SPECIAL COUNCIL MEETING MINUTES April 9, 2009

The SPECIAL meeting of the Town Council of the Town of Front Royal, Virginia was held on Thursday, April 9, 2009, in the Town Hall Conference Room commencing at 2 p.m.

PRESENT: Mayor Eugene R. Tewalt
Vice Mayor Bret W. Hrbek
Councilman Thomas H. Sayre
Councilman Carson C. Lauder, Jr.
Councilman Thomas E. Conkey
Councilman N. Shae Parker
Town Manager J. Michael Graham
Town Attorney Thomas R. Robinett
Clerk of Council Jennifer E. Berry

ABSENT: Councilman Chris W. Holloway

(The above listed members represent the full body of Council as authorized in the Town Charter.)

CLOSED MEETING – Consultation with the Town's Attorney

Vice Mayor Hrbek moved that Council convene in a Closed Meeting to confer with the Town's Attorney in the matter of Applebee's, et als v. Town of Front Royal, such discussion being consultation with legal counsel specifically retained by the Council to defend the Town in such pending litigation, and requiring the provision of legal advice by such counsel pursuant to Section 22.2-3711(A)(7) of the Code of Virginia, 1950, as amended.

Vote: Yes – Conkey, Hrbek, Lauder, Parker and Sayre
No – N/A
Abstain – N/A
Absent – Holloway
(Mayor Tewalt did not vote as there was no tie to require his vote)

Vice Mayor Hrbek moved that Council certify that, to the best of each Council member's knowledge as recognized by each Council member's affirmative vote, that only public business matters as were identified in the motion by which the preceding closed session was convened; were heard, discussed or considered during the closed session of the Council; and, that the vote of each individual member be taken by roll call and recorded and included in the minutes of this meeting.

Vote: Yes – Conkey, Hrbek, Lauder, Parker, Sayre and Tewalt
No – N/A
Abstain – N/A
Absent – Holloway
(By Roll Call)

There being no further business, the Mayor declared the meeting adjourned at 4:26 p.m.

APPROVED:

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Jennifer E. Berry, Clerk of Council