

October 9, 2018

At the special meeting of the Board of Supervisors of Prince Edward County, held at the Court House, thereof, on Tuesday, the 9th day of October, 2018; at 5:30 p.m., there were present:

Pattie Cooper-Jones

J. David Emert

Robert M. Jones

Odessa H. Pride

Gene A. Southall

C. Robert Timmons, Jr.

Jerry R. Townsend

Jim R. Wilck

Also present: Wade Bartlett, County Administrator; Sarah Elam Puckett, Assistant County Administrator; Kate Pickett Eggleston, Economic Development Director; and Terri Atkins Wilson, County Attorney.

Chairman Cooper-Jones called the reconvened meeting to order.

In Re: Closed Session

Supervisor Wilck made a motion, seconded by Supervisor Emert, that the Board convene in Closed Session for discussion of a public contract for legal services and discussion of the terms and scope of said contract, where discussion in an open session would adversely affect the bargaining position of the public body, pursuant to the exemption provided for in Section 2.2-3711(A)(29) of the *Code of Virginia*; the motion carried:

Aye:	Pattie Cooper-Jones	Nay:	None
	J. David Emert		
	Robert M. Jones		
	Odessa H. Pride		
	Gene A. Southall		
	C. Robert Timmons, Jr.		
	Jerry R. Townsend		
	Jim R. Wilck		

The Board returned to regular session by motion of Supervisor Wilck, seconded by Supervisor Pride and adopted as follows:

Aye:	Pattie Cooper-Jones J. David Emert Robert M. Jones Odessa H. Pride Gene A. Southall C. Robert Timmons, Jr. Jerry R. Townsend Jim R. Wilck	Nay: None
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On motion of Supervisor Emert and seconded by Supervisor Wilck, and carried by the following roll call vote:

Aye:	Pattie Cooper-Jones J. David Emert Robert M. Jones Odessa H. Pride Gene A. Southall C. Robert Timmons, Jr. Jerry R. Townsend Jim R. Wilck	Nay: None
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the following Certification of Closed Meeting was adopted in accordance with the Virginia Freedom of Information Act:

WHEREAS, the Prince Edward County Board of Supervisors convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the *Code of Virginia* requires a certification by this Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Prince Edward County Board of Supervisors hereby certifies that to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed, or considered by the Prince Edward County Board of Supervisors.

Supervisor Wilck made a motion to adopt the contract for legal services with one addition, to include a clause stating a 60-day termination notice was required from the County Attorney.

Supervisor Timmons made a substitute motion, seconded by Supervisor Jones, to accept the contract as written, and have the County Attorney assist Mr. Bartlett write a dual-sided termination clause specifying a minimum of a 60-day notice, to insert at a later date. Discussion followed.

Chairman Cooper-Jones called for the question; the substitute motion failed:

Aye:	Robert M. Jones	Nay:	Pattie Cooper-Jones
	Gene A. Southall		J. David Emert
	C. Robert Timmons, Jr.		Odessa H. Pride
			Jerry R. Townsend
			Jim R. Wilck

After some further discussion, Chairman Cooper-Jones then called for a vote on Supervisor Wilck's original motion, to adopt the contract for legal services with one addition, to include a clause stating a 60-day, single-sided termination notice required from the County Attorney and for due cause, and seconded by Supervisor Townsend; the motion carried:

Aye:	Pattie Cooper-Jones	Nay:	Robert M. Jones
	J. David Emert		Gene A. Southall
	Odessa H. Pride		C. Robert Timmons, Jr.
	Jerry R. Townsend		
	Jim R. Wilck		

On motion of Supervisor Emert, seconded by Supervisor Wilck, and adopted by the following vote:

Aye:	Pattie Cooper-Jones	Nay:	None
	J. David Emert		
	Robert M. Jones		
	Odessa H. Pride		
	Gene A. Southall		
	C. Robert Timmons, Jr.		
	Jerry R. Townsend		
	Jim R. Wilck		

the meeting was adjourned at 6:18 p.m.