

06-13-00 Minutes

A regular meeting of the Council of the City of Bedford, Virginia, was held in the Council Hall of the Municipal Building at 7:30 p.m., June 13, 2000.

Members present: Mayor G. Michael Shelton; Councilman H. Davis Ballard; Councilman Larry D. Brookshier; Councilwoman Mary L. Flood; Vice Mayor E. Thomas Messier; Councilman Ronnie C. Rice

Members absent: Councilman Robert T. Wandrei.

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

Mayor Shelton opened the meeting and led all present in saying the Pledge of Allegiance to the Flag.

Mayor Shelton welcomed members of Boy Scout Troop 396.

Mayor Shelton declared that the minutes of the May 23, 2000, regular Council meeting and the minutes of the June 1, 2000, called Council meeting were approved as distributed.

The City Manager reported on the following:

- items given to the Council: Bedford Community Health Foundation report; letter regarding the TransDominion Express; City Manager Report consisting of highlights of issues/items addressed since the last Council meeting and meetings attended by the City Manager
- the City will conduct a public auction of surplus equipment on Saturday, June 17 at 9:00 a.m. at the Public Works Facility on Orange Street
- the paving schedule is proceeding nicely
- due to a trash problem along Longwood Avenue, the City will investigate installing several trash receptacles
- efficiency improvements: upgrading the City's telephone system within the next month; all City employees will be paid bi-weekly, effective July 1
- update on tourism: currently in the process of reviewing and compiling information regarding potential sites for a visitor's center; a meeting of City and County staff members, Barbara Ring of the Bedford Area Chamber of Commerce, and John Watt from the Tourism Corporation, is scheduled on

June 28 to lay out a strategy for a possible marketing study and to develop a sample job description for a tourism director

Councilman Ballard asked if residents of the Ashland Avenue and College Street area could have access to Bedford Avenue during the time of the College Street project and the ball tournament being held at the County Recreation Department.

Mr. Andy Dooley, Bedford County Director of Parks & Recreation, stated access to the area could be worked out.

Mayor Shelton reminded Council to complete the evaluation form for the City Attorney.

Mayor Shelton stated that the organizational meeting for Council will be held on July 1 at 9:00 a.m.

Mayor Shelton brought to Council's attention a memorandum from him regarding the long-range planning process. The Mayor recommended that the entire City Council be established as the long-range planning committee and each of the standing/special committees would then take up issues and concerns as directed by the Council. The Mayor suggested that Council hold a planning retreat for the purpose of prioritizing the long-range issues. There were no objections to the Mayor's suggestions.

On motion by Councilman Brookshier, seconded by Vice Mayor Messier, voted upon and carried, the following items were added to the agenda:

Request to Waive Tipping Fees – Habitat for Humanity, Inc.

Closed Session – Evaluation of City Manager, pursuant to the Code of Virginia, of 1950, as amended, Section 2.1-344(a)(1)

The Clerk of Council read aloud the following notice of public hearing:

PUBLIC HEARING NOTICE

Notice is hereby given of a public hearing to be held by the City Planning Commission at 5:30 p.m. on Thursday, June 1, 2000 and by the City Council at 7:30 p.m. on Tuesday, June 13, 2000, at the City Municipal Building, Council Hall, 215 East Main Street for the purpose of:

To consider a conditional use to allow the removal of a press box from Teass field, 780 Bedford Avenue Ext., and replace it with a new press box which will accommodate restrooms, a concession stand and a small conference room. The request is being made by the Bedford County Parks &

Recreation Department, 780 Bedford Avenue Ext.,
Bedford, VA 24523.

Information regarding this conditional use request is on file
in the office of Planning & Community Development.

Anyone who is in favor of or opposed to this request will have an
opportunity to express their view at this hearing.

By the Authority of the Planning Commission
and City Council of the City of Bedford

Mayor Shelton opened the public hearing at 7:49 p.m.

Mr. Andy Dooley, Bedford County Director of Parks & Recreation, urged Council to
approve the conditional use request.

As there were no further comments, Mayor Shelton closed the public hearing at 7:50 p.m.

