

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 24, 2007.

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

Mayor Tharp declared that the minutes of a regular Council meeting held on July 10, were approved as distributed.

City Manager Kolakowski reported on the following:

- The City has reached an agreement with the Bedford County School Board to lease some of its fiber optic cable to them to provide improved Internet access to the schools, primarily in the Liberty High School District. This will provide better educational opportunities for the students and teachers and will make the Internet access comparable to the best districts in the state.
- Announced that Clarke Gibson, Public Works Director, has decided to accept another position with the Regional Landfill. The City Manager wished Mr. Gibson well and thanked him for his many years of service to the City.

Councilman Vest stated he felt it was wonderful that the Governor appointed Mayor Tharp as President of the Virginia Board of Funeral Directors and Embalmers and offered congratulations.

Councilman Padgett, Chairman of the Property Committee, stated the Committee met earlier in the evening and discussed the following: the City will be soliciting ideas from the public for the old stucco building within the next six months; and a proposal for the utilization of the old Electric Department office building.

The City Manager reviewed the Consent Agenda item: Rolling Thunder, Inc., has requested the temporary closing of streets for a POW/MIA Awareness procession through the City on September 15, 2007. 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.

On motion by Councilman Stanley, seconded by Councilman Hubbard, voted upon and carried unanimously by a roll call vote, Council approved the request by Rolling Thunder, Inc., to block streets for a POW/MIA Awareness procession. Roll call vote follows:

Councilwoman Flood

aye

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

The City Manager reviewed the Consent Agenda item to appoint Beverly Padgett to serve on the City of Bedford Industrial Development Authority (IDA) for a term expiring November 30, 2009.

On motion by Councilman Vest, seconded by Vice Mayor Wandrei, voted upon and carried unanimously by a roll call vote, Council appointed Beverly Padgett to the City IDA for a term expiring November 30, 2009. Roll call vote follows:

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

City Manager Kolakowski stated that at the Council meeting held on July 10, 2007, after a public hearing, the City Council voted in favor of a motion approving the drafting of an ordinance executing the condition rezoning of Tax Parcel 134-4-4A from R-1 to PRD and approving the plan for Oakwood Villas. The City Attorney was directed to draft an appropriate ordinance. The City Manager indicated that the ordinance being presented for the City Council's consideration tracks the procedures set up in the City Land Development Regulations. In Section 1 of the ordinance, the City Council approves the preliminary plans submitted by the developer, which are specified in the ordinance, subject to the terms, and conditions set forth in Section 2.

Mr. Kolakowski stated Section 2 of the Ordinance provides specific conditions relating to the approval of the planned residential development. The City Attorney and the planning staff have attempted to incorporate the basic conditions of approval of the plan. As contemplated in the City Land Development Regulations, the developers will have to submit and obtain approval by the City of the final plans for streets and sidewalks, landscaping plans, and utility plans. At this point, only conceptual plans have been presented, and before a final conditional use permit can be issued more detailed plans and drawings must be submitted and approved and a bond has to be posted guaranteeing the completion of public improvements and the amenities and common areas provided. The City Manager said this will include detailed provisions for connection of the development to the existing Oakwood Street and to City sewage and water facilities at the expense of the developer. Provisions are also made requiring that only buildings shown in the various documents submitted with the concept plan can be built with the exception of substitution of cottage duplexes for cottage quadplexes, provided necessary changes are made in any condominium documents.

City Manager Kolakowski said that Section 3 of the Ordinance provides for the amending of the zoning maps from R1 to PRD so that a planned residential development can be built in the zone. The City Land Development Regulations provide that in a PRD district, permitted uses include R1, R2 and PRD. Provision is made in Section 3 that only approved planned residential developments will be allowed with a provision that R1 uses can be built if an approved planned residential development is not commenced. The Ordinance specifically states that a duplex R2 subdivision will not be allowed, which is a condition agreed to by the developers. The proposed ordinance has been posted in accordance with City procedural requirements.

Mr. Kolakowski stated the developers have been in touch with the Bedford Memorial Hospital, and the hospital board of directors has indicated it would consider a request by the City, if desired, for a temporary construction easement through hospital property to Whitfield Drive to facilitate the construction of the development.

