

// A regular meeting of the Council of the City of Lynchburg was held on the 10th day of January, 2012, at 7:30 P.M. in the Council Chamber, City Hall, Joan F. Foster, President, presiding. Vice Mayor Johnson gave the Invocation, followed by the Pledge of Allegiance. The following Members were present:

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

Absent: 0

// Mayor Foster, Vice Mayor Johnson and Council Member Nelson presented Certificates of Recognition to Central Virginia Elite Football Team – Hunton Randolph Center.

// Mayor Foster and Vice Mayor Johnson received a Certificate of Recognition for the LEED Certification for the J & DR Courthouse.

// Copies of the minutes of the December 13, 2011 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Nelson, seconded by Council Member Perrow, Council by the following recorded vote approved the minutes as amended:

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

Noes: 0

// In the matter of Economic Development – General, City Council Report #2 was considered. On motion of Council Member Nelson, seconded by Council Member Perrow, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-12-001, as presented, amending the FY 2012 City/Federal/State Aid Fund budget and appropriating \$35,000, with resources of \$5,000 from the Virginia Commission for the Arts FY 2012 Local Government Challenge Grant, to provide funding for exhibitions, demonstrations, concerts, amenities and like activities as specified in the Arts & Cultural District Ordinance:

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

Noes: 0

// In the matter of Courts - General, City Council Report #3 was considered. On motion of Council Member Nelson, seconded by Council Member Perrow, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-12-002, as presented, amending the FY 2012 General Fund budget and appropriating \$46,463, with resources from the State Compensation Board, Technology Trust Fund, to support information technology needs in the Office of the Circuit Court Clerk:

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

Noes: 0

// In the matter of Community Planning - Zoning, a public hearing was held regarding City Council Report #4 outlining the petition of Bonnie L. Adams for a Conditional Use Permit (CUP) at 313-315 Madison Street to allow a three (3) room bed and breakfast in an R-2, Low-Medium Density, Single-Family Residential District. City Planner Tom Martin gave a summary of the request and stated the Planning Commission recommended approval of the CUP petition. Ms. Bonnie L. Adams, the petitioner, asked for approval of the request. One individual spoke in favor of the request. There was no one else present who wished to speak to this item, and the public hearing was closed. On motion of Vice Mayor Johnson,

seconded by Council Member Nelson, Council by the following recorded vote adopted Resolution #R-12-003 as presented, granting the Conditional Use Permit at 313-315 Madison Street to allow a three (3) room bed and breakfast in an R-2, Low-Medium Density, Single-Family Residential District:

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

Noes: 0

// In the matter of Community Planning - Zoning, a public hearing was held regarding City Council Report #5 outlining the petition of Historic Diamond Hill Residence, LLC for a Conditional Use Permit (CUP) at 721 Court Street to allow four (4) residential apartments in an existing building in a B-1, Limited Business District. City Planner Tom Martin gave a summary of the request and stated the Planning Commission recommended approval of the CUP petition. Ms. Isabelle Duston, the petitioner, asked for approval of the request. Council Member Nelson stated he would abstain from this item because his office is across the street from the petitioner's property. There was no one else present who wished to speak to this item, and the public hearing was closed. On motion of Council Member Gillette, seconded by Council Member Helgeson, Council by the following recorded vote adopted Resolution #R-12-004, as presented, granting the Conditional Use Permit at 721 Court Street to allow four (4) residential apartments in an existing building in a B-1, Limited Business District:

Ayes: Cary, Gillette, Helgeson, Johnson, Perrow, Foster 6

Noes: 0

Abstention: Nelson 1

// In the matter of Community Development – CDBG, a public hearing was held regarding City Council Report #6 regarding receiving citizen comments regarding the goals for the development of the 2012-2013 Annual Action Plan and adopting a Resolution approving the goals. Grants Manager Melva Walker gave a summary of the request. There was no one else present who wished to speak to this item, and the public hearing was closed. On motion of Council Member Gillette, seconded by Vice Mayor Johnson, Council by the following recorded vote adopted Resolution #R-12-005, as presented, approving the 2012-2013 Annual Action Plan:

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

Noes: 0

// In the matter of Community Development – General, City Council Report #7 was considered. On motion made by Council Member Gillette, seconded by Vice Mayor Johnson to approve the Resolution amending the FY 2012 General Fund budget and appropriating \$14,520, to provide the Lynchburg Neighborhood Development Foundation with funding for Fifth Street Community Development Corporation activities and case management and supportive services for the City's Shelter Plus Care Program. Council Member Perrow suggested that they divide the programs and vote on each program separately. Council Member Gillette agreed to amend his motion and vote on each motion separately, seconded by Vice Mayor Johnson. Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-12-006, as presented, amending the FY 2012 General Fund budget to the

Lynchburg Neighborhood Development Foundation to fund case management and supportive services for the City's Shelter Plus Care Program in the amount of \$8,000:

