

6-12-01 Minutes Adjourned

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 12, 2001.

Members present: Mayor G. Michael Shelton; Councilman Larry D. Brookshier; Vice Mayor E. Thomas Messier; Councilman Thomas M. Padgett; Councilman W. D. Tharp; and Councilman Robert T. Wandrei.

Members absent: Councilwoman Mary L. Flood.

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 May 18, 2001, adjourned Council meeting were approved as corrected, and the minutes of the May 22, 2001, regular Council meeting were approved as distributed.

City Manager Meadows spoke regarding the following:

- Extended thanks to the city staff for the hard work done last week related to the dedication of the D-Day Memorial
- There are two openings on the City School Board for terms that expire on June 30. One application has been received.
- Members of the city staff will be attending the 2001 Virginia Transportation Program meeting at the Salem Civic Center on July 11. The City's presentation is scheduled for 10:00 a.m.
- He will be attending the Virginia Local Government Manager's Association Conference for several days next week.
- Introduced Nancy Drake, new Director of Tourism for Bedford City and County
- Introduced Barbara Parker, the City's new Human Resources Director, who will begin work on June 25
- Announced that Rosie Jordan has been appointed Director of Finance for the City
- Recognized and congratulated Ms. Jordan for her work which resulted in the City being notified by the Government Finance Officer's Association that the City's Fiscal Year 2000 Comprehensive Annual Financial Report has received the Certificate of Achievement for Excellence in Financial Reporting, which is the highest form of recognition in government accounting and financial reporting. A more formal presentation of this award will be made at a future Council meeting.

- Announced that Police Chief Graham has been promoted to Director of Public Safety and Administration and will continue to oversee the operations of the Police Department and all emergency services operations of the City and will provide assistance to the City Manager with day to day administrative matters and projects.
- Announced that Police Lieutenant Tony Sullivan has been promoted to Captain and will assume more of the day to day operational responsibilities in the Police Department.

Vice Mayor Messier complimented the City Manager, department heads, and City employees for their part in preparing for the D-Day Memorial dedication.

Mayor Shelton stated that approximately 62,000 people have visited the Memorial since the dedication held on June 6. The Mayor expressed appreciation to the volunteers, department heads, staff, Bedford County, and State Police, Game and Inland Fisheries, and Department of Transportation for their part in the D-Day Memorial dedication.

The Mayor stated that the City has received a Certificate of Respect from Bedford, Ohio, commending the City and expressing Bedford, Ohio's respect for the loss this community experienced fifty-seven years ago. The Mayor asked the City Manager to have the certificate appropriately framed for public display.

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

- Closed meeting pursuant to the Code of Virginia of 1950, as amended, Section 2.1-344(a)(7) for consultation with legal counsel and the City Manager regarding litigation.
- Appointment of Member to the Regional Library Board

On motion by Councilman Tharp, seconded by Vice Mayor Messier, voted upon and carried, Mr. Winston W. Burks, III, was reappointed to the Regional Library Board.

Mr. John M. Owen, President of Bedford Main Street, Inc., introduced the new Main Street Program Manager W. Scott Smith.

City Manager Meadows reviewed handouts regarding changes to the proposed budget.

On motion by Vice Mayor Messier, seconded by Councilman Wandrei, voted upon and carried, Council adopted the budget for Fiscal Year 2001-2002.

On motion by Councilman Brookshier, seconded by Councilman Tharp, voted upon and carried, Council waived the reading of the proposed ordinance appropriating funds in the FY 2001-02 budget as the ordinance had been properly posted in accordance with Section 2-30 of the City Code.

On motion by Vice Mayor Messier, seconded by Councilman Tharp, voted upon and carried by a roll call vote, Council adopted the ordinance appropriating funds as set out in the budget for Fiscal Year 2001-2002 and authorized the City Manager to expend the funds in accordance with said budget. Roll Call vote follows:

Councilman Brookshier aye

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

The ordinance follows as adopted:

ORDINANCE

BE IT ORDAINED that the City Council of the City of Bedford, Virginia, hereby directs that the funds as set out in the budget for Fiscal Year 2001-2002 for the City of Bedford are appropriated and set aside to the General Fund, to the Solid Waste Fund, to the Water and Sewer Fund, to the Electric Fund, to the Capital Projects Fund, and to the E911 Fund as shown in said budget, and that the City Manager is authorized to expend the funds in the General Fund, Solid Waste Fund, Water and Sewer Fund, Electric Fund, Capital Projects Fund, and E911 Fund in accordance with said budget and in accordance with prior appropriations.

On motion by Councilman Brookshier, seconded by Councilman Tharp, voted upon and carried, Council waived the reading of the proposed ordinance establishing the real estate tax rate for Fiscal Year 2001-2002 as the ordinance had been properly posted in accordance with Section 2-30 of the City Code.