Councilman Stanley moved that Council adopt the proposed ordinance regarding approval of plans for Oakwood Villas and amendment of the zoning maps. Councilman Hubbard seconded the motion.

Vice Mayor Wandrei offered amendments to the proposed ordinance.

Amendment #1:

Add the following to paragraph (a) of Section 2.

The developer shall bear all costs incurred in making any changes required in existing Oakwood Street (and sidewalks) which may be required by the City of Bedford, VDOT or the County of Bedford to meet the aforesaid safety standards.

Vice Mayor Wandrei moved that amendment #1 to the proposed ordinance be approved. The motion was seconded by Councilman Padgett, voted upon and carried unanimously by the following roll call vote:

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

Councilman Wandrei offered amendment #2:

Change Section 4. to read as follows:

Section 4. This ordinance shall take effect upon the passage of a substantially similar ordinance by the County of Bedford which amends the zoning maps to change the zoning of the adjacent property now owned by Thomas J. Cundiff and June F. Cundiff.

Councilman Wandrei moved that amendment #2 be adopted. The motion was seconded by Councilman Padgett, voted upon and carried unanimously by the following roll call vote:

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

Vice Mayor Wandrei explained his reasons for not supporting the proposed ordinance: feels this is spot zoning; not enough study developed to show there is a need for multi-family; troubled by density factor; feels there will be children at the development, however, there are no facilities included for children; should do nothing to jeopardize the property values; as a representative body, Council has a duty to represent people, taking into account the views of those opposed to the project.

The motion to adopt the ordinance was then voted upon by a roll call vote and carried. Roll call vote follows:

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

The ordinance follows as adopted:

ORDINANCE NO. 07-11

AN ORDINANCE APPROVING THE PRELIMINARY PLANS FOR OAKWOOD VILLA AS PROPOSED BY OAKWOOD VILLAS TOWNHOMES LLC AND AMENDING THE ZONING MAPS TO CHANGE TAX MAP NO. 134-A-4A, OWNED BY THOMAS J. CUNDIFF AND JUNE F. CUNDIFF AND LOCATED ON THE WEST SIDE OF OAKWOOD STREET FROM SINGLE FAMILY RESIDENTIAL DISTRICT (R-1) TO PLANNED RESIDENTIAL DEVELOPMENT DISTRICT (PRD)

Be it ordained by the City Council of the City of Bedford, Virginia as follows:

Section 1. Subject to the terms and conditions set forth in this Ordinance, the City Council approves the preliminary plans for “Oakwood Villas in Bedford Condominium Project,” including the documents entitled “Project Narrative for Oakwood Villas - Rezoning Request”; “Concept Plan” for Oakwood Villas and Bedford Condominium Project prepared by Berkley Howell & Assoc., P.C., revised May 22, 2007 including sheets entitled Cover Sheet, Existing Site, Site Plan, Open Space, Preliminary Landscape Plan, and Misc. Details; the typical floor plans and elevation view; and a letter from Berkley Howell & Assoc. P.C. to the City of Bedford dated July 10, 2007.

Section 2. The proposed Planned Residential Development is approved subject to the following terms and conditions:

(a) Streets, including sidewalks, curbs and gutters, street lighting, and street trees both within and outside the city limits shall be constructed in accordance with the Site Plan and the City Standards. Detailed plans and specifications for the streets within the development shall be approved by the City of Bedford and by the Virginia Department of Transportation (VDOT) and by Bedford County where applicable; the developer specifically shall present detailed plans and specifications for the entrance between the development and Oakwood Street including any changes required in existing Oakwood Street (and sidewalks) required by the City of Bedford, by VDOT, or by Bedford County to meet existing safety standards for site distance, stopping distance, and other safety requirements. The developer shall bear all costs incurred in making any changes required in existing Oakwood Street (and sidewalks) which may be required by the City of Bedford, VDOT or the County of Bedford to meet the aforesaid safety standards.

(b) The cost of maintenance and operation of street lights and the cost of maintenance of sidewalks, streets and the landscaping strip between sidewalks and streets outside of the city limits shall be the responsibility of the developer and homeowners association to the extent not borne by VDOT or Bedford County. The cost of maintenance of the landscaping strip between the streets and sidewalks within the city limits shall also be the responsibility of the developer and homeowners association. City garbage disposal services shall be provided to areas within the city limits only unless special arrangements are made with the City of Bedford.

