

August 4, 2009

The regular August Meeting of City Council was held on August 4, 2009 at 7:00 p.m. in the Council Chambers located on the Fourth Floor of the Municipal Building. The following Council Members were present: Ruby B. Archie, L. G. "Larry" Campbell, Jr., T. David Luther, Gary P. Miller, Albert K. "Buddy" Rawley, Jr., Mayor Sherman M. Saunders, Fred O. Shanks, III, and Adam J. Tomer (8). Vice-Mayor T. Wayne Oakes was absent (1).

Staff Members present were: City Manager M. Lyle Lacy, III, Deputy City Manager Joseph C. King, City Attorney W. Clarke Whitfield, Jr. and City Clerk Annette Y. Crane, CMC.

Other Staff Members present were Chief Engineer Karen Black, Finance Director Barbara Dameron, Planning Director Kenny Gillie, Management Analyst Amanda Paez and Deputy Public Works Director/City Engineer Kent Shelton.

Mayor Saunders presided.

INVOCATION AND PLEDGE OF ALLEGIANCE

Council Member Gary Miller offered the Invocation. The Pledge of Allegiance to the Flag followed.

MINUTES

Upon Motion by Council Member Archie and second by Council Member Rawley, Minutes of the July 21, 2009 Regular Meeting of City Council were approved as presented. Draft copies had been distributed to Council Members prior to the Meeting.

BUDGET ADOPTION-FY 2010-VDOT-CROSSING AT THE DAN IMPROVEMENTS

Upon Motion by Council Member Luther and second by Council Member Campbell, Ordinance No. 2009-07.08 presented by its First Reading on July 21, 2009 amending the FY 2010 Budget Appropriation Ordinance for grants from the Virginia Department of Transportation in the amount of \$250,008 and local share in the amount of \$62,502 to provide funds for certain site improvements at the Crossing at the Dan for a total appropriation in the amount of \$312,510 was adopted by the following vote:

VOTE: 8-0
AYE: Archie, Campbell, Luther, Miller, Rawley,
Saunders, Shanks, and Tomer (8)
NAY: None (0)
ABSENT: Oakes (1).

BUDGET ADOPTION-FY 2010-VIRGINIA COMMISSION OF THE ARTS GRANT

Upon Motion by Council Member Rawley and second by Council Member Miller, Ordinance No. 2009-07.09 presented by its First Reading on July 21, 2009 amending the FY 2010 Budget Appropriation Ordinance to provide for a Virginia Commissions of the Arts grant

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in the amount of \$5,000 and to provide for the local share in the amount of \$5,000 for a total grant of \$10,000 was adopted by the following vote:

VOTE: 8-0
AYE: Archie, Campbell, Luther, Miller, Rawley,
Saunders, Shanks, and Tomer (8)
NAY: None (0)
ABSENT: Oakes (1).

PUBLIC HEARING-SPECIAL USE PERMIT AT 212 MURPHY CIRCLE-DAYCARE

Mayor Saunders opened the floor for a Public Hearing to consider a request by Stokesland United Methodist Church for a Special Use Permit to provide for a child daycare center operation at 212 Murphy Circle. Notice of the Public Hearing had been published in the Danville Register and Bee on July 21 and 28, 2009.

Sharon Holder and Kitty Adkins, who will operate the center, and Pastor Rev. William Setliff appeared to speak in favor of the permit and to answer any questions from Council Members and citizens.

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

Council Member Tomer moved adoption of an Ordinance entitled:

ORDINANCE NO. 2009-08.01

AN ORDINANCE GRANTING A SPECIAL USE PERMIT TO ALLOW A DAY CARE CENTER (CHILD) IN ACCORDANCE WITH ARTICLE 3.E, SECTION C, ITEM 7, OF CHAPTER 41 OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA, 1986, AS AMENDED, SUBJECT TO CONDITIONS AT 212 MURPHY CIRCLE.

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

VOTE: 8-0
AYE: Archie, Campbell, Luther, Miller, Rawley,
Saunders, Shanks, and Tomer (8)
NAY: None (0)
ABSENT: Oakes (1).

PUBLIC HEARING-AMEND LAND USE PLAN & REZONE 921 INDUSTRIAL AVENUE

Mayor Saunders opened the floor for a Public Hearing to consider a request amend the Year 2020 Land Use plan and rezone property at 921 Industrial Avenue to allow for the re-opening of an auto repair facility. Notice of the Public Hearing had been published in the Danville Register and Bee on July 21 and 28, 2009.

Sheley Hicks, who requested rezoning to re-open an auto repair facility, appeared to answer questions from Council Member and citizens.

