// A regular meeting of the Council of the City of Lynchburg was held on the 8th day of March, 2016, at 4:00 P.M. in the Council Chamber, City Hall, Michael Gillette, President, presiding. The following Members were present:

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

Absent: 0

// City Manager Kimball Payne presented the Proposed FY 2017 Budget Message. The Proposed FY 2017 Budget for the City of Lynchburg, which includes the General, Fleet, Capital, Airport, Water, Sewer, Stormwater and other minor funds totaling $352.2 million which represents a 6 percent increase from the prior year. This Budget reflects a stable economy with modest revenue growth from local taxes and increased State and Federal funding for mandated programs. The additional resources are utilized to support new debt service, fund increased costs of employee's medical benefits, provide selective compensation adjustments to enhance recruitment and retention, implement a body-worn camera program in the Police Department, and set aside funds for future capital needs. This Budget also complies with the fiscal policies adopted by City Council. This Budget does not include any recommendation for tax increases, but does, however, propose increases in Water and Sewer Fund user fees of 4.9% and 3.3%, respectively. The Proposed Budget does not include a salary increase for city employees, but there will be market adjustments in some departments including Human Services, Parks and Recreation and Public Works.

Mr. Payne went on to say that the Budget Principles are important to the sound fiscal management of an organization that must meet mandated and contractual financial commitments while delivering quality services. These principles include:

- Fund debt service
- Fund mandated programs
- Maintain a fund balance in accordance with fiscal policy
- Provide appropriate compensation for City employees
- Preserve employee benefits
- Replace essential equipment, especially vehicles and computers
- Maintain existing facilities and infrastructure
- Provide excellent core services
- Provide quality customer service

Mr. Payne concluded that the Proposed FY 2017 Budget is offered for City Council consideration, deliberation, amendment, and adoption. Over the next several weeks, Council will have the opportunity to hear from and question the representatives of the various departments and agencies seeking funding in the FY 2017 Budget.

// City Manager Kimball Payne reviewed the Budget Work Session calendar with Council for possible dates for March and April. After the discussion, Council decided to leave March 29, 2016 on the calendar and reserve the other dates as stated.

// Financial Services Director Donna Witt briefly reviewed the Projected FY 2017 Revenues. The three largest revenues consist of Meal Tax, Sales Tax and Real Property Tax. In addition, Ms. Witt discussed the following revenues:

- Real Property Tax – slightly increased
- Personal Property Tax – remain flat
- Local Sales Tax – increased slightly
- Consumer Utility Tax Electric – remains flat
- Communications Sales and Use Tax – slightly declined
- Business Licenses – reflect an increase
- Motor Vehicle Licenses – remain flat
- Lodging Tax – revenue has increased
- Meals Tax – continue to increase
- Ambulance Service Fees – remain flat

// During roll call Council Member Nelson mentioned parking enforcement for handicap spaces.

// Council Member Foster mentioned the two day session that was held on "Bridges Out of Poverty."

// Mayor Gillette thanked the citizens and city employees that helped Appomattox during the aftermath of the tornado.

// City Council recessed the meeting at 5:14 p.m.

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

The following Members were present:

Present: Foster, Helgeson, Johnson, Nelson, Perrow, Tweedy, Gillette	7
Absent:	0

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

// Mayor Gillette presented Certificates of Recognition to Ten (10) Distinguished Young Women Class of 2016.

// Copies of the minutes of the February 9, 2016 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Foster, seconded by Council Member Tweedy, Council by the following recorded vote approved the minutes as presented:

Ayes: Foster, Helgeson, Johnson, Nelson, Perrow, Tweedy, Gillette	7
Noes:	0

// Copies of the minutes of the February 23, 2016 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Foster, seconded by Council Member Tweedy, Council by the following recorded vote approved the minutes as presented:

Ayes: Foster, Helgeson, Johnson, Nelson, Perrow, Tweedy, Gillette	7
Noes:	0

// In the matter of Community Development - Zoning Amendments, a public hearing was held regarding City Council Report #5 outlining the petition of CMB Properties, LLC to rezone approximately seven-

hundred and sixty-seven thousandths (.767) of an acre at 3316 Naval Reserve Road from I-3, Heavy Industrial District, to B-5, General Business District to allow a standalone office use. City Planner Tom Martin provided a summary of the request and stated the Planning Commission recommended approval of the rezoning petition. Mr. Tommy Brooks with Acres of Virginia, representing the petitioner asked Council for approval for the rezoning petition.

