

// A regular meeting of the Council of the City of Lynchburg was held on the 8th day of January, 2013, at 3:00 P.M. in the Council Chamber, City Hall, Michael Gillette, President, presiding. The following Members were present:

Present: Cary, Foster, Helgeson, Johnson, Nelson, Perrow, Gillette 7

Absent: 0

// Michael Connor and John Judge of Desman Associates, presented to Council the Downtown Parking Deck Feasibility Study. The City has conducted three studies over the last 18 years and all the studies identified the need for an additional downtown parking deck. Desman Associates reviewed the prior studies, met with downtown stakeholders, and examined documentation regarding the operation of the City's parking program. Their analysis identified a number of potential parking development locations: Jefferson and 8th Street; Commerce and 10th Street; Commerce and 7th Street; Main and 5th Street; Commerce and 11th/12th Street and Commerce at 12th/13th Street. The study also resulted in eight recommendations for operational improvements in the parking program. Desman Associates concluded that the recommendations presented are based on a cursory review of current parking policies, procedures, rates, revenues, and expenses.

// Kelly Hitchcock with Region 2000 Local Government Council made a brief presentation regarding the current Safe Routes to School (SRTS) plan for Linkhorne Elementary/Middle School complex, W. M. Bass Elementary School and Perrymont Elementary School. Ms. Hitchcock stated that the SRTS is a transportation program and to be eligible for SRTS funding, a locality must first submit a SRTS travel plan for each school. The plan must outline the goals, barriers and opportunities to establish safe pedestrian access, as well as a summary of programmatic and infrastructure activities necessary to meet the goal of safe pedestrian access for students. The travel plan must be endorsed by both City Council and the School Board.

On motion of Council Member Perrow, seconded by Council Member Foster, Council by the following recorded vote adopted Resolution #R-13-001, as presented, endorsing the Safe Routes to School travel plan and a grant application for Linkhorne Elementary/Middle School complex, W. M. Bass Elementary School and Perrymont Elementary School:

Ayes: Cary, Foster, Helgeson, Johnson, Nelson, Perrow, Gillette 7

Noes: 0

// Bonnie Svrcek, Deputy City Manager, presented the results of City Council's assessment of progress made during FY 2012 on the elements of Sustainable Lynchburg. The eleven Sustainable Lynchburg elements are Arts and Culture, Citizen Engagement and Social Capital, Economic Development, Healthy and Active Living, Infrastructure, Land Use, Lifelong Learning, Natural and Environmental Resources, Neighborhoods, Safe Community and Transportation. Ms. Svrcek stated that City Council's assessments and staff assessments were for the most part, in line with each other. She also stated that the report could be used as one tool to help inform decision making during the development and discussion of the FY 2014 budget.

// Tim Mitchell, Water Resources Director and Erin Hawkins, Water Quality Manager, presented the Stormwater Program Update. The report provided the following:

- Stormwater Utility Update
- Regulatory Update
- Stormwater Management Regulations
- Recommendations
- Environmental Finance Center

// During Roll Call Council Member Cary stated that he no longer receives the Neighborhood Watch list and wanted to be sure that his name was added back to the list. He also was concerned that more is not being done to notify citizens of the need to add a pressure valve when the water pressure is 80 pounds or over.

// Council Member Foster referenced an email from Mrs. Elizabeth Jenkins informing her that the EC Glass Chamber Choir has been invited to sing at Carnegie Hall in April 2013 and that she would like to invite them to a Council meeting when they return.

// Council Member Perrow mentioned that since he does not receive paper water bills anymore, he does not receive the inserts and wanted to know if the information on the inserts could be added to the electronic water bill notices.

// Mayor Gillette followed up on Council Member Cary’s comment about pressure valves and advised that there is a private company sending notices to property owners regarding pressure valves and insurance. He wanted citizens to know these notices were not sent out by the City. He also recognized Lynchburg wireless innovator James Neel, founder and president of Cognitive Radio Technologies, which was named one of the winners of the Center for Innovative Technology GAP 50 Entrepreneur Awards earlier this month.

// On motion of Council Member Cary, seconded by Council Member Foster, Council by the following recorded vote elected to hold a closed meeting to consider appointments to Council-appointed Boards and Commissions, i.e., Towing Advisory Board, Transit Company Board and Redevelopment & Housing Authority Board; for discussion and consideration of the disposition of a City owned lot located at the intersection of Lakeside Drive and Whitehall Road because discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the City; and for consultation with legal counsel and briefings by staff members about specific legal matters (1) the operation of the fuel farm at the Lynchburg Regional Airport and (2) the renewal of the Tourism Agreement with the Lynchburg Regional Chamber of Commerce, pursuant to Section 2.2-3711 (A) (1),(3), and (7) respectively, Code of Virginia (1950), as amended:

Ayes: Cary, Foster, Helgeson, Johnson, Nelson, Perrow, Gillette

7

Noes:

0

// The meeting was re-opened to the public.