(c) All drainage facilities including detention areas shall be operated and maintained by the developer and homeowners association.

(d) The homeowners association shall be incorporated, and a document setting forth covenants and conditions of the responsibilities of the homeowners association shall be recorded prior to the issuance of any building permits for dwelling units. Reference to the recordation number of the covenants and conditions of the homeowners association shall be placed on the final plat to be recorded.

(e) Prior to the issuance of any building permits for dwelling units, the final plat of survey approved by the City shall be recorded showing all streets and utility easements, and a deed conveying such streets and utility easements inside and outside the city limits and conveying utility structures in place (other than storm drainage) shall be delivered to the City for recordation.

(f) The planned residential development approved by the City Council shall contain only the buildings and improvements shown on the approved Site Plan which is a part of the "Concept Plan" with elevations substantially in accordance with the sheet entitled "Typical Variation of Elevation View" and "typical floor plans for cottage quadplexes and cottage duplexes". Cottage duplexes may be substituted for cottage quadplexes in any location shown on the Site Plan, provided such changes are noted on the recorded condominium documents if required under the declaration and under the Condominium Act. All exterior walls (other than gables) shall be constructed of brick to the grade.

(g) The owner must provide and the City will need a minimum 20' P.U.E. for the sewer & water line through Oakwood Villas to the point of discharge/connection to the existing City sewer and water. The adequate capacity of existing water and sewer utilities including pump stations must be confirmed and any increase in the required size lines, capacity, etc. will be at the developer's expense. Should easements be required for storm drainage, they shall be provided and maintained by the developer. The owner/developer must design the sewer line and dedicate for future use any required easements along the east property line for the existing adjoining lots fronting on Oakwood Street. Any easements needed for this line must be provided to the City by the developer.

(h) The paving, curb and gutter, and sidewalks at the intersection of the new street and Oakwood Street shall be extended to connect to the existing sidewalk and street, etc. Thermoplastic ADA ramps and a crosswalk will also be needed. The entrance at Oakwood Street must include a crosswalk, ADA ramps on both sides and the sidewalk must be extended to the west property line and tie in with the existing sidewalk to the east.

(i) The Zoning Administrator shall issue a conditional use zoning permit upon submittal and approval of a pre-development plat showing the boundaries of the property, a preliminary plat of the streets and utility easements, detailed plans and specifications for street, landscape plans, and utility plans including plans for electricity, storm water, sanitary sewer, and water. Each such plan shall be submitted with an estimate of cost. The conditional use permit shall not be issued until a surety bond has been posted in an amount approved by the Building Inspector to assure the cost of all public improvements and all amenities and common areas, including the clubhouse. Such plans shall include the cost of any off site infrastructure improvements (including, but not limited to sidewalks, streets and water and sewer lines and improvements to existing Oakwood Street) that are necessitated by construction of this project. A condition of the bond shall be completion of all public improvements and completion of the common areas within 24 months of the issuance of the condition use permit.

Section 3. The City Council amends the zoning maps to change the zoning of parcel 134-A-4A which is owned by Thomas J. Cundiff and June F. Cundiff from R-1 to PRD; provided however, that the zoning change is made subject to the condition that permitted uses on the land shall not include R-2 subdivisions, but shall be limited to planned residential developments and any amendments thereto which have been approved by the City Council or uses permitted in the R-1 district if no approved planned residential development is commenced.

Section 4. This ordinance shall take effect upon the passage of a substantially similar ordinance by the County of Bedford which amends the zoning maps to change the zoning of the adjacent property now owned by Thomas J. Cundiff and June F. Cundiff.

City Manager Kolakowski stated that since 1984 the City has offered a partial, 3-year, real estate tax exemption on increased taxes resulting from significant rehabilitations to 25-year-old and older commercial and industrial properties. As one of the local incentives offered in the City's application for an Enterprise Zone, the terms of this extension were to be increased to 5 years. The intent of the proposed ordinance is to encourage significant investment in existing commercial and industrial properties. The City Manager reported that to date only three exemptions have been granted. Future requests would be paid from funds designated for Enterprise Zone Benefits. Mr. Kolakowski stated that the ordinance had been posted as required.