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

Noes: 0

Council Member Gillette made a motion, seconded by Vice Mayor Johnson to approve the Resolution amending the FY 2012 General Fund budget and appropriating \$6,520 to the Lynchburg Neighborhood Development Foundation to fund consulting services for the Fifth Street Community Development Corporation. Several Council Members questioned why the City would pick a consultant on the Fifth Street Community Development Corporation's behalf and feared it would set an unusual precedent; and also asked why other groups wouldn't be inspired to come seek funding for consulting services. Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-12-007, as presented, amending the FY 2012 General Fund budget to the Lynchburg Neighborhood Development Foundation to fund consulting services for the Fifth Street Community Development Corporation in the amount of \$6,520:

Ayes: Gillette, Johnson, Nelson, Foster 4

Noes: Cary, Helgeson, Perrow 3

// In the matter of Region 2000, City Council Report # 8 was considered. On motion of Council Member Perrow seconded by Council Member Nelson, Council by the following recorded vote adopted Resolution #R-12-008, as presented, authorizing the City Manager to sign the Second Amendment to the Region 2000 Services Authority Member Use Agreement:

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

Noes: 0

// The meeting was adjourned at 8:55 P.M.

Clerk of Council

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **January 24, 2012**

AGENDA ITEM NO.: **1**

CONSENT:

REGULAR:

WORK SESSION: **X**

CLOSED SESSION:

(Confidential)

ACTION: **X**

INFORMATION:

ITEM TITLE: **Appropriation of Fund Balance from FY 2011 Unexpended School Operating Fund**

RECOMMENDATION:

Adopt a resolution to amend the FY 2012 General Fund Budget and appropriate \$845,000 for transfer to the School Operating Fund and also appropriate \$1,246,318 for transfer to the School Capital Fund with resources from the unexpended FY 2011 School Operating appropriations to fund designated expenditures as identified in the attached letter from the Interim Schools Superintendent.

SUMMARY:

This action is requested in accordance with an agreement signed by the Lynchburg City Council and the Lynchburg City School Board dated December 14, 1993. This agreement provides for the creation and maintenance of a school operating fund balance for "the purpose of underwriting any occasional shortfalls from the various budgetary categories of direct State funding support as well as other applications, all based upon the required expenditure approval of the School Board."

The details of this request can be found in the attached letter from the Interim Superintendent of the Lynchburg City Schools. The total fund balance is \$3,399,432. An amount of \$1,047,695 was appropriated by City Council at the December 13, 2011 meeting to fund a 2% bonus for Schools employees. Another \$260,419 for Workers Compensation has not been received so is therefore not included in the total. The remaining \$2,091,318 is requested to fund various transportation and building maintenance projects as detailed in the letter from the Interim Schools Superintendent.

PRIOR ACTION(S):

December 13, 2011 City Council Meeting

January 24, 2012 Finance Committee

FISCAL IMPACT:

Transfer of available fund balance to the School Operating and School Capital Funds

CONTACT(S):

Dr. Larry A. Massie, Interim Schools Superintendent, 522-3700 ext 101

ATTACHMENT(S):

Resolution

Letter from Dr. Massie with attachment

REVIEWED BY: lkp

RESOLUTION:

BE IT RESOLVED That the FY 2012 General Fund Budget is amended and \$845,000 is appropriated for transfer to the School Operating Fund and \$1,246,318 is appropriated for transfer to the School Capital Fund with resources from the unexpended FY 2011 School Operating appropriations to fund designated expenditures as requested by the School Board and conveyed in a letter dated January 12, 2012 from the Interim Schools Superintendent to the City Manager.

Introduced:

Adopted:

Certified:

Clerk of Council

009L



SCHOOL ADMINISTRATION BUILDING

915 Court Street
Post Office Box 2497
Lynchburg, Virginia 24505-2497

January 12, 2012

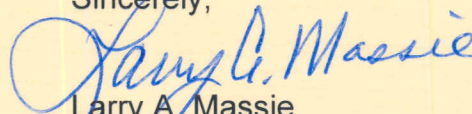
Mr. L. Kimball Payne, III
City Manager
900 Church Street
Lynchburg, Virginia 24504

Dear Mr. Payne:

I request to be placed on the agenda for the January 24, 2012 meeting of the Lynchburg City Council. The Lynchburg City School Board is requesting re-appropriation of \$2,091,318.00 from the FY 2011 fund balance to be used to purchase eight (8) school buses; cameras for the bus fleet; digital radios for the bus fleet and transportation and maintenance vehicles; to provide air conditioning at the gymnasium at Paul Laurence Dunbar Middle School for Innovation; to install heating, ventilation, and air conditioning (HVAC) controls at Sandusky Elementary School, Linkhorne Elementary School, and Paul Munro Elementary School; to perform roof repairs at Thomas C. Miller Elementary School for Innovation, Linkhorne Elementary School, and Paul Laurence Dunbar Middle School for Innovation Mozee Building; and to replace windows at Paul Munro Elementary School and Bedford Hills Elementary School.

