

MINUTES

The Lexington City Council held its regular meeting in the Regional Court Facility on February 2, 2006.

PRESIDING: J. W. Knapp

OFFICERS: T. Jon Ellestad, City
Manager
L. A. Mann, City Attorney
S. Edwards, Clerk

MEMBERS: L. W. Broomall
J. H. Page
J. E. Gianniny
T. P. Golden
R. W. Smith

ABSENT: M. M. Elrod

There were forty-seven people present.

PUBLIC HEARING

To receive public comment on the proposed FY2007-2011 Capital Improvements Plan

No comments

Upon motion of Councilman Broomall, seconded by Councilman Gianniny, it was moved to continue the worksession meeting that had previously started at 7:00 pm. concerning the courthouse. The following vote was recorded.

L. W. Broomall	Aye	T. P. Golden	Aye
J. H. Page	Aye	R. W. Smith	Aye
J. E. Gianniny	Aye	M. M. Elrod	Absent

The motion passed.

REGULAR MEETING

Mayor Knapp called the meeting to order at 8:20 pm and delivered the invocation.

APPROVAL OF MINUTES

Councilman Gianniny requested that the minutes be corrected on Page 3 to show the

following under Consideration of reimbursing Washington and Lee University for interest lost in utility over billing:

“Councilman Gianniny seconded the motion stating that he felt that the payment amount was reasonable and because of the amount of the overcharges being in excess of \$50,000 that the city pay interest for that money.”

Councilman Broomall moved that the minutes of the January 19, 2006 meeting be approved with the correction. Councilman Page seconded the motion. The following vote was recorded.

L. W. Broomall	Aye	T. P. Golden	Aye
J. H. Page	Aye	R. W. Smith	Aye
J. E. Gianniny	Aye	M. M. Elrod	Absent

The motion passed.

CITIZENS’ REMARKS AND COMMENTS ON MATTERS NOT ON AGENDA

Peter Sils, 108 W. Preston Street, Charles Horner, 607 Marshall Street, Leslie Giles, 6 Houston Street, Marjorie Hansen, 605 Marshall Street and Peter Hansen, 605 Marshall Street each addressed Council concerning certain aspects of the design of the proposed courthouse they feel should be addressed before a final decision is made. Mayor Knapp thanked these individuals and reminded those in attendance that there is a scheduled meeting on February 9th at 7:00 pm with Rockbridge County concerning the courthouse.

REPORTS AND COMMUNICATIONS

City Council Committees

FINANCE COMMITTEE

Councilman Broomall reported that the Finance Committee had not met. A meeting was scheduled for February 16th at 7:30 pm. This meeting will take place prior to the regular scheduled Council Meeting in the Regional Court Facility.

PHYSICAL SERVICES COMMITTEE

Councilman Gianniny reported that this committee had met on January 24th. They discussed the closing of the Nelson Street bridge for maintenance between March 1 - March 31 and the impact on traffic through Lexington. In addition they reviewed the proposed Tree Ordinance. It was the recommendation of the committee that staff proceed and get the ordinance ready for a public hearing.

SOCIAL AND ECONOMIC SERVICES COMMITTEE

Councilwoman Elrod was not in attendance but it was reported that the committee had not met.

Boards and Commissions

PLANNING COMMISSION

Councilman Smith reported that the Planning Commission had met and that they conducted a public hearing on an application by Omnipoint Communications for a Conditional Use Permit to erect three telecommunications antennas to be concealed with a “faux” chimney on the roof of the R. E. Lee building at 30 South Main Street.

The commission also received a presentation from Tom Contos from Washington and Lee University for the Master Plan. They also discussed an entrance corridor certificate of appropriateness for the construction of a wooden guard rail adjacent to the DMV building in the Summit Square Shopping Center on Walker Street. They also continued discussion on the land use chapter of the code.

RAEDC

Councilman Golden reported that RAEDC had not met.

CENTRAL SHENANDOAH PLANNING DISTRICT COMMISSION

Mayor Knapp reported that this commission had not met.

ROCKBRIDGE REGIONAL COMMUNITY SERVICES BOARD

Councilwoman Elrod was not in attendance so there was no report.

REGIONAL TOURISM BOARD

Councilman Page reported that this board had not met.

MAYOR

Appointment to the Community Services Board

No appointment was made.

City Manager Ellestad reminded Council that there is still a vacancy on the Cemetery Advisory Board.

CITY MANAGER

Schedule meeting to discuss City Code update and proposed Rental Inspection program.

Council scheduled a worksession for February 21st at 4:30 pm to be held at City Hall.

Discussion of change in zoning regulations for the Regional Industrial Park.

City Manager Ellestad discussed whether the letter from Rockbridge County to Buena Vista concerning a possible change to the General Industrial Zoning District section of the Buena Vista Land Development Ordinance should also be sent from the City. Councilman Gianniny recommended that a letter would be appropriate and requested that the wording be modified a little asking them to hold back on the zoning change until the sale of the property from the IDA is complete. The City Manager and Mayor will work on drafting this letter.

Consideration of the proposed FY2007-2011 CIP

Upon motion of Councilman Broomall, seconded by Councilman Smith, FY2007-2011 CIP was unanimously approved. The following vote was recorded.

L. W. Broomall	Aye	T. P. Golden	Aye
J. H. Page	Aye	R. W. Smith	Aye
J. E. Gianniny	Aye	M. M. Elrod	Absent

The motion passed.

City Manager reminded Council that as a result of the worksession where they discussed school construction, if there are questions that they wish to be included in the memo to the School Board, the questions need to be sent to him.

CITY ATTORNEY

Attorney Mann informed Council that Judge Martin's office has asked for a conference call on the status of the courthouse. Attorney Mann is recommending that he reply that Council cannot have this call until at least a week from February 3rd which will be after the meeting with Council and the Board of Supervisors. After some discussion among Council members it was decided that having this call after the meeting with Rockbridge County would be desirable.

Councilman Broomall reminded Council that he will not be able to attend the meeting with the County Board of Supervisors on February 9th but he will be submitting to the City Manager and Council his questions and concerns that should be addressed at that meeting. It was felt by Council members that site options, reconfiguration on current site and another

architect were suggested areas for discussion.

UNFINISHED BUSINESS

None

NEW BUSINESS

None

ADJOURNMENT

There being no further business, the meeting adjourned at 9:49 pm.