On motion by Councilman Padgett, seconded by Councilman Stanley, voted upon and carried unanimously by a roll call vote, the ordinance regarding partial tax exemption was adopted. Roll call vote follows:

Vice Mayor Wandrei

aye

Councilwoman Flood	aye
Councilman Hubbard	aye
Councilman Padgett	aye
Councilman Stanley	aye
Councilman Vest	aye
Mayor Tharp	aye

The ordinance follows as adopted:

ORDINANCE NO. 07-12

AN ORDINANCE INCREASING THE TIME FOR PARTIAL EXEMPTION FOR REAL ESTATE TAXATION OF CERTAIN REHABILITATIVE COMMERCIAL OR INDUSTRIAL REAL ESTATE FROM THREE YEARS TO FIVE YEARS

WHEREAS, the City Council has previously provided for a partial exemption from real estate taxes for a period of three years from the date of completion of rehabilitation of commercial or industrial real estate which has increased the assessed value no less than sixty percent (60%); and

WHEREAS, the City Council desires to extend the period of partial exemption from three years to five years;

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

Section 1. Section 54-70 of the Code of the City of Bedford is amended and reenacted as follows:

Sec. 54-70 Exemption for certain rehabilitated commercial or industrial real estate.

(a) Real estate which has been substantially rehabilitated for commercial or industrial use shall be exempt from real estate taxation, which exemption shall be confined to real estate which lies within the confines of the corporate limits of the city, and requiring as follows:

(1) That the real estate be rehabilitated is no less than 25 years of age; and

(2) That the assessed value of the structure has been improved by said rehabilitation by no less than 60 percent of the assessed value.

(b) The exemption provided in subsection (a) of this section shall be an amount equal to the increase in assessed value resulting from the rehabilitation of a commercial or industrial structure as determined by the commissioner of revenue, and this amount only shall be applicable to any subsequent assessment or reassessment. The exemption shall commence on the first day of the tax quarter following the completion of the rehabilitation and shall run with the real estate for a period for no longer than five years.

(c) Nothing in this section shall be construed as to permit the commissioner of the revenue to list upon the land books any reduced value due to the exemption provided in subsection (b) of this section.

(d) The application for this exemption shall pay a fee of \$25.00 to the treasurer of the city for processing the application requesting the exemption provided by this section. No property shall be eligible for such exemption unless the appropriate permits have been acquired and the commissioner of the revenue has verified that the rehabilitation indicated on the application has been completed.

The City Manager stated that on November 14, 2006, Council adopted an ordinance creating a new Code of City Ordinances. The previous codification of the City Ordinances had become outdated due to changes in State law and due to the need to reorganize the entire Code. The company that covers the Code erroneously included reference to the various state taxes and to punishments for criminal convictions that are set by state law and which are not administrative fees. In addition the City administration has changed some of the license fees and administrative charges. City Manager Kolakowski reported that a new Section 1-16 has been drafted, eliminating references to criminal charges and state taxes that were not appropriate, and making some changes in fee schedules recommended by department heads. The City Manager said the ordinance had been posted in accordance with the requirements of the City Code.

On motion by Vice Mayor Wandrei, seconded by Councilman Hubbard, voted upon and carried unanimously by a roll call vote, Council adopted the ordinance amending fees and charges. Roll call vote follows:

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

The ordinance follows as adopted:

ORDINANCE NO. 07-13

AN ORDINANCE AMENDING CITY CODE SECTION 1-16 TO SET NEW ADMINISTRATIVE FEES

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

Section 1. Section 1-16 of the City Code is amended and re-enacted as follows:

Sec. 1-16. License fees and administrative charges.

Unless otherwise specifically provided elsewhere in this Code, administrative fees and charges for City services are established herein. Rates for City taxes are addressed by specific tax provisions in state law, in this Code, or by annual tax ordinance setting rates. The cost of cemetery lots and the cost of various utility services are set forth in tariffs and directions approved by the Council from time to time which are available in the Office of the City Manager.

