

// A regular meeting of the Council of the City of Lynchburg was held on the 14th day of February, 2017, at 4:00 P.M. in the Council Chamber, City Hall, Joan Foster, President, presiding. The following Members were present:

Present: Dolan, Helgeson, Nelson, Perrow, Tweedy, Wilder, Foster 7

Absent: 0

// Chief Executive Officer Megan Lucas of the Lynchburg Regional Business Alliance provided the Alliance's Annual Report with a power point presentation outlining its scope of work and results for FY 2016. The City of Lynchburg has a Memorandum of Understanding with the Lynchburg Regional Business Alliance to market the City of Lynchburg as a destination for new business investment, to develop and bring independent verified leads and to support business retention and expansion efforts.

// Anne Nygaard, Planner II stated the Zoning Ordinance was adopted by Council on February 23, 2016. As discussed during the Zoning Ordinance revision process, clarifications and corrections would be necessary. Ms. Nygaard stated on January 10, 2017 the clarifications to the Zoning Ordinance were presented to Council. During that discussion Council reviewed each of the proposed changes and identified five items to be discussed in greater detail. Ms. Nygaard explained the five items below that were flagged for further explanation:

1. Scenic Corridor (setbacks from limited access highways)
2. Home Occupations (number of permitted business vehicles)
3. Violations (time allowed to correct)
4. Access to Ground Floor Residential (in business districts)
5. Lot width requirements

Council Member Perrow made a motion, seconded by Council Member Nelson, to adopt all of the proposed revisions to the Zoning Ordinance with the exception of the proposed revisions to Section 35.2-33.1; Council by the following recorded vote adopted the Ordinance #O-17-013, as amended:

Ayes: Dolan, Helgeson, Nelson, Perrow, Tweedy, Wilder, Foster 7

Noes: 0

Council adopted a second motion on the proposed revisions to Section 35.2-33.1; the motion passed 6 to 0, with Council Member Perrow abstaining.

Ayes: Dolan, Helgeson, Nelson, Tweedy, Wilder, Foster 6

Noes: 0

Abstain: Perrow 1

Council Member Perrow participated in the discussion of the proposed revisions to all of the other sections of the Zoning Ordinance, but he did not participate in the discussion of the proposed revisions to Section 35.2-33.1. The Conflict of Interests Act says that if you abstain from voting, you cannot participate in the discussion of the item on which you abstain from voting.

// During roll call Council Member Helgeson mentioned that the joint City Council and School Board meeting was very productive with open discussion.

// Vice Mayor Tweedy also mentioned that the joint meeting was a very productive meeting.

// Mayor Foster made the following announcements:

- Thursday, February 23, 2017, between the hours of 4:30 P.M. and 6:30 P.M., main lobby of Heritage High School, 3020 Wards Ferry Road, the City of Lynchburg will conduct an open house/informational meeting regarding the Wards Ferry Road/Logans Lane Widening Project.
- Tuesday, February 28, 2017, Council work session begins at 4:00 P.M. and moves to the 2nd Floor Training Room at 5:00 P.M. for the Budget Session re: FY 2018 – FY 2022 Capital Improvement Program (CIP) Submissions and Human Resources Overview.

// City Council recessed the meeting at 6:05 p.m.

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

The following Members were present:

Present: Dolan, Helgeson, Nelson, Perrow, Tweedy, Wilder, Foster 7

Absent: 0

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

// Copies of the minutes of the January 10, 2017 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Nelson, seconded by Council Member Wilder, Council by the following recorded vote approved the minutes as presented:

Ayes: Dolan, Helgeson, Nelson, Perrow, Tweedy, Wilder, Foster 7

Noes: 0

// Copies of the minutes of the January 18, 2017 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Nelson, seconded by Council Member Wilder, Council by the following recorded vote approved the minutes as presented:

Ayes: Dolan, Helgeson, Nelson, Perrow, Tweedy, Wilder, Foster 7

Noes: 0

// Copies of the minutes of the January 24, 2017 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Nelson, seconded by Council Member Wilder, Council by the following recorded vote approved the minutes as presented:

