// A regular meeting of the Council of the City of Lynchburg was held on the 22nd day of March, 2011, at 4:00 P.M. in the Council Chamber, City Hall, Joan F. Foster, President, presiding. The following Members were present:

Present: Cary, Gillette, Helgeson, Johnson, Nelson, Foster 6

Absent: Perrow 1

// Council Member Perrow arrived at 4:10 p.m.

// City Manager Kimball Payne gave a brief report regarding Lynchburg City Schools request for appropriation of unspent funds from FY 2010. School Superintendent Dr. Paul McKendrick gave an overview stating that the School Board's intent regarding the use and status of funds are in various reserves to indicate the School Board's wishes relative to the $2,498,449 fund balance. Council Member Gillette made a motion seconded by Vice Mayor Johnson, to adopt the Resolution with the following revisions: use $500K for health care reserve and the additional $500K into Heritage High School Reserve account. Some Council Members expressed their support for the Heritage High School Reserve but did not support the Health Care Reserve and Council by the following recorded vote defeated the motion:

Ayes: Gillette, Johnson 2

Noes: Cary, Helgeson, Nelson, Perrow, Foster 5

Council Member Nelson made a motion to return the matter back to the School Board for consideration of using some funds for Heritage High School Reserve, seconded by Council Member Cary and Council by the following recorded vote passed the motion:

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

Noes: 0

// Public Works Director Dave Owen invited Council to ask questions regarding the Solid Waste and Recycling Programs update. Since Council stated that the report was an excellent report there were little questions or concerns. Council had several questions regarding the cost to operate the recycling program; wanted to look at the proposals that were suggested in the report, and also to continue the current program.

// City Manager Kimball Payne gave an update on the Stormwater Program. Mr. Payne stated that a more in-depth report will be presented to Council at a later date. Mr. Payne further stated that the Stormwater Utility Rate Structure has been delayed until July 1, 2012 and that it had originally been proposed to go into effect January 1, 2012, making the assumption that Council would approve a rate structure.

// City Manager Kimball Payne and Deputy City Manager Bonnie Svrcek continued with the Proposed FY 2012 Budget overview within the following categories: External Service Providers, Transfers/Non-Departmental Payments, Debt Services, Fleet and Airport. During the budget discussion, Council Members raised several questions that required staff follow-up, i.e., (1) Schools: How much debt did the City take on to build Sandusky Middle School? (2) Schools: What is the total amount of debt tied to Schools projects? (3) GLTC: Did the Greater Lynchburg Transit Company (GLTC) anticipate increased gas prices when preparing its FY 2012 budget request? (4) GLTC: What is driving GLTC's fringe benefit

costs? (5) GLTC: Why did Liberty University's funding for GLTC decrease from the FY 2011 budget? (6) GLTC: Have final decisions been made by Amherst County on GLTC funding and what impact will this have? (7) GLTC: What would be the effect of reducing the City's contribution to GLTC by $200,000? (8) Human Resources: Provide details on retiree health coverage in relation to Medicare Part D. (9) Parks and Recreation: Provide a report on the current and projected uses of the Miller Center. Council asked staff to add Greater Lynchburg Transit Company (GLTC) item to "The List" for further discussion. Deputy City Manager Svrcek stated that information requested would be provided to Council at the next work session.

// Due to time constraints the Capital Improvement Plan Review will be discussed at the Work Session on March 29th.

// During Roll Call Council Member Cary had one item regarding the Air Show. City Manager Payne responded stating that the Blue Angels would be present at the Air Show. Council Member Helgeson asked for an update on the Areva expansion at Kings Drive. City Manager Payne responded that the City has finished their part and a traffic light was installed which has improved the traffic flow on Kings Drive. Vice Mayor Johnson had several items: (1) a complaint from a citizen on Dearing Street regarding tornado warning announcement notifications to the general public that do not have access to a television. (2) Addressed to the Chief of Police, how many police officers are working with the gang issues in Lynchburg? (3) Reported a sewer top needs to be realigned at the corner of Madison Street and Thirteenth Street.

// City Council recessed the meeting at 7:17 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	7
Absent:	0

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

// Mayor Foster, Vice Mayor Johnson and Council Member Cary presented a Certificate of Recognition to Virginia Episcopal School Men's Basketball Team for winning the State Championship.

