

// A regular meeting of the Council of the City of Lynchburg was held on the 27th day of January, 2009 at 5:00 P.M. in the Council Chamber, City Hall, Joan F. Foster, President, presiding. Council Member Perrow gave the Invocation, followed by the Pledge of Allegiance. The following Members were present:

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

Absent: 0

// Copies of the minutes of the January 13, 2009 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Gillette, seconded by Council Member Garrett, Council by the following recorded vote approved the minutes as presented:

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

Noes: 0

// In the matter of Recreation - General, Resolution #R-09-001 amending the FY 2009 City Capital Projects Fund budget and appropriating \$51,000, fully reimbursable, to provide funding for improvements to the Sandusky Regional Visitor Center, laid over from the January 13, 2009 meeting, was again presented and read, and on motion of Council Member Gillette, seconded by Council Member Garrett, Council by the following recorded vote adopted the Resolution:

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

Noes: 0

// In the matter of Finance - General, City Council Report #3 was considered. On motion of Council Member Gillette, seconded by Council Member Garrett, Council by the following recorded vote adopted Resolution #R-09-003, as presented, authorizing Billings and Collections to destroy paid tickets for real estate and personal property taxes for FY 2002- FY 2003:

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

Noes: 0

// In the matter of Fire - General, City Council Report #4 was considered. On motion of Council Member Gillette, seconded by Council Member Garrett, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-09-004, as presented, amending the FY 2009 General Fund Budget and appropriating \$32,000, fully reimbursable, to purchase Automated External Defibrillators (AEDs) to place on various fire department vehicles:

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

Noes: 0

// In the matter of Fire - General, City Council Report #5 was considered. On motion of Council Member Gillette, seconded by Council Member Garrett, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-09-005, as presented, amending the FY 2009 City/Federal/State Aid Fund budget and appropriating \$103,695, with \$90,668 reimbursement, to assist with the purchase of a Type I International ambulance and seven (7) Panasonic Toughbook CF 30 laptop computers:

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

Noes: 0

// In the matter of City Council, Ms. Alex Jennings, a member of the Mayor's Youth Council, stated that there is a strong need for more activities for the youth of Lynchburg and presented some ideas, i.e., drive in movie theatre, more vendors at the Community market, carnival/festival by the James, more band jams in the downtown area, and a paintball park.

// In the matter of Chamber of Commerce, Ms. Becky Nix, Director of Tourism, provided a brief summary regarding activities and the accomplishments of the Tourism program since last Fall.

// On motion of Council Member Perrow, seconded by Council Member Gillette, Council by the following recorded vote elected to hold a closed meeting to consider appointments to Council-appointed Boards and Commissions, i.e., Community Development Advisory Committee and Tourism Board pursuant to Section 2.2-3711(A)(1) of the Code of Virginia, 1950, as amended:

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

Noes: 0

// The meeting was re-opened to the public.

// Council Member Helgeson made the following motion:

WHEREAS, the Council of the City of Lynchburg has convened a closed meeting on this date, pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by City Council that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Lynchburg certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by Council.

The Motion was seconded by Council Member Perrow, and Council by the following recorded vote adopted the motion:

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

Noes: 0

// In the matter of Appointments, and on nomination of Council Member Perrow, seconded by Council Member Johnson, Council by the following recorded vote appointed Myles Jackson to serve on the Community Development Advisory Committee for a term to expire December 31, 2012:

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

Noes: 0

On nomination of Council Member Perrow, seconded by Council Member Johnson, Council by the following recorded vote appointed Anna M. Bentson, Margaret Girling and Barry N. Moore to serve on the Regional Tourism Board for terms to expire June 30, 2009:

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

Noes: 0

January 27, 2009

247

On nomination of Council Member Perrow, seconded by Council Member Johnson, Council by the following recorded vote appointed Anthony Camm, Paul Heckman and Cheryl Robinson to serve on the Regional Tourism Board for terms to expire June 30, 2010:

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

7

Noes:

0

On nomination of Council Member Perrow, seconded by Council Member Johnson, Council by the following recorded vote appointed Gary F. Christie, Allyson Lowrey and Greg Starbuck to serve on the Regional Tourism Board for terms to expire June 30, 2011:

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

7

Noes:

0

// The meeting was adjourned at 5:55 P.M.

Clerk of Council

// A regular meeting of the Council of the City of Lynchburg was held on the 27th day of January, 2009, at 1:00 P.M., Council Chamber, City Hall, Joan F. Foster, President, presiding. The purpose of the meeting was to conduct a work session regarding several items. The following Members were present:

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

Absent: 0

// Mayor Foster commented regarding the time constraints at today's work session and inquired whether City Council wanted to postpone Agenda Item #4 – Big Box Ordinance to the February work session. On motion of Council Member Helgeson, seconded by Council Member Perrow, Council by the following recorded vote agreed to postpone discussion regarding the Big Box Ordinance to the February 24 work session:

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

Noes: 0

// School Board Chair Julie Doyle informed that Norris Gryder, Retired Director of Finance from the Henrico County Public Schools, has completed his audit review of the Schools financial documents to discover the contributing factors to the shortfall in revenue and the excesses in expenditures in the Lynchburg School System financial activities for fiscal year 2007-08, a copy of the report previously furnished to City Council. Ms. Doyle stated that the report provided a detailed account of what led to the \$440,000 deficit, i.e., administrators were not properly monitoring the budget and made several critical miscalculations, the biggest of which was overestimating their student enrollment, a figure used to calculate state funding. Ms. Doyle went on to say that the School Board and School officials are taking aggressive steps to prevent any future shortfall and that the Board will now receive revenue calculations up to five times a year compared to once a year currently, an ongoing evaluation of expenditures, and reports with year-to-date expenditure comparisons and actual revenue figures. Ms. Doyle also noted that the School Board is expected to approve the creation of its Finance Committee next month, and that Dr. McKendrick has already put some mid-year financial changes in place to be cautious with the current year's budget. Ms. Doyle concluded by saying that that School officials and School Board took this shortfall issue very seriously, are very concerned that it happened, and that steps have been taken to correct the situation and to ensure that it doesn't happen again. Ms. Doyle stated that clearly the Schools have some credibility to gain back with City Council and the community. In addition to Ms. Doyle, Schools Superintendent Paul McKendrick, Schools Financial Director Beverly Padgett and Mr. Norris Gryder were also present to respond to Council questions. Although recognizing the seriousness of the \$440,000 deficit, some Council Members stated that they were satisfied that the Schools realized the gravity of the recent deficit, were sincere in their plans to prevent it from happening again, and that they should be given a chance to regain the public's trust. Council Member Helgeson expressed a concern that there was a discrepancy in the school enrollment number between what division officials say the budget was based on and what the budget actually was based on. Ms. Doyle stated that the Schools would look into the matter and get back to City Council with the number that was used in the budget. Some Council Members expressed concern regarding the lack of monitoring and control and raised the possibility of greater city

involvement. Ms. Doyle stated that once the Schools Finance Committee has been established, then all of the information provided to that Committee will also be provided to City Council. Ms. Doyle also noted that the School Board plans to start reviewing more detailed budget updates in the future. In response to questioning suggesting that the deficit was closer to \$1.8 million because not only did the Schools have a \$440,000 deficit, but it also failed to realize an anticipated surplus of \$1.4 million, Ms. Doyle stated that the anticipated surplus is not a line item in the Schools budget, but rather part of the City's capital expenditures without a funding source. Council Member Helgeson stated that he still had some reservations and that he will continue to push for greater accountability and oversight. Council Member Helgeson also read State Code section 22.1-91 that states that any School official who spends more money than they have available could be guilty of malfeasance in office. Some Council Members commented that the Schools admitted its error and are taking steps to ensure that it doesn't happen again and that City Council should give them a chance to rebuild public trust.

// Following a brief break, City Council agreed to postpone Agenda Item #2 – Report on Comprehensive Services Act and Strengthening Families Initiatives to the February 24 meeting.

// City Manager Kimball Payne informed that a public hearing was held regarding a request of Liberty University (LU) for the City to vacate the unopened portion of Ericsson Drive. Mr. Payne stated that there are no funds within the next five years of the Capital Improvements Program to develop this portion of Ericsson Drive and that if City Council chooses to vacate this right of way, that he is recommending that the City also vacate the improved portion of Ericsson Drive so that the City will not have to be responsible for the maintenance of this road. City Planner Tom Martin provided a brief summary regarding the request, explaining that Ericsson Drive was constructed in 1995 to serve an expansion of the Ericsson facility. Mr. Martin informed that right of way for the road extended to what was railroad right of way at the time and that Ericsson Drive was not extended to Wards Road because of the barrier of the railroad and the premise that the only way to facilitate a vehicular crossing would be the construction of a railroad bridge over the roadway. Mr. Martin went on to say that on June 10, 2008, City Council approved the request of Liberty University for an expansion of up to 15,000 students and that conditions of approval of the Conditional Use Permit (CUP) were that two vehicular tunnels and improvements to the intersection of Wards Road be constructed by the University provided permission was granted by the railroad. Mr. Martin explained that a traffic study has been conducted to determine the feasibility of connecting Ericsson Drive and to justify the City taking ownership of the tunnels and that the traffic study indicated for optimum performance a third vehicular tunnel should be constructed to aide right turning movements. Mr. Martin stated that Wards Road is a congested roadway that serves a significant retail area of the City and that the ability to improve capacity of Wards Road is limited due to the constraints of Rock Castle Creek, the railroad and existing businesses. Mr. Martin noted that a pedestrian study is currently being conducted in the area as is a traffic study on Harvard Street and that vacating the right of way will prevent the City's ability to provide central access to Route 460, strengthen the City's road network and deal with growing traffic congestion on Wards Road and Candler's Mountain Road. Mr. Martin stated that staff is

recommending that City Council not approve the request to vacate the right of way for Ericsson Drive. Council Member Helgeson stated that he is supportive of the request, that Liberty University is paying to build the two tunnels, that the City is not in a financial position to build a third tunnel, and made a motion to vacate the unopened portion of Ericsson Drive. Council Member Garrett seconded the motion. Some Council Members stated that they would support the request due to the difficulty, cost and time involved in the connection between Wards Road and U. S. 460, and that it made sense to vacate the right of way so that Liberty University can move forward with its plans and have a contiguous campus. Council Member Johnson stated that he could not support the City giving up right of way that could be used in the future to reduce congestion in a crowded area of the City. In response to questioning, Liberty University representative Lee Beaumont stated that LU has been working to create a more pedestrian-friendly campus and vacating the right of way will benefit the School's construction plans and will give LU added space for expansion. Mr. Beaumont also stated that he was unaware of any plans to limit the tunnel traffic to LU students and that there would be no reason to gate the entrances due to the large number of students that would be using the tunnels. In response to City Manager Payne's question, City Council reached consensus to instruct staff to schedule a public hearing regarding the vacation of the improved portion of Ericsson Drive at a future meeting. The vote was called on the motion, and Council by the following recorded vote adopted Ordinance #O-09-002, as presented, approving the vacation of an unopened portion of Ericsson Drive:

Ayes: Dodson, Garrett, Gillette, Helgeson, Perrow, Foster 6

Noes: Johnson 1

// During roll call, Council Member Perrow informed of recent break-ins of vehicles and reminded citizens to lock their vehicles and report any break-ins to the Police Department. Council Member Helgeson stated that the Finance Committee received a report regarding the City's budget process. Council Member Gillette suggested that the Mayor's 2011 State of the City Address be expanded to include some recognition of the City's 225th anniversary. In response to Council Member Garrett's suggestion regarding a "Lynchburg Volunteer Corps," City Manager Payne stated that he is planning to provide City Council with an update regarding the City's efforts in recruiting volunteers. Vice Mayor Dodson stated that he had asked staff to prepare some information regarding the costs and funding sources for the Fifth Street Improvements – Phase I, a copy of which was given to Council Members.

// The meeting was adjourned at 4:44 p.m.

Clerk of Council

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **February 10, 2009**

AGENDA ITEM NO.: 4

CONSENT:

REGULAR: **X**

CLOSED SESSION:

(Confidential)

ACTION: **X**

INFORMATION:

ITEM TITLE: Public Hearing to Authorize the Lynchburg Redevelopment and Housing Authority (LRHA) To Pursue Acquisition of Blighted Properties at 611 and 613 Washington Street

RECOMMENDATION:

Adopt a resolution authorizing LRHA to pursue acquisition of blighted properties at 611 and 613 Washington Street under Section 36-19.5 of the Code of Virginia.

SUMMARY:

Please see attached information from LRHA including notification to the property owners.

PRIOR ACTION(S):

NA

FISCAL IMPACT:

NA

CONTACT(S):

Edward H. McCann 845-9011

ATTACHMENT(S):

- Resolution
- Letter from LRHA

REVIEWED BY: lkp

RESOLUTION AUTHORIZING THE ACQUISITION OF REAL PROPERTY

WHEREAS, it appearing to City Council from the evidence presented at the public hearing that the structures located at 611 and 613 Washington Street, parcels 025-12-008, 009, are blighted properties as defined in Section 36-3 of the Code of Virginia, 1950, as amended, and that such structures (i) have deteriorated to such an extent as to constitute an immediate, serious and growing menace to the public health, safety and welfare; (ii) that such structures are likely to continue to deteriorate unless corrected; (iii) that the continued deterioration of such structures will contribute to the blighting or deterioration of the area immediately surrounding 611 and 613 Washington Street; (iv) that the owner of 611 and 613 Washington Street was sent the 60 day notice by certified mail of the condition of the structures and has failed to correct the deterioration; and (v) that 611 and 613 Washington Street lies within the Lynchburg Redevelopment and Housing Authority's area of operation;

NOW, THEREFORE BE IT RESOLVED that as provided by Section 36-19.5 of the Code of Virginia the Lynchburg City Council does hereby authorize the Lynchburg Redevelopment and Housing Authority to acquire the properties located at 611 and 613 Washington Street by purchase, lease, gift or through the exercise of eminent domain for the purpose of development and redevelopment, including, but not limited to, the renovation, rehabilitation and disposition of the structures at 611 and 613 Washington Street;

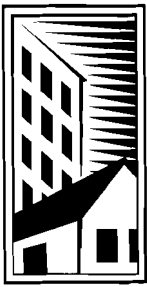
BE IT FURTHER RESOLVED that the Lynchburg Redevelopment and Housing Authority is hereby designated and authorized to act on the City's behalf in the acquisition of the properties at 611 and 613 Washington Street.

Adopted:

Certified:

Clerk of Council

005P



LYNCHBURG
REDEVELOPMENT AND
HOUSING AUTHORITY

December 19, 2008

Mrs. Patricia W. Kost
Clerk of City Council
900 Church Street
Lynchburg, Virginia 24504

Re: 611 and 613 Washington Street
parcels 025-12-008, 009
Lynchburg, Virginia

Dear Mrs. Kost:

Authority staff initially inspected these deteriorated properties in September of 2006 when referred to the Authority by the City's inspections staff. In December 2006, the owner was notified by the Authority by certified mail of the deficiencies under section 36-19.5 of the Code of Virginia and given notice to submit either a written plan of correction within 30 days or to correct the deficiencies within 60 days.

The above Code section provides that an authority may acquire blighted property after a public hearing and approval of such acquisition by the governing body of the city within which the property is located. This is to request that City Council hold a public hearing to consider the request of the Lynchburg Redevelopment and Housing Authority for authorization to acquire this property pursuant to the above referenced code. Enclosed is a copy of the resolution adopted by the Commissioners of the Authority, proposed resolution for City Council's consideration, report to Council, notices sent to the owner, the owner's responses and pictures of the property.

Please let me know if you need further information.

Very truly yours,

A handwritten signature in black ink, appearing to read "Edward H. McLan", written in a cursive style.

enclosures

Report to City Council

December 19, 2008

As part of the collaborative effort between the City of Lynchburg and the Lynchburg Redevelopment to address blighted properties through our local Spot Blight Abatement Program, the City's Inspection personnel referred the property at 611-613 Washington Street to the Authority for action. As outlined on the attached chronology, attempts by the Authority to have the owner correct the deficiencies have been unsuccessful and the properties remain blighted.

Attached is a resolution adopted by the Commissioners of the Authority requesting that City Council authorize the acquisition of the property as well as a recommended resolution for City Council's consideration. Also attached are copies of correspondence exchanged with the owner, pictures of the properties and a listing of deficiencies. A public hearing is required prior to City Council's adoption of the resolution.

Members of the Authority's staff will be available at the Council meeting to address this issue.

Chronology for 611 and 613 Washington Street

- September 2006, City inspections staff referred the property to the Authority's Spot Blight Program.
- December 2006, the owner was notified by the Authority by certified mail of the deficiencies under section 36-19.5 of the Code of Virginia and given notice to submit either a written plan of correction within 30 days or to correct the deficiencies within 60 days.
- January 2007, the owner responded to Authority staff stating that he planned to repair the roof and paint the exterior during the summer of 2007.
- February 2007, the commissioners granted the owner an extension to August 1, 2007.
- Summer of 2007, Authority staff did not observe any work underway, but did observe the property listed with a realtor.
- October 2007, the commissioners voted to defer taking further action since the property was listed with a realtor.
- October 2008, the contract with the realtor expired and no work was observed by Authority staff so the commissioners voted to send the owner another 60-day notice outlining the current deficiencies of the property.
- November 2008, the owner responded to the notice stating that he planned to move back to Lynchburg this winter to address all of the deficiencies.
- During November 2008, Authority staff learned that a foreclosure sale was scheduled to sell the property, but subsequently it was cancelled.
- December 2008, the commissioners of the Authority adopted a resolution seeking approval of City Council for the acquisition of these blighted properties.
- As of December 18, 2008, the property had not been sold, nor had any repairs been observed.

Resolution Authorizing the Executive Director to seek approval of City Council for the acquisition of the properties at 611 and 613 Washington Street, Parcels 025-12-008, 009, Lynchburg, Virginia pursuant to Code section 36-19.5

WHEREAS, the Commissioners of the Lynchburg Redevelopment and Housing Authority (the Authority) have undertaken the exercise of additional powers granted to the Authority pursuant to section 36-19.5 of the Code of Virginia, as amended; and

WHEREAS, one of the major objectives to be achieved in exercising powers granted to the Authority under Code section 36-19.5 is to prevent single-family or multi-family dwelling units within the Authority's area of operation from contributing to the blighting or deterioration of the area immediately surrounding such dwelling unit as a result of the continued deterioration of such dwelling unit and further, to prevent the deterioration of such dwelling unit to such an extent as to constitute an immediate, serious and growing menace to the public health, safety and welfare; and

WHEREAS, the Commissioners of the Authority have made a finding that the dwelling units located at 611 and 613 Washington Street, Lynchburg, Virginia (the properties), (i) have deteriorated to such extent as to constitute an immediate, serious and growing menace to the public health, safety and welfare; (ii) that the properties are likely to continue to deteriorate unless corrected; and (iii) that the continued deterioration of the properties may contribute to the blighting or deterioration of the area immediately surrounding the dwelling units; and

WHEREAS, the Commissioners of the Authority have made a further finding that, unless the properties are brought into full compliance with the applicable building codes of the City of Lynchburg, Virginia, the acquisition of the properties pursuant to Code section 36-19.5 (B) will further the objectives of, and is necessary for, the purposes of the Authority; and

WHEREAS, as a prerequisite to the acquisition of the properties by the City of Lynchburg, on behalf of the Authority, in accordance with Code section 36-19.5 (B), the required notice has been given to the landowner to correct the deterioration of the dwelling units; and

WHEREAS, the owner has failed to correct the deteriorated condition of the dwelling units.

