

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., April 25, 2006.

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 Charles P. Kolakowski; 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 April 11, 2006, were approved as distributed.

City Manager Kolakowski reported on the following:

- Hunter's Retreat and Keep Bedford Beautiful Commission Cleanup are scheduled for the upcoming weekend
- Employee Appreciation Luncheon, April 27, 11:30 a.m. at Liberty Lake Park
- Community Warning Siren System - emergency alarm test – April 28, 2006, at 1:00 p.m. – Chief of Police Graham stated the old fire siren has been replaced through Homeland Defense Funds.

Councilman Wandrei announced there will be a *Gallery Walk* sponsored by Bedford Main Street on April 28 from 5:30 p.m. until 8:00 p.m.

Vice Mayor Tharp stated that Ms. Peggy Bias, Director, Bedford Public Library System, has been chosen the Virginia State Library Director of the Year.

Mayor Messier reminded members of Council that the meeting would be adjourned until May 5 at 8:00 a.m. at the Bedford Welcome Center for a City Council budget retreat.

Mr. Warner, Director of Planning & Community Development, explained that the Special Corridor Overlay District was adopted as a tool for preserving the level of service for traffic on existing roads and discouraging congestion. Mr. Warner stated it is recommended that this district be applied to the Independence Boulevard corridor and the Planning Commission has concurred.

Mayor Messier opened the public hearing with regard to applying the Special Corridor Overlay District to the Independence Boulevard corridor at 7:35 p.m.

The Notice of Public Hearing follows:

### **PUBLIC HEARING NOTICE**

Notice is hereby given of a public hearing to be held by the City Council at 7:30 p.m. on Tuesday, April 25, 2006, at the City Municipal Building, Council Hall, 215 East Main Street for the purpose of:

- To consider applying the Special Corridor Overlay District (SCOD), Article VI, Section 618 of the City of Bedford Land Regulations to Independence Boulevard. The request is being made by the City of Bedford.

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, the Mayor closed the public hearing at 7:35 p.m.

The Consent Agenda consisted of the following items:

- Appointment of Ms. Cindy Gunnoe to a four-year term on the Central Virginia Community College Board, said term to expire June 30, 2010.
- Request by Rolling Thunder, Inc., that Council allow the temporary closing of streets for a procession through the City on September 16, 2006. The procession will leave Liberty High School in time to arrive at the National D-Day Memorial at 12:30 p.m. for a ceremony. The County Sheriff's department will provide both security at the High School and traffic control, and will advise the Virginia State Police. The City Police Department will provide escort and traffic control along the route inside the City limits. Route for the procession: Beginning at Liberty High School, travel on Route 122 to Independence Boulevard, to Main Street, to Crenshaw Street, to Tiger Trail, ending at the D-Day Memorial.

On motion by Councilman Padgett, seconded by Councilman Wandrei, voted upon and carried unanimously by a roll call vote, Council adopted the Consent Agenda. 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

Mayor Messier waived the reading of a proposed Cable Television Ordinance.

The City Manager stated that it is the consensus of the staff and the consultant that Council adopt the proposed Cable Television Ordinance and forward a copy to Charter Communications.

Councilman Wandrei moved that the proposed Cable Television Ordinance be adopted. Councilman Stanley seconded the motion.

Councilman Wandrei asked about the senior citizen discount provision in the proposed ordinance.

James Ervin, Information Technology, explained that the language in the ordinance regarding the senior citizen discount is designed to give the City the option of applying a discount. Mr. Ervin stated that the City negotiated jointly with Rocky Mount, and Rocky Mount already had this in its agreement.

Mayor Messier referred the possible establishment of a senior citizen program to the Finance Committee.

The motion was voted upon and carried unanimously by the following roll call vote:

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

***The Cable Television Ordinance will only be included in the permanent minute book due to its size.***

The City Manager stated that the staff and the consultant recommend that the Franchise Agreement between the City of Bedford and Charter Communications be adopted by Council and forwarded to Charter Communications.

Councilman Stanley moved that Council adopt the Franchise Agreement between the City of Bedford and Charter Communications. Councilwoman Flood seconded the motion.

Vice Mayor Tharp stated he would vote against the Franchise Agreement due to the poor level of services, poor level of response, and other issues with Charter Communications. The Vice Mayor complimented the staff, specifically Mr. Ervin, for the work done to prepare the agreement.

The motion was then voted upon and carried by the following roll call vote:

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

Mayor Messier dispensed with the reading of a proposed ordinance applying the Special Corridor Overlay District to the Independence Boulevard corridor.

Mr. Warner explained that the Special Corridor Overlay District only addresses issues related to traffic, congestion, and design. Mr. Warner stated this action would promote a pattern of future development of Independence Boulevard whereby traffic would be dispersed among several means of ingress and egress rather being funneled solely onto Independence Boulevard. The Planning Commission recommends adoption of the proposed ordinance.

On motion by Vice Mayor Tharp, seconded by Councilman Hubbard, voted upon and carried unanimously by a roll call vote, Council adopted the proposed ordinance applying the Special Corridor Overlay District to the Independence Boulevard corridor. 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 ordinance follows as adopted:

**AN ORDINANCE APPLYING THE SPECIAL  
CORRIDOR OVERLAY DISTRICT (SCOD) TO  
PROPERTIES BORDERING INDEPENDENCE BOULEVARD  
AND AMENDING SECTION 618.01 TO ELIMINATE  
INCONSISTENT EFFECTIVE DATE**

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

**Section 1.** The City Council hereby designates all lots bordering on Independence Boulevard on April 25, 2006 as a Special Corridor Overlay District to which the regulations in Section 618 of the City of Bedford Land Development Regulations are hereby made applicable.

**Section 2.** Section 618.01 is amended and re-enacted as follows:

**618.01** Access to arterial Roads

- a. "Arterial roads" are defined as primary roads designated by the Commonwealth of Virginia. For purposes of this ordinance, the following routes are identified as arterial roads: U.S. Highway 460, Route 221 and Route 43.
- b. Any parcel or lot having frontage along an arterial road shall be permitted one (1) direct access to that arterial unless the lot has other means of access to the arterial. If the lot has other means of access to the arterial, no direct access shall be permitted.
- c. At the time of plan submission and approval, if two (2) or more parcels are placed under one (1) ownership, control and/or maintenance, such assembly, shall be permitted one (1) direct access to the arterial.
- d. Access to the arterial road shall be provided by a public street constructed to City standards, unless otherwise specified.

Section 3. This ordinance shall be in effect upon enactment.

City Manager Kolakowski reported that the City is eligible for a grant through the Emergency Management Division of the State. The grant is in the amount of \$3,521.00 and would be used for various pieces of equipment for first responders.

On motion by Vice Mayor Tharp, seconded by Councilman Hubbard, voted upon and carried by a roll call vote, Council accepted the grant and designated Charles P. Kolakowski as the applicant's agent. Roll call vote follows:

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



City Manager Kolakowski presented the Proposed Budget for Fiscal Year 2006-2007. The City Manager reviewed highlights of the proposed budget.

Mayor Messier adjourned the meeting at 8:16 p.m. until May 5, 2006, at 8:00 a.m. at the Bedford Welcome Center for a Council work session.