

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., December 14, 2004.

Members present: Mayor E. Thomas Messier; Councilwoman Mary L. Flood; Councilman Jeffrey B. Hubbard; Councilman Thomas M. Padgett; Councilman C. G. Stanley, Jr.; Vice Mayor 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 Messier opened the meeting and led all present in saying the Pledge of Allegiance to the Flag.

Mayor Messier declared that the minutes of a regular Council meeting held on September 14, 2004, were approved as corrected, and the minutes of a regular Council meeting held on November 23, 2004, were approved as distributed.

City Manager Meadows requested that the following item be added to the agenda:

Closed Session – Discussion of Personnel Matter

The City Manager reported on the following:

- America's Crown Community Award – Bedford Welcome Center

Mayor Messier presented the award for Certificate of Achievement for Excellence in Financial Reporting for the year ended June 30, 2003, to Rosie Jordan, Finance Director.

City Manager Meadows continued his report:

- City calendars will be mailed out the week of December 20
- City offices will be closed for the Christmas holidays on December 23 and 24, and for the New Year's holiday on December 31.
- Statements of Economic Interests are due in the City Manager's Office on December 15.
- Brochure of budget synopsis is available
- closing of West Depot Street at North Bridge Street for work on a building – delayed until Spring because of the weather

Councilman Wandrei stated that the Bedford County 250th Anniversary Committee has invited Council to join the committee for a dutch treat supper on January 10 at 5:00 p.m. at the Liberty Station Restaurant.

Mayor Messier commended the Committee that organized the annual City employee Holiday Dinner.

The Mayor asked about the sidewalk that is blocked on East Main Street and stated it seems that no work is apparently being done on this project.

Mr. Warner, Director of Planning & Community Development, will check into this.

Councilman Stanley, Chairman of the Public Safety Committee, stated the Committee met earlier in the evening and was in closed session for the entire meeting.

It was the consensus of Council to add the following item to the agenda:

Closed Session – Personnel Matter – pursuant to Section 2.2-3711(a)(1) of the Code of Virginia of 1950, as amended

City Manager Meadows stated that the Public Hearing regarding the consideration of a conditional use request by the Wasserman Group, Inc., had been tabled.

Mr. Warner stated the matter was tabled by the Planning Commission due to a procedural issue that needs to be addressed. It is anticipated the request will be brought forward in January.

Mr. Warner stated there are about eight parcels involved in the rezoning request by Old Mill Industries and Mr. & Mrs. Reynolds. Mr. Warner reported that the nature of this rezoning is based on the Central Neighborhood Workplace District, which was adopted and created in October 2002.

Mayor Messier opened the public hearing regarding rezoning of properties owned by Old Mill Industries LLC and property owned by Thomas E. and Roslyn C. Reynolds at 7:42 p.m.

The Public Hearing Notice follows:

PUBLIC HEARING NOTICE

Notice is hereby given of a public hearing to be held by the Planning Commission at 5:30 p.m. on Thursday, December 2, 2004 and by the City Council at 7:30 p.m. on Tuesday, December 14, 2004 at the City Municipal Building, Council Hall, 215 East Main Street for the purpose of:

- Consideration of a conditional use permit request to construct a senior congregate center in the vicinity of Edmund and South streets. The Wasserman Group, Inc. is making the request.

- Consideration of rezoning the properties identified as Tax Parcels 194-6-1, 194-6-1A, 194-6-7, 195-8-2, and 195-8-3 owned by Old Mill Industries LLC and 195-A-36 and 195-A-37 owned by Thomas E. Reynolds, Jr. and

Roslyn C. Reynolds in the vicinity of Grove and Jackson Street from M-1, Manufacturing to CNW, Central Neighborhood Workplace.

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

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

By the Authority of the City Council
Of the City of Bedford

As there were no comments, Mayor Messier closed the public hearing at 7:43 p.m.

Mr. Scott Baker, Extension Agent with the Virginia Cooperative Extension Service, reviewed programs and operations of the Extension Service that are available to City residents.

Mr. John Aldridge, Brown Edwards & Company, presented the FY 2003-04 Audit Report to City Council. Mr. Aldridge stated that State law requires the Audit Report to be presented in a public meeting.

