

**MINUTES OF SPECIAL MEETING  
OF THE NEWPORT NEWS CITY COUNCIL  
HELD IN THE 10<sup>TH</sup> FLOOR CONFERENCE ROOM  
2400 WASHINGTON AVENUE  
January 27, 2009  
5:13 P.M.**

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PRESENT: Joseph C. Whitaker; Dr. Patricia P. Woodbury; Herbert H. Bateman, Jr.; Joe S. Frank; Madeline McMillan; Sharon P. Scott; and Tina L. Vick-----7

ABSENT: None-----0

OTHERS PRESENT: Stuart E. Katz; Mabel Washington Jenkins; Allen Jackson; Nicole Montalto; David Gossett; Alan Archer; Cynthia Rohlf; Lottie Vincent and Jennifer Walker

After ascertaining that proper meeting notice had been provided to each member of City Council, Mayor Frank called the meeting to order and stated the meeting was being held for the following purpose:

(1) To call a closed meeting pursuant to Section 2.2-3711(A) of the Code of Virginia, 1950, as amended, subsection: (7) consultation with legal counsel by staff members pertaining to actual litigation requiring the provisions of legal advice by counsel, where such consultation or briefing in an open meeting would adversely affect the negotiating posture of the public body.

Councilman Bateman moved for a closed meeting under sections and reasons cited above; seconded by Vice Mayor Whitaker.

Vote on Roll Call:

Ayes: Whitaker, Woodbury, Bateman, Frank, Scott, Vick

Nays: None

Absent During Vote: McMillan

(Closed Session 5:15 p.m. – 5:35 p.m.)

After reconvening in open session, Vice Mayor Whitaker moved to certify that to the best of each member's knowledge (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act, and (2) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the closed meeting by the Council. Motion seconded by Councilman Bateman.

Vote on Roll Call:

Ayes: Whitaker, Woodbury, Bateman, Frank, McMillan, Scott, Vick

Nays: None

THERE BEING NO FURTHER BUSINESS,

ON MOTION, COUNCIL ADJOURNED AT 5:35 P.M.

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Minutes of Special Meeting  
January 27, 2009

Mabel Washington Jenkins, CMC  
City Clerk

Joe S. Frank  
Mayor  
Presiding Officer

A true copy, teste:

City Clerk