// A regular meeting of the Council of the City of Lynchburg was held on the 11th day of February, 2014, at 4:00 P.M. in the Council Chamber, City Hall, Michael Gillette, President, presiding. The following Members were present:

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

Absent: 0

// Parks and Recreation Director Kay Frazier provided a presentation to Council on the plans and schedules for the City Football Stadium Renovation. Ms. Frazier stated in FY 2011 Parks and Recreation engaged the services of VMDO to complete a conceptual plan for the development of City Stadium and surrounding properties; to conduct an assessment of the existing conditions of the football complex, and to complete the first phase of design development for the renovation of the football complex, which included a site survey and cost estimates. Ms. Frazier introduced Mr. Joe Celentano and Mr. Noah Bolton with VMDO to explain the two phases of the construction of the football stadium. The first phase of construction focuses on the athletic field, converting the existing grass field to synthetic turf. This phase also includes drainage and storm water systems, a new score board, and refurbishing the track that surrounds the field. Because the construction of the Heritage High School project will mandate taking existing athletic fields at the school out of play, this phase of the stadium renovation is on an aggressive schedule. The intent is to complete this phase of the project with the goal of having the field in play for fall 2014 athletics. The project is proposed to be bid in early February, construction to begin late April with substantial completion by early August. The cost estimate for this phase of construction is $1.4 million. The second phase of the project focuses on the renovation of the surrounding structures and supporting amenities. This phase includes a new entrance, concession areas, restrooms, a home locker room, new PA system, pedestrian and visitor access improvements, limited bleacher and stand improvements and, possibly, field lighting upgrades. Design development is continuing for this phase with a schedule to bid in June 2014, construction to begin in November, with substantial completion by August 2015. The cost estimate for this phase of work is $6.9 million, including architectural and engineering costs. Following Council discussion, there were no major concerns with the project or moving forward with renovation of the City Football Stadium.

// Fire Chief Brad Ferguson briefed Council on the City's recently received, and upgraded, Public Protection Classification (PPC) from the Insurance Services Office (ISO). Chief Ferguson explained background information on how the ISO collects and evaluates information from communities in the Untied States on their structure fire suppression capabilities. Chief Ferguson went on to say that the Lynchburg Fire Department has been classified as ISO-3 since the 1980s. The ISO's PPC program evaluates communities according to a set of criteria, incorporating nationally recognized standards developed by the National Protection Association and the American Water Works Association. The community's PPC depends on the following:

- Needed Fire Flows
- Emergency Communications
- Fire Department
- Water Supply

In conclusion, Chief Ferguson stated that the Lynchburg Fire Department has been classified now as an ISO-2 which makes the Lynchburg Fire Department the sixth in the State of Virginia with that rating.

// Human Resources Director Margaret Schmitt provided information on the Medicare Eligible Retiree Medical Coverage. Ms. Schmitt stated that employee and retiree medical coverage was discussed at previous work sessions and Council requested follow-up information regarding options for Medicare eligible retirees. Ms. Schmitt explained the Medicare Retiree Medical Coverage as follows:

- Current Policy
  - Hired after 1996
  - Hired before 1996
- Options
  - Hired after 1996
  - Hired before 1996

Following Council discussion on the three options of the Medicare Retiree Coverage there was a discussion on the Pre 1996 and the Post 1996 employees. Council was in agreement not to make any changes in the Pre 1996 coverage. The following are options Council discussed:

1. No access to City Plan and no City contribution
2. Maintain current policy – no change
3. No access to City Plan and City provides an annual stipend directly to Retiree in lieu of coverage

Ms. Schmitt stated that if changes are made, depending upon the complexity of the change, up to one year may be needed to implement. Vice Mayor Johnson stated that there should not be a change to the Post 1996 employees Plan and he would be voting against a Resolution with changes to the Post 1996 employees Plan. Council by the following recorded vote agreed to have a Resolution prepared regarding the Post 1996 employees access to the City Plan:

Ayes:	Cary, Foster, Helgeson, Nelson, Perrow, Gillette	6
Noes:	Johnson	1

// During roll call Council Member Cary stated several items of concern: 1) A citizen had fallen on the sidewalk at 12th and Clay Streets and wanted to thank the police officer that rendered assistance, 2) Paint is peeling off the side of a house on Link Road and another house on Woodlawn Drive is in need of repair. He would like staff to look into these two properties as they seem to be a case of blighted properties, and 3) recognized Horizon Behavioral Health for receiving a three year accreditation.

// Council Member Perrow mentioned the article in the newspaper regarding the firefighter that saved the family on Perrymont Avenue during a recent fire and also congratulated the Fire Department on receiving the ISO-2 Rating.

// Vice Mayor Johnson stated he received a call from a citizen asking when would the signs be replaced on Martin Luther King, Jr., Boulevard and he thanked the Lynchburg Museum for hosting the Dunbar weekend with yearbooks and items donated by Carolyn Brown for Black History Month. He also thanked the Legacy Museum for hosting local authors this past weekend.

// Mayor Gillette announced the State of the City Address will be held on February 24. 2014 at 7:00 p.m. in Council Chamber.

// City Council recessed the meeting at 5:58 p.m.

