

// A regular meeting of the Council of the City of Lynchburg was held on the 12th day of February, 2008, at 7:30 P.M. in the Council Chamber, City Hall, Joan F. Foster, President, presiding. Council Member Seiffert gave the Invocation, followed by the Pledge of Allegiance led by Junior Girl Scout Troop #601. The following Members were present:

Present: Dodson, Garrett, Gillette, Helgeson, Johnson, Seiffert, Foster 7

Absent: 0

// Copies of the minutes of the two January 22, 2008 meetings, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Garrett, seconded by Council Member Gillette, Council by the following recorded vote approved the minutes as presented:

Ayes: Dodson, Garrett, Gillette, Helgeson, Johnson, Seiffert, Foster 7

Noes: 0

// In the matter of Fire Department - General, City Council Report #2 was considered. On motion of Council Member Garrett, seconded by Council Member Gillette, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-08-008, as presented, amending the FY 2008 City/Federal/State Aid Fund budget and appropriating \$156,528, with resources from the Department of Homeland Security Federal Emergency Management Agency's National Preparedness Directorate's FY 2007 Assistance to Firefighters Grant, to purchase hoses, nozzles, and a breathing air compressor:

Ayes: Dodson, Garrett, Gillette, Helgeson, Johnson, Seiffert, Foster 7

Noes: 0

// In the matter of Fire Department - General, City Council Report #3 was considered. On motion of Council Member Garrett, seconded by Council Member Gillette, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-08-009, as presented, amending the FY 2008 City/Federal/State Aid Fund budget and appropriating \$213,005, with resources of \$84,407 from the Virginia Office of Emergency Medical Services and \$128,598 from the FY 2008 General Fund Reserve for Contingencies, to purchase and equip a Type 1 Ambulance:

Ayes: Dodson, Garrett, Gillette, Helgeson, Johnson, Seiffert, Foster 7

Noes: 0

// In the matter of Public Works – Street Vacations, a public hearing was held regarding City Council Report #4 regarding a request to vacate Spencer Street located between Belmont and Blackford Streets. City Manager Kimball Payne provided a brief summary regarding the request. Mr. Julio Uchimura, the petitioner, requested Council support 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 Johnson, seconded by Council Member Seiffert, Council by the following recorded vote adopted Ordinance #O-08-010, as presented, vacating Spencer Street between Belmont and Blackford Streets:

Ayes: Dodson, Garrett, Gillette, Helgeson, Johnson, Seiffert, Foster 7

Noes: 0

// In the matter of Public Works – Street Vacations, a public hearing was held regarding City Council Report #5 regarding a request to vacate a portion of 15th Street located between 1417 and 1501 Kemper Street. City Manager Kimball Payne provided a brief summary, explaining that the Conditional Use Permit adopted by City Council on January 8 contained a condition that required the vacation of this portion of 15th Street. There was no one else present who wished to speak to this item, and the public hearing was closed. Council Member Johnson made a motion, seconded by Council Member Gillette, to vacate a portion of 15th Street located between 1417 and 1501 Kemper Street. Council Member Garrett questioned if the City wanted to reserve an easement regarding the proposed detention pond for the Midtown Connector Project. City Attorney Walter Erwin stated that language could be added to the ordinance that could reserve an easement to construct, maintain and operate any storm water management facilities that may be needed as part of the Midtown Connector Project. Council Member Garrett offered a friendly amendment to the motion, seconded by Council Member Seiffert, to add language to the ordinance that would reserve an easement to construct, maintain and operate any storm water management facilities that may be needed as part of the Midtown Connector Project. The friendly amendment was accepted, and Council by the following recorded vote adopted Ordinance #O-08-011, as amended to include language to reserve an easement to construct, maintain and operate any storm water management facilities that may be needed as part of the Midtown Connector Project, and vacating a portion of 15th Street located between 1417 and 1501 Kemper Street:

Ayes: Dodson, Garrett, Gillette, Helgeson, Johnson, Seiffert, Foster

7

Noes:

0

// In the matter of Community Planning - Zoning, a public hearing was held regarding City Council Report #6 outlining the petition of Lynchburg College for a conditional use permit to amend the existing master plan and allow the construction of a press box and an office/classroom addition at 1501 Lakeside Drive. City Planner Tom Martin provided a brief summary regarding the request. Mr. John Lewis, Associate Vice President for Lynchburg College, outlined the request and asked for approval. There was no one else present who wished to speak to this item, and the public hearing was closed. On motion of Council Member Gillette, seconded by Council Member Garrett, Council by the following recorded vote adopted Resolution #R-08-012, as presented, granting the Conditional Use Permit:

Ayes: Dodson, Garrett, Gillette, Helgeson, Johnson, Seiffert, Foster

7

Noes:

0

// In the matter of Community Planning - Zoning, a public hearing was held regarding City Council Report #7 outlining the petition of JBO, LLC for a conditional use permit at 401 Cornerstone Street and 100, 200 and 300 Capstone Drive to amend the existing master plan and allow the construction of a public street, the construction of a private street, changes to the location of various open space areas and changes to number of single-family attached, single-family detached and multifamily housing units within the Cornerstone Traditional Neighborhood Development (TND) in an R-1, Single-Family Residential District and R-C, Conservation District. City Planner Tom Martin provided a brief summary regarding the request.

Mr. Martin explained that JBO, LLC is petitioning for a conditional use permit to amend the Cornerstone Traditional Neighborhood Development Master Plan approved by City Council on June 27, 2006. Mr. Martin noted that the amendment includes the construction of one public street (Ridgeline Lane), one private street (Meridian Street), changes in the location of open space within certain blocks, and changes to the distribution of residential units. Mr. Martin went on to say that the amendment would not exceed the one thousand (1,000) residential units and two hundred thousand (200,000) square feet of commercial space originally approved by City Council; however, the housing mix would change to provide for six hundred (600) condominiums, two hundred and fifty (250) townhouses and one hundred and fifty (150) single-family detached homes, which is slightly different than what was originally approved. Mr. Martin also noted that the amendment would also slightly increase the amount of parks, squares and open space to thirty-five and one tenth (35.1) acres. Mr. Mark Borel, Mr. Marcus Borel and Mr. Jeff Allen of JBO, LLC provided an overview regarding the petition and offered additional conditions to the resolution as follows:

3. The total number of single-family detached units in the edge area (Blocks O, P, Q & R) shall not exceed one hundred eight (108). The one hundred eight (108) units include:

a. One hundred units to be placed in Blocks O, P, Q & R (17.1 acres) as shown on the Cornerstone Traditional Neighborhood Development Master Plan as prepared by Sympoetica and Hurt & Proffitt Engineers dated April 24, 2006 and approved by City Council June 26, 2006.

b. Two (2) units at the southeastern corner of the private extension of Rotunda Street (amended block O).

c. Six (6) units at the northern terminus of Cornerstone Street (amended blocks Q & R).

4. The remaining eight hundred ninety-two (892) units may be dispersed throughout the development as allowed by the approved Cornerstone Design Guidelines and the master plan entitled "Cornerstone Conditional Use Permit Street Additions" dated January 23, 2008 and prepared by Guffey Warner & Associates Engineers and Surveyors, and Perkins & Orrison Engineers, Planners & Surveyors provided that no single unit type shall exceed seventy (70) percent of the total number of units.

