

July 8, 2008

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 8, 2008.

Members present: Mayor W. D. Tharp; Councilman C. G. Stanley, Jr.; Councilman Thomas M. Padgett; Councilman James A. Vest, and Vice Mayor Robert T. Wandrei.

Members absent: Councilwoman Mary L. Flood and Councilman Jeffrey B. Hubbard

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 June 24, 2008, were approved as distributed.

City Manager Kolakowski reported on the following:

- Explained the reasons for the electric power problems occurring recently which were problems of American Electric Power (AEP) – if any damages, contact the City Manager’s Office for the number to submit claims to AEP

Linda Exley, Bedford Main Street, Inc., stated that Council had received Main Street’s annual report. Ms. Exley reported that LibertyFest was held during the past weekend and approximately 2,000 people attended. Ms. Exley reported that the Farmer’s Market had eighteen vendors earlier in the day.

The City Manager stated there were several items for closed session.

Mayor Tharp complimented the City Manager and staff for its timely and appropriate response to the recent electric power problems.

Councilman Vest asked that Council discuss funding for outside agencies for the 2009-10 budget at the next regular Council meeting.

City Manager Kolakowski suggested having a Finance Committee to discuss funding of outside agencies.

On motion by Councilman Vest, seconded by Councilman Padgett, voted upon and carried unanimously, the following item was added to the agenda:

Closed session pursuant to Section 2.2-3711(a)(3) of the Code of Virginia of 1950, as amended, for the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position; and pursuant to Section 2.2-3711(a)(7) of the Code of Virginia of 1950, as amended, for consultation with legal counsel concerning legal matters and litigation; and pursuant to Section

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2.2-3711(a)(1) of the Code of Virginia of 1950, as amended, to discuss personnel matters.

The City Manager reported that the City has received a copy of the Central Virginia Community Services (CVCS) FY 2009 Performance Contract. 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. Mr. Kolakowski stated that Council was requested to approve the contract.

Councilman Stanley moved that Council accept the Central Virginia Community Services FY 2009 Performance Contract as presented. Councilman Padgett seconded the motion.

Councilman Vest pointed out that that the City's appropriation in the proposed contract (\$6,503) was higher than listed in the City's FY 2008-09 budget (\$5,604).

It was determined that Council would defer action on the CVCS contract until the next regular Council meeting.

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 is posted on the City's Legal Posting Board in the Municipal Building.

On motion by Vice Mayor Wandrei, seconded by Councilman Padgett, voted upon and carried by a roll call vote, Council approved the proposed City of Bedford Equal Opportunity Employer Statement. Roll call vote follows:

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

The City of Bedford Equal Opportunity Employer Statement follows as approved:

### **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.

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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)(3) of the Code of Virginia of 1950, as amended, for the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position; and pursuant to Section 2.2-3711(a)(7) of the Code of Virginia of 1950, as amended, for consultation with legal counsel concerning legal matters and litigation; and pursuant to Section 2.2-3711(a)(1) of the Code of Virginia of 1950, as amended, to discuss personnel matters. Councilman Stanley seconded the motion. The motion was voted upon and carried by the following roll call vote:

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

Council adjourned into closed session at 7:42 p.m.

Council reconvened into open session at 8:30 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 Vice Mayor Wandrei, seconded by Councilman Vest, voted upon and carried by a roll call vote, Council adopted the resolution. Roll call vote follows:

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| Councilman Padgett | aye |
| Councilman Stanley | aye |

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|--------------------|--------|
| Councilman Vest    | aye    |
| Vice Mayor Wandrei | aye    |
| Councilwoman Flood | absent |
| Councilman Hubbard | absent |
| Mayor Tharp        | aye    |

Mayor Tharp adjourned the meeting at 8:31 p.m.