// Copies of the minutes of the March 8, 2011 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Gillette, seconded by Council Member Nelson, 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 Fire – General, Resolution #R-11-016 amending the FY 2011 City/Federal/State Aid Fund budget and appropriating $67,385, with resources of $50,996 from the Virginia Office of Emergency Medical Services – Rescue Squad Assistance Fund Grant and $16,389 from the FY 2011 General Fund Fire Department budget to purchase a Physio LifePak 15 cardiac monitor/ defibrillator and two Lucas 2 CPR Assist devices for the Fire Department, laid over from the March 8, 2011 meeting, was again

presented and read, and on motion of Council Member Gillette, seconded by Council Member Nelson, 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-11-017 amending the FY 2011 City/Federal/State Aid Fund budget and appropriating $218,113, with resources of $166,718 from the Virginia Office of Emergency Medical Services – Rescue Squad Assistance Fund Grant and $51,395 from the FY 2011 Fleet fund budget, to purchase a 2010 PL Custom Titan International ambulance, laid over from the March 8, 2011 meeting, was again presented and read, and on motion of Council Member Gillette, seconded by Council Member Nelson, 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-11-018 amending the FY 2011 City/Federal/State Aid Fund budget and appropriating $112,509, with resources of $82,695 from the Financial Assistance for Emergency Medical Services Grant Program and $29,814 from the Reserve for Contingencies to establish an Emergency Medical Dispatch (EMD) program, laid over from the March 8, 2011 meeting, was again presented and read, and on motion of Council Member Gillette, seconded by Council Member Nelson, Council by the following recorded vote adopted the Resolution:

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

Noes: 0

// In the matter of Community Development – General, Resolution #R-11-026 amending the FY 2011 City/Federal/State Aid Fund budget and appropriating $6,500, with resources of $5,000 from Housing Virginia and $1,500 in local match from the staff in the Department of Community Development, to develop an affordable housing strategy to increase awareness and action on housing needs and resources in the City, laid over from the March 8, 2011 meeting, was again presented and read, and on motion of Council Member Gillette, seconded by Council Member Nelson, 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/Water and Sewer, a public hearing was held regarding City Council Report #12 regarding the adoption of an Ordinance to amend the City Code relating to Water and Sewer Rates. Utilities Director Tim Mitchell gave an overview of the Water and Sewer Rates. Mr. Mitchell stated that the recommended rate changes included a 3% increase in the water volume rate from $2.22 to $2.29 per hcf and a 2% increase in the sewer volume rate from $5.54 to $5.65 per hcf. Mr. Mitchell further stated that the sewer rate is recommended to increase from $42.47 to $43.24 per hct since it is derived from the sewer volume rate. Mr. Mitchell went on to say that the 3% increase in the water volume rate is driven primarily by the need to invest in the replacement of the aging water infrastructure and the 2% increase in

the sewer volume rate is needed to maintain compliance with the CSO Consent Order. There was no one else present who wished to speak to this item, and the public hearing was closed. Council Member Helgeson had concerns regarding the rate increase because of the medium family income and the recession. On motion of Council Member Gillette, seconded by Council Member Nelson, Council by the following recorded vote adopted Ordinance #O-11-027, as presented, amending the City Code relating to Water and Sewer Rates:

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

Noes: Helgeson 1

// In the matter of Parks and Recreation – General, City Council Report #13 was considered. Parks Service Manager Andrew Reeder gave an overview of the request stating that Parks and Recreation is requesting that a portion of the Community Park Investment Fund Capital Improvement Program for FY 2011 be allocated to support an Eagle Scout project to build and install a kiosk in Ivy Creek Park. Mr. Reeder went on to say that the Community Park Investment Fund is intended to support community efforts to improve parks and community centers. Eagle Scout Gerry Harter, Jr., gave a brief overview of his project which is to build and install a kiosk for Ivy Creek Park. Mr. Harter went on to say that he had raised $700.00 of the $1,400 that is needed for material cost and would request the remaining $700.00 from the Community Investment Fund for this project. On motion of Council Member Gillette, seconded by Council Member Nelson, Council by the following recorded vote adopted Resolution #R-11-028, as presented, utilizing $700.00 to support an Eagle Scout project to benefit Ivy Creek Park:

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

Noes: 0

// In the matter of Community Development – General, City Council Report #14 was considered. On motion of Vice Mayor Johnson, seconded by Council Member Nelson, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-11-029, as presented, amending the FY 2011 City/Federal/State Aid Fund budget and appropriating $81,168, fully reimbursable, to provide 10 units of tenant-based rental assistance and associated supportive services:

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

Noes: 0

// In the matter of City Code/Community Development, City Council Report #15 was considered. On motion of Council Member Perrow, seconded by Council Member Cary, Council by the following recorded vote adopted Ordinance #0-11-030, as presented, amending the City Code relating to the enforcement of the 2006 edition of the Virginia Uniform Statewide Building Code:

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

Noes: 0

// In the matter of City Code/Fire – General, City Council Report #16 was considered. On motion of Council Member Perrow, seconded by Council Member Cary, Council by the following recorded vote

adopted Ordinance #0-11-031, as presented, amending the City Code relating to the enforcement of the Virginia Statewide Fire Prevention Code within the City:

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

Noes: 0

// The meeting was adjourned at 7:59 P.M.

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Clerk of Council