

LURAY TOWN COUNCIL
January 13, 2020 - 7:00 p.m.

MEETING AGENDA

- | | |
|--|------------------|
| I. CALL TO ORDER &
PLEDGE ALLEGIANCE TO THE U.S. FLAG | Mayor Presgraves |
| II. ROLL CALL | Danielle Babb |
| III. CONSENT AGENDA | Mayor Presgraves |
| IV. GENERAL CITIZEN COMMENTS (other than agenda items) | |
| V. PRESENTATIONS | |
| VI. PUBLIC HEARINGS | |
| VII. DEPARTMENTS, TOWN BOARDS AND COMMISSIONS | |
| A) Luray Downtown Initiative | Meredith Dees |
| VIII. ACTION & DISCUSSION ITEMS | |
| A) Proclamation – Dixon Freeland | Steve Burke |
| B) Tree & Beautification Committee Appointment | Steve Burke |
| C) Repeal – Town Code 18-36 | Steve Burke |
| D) Code Amendment – Chapter 18 – Animals | Steve Burke |
| IX. OLD BUSINESS | |
| X. TOWN ATTORNEY’S REPORT | Jason Botkins |
| XI. MAYOR’S ANNOUNCEMENTS | Mayor Presgraves |
| XII. RECESS | Mayor Presgraves |
| XIII. CLOSED MEETING | Mayor Presgraves |
| Performance of the Town Manager | |
| XIV. ADJOURN | |

Version Date: January 6, 2020 11:00 a.m.

Town of Luray
PO Box 629
45 East Main Street
Luray, VA 22835
www.townofluray.com
540.743.5511



Mayor

Barry Presgraves
bpresgraves@townofluray.com
Term: 2017-2020

Council Members

Leroy Lancaster
llancaster@townofluray.com
Term: 2017-2020

Jerry Schiro
jschiro@townofluray.com
Term: 2014-2022

Joey Sours
jsours@townofluray.com
Term: 2017-2020

Jerry Dofflemyer
jdofflemyer@townofluray.com
Term: 2015-2022

Leah Pence
lpence@townofluray.com
Term: 2017-2020

Ronald Vickers
Rvickers@townofluray.com
Term: 2014-2022

Town Officials:

Town Manager – Steven Burke
Assistant Town Manager- Bryan Chrisman
Town Clerk/ Treasurer- Mary Broyles
Deputy Town Clerk/ Treasurer- Danielle Babb
Chief of Police- Bow Cook
Superintendent of Public Works- Lynn Mathews
Superintendent Parks & Recreation-Dakota Baker

Commissions & Committees:

Luray Planning Commission
Luray-Page County Airport Commission
Luray Tree and Beautification Committee
Luray Board of Zoning Appeals
Luray Downtown Initiative
Luray-Page County Chamber of Commerce

I move to approve the following Consent Agenda (All items must be read):

CONSENT AGENDA

- (A) Minutes of the Regular Council Meeting –12-9-2019
- (B) Accounts Payable checks totaling- \$ 140,693.17
- (C) Financial Statements ending December 31, 2019.

Prepared By:

Mary F. Broyles, Treasurer

**A REGULAR MEETING OF
THE TOWN COUNCIL
OF
THE TOWN OF LURAY, VIRGINIA**

Monday, December 9, 2019

The Luray Town Council met in regular session on Monday, December 9, 2019, 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:

Ron Vickers
Jerry Dofflemyer
Jerry Schiro
Leroy Lancaster
Joseph Sours

Council Absent:

Leah Pence

Also Present:

Steve Burke, Town Manager
Bryan Chrisman, Assistant Town Manager
Jason Botkins, Litten & Sipe
Mary Broyles, Clerk-Treasurer
Danielle Babb, Deputy Clerk-Treasurer
Chief Carl "Bow" Cook, Luray Police Department
Bill Huffman, Luray Downtown Initiative
Meredith Dees, Luray Downtown Initiative
Gina Hilliard, Luray Page County Chamber of Commerce
Saidee Gibson, Robinson Farmer Cox Associates
Dakota Baker, Superintendent Parks and Recreation
Mitch Reno, Cunningham Recreation – Lynchburg, VA
Joe Fudge, Board Member- Arise Shelter, Luray
Ed Sedwick, Manager, Arise Shelter, Luray
Bill Owens, Volunteer- Arise Shelter, Luray
Tom Sansoni- Volunteer- Arise Shelter, Luray

A quorum being present, Mayor Presgraves declared the Council to be in session for the transaction of business. All present stood for a moment of silence. Councilman Lancaster led everyone in the United States Pledge of Allegiance. The roll was called with one Council member absent.