(a) CITY MANAGER'S OFFICE

Going-out-of-business	\$65.00
Loudspeaker	\$25.00
Canvasser/agents	\$5.00 per person
Fireworks	\$25.00

(b) ELECTRIC DEPARTMENT

Underground Service							
<i>Single Phase Primary</i>		<i>Fee</i>		<i>Single Phase Secondary (#4/0 and below)</i>		<i>Fee</i>	
	City provides trench	\$	1.00/ft.		From overhead system		
	Customer provides trench	\$	0.40/ft.		City provides trench	\$	1.75/ft.
					Customer provides trench	\$	1.15/ft.
					From underground system		
					City provides trench	\$	1.50/ft.
					Customer provides trench	\$	0.90/ft.

(c) FINANCE/UTILITES DEPARTMENT

Copies	\$0.50 per copy
Bad check charge	\$35.00
Electric Transfer fee	\$8.00
Water Transfer fee	\$5.00
Connection fee	\$15.00 (electric only--new service) \$10.00 (water only-- new service)

Reconnection Fee 8:30-5:00	\$30.00
After hours	\$60.00
Dusk-to-dawn light pole	\$100.00 (new pole)
Temporary electric service	\$35.00 (one time fee) plus cost of wire
Meter test - Electric Single phase Poly phase First electric meter test in 12 mos. is free	If inaccurate-no charge \$30.00 if meter accurate \$40.00 if meter accurate
Meter test - Water Single phase Poly phase First electric meter test in 12 mos. is free	\$50 if meter accurate Actual cost \$0 if meter is not accurate
Re-read Meter Electric Water Water (swimming pools)	\$10.00 if meter accurate \$10.00 if meter accurate \$10.00 per trip
Deposit--Water	2 x Average Month's Bill - minimum of \$50.00 water only \$80.00 water & sewer
Deposit--Electric heat	2 x Average Month's Bill - minimum of \$100 residential \$200 commercial
Meter Cut-on/Cut-off (water leaks)	\$10.00 per trip (1 st cut- on/cut-off free)
Meter Cut-on/Cut-off (sprinkler system)	\$10.00 per trip
Meter Cut-on/Cut-off (resident leaves town)	\$10.00 per trip

(d) PLANNING AND COMMUNITY DEVELOPMENT

Electrical Permit				
	<i>Amp rating</i>	<i>Fee</i>	<i>Virginia Sur. (1.75%)</i>	<i>Total fees</i>
Electric service size	To 100 amp	\$50.00	\$0.88	\$50.88
Electric service size	To 200 amp	\$100.00	\$1.75	\$101.75
Electric service size	To 400 amp	\$150.00	\$2.63	\$152.63
Electric service size	To 600 amp	\$300.00	\$5.25	\$305.25
Electric service size	<600 amp	\$400.00	\$7.00	\$407.00
Mobile Home Permit				

Locating a manufactured/mobile home in the city	\$105.00	\$1.84	\$106.84	
Demolition, HVAC, Plumbing and Fire Protection Permits				
	<i>Cost of job</i>	<i>Fee (cost of job x 0.004)</i>	<i>Virginia Sur. (1.75%)</i>	<i>Total fees</i>
	\$0-\$4,999.99	\$20.00	\$0.35	\$20.35
	\$5,000.00 and up	Cost of job x 0.004	Fee x 1.74%	Fee + VA Sur.
Examples	\$6,149.00	\$24.60	\$0.43	\$25.03
	\$50,000.00	\$200.00	\$3.50	\$203.50
	\$100,000.00	\$400.00	\$7.00	\$407.00
	\$140,000.00	\$560.00	\$9.80	\$569.80
Building Permit				
	<i>Cost of job</i>	<i>Fee (cost of job x 0.004)</i>	<i>Virginia Sur. (1.75%)</i>	<i>Total fees</i>
	\$0-\$4,999.99	\$20.00	\$0.35	\$20.35
	\$5,000.00 and up	Cost of job x 0.004	Fee x 1.74%	Fee + VA Sur.
Examples	\$6,149.00	\$24.60	\$0.43	\$25.03
	\$50,000.00	\$200.00	\$3.50	\$203.50
	\$100,000.00	\$400.00	\$7.00	\$407.00
	\$140,000.00	\$560.00	\$9.80	\$569.80
Sign Permit			\$50.00	
Land Disturbing/Erosion and Sediment Control Permit				
Fee is based on the number or portion of acres disturbed	# of acres disturbed	Fee (# of acres disturbed x \$75.00)		
	1	\$75.00		
	2	\$150.00		
Call Back Fee			\$100.00	

