

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., October 23, 2007.

Members present: 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: Mayor W. D. Tharp

Staff present: City Manager Charles P. Kolakowski; City Attorney W. W. Berry, IV; and Clerk of the Council Teresa W. Hatcher.

Vice Mayor Wandrei opened the meeting and led all present in saying the Pledge of Allegiance to the Flag.

Vice Mayor Wandrei declared that the minutes of a regular Council meeting held on October 9, 2007, were approved as distributed.

City Manager Kolakowski reported on the following:

- Severe drought in the southeastern United States – commended the citizens and businesses in their efforts to conserve water – water usage is down
- The Police Department won an award at the Chiefs of Police conference for traffic enforcement.

Mr. Don Allen, Department of Criminal Justice Services, presented an award to Chief Day from the Virginia Association of Chiefs of Police concerning traffic safety.

Councilman Vest stated he would not be in attendance at the November 13, 2007, Council meeting as he will be out of town.

The Clerk of Council read aloud the following Public Hearing Notice:

PUBLIC HEARING NOTICE

Notice is hereby given of a public hearing to be held by the City Planning Commission at 5:30 p.m. on Thursday, October 4, 2007 and by the City Council at 7:30 p.m. on Tuesday, October 23, 2007 at the City Municipal Building, Council Hall, 215 E. Main Street for the following purpose:

- To consider rezoning tax map 215-A-23 from R-1A, Low Density Residential to B-1, Limited Business District in the vicinity of East Main Street. The request is being made by the City of Bedford Planning Commission.

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

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

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

Vice Mayor Wandrei opened the public hearing at 7:27 p.m.

As there were no comments, the Vice Mayor closed the public hearing at 7:27 p.m.

The City Manager reported that Central Virginia Community Services would like to participate in the VML/VACo Finance Program developed for Community Services Boards to purchase the Courtland Building in downtown Lynchburg. At its meeting on September 26, the Board adopted a resolution required for participation. Under no circumstances shall the payment of debt service on the Note constitute a general obligation indebtedness or a pledge of the full faith and credit or taxing power of any of the member jurisdictions. Mr. Kolakowski stated the resolution recommends that each of the participating jurisdictions adopt a similar resolution approving the application.

On motion by Councilman Stanley, seconded by Councilman Padgett, voted upon and carried by a roll call vote, Council adopted the resolution regarding approval of debt by the Central Virginia Community Services Board. 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	absent

The resolution follows as adopted:

**RESOLUTION OF THE
CITY COUNCIL OF THE CITY OF BEDFORD
APPROVING THE ISSUANCE OF DEBT
BY THE CENTRAL VIRGINIA COMMUNITY
SERVICES BOARD AND RELATED MATTERS**

WHEREAS, the Board of Directors of the Central Virginia Community Services Board (the "Board") has authorized the submission of a financing application (the "Application") to the Virginia Municipal League/Virginia Association of Counties Finance Program which shall include a pooled bond program designed

specifically for community services boards structured in consultation with VML/VACo Finance Program (the “VML/VACo Program”) for the purpose of financing the costs of acquiring, renovating and undertaking capital improvements for the benefit of, certain property and facilities currently being leased by the Board, generally referred to as the Courtland Project, together with related costs and expenses (the “Project”), through the issuance of one or more notes or bonds of the Board in a principal amount not to exceed \$2,200,000 (the “Note”).

WHEREAS, pursuant to Chapter 5, Subtitle II, Title 37.2 of the Code of Virginia of 1950, as amended (the “Act”), including Section 37.2-504 of the Act, the Board is authorized to accept loans as authorized by the governing bodies of the political subdivisions that established, which consist of Counties of Amherst, Appomattox, Bedford and Campbell, and the Cities of Bedford and Lynchburg (collectively, the “Member Jurisdictions”), and such consent is being requested prior to the issuance of the Note by the Authority.

NOW, THEREFORE, BE IT RESOLVED:

1. The City Council of the City of Bedford (the “Locality”) hereby approves the submission of the Application and consents to the issuance of the Note by the Board in order to finance the Project and to pay related costs and expenses, upon terms and conditions, and pursuant to such financing, collateral, and other documents, as shall be approved by the Board pursuant to a subsequent resolution adopted by the Board.
2. Each duly authorized officer of the Locality is hereby authorized to execute and deliver such additional instruments or to take such additional action as may be reasonably necessary to effectuate the purposes and intent of this Resolution and the issuance of the Note by the Board. Under no circumstances, however shall the payment of debt service on the Note constitute a general obligation indebtedness or a pledge of the full faith and credit or taxing power of any of the Member Jurisdictions.
3. This resolution shall take effect immediately.

