

09-12-2000 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., September 12, 2000.

Members present: Mayor G. Michael Shelton; Councilman Larry D. Brookshier; Councilwoman Mary L. Flood; Vice Mayor E. Thomas Messier; Councilman Thomas M. Padgett; Councilman 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 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 declared that the minutes of the August 8, 2000, regular Council meeting were approved as distributed.

The City Manager spoke regarding the following items:

- reminded Council of the Planning Retreat to be held on September 15 at 8:30 a.m. at Olde Liberty Station. The purpose of the meeting is to discuss long-range planning issues and goals.
- Virginia Municipal League Annual Conference will be in Arlington on October 22-24. Any members of Council planning to attend the Conference should notify the City Manager's Office by September 15.
- Council had received copies of the following: a financial report in a new format; an article regarding electric deregulation; and a newspaper article regarding Lt. Tony Sullivan. The City Manager commended Lt. Sullivan for the excellent job he did in talking a man out of committing suicide.

On behalf of Council, Mayor Shelton extended thanks to Lt. Sullivan for his hard work in a trying and difficult situation.

Councilman Tharp, Chairman of the Street Committee, stated that Council needs to name two streets to be in compliance with the 911 regulations. The streets are: from Burks Hill Road to the Bedford Elementary School and the cutoff that goes to the National D-Day Memorial. Councilman Tharp encouraged any community comments regarding naming the streets.

Mayor Shelton referred this matter to the Street Committee for consideration and recommendations to Council.

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

PUBLIC HEARING NOTICE

Conveyance of Bedford Center for Business

Property to the Joint Industrial Development

Authority of the City of Bedford

And Bedford County

Notice is hereby given of a public hearing pursuant to the Code of Virginia Section 15.2-1800 to be held by the City Council of the City of Bedford on Tuesday, September 12, 2000, at 7:30 p.m. for the purpose of considering the conveyance by the City of Bedford to the Joint Industrial Development Authority of the City of Bedford and Bedford County of 90.322 acres of land, together with the improvements thereon, more fully described on a plat of survey entitled "Bedford Center for Business..." prepared by Donnie W. Slusher, land surveyor, dated January 25, 1999 and recorded in the Clerk's Office of the Circuit Court of Bedford County in Plat Book No. 38, at page 52.

The proposed conveyance is to be made pursuant to a Joint Economic Development and Growth Sharing Agreement between Bedford County and the City of Bedford dated February 9, 1998.

Anyone so desiring will have an opportunity to express his or her views at the hearing.

By Authority of the City Council

of the City of Bedford

Mayor Shelton opened the public hearing at 7:46 p.m.

As there were no comments, the Mayor closed the public hearing at 7:47 p.m.

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

PUBLIC HEARING NOTICE

Vacation of portions of plat and streets

Within the City of Bedford

Pursuant to Section 15.2-2272

Notice is hereby given of a public hearing to be held by the City Council of the City of Bedford on Tuesday, September 12, 2000, at 7:30 p.m., for the purpose of considering the request of Allan F. Persinger, contract purchaser of the interest of Georgia Chryssikos Witt, Lewis J. Chryssikos, and Nell K. Chryssikos, to adopt an ordinance pursuant to Section 15.2-2272 of the Code of Virginia, 1950 as amended, vacating portions of that certain plat entitled "Map of Bedford Court," dated September, 1927, made by S.S. Lynn, being of record in the Clerk's office of the Circuit Court of Bedford County, Virginia, in Plat Book 153, at page 222, including specifically Maiden Lane, a two foot strip west of Maiden Lane, and all interior lot lines of Lots 19-40, Section C.

The purpose of the proposed ordinance is to vacate the street shown on said Plat as Maiden Lane and to combine Maiden Lane and an adjoining strip of land to the west and Lots 19-40, Section C into two tracts, all lying on the west side of Independence Boulevard.

Information regarding this request is on file in the Office of Planning & Community Development.

Anyone who is in favor of or opposed to the request will have an opportunity to express his or her views at this hearing.

By authority of the City Council

and the City of Bedford.

Mayor Shelton opened the public hearing at 7:50 p.m.

Mr. Robert Bush, operator of Bob & Cheryl's Rainbow Drive-In, spoke in opposition to the vacation of Maiden Lane. Mr. Bush stated there would be a problem with receiving deliveries to the restaurant if the vacation is approved.