CONSENT AGENDA

Motion: Councilman Schiro motioned to approve the Consent Agenda as presented, motion seconded by Councilman Lancaster with the vote as follows: YEA: Council Members Vickers, Dofflemyer, Schiro, Lancaster, Sours. **Approved 5-0**

Consent Agenda

- (A) Minutes of the Regular Council Meeting – 11-12-19
- (B) Accounts Payable checks totaling- \$334,264.11
- (C) Financial Statements ending November 30, 2019
- (D) 2020 Council Meeting and Holiday Schedule

CITIZEN COMMENT

Joe Fudge- 7981 S. Page Valley Road Luray - Board Member for Arise Shelter

Mr. Joe Fudge, Board Member for Arise, was present at the evenings meeting to discuss the shelter's services and to answer any questions the Council may have. Mr. Fudge described the services that the shelter currently provides to area homeless and their positioning in regards to overnight housing. He noted that the shelter hopes to provide overnight assistance but have decided to postpone the special use permit request until more volunteers can be obtained. Mr. Fudge also answered questions from Town Council members.

Ed Sedwick- 405 Newport Rd. Shenandoah - Shelter Manager, Arise

Mr. Sedwick spoke as the Shelter Manager and discussed the agencies funding sources, which are mostly private donations. Mr. Sedwick noted that the facility is capable of handling overnight shelter ,and he would like to see this become available.

Bill Owens- 431 Sandy Hook Rd. Luray - Arise Shelter Volunteer

Mr. Owens spoke about his experience with a forced eviction that led him to be homeless and how Arise was able to help him. Mr. Owens spoke about homelessness as a national problem, not only a county-wide problem.

Tom Sansoni – 129 Leola Loop Stanley – Arise Shelter Volunteer

Mr. Sansoni stated that he is relatively new to the area and has chosen to volunteer with Arise. He feels this is a good cause and also serves on the board of directors for the shelter.

PRESENTATIONS

Town of Luray 2018-2019 Financial Report- Saidee Gibson, Robinson Farmer Cox Associates

Ms. Saidee Gibson presented the Audit Report for Fiscal Year Ending June 30, 2019. Ms. Gibson said her firm has issued an *Unmodified Opinion* which is the highest opinion the profession offers. The report found no material weaknesses and no instances of non-compliance among testing. Ms. Gibson provided a power point presentation highlighting the government wide statements and the fund financial statements. Ms. Gibson noted the Town's net financial position for the year ended and

reviewed the proprietary funds. Council members reviewed the general fund revenue analysis and areas that were over estimated. Council and staff all received a copy of the town's audit booklet for their review.

Imagination Station Replacement Option

Parks Superintendent, Dakota Baker, discussed the need for improvements to the Imagination Station playground area. She mentioned the growing number of complaints due to maintenance issues. The structures age is estimated at about 25 years. Ms. Baker said that the town is looking at all options but a full replacement seems to be the best course of action. Ms. Baker introduced Mr. Mitch Reno with Cunningham Recreation of Lynchburg. Mr. Reno provided a presentation that displayed an option for replacement of the structure with alternate materials, accessibility for ADA needs, and other new components such as sensory items.

Mr. Dofflemyer inquired about the life span of new equipment. Mr. Vickers asked about plans for the footprint of replacing the structure. Councilman Schiro reminded that this project would have to meet the Town's procurement policy guidelines.

DEPARTMENTS, TOWN BOARDS AND COMMISSIONS

Luray Page County Chamber of Commerce

Ms. Hilliard reported that Stanley, Luray, and Shenandoah have transitioned to do movie nights on their own. Each town will feature their own movie schedule and location. Ms. Hilliard discussed the 2020 Mud Race and requested to utilize the R.H. Dean Park again for the event. The Annual Chamber Banquet was held in November, and there are three new board members. Ms. Hilliard stated that the Holiday Open House was the best year yet for the event. The Chamber recently participated in the Town of Stanley Christmas Parade and will also participate in the Town of Luray parade this Saturday. Mr. Vickers inquired about the Chamber's storage issues. Ms. Hilliard said that she continues to work on this and hopes to soon be able to utilize the American Legion basement for storage needs.