The Consent Agenda consisted of the following item:

Request to Block Streets for Second Annual Outdoor Show – Bedford
Outdoor Sportsman Association, Inc. The Association is requesting City
Council to block streets for the Second Annual Outdoor Show at the
Bedford City Armory on Saturday, August 26, 2000, and authorize the
closing of Gold Road from East Main to Orange Street from
approximately 7:00 a.m. until 6:00 p.m. (after clean up). This
authorization is subject to the following conditions for implementing
closure:

- The road will only be closed as determined by the City of Bedford
Police Department upon monitoring of the traffic safety, traffic flow
and volume of vehicles located on the Armory site.
- Vehicles requiring parking at the event will first be parked in all
available spots on the Armory property by event personnel on site. As
spaces empty, new coming vehicles will be directed to these on-site
spaces.
- Vehicles may park legally on the east and west shoulders of Gold
Road so as not to impede normal traffic flow on Gold Road.
- The Police Chief may authorize on-street parking on East Main Street
in the right westbound lane, from Gold Road to the upper entryway
into the Armory, as he deems necessary and appropriate.

- If the City Police Officer on site determines that it is necessary to close Gold Road for overflow parking for the event at the Armory, he shall seek authorization of his superior officer for closure and place the appropriate barricades in both ends of the street to stop normal traffic flow. The Bedford Outdoor Sportsman Association shall designate appropriate individuals from their organization to properly park vehicles on this street to allow for quick re-opening of the street as parking dissipates.
- As parking on Gold Road dissipates, the Police Department shall re-open the street for normal traffic flow.
- In the event the Police Department determines that no closure of the street is necessary to meet overflow conditions at the Armory, no other individual is authorized to effect any closure of this street to the contrary.

On motion by Vice Mayor Messier, seconded by Councilman Ballard, voted upon and carried, the Consent Agenda was adopted.

Mayor Shelton stated the City Planning Commission recommends that Council approve the conditional use request for removal of a press box from Teass field and the reconstruction of a new press box.

Councilman Rice moved that Council approve the conditional use request of the Bedford County Parks & Recreation Department. The motion was seconded by Councilman Ballard, voted upon and carried.

On motion by Councilman Rice, seconded by Councilman Ballard, voted upon and carried by a roll call vote, Council adopted a resolution in honor of the late Russell J. Otey. Roll call vote follows:

Councilman Ballard	aye
Councilman Brookshier	aye
Councilwoman Flood	aye
Vice Mayor Messier	aye
Councilman Rice	aye
Councilman Wandrei	absent
Mayor Shelton	aye

The resolution follows as adopted:

RESOLUTION OF HONOR

TO MEMORIALIZE THE CONTRIBUTIONS TO THE BEDFORD COMMUNITY BY

RUSSELL JACOB OTEY

WHEREAS, certain citizens in communities make significant personal and professional contributions of their talents, time, leadership and energies to improving the quality of life for the enjoyment of all other citizens; and

WHEREAS, Bedford, Virginia has particularly been enriched and improved by the contributions of such citizens for many years; and

WHEREAS, Mr. Russell Jacob Otey, who died at the age of 77 on May 20, 2000, exemplified the qualities of a strong community leader through his service in many capacities to the City of Bedford, the County of Bedford, the Commonwealth of Virginia and the United States; and

WHEREAS, Mr. Otey served as a career educator and administrator in the Bedford County Public School System and the Lynchburg City Public School System for over 25 years, thereby affecting the lives of thousands of young people in our area; and

WHEREAS, Mr. Otey was a veteran of World War II, serving in the United States Army Air Corps; and

WHEREAS, Mr. Otey was a member and former Chairman of the Bedford County Memorial Hospital Board of Directors, was an active member and former Deacon of Washington Street Baptist Church, served as a member of the Board of Directors of the Bedford Chamber of Commerce, served as Vice-Chairman of the Central Virginia Planning District Commission from 1972 to 1974, and served the Commonwealth of Virginia as a gubernatorial appointee to the State Equal Opportunity Committee. As a result of his significant involvement in numerous community, civic and government affairs, Mr. Otey was named to the Marquis Who's Who of the South and Southwest in 1976; and

WHEREAS, Mr. Otey was duly elected by the citizens to two terms on the Bedford City Council from 1972 to 1980 and served as the Mayor from 1978 to 1980, and is considered to be a gentleman of unique character and dignity with the strength and courage of his convictions.