5. The total number of units for the Cornerstone Development shall not exceed one thousand (1,000).

Mr. Mark Borel explained that the new conditions would add additional greenspace throughout the project, reduce the number of townhouse units, adhere to the one hundred (100) single-family detached units adjacent to the adjoining neighborhood, and adhere to the 1,000 total number of units in the development. Mr. Borel also noted that the six units at the northern terminus (amended blocks Q & R) would have no

connectivity to the adjoining neighborhood. Three individuals spoke in support of the petition. Six individuals, including a representative of the Windsor Hills Neighborhood Association, cited numerous concerns regarding the development of the property, i.e., enormous amounts of dust and trash blowing onto their properties from the site, developer not adhering to the original grading plan, and asked that City Council require the developer to adhere to the one hundred single-family detached units next to the adjoining neighborhood. One individual suggested that City Council revise its current development procedures to prevent similar problems from future developments. There was no one else present who wished to speak to this item, and the public hearing was closed. Council Member Helgeson stated that he could not support any increase in the number of units adjacent to the Windsor Hills neighborhood, and offered an amendment to the resolution submitted by staff that would add the following sentence to condition #1: "Provided, however, that no more than a total of one hundred (100) single-family detached residential homes may be constructed in blocks O, P, Q, and R, the Neighborhood Edge Areas, of the Cornerstone Traditional Neighborhood Development. Council Member Helgeson made a motion to adopt the resolution with the additional sentence in condition #1. The motion was seconded by Council Member Garrett. Several Council Members commented that they did not have a problem with adding the two (2) units at the southeastern corner of the private extension of Rotunda Street (amended block O), and following discussion, Council Member Garrett offered a friendly amendment to Council Member Helgeson's motion to also include the following at the end of condition #1: "plus an additional 2 units at the southeastern corner of the private extension of Rotunda Street, amended Block O." Council Member Helgeson accepted the friendly amendment. Council Members discussed at length the request for the additional six units at the northern terminus of Cornerstone Street, and while some Council Member indicated that they did not have a problem with adding the six units since the area did not abut the adjoining neighborhood, other Council Members argued that the density in this area is already too high and that they could not support adding any additional housing units in this area. Following discussion, Vice Mayor Dodson made a motion, seconded by Council Member Johnson, to adopt the developer's revised resolution, and Council by the following recorded vote defeated the substitute motion:

Ayes: Dodson, Johnson, Foster

3

Noes: Garrett, Gillette, Helgeson, Seiffert

4

In response to Council questioning, City Manager Payne stated that it would be helpful to staff if the maximum number of each type of unit could be included in the resolution. Council Members discussed the design estimates included on the new sketch plan and following discussion agreed on the following: "That the design estimates for the Cornerstone Traditional Neighborhood Development shall be a maximum of 600 condominiums, 300 town homes, and 150 residential homes with a maximum of 1,000 units for the development." Council Member Gillette offered a friendly amendment, seconded by Council Member Garrett, to add the above mentioned condition to the resolution. The friendly amendment was accepted, and Council by the following recorded vote adopted Resolution #R-08-013, as amended to include the revisions to condition #1 and the addition of condition #2 as follows:

1. The property shall be developed in substantial compliance with the submitted master plan entitled "Cornerstone Conditional Use Permit Street Additions" dated January 23, 2008 and prepared by Guffey Warner & Associates Engineers and Surveyors, and Perkins & Orrison Engineers, Planners and Surveyors. Provided, however, that no more than a total of one hundred (100) single-family detached residential homes may be constructed in blocks O, P, Q and R, the Neighborhood Edge Areas, of the Cornerstone Traditional Neighborhood Development, plus an additional 2 units at the southeastern corner of the private extension of Rotunda Street, amended block O.
2. That the design estimates for the Cornerstone Traditional Neighborhood Development shall be a maximum of 600 condominiums, 300 town homes, and 150 residential homes with a maximum of 1,000 units for the development.
3. All conditions of Resolution #R-06-075, approved by City Council on June 26, 2006, will remain in effect for the Cornerstone Traditional Neighborhood Development.

and granting the Conditional Use Permit:

Ayes: Dodson, Garrett, Gillette, Helgeson, Seiffert, Foster

6

Noes: Johnson

1

// City Attorney Walter Erwin recommended that City Council proceed with General Business Item #10 in order to wrap up Cornerstone. In response to Council questioning, Mr. Erwin stated that the agenda is to help Council move its meeting along and that if Council wanted to move up an item on the agenda, then that is okay.

