

The regular meeting of the Amherst Town Council was held on January 10, 2007 at 7:00 P.M. in Council Chambers, Mayor Jacob P. Bailey presiding. Council Members present were: Bobby J. Bondurant; Jason D. Campbell; Haney Mottley; C. Manly Rucker, III and Harold Swisher.

Also present were Town Manager Jack Hobbs, Town Attorney W. Thomas Berry, Investigator Ben Placer, Superintendent of Plants Thomas W. Fore and Office Manager Colan R. Davis.

Mr. Charles Higgins from Amherst Baptist Church gave an invocation.

Mr. Rucker made a motion that was seconded by Mr. Mottley to approve the agenda as presented. The motion passed 5-0. Messrs. Bondurant, Campbell, Mottley, Rucker and Swisher voted "Aye".

Mayor Bailey presented a framed copy of the resolution honoring the 2006 Amherst County High School Football team as adopted on December 13, 2006 to Coach Scott Abell and Team Captains Lewis Rose and Mark Tomlin.

Mr. Swisher made a motion that was seconded by Mr. Bondurant to approve the minutes of the December 13, 2006 meeting as previously submitted. The motion passed 5-0. Messrs. Bondurant, Campbell, Mottley, Rucker and Swisher voted "Aye".

Mr. Rucker made a motion that was seconded by Mr. Mottley to authorize a contract with Davidson, Doyle & Hilton for the FY07 audit. The motion passed 5-0. Messrs. Bondurant, Campbell, Mottley, Rucker and Swisher voted "Aye".

Mr. Campbell made a motion that was seconded by Mr. Mottley to authorize a contract with the Region 2000 Local Government Council for initial work to support the Planning Commission in updating the Town's Comprehensive Plan. The motion passed 5-0. Messrs. Bondurant, Campbell, Mottley, Rucker and Swisher voted "Aye".

Mr. Campbell made a motion that was seconded by Mr. Mottley to authorize the award of the second/installation phase of the Fluoride Project to the lowest bidder, Littleton & Associates, at the negotiated amount subject to the budget being met. The motion passed 5-0. Messrs. Bondurant, Campbell, Mottley, Rucker and Swisher voted "Aye".

Mr. Mottley made a motion that was seconded by Mr. Rucker that Town Council reconvene in a closed session for Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel pursuant to section 2.2-3711 A.7 of the Code of Virginia, (1950), as amended. The motion passed 5-0. Messrs. Bondurant, Campbell, Mottley, Rucker and Swisher voted "Aye".

After reconvening in open session, Mr. Mottley made a motion that was seconded by Mr. Swisher that the Town Council certify that to the best of each councilors' knowledge that (i) only

public business matters lawfully exempted from open meeting requirements under Title 2.2, Chapter 37 and 15.2-2907 of the Code of Virginia and (ii) only such public business matters as were identified in the motion by which the closed session were convened were heard, discussed or considered in the session. The motion passed 5-0. Messrs. Bondurant, Campbell, Mottley, Rucker and Swisher voted "Aye" on a roll call vote.

Town Council authorized the Town Attorney to take appropriate legal action to collect past due meals and beverage taxes.

There being no further business to discuss, the meeting adjourned at 9:05 P.M.

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Jacob P. Bailey, Mayor

Attest:

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Jack Hobbs, Clerk of Council