



## SOUTH HILL TOWN COUNCIL

### SPECIAL MEETING MINUTES

**MONDAY, NOVEMBER 14, 2022, 6:00 P.M.**

A special meeting of the South Hill Town Council was held on Monday, November 14, 2022 at 6:00 p.m. in the Council Chambers of the South Hill Town Hall located at 211 S. Mecklenburg Avenue, South Hill, Virginia 23970. The meeting was held to discuss Legal matters involving consultation with counsel regarding ongoing litigation and FOIA. Town Clerk Anna Cratch took minutes of the meeting.

#### 1. CALL TO ORDER

Honorable Mayor Dean Marion called the regular meeting to order at 6:00 p.m.

#### 2. ROLL CALL

Mayor Marion called upon Town Clerk Anna Cratch to call the roll, which was as follows:

##### A. Council Members

Randy Crocker  
W.M. "Mike" Moody

Alex Graham  
Shep Moss

Gavin L. Honeycutt  
Joseph E. Taylor, Jr.

Councilmembers Lillie Feggins-Boone and Delores B. Luster were absent at roll call but arrived at 6:02 p.m.

##### B. Staff in Attendance

Kim Callis, Town Manager  
Howard P. Estes, Jr., Town Attorney

Anna B. Cratch, Town Clerk

#### 3. CLOSED SESSION

##### Legal – Pursuant to Virginia Code § 2.2-3711 A(7) and (8)

Pursuant to Virginia Code § 2.2-3711 A(7) and (8) - Legal matters and on **motion** of **Councilman Moody** and **second** of **Councilman Moss**, the South Hill Town Council entered into **Closed Session** to discuss Legal matters involving consultation with counsel regarding ongoing litigation and consultation with counsel for advice regarding FOIA. The motion carried unanimously. The Mayor announced publicly in the meeting that the South Hill Town Council was now in Closed Session.

In addition to the Mayor and Town Council members, Council requested the presence, in the entirety of the Closed Session, of Kim Callis, Anna Cratch, and Howard Estes. Councilman Moss recused himself during the A(8) FOIA discussion but was otherwise in attendance for the Closed Session.

#### 4. OPEN SESSION

A motion was made by Councilwoman Luster, second by Councilman Moss, that the Closed Session be adjourned and that the South Hill Town Council reconvene its meeting in **Open Session**. The motion carried unanimously. The South Hill Town Council reconvened in Open Session.

### RESOLUTION CERTIFYING CLOSED SESSION

A motion was made by Councilman Moody, second by Councilwoman Luster, that the minutes of this meeting reflect that no formal action was taken in the Closed Session and further moved that a Resolution Certifying the Closed Session be adopted and reflected in the minutes of this meeting as follows:

**WHEREAS**, the South Hill Town Council convened in Closed Session on this date by an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act:

**NOW THEREFORE, BE IT RESOLVED**, that the South Hill Town Council does hereby certify that to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirements under the Freedom of Information Act were discussed in the Closed Session to which this certification applies, and (2) only such public business matters as were identified in the motions by which the said Closed Session was convened were heard, discussed, or considered by the South Hill Town Council. The motion passed via **roll call vote** as follows:

Councilman Crocker-Aye	Councilwoman Feggins-Boone-Aye
Councilman Graham-Aye	Councilman Honeycutt-Aye
Councilwoman Luster-Aye	Councilman Moody-Aye
Councilman Moss-Abstain (due to his recusal)	Councilman Taylor-Aye.

There was no action taken in Open Session on the Legal matters.

### 5. ADJOURNMENT

There being no further business matters before the South Hill Town Council, Mayor Marion adjourned the special meeting at 7:09 p.m.

### VALIDATION

Minutes approved this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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Anna B. Cratch, Town Clerk

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Dean Marion, Mayor