Mr. A. J. "Rick" DeSimone, former owner of property sold to Al Persinger and Mr. & Mrs. Bush, spoke against vacating Maiden Lane. Mr. DeSimone also spoke regarding the delivery problem that would occur at the Rainbow Drive-In if the vacation were approved.

Mr. David Thomas, Shady Knoll Avenue, and owner of Lots 11, 12, 13 spoke in opposition to the vacation.

Mayor Shelton stated that prior to this public hearing, Mr. DeSimone presented a petition to Council from some of the property owners on Shady Knoll Avenue in opposition to the vacation.

Mr. Hugh Bond, realtor representing Georgia Witt, Nell Chryssikos, and Lewis Chryssikos, spoke regarding the vacation, reading aloud from information prepared for Jimmy Chryssikos in 1975 by Attorney William W. Berry, IV. Mr. Berry was not City Attorney in 1975. Mr. Bond stated that according to the Bedford Court Corporation papers, the owners have the right to abolish and they keep fee simple interest in the property. Mr. Bond asked for approval of this request.

Mr. Al Persinger asked that the plat be abandoned and that the street be vacated – 30 ft street that runs the western length of the property.

As there were no further comments, Mayor Shelton closed the public hearing at 8:11 p.m.

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

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, September 7, 2000, and by the City Council at 7:30 p.m. on Tuesday, September 12, 2000, at the City Municipal Building, Council Hall, 215 East Main Street for the purpose of:

To consider a conditional use request to allow automotive repair, automotive body and fender repair, and electrical apparatus repair service in a B-2, General Business District. The request is being made by Billy D. Parks, 1064 Poodle Drive, Bedford, VA 24523.

Information regarding this 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 8:14 p.m.

Mr. Carl Boggess, Attorney representing Billy D. Parks, owner, and Butch Wheeler, who would like to lease the upstairs of this building spoke regarding the conditional use request . Mr. Boggess explained the work that Mr. Wheeler will be doing. Mr. Boggess stated that the square footage of the service area will be approximately 600 square feet.

Mayor Shelton closed the public hearing at 8:18 p.m.

On motion by Councilman Tharp, seconded by Vice Mayor Messier, voted upon and carried unanimously, Council waived the reading of the proposed ordinance authorizing conveyance of Bedford Center for Business property to the Joint Industrial Development Authority as the ordinance had been properly posted in accordance with the provisions of Section 2-30 of the City Code.

On motion by Vice Mayor Messier, seconded by Councilman Wandrei, voted upon and carried unanimously by a roll call vote, the ordinance was adopted. Roll call vote follows:

Councilman Brookshier	aye
Councilwoman Flood	aye
Vice Mayor Messier	aye
Councilman Padgett	aye
Councilman Tharp	aye
Councilman Wandrei	aye
Mayor Shelton	aye

The ordinance follows as adopted:

**AN ORDINANCE AUTHORIZING THE CONVEYANCE OF 90.322
ACRES OF LAND, TOGETHER WITH THE IMPROVEMENTS
THEREON, MORE FULLY DESCRIBED ON A PLAT OF SURVEY
ENTITLED "THE BEDFORD CENTER FOR BUSINESS . . .," TO
THE JOINT INDUSTRIAL AUTHORITY OF THE CITY OF
BEDFORD AND BEDFORD COUNTY**

WHEREAS, the City of Bedford has acquired fee simple title to certain properties located on the east side of Independence Boulevard, containing 90.322 acres as shown on a plat of survey entitled, "Bedford Center for Business . . ." prepared by Donnie W. Slusher, Land Surveyor, dated January 25, 1999, and recorded in the Clerk's Office of the Circuit Court of Bedford County in Plat Book No. 38, at page 52; and

WHEREAS, pursuant to a Joint Economic Development and Growth Sharing Agreement between Bedford County and the City of Bedford dated February 9, 1998, the City of Bedford agreed to convey to the Joint Industrial Development Authority created by the jurisdictions title to the said lands, which have been acquired by the City with funds contributed equally by the City and by the County; and

WHEREAS, the proposed conveyance includes fee simple title to 7.9191 acres shown as Tract No. 1 on a Survey made by Donnie W. Slusher, dated September 29, 1999, upon which a building and other improvements have been constructed pursuant to a "Temporary Courthouse Participation Agreement" dated November 9, 1999, and the parties contemplate that the real estate described as Tract No. 1 on said plat will be conveyed subject to provisions of that agreement; and

WHEREAS, the City Council has held a public hearing at its regularly scheduled meeting on September 12, 2000 after public notice of the said hearing was advertised once in the Bedford Bulletin at least seven days prior to the hearing; and

WHEREAS, the proposed deed has been approved by the City Attorney, and the City Council desires by this Ordinance to approve the proposed conveyance;

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

Section 1. The City Council deems it to be in the best interests of the City to convey the 90.322 acre tract described hereinabove to the Joint Industrial Development Authority of the City of Bedford and Bedford County, subject to the provisions of the "Temporary Courthouse Participation Agreement" dated November 9, 1999.

