



## **DANVILLE CITY COUNCIL REGULAR MEETING AGENDA**

**MUNICIPAL BUILDING**

**DECEMBER 15, 2009**

**7:00 P.M.**

### **CITY COUNCIL MEMBERS:**

**PRESIDING:** Sherman M. Saunders, Mayor

Ruby B. Archie

L. G. "Larry" Campbell, Jr.

T. David Luther

Gary P. Miller

T. Wayne Oakes, Vice Mayor

Albert K. "Buddy" Rawley, Jr.

Fred O. Shanks, III

Adam J. Tomer

### **STAFF:**

M. Lyle Lacy, III, City Manager

Joe King, Deputy City Manager

W. Clarke Whitfield, Jr., City Attorney

Annette Y. Crane, City Clerk

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**I. MEETING CALLED TO ORDER**

**II. ROLL CALL**

**III. INVOCATION – Albert K. “Buddy” Rawley, Jr.**

**IV. PLEDGE OF ALLEGIANCE TO THE FLAG**

**V. ANNOUNCEMENTS AND SPECIAL RECOGNITION**

**VI. COMMUNICATIONS FROM VISITORS**

*Citizens who desire to speak on matters not listed on the Agenda will be heard at this time. Citizens who desire to speak on Agenda Items will be heard when the Agenda Item is considered.*

**VII. OLD BUSINESS**

A. Consideration of Approval of Minutes for the Regular Council Meeting Held on December 1, 2009.

B. Consideration of Amendments to the Fiscal Year 2010 Budget Appropriation Ordinances.

*The following Budget Amendments (Items 2 – 4) have been previously discussed by City Council and introduced for First Reading, and will be further considered by City Council in Public Hearing. After the Public Hearing has been closed, there will be no separate discussion on these items and they will be enacted by one motion. If discussion is desired by a Council Member or a Citizen, the Item(s) will be removed from the consent process and considered separately.*

1. Public Hearing

2. Ordinance Amending the Fiscal Year 2010 Budget Appropriation Ordinance for Projects to be Undertaken within the City and to be Financed Anticipating Revenues from the Virginia Department of Transportation (VDOT) Revenue Sharing Program Funds in the Amount of \$800,000.  
Council Letter Number 149-09 – **FINAL ADOPTION**

3. Ordinance Amending the Fiscal Year 2010 Budget Appropriation Ordinance to Provide for Additional Federal Transit Administration American Recovery and Reinvestment Act Mass Transit Funding for the Purpose of Capital Projects Related to the Danville Transit System in the Amount of \$717,290 and Appropriating Same.  
Council Letter Number 150-09 – **FINAL ADOPTION**

4. Ordinance Amending the Fiscal Year 2010 Budget Appropriation Ordinance to Provide for State Aviation Funding for the Purpose of Demolishing the Advance Auto Building Property Located Directly Across from the Danville Regional Airport in the Amount of \$14,648 and for the Local Share in the Amount of \$3,662 to be Provided by a Transfer from the General Fund Contingency Account for a Total Appropriation of \$18,310 and Appropriating Same.  
Council Letter Number 152-09 – **FINAL ADOPTION**

## VIII. NEW BUSINESS

- A. Consideration of a Request for a Special Use Permit for Property Located at 284 West Main Street for the Operation of a Bed and Breakfast.  
Council Letter Number 157-09
  1. Public Hearing
  2. Ordinance Granting a Special Use Permit to Allow for the Operation of a Bed and Breakfast in Accordance with Article 3.E, Section C, Item 3, of Chapter 41 of the Code of the City of Danville, Virginia, 1986, as Amended, at 284 West Main Street.

B. Consideration of a Request for a Special Use Permit for Property Located at 753 Main Street for the Operation of a School.  
Council Letter Number 158-09

1. Public Hearing
2. Ordinance Granting a Special Use Permit to Allow for the Operation of a School in Accordance with Article 3.J, Section C, Item 14, of Chapter 41 of the Code of the City of Danville, Virginia, 1986, as Amended, at 753 Main Street.

C. Consideration to Amend Article 2, Section R, Item 8 of the City of Danville Zoning Ordinance to Amend the Maximum Height of Commercial Communication Towers.  
Council Letter Number 160-09

1. Public Hearing
2. Ordinance Amending and Reordaining Certain Sections of Chapter 41, Entitled “Zoning Code”, of the Danville City Code, Including Specific Sections in Article 2, Entitled “General Regulations”, Section R, Entitled “Communication Towers and Antennas”, Item 8, by Amending the Maximum Height of Commercial Communication Towers by Allowing for a Height of 150 Feet and an Additional Height of 20 Feet for Omnidirectional or Whip Antenna for a Total Height of 170 Feet From Grade.

D. Consideration of a Request for a Special Use Permit for Property Located at 126 Third Avenue for the Purpose of Constructing a Radio Tower.  
Council Letter Number 159-09

1. Public Hearing
2. Ordinance Granting a Special Use Permit to Authorize a Public Use or Utility in Accordance with Article 3.E, Section C, Item 15, of Chapter 41 of the Code of the City of Danville, Virginia, 1986, as Amended, at 126 Third Avenue.

- E. Consideration of Modifications to the City of Danville Zoning Ordinance to Amend Certain Sections of Chapter 41 of the City Code by Adding the Operation of a Bicycle Shop by Right in Areas of the City of Danville Zoned N-C, CB-C, TW-C, HR-C, and PS-C and Providing for the Definition of a Bicycle Shop.  
Council Letter Number 162-09
1. Public Hearing
  2. Ordinance Amending and Reordaining Certain Sections of Chapter 41, Entitled “Zoning Code”, of the Danville City Code, 1986, as Amended, Including Specific Sections in Article 3.J, (N-C Neighborhood Commercial District), Article 3.K, (CB-C Central Business District), Article 3.L, (TW-C Tobacco Warehouse District), Article 3.M, (HR-C Highway Retail District), Article 3.N, (PS-C Planned Shopping Center District), and Article 15 (Definitions) by Adding the Operation of a Bicycle Shop by Right in Areas of the City of Danville Zoned N-C, CB-C, TW-C, HR-C and PS-C, and Providing the Definition of a Bicycle Shop.
- F. Consideration of a Lease Agreement with Lakes Media, LLC for the Placement of Telecommunication Antennas and Equipment on the City’s Third Avenue Radio Tower.  
Council Letter Number 153-09
1. Public Hearing
  2. Resolution Approving and Authorizing the City Manager to Execute a Lease Agreement with Lakes Media, LLC for the Placement of Telecommunication Antennas and Equipment on the City’s Third Avenue Radio Tower.
- G. Consideration of Renaming a Street from Knight Celotex Way to Celotex Drive.  
Council Letter Number 154-09
- Ordinance Changing the Name of Knight Celotex Way to Celotex Drive.
- H. Consideration of Participation in the AMP Meldahl-Greenup Hydroelectric Project.  
Council Letter Number 151-09

Resolution Approving the Form and Authorizing the Execution of Power Sales Contracts with American Municipal Power, Inc. and Taking Other Actions in Connection Therewith Regarding Meldahl and Greenup Hydroelectric Project Participation.

**IX. COMMUNICATIONS FROM:**

- A. City Manager
- B. City Attorney
- C. City Clerk
- D. Roll Call

**X. ADJOURNMENT**