Luray Downtown Initiative

Ms. Meredith Dees thanked Council for their invitation to the Town's Christmas Dinner. Ms. Dees stated that the LDI Annual Tree Lighting was a huge success. The Tree Lighting featured the addition of Baby Moons, and the LHS Choir provided wonderful music for the evening. Ms. Dees hopes this event will continue for many years to come. Upcoming events include Shop Late til 8 and quarterly dining and shopping features for downtown.

ACTION & DISCUSSION ITEMS

Code Amendment- Section 82-90- Protective Helmet

Mr. Burke requested that Council consider adoption of the Code Amendment to require children aged 14 and under to wear helmets when on bicycles and other mobility devices. State Code provides for localities to adopt such an ordinance that requires the use of helmets.

Motion: Councilman Dofflemyer motioned to adopt Town Code Section 82-90 Protective Helmet Use as presented. Motion seconded by Councilman Lancaster with the vote as follows: YEA: Council Members Vickers, Dofflemyer, Schiro, Lancaster, Sours. **Approved 5-0**

Code Amendment – Appendix A- Zoning

Town Manager, Steve Burke, revisited the draft amendments to Appendix A from the November meeting. Town Attorney, Jason Botkins, has identified several items that require reconsideration by the Planning Commission.

Motion: Councilman Schiro moved that the Town Council refer the Code Amendments to the various sections of the Town’s Appendix A- Zoning regulations to the Planning Commission to address the Town Attorney’s concerns. Motion seconded by Councilman Dofflemyer with the vote as follows: YEA: Council Members Vickers, Dofflemyer, Schiro, Lancaster, Sours. **Approved 5-0**

Wastewater Treatment Plant Financing

Mr. Burke discussed the funding proposal for the needed improvements at the Wastewater Plant. The proposal would include increasing the septage fees and a small base rate increase. The revenue would cover the improvements needed to the septage receiving process, screening facilities, and pump upgrades. Council and staff discussed the problem of septage received to the plant from county residents. Councilman Schiro maintained that these issues are not solely the responsibility of the Town and that these sewer services have a value to Page County. Council members also discussed the provision for better tracking with a new septage receiving process. Mr. Burke discussed the components to these improvements and general customer rate impacts. Mr. Burke continued that he will plan to advertise for the public hearing at the February meeting with proposed rates taking effect in the new fiscal year.

Browns Building Listing Agreement

Town Manager, Steve Burke, requested that the Council consider the Listing Agreement with Bill Dudley & Associates Real Estate for the marketing and sale of the Browns Building. Mr. Botkins, Town Attorney, has reviewed the contract and made a few revisions.

Motion: Councilman Vickers moved to approve the Listing Agreement with Bill Dudley & Associates Real Estate Inc. to market and sell the Browns Building located at 36 West Main Street (Tax Map No. 42A11-A-14) and authorize the Mayor to execute the agreement as presented. Motion seconded by Councilman Sours with the vote as follows: YEA: Council Members Vickers, Dofflemyer, Schiro, Lancaster, Sours. **Approved 5-0**

TOWN ATTORNEY

Jason Botkins, Town Attorney, had no further business for the evening.

ANNOUNCEMENTS

Mayor Presgraves wished everyone a very Merry Christmas.

ANNOUNCEMENTS/ ADJOURN

With no further business, the meeting was adjourned at 8:37 pm.

Barry Presgraves
Mayor

Danielle Babb
Deputy Clerk-Treasurer



Town of Luray, Virginia
Town Council Agenda Statement

Item No: VIII-A

Meeting Date: January 13, 2020

Agenda Item: TOWN COUNCIL CONSIDERATION
Item VIII-A – Proclamation Recognizing Dixon Freeland

Summary: The Town Council is requested to consider approving a Proclamation recognizing Dixon Freeland for his contributions to the Town of Luray through his service on the Town's Tree & Beautification Committee since its establishment in September 2000.

Mr. Freeland served as the Committee's first Chairman and has continued his service through organizing and participating in the Committee's various efforts including Arbor Day celebrations and awards for the Town's Christmas Parades.

Council Review: N/A

Fiscal Impact: N/A

Suggested Motion: I move that Town Council approve the Proclamation recognizing Dixon Freeland for his contributions to the Town through his service on the Tree & Beautification Committee as presented.