THEREFORE, BE IT RESOLVED, by the Commissioners of the Authority that the Executive Director of the Authority, in consultation with the Authority's legal counsel, is hereby authorized and directed to request that the City Council of the City of Lynchburg hold a public hearing to consider the Authority's request to acquire the properties at 611 and 613 Washington Street, Lynchburg, Virginia, in accordance with the provisions of Code section 36-19.5, for the purpose of development and redevelopment, including, but not limited to, renovation, rehabilitation and disposition of the properties.

January 5th, 2007

Edward McCann
Executive Director
918 Commerce Street
Lynchburg, VA 24505

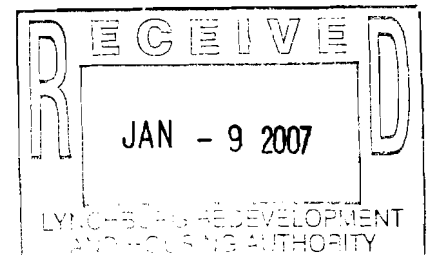
Re: Parcel 025-12-009

Dear Mr. McCann,

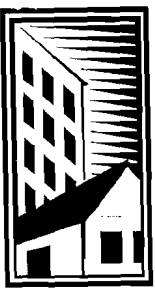
I received your letter a couple days ago; I have been away with family for the holidays. As you know I have been working on this house for the past 6 years or so and have dumped thousands of dollars of my own money to get this house back up to par. This house sat on the market for almost 3 years before I bought it because no one else wanted to take on such a big project. The house was in horrific condition; but I felt if given enough time, I could do it. I am not independently wealthy and a project of this size does take time. I only have a year and half left on the mortgage of this house and then I own the house outright. Now, you are telling me that after all the work I have done and all the money that I have poured into this place, you want to try to find a way to take this away from me?? Rest assured, I am not going to just sit back and watch this happen. I feel like I am a part of that community and would like to move there permanently within the next year. My girlfriend and I are going to be getting married soon and she has seen the house can't wait to make this happen with me. I do have plans to come this summer to come down and redo the roof. Which incidentally, is another \$40,000 or so that I have been saving for the past year so I can do this. After the roof is done, then I can finish the painting. I have painted the front of the house twice already, but because the roof is failing, it keeps peeling the paint off the building. After the roof and painting is done, I feel the house will look great; as it once did decades ago. Rest assured that I never for one second ever planned on just letting this house go to pot. I have just been patching the roof and doing spot painting to buy myself some time until I could save the money to do the whole thing properly. Now, by this summer, I will be able to do the roof and finish off the painting. I hope this will be to your satisfactory. Please contact me at any time to discuss this matter with me.

Sincerely,

Marcel Costantino
Cell Phone 434 390 7630
Email mac49@ntelos.net
Mailing address(in Massachusetts)
P O Box 28
E Orleans, MA 02643



P.S. As you can tell, I have kept my Virginia phone and Virginia Internet Company because I have been planning all along to come back there permanently.



LYNCHBURG
REDEVELOPMENT AND
HOUSING AUTHORITY

50 years: 1956-2006

EDWARD H. McCANN
Executive Director

November 22, 2006

Marcel A. Constantino
613 Washington Street
Lynchburg, VA 24504

Re: Parcel: 025-12-008
611 Washington Street
Lynchburg, Virginia

Dear Mr. Constantino:

In a cooperative effort with the City of Lynchburg, the Board of Commissioners of the Lynchburg Redevelopment and Housing Authority has directed our staff to identify residential properties that are deteriorated to such an extent as to constitute a serious and growing menace to the public health, safety and welfare, that are likely to deteriorate unless corrected, and that may contribute to the blighting or deterioration of the surrounding area. We have been made aware of the above property which city records show to be owned by you. We observed the dwelling on September 20, 2006, and found the following conditions:

- Roof deteriorated
- Chimneys needs repointing
- Hidden gutters deteriorated
- Soffits and fascia deteriorated and sections missing and hanging from structure
- Peeling paint on entire structure and trim
- Peeling paint on front porch ceiling and sections deteriorated
- Sections of front porch deck deteriorated
- Peeling paint on front porch columns and railing
- Handrail for front porch steps missing
- Front porch steps deteriorated
- Peeling paint on window sashes
- Some storm windows missing

November 22, 2006

- Sections of front porch foundation deteriorated and sections need repointing
- Wood piled at rear of property
- Grass high and shrubbery overgrown

We are requesting that you:

1. Present a written plan within thirty (30) calendar days of receipt of this notice for consideration and approval by the Commissioners which would address the correction of these deficiencies and include a timetable and financing arrangements and identify who would complete the work;

or

2. Correct these deficiencies and any other non-compliance with the local building code within sixty (60) days of receipt of this notice.

Should the above plan not be received within thirty (30) days and subsequently approved by the Commissioners and then implemented by you, or, in the alternative, if no plan is presented and these deficiencies are not corrected within the 60 day time period, the Authority Commissioners, pursuant to 36-19.5 Code of Virginia, may request Lynchburg City Council to conduct a public hearing to determine the appropriateness of authorizing the Authority to acquire the property for the purpose of development or redevelopment, including but not limited to, renovation, rehabilitation, and disposition of the property.

Please contact me if you wish to discuss this.

Very truly yours,



November, 6 2008

RE: in reference to letter regarding 611 & 613 Washington st, Lynchburg.

To whom it may concern,

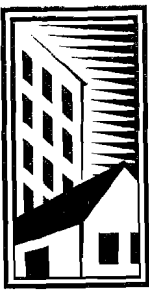
I will be moving to Lynchburg this winter to address all of the problems stated in your letter to me dated October 9th of 2008. the economy is terrible right now but I will come down there anyway, fix up the place with the intention of putting the house on the market again the Realtor Jim Tracey. A selling contract has already been drawn up.

Any concerns or questions, I can be reached at any time on my cell phone: 434 390 7630

sincerely,

Marcel Costantino

10 2008



LYNCHBURG
REDEVELOPMENT AND
HOUSING AUTHORITY

EDWARD H. McCANN
Executive Director

October 9, 2008

Marcel A. Constantino
P.O. Box 28
East Orleans, Massachusetts 02643

Re: Parcel Numbers: 025-12-008, 009
611-613 Washington Street
Lynchburg, Virginia

Dear Mr. Constantino:

Enclosed is a copy of a letter sent to you dated November 22, 2006, that lists the deficiencies observed by Authority staff at the above property. In your response, you indicated that you were going to correct the deficiencies so the commissioners granted you an extension to complete the repairs. In addition to not observing any repairs, staff has observed the condition of the properties deteriorate further.

As stated in our letter dated November 22, 2006, in a cooperative effort with the City of Lynchburg, the Board of Commissioners of the Lynchburg Redevelopment and Housing Authority has directed our staff to identify residential properties that are deteriorated to such an extent as to constitute a serious and growing menace to the public health, safety and welfare, that are likely to deteriorate unless corrected, and that may contribute to the blighting or deterioration of the surrounding area. We were made aware of the above property which city records show to be owned by you. We observed the dwelling on September 20, 2006, on September 19, 2008, and on October 8, 2008, and found the following conditions:

- Roof deteriorated
- Chimneys need repointing
- Hidden gutters deteriorated
- Peeling paint on downspouts and sections missing
- Soffits and fascia deteriorated, sections missing and sections hanging from structure
- Peeling paint on entire structure and trim
- Peeling paint on front porch ceiling and sections deteriorated
- Sections of front porch deck deteriorated and hole in one area
- Peeling paint on front porch columns and railing

October 9, 2008

- Handrail for front porch steps missing
- Front porch steps deteriorated
- Peeling paint on window sashes and sashes deteriorated
- Some storm windows missing
- Cracked window panes
- Missing screens and torn screens
- Sections of siding deteriorated and sections missing
- Sections of front porch foundation deteriorated and sections need repointing
- Wood and debris on front porch and at rear of property
- Steps missing at rear door
- High grass and overgrown shrubbery
- Vines overgrown on structure

We are requesting that you:

1. Present a written plan within thirty (30) calendar days of receipt of this notice for consideration and approval by the Commissioners which would address the correction of these deficiencies and include a timetable and financing arrangements and identify who would complete the work;

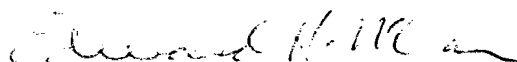
or

2. Correct these deficiencies and any other non-compliance with the local building code within sixty (60) days of receipt of this notice.

Should the above plan not be received within thirty (30) days and subsequently approved by the Commissioners and then implemented by you, or, in the alternative, if no plan is presented and these deficiencies are not corrected within the 60 day time period, the Authority Commissioners, pursuant to 36-19.5 Code of Virginia, may request Lynchburg City Council to conduct a public hearing to determine the appropriateness of authorizing the Authority to acquire the property for the purpose of development or redevelopment, including but not limited to, renovation, rehabilitation, and disposition of the property.

Please contact Connie Snavelly of our staff if you wish to discuss this.