(e) Zoning and Subdivision Fees

<i>Action</i>	<i>Fee</i>
Conditional use, request for	\$150.00
Home occupation permit	\$25.00
Minor subdivision plat	\$35.00
Major subdivision, preliminary plat	\$150.00 plus \$10.00 per lot
Major subdivision, final plat	\$100.00
Rezoning, request for	\$200.00
Special use permit, request for	\$200.00
Vacation of plat, request for	\$100.00
Variance, request for	\$150.00
Zoning appeal, request for	\$150.00
Zoning text amendment, request for	\$150.00
Zoning map amendment, request for	\$150.00

(f) POLICE DEPARTMENT

Charges and fees

Fee for fingerprinting individuals: \$5.00 per set.

Parking fines: Set in statute.

Copy of report: \$0.50 per page.

Traffic crash reports: \$3.00.

Hiring off duty officers: Two times the normal rate (1 1/2 goes to the officer for overtime and the other to the city to offset additional expenses).

Moped license: \$12.00.

Parking: \$10.00 per ticket and \$20.00 for each successive ticket received on the same day. If paid between 48 hours and five days \$15.00 per ticket and \$25.00 for each successive ticket received on the same day. After five days additional \$10.00 is added.

Disabled parking: \$100.00 (Required by state law).

If parking tickets result in court appearances the fines are \$30.00 to \$100.00 depending on the judge's decision.

Disable parking fines resulting in court appearances are between \$100.00 and \$500.00 (judge's discretion).

Parade or public gathering permits: Currently do not charge.

Taxi driver's licenses: Currently do not charge.

Responding to alarms: No charges.

Unlocking cars: No charges.

Animal sheltering: Since the county is operating the shelter, they have been charging their fees.

State Law References: Similar provisions, Code of Virginia, § 18.2-12.

(g) PUBLIC WORKS DEPARTMENT

Water Connection				Water Facility			
Meter Size		Fee		Meter Size		Fee	
	3/4"	\$	795.00		3/4"	\$	1,000.00
	1"	\$	1,300.00		1"	\$	1,670.00
	1 1/2"	\$	1,500.00		1 1/2"	\$	3,329.00
	2"	\$	1,885.00		2"	\$	5,329.00
	3"	\$	2,300.00		3"	\$	9,997.00
	4"	\$	2,500.00		4"	\$	16,665.00
	6"	\$	6,500.00		6"	\$	33,321.00
Sewer Connection				Sewer Facility			
Line Size		Fee		Meter Size		Fee	
	4"	\$	1,040.00		3/4"	\$	1,500.00
	6" up	\$	1,200.00		1"	\$	2,506.00
					1 1/2"	\$	4,996.00
					2"	\$	7,997.00
					3"	\$	15,004.00
					4"	\$	25,012.00
					6"	\$	50,008.00

Exceptions (Revised 9-28-92):

1. When a water and/or sewer connection is requested where there is already an existing connection that has not been in use for a period of two years or less, and then there will be no charge for re-establishing service to this property.
2. When a water and/or sewer connection is requested where there is already an existing connection that has not been in use for a period of two years or longer, then only a re-connection fee will be charged for the applicable connection (Example: 3/4 inch water

meter would be \$795.00 and a 4 inch sewer would be \$1,040.00).

3. When a water and/or sewer connection is requested where there is already an existing connection, but circumstances dictate that a new connection be made to the main waterline and/or main sewer line, then the connection fee will be charged plus time and materials, if applicable.
4. When increasing or decreasing the size of a water meter at the property owners' request, then only time and materials will be charged, however, development charges or impact fees may be assessed.
5. After applicable charges have been paid, a service connection charge of \$7.50 will be levied when the meter is set.