// Vice Mayor Johnson made the following motion:

WHEREAS, the Council of the City of Lynchburg has convened a closed meeting on this date, pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by City Council that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Lynchburg certifies that, to the best of each member's knowledge, (i) 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 (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by Council.

The Motion was seconded by Council Member Perrow, and Council by the following recorded vote adopted the motion:

Ayes: Cary, Foster, Helgeson, Johnson, Nelson, Perrow, Gillette 7

Noes: 0

// In the matter of Appointments, and on nomination of Vice Mayor Johnson, seconded by Council Member Foster, Council by the following recorded vote appointed Kendall Craft, Randy Martin and Jeff Nichols to serve on the Towing Advisory Board for terms to expire December 31, 2015:

Ayes: Cary, Foster, Helgeson, Johnson, Nelson, Perrow, Gillette 7

Noes: 0

On nomination of Vice Mayor Johnson, seconded by Council Member Foster, Council by the following recorded vote appointed Lee Beaumont and Greg Daniels to serve another term on the Transit Company Board for terms to expire December 31, 2015:

Ayes: Cary, Foster, Helgeson, Johnson, Nelson, Perrow, Gillette 7

Noes: 0

// City Council recessed the meeting at 6:30 P.M.

// City Council reconvened the meeting at 7:30 P.M.

The following Members were present:

Present: Cary, Foster, Helgeson, Johnson, Nelson, Perrow, Gillette 7

Absent: 0

Council Member Perrow gave the Invocation, followed by the Pledge of Allegiance.

// Mr. Ken Crumpler from the Virginia Office of Emergency Medical Services recognized the Department of Emergency Services for achieving accreditation. This process required that a Public Safety Answering Point implement Emergency Medical Dispatch (EMD) protocols which was accomplished in January 2012.

// Copies of the minutes of the December 11, 2012 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Perrow, seconded by Council Member Cary, Council by the following recorded vote approved the minutes as presented:

Ayes: Cary, Foster, Helgeson, Johnson, Nelson, Perrow, Gillette 7

Noes: 0

// In the matter of Courts – General, Resolution #R-12-140 amending the FY 2013 General Fund budget and appropriating \$40,755, with resources from the State Compensation Board, Technology Trust Fund fees, to support Information Technology needs in the Office of the Circuit Court Clerk, laid over from the December 11, 2012 meeting, was again presented and read, and on motion of Council Member Perrow, seconded by Council Member Cary, Council by the following recorded vote adopted the Resolution:

Ayes: Cary, Foster, Helgeson, Johnson, Nelson, Perrow, Gillette 7

Noes: 0

// In the matter of Fire – General, Resolution #R-12-143 amending the FY 2013 City/Federal/State Aid Fund budget and appropriating \$140,144, to fund a Paramedic training project for the Fire Department, laid over from the December 11, 2012 meeting, was again presented and read, and on motion of Council Member Perrow, seconded by Council Member Cary, Council by the following recorded vote adopted the Resolution:

Ayes: Cary, Foster, Helgeson, Johnson, Nelson, Perrow, Gillette 7

Noes: 0

// In the matter of Finance – Bonds, Resolution #R-12-145 amending the FY 2013 General Fund Budget and appropriating \$42,000 with resources from the General Fund Reserve for Contingencies for issuance costs related to the FY 2013 General Obligation Public Improvement Bank Qualified Refunding Bond to refinance the Capital Lease for the J. W. Ould Building, laid over from the December 11, 2012 meeting, was again presented and read, and on motion of Council Member Perrow, seconded by Council Member Cary, Council by the following recorded vote adopted the Resolution:

Ayes: Cary, Foster, Helgeson, Johnson, Nelson, Perrow, Gillette 7

Noes: 0

// In the matter of Police – General, City Council Report #11 was considered. On motion of Council Member Perrow, seconded by Council Member Cary, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-13-002, as presented, amending the FY 2013 City/Federal/State Aid Fund budget and appropriating \$16,555 with resources from the 2012 State Homeland Security Program Grant to purchase one license plate reader for criminal law enforcement:

Ayes: Cary, Foster, Helgeson, Johnson, Nelson, Perrow, Gillette 7

Noes: 0

// In the matter of Police – General, City Council Report #12 was considered. On motion of Council Member Perrow, seconded by Council Member Cary, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-13-003, as presented, amending the FY 2013 City/Federal/State Aid Fund budget and appropriating \$40,560, with resources of \$20,080 from the Bulletproof Vest Partnership 2012 Grant Program, to purchase 52 replacement bulletproof vests for law enforcement officers:

