

// A regular meeting of the Council of the City of Lynchburg was held on the 27th day of March, 2012, at 3:00 P.M. in the Council Chamber, City Hall, Joan F. Foster, President, presiding. The following Members were present:

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

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Absent:

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// School Board Chair Charlie White gave a brief report regarding the Proposed FY 2013 School Budget on the following topics: Your Return on Investment (ROI) and Educational Opportunity.

// Interim Superintendent Dr. Larry Massie provided an overview of the Proposed FY 2013 School Budget.

// Grants Manager Melva Walker briefly reviewed the restructuring of the Citizens Participation Plan (CPP) at the CDBG/HOME Work Session on CDAC Recommendations. Ms. Walker provided an overview of City Council's direction for the Program Year 2012 (FY 2013) application funding requests. Ms. Walker further explained the 2010-2015 Consolidated Plan goals along with the CDBG and HOME Allocations.

// City Manager Kimball Payne continued with the FY 2013 Proposed Budget document with the following department presentations.

- Parks & Recreation – Parks & Recreation Director Kay Fraizer
- Community Development – Community Development Director Kent White
- Economic Development – Economic Development Director Marjette Upshur
- Fleet Services – Fleet Services Director John McCorkhill
- Parking Manager – City Manager Kimball Payne (Council Member Helgeson suggested putting the Parking Management Division on the Matrix for further discussion).

// Due to time constraints the Capital Improvement Program will be discussed at a Special Work Session on April 3, 2012 at 4:00 p.m.

// During roll call Council Member Perrow stated two items; 1) a citizen had contacted him regarding the policy of having chickens and roosters in the City, and 2) asked that someone do a report on what effect the EPA ruling by the Supreme Court would have on the City's stormwater issues. Council Member Gillette stated that he had been contacted by a constituent about a car tax bill that the City was trying to collect from him. It turned out that the constituent was owed a refund because he had paid taxes in another locality and questioned why the City could not put a notification in a tax bill about this.

// City Council recessed the meeting at 6:45 p.m.

// City Council reconvened the meeting at 7:30 p.m.

The following Members were present:

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

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Absent:

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Vice Mayor Johnson gave the Invocation, followed by the Pledge of Allegiance.

// Mr. Tim Groove with Angels Race Triathlon thanked City Council and the community for their continued support and appreciation and will host the 10th Annual Angels Race Triathlon in Lynchburg on April 22, 2012.

// Mr. Billy McBratney with Citizens Advocacy Strengthening Community Group presented the City with a plaque with over thirty (30) businesses entitled "Creative Thinking ".

// Ms. Anna Bentson, Director of Lynch's Landing, announced to the City that Lynchburg had received the "Virginia Main Street Milestone Awards".

// Mayor Foster and Vice Mayor Johnson recognized two professors at Lynchburg College with certificates.

// Copies of the minutes of the March 13, 2012 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Nelson, seconded by Council Member Gillette, Council by the following recorded vote approved the minutes as presented:

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

Noes: 0

// Copies of the minutes of the March 20, 2012 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Nelson, seconded by Council Member Gillette, Council by the following recorded vote approved the minutes as presented:

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

Noes: 0

// In the matter of Police – General, Resolution #R-12-024 amending the FY 2012 City/Federal/State Aid Fund budget and appropriating \$10,492, fully reimbursable, to purchase gas masks for use in critical incident response and related fit testing equipment for routine inspection of gas mask reliability, laid over from the March 13, 2012 meeting, was again presented and read, and on motion of Council Member Nelson, seconded by Council Member Gillette, Council by the following recorded vote adopted the Resolution:

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

Noes: 0

// In the matter of Police – Emergency Services, Resolution #R-12-025 amending the FY 2012 City/Federal/State Aid Fund budget and appropriating \$75,000, fully reimbursable, to replace the Computer-Aided Dispatch application server located in the Emergency Communications Center, laid over from the March 13, 2012 meeting, was again presented and read, and on motion of Council Member Nelson, seconded by Council Member Gillette, Council by the following recorded vote adopted the Resolution:

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

Noes: 0

// In the matter of Human Services – General, Resolution #R-12-026 amending the FY 2012 City/Federal/State Aid Fund budget and appropriating \$139,332, fully reimbursable, to help reduce the number of alcohol-related vehicle crashes involving drivers between 15 and 24 years of age, laid over from the March 13, 2012 meeting, was again presented and read, and on motion of Council Member Nelson, seconded by Council Member Gillette, Council by the following recorded vote adopted the Resolution:

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

Noes: 0

// In the matter of Economic Development – General, Resolution #R-12-027 amending the FY 2012 City/Federal/State Aid Fund budget and appropriating \$151,200, to remediate and stabilize ten parcels along Fifth Street, laid over from the March 13, 2012 meeting, was again presented and read, and on motion of Council Member Nelson, seconded by Council Member Gillette, Council by the following recorded vote adopted the Resolution:

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

Noes: 0

// In the matter of Fire – General, Resolution #R-12-028 amending the FY 2012 City/Federal/State Aid Fund budget and appropriating \$491,760, to purchase replacement Self-Contained Breathing Apparatus (SCBA) for the Fire Department, laid over from the March 13, 2012 meeting, was again presented and read, and on motion of Council Member Nelson, seconded by Council Member Gillette, Council by the following recorded vote adopted the Resolution:

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

Noes: 0

// In the matter of City Code/Public Works – Water, a public hearing was held regarding City Council Report #13 outlining an Ordinance amending the City Code relating to Water and Sewer Rates. Tim Mitchell, Director of Water Resources, 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.

After Council discussion, Council Member Perrow made a motion, seconded by Council Member Cary to change the water and sewer rate to 5%. With continued discussion, Council Member Nelson made a substitute motion, seconded by Council Member Perrow to reduce the rate from 5% to 4%. Council Member Helgeson stated he would not support a rate increase and not to burden the citizens with more taxes.

On motion of Council Member Nelson, seconded by Council Member Perrow, Council by the following recorded vote adopted Ordinance #O-12-032, as amended, amending the City Code relating to Water and Sewer Rates to 4%:

Ayes: Cary, Gillette, Johnson, Nelson, Perrow, Foster 6

Noes: Helgeson 1

// In the matter of City Code/Public Works – Sewer, a public hearing was held regarding City Council Report #14 outlining an Ordinance amending the City Code relating to Stormwater Rates and Billing. Tim Mitchell, Director of Water Resources, gave a summary of the request. Nine individuals spoke to this item supporting the Stormwater initiatives. There was no one else present who wished to speak to this item, and the public hearing was closed.

During Council discussion there were some concerns about the property owners paying one rate and businesses paying a different rate. City Attorney Walter Erwin stated that the State does not say how it should be done. After further discussion a consensus was reached from Council to table the Stormwater Rates and Billing item to a later date:

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

Noes: 0

// Mr. Steve Troxel spoke before Council regarding a request for City Council to amend the Compensation philosophy.

// In the matter of Police – General, City Council Report # 16 was considered. On motion of Council Member Helgeson, seconded by Council Member Cary, Council approved the submittal of an application to the Office of Community Oriented Policing Services' (COPS) 2012 Hiring Program for five new officers:

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

Noes: 0

// The meeting was adjourned at 9:33 P.M.

Clerk of Council