(h) TREASURER'S OFFICE

Decals			
	Cars	\$	25.00
	Motorcycles	\$	15.00
	Transfers	\$	1.00
Dog Tags			
	Altered dogs	\$	3.00
	Female	\$	5.00
	Male	\$	5.00
	Kennel tags up to 10	\$	25.00
	Kennel tags over 10	\$	50.00
	Hobbyist up to 10	\$	25.00
	Hobbyist over 10	\$	50.00
Reconnect Fees for Electric			
	Reconnect during regular working hours	\$	19.00
	Reconnect after hours	\$	45.00
Return Check Fees			
	Per check	\$	25.00
Cigarette Stamps			
	20 packs rolls (15,000 stamps per roll)	\$	2,760.00
	25 pack rolls (15,000 stamps per roll)	\$	3,588.00
Copies		\$	0.50 each

Section 2. This ordinance shall be effective immediately upon passage.

The City Manager stated that Council approved the City budget for FY 2007-08 on June 12, 2007. At the same meeting Council passed ordinances setting the tax rates and making the actual appropriations for expenditures, thereby authorizing the City Manager to expend the funds set aside in the budget. Inadvertently the appropriation to the General Fund did not include amounts needed for the public schools. Consequently it would be advisable for Council to pass a separate ordinance at this point appropriating to the general budget monies necessary for the City's share of County public schools. Mr. Kolakowski stated that the proposed ordinance had been posted in accordance with Section 2-54 of the City Code.

On motion by Councilman Stanley, seconded by Councilman Padgett, voted upon and carried by a roll call vote, Council adopted the ordinance establishing funds for public schools. Roll call vote follows:

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

The ordinance follows as adopted:

ORDINANCE NO. 07-14

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 2007-2008 for Share of County Public Schools in the General Fund as shown in said budget are hereby appropriated, and that the City Manager is authorized to expend the funds in accordance with said budget and in accordance with prior appropriations.

City Manager Kolakowski stated that a proposed resolution had been prepared authorizing the assignment of the existing cable franchise to JetBroadband. Staff has discussed the matter with the cable company and has reviewed the proposed transfer.

Vice Mayor Wandrei moved that the Council approve the resolution authorizing the assignment of the cable television franchise to JetBroadband. Councilman Stanley seconded the motion.

Councilman Vest stated he hopes there is not a tremendous increase in the cost of the cable due to the transfer of the franchise as the City Attorney had informed him that Council has no control over the transfer.

Councilman Hubbard asked if the representations made in the proposed resolution have been reviewed to see if they are correct.

The City Manager stated JetBroadband's application has been reviewed. Mr. Kolakowski stated that JetBroadband has made representations to city staff that they will definitely be making an effort to improve customer service and Internet service reliability and quality.

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

Councilman Padgett	aye
Councilman Stanley	aye

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

The resolution follows as adopted:

RESOLUTION

RESOLUTION OF THE CITY OF BEDFORD, VA APPROVING THE ASSIGNMENT OF THE CABLE TELEVISION FRANCHISE

WHEREAS, Cebridge Acquisition, LLC d/b/a Suddenlink Communications (“Franchisee”) owns, operates and maintains a cable television system (“System”) serving the **CITY OF BEDFORD, VA** pursuant to a franchise agreement (the “Franchise”) issued by the **CITY OF BEDFORD, VA** (the “Franchise Authority”), and Franchisee is the duly authorized holder of the Franchise; and

WHEREAS, JetBroadband VA, LLC (“JetBroadband”) has entered into an Asset Purchase Agreement (the “Agreement”) with Cebridge Acquisition, LLC in which, among other things, the Franchisee proposes to sell and assign to JetBroadband VA, LLC certain of the assets, including the Franchise, used by the Franchisee in the operation of the System (the “Transaction”); and

WHEREAS, Franchisee and JetBroadband have requested the consent of the Franchise Authority for the assignment of the Franchise in accordance with the requirements of the Franchise and applicable law and have filed with the Franchise Authority a franchise assignment application on FCC Form 394 that includes relevant information concerning the Transaction and the legal, technical and financial qualifications of JetBroadband (collectively, the “Application”); and

WHEREAS, the Franchise Authority has reviewed the Application, examined the legal, financial and technical qualifications of JetBroadband, followed all required procedures to consider and act upon the Application, and considered the comments of all interested parties; and

WHEREAS, JetBroadband has represented that it will comply with the terms and conditions of the Franchise; and

WHEREAS, the Franchise Authority believes that it is in the best interest of the community to approve the Application and the assignment of the Franchise and the System to JetBroadband, as described in the Application.