On motion by Councilman Tharp, seconded by Vice Mayor Messier, voted upon and carried by a roll call vote, Council adopted the ordinance establishing the real estate tax rate for Fiscal Year 2001-2002. Roll Call vote follows:

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

The ordinance follows as adopted:

ORDINANCE

BE IT ORDAINED by the City Council of the City of Bedford, Virginia, that there be, and is hereby levied for the Fiscal Year 2001-2002, a tax rate of \$0.76 per one hundred dollars of assessed valuation on all taxable real estate located in the City, the respective levy hereby ordered being also applicable to the real estate and tangible personal property of public service corporations within the limitations specified by Section 58.1-2606 of the Code of Virginia of 1950, as amended, based upon the assessment thereof fixed by the State Corporation Commission and duly certified.

On motion by Councilman Brookshier, seconded by Councilman Tharp, voted upon and carried, Council waived the reading of the proposed ordinance establishing the personal property tax rate for Calendar Year 2001 as the ordinance had been properly posted in accordance with Section 2-30 of the City Code.

On motion by Councilman Tharp, seconded by Vice Mayor Messier, voted upon and carried by a roll call vote, Council adopted the ordinance establishing the personal property tax rate for Calendar Year 2001. Roll Call vote follows:

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

The ordinance follows as adopted:

ORDINANCE

BE IT ORDAINED by the City Council of the City of Bedford, Virginia, that there be, and is hereby levied, for the calendar year 2001, a tax rate of \$1.80 per one hundred dollars of one hundred per centum (100%) of assessed value on all taxable tangible personal property, including property separately classified in Section 58.1-3503 of the Code of Virginia of 1950, as amended, unless exempted from taxation or subject to a different rate under this ordinance. All

tangible personal property employed in a trade or business other than that described in subdivisions 1 through 16 of Section 58.1-3503 is taxed at a levy of \$1.50 per one hundred dollars of one hundred per centum (100%) of the assessed valuation. Household goods and personal effects as classified in Section 58.1-3504 and horses, mules and other kindred animals, hogs, poultry, grains and other feeds used for the nurture of farm animals, grain and tobacco as such items are classified in Section 58.1-3505 are exempted in whole from tangible personal property taxation. The following items are taxed at a rate of \$1.30 per one hundred dollars of one hundred per centum (100%) of the assessed valuation: (a) cattle, sheep and goats, and farm machinery and farm implements as separately classified in Section 58.1-3505; and (b) machinery and tools as separately classified in Section 58.1-3507; and (c) motor carriers as separately classified in Section 58.1.3506.

The City Manager stated that several requests have been received from Bedford Habitat for Humanity, Inc., asking for waiver of fees for various items related to Habitat. The following requests have been received: the waiving of landfill tipping fees for an old house on Federal Street that must be removed from the property in order to proceed in building another house; request to install a driveway curb cut on Habitat's latest dedicated house located at 501 W. Cook Street, in the amount of approximately \$675.00; and a request that the City waive the hook-up fees for electrical, water and sewer services for a home Habitat is preparing to build at 606 Federal Street.

Mayor Shelton stated it had been requested that these requests be considered individually.

Councilman Padgett moved that Council waive the landfill tipping fees for an old house on Federal Street to be improved and undertaken by the Bedford Habitat for Humanity. The motion was seconded by Vice Mayor Messier.

Discussion ensued regarding establishing a policy/guidelines for who will get the benefit for the wavier of landfill tipping fees.

Mayor Shelton asked that the City Manager and the appropriate Department Heads review this matter and bring to the appropriate Council Committees for review.

The motion was then voted upon and carried.

The request by Bedford Habitat for the City to install a driveway curb cut at 501 W. Cook Street died for lack of a motion.

The request by Bedford Habitat for the City to waive the hookup fees for electric, water and sewer services at 606 Federal Street died for lack of a motion.

On motion by Councilman Tharp, seconded by Councilman Padgett, voted upon and carried by a roll call vote, Council adjourned into closed session pursuant to the Code of Virginia of 1950, as amended, Section 2.1-344(a)(7) for consultation with legal counsel and the City Manager regarding litigation. Roll call vote follows:

Councilman Tharp aye

Councilman Wandrei aye

Councilman Brookshier	aye
Councilwoman Flood	absent
Vice Mayor Messier	aye
Councilman Padgett	aye
Mayor Shelton	aye

Council adjourned into closed session at 8:05 p.m. Non-Council members attending: City Manager Meadows, City Attorney Berry, and Clerk of the Council Hatcher.

Council reconvened into open session at 8:34 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.

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

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

Mayor Shelton reviewed the results of the Democratic Primary.

Mayor Shelton adjourned the meeting at 8:36 p.m.