

**A SPECIAL MEETING OF
THE LURAY TOWN COUNCIL
OCTOBER 16, 2012**

The Luray Town Council met in special session on Tuesday, October 16, 2012 at 7:00 p.m. in the Luray Town Council Chambers located at 45 East Main Street, Luray, Virginia at which time there were present the following:

Presiding: Mayor Barry Presgraves

Council Present: Ronald Vickers
Lonnie Arrington
Mary Menefee
Leroy Lancaster
Joey Sours
John Meaney

Also Present:

Rick Black, Town Manager
Bryan Chrisman, Assistant Town Manager
Mary Broyles, Town Clerk/Treasurer
Page Campbell – Chief of Police
Page News & Courier
Rodger Smith – Attorney
Mark Reed – Attorney

A quorum being present, Mayor Barry Presgraves declared the Council to be in session for the transaction of business.

Mayor Presgraves stated that the meeting would be reconvened from the recessed meeting of October 9, 2012 in open session under old business.

Executive Session:

Mayor Presgraves asked for a motion to go into an Executive Session under the following codes:

Personnel: Specific officers, appointees, or employees of the Luray Town Council for the purpose of considering such person's assignment, appointment, promotion, performance, demotion, salary, disciplining, or resignation pursuant to Section 2.2-3711 (A)(1) of the code of Virginia.

Legal Matters: Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in an open meeting would adversely affect the negotiating or litigating posture of the Luray Town Council, pursuant to Section 2.2-3711 (A)(7) of the Code of Virginia.

Motion: Councilman Arrington made the motion, seconded by Councilwoman Menefee to go into Executive Session with the vote as follows: YEA: Council Members Sours, Meaney, Vickers, Arrington, Menefee and Lancaster. **Approved: 6-0**

Motion: Councilman Lancaster motioned to adjourn the closed session and to reconvene in open session; Councilwoman Menefee seconded the motion with the following members voting YEA: Council Members Vickers, Arrington, Menefee, Lancaster, Sours and Meaney. **Approved 6-0**

Mayor Presgraves asked members of Council to certify that to the best of their knowledge only matters covered under Section 2.2-3711.A.1 and Section 2.2-3711.A.7 were heard, discussed, or considered during the closed session. **The roll was called with all members certifying “Yes”.**

Mayor Presgraves read a Resolution authorized by Council pertaining to the Employment of Town Manager Richard Black.

RESOLUTION

BE IT HEREBY RESOLVED, by the Town Council of Luray, Virginia, acting at a scheduled meeting held on the 16th day of October, 2012, that the Town Council has offered the Town Manager, Mr. Rick Black, a new contract for future employment recognizing that his current contract has not been renewed. Mr. Black has rejected the Town’s proposed new employment contract. Mr. Black has offered several proposals to the Town for his future employment but the Town Council must reject these proposals as we do not consider acceptance of his proposals to be in the best financial interest of the Town. The Town has previously given Mr. Black notice of the Town’s intent to terminate his employment or not to renew his employment contract unless a new agreement could be negotiated.

The Town has not been successful with the attempt to negotiate a new employment contract with Mr. Black. Therefore, effective this date, Mr. Black is no longer employed as Town Manager for the Town of Luray, Virginia, however, he is given thirty (30) days administrative leave with pay. We further move that the Luray Town Council declares

the Town Manager's position vacant and effective immediately the Assistant Town Manager and all Department Heads will report directly to the Mayor until further notice.

Motion:

A motion was made by Councilman Vickers to approve the resolution as presented, seconded by Councilman Arrington with the vote as follows: YEA: Council Members Vickers, Arrington, Menefee, Lancaster, Sours and Meaney. **Approved: 6-0**

There being no further business, the meeting was adjourned.

Barry Presgraves
Mayor

ATTEST:

Mary Broyles
Town Clerk-Treasurer