// In the matter of Community Planning - General, City Council Report #10 regarding approving the dedication and naming of one public street to be known as "Ridgeline Lane" and the naming of one private street to be known as "Meridian Street" in the Cornerstone Traditional Neighborhood Development was considered. City Planner Tom Martin provided a brief summary regarding the request. On motion of Council Member Seiffert, seconded by Council Member Gillette, Council by the following recorded vote adopted Resolution #R-08-017, as presented, approving the dedication and naming of one public street to be known as "Ridgeline Lane" and the naming of one private street to be known as "Meridian Street" in the Cornerstone Traditional Neighborhood Development:

Ayes: Dodson, Garrett, Gillette, Helgeson, Johnson, Seiffert, Foster

7

Noes:

0

// In the matter of CATV, a public hearing was held to receive public input on a proposed negotiated Cable Franchise Agreement between the City of Lynchburg and Comcast of Georgia/Virginia, Inc., d.b.a. Comcast to operate a Cable Television Franchise within the City of Lynchburg and to repeal Chapter 12.1, Cable Television, of the Lynchburg City Code. Information Technology Director Mike Goetz explained that

Comcast has requested a cable television franchise in order to continue to provide cable television service in Lynchburg. Mr. Goetz stated that the old franchise, originally signed in 1988, expired in 2003 and that staff has negotiated a proposed 15 year franchise agreement with Comcast and recommends approval of this agreement. Mr. Goetz went on to say that in addition, with the awarding of this franchise, Chapter 12.1 of the City Code, dealing with cable television, will become obsolete and it is recommended that this section of the City Code be repealed. City Manager Kimball Payne did note that even though Comcast must have capacity on the system for up to three PEG channels, they are not required to provide any in-kind services or equipment to support these channels. Mr. Payne went on to say that on the effective date of the new franchise, the Education and Government channels are required to be operational, but a public access channel will only be required to be operational when a public access producers' organization is operational and ready to broadcast their signal. Fifteen individuals, including public access producers, asked that City Council provide financial or in-kind support in order to keep the public access channel operational. There was no one else present who wished to speak to this item, and the public hearing was closed. In response to questioning, City Manager Payne stated that City Council did provide funding for the operation of a government channel which is scheduled to become operational on February 15. Mr. Payne also suggested that any discussion regarding funding the public access channel should be discussed during the upcoming budget process. Council Member Johnson asked that this item be scheduled for discussion during one of the upcoming budget work sessions. Mr. Payne stated that he would have staff determine exactly what it would cost to keep the public access channel. On motion of Council Member Johnson, seconded by Council Member Seiffert, Council by the following recorded vote adopted Ordinance #O-08-014, as presented, awarding a Cable Television Franchise to Georgia/Virginia, Inc., d.b.a. Comcast to operate a Cable Television Franchise within the City of Lynchburg for a 15 year term:

Ayes: Dodson, Garrett, Gillette, Helgeson, Johnson, Seiffert, Foster 7

Noes: 0

On motion of Council Member Johnson, seconded by Council Member Gillette, Council by the following recorded vote adopted Ordinance #O-08-015, as presented, repealing Chapter 12.1, Cable Television, of the Lynchburg City Code:

Ayes: Dodson, Garrett, Gillette, Helgeson, Johnson, Seiffert, Foster 7

Noes: 0

// In the matter of Community Planning - General, a public hearing was held regarding City Council Report #9 regarding adding the improvements to the intersection of Lakeside Drive/Park Avenue/Memorial Avenue as an Urban Project of the Six Year Improvement Plan in accordance with the Virginia Department of Transportation guidelines. City Traffic Engineer Gerry Harter provided a brief summary regarding the request. City Manager Kimball Payne stated that since no decision has been made at this time regarding the type of improvements to be made at this intersection, he recommended that the following words be deleted from the last sentence in paragraph two of the proposed resolution – “to

include a roundabout, signal replacement or other specified improvement to increase safety at this intersection.” There was no one else present who wished to speak to this item, and the public hearing was closed. Council Members agreed with removing the words from the resolution, and on motion of Council Member Garrett, seconded by Council Member Gillette, Council by the following recorded vote adopted Resolution #R-08-016, as amended, adding the improvements to the intersection of Lakeside Drive/Park Avenue/Memorial Avenue as an Urban Project of the Six Year Improvement Plan in accordance with the Virginia Department of Transportation guidelines:

Ayes: Dodson, Garrett, Gillette, Helgeson, Johnson, Seiffert, Foster

7

Noes:

0

// In the matter of Community Planning - General, City Council Report #11 was considered. On motion of Council Member Gillette, seconded by Council Member Garrett, Council by the following recorded vote adopted Resolution #R-08-018, as presented, approving the dedication and naming of a public street located off Chiles Circle to be known as “Advantage Court:”

Ayes: Dodson, Garrett, Gillette, Helgeson, Johnson, Seiffert, Foster

7

Noes:

0

// In the matter of Library - General, City Council Report #12 was considered. On motion of Council Member Seiffert, seconded by Council Member Johnson, Council by the following recorded vote adopted Ordinance #0-08-019, as presented, amending Sections 24-24.2, 24-24.4, 24-24.5 and 24-24.8 of the City Code relating to the City's Museum Advisory Board:

Ayes: Dodson, Garrett, Gillette, Helgeson, Johnson, Seiffert, Foster

7

Noes:

0

// The meeting was recessed at 11:32 P.M. to February 26, at 4:00 P.M., to conduct a work session regarding several items.

Clerk of Council

**LYNCHBURG CITY COUNCIL
Agenda Item Summary**

MEETING DATE: **February 26, 2008**

AGENDA ITEM NO.: 4

CONSENT:

REGULAR: **X**

CLOSED SESSION:
(Confidential)

ACTION: **X**

INFORMATION:

ITEM TITLE: **Public Hearing – Virginia Department of Transportation Right-of-Way**

RECOMMENDATION:

Authorize the City Manager to execute a Right-of-Way Acquisition conveying 0.02 acre, more or less, to the Virginia Department of Transportation (VDOT) for the purpose of constructing a right turn lane onto adjacent property under development.

SUMMARY:

The property conveyed is part of a City of Lynchburg / Lynchburg Regional Airport owned parcel containing 0.90 acre, more or less, located on the east side of Wards Road approximately 300 feet south of the airport main entrance known in the Campbell County tax map records as parcel ID #22A-1-38 (39, 40, 41). There is a statutory requirement for a Public Hearing prior to conveying any interest in public property.

PRIOR ACTION(S):

None

FISCAL IMPACT:

None

CONTACT(S):

Mark F. Courtney 455-6089 Airport Director

ATTACHMENT(S):

- 1) Resolution
- 2) Letter from Perkins & Orrison (Engineers)

REVIEWED BY: lkp

RESOLUTION

BE IT RESOLVED by the Lynchburg City Council that the City Manager is hereby authorized to execute Right-of- Way Acquisition documents with the Virginia Department of Transportation conveying 0.02 acre, more or less, of City-owned property to the Department of Transportation, said property being a portion of the property identified as Campbell County, Tax Parcel Number 22-A-38 (39, 40, 41).