Very truly yours,



cc: Chase Manhattan Mortgage Company

Certified Mail - Return Receipt Requested

Property Address: 611-613 Washington Street

Owner's Name: Marcel A. Constantino

Owner's Address: P.O. Box 28, East Orleans, Massachusetts, 02643

Parcel No.: 025-12-008 / 025-12-009

Assessed Value: Land - \$ 24,000 Improvement - \$ 122,900 Total - \$ 146,900



Date of Pictures: October 8, 2008

Deficiencies:

- Roof deteriorated
- Chimneys needs repointing
- Hidden gutters deteriorated
- Soffits and fascia deteriorated and sections missing and hanging from structure
- Peeling paint on entire structure and trim
- Peeling paint on front porch ceiling and sections deteriorated
- Sections of front porch deck deteriorated and hole in one area
- Peeling paint on front porch columns and railing
- Handrail for front porch steps missing
- Front porch steps deteriorated
- Peeling paint on window sashes and sashes deteriorated
- Some storm windows missing
- Cracked window panes
- Missing screens and torn screens
- Sections of siding deteriorated and sections missing
- Sections of front porch foundation deteriorated and sections need repointing
- Wood and debris on front porch and at rear of property
- Steps missing at the rear door
- High grass and overgrown shrubbery
- Vines overgrown on structure

611-613 Washington Street
Additional Pictures of Deficiencies:



611-613 Washington Street
Additional Pictures of Deficiencies:



Property Address: 611 Washington Street

Owner's Name: Marcel A Constantino

Owner's Address: 613 Washington Street, Lynchburg, VA 24504

Parcel No.: 025-12-008

Assessed Value: Land - \$ 8,000 Improvement - \$ 53,200 Total - \$ 61,200



Date of Pictures: September 20, 2006

Deficiencies:

- Roof deteriorated
- Chimneys needs repointing
- Hidden gutters deteriorated
- Soffits and fascia deteriorated and sections missing and hanging from structure
- Peeling paint on entire structure and trim
- Peeling paint on front porch ceiling and sections deteriorated
- Sections of front porch deck deteriorated
- Peeling paint on front porch columns and railing
- Handrail for front porch steps missing
- Front porch steps deteriorated
- Peeling paint on window sashes
- Some storm windows missing
- Sections of siding deteriorated
- Vines overgrown on structure
- Sections of front porch foundation deteriorated and sections need repointing
- Right side porch steps deteriorated
- Grass high and shrubbery overgrown

Property Address: 613 Washington Street

Owner's Name: Marcel A Constantino

Owner's Address: 613 Washington Street, Lynchburg, VA 24504

Parcel No.: 025-12-009

Assessed Value: Land - \$ 8,000 Improvement - \$ 69,100 Total - \$ 77,100



Date of Pictures: September 20, 2006

Deficiencies:

- **Roof deteriorated**
- **Chimneys needs repointing**
- **Hidden gutters deteriorated**
- **Soffits and fascia deteriorated and sections missing and hanging from structure**
- **Peeling paint on entire structure and trim**
- **Peeling paint on front porch ceiling and sections deteriorated**
- **Sections of front porch deck deteriorated**
- **Peeling paint on front porch columns and railing**
- **Handrail for front porch steps missing**
- **Front porch steps deteriorated**
- **Peeling paint on window sashes**
- **Some storm windows missing**
- **Sections of siding deteriorated**
- **Vines overgrown on structure**
- **Sections of front porch foundation deteriorated and sections need repointing**
- **Wood piled at rear of property**
- **Grass high and shrubbery overgrown**

Next City Council Meeting

James Weigand to patricia.Kost@lynchburgva.gov

01/28/2009 11:00 AM

Please respond to bigslimeydog

Ms. Kost,

I would like to address the Lynchburg City Council at its next regularly scheduled meeting to discuss Virginia Code section 22.1-91 and the apparent violation committed by the Lynchburg School Board, Division Superintendent or other school officer in FY2008.

Jim Weigand
515 Elmwood Ave.
Lynchburg, VA 24503
845-0554

§ 22.1-91. Limitation on expenditures; penalty.

No school board shall expend or contract to expend, in any fiscal year, any sum of money in excess of the funds available for school purposes for that fiscal year without the consent of the governing body or bodies appropriating funds to the school board. Any member of a school board or any division superintendent or other school officer violating, causing to be violated or voting to violate any provision of this section shall be guilty of malfeasance in office.

(Code 1950, § 22-120; 1980, c. 559.)

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **February 10, 2009**

AGENDA ITEM NO.: 6

CONSENT:

REGULAR: **X**

CLOSED SESSION:

(Confidential)

ACTION: **X**

INFORMATION:

ITEM TITLE: **Lobby Art Project – “Everyday People”**

RECOMMENDATION: Endorse the proposed public art project.

SUMMARY: Artist Michael Twery will appear at Council's meeting to make a presentation regarding a proposed public art project. A local arts philanthropist, who wishes to remain anonymous, has funded an arts piece that captures “Everyday People” in the City. Each piece is a ½ inch thick wood cutout and painting of “Everyday People” in our City. Pieces range from a family crossing the street, a parent holding a baby to a person playing basketball and a runner in the 10-Miler; each piece represents a person(s) in the City but is not an “actual” painting of a recognizable person.

It is proposed that this artwork be installed on the long wall in the lobby adjacent to Council Chambers (where the current job posting board is located).

There will be no direct cost to the City for installation of this project.

PRIOR ACTION(S): Discussion with Mayor and Vice Mayor.

FISCAL IMPACT: None

CONTACT(S): Bonnie Svrcek, 455-3990

ATTACHMENT(S): None

REVIEWED BY: lkp

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **February 10, 2009**

AGENDA ITEM NO.: 7

CONSENT:

REGULAR: X

CLOSED SESSION:

(Confidential)

ACTION:

INFORMATION: X

ITEM TITLE: **Comprehensive Services Act and Strengthening Families**

RECOMMENDATION: To provide information regarding the Comprehensive Services Act (CSA), local expenditures and cost reduction strategies and current City initiatives that support families.

SUMMARY: This report will provide an overview of the Comprehensive Services Act as well as provide information regarding current initiatives that contribute to strengthening families in the City. At the November 2008 Finance Committee meeting, Committee members requested a report on the Comprehensive Services Act. At the December 2008 Finance Committee meeting, Council member Garrett indicated that he considered "dysfunctional families" to be the City's number one challenge. Prior to forging ahead in developing a work plan to "strengthen families", staff is providing a report to Council on current activities that support families with City resources.

PRIOR ACTION(S): Quarterly CSA reports to the Finance Committee

FISCAL IMPACT: To be determined; funding request for an increase in the CSA local share to be made in February.

CONTACT(S): Tamara Rosser, Director, Juvenile Services, 455-5794
Bonnie Svrcek, Deputy City Manager, 455-3990

ATTACHMENT(S): Lynchburg Comprehensive Services for Youth and Families Report
Office of Comprehensive Services Locality Unit Cost Report History FY 2004-FY 2008
Strengthening Families Activities Report

REVIEWED BY: bms

009P

Lynchburg Comprehensive Services for Youth and Families

What is the Comprehensive Services Act?

The Comprehensive Services Act (CSA) became law on July 1, 1993. The intent of CSA is to create a collaborative system of services and funding that is child-centered, family-focused and community-based when addressing the needs of troubled and at-risk youth and their families.

The purpose of CSA is to:

- Ensure that services and funding preserve families and provide appropriate services in the least restrictive environment, while protecting the welfare of children and maintaining public safety;
- Identify and intervene early with young children and their families who are at risk of developing emotional and/or behavioral problems;
- Design and provide services that are responsive to the unique and diverse strengths and needs of troubled youth and families;
- Increase interagency collaboration and family involvement in service delivery and management; and
- Provide communities flexibility in the use of funds, decision making authority and accountability.

The CSA Fund Pool consolidates previous State categorical grants from five public, child-serving agencies including Social Services, Education, Public Health, Juvenile Court Services and Community Services Boards. Each locality receives an allocation from the CSA Fund Pool. These monies, along with a local funding share, are used to provide services to the CSA designated population – youth in foster care, youth at risk of coming into foster care, youth in need of specialized educational services and placements and youth with severe mental health needs who meet eligibility criterion.

Lynchburg's Comprehensive Services Act

The City of Lynchburg's CSA office is a Division within the Department of Juvenile Services and is comprised of four full-time employees – CSA Coordinator, FAPT Coordinator, Utilization Manager and Administrative Associate. The office provides overall coordination and facilitation of service planning and funding request, as well as support to the Community Policy and Management Team (CPMT). There are also five on-going subcommittees, appointed by CPMT, that serve a variety of functions.

Family Assessment and Planning Teams (FAPT)

- Five teams that meet weekly on a rotating basis; comprised of representatives from Lynchburg City Schools, Court Services Unit, Community Services Board, Social Services, Juvenile Services, private providers, parents and youth (when appropriate);
- Assess the needs and strengths of youth and families;
- Develop Individual Family Service Plans (ISFP);
- Make service recommendations to the CPMT.

Community Policy and Management Team

- Meets weekly to make decisions concerning the allocation of CSA funds; is comprised of representatives from Lynchburg City Schools, Court Services Unit, Juvenile Services, Centra Health, Social Services, the City Manager's office, and a parent representative;
- Develops local policies that comply with State guidelines;

Community Policy and Management Team (continued)

- Provides leadership to the following subcommittees:
 - o Funding – reviews financial procedures and processes;
 - o FAPT – makes recommendations for increased efficiencies in the FAPT process;
 - o Coming Home – reviews residential placements and makes recommendations to bring youth back home;
 - o Quality Assurance – reviews vendors' requests and information; makes recommendations to CPMT concerning vendor contracts;
 - o Keep Them Home – develops a variety of community-based services;

CPMT Membership

Wyllys VanDerwerker, Chairperson, Lynchburg City Schools
Robert Wade, Co-Chairperson, Court Services Unit
Mark Johnson, Department of Social Services
Bonnie Svrcek, City Manager's Office
Sandy Bryant, Community Services Board
William Semones, Centra Health
Lisa Grishaw, Court Appointed Special Advocate (CASA)
Tamara Rosser, Department of Juvenile Services

Budget Information

The CSA program has experienced tremendous growth statewide in the past five years. While that same trend is evident with the local CSA program, Lynchburg compares very favorable to statewide averages. The following chart shows how Lynchburg ranks in comparison with the State as well as Hampton, VA, which is known as a benchmark for best practices.

