

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., May 23, 2006.

Members present: Mayor E. Thomas Messier; Councilwoman Mary L. Flood; Councilman Jeffrey B. Hubbard; Councilman Thomas M. Padgett; Councilman C. G. Stanley, Jr.

Members absent: Vice Mayor W. D. Tharp and Councilman Robert T. Wandrei.

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 an adjourned meeting held on May 5, 2006, and the minutes of a regular Council meeting held on May 9, 2006, were approved as distributed.

City Manager Kolakowski reported that the paving should be completed by the end of the week.

Mayor Messier opened the public hearing on the budget at 7:32 p.m.

**NOTICE
SYNOPSIS OF BUDGET FOR FISCAL YEAR JULY 1, 2006
TO JUNE 30, 2007
CITY OF BEDFORD, VIRGINIA**

Notice is hereby given that a public hearing will be held by the City Council May 23, 2006 at 7:30 p.m. in the Council Hall of the City Municipal Building in relation to the budget for the City of Bedford for Fiscal Year 2006-07, at which time any citizen of the City shall have the right to attend and state his or her views. Detailed copies of the budget are available for inspection during normal office hours in the Office of the City Manager and the Office of the Clerk of Council.

As there were no comments, the Mayor closed the public hearing at 7:33 p.m.

Mayor Messier opened the public hearing regarding appointments to the School Board at 7:33 p.m.

NOTICE OF PUBLIC HEARING

Notice is hereby given that, pursuant to Section 22.1-29.1 of the Code of Virginia of 1950, as amended, the City Council of the City of Bedford will hold a public hearing at 7:30 p.m. on May 23, 2006, in the Council Hall of the Municipal Building, for the purpose of receiving the views of citizens on the appointment of members to the City School Board.

Any citizens who wish to be considered for appointment to the City School Board should notify the office of the City Manager, P. O. Box 807, Bedford, VA 24523, phone 587-6001, no later than May 17, 2006.

As there were no comments, the Mayor closed the public hearing at 7:34 p.m.

Mayor Messier opened the public hearing regarding the Comprehensive Plan at 7:34 p.m.

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, May 23, 2006 at the City Municipal Building, Council Hall, 215 E. Main Street for the following purpose:

- To consider an amendment to the Comprehensive Plan to add Appendix 6: Independence Boulevard Corridor Study (2006).

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

Anyone who is in favor of or opposed to this amendment will have an opportunity to express their view at this hearing.

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

Mr. Mike Agee, Mattern & Craig, reviewed the Independence Boulevard Corridor Study.

As there were no further comments, the Mayor closed the public hearing at 7:53 p.m.

Bart Warner, Director of Planning & Community Development, stated that through a Rural Planning Grant procured with the assistance of the Region 2000 Local Government Commission, the engineering firm Mattern and Craig conducted a review and study of the entire length of the Independence Boulevard corridor. Public meetings were held to solicit input. Mr. Warner stated the Planning Commission recommends that Council

amend the Comprehensive Plan to include the Independence Boulevard Corridor Study as Appendix 6 of said document.

On motion by Councilman Stanley, seconded by Councilman Hubbard, voted upon and carried by a roll call vote, Council adopted the ordinance amending the Comprehensive Plan. Roll call vote follows:

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

The ordinance follows as adopted:

Ordinance No. 06-8

**ORDINANCE OF THE
CITY COUNCIL OF THE CITY OF BEDFORD
AMENDING THE CITY OF BEDFORD COMPREHENSIVE PLAN
TO INCLUDE THE INDEPENDENCE BOULEVARD CORRIDOR
STUDY
AS APPENDIX 6 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, Mattern and Craig, and the Region 2000 Local Government Commission

has prepared the Independence Boulevard Corridor Study, held public hearings on said study, 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 **INDEPENDENCE BOULEVARD CORRIDOR STUDY** as **APPENDIX 6** of said document.