City Manager Meadows stated the Planning Commission met on December 2, 2004, and recommended that Council rezone the properties identified as Tax Parcels 194-6-1, 194-6-1A, 194-6-7, 195-8-2, and 195-8-3 owned by Old Mill Industries LLC and 195-A-36 and 195-A-37 owned by Thomas E. Reynolds, Jr. and Roslyn C. Reynolds in the vicinity of Grove and Jackson Street from M-1, Manufacturing to CNW, Central Neighborhood Workplace. Mr. Meadows indicated that a proposed ordinance regarding the rezoning was posted in accordance with Section 2-30 of the City Code.

On motion by Councilman Wandrei, seconded by Councilman Padgett, voted upon and carried unanimously by a roll call vote, Council adopted the Ordinance rezoning the properties identified as Tax Parcels 194-6-1, 194-6-1A, 194-6-7, 195-8-2, and 195-8-3 owned by Old Mill Industries LLC and 195-A-36 and 195-A-37 owned by Thomas E. Reynolds, Jr. and Roslyn C. Reynolds in the vicinity of Grove and Jackson Street from M-1, Manufacturing to CNW, Central Neighborhood Workplace. Roll call vote follows:

Councilwoman Flood	aye
Councilman Hubbard	aye
Councilman Padgett	aye
Councilman Stanley	aye
Vice Mayor Tharp	aye
Councilman Wandrei	aye
Mayor Messier	aye

The Ordinance follows as adopted:

Ordinance No. 04-21

AN ORDINANCE CHANGING THE ZONING MAPS FOR THE CITY OF BEDFORD BY REZONING FROM M-1 TO CNW PARCELS OWNED BY OLD MILL INDUSTRIES, LLC (TAX PARCELS 194-6-1, 194-6-1A, 194-6-7, 195-8-2, AND 195-8-3) AND THOMAS E. REYNOLDS, JR. AND ROSLYN C. REYNOLDS (TAX PARCELS 195-A-36 AND 195-A-37) LOCATED IN THE VICINITY OF GROVE AND JACKSON STREETS

WHEREAS, the Planning Commission of the City of Bedford held a public hearing and on December 2, 2004 recommended to the City Council of Bedford that it approve a rezoning of parcels hereinafter described; and

WHEREAS, the City Council has held a public hearing after notice was given in the *Bedford Bulletin* once a week for two successive weeks as required by Virginia Code 15.2-2204;

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

Section 1. The Zoning Map of the City of Bedford is amended by rezoning from Manufacturing (M-1) to Central Neighborhood Workplace (CNW) the following described land:

a. Tax Parcel No. 194-6-1, Tax Parcel No. 194-6-1A, Tax Parcel No. 194-6-7, Tax Parcel No. 195-8-2, Tax Parcel No. 195-8-3, Tax Parcel No. 195-A-36, and Tax Parcel No. 195-A-37 in the vicinity of Grove and Jackson streets.

Section 2. This ordinance is effective upon enactment.

City Manager Meadows stated the City recently signed a contract with AEP for the purchase and delivery of wholesale power for the period July 1, 2005, through June 30, 2006. As part of that agreement, the City will begin to be charged a monthly peak demand of \$9.30/kw-month. The Electric Department is proposing to purchase a peaking generator to operate during peak hours to "shave" the peak each month and reduce the demand charge the City will be required to pay.

Mr. Meadows reported that Central Virginia Electric Cooperative, a fellow Blue Ridge Power Agency member, has several used diesel generators that will become available in January. These units have only approximately 1500 hours of operation and an extended five-year warranty. The purchase price for each unit is \$350,000 installed. A new unit

would cost approximately \$650,000 installed. Three units have already been sold to other Blue Ridge members. This purchase would be made as a sole source requisition and would allow the City to quickly proceed with the purchase and installation of this unit. The output rating of this generator is 1825kw. Each month the peak is captured results in reducing the demand charge by approximately \$17,000 per month. The pay back for this investment, including operating expenses, is projected to be less than 30 months.

Mayor Messier stated that the Electric and Finance Committees have already reviewed this item and concurred with the concept.

