

A called meeting of the Council of the City of Bedford, Virginia, was held in the Council Hall of the Municipal Building at 6:00 p.m., September 9, 2004.

Members present: Mayor E. Thomas Messier; Councilwoman Mary L. Flood; Councilman Jeffrey B. Hubbard; Councilman Thomas M. Padgett; Councilman C. G. Stanley, Jr.; Vice Mayor W. D. Tharp; and Councilman Robert T. Wandrei.

Members absent: None

Staff present: City Manager F. Craig Meadows; City Attorney W. W. Berry, IV; and Deputy Clerk of the Council Debra Anderson.

Mayor Messier called the meeting to order.

The purpose of the meeting was for a closed session pursuant to Section 2.2-3711(a)(7) of the Code of Virginia of 1950, as amended, for consultation with legal counsel regarding legal matters.

Mayor Messier declared that the minutes of a regular Council meeting held on August 24, 2004, were approved as distributed.

Vice Mayor Tharp moved that Council adjourn into closed session pursuant to Section 2.2-3711(a)(7) of the Code of Virginia of 1950, as amended, for consultation with legal counsel and briefing by staff members and consultants pertaining to actual or probable litigation concerning the old landfill and for legal advice concerning issues raised by owners of property adjoining the landfill. The motion was seconded by Councilwoman Flood. The motion was voted upon and carried by the following roll call vote:

Councilwoman Hubbard	aye
Councilwoman Flood	aye
Councilman Padgett	aye
Councilman Stanley	aye
Vice Mayor Tharp	aye
Councilman Wandrei	aye
Mayor Messier	aye

Council adjourned into closed session at 6:05 p.m. The following non-council members attended: City Manager Meadows, City Attorney Berry, Director of Public Works Gibson, Kevin Dellis, John Burke, and John Daniel.

Council reconvened into open session at 7:45 p.m.

The Deputy Clerk of Council read aloud the following resolution:

BE IT RESOLVED that the Council of the City of Bedford hereby certifies that (1) only public business matters lawfully exempted from

open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (2) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Council.

On motion by Vice Mayor Tharp, seconded by Councilman Padgett, voted upon and carried by a roll call vote, Council adopted the resolution. Roll call vote follows:

Councilwoman Flood	aye
Councilman Padgett	aye
Councilman Stanley	aye
Vice Mayor Tharp	aye
Councilman Wandrei	aye
Councilman Hubbard	aye
Mayor Messier	aye

Councilman Wandrei moved that the staff be directed to continue the investigation of providing a public water supply to residents impacted by contamination from the closed landfill; the investigation should include communication with the Public Service Authority. The motion was seconded by Councilman Tharp, was voted upon and carried unanimously.

Mayor Messier adjourned the meeting at 7:50 p.m.