

February 13, 2018

A regular meeting of the Council of the Town of Bedford, Virginia, was held in the Council Hall of the Municipal Building at 7:00 p.m., February 13, 2018.

Members present: Mayor Robert T Wandrei; Vice Mayor Tim Black; Councilman Robert D. Carson; Councilman Stacey L. Hailey; Councilman Bruce M. Johannessen; Councilman Steve C. Rush; and Councilman Bryan Schley

Members absent: None

Staff present: Town Manager Barrett Warner; Attorney W. W. Berry, IV; and Clerk of the Council Teresa W. Hatcher

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

Mayor Wandrei declared that the minutes of a regular Council meeting held on January 9, 2018, and the minutes of the regular Council meeting held on January 23, 2018, were approved as distributed.

Town Manager Warner reported that the Bedford Memorial Hospital rededication of the renovated Emergency Room will be held at 1:00 p.m. on February 14th.

Department Head Reports:

Public Works Director D. W. Lawhorne reported that he, Councilman Schley, and Town Manager Warner attended a meeting of the Town and County Committee. Council members had been given a tentative schedule for the closing of the landfill on Orange Street.

Mayor Wandrei stated that the presentation by Joe Cotner with Bedford County Department of Game and Inland Fisheries will be rescheduled.

Assistant Town Manager Sonia Jammes reminded Council that the work session on the proposed budget will be held on February 20 and asked that Council members contact her with any questions prior to the work session.

Chief of Police Todd Foreman said that planning has begun for Cop Camp, which will be held during the second week in July. The Chief reported that he is working on the PALS Board, which needs volunteers.

Electric Director Wagner spoke about two upcoming projects.

Councilman Rush said the Town and County Committee met and discussed the possibility of acquiring additional land at Liberty Lake Park and recreation issues.

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The Town Manager reported that the term of Ms. Lonnie Bailey on the Planning Commission expires on March 31, 2018. Ms. Bailey has expressed a willingness to serve another term on the Commission, which will be a four-year term. Mr. Jeremy Hamlett has also expressed an interest in serving on the Commission.

On motion by Councilman Rush, seconded by Councilman Hailey, voted upon and carried by a roll call vote, Council appointed Ms. Lonnie Bailey to a four-year term on the Planning Commission, which expires March 31, 2022.

Councilman Schley, Chairman of the Electric Committee, reported the committee met and discussed the FERC relicensing.

Mayor Wandrei moved agenda item "Awarding of Contract for FERC Relicensing" to the last item under new business.

Town Manager Warner reported that the Bedford Middle School Student Council is requesting permission to hold a 5K Love Runs Bedford as a fundraiser for its Student Council community service initiative on April 14, 2018, from 9:00 a.m. until 10:30 a.m. and requested to block the following streets:

- The course will start at the Bedford Middle School, exit onto Peaks Street, turn right onto Whitfield Drive and left onto Oakwood. The 5K will continue down Oakwood for .28K more and turn around. Once the runners are heading back toward town on Oakwood Street, they will turn right onto Longwood Street and then continue on Longwood back to the Middle School entering at the upper (Longwood) entrance.
- They would like to request that the right lane of traffic be closed off using cones beginning at Longwood Baptist Church, and continuing to Elm Street on Longwood. This will provide the participants with an extra margin of safety on Longwood Street. This road will need to be coned off from 8:00 a.m. – 11:00 a.m.

On motion by Councilman Rush, seconded by Councilman Hailey, voted upon and carried by a roll call vote, Council approved the request to close streets. Roll call vote follows:

Vice Mayor Black	aye
Councilman Carson	aye
Councilman Hailey	aye
Councilman Johannessen	aye
Councilman Rush	aye
Councilman Schley	aye
Mayor Wandrei	aye

The Town Manager stated that BSTC's Junior ROTC Detachment will be hosting a regional Raider Challenge 5K Run on February 24, 2018, at the National D-Day Memorial site. The run course will encompass parts of the Memorial, Bedford

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Elementary School property and Tiger Trail. They are requesting Council to authorize the closing of the following street for the event: Tiger Trail from 7:30 a.m. to 10:00 a.m.

