

PRESENT: Greg Benton, Livingston District
Greg Cebula, Berkeley District
David Ross, Courtland District
Gary F. Skinner, Lee Hill District
Paul D. Trampe, Salem District
Chris Yakabowski, Battlefield District

ABSENT: Timothy J. McLaughlin, Chancellor District

STAFF PRESENT: Mark Cole, Deputy County Administrator
Karl Holsten, County Attorney
Aimee R. Mann, Deputy Clerk

Mr. Ross called the meeting to order at 7:00 p.m.

On a motion by Mr. Cebula and passed 6 to 0 with Mr. McLaughlin absent, the Board suspended their bylaws to allow for roll call voting.

VOTE:

Ayes:	6	Mr. Benton, Mr. Cebula, Mr. Ross, Mr. Skinner, Mr. Trampe and Mr. Yakabowski
Nays:	0	
Absent:	1	Mr. McLaughlin
Abstain:	0	

On a motion by Mr. Yakabowski and passed 6 to 0 with Mr. McLaughlin absent, the Board approved the agenda as presented.

VOTE:

Ayes:	6	Mr. Benton, Mr. Cebula, Mr. Ross, Mr. Skinner, Mr. Trampe and Mr. Yakabowski
Nays:	0	
Absent:	1	Mr. McLaughlin
Abstain:	0	

CLOSED MEETING

On a motion by Mr. Cebula and passed 6 to 0 with Mr. McLaughlin absent, the Board adopted a resolution to adjourn into closed meeting as follows:

VOTE:

Ayes:	6	Mr. Benton, Mr. Cebula, Mr. Ross, Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	1	Mr. McLaughlin
Abstain:	0	

RESOLUTION NO. 2017-91

To Adjourn into Closed Meeting

WHEREAS, the Spotsylvania County Board of Supervisors desires to adjourn into Closed Meeting 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, specifically regarding the matter of *Zoan Baptist Church v. Spotsylvania County*, U.S. District Court for the Eastern District of Virginia, Case No. 3:17-CV-00475; and

WHEREAS, pursuant to Va. Code Ann. § 2.2-3711(A)(7), such discussions may occur in Closed Meeting.

NOW, THEREFORE, BE IT RESOLVED that the Spotsylvania County Board of Supervisors does hereby authorize discussion of the aforesated matters.

RETURN TO OPEN MEETING AND CERTIFICATION

On a roll call vote, the Board returned to open meeting and adopted the following resolution:

VOTE:

Ayes:	6	Mr. Benton, Mr. Cebula, Mr. Ross, Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	1	Mr. McLaughlin
Abstain:	0	

RESOLUTION NO. 2017-92

Return to Open Meeting

WHEREAS, the Spotsylvania County Board of Supervisors has 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 (D) 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 Spotsylvania County Board of Supervisors hereby returns to open session and certifies, by roll call vote, that to the best of each member's knowledge only public business matters lawfully exempted from the open meeting requirements of the Freedom of Information Act and identified in the motion to go into Closed Meeting were heard, discussed or considered in the Closed Meeting.

On a motion by Mr. Yakabouski and passed 6 to 0 with Mr. McLaughlin absent, the Board authorized the County Administrator Mark Taylor and Deputy County Administrator Mark Cole, independently of each other should only one attend, to participate in mediation on behalf of the County in the matter of Zoan Baptist Church v. County of Spotsylvania, Case No. 3:17-cv-00475 in the Federal District Court for the Eastern District of Virginia, Richmond Division, pursuant to the parameters discussed in closed session.

ADJOURNMENT

On a motion by Mr. Skinner and passed 6 to 0 with Mr. McLaughlin absent, the Board adjourned its meeting at 8:30 p.m.

VOTE:

Ayes:	6	Mr. Benton, Mr. Cebula, Mr. Ross, Mr. Skinner, Mr. Trampe and Mr. Yakabouski
Nays:	0	
Absent:	1	Mr. McLaughlin
Abstain:	0	

Mark B. Taylor
Clerk to the Board of Supervisors