Many remember his deep commitment to the Office of Mayor and his openness to all citizens of the community and employees of the City. Mr. Otey left a legacy of professionalism and decorum as Mayor of the City of Bedford through his fair-mindedness and gentlemanly manner.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Bedford, Virginia does hereby posthumously honor the significant contributions and achievements of Russell Jacob Otey, in recognition of his lifelong service to the greater Bedford community, the Commonwealth of Virginia and the United States, and in recognition of the need for everyone to give of themselves in the manner set forth by this solid citizen and gentleman leader of Bedford, Virginia. This resolution upon its adoption shall be appropriately delivered to the wife of Mr. Otey.

On motion by Councilman Ballard, seconded by Councilwoman Flood, voted upon and carried, Council waived the reading of the proposed ordinance readopting and reenacting code provisions dealing with traffic laws.

On motion by Vice Mayor Messier, seconded by Councilman Ballard, voted upon and carried by a roll call vote, Council adopted the ordinance dealing with traffic laws. Roll call vote follows:

Councilman Brookshier	aye
Councilwoman Flood	aye
Vice Mayor Messier	aye
Councilman Rice	aye
Councilman Wandrei	absent
Councilman Ballard	aye
Mayor Shelton	aye

The ordinance follows as adopted:

**AN ORDINANCE TO READOPT AND REENACT
SECTION 13.2 OF THE CITY CODE
INCORPORATING BY REFERENCE CURRENT PROVISIONS
OF THE CODE OF VIRGINIA DEALING WITH TRAFFIC LAWS
AND MOTOR VEHICLE OPERATION**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
BEDFORD, VIRGINIA:**

Section 1. Sec. 13-2 of the City Code is hereby readopted and re-enacted as follows:

Pursuant to the authority of Section 46.2-1313 of the Code of Virginia, the provisions and requirements of the laws of the Commonwealth of Virginia

contained in Title 46.2 in Article 9 (Sec. 16.1-278 et seq) of Chapter 11 of Title 16.1, and in Article 2 (Sec. 18.2-266 et seq) of Chapter 7 of Title 18.2, of the Code of Virginia, except those provisions and requirements the violation of which constitute a felony, and except those provisions and requirements which by their very nature can have no application to or within the City, are hereby adopted and incorporated herein by reference and made applicable within the City. References to "Highways of the State" contained in such provisions and requirements hereby adopted, shall be deemed to refer to streets, highways and other public ways within the City. Such provisions and requirements are hereby adopted, mutatis mutandis, and made a part of this Chapter as fully as those set forth at length herein, and it shall be unlawful for any person, within the City, to violate or fail, neglect or refuse to comply with any provision of Title 46.2 or of Article 9 of Chapter 11 of Title 16.1 or of Article 2 of Chapter 7 of Title 18.2 of the Code of Virginia, which are adopted by this Section; provided, that in no event shall the penalty imposed for the violation of any provision or requirement hereby adopted exceed the penalty imposed for a similar offense under such titles of the Code of Virginia.

Section 2. This Ordinance shall become effective upon publication one time, immediately following its passage, in some newspaper published in the City or upon posting at three or more public places in the City for one week, as required by Section 19 of the City Charter.

On motion by Councilman Ballard, seconded by Councilwoman Flood, voted upon and carried, Council approved the request of Bedford Habitat for Humanity, Inc., that the City waive tipping fees for refuse generated by the removal of an old house at 408 West Main Street, Bedford.

On motion by Councilman Ballard, seconded by Vice Mayor Messier, voted upon and carried by a roll call vote, Council adjourned into closed session pursuant to the Code of Virginia, 1950, as amended, Section 2.1-344(a)(1) for evaluation of the City Manager. Roll call vote follows:

Councilwoman Flood	aye
Vice Mayor Messier	aye
Councilman Rice	aye
Councilman Wandrei	absent
Councilman Ballard	aye
Councilman Brookshier	aye
Mayor Shelton	aye

Council convened into closed session at 7:59 p.m. Non-council members attending:
Council member elect Tom Padgett.

Council reconvened into open session at 8:14 p.m.

The Clerk of Council read aloud the following proposed 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.

Vice Mayor Messier moved that the resolution be adopted. The motion was seconded by Councilman Ballard, voted upon and carried by the following roll call vote:

Vice Mayor Messier	aye
Councilman Rice	aye
Councilman Wandrei	absent
Councilman Ballard	aye
Councilman Brookshier	aye
Councilwoman Flood	aye
Mayor Shelton	aye

Mayor Shelton adjourned the meeting at 8:15 p.m.