

October 22, 2009

The second regular October Meeting of City Council was held on October 22, 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, Vice-Mayor T. Wayne Oakes, Albert K. "Buddy" Rawley, Jr., Mayor Sherman M. Saunders, Fred O. Shanks, III, and Adam J. Tomer (9).

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 Police Chief Philip Broadfoot, Human Services Director Gwendolyn Edwards and Community Development Director Jerry Fischer.

Mayor Saunders presided.

INVOCATION AND PLEDGE OF ALLEGIANCE

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

MINUTES

Upon Motion by Council Member Miller and second by Council Member Rawley, Minutes of the October 6, 2009 Regular Meeting of City Council were approved as presented. Draft copies were distributed to Council Members prior to the Meeting.

BUDGET ADOPTION - FY 2010 - FOOD SERVICE OPERATIONS

Upon Motion by Vice Mayor Oakes and second by Council Member Archie, Ordinance No. 2009-10.03 presented by its First Reading on October 6, 2009 amending the Fiscal Year 2010 Budget Appropriation Ordinance for a federal grant in the amount of approximately \$50,818 to aid the Food Service Operations at W. W. Moore, Jr. Detention Home and appropriating same was adopted by the following vote:

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

PUBLIC HEARING - TRANSPORTATION ENHANCEMENT PROGRAM FUNDS

Mayor Saunders opened the floor for a Public Hearing to consider authorizing the City Manager to apply to the Virginia Department of Transportation for funding under the Virginia Transportation Enhancement Program. Notice of the Public Hearing was published in the Register and Bee on October 8 and 15, 2009. No one present desired to be heard and the Public Hearing was closed.

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Council Member Archie moved adoption of a Resolution entitled:

RESOLUTION NO. 2009-10.09

A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY TO THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO OBTAIN FUNDING UNDER THE VIRGINIA TRANSPORTATION ENHANCEMENT PROGRAM.

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

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

PUBLIC HEARING - TAX EXEMPT STATUS FOR SCHOOLFIELD PRESERVATION

Mayor Saunders opened the floor for a Public Hearing to consider a request from the Schoolfield Preservation Foundation, Inc. for exemption from local real property taxes. Notice of the Public Hearing was published in the Danville Register and Bee on October 12, 2009. Foundation President Jim Hyler was present to answer questions from Council Members or citizens. No one present desired to be heard and the Public Hearing was closed.

Council Member Campbell moved adoption of an Ordinance entitled:

ORDINANCE NO. 2009-10.04

AN ORDINANCE TO DESIGNATE SCHOOLFIELD PRESERVATION FOUNDATION, INC. AS BEING EXEMPT FROM LOCAL REAL PROPERTY TAXATION.

The Motion was seconded by Vice-Mayor Oakes and carried by the following vote:

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

CODE AMENDMENT - ADD SECTION 5-43 TO ADDRESS PET WASTE

Mayor Saunders opened the floor for a Public Hearing to consider amending Chapter 5 of the City Code by adding a new Section 5-43 to address pet waste. Notice of the Public Hearing was published in the Danville Register and Bee on October 14, 2009. No one present desired to be heard and the Public Hearing was closed.

Council Member Shanks moved adoption of an Ordinance entitled:

ORDINANCE NO. 2009-10.05

AN ORDINANCE AMENDING AND REORDAINING CERTAIN SECTIONS OF CHAPTER 5, ENTITLED "ANIMALS AND FOWL," OF THE DANVILLE CITY CODE,

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SPECIFICALLY BY ADDING A NEW SECTION 5-43, ENTITLED "PET WASTE," OF ARTICLE V, ENTITLED "DOGS AND CATS GENERALLY."

Council Member Rawley seconded the Motion.

Mayor Saunders advised it would be up to citizens to file complaints should they see anyone failing to remove pet waste.

In response to Mr. Campbell, Mr. Whitfield advised it would be up to the Magistrate to determine whether or not a complaint was erroneous.

In response to Mr. Tomer, Mr. Lacy said there would be signage posted in various locations of the City as a reminder to citizens.

Several Council Members and Mr. Lacy reported they had received a number of calls in support of the Ordinance.

