

CEMETERY BOARD
MINUTES OF MEETING

October 28, 2003

The Cemetery Board held an emergency telephone conference meeting on Tuesday, October 28, 2003. The following Board members were present:

Kenneth R. Bell, Chairman
Carol W. Black
Mike Doherty
David Mark Farris, II
Marcietta S Glenn
Randy Minter

Board member not present for the meeting included

Anton Stelly

DPOR staff present for all or part of the meeting included:

Louise Fontaine Ware, Director
Sandra Whitley Ryals, Chief Deputy Director
Mary Broz, Communications Director
Christine Martine, Executive Director
Wayne Mozingo, Assistant Director
Herbert Nichols, Investigator
Wayne Brown, Chief Investigator
Camille C Palmer, Administrative Assistant

Also in attendance were:

James G. Vacalis, City of Suffolk, Assistant City Manager
Eric Neilson, City of Suffolk, Director, Public Works
Helvi Holland, City of Suffolk, Assistant City Attorney
David Freeman, City of Suffolk, Director, Neighborhood Dev.
Christine Leslie, City of Suffolk, Director of Finance

Also in attendance were.

William Diamond, Office of the Attorney General
Ellen Coates, Office of the Attorney General

Chairman Bell called the meeting to order at 2:00 p.m.

A determination of quorum was made by roll call. Board members verbally stating present were: Ms. Black, Ms. Glenn, Mr. Doherty, Mr. Bell, Mr Minter, and Mr Farris

Roll Call

In the matter of **File Number 2004-01661, Carver Memorial Park Cemetery, Inc.**, a motion was made by Mr. Bell and seconded by Mr. Doherty that the Cemetery Board meet on an emergency basis to discuss a possible receivership in accordance with § 54 1-2313 E of the Code of Virginia. Members acknowledged hearing and understanding the certification of the meeting by stating **“AYE.”** Roll call “ayes” were recorded as follows: Ms. Black, Ms. Glenn, Mr. Doherty, Mr. Bell, Mr Minter, and Mr. Farris.

Certification of the Meeting

Mr. Nichols gave an overview of the case.

At 2 21 p m , Ms. Glenn recused herself from the meeting Ms. Glenn stated there was a conflict of interest because she has family buried in the cemetery.

In the matter of **File Number 2004-01661, Carver Memorial Park Cemetery, Inc.**, a motion was made by Mr. Bell and seconded by Mr. Doherty that the Cemetery Board ratify the Consent Order in file number 2004-01661 finding a violation of the Board’s 2000 regulations 18 VAC 47-20-20 and 18 VAC 47-20-160 and imposing a sanction of revocation of the cemetery company license for Carver Memorial Park Cemetery, Inc The cemetery company further agrees to relinquish control over the cemetery’s perpetual care trust fund and agrees that said trust fund shall be administered according to law Members acknowledged hearing and understanding the motion by stating **“AYE.”** Roll call “ayes” were recorded as follows. Mr. Bell, Mr. Doherty, Ms. Black, Mr Minter, and Mr. Farris.

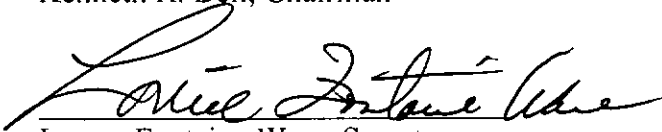
Ratification of Consent Order File Number 2004-01661 Carver Memorial Park Cemetery, Inc.

At 3:00 p.m., a motion was made by Mr. Bell and seconded by Mr. Farris to **adjourn** the meeting. Members acknowledged hearing and understanding the motion by stating **“AYE.”** Roll call “ayes” were recorded as follows. Mr. Bell, Mr. Farris, Mr Doherty, Ms Black, and Mr. Minter.

Adjournment



Kenneth R. Bell, Chairman



Louise Fontaine Ware, Secretary

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Custodian of the Record