Section 2. The Mayor and the City Clerk are hereby authorized to execute and deliver the proposed deed conveying the fee simple title.

Section 3. This Ordinance shall take effect immediately.

On motion by Councilman Tharp, seconded by Councilman Brookshier, voted upon and carried, Council waived the reading of the proposed ordinance vacating portions of a plat entitled "Map of Bedford Court," as the ordinance had been properly posted in accordance with the provisions of Section 2-30 of the City Code.

Councilman Wandrei abstained from participating in discussion and voting on the request to vacate portions of a plat entitled "Map of Bedford Court."

Councilman Padgett moved that Council adopt the ordinance vacating portions of a plat entitled "Map of Bedford Court" including specifically Maiden Lane, a two-foot strip west of Maiden Lane and all interior lot lines of Lots 19-20, Section C.

The motion died for lack of a second.

Mayor Shelton stated the vacation was not approved, as there was no action taken on the vacation as requested and brought forward to Council.

Mr. Bart Warner, Director of Planning & Community Development, asked that his memorandum dated September 12, 2000, regarding the Billy D. Parks Conditional Use Request be entered into the record as part of the minutes of this meeting.

The memorandum follows:

MEMORANDUM

TO: Mayor Shelton

Members of City Council

FROM: Bart Warner, Planning Director

DATE: September 12, 2000

RE: Billy D. Parks Conditional Use Request

At its meeting this evening, the City Council will consider an application by Billy D. Parks for a conditional use permit for an automobile, bus, and truck mechanical and body repair garage on his property at 410 Crenshaw Street. The City Council provided for the consideration of such uses as a conditional use in an ordinance enacted on August 8, 2000.

Under the City of Bedford Land Development Regulations, a Zoning Permit is required for a change of use of property. In this case, a "Conditional Use Permit" would be the particular form that the Zoning Permit would take, if approved. At its regular meeting on September 7, 2000 the Planning Commission recommended approval of Mr. Parks' request for a conditional use permit with ten conditions. This approval and the conditions associated therewith are included in my memo to you dated September 8, 2000.

In considering this matter, I believe that the issues can essentially be grouped into four categories: site, parking, landscaping, and administrative issues. Furthermore, you should be fully apprised of all applicable regulations that will be germane to this application by virtue of the Land Development Regulations and the recommendation that has been offered by the Planning Commission. With this memo, I will attempt to advise you of these regulations in a full and concise manner.

With regard to **site issues**, of which there are three, the Land Development Regulations as amended on August 8, 2000 provide clear direction. All operations shall be conducted within a building which shall not have an opening within 100 feet of a residential district other than a stationary window. No storage or placing of any parts or waste material will be allowed outside the building. All vehicles outside the building must be in operating condition at all times.

There are several issues related to **parking**, most of which are regulated by the Land Development Regulations in their form prior to August 8, 2000. Under Section 702.02 of the ordinance, there must be one parking place for each 200 square feet of floor area used for repair and one parking space for each regular employee. According to Mr. Parks' attorney, Mr. Carl Boggess, the area to be used for repair is approximately 800 square feet, and there will be 1 employee present. Therefore, at a minimum, 5 spaces will be required on site. Each parking space must be 9 feet wide by 18 feet long, and access aisles between spaces must be at least 12 feet

wide. Where there are 5 or more required parking places interior landscaping of parking areas is required. One shade tree is required for every 12 parking spaces. If the parking lot fronts on a street, then street trees must be planted. An additional row of low shrubs is also required between the street and the parking lot consisting of at least one low shrub for every 5 feet of street frontage. In addition, all lighting must be reflected away from adjacent properties, and the parking area must be adequately drained in accordance with City requirements.

The Land Development Regulations as amended on August 8, 2000 require the parking areas to be landscaped in accordance with Section 705 of the ordinance. In its recommendation the Planning Commission also stated that all drives, parking, and service areas must be paved in asphalt.