TOWN OF LURAY
RECOGNITION OF SERVICE
DIXON FREELAND



WHEREAS, Dixon Freeland was a founding member of the Town of Luray's Tree & Beautification Committee established in September 2000; and

WHEREAS, Dixon Freeland served as the Committee's first Chairman and has continued to serve in various capacities on the Tree & Beautification Committee; and

WHEREAS, Dixon Freeland has previously worked in numerous National Parks and historical sites;

NOW THEREFORE BE IT RESOLVED that the Mayor and Members of Town Council proudly recognize the contributions and service of Dixon Freeland to the Town of Luray.

AND BE IT FURTHER RESOLVED that the Mayor and Members of Town Council profoundly thank him for his devotion to the Town and wishes him well as he retires from the Committee.

Adopted this 13th Day of January 2020

Mayor Barry Presgraves

ATTEST:

Danielle Babb, Deputy Clerk of Council



Town of Luray, Virginia
Town Council Agenda Statement

Item No: VIII-B

Meeting Date: January 13, 2020

Agenda Item: TOWN COUNCIL CONSIDERATION
Item VIII-B – Member Appointment – Tree & Beautification Committee

Summary: The Town Council is requested to consider the appointment of Joshua Mayne as Councilman Schiro’s appointee to the Tree & Beautification Committee for a term that would run from appointment date through December 31, 2022.

Joshua Mayne is the owner of Green Mountain Landscaping & Trail Construction LLC and Mayne Construction Services LLC. Mr. Mayne received an Associate’s Degree in General Studies from Lord Fairfax Community College and a Bachelor’s Degree in Forest Resources and Environmental Consideration from Virginia Tech. His landscaping experience includes seasonal trail maintenance and working as a Gardener for the Architect of the Capitol.

Council Review: N/A

Fiscal Impact: N/A

Suggested Motion: I move that Town Council appoint Joshua Mayne to the Tree & Beautification Committee with his term to expire December 31, 2022.



Town of Luray, Virginia
Town Council Agenda Statement

Item No: VIII-C

Meeting Date: January 13, 2020

Agenda Item: TOWN COUNCIL CONSIDERATION
Item VIII-C – Code Repeal – Chapter 18-36

Summary: The Town Council is requested to consider the repeal of Town Code Chapter 18-36 Barking or Howling Dogs. Adoption of Town Code 58-5 provides similar regulation that allows enforcement by the Town’s Police Officers. The fifteen (15) minute period of barking has proven difficult to enforce.

Sec. 18-36. - Barking or howling dogs

(a) It shall be unlawful for any person to keep or maintain on their premises a dog which, by barking, howling or other conduct, disturbs the quiet, peace, comfort or sleep of any person, between the hours of 10:00 p.m. and 6:00 a.m., or for a period of 15 minutes or more at any other time.

(b) If, after the expiration of 24 hours next following receipt of notice, such person has failed to do discontinue the disturbance, they shall be guilty of a violation of this section for each day that it shall thereafter continue.

(c) Violations of this section between the hours of 10:00 p.m. and 6:00 a.m. shall be a Class 3 misdemeanor. Violation of this section for a period of 15 minutes or more at any other time shall be a Class 4 misdemeanor.

Sec. 58-5. – Loud, disturbing and unreasonable noise.

Pets and other animals. The owning, keeping or possessing of any pet or other animal which frequently barks, meows, howls or squawks in such a manner as to permit sound to be heard across a residential property boundary or through a partition between multiple dwelling units within the same building, or as to be plainly audible at a distance of 50 feet or more from the sound or the building where the sound is located. This provision shall be inapplicable to any lawful agricultural activity.

(c) *Excessive noise—Punishment.* Violation of this section between the hours of 10:00 p.m. and 6:00 a.m. shall be a class 3 misdemeanor, except that a second offense within a 12-month period shall be a class 2 misdemeanor, and a third or subsequent offense within a 12-month period shall be a class 1 misdemeanor.

The Town Attorney has confirmed that a Public Hearing is not required for Council’s adoption of this Ordinance.

Council Review: N/A

Fiscal Impact: N/A

Suggested Motion: I move that Town Council repeal Town Code Section 18-36 Barking or howling dogs as presented.



Town of Luray, Virginia
Town Council Agenda Statement

Item No: VIII-D

Meeting Date: January 13, 2020

Agenda Item: TOWN COUNCIL DISCUSSION
Item VIII-D – Code Amendment Chapter 18 - Animals

Summary: The Town Council is requested to discuss draft Code Amendments to Sections 1 to 9 of Chapter 18 – Animals. Based upon recent inquiries about keeping non-domesticated animals within Town limits, the Town Attorney has developed Code Amendments to Chapter 18 to protect public health and safety.