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

Council Member Campbell moved adoption of an Ordinance entitled:

ORDINANCE NO. 2009-08.02

AN ORDINANCE GRANTING AMENDING THE YEAR 2020 LAND USE PLAN FROM URBAN SINGLE FAMILY TO COMMUNITY SERVICE AND REZONING FROM OT-R OLD TOWN RESIDENTIAL DISTRICT TO HR-C HIGHWAY RETAIL DISTRICT, 921 INDUSTRIAL AVENUE.

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

VOTE: 8-0
AYE: Archie, Campbell, Luther, Miller, Rawley,
Saunders, Shanks, and Tomer (8)
NAY: None (0)
ABSENT: Oakes (1).

PUBLIC HEARING-AMEND LAND USE PLAN & REZONE 2034 NORTH MAIN

Mayor Saunders opened the floor for a Public Hearing to consider a request amend the Year 2020 Land Use plan and rezone property at 2034 North Main Street to allow for a retail sales operation. Notice of the Public Hearing had been published in the Danville Register and Bee on July 21 and 28, 2009.

Mattie Knox appeared to request the operation of a retail sales facility and to answer questions from Council Members and citizens. Ms. Knox stated she currently operated a beauty salon at the location, but would like to operate a thrift store there instead.

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

Council Member Shanks moved adoption of an Ordinance entitled:

ORDINANCE NO. 2009-08.03

AN ORDINANCE GRANTING AMENDING THE YEAR 2020 LAND USE PLAN FROM URBAN SINGLE FAMILY TO COMMUNITY SERVICE AND REZONING FROM N-C NEIGHBORHOOD COMMERCIAL DISTRICT TO "CONDITIONAL" HR-C HIGHWAY RETAIL COMMERCIAL DISTRICT, 2034 NORTH MAIN STREET.

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

VOTE: 8-0
AYE: Archie, Campbell, Luther, Miller, Rawley,
Saunders, Shanks, and Tomer (8)
NAY: None (0)

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ABSENT: Oakes (1).

BUDGET AMENDMENT-FY 2010-SAFE ROUTES TO SCHOOL PROGRAM-VDOT

Upon Motion by Council Member Archie and second by Council Member Miller, an Ordinance entitled:

ORDINANCE NO. 2009-08.04

AN ORDINANCE AMENDING THE FISCAL YEAR 2010 BUDGET APPROPRIATION ORDINANCE ANTICIPATING REVENUES FROM THE VIRGINIA DEPARTMENT OF TRANSPORTATION SAFE ROUTES TO SCHOOL PROGRAM IN THE AMOUNT OF \$236,300

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

BUDGET AMENDMENT - FY 2010 - HOMELAND SECURITY FUNDS

Upon Motion by Council Member Rawley and second by Council Member Miller, an Ordinance entitled:

ORDINANCE NO. 2009-08.05

AN ORDINANCE AMENDING THE FISCAL YEAR 2010 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR A GRANT IN THE AMOUNT OF \$25,550 FROM THE VIRGINIA OFFICE OF EMERGENCY MEDICAL SERVICES, PROVIDED BY THE DEPARTMENT OF HOMELAND SECURITY (DHS), STATE HOMELAND SECURITY PROGRAM (SHSP), AND APPROPRIATING SAME

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

VDOT REVENUE SHARING PROGRAM FUNDS-PUBLIC WORKS STREET PROJECTS

Council Member Archie moved adoption of a Resolution entitled:

RESOLUTION NO. 2009-08.01

A RESOLUTION APPROVING A REQUEST TO THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO ALLOCATE REVENUE SHARING PROGRAM FUNDS FOR VARIOUS STREET MAINTENANCE AND HIGHWAY IMPROVEMENT PROJECTS.

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

VOTE: 8-0
AYE: Archie, Campbell, Luther, Miller, Rawley,
Saunders, Shanks, and Tomer (8)
NAY: None (0)
ABSENT: Oakes (1).

COMMUNICATIONS

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There were no communications from the City Manager, City Attorney, and City Clerk.

ROLL CALL

Mrs. Archie commended Finance Director Barbara Dameron and Division Directors for the excellent presentation to Council Members during a 5:15 P.M. Special Work Session prior to the regular meeting.

Rev. Campbell reported he attended the National Night Out activities at Ballou Park prior to the Council Meeting. He commended the organizers for the outstanding event, especially the Danville City School participants.

Mr. Shanks commented on the events held last weekend at The Crossing. He stated the concert there was a sell-out indicating good things were happening in Danville. He advised that on August 22 there would be an event at the Crossing to benefit the Free Clinic.

Mayor Saunders commented on the new 380 parking spaces that were dedicated last Thursday at The Crossing and stated he was very pleased about the purchase of the White Mill building announcement on Friday.

The Meeting adjourned at 7:31 P.M.

MAYOR

CITY CLERK