

Galax City Council
October 10, 2005
Minutes

The Galax City Council convened in regular session on October 10, 2005 in the courtroom of the WHS Public Safety Building at 7:30pm. The meeting was called to order with all councilpersons being present and they are as listed: Robert Lazo, Robert Kirby, Sharon Plichta, C. M. Mitchell, Willie Greene, George Valdez and Helen Kyle.

Vice Mayor Greene prayed the opening prayer which was followed by the Pledge of Allegiance.

Councilman Kirby motioned to dispense with reading the minutes of the last meeting and to approve them as written. Councilman Greene seconded the motion and it was unanimously approved.

Mr. Gary Dillion from the Department of Criminal Justice was present at tonight's meeting to present to the City Police Department the Certificate of Re-Accreditation. He stated that the department is competent in all of the 180 standards that comprise the requirements for re-accreditation. Chief Clark and Captain Cox were present to receive the certificate. Mayor Mitchell offered congratulations to the police department.

Council was advised by the City Manager and City Attorney that the acquisition of the golf course is progressing and they expect to close on the property soon.

Councilman Greene motioned that the City Manager and legal counsel be authorized to complete the closing at the appropriate time. Councilwoman Plichta seconded the motion and it was unanimously approved.

This was the date and time advertised for a joint public hearing to receive public comments on the rezoning of 119 McCamant Drive from M-2 to R-2 so the property can be sold as a residence. A Planning Commission quorum was not present; however, Zoning Administrator Keith Barker proceeded with the hearing for Council and advised that he will hold a public hearing for the Planning Commission at another date. There were no public comments. There was a discussion as to how the adjoining property is zoned. The hearing was declared closed.

This date was advertised as a public hearing for City Council to receive comments on the rezoning of approximately 16 acres at the intersection of Glendale Road and Deerhaven from M-1 to B-2 so that the property can be sold as general commercial. A discussion ensued. Zoning Administrator Barker advised that the Planning Commission recommends that the request be approved. Councilman Greene motioned to accept the Planning Commission's recommendation. Councilman Valdez seconded the motion and it was unanimously approved.

Lisa Moore was present at tonight's meeting to give Council an overview of services that are provided in our area through the Mount Rogers Community Services Board. Mrs. Moore is the executive director of the Community Services Board.

Chief Clark provided an overview of the National Incident Management System(NIMS). This system will aid in ensuring that all federal, state and local emergency agencies and personnel can coordinate their efforts to effectively and efficiently provide the highest levels of incident management through standardized procedures during emergencies and disasters. Councilwoman Plichta motioned to adopt the City of Galax National Incident Management System Resolution. The motion was seconded and received unanimous approval.

Jimmy Lee Brewer has requested permission to operate a taxi in the City of Galax. City Manager Campbell stated that he has met Code requirements. Chief Clark advised that he would not hesitate to recommend him. On a motion by Councilman Greene and a second Mr. Brewer was given unanimous approval to operate a taxi service in the City.

Dave Nelson gave an exciting update on the completion and opening of the remodeled Recreation Center. Mayor Mitchell stated that the "wow" factor is running very high. City Manager Campbell commended Mr. Nelson for his supervision of the remodeling project.

Debbie Robinson, Director of Tourism, discussed with Council some of the activities that are planned for the year long 2006 Centennial Celebration. She also discussed the Centennial sculpture that will be placed in the courtyard of the Public Safety Building. Councilman Greene motioned to request a rough sketch of the sculpture from the sculptor. Councilwoman Plichta seconded the motion and it was unanimously approved. Councilwoman Plichta will continue to serve on the Centennial Committee.

Councilman Greene motioned to approve the VML/VACO request for \$3,348 for an APCO Assessment. Councilman Kirby seconded the motion and it was unanimously approved.

City Manager Campbell reminded Council members that the VML meeting would take the place of the second October council meeting.

At 8:58pm Councilman Greene motioned to go into executive session as authorized in the *Code of Virginia* Section 2.2-2711(A)(7) – Consultation with legal counsel pertaining to actual litigation.

~~Councilman~~ Lazo motioned to return to regular session. Councilman Valdez offered a second to the motion and it was unanimously approved. The Certification of Executive Session is made a part of these minutes.

No action was taken and the meeting was unanimously adjourned at 9:30pm

Daniel J. Campbell
Clerk


Mayor

**CERTIFICATION RESOLUTION
CLOSED MEETING**

Whereas, this Board convened in a closed meeting on this date pursuant to an affirmative recorded vote on the motion to close the meeting to discuss actual litigation for the purpose of memorial project in accordance with Section 2.2-3711(A)(7) of the Virginia Freedom of Information Act;

Whereas, Section 2.2-3712 of the Code of Virginia requires a certification by the board that such closed meeting was conducted in conformity with Virginia law;

Now, therefore be it resolved that the board hereby certifies that, to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act were heard, discussed or considered in the closed meeting to which this certification applies; and (2) 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 to which this certification applies.

Upon Motion of Councilman Lazo, Seconded by Councilman Valdez.

Before a vote is taken on this resolution, is there any member who believes that there was a departure from the requirements of number (1) or Number (2)? If so, identify yourself and state the substance of the matter and why in your judgment it was a departure.

Subject matter
Departure

NONE

Hearing no [statement] or [no further statement(s)], I call the question.

Mr. Kirby, Dr. Lazo, Mrs. Plichta, Mayor Mitchell,
Mr. Greene Voting "Aye"; Mr. Valdez, Mrs. Kyle,
_____, _____, _____, _____ Voting

"Nay". This Certification Resolution was [adopted] or ~~[not adopted]~~.

Daniel J. Campbell
Clerk/City Manager



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