

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., July 12, 2005.

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 June 28, 2005, were approved as distributed.

The City Manager reported on the following items:

- A pre-bid meeting was held earlier in the day for bidders interested in the electric department facility – bids due August 3.
- bids for the Belltown Road water line were received earlier in the day
- The City Attorney, Director of Public Works and City Manager will attend a meeting in Richmond on July 13 to discuss the City's amended corrective action plan.
- Pricing the electric bond refunding issue for the electric system – gross savings to the City will be about \$120,000 per year on the refinancing
- Problems have occurred with electric service over the last two weeks due to trees failing or dropping limbs on lines – a more aggressive schedule to address these issues is being developed.
- The “Hollywood in the Hills” movie event is scheduled for July 16 at Bedford Elementary School.
- Region 2000 Regional Commission summer dinner meeting – July 21 in Lynchburg
- The City Manager will be on vacation July 15 – 22.

Vice Mayor Tharp asked about the status of the deer eradication program.

Chief Graham reported that the program has been suspended for the summer. After a brief discussion, the Chief stated he could contact the Game Commission to see if would the Commission would authorize the operation of the program during the summer.

Mayor Messier asked about the Electric Department line maintenance crew. The City Manager stated the crew consists of two employees and one truck with over three

hundred miles of distribution lines and the priority has been to keep the main distribution lines clear.

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, July 7, 2005 and by the City Council at 7:30 p.m. on Tuesday, July 12, 2005 at the City Municipal Building, Council Hall, 215 East Main Street for the following purpose:

- To consider an amendment of Appendix 3 of the Comprehensive Plan (Capital Improvement Program FY 2005-2010).
- To consider information regarding these requests is on file in the office of Planning & Community Development.

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

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

Mayor Messier opened the public hearing regarding an amendment of Appendix 3 of the Comprehensive Plan (Capital Improvement Program FY 2005-2010) at 7:45 p.m.

Director of Planning & Community Development Warner stated the City's Five Year Capital Improvement Plan (CIP) was updated with the approval of the FY 2005-06 budget and the change needs to be reflected in the Comprehensive Plan.

As there were no further comments, the Mayor closed the public hearing at 7:46 p.m.

Mayor Messier opened the public hearing regarding an amendment to the Comprehensive Plan to add Appendix 5: Eastside Neighborhood Master Plan (2005) at 7:46 p.m.

Mr. Warner explained the Master Plan is the result of several months of work with the public to develop.

Mr. Greg Kelly reviewed the proposed Eastside Neighborhood Master Plan.

Mayor Messier closed the public hearing at 7:50 p.m.

City Manager Meadows stated the City's Five Year Capital Improvement Plan (CIP) was updated with the approval of the FY 2005-06 budget and the change needs to be reflected

in the Comprehensive Plan. Mr. Meadows stated the Planning Commission recommends that City Council amend Appendix 3 of the Comprehensive Plan.

Mayor Messier waived the reading of the proposed ordinance amending Appendix 3 of the City of Bedford Comprehensive Plan.

On motion by Vice Mayor Tharp, seconded by Councilman Padgett, voted upon and carried unanimously by a roll call vote, Council adopted the ordinance amending Appendix 3 of the City of Bedford Comprehensive Plan. 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. 05-14

**ORDINANCE OF THE
CITY COUNCIL OF THE CITY OF BEDFORD
AMENDING APPENDIX 3 OF
THE CITY OF BEDFORD COMPREHENSIVE PLAN**

WHEREAS, the City of Bedford, Virginia (the “City”) is a political subdivision of the Commonwealth of Virginia exercising public and essential governmental functions pursuant to the Constitution and laws of the Commonwealth of Virginia;

WHEREAS, the Commonwealth of Virginia requires that local governments adopt and update every five years a comprehensive plan in order to best promote the health, safety, morals, order, convenience, prosperity and general welfare of the inhabitants;

WHEREAS, the City Council of the City of Bedford adopted an updated version of the City of Bedford Comprehensive Plan on January 28, 2003;

WHEREAS, the City’s intent is for the City of Bedford Comprehensive Plan to be an accurate and current representation of the City’s policy at any given time;

WHEREAS, Appendix 3 of the City of Bedford Comprehensive Plan contains the City of Bedford's Five Year Capital Improvement Program;

WHEREAS, the City of Bedford's Five Year Capital Improvement Program has recently been amended to commence concurrent with the fiscal year beginning July 1, 2005; and

WHEREAS, the Planning Commission, at its first regular meeting in the fiscal year beginning July 1, 2005, held a public hearing and recommended amendment of Appendix 3 of the City of Bedford Comprehensive Plan to replace the Capital Improvement Program beginning July 1, 2004 with the one commencing on July 1, 2005,

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Bedford, Virginia that APPENDIX 3 OF THE CITY OF BEDFORD COMPREHENSIVE PLAN be amended.