The City Manager stated that in conjunction with neighboring property owners, Mr. William Burnette has submitted a request to rezone the following 12 tax parcels from Low Density Residential (R-1A) to Limited Business:

215-A-15, 215-A-22, 215-A-33, 215-A-34, 215-A-35, 215-A-36, 215-A-37, 215-A-38, 215-4-1, 215-4-2, 215-4-3, and 215-4-4.

The City Manager reported that the rezoning would allow for commercial development along East Main Street from its intersection with Orange Street eastward to the approximate vicinity of the Armory. Mr. Burnette was unable to contact Mr. James Sines, who owns one of the parcels within the area of the proposed rezoning (identified as tax parcel 215-A-23). The request to rezone the other parcels was tabled by City Council at its regular meeting on September 25, 2007 based on the consensus that the parcel owned by Mr. Sines should be included in the proposed rezoning request. At its regular

meeting on October 4, 2007, the Planning Commission recommended rezoning this property from R-1A to B-1.

The City Manager stated that Council is requested to take the following actions in order to adopt ordinances recommended by the Planning Commission:

- (a) Motion to take from the table the motion of Mr. Vest; made at the Council meeting on September 25, 2007 to rezone twelve parcels on East Main Street from R1-A to B-1 (limited business).
- (b) Approval of ordinance rezoning twelve parcels.
- (c) Approval of ordinance rezoning Parcel 215-A-23

On motion by Councilman Vest, seconded by Councilman Padgett, voted upon and carried by a roll call vote, Council adopted the ordinance rezoning the 12 tax parcels in the vicinity of East Main Street from R-1A to B-1. 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	absent

The ordinance follows as adopted:

Ordinance No. 07-18

**AN ORDINANCE CHANGING THE ZONING MAPS
FOR THE CITY OF BEDFORD BY REZONING
FROM R-1A TO B-1 TWELVE PARCELS
IN THE VICINITY OF EAST MAIN STREET**

WHEREAS, the Planning Commission of the City of Bedford held public hearings on September 6, 2007 to consider a rezoning request initiated by the owners of twelve lots in the vicinity of East Main Street; and

WHEREAS, the Planning Commission recommended such rezoning at its hearing on September 6, 2007;

WHEREAS, the City Council 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 Low Density Residential (R-1A) to Limited Business (B-1) the following tax parcels:

215-A-15, 215-A-22, 215-A-33, 215-A-34, 215-A-35, 215-A-36, 215-A-37, 215-A-38, 215-4-1, 215-4-2, 215-4-3, and 215-4-4.

Section 2. This ordinance is effective upon enactment.

On motion by Councilman Padgett, seconded by Councilman Stanley, voted upon and carried by a roll call vote, Council adopted the ordinance rezoning Parcel 215-A-23. 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	absent

The ordinance follows as adopted:

Ordinance No. 07-19

**AN ORDINANCE CHANGING THE ZONING MAPS
FOR THE CITY OF BEDFORD BY REZONING
FROM R-1A TO B-1 PARCEL 215-A-23
IN THE VICINITY OF EAST MAIN STREET**

WHEREAS, the Planning Commission of the City of Bedford held a public hearing on October 4, 2007 to consider rezoning of Tax Parcel 215-A-23 owned by James Sines, the Planning Commission having initiated such rezoning at its meeting held on September 6, 2007; and

WHEREAS, the Planning Commission recommended such rezoning at its meeting held on October 4, 2007; and

WHEREAS, the City Council 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;

WHEREAS, the City Council finds that public necessity, convenience, and the public welfare and good zoning practices require that this parcel be rezoned from R-1A to B-1.

**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 Low Density Residential (R-1A) to Limited Business (B-1) Tax Parcel 215-A-23

Section 2. This ordinance is effective upon enactment.

Vice Mayor Wandrei adjourned the meeting at 7:45 p.m. until November 8, 2007, at 7:30 p.m. in the Council Hall for a presentation from AMP Ohio.