On motion by Vice Mayor Tharp, seconded by Councilman Padgett, voted upon and carried unanimously by a roll call vote, Council appropriated \$350,000 from the Electric fund reserves to purchase and install the peaking generator. Roll call vote follows:

Councilman Hubbard	aye
Councilman Padgett	aye
Councilman Stanley	aye
Vice Mayor Tharp	aye
Councilman Wandrei	aye
Councilwoman Flood	aye
Mayor Messier	aye

The City Manager stated the Blue Ridge-Southwest Virginia Film Office serves as a viable network for development of film production within the southwestern and far western regions of Virginia. As liaisons between regional governments, residents, corporations and the film industry, the Film Office anticipates rejuvenating and expanding the film production industry in this region, which can increase the economic benefits and improve the cultural climate for this area.

Mr. Meadows reported that the mission of the Film Office is to open communications with film company producers and directors who have utilized this region in the past, as well as contact and open dialogue between their office and new production companies to create an environment of cooperation that will attract television, film, video and commercial production. The Film Office is asking for the privilege of representing and assisting in the promotion of the City of Bedford to the motion picture industry.

On motion by Councilman Wandrei, seconded by Councilman Padgett, voted upon and carried unanimously, Council waived the reading of the proposed resolution regarding the Blue Ridge-Southwest Virginia Film Office.

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

Councilman Padgett	aye
Councilman Stanley	aye
Vice Mayor Tharp	aye
Councilman Wandrei	aye

Councilwoman Flood	aye
Councilman Hubbard	aye
Mayor Messier	aye

The resolution follows as adopted:

RESOLUTION

WHEREAS, The Blue Ridge-Southwest Virginia Film Office was organized on August 3, 2000, for the purpose of recruiting and attracting film production in Southwest Virginia; and

WHEREAS, the production of television, movies and commercials in Southwest Virginia exposes to the rest of the world, the scenic beauty and history of this section of the Commonwealth of Virginia, and serves as an economic boost to the entire region; and

WHEREAS, the Blue Ridge-Southwest Virginia Film Office must receive the endorsement of the localities it represents.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Bedford endorses the Blue Ridge-Southwest Virginia Film Office as the officially sanctioned film office to represent Southwest Virginia; and

BE IT FURTHER RESOLVED that a copy of this Resolution will be forwarded to the Blue Ridge-Southwest Virginia Film Office.

It was the consensus of Council to waive the reading of a proposed resolution canceling the second Council meeting in December.

On motion by Councilman Wandrei, seconded by Councilman Stanley, voted upon and carried unanimously by a roll call vote, Council adopted a resolution canceling the second Council meeting in December. Roll call vote follows:

Councilman Stanley	aye
Vice Mayor Tharp	aye
Councilman Wandrei	aye
Councilwoman Flood	aye
Councilman Hubbard	aye
Councilman Padgett	aye
Mayor Messier	aye

The resolution follows as adopted:

RESOLUTION

WHEREAS, Section 11 of the Charter of the City of Bedford requires that Council shall "fix the time and place of its meeting," and

WHEREAS, the City Code requires in Section 2-3 that meetings shall be on "the second and fourth Tuesday of each month," and

WHEREAS, the second regular Council meeting in December is scheduled for December 28, 2004, which falls during the Christmas Holiday Season;

NOW, THEREFORE, BE IT RESOLVED that the City Council meeting scheduled for December 28, 2004, be and the same hereby are canceled.

Vice Mayor Tharp moved that Council adjourn into closed session pursuant to Section 2.2-3711(a)(1) of the Code of Virginia of 1950, as amended, discussion of personnel matter. Councilman Padgett seconded the motion. The motion was voted upon and carried by the following roll call vote:

Vice Mayor Tharp	aye
Councilman Wandrei	aye
Councilwoman Flood	aye
Councilman Hubbard	aye
Councilman Padgett	aye
Councilman Stanley	aye
Mayor Messier	aye

Council adjourned into closed session at 8:15 p.m.

Council reconvened into open session at 9:00 p.m.

The Clerk of Council read aloud the following 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 Stanley, seconded by Councilman Padgett, voted upon and carried by a roll call vote, Council adopted the resolution. Roll call vote follows:

Councilman Wandrei	aye
Councilwoman Flood	aye
Councilman Hubbard	aye
Councilman Padgett	aye
Vice Mayor Tharp	aye
Councilman Stanley	aye
Mayor Messier	aye

Mayor Messier adjourned the meeting at 9:01 p.m.