Most of the **landscaping issues** involved are also governed by the Land Development Regulations in their form prior to August 8, 2000, some of which are specifically referenced in the amendment made on that date. For example, existing tree cover is to be retained to the greatest extent possible. Existing trees may be used to satisfy landscaping requirements. The property owner is responsible for maintaining all required plantings in good health.

The amendment that was adopted on August 8, 2000 further requires that all service and operation areas, other than customer parking, shall be screened from view from any abutting street in accordance with Section 705.03(c) of the ordinance. This particular section requires vegetative screening at all side and rear yards of at least six feet in height. In addition, under the provisions of the amendment, street trees are required in conjunction with this conditional use.

In its recommendation, the Planning Commission offered additional requirements. The rear yard of the entire lot, the side yard of the entire lot, and all service and operation areas, other than customer parking, shall be screened from view. Such screening shall be at least six feet in height. If vegetative screening is employed, the particular planting must attain a height of six feet within two years of installation. Street trees, which must attain a height of six feet within two years of installation, shall be planted along the entire frontage of the property as a screen. According to the ordinance section dealing with street trees, one shade tree must be planted for every 50 feet of road frontage or one flowering or ornamental tree shall be planted for every 25 feet of street frontage at approximately 25 feet on center.

With regard to **administrative issues**, as part of the Land Development Regulations, even if the conditional use were approved in this particular case, then the petitioner must still obtain a building permit. This is further

buttressed by the recommendation of the Planning Commission (to be discussed further below). In order to obtain a building permit a site plan must be submitted. The site plan is a very comprehensive document, which must include the following items:

- Name of owner
- Name of surveyor or engineer preparing plan
- Tax map and parcel number
- Zoning, together with description of any variances
- Owner, zoning, tax map and parcel number and present use of adjacent parcels
- Departing lot lines, minimum setback lines, yard and building separation requirements
- North point
- Scale
- One datum reference for elevation
- Source of the topography
- Source of the survey
- Sheet number and total number of sheets
- Date of drawing
- Date and description of latest revision
- Vicinity map at a scale of one inch equals 2,000 feet
- Boundary dimensions
- Existing topography for entire site and a minimum of 200 feet outside the site (unless otherwise approved).
- Location and dimensions of all existing and proposed improvements including buildings and other structures, walkways, fences, walls, trash containers, outdoor lighting, parking lots and other paved areas, loading and service areas, and signs.

- One hundred year flood plain limits
- Location of existing and proposed streets and street rights of way
- Provision and schedule for noise abatement in accordance with VDOT standards
- Utilities and utility easements on and adjacent to the site
- Provision and schedule for control of storm water

In addition to the requirements of the Land Development Regulations, the Planning Commission offered very palpable conditions as part of its recommendation which would assist my office greatly in the administration of this conditional use permit if it is approved. Specifically, a building permit must be obtained for paint and body shop operations as a condition of approval. Detailed site plans and drawings must be submitted with the application for the building permit which meet the requirements of the Land Development Regulations. Landscaping and parking plans must be included. Detailed building layout drawings, specifications and plans must be submitted with dimensions, typical wall construction, paint booth details, electrical details, and mechanical details with the building permit application. Furthermore, the zoning permit is part of the building permit, and neither approval by staff nor use of the property can begin until all conditions are met. The Planning Commission also recommended limiting operating hours from 8:00 AM to 8:00 PM Monday through Friday and from 8:00 AM to 3:00 PM on Saturdays as well as a prohibition on outside signage for this conditional use.

My office has offered to meet with Mr. Parks, his tenant, and Mr. Boggess to discuss and further clarify these matters prior to this evening's meeting. These offers have been declined.

I hope that this memorandum fully captures the breadth and range of regulations that would apply to this specific conditional use request. I will be pleased to respond to any additional questions or concerns that you may have.

APPLICABLE REGULATIONS GERMANE TO BILLY D. PARKS' CONDITIONAL USE REQUEST

Site Requirements

1. All operations must be conducted within a building that shall not have an opening other than a stationary window within 100 feet of a residential district.
2. Parts or waste material cannot be stored or placed outside the building.
3. All vehicles outside the building must be in operating condition at all times.

