

The Regular December Meeting of Danville City Council convened on the above date at 7:00 P.M. in the Council Chambers located on the Fourth floor of the Municipal Building. The following Council Members were present: L. G. "Larry" Campbell Jr., John B. Gilstrap, Alonzo L. Jones, Vice Mayor T. David Luther, Gary P. Miller, Albert K. "Buddy" Rawley Jr., Mayor Sherman M. Saunders, Fred O. Shanks III, and Adam J. Tomer (9).

Staff members present were City Manager Joseph C. King, Deputy City Manager David A. Parrish, City Attorney W. Clarke Whitfield Jr., and Finance Director/Deputy City Clerk Barbara A. Dameron.

Department/Division Directors present were Planning Director Kenny Gillie, Community Development Director Earl Reynolds, City Engineer/Deputy Public Works Director Kent Shelton, and Economic Development Director Jeremy Stratton.

Mayor Saunders presided.

INVOCATION AND PLEDGE TO THE FLAG

Council Member Rawley offered the invocation. The Pledge of Allegiance to the Flag followed.

ANNOUNCEMENTS AND SPECIAL RECOGNITION

Mayor Saunders recognized Chief Operating Officer at Danville Regional Medical Center (DRMC) Cherie Sibley. Ms. Sibley appeared to give an update on activities at DRMC. She reported the hospital had recently received notice that Centra's application for a surgical facility in Danville had been denied. She said that was great news for the hospital. Over \$1,000,000 has been spent recently for capital improvements at the hospital. Ms. Sibley further reported that DRMC would pay \$396,000 in taxes to the City of Danville that covers the last six months of 2010 and \$500,000 will be spent next month for business license fees. She reported additional employees had been added to improve patient flow in the ED and work continues to improve in that area of the hospital. Five new physicians have been recruited and the nursing program has been upgraded to a bachelors degree program in collaboration with Averett University. Ms. Sibley reviewed DRMC's community involvement that included participation in the recent health fair and a Christmas tree program with proceeds going to the Boys and Girls Club.

Mayor Saunders thanked Ms. Sibley for the update.

MINUTES

Upon Motion by Council Member Campbell and second by Council Member Rawley, Minutes of the November 16, 2010 Regular Council Meeting were approved as presented. Draft copies had been distributed to Council Members prior to the Meeting.

APPOINTMENTS

Vice Mayor Luther moved adoption of the following Resolutions of Appointment:

Resolution No. 2010-12.01 appointing Dale B. Castiglione as a Member of the Fair Housing Board.

Resolution No. 2010-12.02 appointing Max R. Glass as a Member of the Industrial Development Authority.

Resolution No. 2010-12.03 reappointing Lenard D. Lackey Jr. as a Member of the Employees Retirement System Board of Trustees.

Resolution No. 2010-12.04 reappointing John H. Laramore as a Member of the Planning Commission.

The Motion was seconded by Council Member Jones and carried by the following vote:

VOTE: 9-0
AYE: Campbell, Gilstrap, Jones, Luther, Miller, Rawley,
Saunders, Shanks, and Tomer (9)
NAY: None (0).

PUBLIC HEARING - SPECIAL USE PERMIT - 239 MAYFIELD ROAD

Mayor Saunders opened the floor for a Public Hearing to consider a request for a Special Use Permit to operate an indoor commercial recreation facility at 239 Mayfield Road. Notice of the Public Hearing had been published in the Danville Register and Bee on November 23 and 30, 2010.

Mayfield Road resident Adam Goebel stated he spoke for himself along with the majority of other residents in the affected area that they were strongly opposed to the Special Use Permit for a variety of reasons. Mr. Goebel said there were other areas in Danville that were not residential and would be a better location for the facility.

No one further desired to be heard and the Public Hearing was closed.

Council Member Rawley moved adoption of a Resolution entitled:

RESOLUTION NO. 2010-12.05

A RESOLUTION DENYING A SPECIAL USE PERMIT TO ALLOW INDOOR COMMERCIAL RECREATION IN ACCORDANCE WITH ARTICLE 3M, SECTION C, ITEM 4 OF CHAPTER 41 OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA, 1986, AS AMENDED, AT 239 MAYFIELD ROAD.

Council Member Shanks seconded the Motion.

Mr. Gillie advised the applicant, Sammy Pierce, did not provide all information required in his application and he did not attend the Planning Commission meeting when his request was being considered by Commission members. His request was denied by the Planning Commission.

The Resolution was adopted by the following vote:

VOTE: 9-0
AYE: Campbell, Gilstrap, Jones, Luther, Miller, Rawley,
Saunders, Shanks, and Tomer (9)
NAY: None (0).

PUBLIC HEARING - SPECIAL USE PERMIT - 211 NOR DAN DRIVE

Mayor Saunders opened the floor for a Public Hearing to consider a request for a Special Use Permit to allow a Veterinary Clinic at 211 Nor Dan Drive. Notice of the Public Hearing had been published in the Danville Register and Bee on November 23 and 30, 2010.

Applicant William Meyer appeared to answer questions from Council Members and citizens. Mr. Meyer stated he owned the World of Pets and the business is the only locally-owned and operated pet store in the Danville area. He said it had been the desire of his customers and a business goal to establish a grooming shop and space limitations at the present location prevent that. Mr. Meyer said the required space became available in NorDan Center and is adequate for his needs and future goals. He said the business is currently open at the new location and he is awaiting Council approval to offer pet grooming services.

In response to Council Members, Mr. Meyer said all of his services would take place inside the store. Any cremation services for pets take place off-site.

No one further desired to be heard and the Public Hearing was closed.