On motion by Councilman Carson, seconded by Councilman Hailey, voted upon and carried, Council approved the request to close Tiger Trail. Roll call vote follows:

Councilman Carson	aye
Councilman Hailey	aye
Councilman Johannessen	aye
Councilman Rush	aye
Councilman Schley	aye
Vice Mayor Black	aye
Mayor Wandrei	aye

The following individuals gave presentations regarding FY 2018-19 budget requests for their organizations, activities of the organizations, and answered questions raised by members of Council.

- Susan Martin, President and CEO - Bedford Area Chamber of Commerce
- Sarah Holdren, Board Member – Bedford Area Educational Foundation
- Diane Wilson - Bedford Main Street, Inc.
- Doug Cooper, Director, Bedford Museum and Genealogical Library
- Linda Brake, Program Director - Bedford Ride
- April Cheek-Messier, President - National D-Day Memorial Foundation
- Kim Sorenson, Director - Bower Center for the Arts
- Fred Duis - The Wharton Memorial Foundation

Councilman Rush moved that Council adjourn into closed session pursuant to Section 2.2-3711(a)(29) of the Code of Virginia of 1950, as amended, for discussion of the award of a public contract and the terms or scope of the contract where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body. Councilman Hailey seconded the motion. The motion was voted upon and carried by the following roll call vote:

Councilman Schley	aye
Vice Mayor Black	aye
Councilman Carson	aye
Councilman Hailey	aye
Councilman Rush	aye
Councilman Johannessen	aye
Mayor Wandrei	aye

Council adjourned into closed session at 8:10 p.m. The following non-council members attended: Town Manager Warner and Town Attorney W. W. Berry, IV

Council reconvened into open session at 8:32 p.m.

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The Clerk of Council read aloud the following resolution:

BE IT RESOLVED that the Council of the Town 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 Councilman Rush, seconded by Vice Mayor Black, voted upon and carried by a roll call vote, Council adopted the resolution. Roll call vote follows:

Councilman Carson	aye
Councilman Hailey	aye
Councilman Johannessen	aye
Councilman Rush	aye
Councilman Schley	aye
Vice Mayor Black	aye
Mayor Wandrei	aye

Councilman Schley moved that Council move forward with Louis Berger as the consultant for the FERC (Federal Energy Regulatory Commission) relicensing, with H2O EcoPower being the secondary if negotiations fall through. The motion was seconded by Councilman Johannessen.

Mayor Wandrei asked Councilman Schley to repeat the motion.

Councilman Schley said his motion was to recommend Louis Berger to do the FERC relicensing and if staff cannot work out a contract with him then H2O EcoPower would be the secondary to move into the negotiations with a fixed cost not to exceed the contract and a penalty clause.

Mr. Wandrei was opposed to ranking Louis Berger first because their bid was based upon proceeding with the application under 18 CFR #4.61 which relates to minor water projects of 5 megawatts or less. The Snowden dam has a total capacity of 5.8 and the licensing for a dam of this capacity falls under 18 CFR 4.5 which has more extensive requirements. Either Louis Berger was not aware of the different requirements or was negligent in not making inquiry as to the generation capacity at Snowden dam. This was subsequently confirmed by the consultant GDS Associates. He was also skeptical of their offer to do the work under the correct regulation for the same cost.

The motion was then voted upon and carried by the following roll call vote:

Vice Mayor Black	aye
Councilman Carson	aye
Councilman Hailey	aye
Councilman Johannessen	aye

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Councilman Rush	aye
Councilman Schley	aye
Mayor Wandrei	nay

Mayor Wandrei stated he has appointed a committee to do the evaluations of the Town Manager and Town Attorney. Members of the committee are: Councilman Rush, Mayor Wandrei, and Vice Mayor Black.

Mayor Wandrei adjourned the meeting at 8:37 p.m. until February 14, 2018, at 4:00 p.m. in the Conference Room.