FY 2007	Lynchburg	Statewide	Hampton (best practices)
Average Comprehensive Services Act (CSA) cost per child	\$12,762	\$19,113	\$12,529
% of CSA expenditures on residential services	20	42	12
% of CSA children in residential care	23	26	8
% of CSA services community-based	8	24	42
% of CSA services in regular foster care homes with services and supports	16	8	15
% of CSA services in therapeutic foster homes	36	18	5

Revenue for CSA includes the following:

- Public Assistance – Reimbursements received from the State Pool Fund for local expenses incurred under CSA. Lynchburg's base allocation is \$2,400,000. The current rate of reimbursement for community-based services is 86.32%, for residential services is 68.5% and all other services is 72.64%;
- CSA Contribution – The required local match for all State Pool Funds. For FY 2009 the budgeted school contribution is \$196,541 and the City's General Fund contribution is currently budgeted for \$1,108,342;
- Medicaid – It is anticipated that Lynchburg will receive \$1,910,461 in recoupements from Medicaid. The local match for Medicaid is 13.68%.

Revenue for CSA includes the following (continued):

- Miscellaneous – Revenue comprised mainly of recoupments from children's social security payments and payments from the Division of Child Support Enforcement;
- CSA Co-payments – Revenue collected from parents or guardians.

Lynchburg versus Virginia's First Cities – Please see Attachment A which compares Lynchburg's CSA expenditures to other Virginia First Cities.

Factors Impacting the Budget

- Because of revised State guidelines there has been an increase in the number of children receiving services through CSA. In FY 2004 312 children received services as compared to 390 in FY 2008.
- CSA is now serving younger children who are requiring more intensive and costly interventions for longer periods of time. In FY 2005, 94 children ranging in age from 4 to 12 years received services. In FY 2008 that number increased to 150.
- Vendor costs have increased an average of 5-10% annually.
- There has been an increase in the number of youth receiving Therapeutic Foster Care (TFC) services, which is very expensive. In FY 2007 expenses for therapeutic foster care totaled \$824,956. In FY 2008 that figure increased to \$1,097,332. To date charges for TFC services total \$570,209.

- There continues to be a large number of youth being served in out of community residential placements. Out of community placements are defined as any placement that is not located in the City of Lynchburg. Currently there are 48 youth in residential placements as compared to 29 in FY 2005. Thirty-five of these youth are placed outside the City of Lynchburg.
- The average length of stay for residential placements is 9 months.
- Substance abuse continues to be a very serious issue and is one of the factors that leads to children coming into the care and custody of the Department of Social Services.
- In the past four years, foster care maintenance payments have increased by more than 40%. Maintenance payments for teenagers increased from \$449 to \$628 monthly.

Cost Reduction Strategies

- Continue to move forward with the strategies developed by the “Keep The Home” subcommittees (details included in the attached Strengthening Families Activities Report);
- Continue to use Medicaid eligible vendors;
- Increase the use of community-based services;
- Reduce the level of services to parents when appropriate;
- Continue to conduct in-house drug screens (conducted by DSS);
- Fund all residential placements for three months, instead of six;
- Cease payments for non-service related items, such as birth certificates and news paper publications;
- Reduce payments for parent transportation;
- Decrease the use of repeat psychological assessments for parents and other relatives when appropriate;
- Require written documentation of all community-based options that have been used prior to approving any residential placements

Strengthening Families Activities Report City of Lynchburg

I. **THE DEPARTMENT OF JUVENILE SERVICES** provides a wide range of community-based prevention, early intervention and support programs and services to youth and families. The goal of the Department is to prevent involvement in negative behaviors and further involvement with the Court system and Social Services.

- **Family Group Conferencing** – Empowers families to make decisions concerning children and youth. The goal is to keep children from entering foster care. To date, four referrals have been received, one conference completed (15 year old male placed with father instead of foster care), one conference denied by parent and two are in process.

Community Partners

- Local churches and organizations

- **Prevention Specialist** – Provides early intervention to truant youth referred by Linkhorne Middle School (pilot school) and youth with CHINSup petitions (Child In Need of Supervision) from Lynchburg Juvenile and Domestic Court (J&DR). Trained community volunteers make contact with the families within forty-eight hours of receiving a referral. To date, more than forty community volunteers have been trained to serve on Community Response Teams. The goal is to reduce the number of youth entering foster care and the court system by intervening early. The service began receiving referrals on January 5, 2009 and more than twenty referrals have been processed for intervention.

Community Partners

- Lynchburg City Schools (LCS)
- Lynchburg Police Department (LPD)
- Community Services Board (CSB)
- Court Services Unit (CSU)
- Emmanuel Family Services
- Tweedy Mentoring Services
- Presbyterian Home
- Lynchburg League of Therapists
- Braley and Thompson (therapeutic foster care)
- Innovative Family Consultants

- **Foster Care Prevention** – Very intensive case management and referral services provided to stabilize families to prevent out of home placements; 80-85% of youth remain with families. Current caseloads range from 12-15 youth.

Community Partners

- Majority of services purchased through the Comprehensive Services Act (CSA).
- Numerous local agencies

- **Comprehensive Services Act (CSA)** – Provides a wide variety of services and programs to children who are in the custody of Social Services, at-risk of coming into custody and children who have an Individualized Education Plan (IEP) through Lynchburg City Schools. Services are child-centered and focused on strengthening families to prevent removal. In cases of removal the focus is on reunification. The local CSA office has contracts with more than 100 vendors.

II. **KEEP THEM HOME INITIATIVE** - Four focus areas designed to provide community-based prevention and early intervention services was identified by the Community Policy and Management Team (CPMT) approximately one year ago. Below is a description of each of these focus areas and progress to date:

- **Truancy** – part-time Prevention Specialist as referenced above
- **Parenting** – Every new referral for Comprehensive Service Act funding (except those youth with an Individualized Educational Plan) will be required to attend a six week parenting educational course. Twelve community volunteers have been trained as facilitators for the parenting classes. To date 24 parents were offered the class, and 9 completed. The next session begins January 29, 2009 and thirty-two parents are enrolled.

Community Partners

- Lynchburg League of Therapists
- Lynchburg City Schools
- Community Services of Central Virginia
- Centra Health
- Lynchburg College
- Lynchburg Police Department
- Alliance for Families and Children
- Rice Counseling
- Tweedy Mentoring Services

- **Mental Health** – Focuses on the development of community-based options, Medicaid issues, etc. The group is planning a dialogue between public and private mental health providers to discuss the community's mental health needs and ways for increased collaboration.

Community Partners

- Presbyterian Home
- Lynchburg City Schools
- Community Services of Central Virginia
- Centra Health

- **Prevention** – Will provide skill building workshops and seminars for youth and their families involved in the Foster Care Prevention and Safe and Stable Families programs. Workshops began January 15, 2009.

Community Partners

- Aunt Gwen's Place (independent living)
- Strategic Therapy Associates
- Health Department
- Alliance for Families and Children
- Court Appointed Special Advocates (CASA)
- Tweedy Mentoring Services
- United Way
- WorkNet
- Blue Ridge Regional Jail
- Centra Health

III. **THE DEPARTMENT OF SOCIAL SERVICES** provides the following prevention services. Social Services has defined prevention as any action which diminishes the occurrence or reoccurrence of threats to people's health, stability or productivity.

- **Safe and Stable Families and Family Preservation** –Caseworkers provide support and referral services to youth and families to keep families together and to prevent children from coming into the custody of Social Services. Family preservation and family reunification services are also provided; 80-85% of youth served by these programs remain with their families. Current caseloads range from 12-15 youth.

Community Partners

- Supplemental services are purchased through the grant or through the Comprehensive Services Act.

- **On-going Child Protective Services** – Provides services and support to prevent the reoccurrence of maltreatment of children. The State target for reoccurrence is 6.1% and in Lynchburg the rate of reoccurring incidences is 2.5%.

Community Partners

- Supplemental services are purchased through the Comprehensive Services Act.

- **Employment and Job Readiness Program** - Job readiness training for the general population, serves both adults and adolescents and provides skills to get employed, stay employed, and enhance income.

Community Partners

- White Rock Community Center
- Blue Ridge Regional Jail
- One Stop Center

- **Learnfare** – Child must be enrolled and consistently attending school in order for the family to receive Temporary Assistance for Needy Families (TANF) benefits. A family is sanctioned by not receiving their TANF benefit when a child is truant. Sixty-three families had sanctions lifted in FY 2008 because the child's attendance resumed.

Community Partners

- Lynchburg City Schools

- **Court Improvement Program and Guiding Coalition** – Multi-disciplinary teams which strategize to increase efficiencies and quality of welfare. The groups meet quarterly.

Community Partners

- Courts – Judge and Staff
- Lynchburg City Schools
- Court Appointed Special Advocates
- Peaceful Alternatives
- Court Services Unit
- Commonwealth Attorney's Office
- Public Defenders Office
- Guardian Ad Litem attorneys
- Lynchburg Police Department
- Department of Juvenile Justice
- Community Services of Central Virginia
- Child Support Enforcement

- **Non-Custodial Foster Care** – Same level of staff support to family as that received in regular foster care yet the parents retain custody and legal responsibility for the child's welfare. Fifty percent (50%) of these children are prevented from entering foster care.
- **Earned Income Tax Credit** – Educates low income clients about special tax relief and how to access it.

Community Partners:

- Lynchburg Community Action Group
- Legal Aid of Central Virginia
- State Department of Social Services

- **Child Safety Seat Program** – Educates parents and guardians on how to safely transport infants and children in vehicles. Provides age and size appropriate safety seats to each participant who successfully completes the program. Two hundred and thirty two (232) people were trained and received child safety seats in FY 2008.

Community Partners:

- Health Department
- Lynchburg Police Department

- **Domestic Violence Prevention Emergency Cell Phone Program** - Provides victims of domestic violence with a medium to directly connect with 911 to request protection from imminent harm. Thirty (30) emergency cell phones were distributed in 2008.

Community Partners:

- Lynchburg Police Department
- Lynchburg IT Department

IV. **THE DEPARTMENT OF PARKS AND RECREATION** provides a safe haven for after school activities. A nutritious snack, tutoring and mentoring services are offered.