Adopted:

Certified:

Clerk of Council

020L

LEXINGTON

Wes Perkins, LS
Russ Orrison, PE, LS
Susan Perkins
Pierson Hotchkiss, LS
Dave Walsh

**LYNCHBURG**

Kenneth Knott, LS
Norman Walton, PE
Maggie Cossman, PE

Mark Courtney
Airport Director
4308 Wards Road
Suite 100
Lynchburg, VA 24502

RECEIVED
FEB 05 2008
LYNCHBURG
REGIONAL AIRPORT

RE: Liberty Mtn. Drive
Roadway Construction

Dear Mr. Courtney,

Roadway construction is preparing to begin this spring on the extension of Liberty Mountain Drive and improvements to the current intersection of Wards Road and the Airport Entrance. Liberty Mountain Drive will intersect Wards Road at the current signalized intersection for the entrance to the Airport.

During this construction there will be impacts to the Airport property. Impacts will occur on both the Northbound and Southbound lanes of Wards Road. These impacts should not interfere significantly with normal airport operations.

On the Northbound lane of Wards Road, a right turn lane into the new roadway will need to be constructed. The turn lane will extend through the property that currently has a stormwater management facility for the airport. The tax map number for this parcel is 22A-1-38. The turn lane will be 12 feet in width. Construction will not impact the operation of the existing stormwater management facility, nor will any additional runoff be directed to this facility from the new roadway surfaces. A new curb cut to this property will be constructed.

On the Southbound lane of Wards Road the current curb line will need to be adjusted approximately 6 feet where the existing ramp enters the Airport property. VDOT is requiring two left turn lanes from Wards Road Southbound into the new Liberty Mountain Drive. To accomplish this, and keep adequate lane widths on Wards Road, the ramp entrance into the Airport and the triangular direction island will need curbing adjusted. Please refer to the road plans for an adequate representation of how the curb and gutter will be modified.

Also, VDOT will improve the signalized intersection for the addition of Liberty Mountain Drive. This may necessitate an additional signal pole on the Airport side of

17 W. Nelson Street • P. O. Box 1567
Lexington, Virginia 24450

540-464-9001 Fax: 540-464-5009

20436 Lynchburg Highway • Unit I
Lynchburg, Virginia 24502

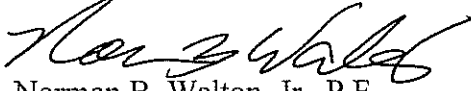
434-525-5985 Fax: 434-239-8271

email: pno@perkins-orrison.com

Wards Road. At this time, we believe that can be located in existing right-of-way or easement.

If you have any questions regarding the construction of Liberty Mountain Drive and impacts to the Airport, please do not hesitate to contact me at 434-525-5985.

Sincerely,



Norman B. Walton, Jr., P.E.
Perkins & Orrison, Inc.

PERKINS & ORRISON

17 W. Nelson Street • P. O. Box 1567
Lexington, Virginia 24450

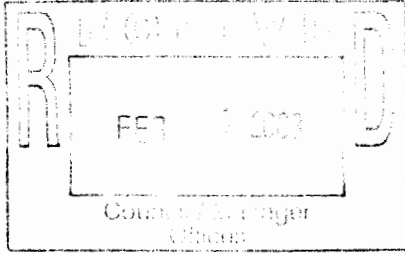
20436 Lynchburg Highway • Unit I
Lynchburg, Virginia 24502

540-464-9001 Fax: 540-464-5009

434-525-5985 Fax: 434-239-8271

email:pno@perkins-orrison.com

AGENDA ITEM # 5



W J Norris, Jr
PO Box 4325
Lynchburg VA
434 250 9959
4 February 2008

Ms, Patricia Kost
Clerk of Lynchburg City Council
City Hall, Lynchburg VA

Ms Kost

I, William J Norris, Jr., would like to address City Council at their 26 February ~~2008~~ ²⁰⁰⁸ meeting at 17:00 (5pm.) concerning the lack of enforcement of Fire Safety Code Regulations, in particular Fire Lanes by various city departments. I would also like to comment on the malignant ~~response~~ ^{un} response from one particular city dept.

Sincerely yours,


W J Norris, Jr

Central Virginia Urology

812-814 Main Street
Lynchburg, Virginia 24504
Phone 434-845-6238
Fax 434-845-6238
E-mail roemd@aol.com

Monroe G. Baldwin, Jr., M.D.

