors were leaving the area because of BRMC and that they were not helping us. He stated that he had lost 3 doctors business because of this.

Mr. Holt stated that it was a tremendous accomplishment for the Water Department. He stated that the Town was a clean and blessed Town.

Mayor Harris stated going up Commerce Drive to get on 460 there were 2 left lane turns and suggested putting dotted lines on the outside lane. He stated that it would be VDOT's responsibility as well.

Mr. Jones agreed. He stated that staff was doing a great job.

Mr. Danko had none.

ATTORNEY REPORT

***Peddlers Ordinance – VOTE TO AMEND FROM 1ST READING, (2ND READING)
VOTE TO READ BY TITLE ONLY, VOTE TO ADOPT***

Mr. Freedman stated that the red indicated the correction to the Peddlers Ordinance. He asked for a vote to amend the 1st Reading.

ORDINANCE INDEX NO. _____

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 legitimately 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/her designee, before the application described in this section may be deemed complete. Upon payment of the said application fee, the Treasurer, or his/her 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; permit to be issued.

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 a permit being issued 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 the Town Manager shall issue the applicant a permit consistent with 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, or his/her designee, 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, or his/her designee, revokes a permit pursuant to this section, then such revocation shall be effective upon the Chief of Police, or his/her designee, 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, or his/her designee, from contacting a peddler to discuss any complaints made against such peddler in lieu of revoking a permit issued pursuant to this article.

A peddler who has had his/her permit revoked by the Chief of Police or his/her designee 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 or his/her designee.

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.

(REMAINDER OF PAGE INTENTIONALLY LEFT BLANK)

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. Holt made a motion to approve amending the 1st Reading of the Peddlers Ordinance. Mr. Presley seconded the motion. The motion passed unanimously by voice vote.

Mr. Freedman asked for a vote to approve the 2nd Reading of the Peddlers Ordinance by title only.

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

Mr. Freedman read the title:

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

Mr. Freedman asked for a vote to adopt the Peddlers Ordinance.

Mr. Holt made a motion to adopt the Peddlers Ordinance. Mr. Presley seconded the motion. The motion passed unanimously by voice vote.

EXECUTIVE SESSION

Councilmember Holt made a motion to enter into Executive Session pursuant to *Code of Virginia Section 2.2-3711-A-1.1 and 2.2-3711-A-1.3* and Mrs. Catron read:

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; and evaluation of performance of departments.

Discussion or consideration of the acquisition of real property for a public purpose, or of 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.

Councilmember Presley seconded the motion. The motion passed unanimously by voice vote.

Council entered into Executive Session at 8:23 p.m.

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

Councilmember Presley made a motion to adopt the following resolution certifying the Executive Session and Mr. Watson 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 28th day of March.

Councilmember 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.

Sanitary Board Member Discussion, VOTE – Mike Watson

Mr. Watson stated that we had 2 Board Members, Rick Taylor and Steve Danko who were recommended to the City Board to serve. He stated that Mr. Danko's term was up on April 21st and that council would need to appoint someone. He stated that it did not have to be a councilmember and asked council what they would like to do.

Mr. Presley asked if Mr. Danko wanted to stay on.

Mr. Danko stated that he would go as long as he could health wise. He stated that Rick Taylor was a good man and when his term come up he would hope they would reappoint him because he was the only one he knew the Virginia side.

Mr. Presley stated that he may be moving to Myrtle Beach soon. He stated that he was building a house there.

Mayor Harris stated that Rick would probably not be here after September. He stated that he had been involved for many years and that council needed to look ahead for his replacement.

Mr. Watson asked if council wanted to postpone the vote until the next meeting.

Council agreed.

ADJOURN

Mr. Danko made a motion to adjourn the meeting at 10:17 p.m. Mr. Presley seconded the motion. The motion passed unanimously by voice vote.

Don Harris, Mayor

Lesley Catron, Town Clerk