

CLARKE COUNTY BOARD OF SUPERVISORS
July 31, 2009 Special Meeting 9:00 a.m.
Meeting Room AB

At a special meeting of the Board of Supervisors of Clarke County, Virginia in Meeting Room AB in the Government Center, 101 Chalmers Court, Berryville, Virginia on Friday, July 31, 2009.

Board Members Present

Barbara J. Byrd; A.R. "Pete" Dunning, Jr.; J. Michael Hobert; John R. Staelin; David S. Weiss

Staff Present

David Ash, Chuck Johnston, Lora Walburn

Also Present

Robert Mitchell

Call To Order

Chairman John Staelin called the meeting to order at 9:03 am.

Closed Session Pursuant Purpose: Closed Session Pursuant to §2.2.3711-A7 Consultation with Legal Counsel

Supervisor Byrd moved to convene into Closed Session pursuant to §2.2.3711-A7 consultation with legal counsel:

- A) Discussion Regarding Pending Litigation**
- B) Discussion of Specific Legal Matters Requiring the Provision of Legal Advice by Counsel**

John R. Staelin, Chair	-	Aye
J. Michael Hobert, Vice Chair	-	Aye
Barbara J. Byrd	-	Aye
A.R. Dunning, Jr.	-	Aye
David S. Weiss	-	Aye

The members of the Board of Supervisors being assembled within the designated meeting place, with open doors and in the presence of members of the public and/or the media desiring

to attend, **Supervisor Byrd moved to reconvene in open session. The motion carried as follows:**

John R. Staelin, Chair	-	Aye
J. Michael Hobert, Vice Chair	-	Aye
Barbara J. Byrd	-	Aye
A.R. Dunning, Jr.	-	Aye
David S. Weiss	-	Aye

Supervisor Byrd moved to execute the following Certification of Closed Session:

CERTIFICATION OF CLOSED SESSION

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

WHEREAS, Section 2.2-3700 of the Code of Virginia requires a certification by the Board of Supervisors of the County of Clarke, Virginia that such closed meeting was conducted in conformity with Virginia law.

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors of the County of Clarke, Virginia, hereby certifies that, to the best of each members knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which the 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 Board of Supervisors of the County of Clarke, Virginia.

The motion was approved by the following roll-call vote:

John R. Staelin, Chair	-	Aye
J. Michael Hobert, Vice Chair	-	Aye
Barbara J. Byrd	-	Aye
A.R. Dunning, Jr.	-	Aye
David S. Weiss	-	Aye

No action was taken on matters discussed in closed session.

Adjournment

Chairman Staelin adjourned the meeting at 10:25 am.

Next Meeting Date

The next regularly scheduled meeting for the Clarke County Board of Supervisors is set for 1:00 pm, Tuesday, August 18, 2009 in the Main Meeting Room at 101 Chalmers Court, Berryville, Virginia.

ATTEST: July 31, 2009

John Staelin, Chair
Clarke County Board of Supervisors

David L. Ash, County Administrator

Minutes Recorded and Transcribed by:
Lora B. Walburn
Deputy Clerk, Board of Supervisors