Urology - Men's Health
Bioethics, Violence Prevention
(Consultation Only)

14 February 2008

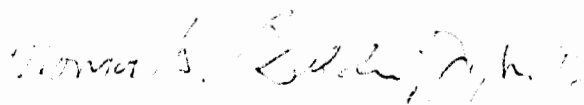
Ms. Patricia W. Kost, MMC
Clerk of Council
900 Church Street 3rd Floor
Lynchburg, Virginia 24504

Dear Ms. Kost:

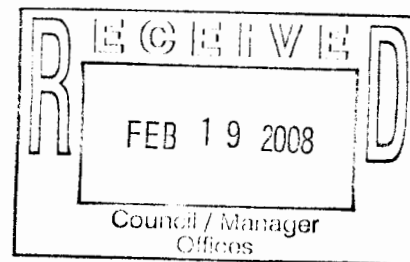
Please place the enclosed resolution on the Council agenda. I would like to go as soon as possible. I will be in touch to find out when that would be.

Thanking you I am,

Sincerely Yours,



Monroe G. Baldwin, Jr., M. D.



**RESOLUTION FOR STUDY OF UTILIZATION OF
GOLF CARTS DOWNTOWN**

WHEREAS: There is a rising price of gasoline and fuel.

WHEREAS: There is very little parking space downtown affecting shopping decisions.

WHEREAS: Many states and cities have allowed golf carts to be used on city streets.

WHEREAS: It is entirely possible to create a golf cart friendly community downtown with peripheral parking areas for cars and golf cart storage completely changing its appearance, appeal, as well as availability of parking for outlying suburban citizens.

BE IT RESOLVED: That Lynchburg City Council authorize and study this proposal.

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **February 26, 2008**

AGENDA ITEM NO.: 7

CONSENT:

REGULAR: **X**

CLOSED SESSION:

(Confidential)

ACTION: **X**

INFORMATION:

ITEM TITLE: **Appointment of Fire Marshal**

RECOMMENDATION: Adopt the attached resolution appointing the City Fire Marshal.

SUMMARY: The State Code provides that the governing body of each county, city and town may appoint a local fire marshal to preserve order at fires and to investigate the causes of fires and explosions. The State Code also provides that that the governing body or its designee may appoint assistant fire marshals to serve in the absence of the fire marshal. In order to comply with State law it is recommended that City Council adopt a resolution appointing Gregory T. Wormser as the Fire Marshal for the City and authorize the Chief of the Fire Department, with the approval of the City Manager, to appoint any Assistant Fire Marshals that may be necessary to assist the Fire Marshal in the performance of his duties.

PRIOR ACTION(S): None

FISCAL IMPACT: None

CONTACT(S): Fire Chief Brad Ferguson, 455-6340

ATTACHMENT(S): Resolution

REVIEWED BY: lkp

Resolution:

BE IT RESOLVED by the Council of the City of Lynchburg that Gregory T. Wormser is hereby appointed as the Fire Marshal for the City of Lynchburg with all of the duties and powers that are set forth in Title 27, Chapter 3 of the Code of Virginia, 1950, as amended and Section 19-32 of the Code of the City of Lynchburg, 1981, as amended. The Fire Marshal shall report to and work under the supervision and control of the Chief of the Fire Department. The Chief of the Fire Department, with the approval of the City Manager, shall have the authority to remove the Fire Marshal for cause.

BE IT FURTHER RESOLVED by the Council of the City of Lynchburg that the Chief of the Fire Department, with the approval of the City Manager, is hereby authorized to appoint such Assistant Fire Marshals as may be necessary to assist the Fire Marshal in the performance of his duties. The Assistant Fire Marshals shall have the powers and perform the duties of the Fire Marshal.

Adopted:

Certified:

Clerk of Council

021L