The Ordinance was adopted by the following vote:

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

BUDGET AMENDMENT - FY 2010 - VDOT SELECTIVE ENFORCEMENT GRANT

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

ORDINANCE NO. 2009-10.06

AN ORDINANCE AMENDING THE FISCAL YEAR 2010 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUE FROM THE VIRGINIA DEPARTMENT OF MOTOR VEHICLES HIGHWAY SAFETY SELECTIVE ENFORCEMENT GRANT PROGRAM IN THE AMOUNT OF \$21,631 AND APPROPRIATION SAME

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

BUDGET AMENDMENT-FY 2010-VDOT-CRASH INVESTIGATIVE TEAM GRANT

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

ORDINANCE NO. 2009-10.07

AN ORDINANCE AMENDING THE FISCAL YEAR 2010 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUE FROM FISCAL YEAR 2010 VIRGINIA DEPARTMENT OF MOTOR VEHICLES HIGHWAY SAFETY REGIONAL CRASH INVESTIGATIVE TEAM GRANT PROGRAM IN THE AMOUNT OF \$22,000 TO BE USED FOR ADVANCED TRAINING FOR MEMBERS OF THE REGIONAL CRASH TEAM

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

BUDGET AMENDMENT-FY 2010-EDWARD BYRNE MEMORIAL JAG GRANT PROGRAM

Upon Motion by Council Member Tomer and second by Council Member Luther, an Ordinance entitled:

ORDINANCE NO. 2009-10.08

AN ORDINANCE AMENDING THE FISCAL YEAR 2010 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUE FROM THE UNITED STATES DEPARTMENT OF JUSTICE, FISCAL YEAR 2009 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM IN THE AMOUNT OF \$39,782 TO BE USED TO IMPLEMENT TECHNOLOGY IMPROVEMENTS AND EQUIPMENT UPGRADES IN THE DANVILLE POLICE DEPARTMENT

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

COMMUNICATIONS

City Manager Lacy reminded everyone the next regular meeting of City Council was rescheduled to Thursday, November 5, 7:00 P.M. Election Day is Tuesday, November 3.

ROLL CALL

Several Council Members reported attending the Virginia Municipal League Annual Conference earlier this week. Mrs. Archie stated it was the best she had ever attended.

Several Council Members reported attending the ribbon-cutting of Foundation Hall on the Danville Community College (DCC) campus held today. Council Member Campbell saluted the Danville Regional Foundation for its monetary contribution to the facility and DCC for donation of the land for construction.

Council Member Luther advised there appeared to be black tar on Memorial Drive in one of the lanes presently undergoing milling and paving. City Manager Lacy stated it may have been water from a city sweeper in order to keep dust down or it could have been an accumulation of rainwater since it had been raining recently. Mr. Lacy stated he would investigate and advise.

Vice-Mayor Oakes reported on the announcement made this week by the Intelligent Community Forum. The Forum looks at communities worldwide for smartly adapting to the 21st century, technologically and economically. Danville was among 21 cities in 13 countries around the world that received this recognition. Specifically mentioned were Danville's fiber optics system, the City/County partnership, IKEA's first North American factory (Swedwood) and the White Mill project. Mr. Oakes stated this means international recognition for Danville.

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Council Member Rawley encouraged all citizens to upgrade their job skills. Mr. Rawley thanked Mayor Saunders and Rev. Campbell for taking part in the ribbon-cutting ceremonies at Foundation Hall today. He reported there were currently 500-600 students taking classes in the Hall on a daily basis. Mr. Rawley advised his office was located in the new facility and invited anyone who wished to take a tour to come by.

Council Member Shanks congratulated Danville Public Schools for the successful GED week. Several open houses were held throughout the week and will conclude on Wednesday at the Work Force Center on Piney Forest Road. Mr. Shanks invited everyone to a BeadforLife Party at Galileo School on Tuesday, October 27 from 3:30 P.M. to 5:30 P.M. He said Ugandan women who used the proceeds to help people work their way out of poverty made the beads from recycled paper.

Council Member Tomer encouraged everyone to vote on Tuesday, November 3.

Mayor Saunders congratulated the 6,300 students enrolled at DCC who make up the largest class ever at the school. He commended City Manager Lacy and Deputy City Manager King for doing an outstanding job for the City of Danville.

The Meeting adjourned at 7:31 P.M.

MAYOR

CITY CLERK