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

The following Members were present:

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

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

// Copies of the minutes of the January 14, 2014 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Nelson, seconded by Council Member Cary, Council by the following recorded vote approved the minutes as presented:

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

// Copies of the minutes of the January 21, 2014 (Council Budget Retreat) meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Nelson, seconded by Council Member Cary, Council by the following recorded vote approved the minutes as presented:

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

// In the matter of Library – General, Resolution #R-14-008 to amend the FY 2014 City Capital Projects Fund budget and appropriate $256,000 with resources from a donation from the Friends of the Lynchburg Public Library to build a dedicated Storytime Room at the Lynchburg Public Library, laid over from the January 28, 2014 meeting, was again presented and read, and on motion of Council Member Nelson, seconded by Council Member Cary, Council by the following recorded vote adopted the Resolution:

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

// In the matter of Public Works – General, Resolution #R-14-009 to amend the FY 2014 City Capital Projects Fund budget and appropriate $131,575, with resources from the sale of property at 2400 Lakeside Drive for the design of improvements to transportation infrastructure, laid over from the January 28, 2014 meeting, was again presented and read, and on motion of Council Member Nelson, seconded by Council Member Cary, Council by the following recorded vote adopted the Resolution:

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

// In the matter of Police – General, Resolution #R-14-010 amending the FY 2014 Forfeited Asset Fund budget and appropriate $180,274 with resources from the 2014 Federal Asset Forfeiture program for the Crisis Intervention Team, to purchase public safety vehicles and equipment, and for additional public safety needs, laid over from the January 28, 2014 meeting, was again presented and read, and on motion of Council Member Nelson, seconded by Council Member Cary, Council by the following recorded vote adopted the Resolution:

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

Noes: 0

// In the matter of Communications and Marketing, City Council Report #10 was considered. On motion of Council Member Nelson seconded by Council Member Cary, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-14-013, as presented, to amend the FY 2014 City/Federal/State Aid Fund budget and appropriate $85,476 with resources of $64,107 from a Federal Hazard Mitigation Grant Program award, $17,095 from the General Fund Reserve for Contingencies, and $4,274 of in-kind matching service to implement an emergency notification system to provide critical information to the citizens of Lynchburg:

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

Noes: 0

// In the matter of Community Development – Zoning Amendments, a public hearing was held regarding City Council Report #11 regarding the petition of Anne Harris Massie to amend the Future Land Use Map (FLUM) for approximately thirty-three (33) acres located at 147 Marvin Place from Low Density Residential to Conservation. City Planner Tom Martin gave a summary of the request and stated that the Planning Commission recommended approval of the FLUM. Mr. Henry C. Devening, P.C., representing the petitioner, asked Council for approval of the FLUM. There was no one else present who wished to speak to this item, and the public hearing was closed. On motion of Council Member Helgeson, seconded by Council Member Perrow, Council by the following recorded vote adopted Ordinance #0-14-014, as presented, to amend the Future Land Use Map (FLUM) for approximately thirty-three (33) acres located at 147 Marvin Place from Low Density Residential to Conservation:

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

Noes: 0

// Council Member Foster made the following statement, “As some of you may know I am planning on running for City Council again. My campaign manager has talked to Mr. West (who owns Westward Investment Properties) about using one of his properties for my campaign headquarters. So as to avoid any appearances of an impropriety I am going to abstain from discussing and voting on Items #12 and #13.”

// Council Member Nelson made the following statement, “I too have a conflict of interest on these items. I have done work for the petitioner on these items so I am going to abstain from discussing and voting on Items #12 and #13.”

// In the matter of Public Works – Street Vacation, a public hearing was held regarding City Council Report #12 regarding the petition of Westward Investment Properties, LLC to vacate an alley located between 401 Bay Street and 2517 Memorial Avenue, which extends approximately eighty (80) feet. Kevin Henry, Planner II gave a summary of the request to vacate an alley. Mr. Russell Nixon with Nixon Land Surveying, LLC., representing the petitioner, asked Council for approval to vacate an alley located between 401 Bay Street and 2517 Memorial Avenue. 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 staff discuss the petition with the adjoining property owner and forward the petition to City Council. This motion does not require a second, and Council by the following recorded vote adopted Ordinance #O-14-015, as presented, to vacate an alley located between 401 Bay Street and 2517 Memorial Avenue, which extends approximately eighty (80) feet:

Ayes: Cary, Helgeson, Johnson, Perrow, Gillette	5
Noes:	0
Abstention: Foster, Nelson	2

// In the matter of Community Development - Zoning Amendments, a public hearing was held regarding City Council Report #13 outlining the petition of Westward Investment Properties, LLC. to rezone approximately two hundred twenty-seven hundredths (0.227) of an acre at 2517 Memorial Avenue from B-3, Community Business District to B-5C, General Business District (Conditional) to allow for the construction of a storage unit building.

Kevin Henry, Planner II, gave a summary of the request stating that the Planning Commission recommended approval. Mr. Russell Nixon with Nixon Land Surveying, LLC, representing the petitioner, asked Council for approval for the rezoning. There was no one else present who wished to speak to this item, and the public hearing was closed. Mayor Gillette called for a vote to adopt a FLUM. The motion was called in error to adopt a FLUM. The motion was restated by Mayor Gillette for a vote to adopt a rezoning. On motion of Council Member Helgeson, seconded by Council Member Cary, Council by the following recorded vote adopted Ordinance #0-14-016, as presented, to rezone approximately two hundred twenty-seven hundredths (0.227) of an acre at 2517 Memorial Avenue from B-3, Community Business District to B-5C, General Business District (Conditional) to allow for the construction of a storage unit building:

Ayes: Cary, Helgeson, Johnson, Perrow, Gillette	5
Noes:	0
Abstention: Foster, Nelson	2

// The meeting was adjourned at 8:04 P.M.

Clerk of Council