NOW, THEREFORE, BE IT RESOLVED BY THE FRANCHISE AUTHORITY AS FOLLOWS:

SECTION 1. The Franchise Authority hereby approves the Application and consents to the assignment of the Franchise and the System to JetBroadband, all in accordance with the terms of the Franchise and applicable law and JetBroadband shall comply with the terms and conditions of the Franchise.

SECTION 2. The Franchise Authority confirms that (a) the Franchise was properly granted or assigned to Franchisee and is in full force and effect, (b) the Franchise represents the entire understanding of the parties and the Franchisee has no obligations to the Franchise Authority other than those specifically stated in the Franchise, (c) the Franchisee is materially in compliance with the provisions of the Franchise and applicable law, and (d) there exists no fact or circumstance known to the Franchise Authority which constitutes or which, with the passage of time or the giving of notice or both, would constitute a default or breach under the Franchise or would allow the Franchise Authority to cancel or terminate the rights of Franchisee thereunder.

SECTION 3. The Franchise Authority hereby consents to and approves the (a) pledge or grant of a security interest to any lender(s) in JetBroadband's assets, including, but not limited to, the Franchise, or of interests in JetBroadband, for purposes of securing any indebtedness, and (b) the assignment or transfer of JetBroadband's assets, including the Franchise, provided that such assignment or transfer is to an entity directly or indirectly controlling, controlled by or under common control with JetBroadband.

SECTION 4. The Franchise Authority's approval of the Application and its consent to the assignment of the Franchise to JetBroadband shall be effective immediately, and JetBroadband shall notify the Franchise Authority upon the closing of the Transaction (the "Closing Date").

SECTION 5. The Franchise Authority releases the Franchisee, effective upon the Closing Date, from all obligations and liabilities under the Franchise and applicable law that accrue on and after the Closing Date, provided that JetBroadband shall be responsible for any obligations and liabilities under the Franchise that accrue on and after the Closing Date.

SECTION 6. This Resolution shall have the force of a continuing agreement with Franchisee and JetBroadband, and the Franchising Authority shall not revoke, amend or otherwise alter this Resolution without the consent of the Franchisee and JetBroadband.

City Manager Kolakowski stated the City has received a DCJS Byrne Justice Assistance Grant for \$5,525 in federal funds committed to the Police Department Bike Patrol Unit.

The positive community response and effectiveness of the current Bike Patrol unit has demonstrated the viability of four additional officers being assigned to the unit, and these grant funds are to be used to purchase four additional police bikes, along with the associated equipment and uniforms. The City Manager reported the local cash matching funds requirement is \$614.00.

On motion by Councilman Stanley, seconded by Councilwoman Flood, voted upon and carried unanimously by a roll call vote, Council appropriated \$5,525 to Revenue Account 100033 433139 and to Expenditures Account 10033110.557236. Roll call vote follows:

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

The City Manager stated the City has received a copy of the Central Virginia Community Services FY 2008 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 within the City.

On motion by Councilman Padgett, seconded by Councilman Stanley, voted upon and carried unanimously by a roll call vote, Council approved the Central Virginia Community Services FY 2008 Performance Contract. Roll call vote follows:

Councilman Vest	aye
Vice Mayor Wandrei	aye
Councilwoman Flood	aye
Councilman Hubbard	aye
Councilman Padgett	aye
Councilman Stanley	aye
Mayor Tharp	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 Council, the signed written statement is posted on the City's Legal Posting Board in the Municipal Building.

On motion by Councilwoman Flood, seconded by Councilman Vest, voted upon and carried unanimously by a roll call vote, Council approved the updated Equal Opportunity Statement. Roll call vote follows:

Vice Mayor Wandrei	aye
Councilwoman Flood	aye
Councilman Hubbard	aye
Councilman Padgett	aye
Councilman Stanley	aye
Councilman Vest	aye

Mayor Tharp

aye

The Equal Opportunity Employer Statement 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.

Mayor Tharp adjourned the meeting at 8:00 p.m.