The Planning Commission is currently developing draft Amendments to the Zoning Regulations related to non-domesticated animals.

The Town Attorney has confirmed that a Public Hearing is not required for Council's adoption of this Ordinance.

Council Review: N/A

Fiscal Impact: N/A

Suggested Motion: N/A – Consideration of draft Code Amendments will be scheduled in February

Chapter 18 — ANIMALS^{HJ}

Footnotes:

~~(1)~~

~~State Law reference— General authority of town to regulate animals and fowl, Code of Virginia, § 3.1-796.94:1.~~

ARTICLE I. - IN GENERAL*

*Extensively amended and revised by Ord. of X-X-2020

State Law reference— General authority to regulate keeping of animals and fowl, Code of Virginia, § 3.2-6544.

Sec. 18-1. - Maintenance and setbacks of facilities used for keeping animals and fowl ~~and fowl~~.

(a) All pens, stables, coops, kennels, and other facilities used for keeping any animal or fowl in the town shall be kept in a sanitary condition at all times by the owner or person in charge thereof.

(b) All pens, stables, coops, kennels, and other facilities used for keeping any animal or fowl in the town ~~All cow stables, pigpens, chicken houses, dog houses or kennels or other facilities for keeping livestock, fowl, poultry and dogs, kept or maintained within the town, shall be expressly under the supervision and regulation of the health director and the same shall be kept in a clean and sanitary condition for the protection of health, and shall be so kept as not to give rise to objectionable odors upon any public highway or upon any premises owned or occupied by any person other than the person maintaining the same. shall observe the following minimum setbacks:~~

(1) 15 feet from any property line of an adjoining parcel owned by a third party.

(2) 50 feet from any dwelling on an adjoining parcel owned and occupied by a third party.

(3) 20 feet from any stream, tributary, ditch, swale, stormwater management facility, drop-inlet, or other storm drainage area that would allow fecal matter to enter any town storm drainage system or stream.

(4) A minimum set back from the public right-of-way equal to the distance between such public right-of-way and the primary structure on the parcel.

~~(b) A violation of this section shall constitute a Class 3 misdemeanor.~~

~~(Code 1965, § 4-2; Code 1981, § 5-1)~~

Sec. 18-2. - Livestock or fowl straying or trespassing.

~~It shall be unlawful and a Class 3 misdemeanor for any~~ No person ~~shall~~ to allow or permit any fowl, poultry or livestock of any description to stray to public property or private premises of another, and all poultry, fowl and livestock shall be sufficiently housed or fenced by the owner or

person exercising control over the same, so as to prevent such poultry, fowl or livestock from trespassing or straying.

~~(Code 1965, § 4-1; Code 1981, § 5-2)~~

~~State Law reference— Authority to prohibit animals and fowl running at large, Code of Virginia, § 3.1-796.94:1.~~

~~Sec. 18-3. — Vicious, wild and exotic animals. Dangerous animals at large.~~

~~(a) The following terms shall have the meanings ascribed below for the purpose of this section:~~

~~Vicious animal: any animal or animals that constitute a physical threat to human beings or other animals, not to include vicious dogs, which are addressed separately within this chapter.~~

~~Wild or exotic animal: Those animals, other than dogs, house cats, caged birds and other domesticated household pets, which because of a predatory nature, venomous bite or sting, size or disposition present a potential danger to town residents, including but not limited to lions and tigers, mountain lions and other large cats, bears, poisonous snakes and lizards, elephants, monkeys and apes, foxes, wolves, coyotes, alligators and crocodiles.~~

~~— No person shall suffer or permit any animal belonging to him or under his control, and known to be dangerous or reasonably suspected of being dangerous, to go at large within the town. If the owner or person in control of such an animal, upon notice that the animal is at large, fails to take it into custody forthwith, and its running at large creates an emergency, the animal shall be killed forthwith by order of the chief of police, when deemed necessary for public safety.~~

~~(b) — If a sworn complaint is made that a dangerous animal is being allowed to run at large or is not confined in such a manner as to be safe for the public, the general district court of the county shall summon the owner or person exercising ownership or control over such animal and the case shall be heard, and if the complaint is sustained, the court may order such animal killed forthwith by the police or make such other disposition of the case as will ensure the safety of the public. In addition to such penalty as may be imposed upon the owner or person exercising the right of ownership or control, any costs or expense incident to the apprehension and safekeeping of the animal shall be collected as other fines are collected. No person shall keep or permit to be kept within the town any wild, exotic or vicious animal, as those terms are defined above in Subsection (a). This prohibition shall not apply to a single certified service animal in a household or a zoological park, traveling animal exhibition, circus, or veterinary clinic that is properly licensed.~~