Ayes: Dolan, Helgeson, Nelson, Perrow, Tweedy, Wilder, Foster 7

Noes: 0

// In the matter of Police, Resolution #R-17-010 to amend the FY 2017 City/Federal/State Aid budget and appropriate \$20,000 with resources from the 2016-17 Department of Criminal Justice Services (DCJS) Policing in the 21st Century Grant and \$2,000 in-kind match to expand upon the Street Smart Program in partnership with the Boys and Girls Club and the Lynchburg City Schools, laid over from the January 24, 2017 meeting, was again presented and read, and on motion of Council Member Nelson, seconded by Council Member Wilder, Council by the following recorded vote adopted the Resolution:

Ayes: Dolan, Helgeson, Nelson, Perrow, Tweedy, Wilder, Foster 7

Noes: 0

// In the matter of Fire, Resolution #R-17-011 to amend the FY 2017 City/Federal/State Aid Fund budget and appropriate \$98,387 with resources of \$49,837 from the Virginia Office of Emergency Medical

Services and \$25,000 transferred from the FY 2017 General Fund Fire Department budget and \$23,550 appropriated from the General Fund Fire Equipment Assigned Fund Balance to purchase two LifePak 15 cardiac monitors and two Power Pro stretchers for the Fire Department, laid over from the January 24, 2017 meeting, was again presented and read, and on motion of Council Member Nelson, seconded by Council Member Wilder, Council by the following recorded vote adopted the Resolution:

Ayes: Dolan, Helgeson, Nelson, Perrow, Tweedy, Wilder, Foster 7

Noes: 0

// In the matter of Water Resources, Resolution #R-17-012 to amend the FY 2017 Stormwater Capital Projects Fund budget and appropriate \$1,705,275 with resources from a Stormwater Local Assistance Fund (SLAF) Grant to reimburse costs associated with five stormwater quality improvements projects needed to meet Phase II Municipal Separate Storm Sewer System (MS4) permit compliance by FY 2018, laid over from the January 24, 2017 meeting, was again presented and read, and on motion of Council Member Nelson, seconded by Council Member Wilder, Council by the following recorded vote adopted the Resolution:

Ayes: Dolan, Helgeson, Nelson, Perrow, Tweedy, Wilder, Foster 7

Noes: 0

// In the matter of Community Development, a public hearing was held regarding City Council Report #10 outlining the petition to vacate a portion of right-of-way along 5th Street. Rachel Frischeisen, Planner, gave an overview of the request to approve vacation of a portion of right-of-way along 5th Street. 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 the request was considered by the PDC and made a motion to approve the request. There was no second required and Council by the following recorded vote adopted Ordinance #O-17-014, as presented, to vacate a portion of right-of-way along 5th Street:

Ayes: Dolan, Helgeson, Nelson, Perrow, Tweedy, Wilder, Foster 7

Noes: 0

// In the matter of City Council, Ms. Rebecca Ledingham spoke before Council regarding a solution to a traffic matter.

// In the matter of Parks and Recreation, City Council Report #12 was considered. On motion of Council Member Nelson, seconded by Council Member Dolan, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-17-015, as presented, to amend the FY 2017 General Fund budget and appropriate \$49,686 with resources from the Virginia Department of Health to the Parks and Recreation Fees budget for a donation to the "We Got The Beet" campaign at the Lynchburg Community Market:

Ayes: Dolan, Helgeson, Nelson, Perrow, Tweedy, Wilder, Foster 7

Noes: 0

// In the matter of Schools, City Council Report #13 was considered. Council Member Helgeson stated he would be voting against this item due to fiscal stress to the citizens, schools have been given record

amount of funds while enrollment is declining and taxes are the highest in the State. On motion of Council Member Nelson, seconded by Council Member Wilder, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-17-016, as presented, to amend the FY 2017 General Fund budget and appropriate \$767,779 with resources from unexpended FY 2016 Schools Operating Fund appropriations for transfer to the FY 2017 Schools Operating Fund and to the Schools Capital Fund to fund needs as approved by the School Board, and to appropriate \$591,176 to increase the Schools Health Insurance Reserve (\$500,000) and the Schools Textbook Reserve (\$91,176) with resources from unexpended FY 2016 Schools Operating appropriations:

Ayes: Dolan, Nelson, Perrow, Tweedy, Wilder, Foster

6

Noes: Helgeson

1

// The meeting was adjourned at 8:10 P.M.

Clerk of Council