City Manager Meadows stated that for the past several months, at the direction of the City Planning Commission and City Council, the staff has been developing a master plan for future development of the eastern portion of the City (with specific focus on the Independence Boulevard corridor). Mr. Meadows indicated that public meetings to solicit input were held beginning in November 2004 and recently concluded in June. The City Manager stated that the Planning Commission recommends City Council amend the City of Bedford Comprehensive Plan to include the Eastside Master Plan as Appendix 5 of said document.

Mayor Messier waived the reading of the proposed ordinance amending the City of Bedford Comprehensive Plan to include the Eastside Master Plan as Appendix 5.

On motion by Vice Mayor Tharp, seconded by Councilman Stanley, voted upon and carried unanimously by a roll call vote, Council adopted the ordinance amending the City of Bedford Comprehensive Plan to include the Eastside Master Plan as Appendix 5. 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 ordinance follows as adopted:

Ordinance No. 05-15

**ORDINANCE OF THE CITY COUNCIL
OF THE CITY OF BEDFORD
AMENDING THE CITY OF BEDFORD
COMPREHENSIVE PLAN TO INCLUDE
THE EASTSIDE MASTER PLAN
AS APPENDIX 5 OF SAID DOCUMENT**

WHEREAS, the City of Bedford, Virginia (the “City”) is a political subdivision of the Commonwealth of Virginia exercising public and essential governmental functions pursuant to the Constitution and laws of the Commonwealth of Virginia;

WHEREAS, the Commonwealth of Virginia requires that local governments adopt and update every five years a comprehensive plan in order to best promote the health, safety, morals, order, convenience, prosperity and general welfare of the inhabitants;

WHEREAS, the City Council of the City of Bedford adopted an updated version of the City of Bedford Comprehensive Plan on January 28, 2003;

WHEREAS, the City’s intent is for the City of Bedford Comprehensive Plan to be an accurate and current representation of the City’s policy at any given time; and

WHEREAS, the City of Bedford Planning Commission with the assistance of the City Planning and Community Development Department has prepared the Eastside Master Plan, held public hearings on said plan, and recommended its adoption and inclusion in the City of Bedford Comprehensive Plan,

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Bedford, Virginia, that THE CITY OF BEDFORD COMPREHENSIVE PLAN be amended to include the EASTSIDE MASTER PLAN as APPENDIX 5 of said document.

City Manager Meadows stated the City has received a copy of the Central Virginia Community Services (CVCS) FY 2006 Performance Contract. The Staff has reviewed this performance contract and agrees that it supports the mission of CVCS in providing mental health, retardation, substance abuse, and prevention services with the City.

On motion by Vice Mayor Tharp, seconded by Councilman Padgett, voted upon and carried unanimously by a roll call vote, Council approved the Central Virginia Community Services FY 2006 Performance Contract. 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 City Manager stated that the City’s written position on Equal Opportunity needs to be updated on a regular basis. When approved by City Council, the signed written statement will be posted on the City’s Legal Posting Board in the Municipal Building. Mr. Meadows indicated that the City Attorney had reviewed and approved the proposed updated Equal Opportunity Statement.

On motion by Vice Mayor Tharp, seconded by Councilman Stanley, voted upon and carried unanimously, Council approved the updated Equal Opportunity Statement, which follows as adopted:

**City of Bedford
Equal Opportunity Employer Statement**

The City of Bedford is an Equal Opportunity Employer, and hereby affirms that it is the policy of the City to maintain and promote equal opportunity and diversity for all employees, applicants for employment and contractors in accordance with the relevant federal and State Laws.

The City will not discriminate on the basis of race, religion, color, national origin, sex, age, disability, marital status, veteran status, sexual orientation, ancestry, or citizenship status.

In support of a diverse workforce, decisions as to hiring, promotion and other aspects of the employment relationship will be based solely upon job related qualifications.

The City will not tolerate any kind of harassment of employees or retaliation against an employee who brings a complaint forward. Allegations of harassment will be taken seriously, promptly investigated, and appropriate action taken depending on the severity of the situation.

Councilman Padgett moved that Council adjourn into closed session pursuant to Section 2.2-3711(a)(7) of the Code of Virginia of 1950, as amended, for consultant with legal counsel. Councilman Stanley seconded the motion. The motion was voted upon and carried by the following roll call vote:

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

Council adjourned into closed session at 7:56 p.m. The following non-council members attended: City Manager Meadows, City Attorney Berry, and Public Works Director Gibson.

Council reconvened into open session at 8:35 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:

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

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