Ayes: Cary, Foster, Helgeson, Johnson, Nelson, Perrow, Gillette 7

Noes: 0

// In the matter of Fire – General, City Council Report #13 was considered. On motion of Council Member Perrow, seconded by Council Member Cary, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-13-004, as presented, amending the FY 2013 City/Federal/State/Aid Fund budget and appropriating \$25,000, to be utilized for equipment for the Fire Department’s Technical Rescue Team’s Equipment, Training, and Exercise Project:

Ayes: Cary, Foster, Helgeson, Johnson, Nelson, Perrow, Gillette 7

Noes: 0

// In the matter of Juvenile Services – General, City Council Report #14 was considered. On motion of Council Member Perrow, seconded by Council Member Cary, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-13-005, as presented, amending the FY 2013 City/Federal/State Aid Fund budget and appropriating \$139,332, fully reimbursable, to help reduce the number of alcohol-related vehicle crashes involving drivers who are between 15 and 24 years of age:

Ayes: Cary, Foster, Helgeson, Johnson, Nelson, Perrow, Gillette 7

Noes: 0

// In the matter of Housing Authority, a public hearing was held regarding City Council Report #15 regarding a request from the Lynchburg Redevelopment and Housing Authority for authorization to pursue acquisition of blighted property at 1722 Fillmore Street under Section 36-19.5 of the Code of Virginia. Ms. Debra Guyot, Director of Lynchburg Redevelopment and Housing Authority, gave a summary of the request. There was no one else present who wished to speak to this item, and the public hearing was closed.

During Council discussion several concerns were raised regarding whether or not the property owner had been properly notified and whether or not the pictures were current. Council Member Perrow made a motion to accept the request from the Housing Authority, seconded by Council Member Cary. Council Member Helgeson offered a substitute motion to table this item for two weeks until more current information could be presented, seconded by Council Member Nelson. After further discussion, the substitute motion failed by the following recorded vote:

Ayes: Helgeson, Nelson, Gillette 3

Noes: Cary, Foster, Johnson, Perrow 4

On the original motion made by Council Member Perrow, seconded by Council Member Cary, Council by the following recorded vote adopted Resolution #R-13-006, as presented, to pursue acquisition of blighted property at 1722 Fillmore Street under Section 36-19.5 of the Code of Virginia:

Ayes: Cary, Foster, Johnson, Perrow 4

Noes: Helgeson, Nelson, Gillette 3

// In the matter of Housing Authority, a public hearing was held regarding City Council Report #16 regarding a request from the Lynchburg Redevelopment and Housing Authority for authorization to pursue acquisition of blighted property at 808 Dinwiddie Street under Section 36-19.5 of the Code of Virginia. Ms. Debra Guyot, Director of Lynchburg Redevelopment and Housing Authority, gave a summary of the

request. There was no one else present who wished to speak to this item, and the public hearing was closed. On motion of Council Member Cary, seconded by Council Member Perrow, Council by the following recorded vote adopted Resolution #R-13-007, as presented, to pursue acquisition of blighted property at 808 Dinwiddie Street under Section 36-19.5 of the Code of Virginia:

Ayes: Cary, Foster, Helgeson, Johnson, Nelson, Perrow, Gillette 7

Noes: 0

// In the matter of Community Development – CDBG, a public hearing was held regarding City Council Report #17 to receive citizen comments regarding the goals for the development of the 2013-2014 Annual Action Plan and adopt a Resolution approving the goals. Grants Manager Melva Walker gave a summary of the request. There was no one else present who wished to speak to this item, and the public hearing was closed. On motion of Council Member Helgeson, seconded by Council Member Nelson, Council by the following recorded vote adopted Resolution #R-13-008, as presented, approving the Goals for 2013-2014 Annual Action Plan.

Ayes: Cary, Foster, Helgeson, Johnson, Nelson, Perrow, Gillette 7

Noes: 0

// In the matter of Fire – General, City Council Report #18 was considered. On motion of Council Member Nelson, seconded by Vice Mayor Johnson, Council by the following recorded vote adopted Resolution #R-13-009, as presented, accepting the Staffing for Adequate Fire and Emergency Response (SAFER) grant in the amount of \$979,497 from FEMA for staffing in the Fire Department:

Ayes: Cary, Foster, Helgeson, Johnson, Nelson, Perrow, Gillette 7

Noes: 0

// The meeting was adjourned at 8:36 P.M.

Clerk of Council