Parking Requirements

1. There must be one parking space for each 200 square feet of floor area used for repair and one for each regular employee.
 - a. The proposed service area is 800 square feet and there will be one employee present. At a minimum, 5 parking spaces will be required.
 - b. Each parking space must be 9 feet wide by 18 feet long.
 - c. Access aisles between parking spaces must be at least 12 feet wide.
 2. All lighting must be reflected away from adjacent properties.
 3. The parking area must be adequately drained in accordance with City requirements.
 4. All parking areas must be landscaped.
 - a. Where there are 5 or more parking spaces required, then interior landscaping of parking areas is also required. One shade tree is required for every 12 parking spaces.
 - b. If the parking lot fronts on a street, then street trees must be planted. An additional row of low shrubs is also required between the street and the parking lot consisting of at least one low shrub for every 5 feet of street frontage.
1. All drives, parking, and service area must be paved in asphalt.

Landscaping Requirements

1. Existing tree cover is to be retained to the greatest extent possible.
2. Existing trees may be used to satisfy landscaping requirements.
3. The property owner is responsible for maintaining all required plantings in good health.
4. The rear yard of the entire lot, the side yard of the entire lot, and all service and operation areas, other than customer parking, shall be screened from view from any abutting street. Such screening must be at least six feet in height.
 5. If vegetative screening is employed, the particular planting must attain a height of six feet within two years of installation.
6. Street trees, which must attain a height of six feet within two years of installation, must be planted along the entire frontage of the property as a screen. One shade tree must be planted for every 50 feet of road frontage or one flowering or ornamental tree shall be planted for every 25 feet of street frontage at approximately 25 feet on center.

Administrative Requirements

1. A building permit must be obtained for any approved conditional use.
2. A site plan must be submitted in application for the building permit which must include the following items:
 - a. Name of owner
 - b. Name of surveyor or engineer preparing plan
 - c. Tax map and parcel number
 - d. Zoning, together with description of any variances
 - e. Owner, zoning, tax map and parcel number and present use of adjacent parcels
 - f. Departing lot lines, minimum setback lines, yard and building separation requirements
 - g. North point
 - h. Scale

- i. One datum reference for elevation
 - j. Source of the topography
 - k. Source of the survey
 - l. Sheet number and total number of sheets
 - m. Date of drawing
 - n. Date and description of latest revision
 - o. Vicinity map at a scale of one inch equals 2,000 feet
 - p. Boundary dimensions
 - q. Existing topography for entire site and a minimum of 200 feet outside the site (unless otherwise approved)
 - r. Location and dimensions of all existing and proposed improvements including buildings and other structures, walkways, fences, walls, trash containers, outdoor lighting, parking lots and other paved areas, loading and service areas, and signs
 - s. One hundred year flood plain limits
 - t. Location of existing and proposed streets and street rights of way
 - u. Provision and schedule for noise abatement in accordance with VDOT standards
 - v. Utilities and utility easements on and adjacent to the site
 - w. Provision and schedule for control of storm water
3. Detailed site plans and drawings must be submitted with the application for the building permit which meet the requirements of the Land Development Regulations.
4. Landscaping and parking plans must be included. Detailed building layout drawings, specifications and plans must be submitted with dimensions, typical wall construction, paint booth details, electrical details, and mechanical details with the building permit application.

5. The zoning permit (which is the conditional use permit) is part of the building permit, and neither approval by staff nor use of the property can begin until all conditions are met.
6. Operating hours are limited to 8:00 AM to 8:00 PM Monday through Friday and 8:00 AM to 3:00 PM on Saturdays.
7. Outside signage in conjunction with the conditional use is prohibited.

Mr. Warner stated that he recommends approval of the conditional use request with the conditions recommended by the Planning Commission.

The conditions recommended by the Planning Commission follow:

1. All drives, parking, and service areas shall be paved in asphalt.
2. The rear yard of the entire lot, the side yard of the entire lot, and all service and operation areas, other than customer parking, shall be screened from view. Such screening shall be at least six feet in height. If vegetative screening is employed, the particular planting must attain a height of six feet within two years of installation.
3. Street trees, which must attain a height of six feet within two years of installation, shall be planted along the entire frontage of the property as a screen.
4. These trees are to grow to a minimum height of 6' tall and be planted where they will screen from view
5. A building permit must be obtained for paint and body shop operations
6. Detailed site plans and drawings must be submitted with the application for the building permit which meet the requirements of the Land Development Regulations.
7. Detailed building layout drawings, specifications and plans must be submitted with dimensions, typical wall construction, paint booth details, electrical details, and mechanical details with the building permit application.
8. The zoning permit is part of the building permit, and neither approval by staff nor use of the property can begin until all conditions are met.
9. Hours of operation shall be Monday – Friday, 8:00 a.m. – 8:00 p.m.; Saturday, 8:00 a.m. – 3:00 p.m.
10. No outside signage will be allowed.