V. **THE UNITED WAY** programs that develop skills for family and individual stability.

- **Alliance for Families and Children**
 - **Ways to Work** – A micro loan program for small loans for purchase or repair of automobiles or other needs related to maintaining or improving employment.
 - **Child Care Resource Center** – Trains childcare providers and addresses childcare issues so parents can receive quality referrals.
 - **Health Families** – Family support program to help first time parents get families off to a healthy start.
- **Lynchburg Community Action Group (LynCAG)**
 - **Virginia Care** – Provides pre and post-release services to parolees and their families as a measure against further criminal involvement and recidivism.
 - **Center for Employment Training** – Serves unemployed, underemployed and employed individuals who do not have skills to achieve self-sufficiency.
- **Mental Health Association**
 - **Education Program** – Offers a wide range of services to the community to increase recognition of the signs and symptoms of mental illness in an effort to promote mental health and wellness while decreasing the occurrence and stigma of mental illness.
- **New Land Jobs**
 - **Employment Services** – Includes assessment/orientation, referrals, resume preparation, prior employment verification, interview skill building, job search assistance, job readiness training, job placement and retention.
- **Salvation Army**
 - **Hope House** – A transitional housing facility for women and children providing shelter for up to ninety days.
- **YWCA**

- **Residential Housing** –Provides permanent housing to single woman over the age of eighteen, must work or have some form of income and the ability to rent. Rent is either \$55 per week or \$238 monthly.
- **Transitional Housing** – Housing for women between a shelter and permanent housing.

VI. **THE COMMUNITY DIALOGUE ON RACE AND RACISM** resulted in several work groups that are focused on strengthening families. They include:

- Education
- Youth and Family Support
- Citizen Advocacy
- Strengthening Community
- Workforce Development

Office of Comprehensive Services										
Locality Unit Cost Report										
Program Year Ended June 30, 2008										
(Excludes Residential and Treatment Foster Care Medicaid Expenditures)										

[illegible]

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **February 10, 2009**

AGENDA ITEM NO.: 8

CONSENT:

REGULAR: **X**

CLOSED SESSION:
(Confidential)

ACTION: **X**

INFORMATION:

ITEM TITLE: Approve the Donation of a Retired Police Vehicle to the Lynchburg Police Foundation To Be Used In a Firearm Surrender Program Coordinated By the Lynchburg Police Department in Conjunction with Churches United for Service.

RECOMMENDATION: Approve the donation of a retired police vehicle to the Lynchburg Police Foundation.

SUMMARY: Following the fall auction of vehicles and equipment by Fleet Services, a retired Chevrolet Impala police vehicle was not sold as the minimum bid price was not met. Rather than sell this vehicle on e-Bay as we have done in the past, staff proposes that City Council consider donating this vehicle to the Lynchburg Police Foundation to allow for its use in a gun surrender campaign being undertaken as the result of a partnership between the Lynchburg Police Department, the Lynchburg Police Foundation and Churches United for Service.

Specifically, the vehicle is a 2000 Chevrolet Impala with 88,343 miles and a disabled transmission. The vehicle is operable once the transmission is repaired and would have sold at a recent auction but it did not meet the reserve price set by the Director of Fleet Services. The offer made on the vehicle was \$700 and the Director of Fleet Services deemed this offer unsatisfactory.

Since 2008, the Lynchburg Police Department (LPD) has been developing a partnership with the local organization, Churches United for Service (CUFS), a group of urban churches collaborating to build a healthier and stronger community in Lynchburg. CUFS has proposed that they restore a used police vehicle, with the restoration of the vehicle intended to also be symbolic of citizens having the opportunity to "restore" their lives from past struggles or difficulties to become contributing members of the Lynchburg community. Once restored, the vehicle will be awarded to a citizen; citizens will become eligible by surrendering a firearm in exchange for one chance to receive the restored vehicle.

The Lynchburg Police Foundation, a 501(c)(3) organization, has agreed to partner with CUFS and the LPD and will serve as the recipient (i.e. title holder) of the donated vehicle. The City Attorney has reviewed this arrangement and has deemed it legal subject to council approval. Once the restoration is complete, CUFS will select a citizen recipient and the Lynchburg Police Foundation will in turn transfer the title of the donated vehicle to that citizen.

The LPD, the Lynchburg Police Foundation and CUFS have a partnership agreement in place that details the responsibilities of the individual organizations and ensures that if the restoration project is not completed in a timely fashion that the ownership of the donated vehicle will revert back to the City of Lynchburg. The agreement also ensures that all activity related to the firearms surrender program will be controlled by the LPD.

Section 15.2-953 of the *Code of Virginia*, Section 38(14) of the *City Charter*, and Section 2-45 of the *City Code* require that Council approve donations.

With City Council's approval and as soon as details are worked out, police department staff will inform Council and the media of the timing and logistics involved in the donation.

PRIOR ACTION(S): Discussed informally with the City Manager and City Attorney on several occasions between November 2008 and January 2009.

BUDGET IMPACT: Potential loss of \$700 in auction revenue

CONTACT(S): Parks Snead, Police Chief (455-6045)

ATTACHMENT(S): Resolution, Partnership Agreement

REVIEWED BY: lkp

Resolution:

Be it resolved that the Lynchburg City Council hereby approves the donation of surplus City equipment, specifically a 2004 Chevrolet Impala police vehicle, to the Lynchburg Police Foundation.

Adopted:

Certified:

Clerk of Council

011L

PARTNERSHIP AGREEMENT

The following is intended to define a formal understanding and agreement between the City of Lynchburg Police Department (hereafter referred to as the "Police Department"), the Lynchburg Police Foundation (hereafter referred to as the "Foundation") and Churches United For Service (hereafter referred to as "Churches United"). The purpose of this agreement is to define the specific roles and responsibilities of these three organizations in their effort to collaborate on a program designed to promote public safety (hereafter referred to as the "program") through the safe surrender of firearms in exchange for the opportunity to be awarded a refurbished out-of-service police car (hereafter referred to as the "car"). It is understood that this agreement is conditioned upon the Lynchburg City Council agreeing to donate an out-of-service police car to the Lynchburg Police Foundation.

The Police Department agrees to take primary responsibility for arranging for the donation of the car to the Foundation; the Police Department will coordinate with the Lynchburg City Manager, the Lynchburg City Attorney and the Lynchburg City Fleet Manager to bring the donation request before the Lynchburg City Council for approval. The Police Department agrees to take primary responsibility for the planning and conducting of all gun surrender sessions and will ensure that safety is the first priority in each session. The Police Department will assume sole possession of all surrendered firearms. The Police Department also agrees to assist Churches United in registering citizens who surrender a firearm in exchange for an opportunity to be awarded the car. The Police Department further agrees to assist Churches United in publicizing events related to this program.

The Foundation agrees to assume ownership of the car from the City of Lynchburg and to maintain the title to the car throughout the process of refurbishing and awarding the car to a citizen. The Foundation agrees to not sell or give away the car to anyone other than the citizen identified by Churches United as the intended recipient of the car at the conclusion of the refurbishing process and the designated gun surrender sessions. The Foundation also agrees to serve as the recipient of any monies donated in support of the refurbishing of the car and to provide these monies to Churches United in support of

the refurbishing process. The Foundation agrees to provide monies from its own budget to pay for any costs related to the transfer of the title to the car to or from the Foundation; the Foundation will not be asked to provide any other monies related to the program.

In the event the circumstances defined herein for awarding the car are not met (see below), the Foundation agrees to return ownership of and the title for the car to the City of Lynchburg. All three organizations involved agree that the City of Lynchburg, the Police Department and the Foundation will not be held responsible for any costs associated with the refurbishing process regardless of the final disposition of the car.

Churches United agrees to take primary responsibility for the coordination of the refurbishing of the car with the intention of using donated labor, parts and services whenever possible; Churches United recognizes that neither it nor any of its membership will have ownership interest in the car other than to determine the citizen it is awarded to. Churches United agrees to take primary responsibility for determining eligibility for the awarding of the car and for maintaining the list of registered citizens to be chosen from at the conclusion of the program. Churches United also agrees to take primary responsibility for publicizing events related to this program and for serving as the primary media coordinator and contact throughout the program.

All three of the involved organizations agree that any recipient of the car must be at least 18 years of age, must be the same person who surrendered a firearm to gain eligibility and must present a photo identification card to prove his or her identity prior to the awarding of the car.

All three of the involved organizations agree that the current intention of this program is to conduct 3-4 gun surrender sessions prior to the completion of the refurbishing of the car in summer 2009. Should the refurbishing of the car not be completed by August 31, 2009, all three organizations agree to extend the program until such time that the car is completed. However, should these conditions not be met by August 31, 2010, ownership of the car will be returned to the City of Lynchburg.

This agreement is in effect upon the approval of all three involved organizations as indicated by signatures below. It will remain in effect until such time that the car is

signed over to a citizen recipient, ownership of the car is returned to the City of Lynchburg, this agreement is revised and re-signed by representatives of all three participating organizations or any one of the three involved organizations elects to withdraw by providing written notice to the other two involved organizations. However, under no circumstances will this agreement remain in effect beyond August 31, 2010.

We, the undersigned representatives do hereby agree to participate in and support the program and collaborative efforts described herein for whatever time this agreement remains in effect.

Colonel Parks H. Snead, Chief
Lynchburg Police Department

Date

Mr. Curtis Roberts, President
Lynchburg Police Foundation

Date

Reverend Artemis Dixon, President
Churches United For Service

Date

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **February 10, 2009**

AGENDA ITEM NO.: 9

CONSENT:

REGULAR: **X**

CLOSED SESSION:

(Confidential)

ACTION: **X**

INFORMATION:

ITEM TITLE: **Addition of City Street Mileage for Highway Maintenance Payments**

RECOMMENDATION: Approve the attached resolution requesting the Virginia Department of Transportation (VDOT) to increase the official record of the City's street lane mileage for reimbursement of highway maintenance funds.

SUMMARY: Each year the City submits a list of new or improved streets to VDOT for street maintenance payments. Currently, the City receives \$9,270,412 annually in maintenance payments for 793.70 lane miles. The State reimburses \$16,685 for arterial lane miles and \$9,796 for local lane miles. During the past calendar year 6.28 (net) lane miles of local streets became eligible to be added by VDOT for state reimbursement which should yield \$61,519 in additional highway maintenance funds annually. The increased lane mileage is a result of new subdivision development and extension of existing streets.