Council Member Tomer moved adoption of an Ordinance entitled:

ORDINANCE NO. 2010-12.01

AN ORDINANCE GRANTING A SPECIAL USE PERMIT TO ALLOW A VETERINARY CLINIC IN ACCORDANCE WITH ARTICLE 3N, SECTION C, ITEM 20 OF CHAPTER 41 OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA, 1986, AS AMENDED, AT 211 NOR DAN DRIVE.

Council Member Miller seconded the Motion.

Responding to Council Members, Planning Director Gillie advised the Planning Commission had recommended approval of the request under the following conditions:

- No outdoor use.
- No pet breeding.
- Hours of operation limited to 7:00 a.m. to 9:00 p.m. Monday through Saturday, with the exception of holiday sales hours and special events. Holiday and special events hours are to be compatible with other operations within NorDan Shopping Center.

The Ordinance was adopted by the following vote:

VOTE: 9-0
 AYE: Campbell, Gilstrap, Jones, Luther, Miller, Rawley, Saunders, Shanks, and Tomer (9)
 NAY: None (0).

REQUEST FOR REAL PROPERTY TAX EXEMPTION - HOUSE OF HOPE

Mayor Saunders opened the floor for a Public Hearing to consider a request for exemption from Real Property taxation by the House of Hope. Notice of the Public Hearing was published in the Danville Register and Bee on November 27, 2010. No one present desired to be heard and the Public Hearing was closed.

Council Member Gilstrap moved adoption of an Ordinance entitled:

ORDINANCE NO. 2010-12.02

AN ORDINANCE TO DESIGNATE HOUSE OF HOPE, INC. AS BEING EXEMPT FROM LOCAL REAL PROPERTY TAXATION.

Council Member Campbell seconded the Motion.

In response to Vice Mayor Luther, City Attorney Whitfield advised the City Assessor would allow a tax exemption on that portion of the property that is being used for charitable purposes only. Taxes on any commercially-used portion of the property would continue.

The Ordinance was adopted by the following vote:

VOTE: 9-0
 AYE: Campbell, Gilstrap, Jones, Luther, Miller, Rawley, Saunders, Shanks, and Tomer (9)
 NAY: None (0).

BUDGET AMENDMENT-FY 2011-WEATHERIZATION INNOVATION PILOT PROJECT

Upon Motion by Council Member Campbell and second by Council Member Jones, an Ordinance entitled:

ORDINANCE NO. 2010-12.03

AN ORDINANCE AMENDING THE FISCAL YEAR 2011 BUDGET APPROPRIATION ORDINANCE BY ANTICIPATING REVENUE FROM THE UNITED STATES DEPARTMENT OF ENERGY FOR A WEATHERIZATION INNOVATION PILOT PROGRAM IN THE AMOUNT OF \$1,015,746 AND LOCAL MATCHING FUNDS IN THE AMOUNT OF \$1,200,000 FROM ELECTRIC FUND BALANCE FOR A TOTAL APPROPRIATION IN THE AMOUNT OF \$2,215,746 AND APPROPRIATING SAME

was presented by its First Reading, as required by City Charter, to lie over before final adoption.

ESTABLISH NET METERING RIDER TO ELECTRIC SERVICE RATES

Council Member Miller moved adoption of an Ordinance entitled:

ORDINANCE NO. 2010-12.04

AN ORDINANCE ESTABLISHING A NET METERING RIDER TO APPLICABLE EXISTING ELECTRIC SERVICE RATES.

The Motion was seconded by Council Member Jones and carried by the following vote:

VOTE: 9-0
AYE: Campbell, Gilstrap, Jones, Luther, Miller, Rawley, Saunders, Shanks, and Tomer (9)
NAY: None (0).

AMEND CITY ATTORNEY'S CONTRACT

Council Member Miller moved adoption of a Resolution entitled:

RESOLUTION NO. 2010-12.05

A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF AN AMENDMENT TO THE CITY ATTORNEY'S EMPLOYMENT AGREEMENT.

The Motion was seconded by Council Member Tomer and carried by the following vote:

VOTE: 9-0
AYE: Campbell, Gilstrap, Jones, Luther, Miller, Rawley, Saunders, Shanks, and Tomer (9)
NAY: None (0).

COMMUNICATIONS

City Manager King recognized new Community Development Director Earl Reynolds. Mr. Reynolds began his employ in that capacity on December 1.

Mr. King thanked the Danville Regional Foundation for hosting the recent Council and City staff member trip to Greenville, South Carolina in November. He said it was inspiring to see what a

community much like Danville can do with hard work, determination and dedication.

Mr. King reviewed the recent changes relating to utility payments that will commence in the billing for December. Customers will receive flyers in utility bills noting those changes such as extending payment time before penalties are added and before disconnects. Mr. King called attention to a DVD that had been placed at the desk of each Council Member that informs residents about weatherizing their homes. Copies of the DVD will be placed in the library and other prominent places in the City.

ROLL CALL

Council Members thanked the Danville Regional Foundation for hosting the recent trip to Greenville that gave Council Members an excellent opportunity to see how other localities are progressing.

Mr. Shanks encouraged citizens to take part in all of the City's Christmas activities. Specifically mentioned was the Chrismon Tree at the Lutheran Church of the Ascension and the annual Christmas Parade that takes place on Saturday, December 11. Mr. Shanks encouraged everyone to shop in Danville this holiday season. Mr. Shanks congratulated IT Director Inez Harville on her recent certification as a Government Chief Information Officer. Ms. Harville took 240 hours of study at the University of North Carolina at Chapel Hill to achieve this designation.

Council Member welcomed Mr. Reynolds to the City's employ.

The Meeting adjourned at 8:07 P.M.

APPROVED:

MAYOR

ATTEST:

DEPUTY CITY CLERK