~~Sec. 18-4. — Permit for sSlaughtering prohibited within town.~~

~~(a) — It shall be unlawful for any No person shall kill, butcher, slaughter, or dress any animal or fowl within the town. [Exceptions for (1) deer or other wildlife lawfully harvested during hunting season or (2) any activity conducted outside public view?] in the town to slaughter, for food, any cattle, hog or sheep, without first obtaining a permit so to do from the town council. The~~

~~permit shall indicate the place where such animals are to be slaughtered. Prior to the issuance of the permit, the council shall approve the place where such animals are to be slaughtered. No such permit shall be granted by the council for slaughter within 200 yards of any dwelling, without the written consent of the occupant of such dwelling. Any such permit shall be revoked at any time, upon the request of any person living within 200 yards of such place.~~

~~(b) This section shall not be so construed as to prevent any person from killing his own hogs, or the hogs of his neighbor, in conjunction with his own, upon his own premises, between November 1 and March 1 in any year.~~

~~(Code 1965, § 4-5; Code 1981, § 5-4)~~

Sec. 18-5. - Town designated as bird sanctuary.

The entire area embraced within the corporate limits of the town is hereby designated as a bird sanctuary.

~~(Code 1965, § 4-8; Code 1981, § 5-5)~~

Sec. 18-6. - Shooting, trapping, etc., birds or robbing or molesting bird nests.

~~No~~ It shall be unlawful and a Class 4 misdemeanor for any person shall to trap, shoot or molest, or to attempt to trap, shoot or molest, in any manner, any bird or wild fowl or to molest or rob bird nests or wild fowl nests; provided, however, that if starlings, pigeons or similar birds are found to be congregating in such numbers in a particular locality that they constitute a nuisance or menace to health or property, in the opinion of the chief of police, such birds may be destroyed, under the supervision of the chief of police, in such numbers and in such manner as is deemed advisable.

~~(Code 1965, § 4-9; Code 1981, § 5-6)~~

Sec. 18-7. - Abandoning domestic animal in public place or on property of another.

~~Any~~ No person ~~who~~ shall abandon any dog, cat or other domesticated animal in any public place, including the right-of-way of any public highway, road or street, or on the property of another ~~shall be guilty of a Class 3 misdemeanor.~~

~~(Code 1981, § 5-8)~~

~~State Law reference~~ — Similar provisions, Code of Virginia, § 3.1-796.122.

Secs. 18-8. — Penalty for violation of this article.

Any person violating any provision of this article shall be guilty of a Class 3 misdemeanor.

Secs. 18-9-18-30. - Reserved.



Town of Luray, Virginia
Council Agenda Statement

Item No: XIII-A

Meeting Date: January 13, 2020

Agenda Item: CLOSED MEETING
Item XIII-A – Performance of Specific Local Government Personnel

Summary: Council is requested to go into Closed Meeting for the purpose of discussion of the performance and employment of specific local government personnel, as authorized by Section 2.2-3711(A)(1) of the Code of Virginia. The subject matter is the performance of the Town Manager.

Council Review: N/A

Fiscal Impact: N/A

Motion to Go Into Closed Meeting

I move that Town Council convene and go into Closed Meeting for the purpose of discussion of the performance and employment of specific local government personnel, as authorized by Section 2.2-3711 (A) (1) of the Code of Virginia. The subject matter is the performance of the Town Manager.

A roll call vote shall be taken to certify the vote to convene in Closed Meeting.

Motion to Adjourn Closed Meeting and Reconvene in Open Session

At the conclusion of the Closed Meeting, immediately reconvene in open session.

I move the closed meeting be adjourned and the Luray Town Council reconvene in open session.

A roll call vote shall be taken to adjourn the Closed Meeting.

Certification Resolution

Upon reconvening in open session, Council shall certify the Close Meeting discussion.

I move that with respect to the just-completed closed session and to the best of each member's knowledge, only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act, and 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.

A roll call vote shall be taken to certify the Closed Meeting discussion.

NOTE: Any member who does not intend to vote "aye" should state so prior to the vote and indicate the substance of the departure that, in his/her judgement, has taken place. This statement shall be recorded in the minutes.