PRIOR ACTION(S): None

FISCAL IMPACT: The additional 6.28 (net) lane miles that are eligible to be added by VDOT for state reimbursement should yield an additional \$61,519 annually for street maintenance activities.

CONTACT(S): Dave Owen, Director of Public Works, 455-4469

ATTACHMENT(S):

- Resolution
- Form U-1 (Additions)
- Form U-1 (Deletions)
- Maps

REVIEWED BY: lkp

RESOLUTION:

WHEREAS the Virginia Department of Transportation (VDOT) requires action to increase the lane mileage of roadways for street maintenance entitlement funds from the Commonwealth,

NOW, THEREFORE, BE IT RESOLVED That City Council requests the Commonwealth Transportation Board to approve the addition of lane mileage as enumerated on Form U-1 as submitted by the Lynchburg Public Works Department.

Adopted:

Certified:

Clerk of Council

010L

REQUEST FOR STREET ADDITIONS OR DELETIONS
FOR MUNICIPAL ASSISTANCE PAYMENTS
Section 33.1-4 1.1
Code of Virginia

MUNICIPALITY LYNCHBURG

LOCAL ADDITIONS

STREET NAME ROUTE NUMBER *	TERMINI		R/W WIDTH (FEET)	PAVEMENT WIDTH (FEET)	CENTER- LINE MILES	NUMBER OF LANES	LANE MILES	FUNC CLASS (TPD USE ONLY)
	FROM	TO						
Atherholt Road	Yorktown Avenue	Dead End	70	35	0.41	2	0.82	
Badcock Place	Wards Ferry Road	Dead End	50	33	0.04	2	0.08	
Breezewood Drive	Lakeside Drive	Old Breezewood Drive	Variable 60 to 105	32	0.39	2	0.78	
Candlewood Court	Timberlake Rd.	Cul-de-sac	50	30	0.23	2	0.46	
Capital Street	Greenview Drive	Capstone Drive	60	33	0.18	2	0.36	
Capstone Drive	Greenview Drive	Greenview Drive	60	24	0.70	2	1.40	
Colonnade Street	Greenview Drive	Capstone Drive	60	33	0.18	2	0.36	
Cornerstone Street	Greenview Drive	Cul-de-sac	60	33	0.18	2	0.36	
Cupola Street	Capstone Drive	Moreview Drive	50	20	0.04	2	0.08	
Delta Street	Wards Road	Dead End	50	27	0.07	2	0.14	
Frederick Drive	Greenview Drive	Dead End	50	31	0.12	2	0.24	
Nationwide Dr.	Graves Mill Road	Cul-de-sac	60	31	0.19	2	0.38	

*COUNCIL RESOLUTION & MAP ATTACHED

SIGNED

MUNICIPAL OFFICIAL

DATE

Director of Public Works

SIGNED

RESIDENT ENGINEER

DATE

CLASSIFIED BY

TPD ENGINEER

DATE

Submit to:
Resident Engineer in Triplicate

REQUEST FOR STREET ADDITIONS OR DELETIONS
FOR MUNICIPAL ASSISTANCE PAYMENTS
Section 33.1-4 1.1
Code of Virginia

MUNICIPALITY LYNCHBURG

LOCAL ADDITIONS

STREET NAME ROUTE NUMBER *	TERMINI		R/W WIDTH (FEET)	PAVEMENT WIDTH (FEET)	CENTER- LINE MILES	NUMBER OF LANES	LANE MILES	FUNC. CLASS (TPD USE ONLY)
	FROM	TO						
Nettie Court	Frederick Drive	Cul-de-sac	50	31	0.05	2	0.10	
Peggy Bowen	Nationwide Drive	Cul-de-sac	60	31	0.11	2	0.22	
Portico Street	Greenview Drive	Cornerstone St.	60	33	0.18	2	0.36	
Rotunda Street	Capstone Drive	Meridan Street	60	33	0.46	2	0.92	
Simons Run	Leesville Road	City Limits	72	60	0.04	2	0.08	
Englewood St.	Fort Avenue	Dead End	38	23	0.18	2	0.36	
Misty Mountain Rd.	Timberlake Rd.	Dead End	50	26	0.29	2	0.58	
	TOTALS				4.04		8.08	

*COUNCIL RESOLUTION & MAP ATTACHED

SIGNED

MUNICIPAL OFFICIAL

DATE _____

SIGNED

RESIDENT ENGINEER

DATE _____

Submit to
Resident Engineer in Triplicate

CLASSIFIED BY

TPD ENGINEER

DATE _____

REQUEST FOR STREET ADDITIONS OR DELETIONS
FOR MUNICIPAL ASSISTANCE PAYMENTS
Section 33.1-4 1.1
Code of Virginia

MUNICIPALITY LYNCHBURG

LOCAL DELETIONS

STREET NAME ROUTE NUMBER *	TERMINI		R/W WIDTH (FEET)	PAVEMENT WIDTH (FEET)	CENTER- LINE MILES	NUMBER OF LANES	LANE MILES	FUNC. CLASS (TPD USE ONLY)
	FROM	TO						
Atherholt Rd.	Yorktown Avenue	Dead End	50	30	0.36	2	0.72	
Candlewood Court	Timberlake Road	Dead End	50	30	0.13	2	0.26	
Nationwide Drive	Graves Mill Road	Dead End	60	36	0.25	2	0.50	
Englewood Street	Fort Avenue	Dead End	38	28	0.16	2	0.32	
TOTALS					0.90		1.80	

*COUNCIL RESOLUTION & MAP ATTACHED

SIGNED

MUNICIPAL OFFICIAL

DATE _____

SIGNED

RESIDENT ENGINEER

DATE _____

Submit to
Resident Engineer in Triplicate

CLASSIFIED BY

TPD ENGINEER.