There was no one else present who wished to speak to this item, and the public hearing was closed. There were several questions raised regarding the rezoning petition. Mayor Gillette stated that he was not in favor of granting this request because rezoning from I-3 Heavy Industrial District to B-5, General Business District could cause a problem if this property is ever sold and could be converted back. He went on to say the business should be granted the option to expand, without changing the underlying zoning. On motion of Council Member Johnson, seconded by Council Member Nelson, Council by the following recorded vote adopted Ordinance #0-16-019, as presented, granting the petition of CMB Properties, LLC to rezone approximately seven-hundred and sixty-seven thousandths (.767) of an acre at 3316 Naval Reserve Road from I-3, Heavy Industrial District, to B-5, General Business District to allow a standalone office use:

Ayes: Foster, Helgeson, Johnson, Nelson, Perrow, Tweedy, 6

Noes: Gillette 1

// In the matter of Public Works – Street Vacation, a public hearing was held regarding City Council Report #6 regarding the petition of Centra Health, Inc., as contract purchaser on behalf of the current owner, Peak Capital Group, LLC, to vacate an alley located between 504 and 508 Jackson Street, extending into 808 5th Street. The total area proposed for vacation is approximately five hundredths (.05) of an acre.

Council Member Helgeson made the following statement, “I am a member of a group, the spouse of an employee of Centra Health and not withstanding that relationship, I am able to participate in this matter fairly, objectively and in the public interest. Therefore, I will participate in the discussion of and vote on this item.”

Mayor Gillette made the following statement, “since I have a contract with Centra Health which generates in excess of $10,000 in annual income, under the Virginia Conflict of Interest Act, I must abstain from discussion and voting on this item.” After the statement from Mayor Gillette, Vice Mayor Johnson proceeded with the public hearing. Rachel Frischeisen, Planner I, provided a summary of the request to approve the alley vacation. Mr. Joe Archambeault with Centra Health asked Council for approval to vacate this alley. There was no one else present who wished to speak to this item, and the public hearing was closed. Council Member Perrow, Chair of the Physical Development Committee (PDC), stated that this item came before the PDC which recommended approval. This motion does not require a second and Council by the following recorded vote adopted Ordinance #O-16-020, as presented, to vacate an alley located between 504 and 508 Jackson Street, extending into 808 5th Street:

Ayes: Foster, Helgeson, Johnson, Nelson, Perrow, Tweedy 6

Noes: 0

Abstention: Gillette 1

// In the matter of Public Works – General, a public hearing was held regarding City Council Report #7 regarding conveying a strip of land and a temporary construction easement to the Virginia Department of Transportation (VDOT) for the Greenview Drive project. City Manager Kimball Payne provided 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 Perrow, seconded by Council Member Helgeson, Council by the following recorded vote adopted Resolution #R-16-021, as presented, to convey a strip of land and a temporary construction easement to the Virginia Department of Transportation for the Greenview Drive project:

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

Noes: 0

// In the matter of Courts, City Council Report #8 was considered. Council Member Helgeson, Chair of the Finance Committee (FC), stated that this item came before the FC which recommended approval. This motion does not require a second and Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-16-022, as presented, to amend the FY 2016 City/Federal/State Aid Fund budget and appropriate $22,680 with resources from a grant from the Library of Virginia to preserve eighty-four (84) Deed books numbered 298 through 382 with records dated July 1955 through December 1963 at the Lynchburg Circuit Court Clerk's Office:

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

Noes: 0

// In the matter of Courts, City Council Report #9 was considered. Council Member Helgeson, Chair of the Finance Committee (FC), stated that this item came before the FC which recommended approval. This motion does not require a second and Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-16-023, as presented, to amend the FY 2016 General Fund Adopted Budget and appropriate $84,071 from the General Fund Reserve for Contingencies to purchase and install equipment to display and capture into evidence any visual displays of evidence presented to the Circuit Court:

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

Noes: 0

// In the matter of Human Services – Detention Center, City Council Report #10 was considered. Council Member Helgeson, Chair of the Finance Committee (FC), stated that this item came before the FC which recommended approval. This motion does not require a second and Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-16-024, as presented, to amend the FY 2016 Detention Home Fund budget and appropriate $8,712 with resources of $7,841 from the Juvenile Accountability Block Grant, Department of Criminal Justice Services and $871 from the Department of Human Services/Juvenile Services to fund the upgrade of cameras to a digital

system at the Detention Center:

Ayes: Foster, Helgeson, Johnson, Nelson, Perrow, Tweedy, Gillette	7
Noes:	0

// The meeting was adjourned at 8:30 P.M.