Councilman Tharp moved that Council grant the conditional use request. The motion was seconded by Councilman Brookshier.

Vice Mayor Messier moved that the following condition be added as an amendment to Councilman Tharp's motion: that the property be vacated after 8:30 p.m., Monday – Friday, and after 3:30 p.m. on Saturdays.

The amendment died for lack of a second.

Discussion ensued.

The motion to grant the conditional use request to allow automotive repair, automotive body and fender repair, and electrical apparatus repair service at 410 Crenshaw Street was then voted upon and carried, six members voting aye, one member voting nay (Wandrei).

Mr. David English, Virginia Department of Transportation (VDOT), stated that VDOT, Bedford County, and Bedford City should have some discussion about future development on Route 460 east of the City in the area of the new super Walmart.

Mr. Jeff Kessler, Transportation Planning Division with VDOT, stated it is important that VDOT, Bedford County and Bedford City possess a unified vision to safely and productively develop this area. Mr. Kessler stated a corridor plan could consider both development and transportation issues. A detailed corridor study would look at existing and potential development along the corridor and would take into consideration existing driveways and crossover locations.

Discussion ensued regarding an entrance to the new super Walmart from Independence Boulevard and Boxwood Terrace, with Walmart and the City funding the street improvements.

There was discussion of the section of Route 460 west of the City in the Woodhaven Drive/Old Turnpike Road area.

Mr. English reported that the Final Allocation Hearing is scheduled for October 5 and suggested that representatives of the City speak at this hearing.

Mr. David Burke, General Manager of Charter Communications gave an update on the cable television system. He indicated that it is Charter's tentative plan to connect the Bedford system to the system in Franklin County.

Discussion ensued.

City Manager Meadows stated that Bedford Habitat for Humanities, Inc., is erecting a house on Cook Street as part of its "Building on Faith 2000" project. The foundation has been completed and Habitat is ready to install the joists and sub-floor. Mr. Meadows indicated that Bedford Habitat is requesting the City to waive fees for temporary electric and water services.

Councilman Tharp moved that Council waive the fees for temporary electric and water services for erecting a house on Cook Street for Bedford Habitat for Humanity, Inc. The motion was seconded by Vice Mayor Messier.

Discussion ensued regarding Council waiving fees for these services.

Councilman Tharp withdrew his motion and Vice Mayor Messier withdrew his second to the motion.

Mayor Shelton tabled this item for further clarification of the request.

City Manager Meadows stated the City has received a copy of the Central Virginia Community Services FY2001 Performance Contract. The staff has reviewed the contract and agrees that it supports the mission of CVCS in providing mental health, retardation, substance abuse, and prevention services within the City.

Vice Mayor Messier moved that Council approve the Central Virginia Community Services FY2001 Performance Contract. The motion was seconded by Councilman Padgett, voted upon and carried unanimously.

The City Manager stated the State Department of Highways has established and administers an Adopt-A-Highway program for State highways. The State encourages cities to mirror that program for streets within municipal limits. The Keep Bedford Beautiful Commission is charged with litter control programs in the City and is willing to administer an Adopt-A-Street program for the City. The Police Department will provide training for groups wishing to Adopt-A-Street, Public Works will supply identification/safety signs for adopted streets, and the KBBC will provide bags, vests, and gloves.

Councilman Wandrei moved that Council authorize establishing an Adopt-A-Street Program to be administered by the KBBC. The motion was seconded by Vice Mayor Messier.

Discussion ensued.

Mayor Shelton suggested the following addition to the motion: approval of applications would be handled at the staff level. Councilman Wandrei, who made the motion, agreed to the additional wording as did Vice Mayor Messier, who seconded the motion.

The motion was then voted upon and carried unanimously.

City Attorney Berry reviewed the steps necessary for moving the municipal election for City Council from May to November.

Discussion ensued.

On motion by Councilman Wandrei, seconded by Councilman Tharp, voted upon and carried unanimously, Council decided to hold a public hearing at the first meeting in October regarding moving the municipal election for City Council from May to November.

Every effort is to be made to inform the citizens of this public hearing.

Mayor Shelton adjourned the meeting at 9:31 p.m. until September 15, 2000, at 8:30 a.m. at the Olde Liberty Station Restaurant for a Long-Range Planning Retreat.