DATE _____

The City of Lynchburg, VA

Legend
Frontage ROW
Parcels

Atherholt Road Addition



The City of Lynchburg, VA

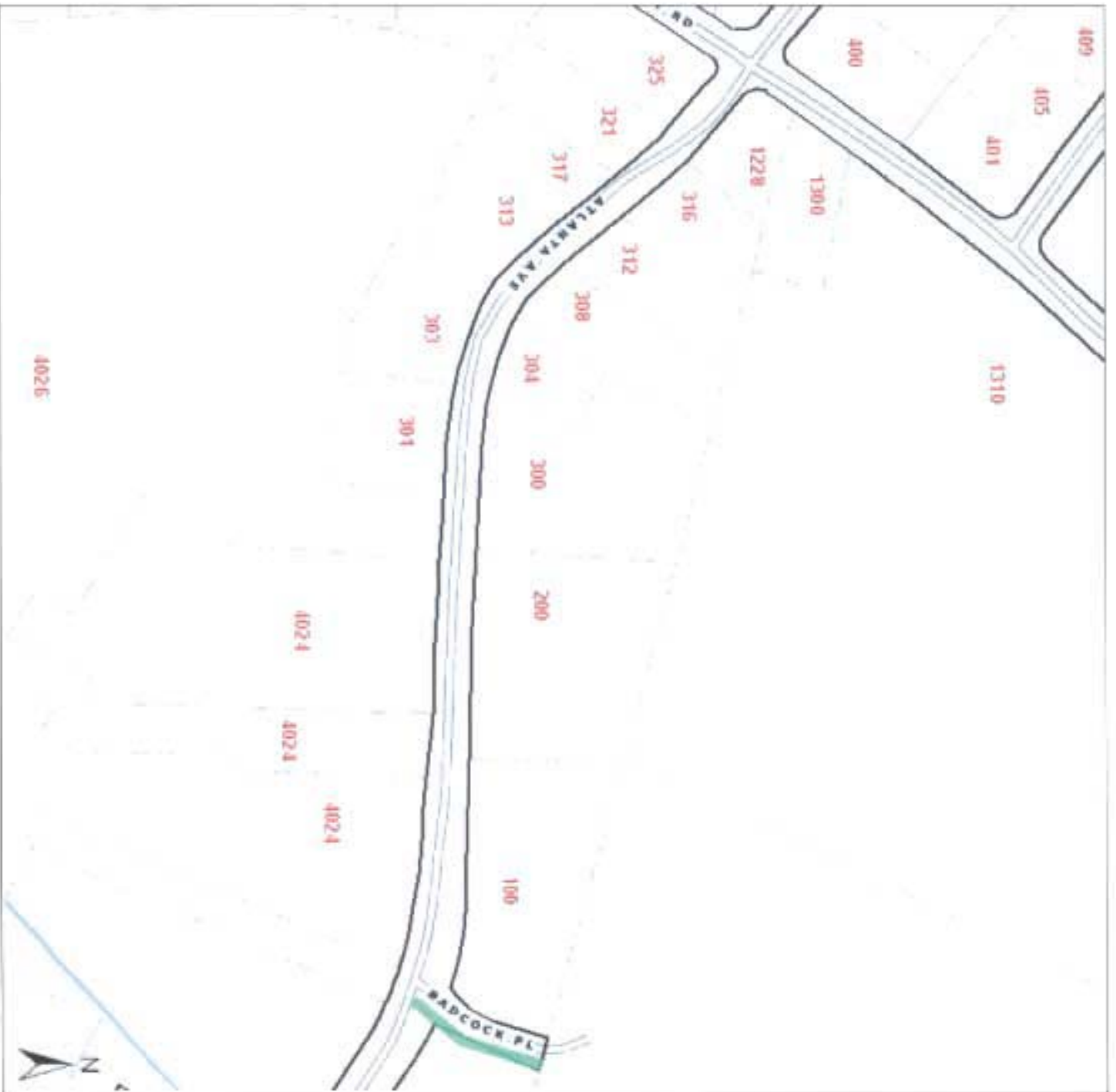
Legend

Address

— Frontage ROW

▬ Parcels

Badcock Place Addition



The City of Lynchburg, VA

Legend
— Frontage ROW
Parcel

Herringwood Drive Addition



The City of Lynchburg, VA

Legend

Address

— Frontage ROW

Parcel

Candlewood Court Addition



The City of Lynchburg, VA

Legend

Address

— Frontage ROW

○ Parcels

Capital Street Addition



The City of Lynchburg, VA

Legend
— Frontage ROW
□ Parcels

Capstone Drive Addition



The City of Lynchburg, VA

Legend
Address
Frontage ROW
Parcels

Colonnade Street Addition



The City of Lynchburg, VA

Legend
— Frontage ROW
□ Parcel

Cornerstone Street Addition



The City of Lynchburg, VA

- Legend
- Address
 - Frontage ROW
 - Parcels

Cupola Street Addition



The City of Lynchburg, VA

Legend
— Frontage ROW
□ Parcels

Delta Street Addition



The City of
Lynchburg, VA
Legend

Address

— Foreign Row

Parcells

Parcels

FREDERICK DRYDEN ADELSTON



— Frontage ROW
Legend

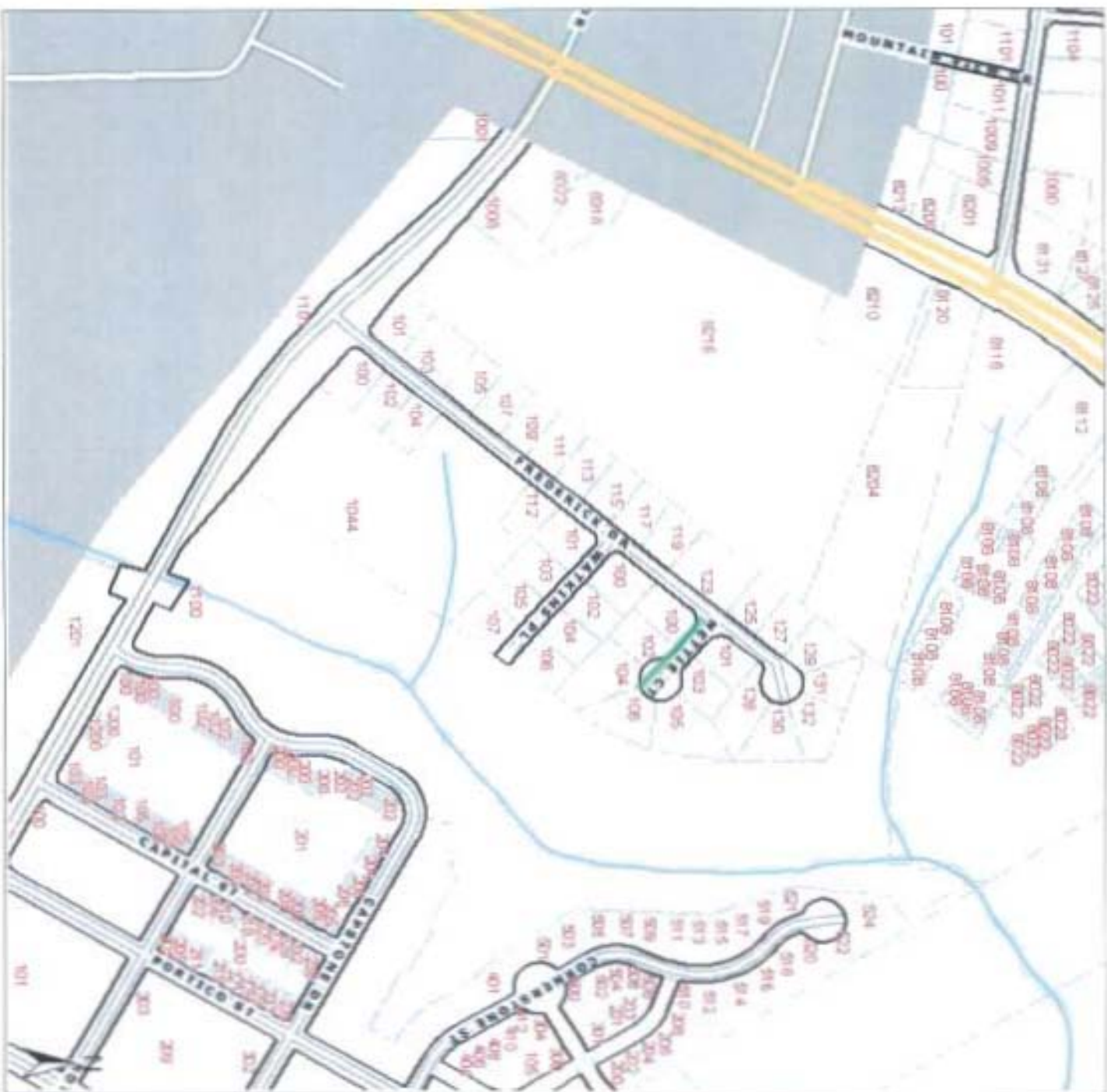
- Frontage ROW
- Parcels



The City of Lynchburg, VA

Legend
— Frontage ROW
□ Parcels

Ne-tile Court Addition



The City of Lynchburg, VA

Legend
 — Frontage ROW
 □ Parcels

Peggy Bowen Drive Addition



Legend
— Frontage ROW
□ Parcels



The City of Lynchburg, VA

Legend
— Frontage ROW
□ Parcels

Rotunda Street Addition



The City of Lynchburg, VA

Legend

Address

Street

Frontage ROW

Parcels

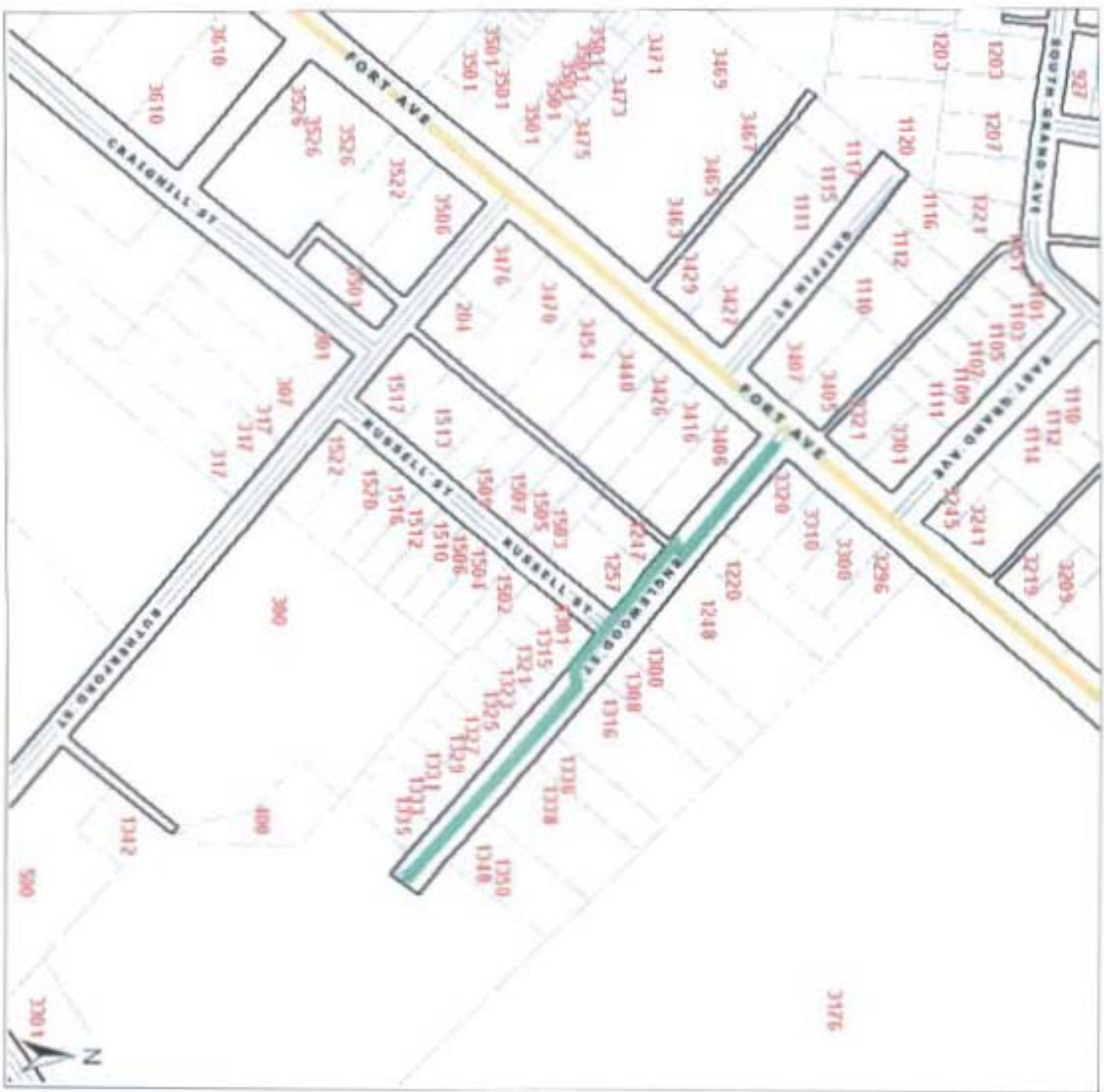
Simone Run Addition



The City of Lynchburg, VA

Legend
Address
Frontage ROW
Parcel

Englewood Street Addition



The City of Lynchburg, VA

- Legend
- Street
 - Frontage ROW
 - Parcel

Misty Mountain Road Addition



The City of Lynchburg, VA

Legend
— Frontage ROW
□ Parcels

Atherholt Road Deletion



The City of Lynchburg, VA

Legend
— Frontage ROW
T Parcels

Candlewood Court Deletion



Legend

Parveta

National Drive Deletion



The City of Lynchburg, VA

Legend

- Address
- Frontage ROW
- Parcels

Englewood Street Deletion