The City Manager stated that Council had received a proposed ordinance, which readopts and reenacts Section 13-2 of the City Code, incorporating by reference current provisions of the Code of Virginia dealing with traffic laws and motor vehicle operation. Failure to adopt the ordinance would mean that offenders would have to be charged under the State law rather than the City law. Any fines collected would then be payable to the State rather than to the City. The City Manager stated the ordinance has been posted in three locations in the City, in accordance with Section 2-30 of the City Code.

On motion by Councilman Stanley, seconded by Councilwoman Flood, voted upon and carried by a roll call vote, Council adopted the ordinance dealing with traffic laws and motor vehicle operation. Roll call vote follows:

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

The ordinance follows as adopted:

Ordinance No. 06-9

**AN ORDINANCE TO READOPT AND REENACT
SECTION 13.2 OF THE CITY CODE
INCORPORATING BY REFERENCE
CURRENT PROVISIONS OF THE CODE OF VIRGINIA
DEALING WITH TRAFFIC LAWS
AND MOTOR VEHICLE OPERATION**

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

Section 1. Sec. 13-2 of the City Code is hereby readopted and re-enacted as follows:

Pursuant to the authority of Section 46.2-1313 of the Code of Virginia, the provisions and requirements of the laws of the Commonwealth of Virginia contained in Title 46.2 in Article 9 (Sec. 16.1-278 et seq) of Chapter 11 of Title 16.1, and in Article 2 (Sec. 18.2-266 et seq) of Chapter 7 of Title 18.2, of the Code of Virginia, except those provisions and requirements the violation of which constitute a felony, and except those provisions and requirements which by their very nature can have no application to or within the City, are hereby adopted and incorporated herein by reference and made applicable within the City. References to "Highways of the State" contained in such provisions and requirements hereby adopted, shall be deemed to refer to streets, highways and other public ways within the City. Such provisions and requirements are hereby adopted, mutatis mutandis, and made a part of this Chapter as fully as those set forth at length herein, and it shall be unlawful for any person, within the City, to violate or fail, neglect or refuse to comply with any provision of Title 46.2 or of Article 9 of Chapter 11 of Title 16.1 or of Article 2 of Chapter 7 of Title 18.2 of the Code of Virginia, which are adopted by this Section; provided, that in no event shall the penalty imposed for the violation of any provision or requirement hereby adopted exceed the penalty imposed for a similar offense under such titles of the Code of Virginia.

Section 2. This Ordinance shall become effective on July 1, 2006, upon publication one time, immediately following its passage, in some newspaper published in the City or upon posting at three or more public places in the City for one week, as required by Section 19 of the City Charter.

The City Manager stated Section 58.1-3275 of the Code of Virginia of 1950, as amended requires that a City tax assessor be appointed to conduct the reassessment of real property and that Council has received a proposed resolution appointing Donald K. Thomas, Wingate Appraisal Service, as Professional Assessor.

On motion by Councilman Hubbard, seconded by Councilman Padgett, voted upon and carried by a roll call vote, Council adopted the resolution appointing Donald K. Thomas, Wingate Appraisal Service, as Professional Assessor. Roll call vote follows:

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

The resolution follows as adopted:

RESOLUTION

WHEREAS, the Code of Virginia of 1950, as amended, requires cities such as Bedford to reassess property at intervals not to exceed four years; and

WHEREAS, 2005 is the fourth year since such reassessment; and

WHEREAS, the Code of Virginia of 1950, as amended, also requires that a City tax assessor be appointed to conduct such reassessment;

NOW THEREFORE, BE IT RESOLVED that Donald K. Thomas be appointed as City assessor, such appointment to expire on June 30, 2006, and that an attested copy of this Resolution authorizing Donald K. Thomas to serve in this capacity be forwarded to the Property Tax Section, Department of Taxation, of the Commonwealth of Virginia.

The City Manager stated that the staff is still waiting on information from the State and numbers on the assessment to conclude budget deliberations.

Mayor Messier adjourned the meeting at 8:00 p.m. until June 13, 2006, at 6:30 p.m. for interviews for City School Board appointments.