Please see the attached itemized list of proposed expenditures. Thank you for your attention to this matter. Please call if you have questions,

Sincerely,


Larry A. Massie
Interim Superintendent

attachment

cc: Members, Lynchburg City School Board
Anthony E. Beckles, Sr., Chief Financial Officer

The world starts *here.*

**Lynchburg City Schools
Use of FY2011 Fund Balance**

1/12/2012

FY2011 Fund Balance

\$3,399,432

Less: Workers Comp Receivable not yet received
Employee 2% bonus

(260,419)

(1,047,695)

\$2,091,318

Proposed use of funds

Transportation

Purchase of 8 school buses (\$80K each) (\$640,000)

Purchase of cameras for bus fleet (75,000)

Purchase of digital radios for bus fleet and transportation and
maintenance vehicles (130,000)

Air Condition-Dunbar Middle School Gym (210,000)

Installation of HVAC Controls

Sandusky Elementary (170,000)

Linkhorne Elementary (170,000)

Paul Munro Elementary (170,000)

Roof Repairs

T.C. Miller Elementary (65,000)

Linkhorne Elementary (90,000)

Dunbar Middle (Mozee) (50,000)

Window Replacement

Paul Munro (101,754)

Bedford Hills Elementary (219,564) (2,091,318)

Remaining FY2011 Fund Balance

(\$0)

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **January 24, 2012**

AGENDA ITEM NO.: 2

CONSENT:

REGULAR:

WORK SESSION: **X**

CLOSED SESSION:

(Confidential)

ACTION: **X**

INFORMATION:

ITEM TITLE: **Proposal for Funding to Accelerate Completion of the Lower Bluffwalk Project**

RECOMMENDATION: Authorize staff to proceed with the acceleration of the completion of the Lower Bluffwalk Project utilizing the proposed funding plan.

SUMMARY: Staff will provide a brief presentation on the status of the Lower Bluffwalk, phase 2 & 3, design and a proposal for funding \$5,000,000 to accelerate completion of the Lower Bluffwalk Project.

During Council's February 2011 Budget Retreat, Council Member Nelson suggested accelerating the completion of downtown infrastructure improvement projects to allow private projects to begin sooner. The particular project that has generated private sector interest is Phase 2 and 3 of the Lower Bluffwalk, completion of the mid-block pedestrian promenade between Jefferson and Commerce Streets from Ninth Street to Horseford Road. The estimated cost of that project is \$5 million and completing the project in the short term, rather than incrementally over a five-year period, will provide cost savings while allowing private investment to occur sooner.

The City's financial advisor, Davenport and Company, LLC, was asked to review available funding options; and, on May 24, 2011, Council was provided with a proposal employing a short-term loan to be paid off over the next five to six years utilizing the annual contribution of pay-as-you-go funds that has been committed to downtown revitalization since the adoption of the Downtown Master Plan in 2001. At the same time, staff indicated that it wanted to explore whether or not prior Capital Fund appropriations could be utilized to avoid the costs of borrowing and with the understanding that the funds would be restored by the annual contribution.

After discussion at the May 24th meeting, Council authorized the City Manager to proceed with the design of the entire Lower Bluffwalk Project and to come back to it with a plan to finance the project either out of funds to be borrowed, short-term, or to utilize prior appropriations from the Capital Fund, with repayment from the annual contribution, for the implementation of the Downtown and Riverfront Master Plan.

Since then, staff has proceeded with project design and has conducted a number of stakeholder meetings with private property owners. Kennon Williams, who has collaborated with the firm of Nelson Byrd Woltz Landscape Architects on the design of the project, will provide an overview during Council's work session. There has been considerable private sector interest in this project and some property owners may be present for the presentation as well.

Concurrent with design development staff has continued to explore funding alternatives. As part of year-end review, it was determined the City has \$36 million invested for planned City capital projects; of this, \$18 million is earmarked for Virginia Department of Transportation (VDOT) projects. While these projects have been approved and adopted, until they move forward, the cash set aside for them could be used to fund other projects with the intent to replace these monies with future pay-as-you-go funds. This strategy would allow the City to avoid interest payments and minimize the loss of investment revenue.

In the event all projects moved forward and excess funds were needed, the City has a \$10 million line of credit with \$6 million available for non-utility-related projects.

PRIOR ACTION(S): January 18, 2011, FY 2012 Budget Retreat; April 26, 2011 Finance Committee; May 24, 2011 City Council Work Session

FISCAL IMPACT: Minor investment loss, however, interest payments on a loan would be greater.

CONTACT(S): Cheree Taylor, Public Works Project Manager, 455-445; Donna Witt, Director of Financial Services, 455-3968; David Owen, Director of Public Works, 455-4469

ATTACHMENT(S): Resolution; PowerPoint Presentation

REVIEWED BY: lkp

RESOLUTION:

NOW, THEREFORE, BE IT RESOLVED THAT The City Manager is authorized to proceed with the completion of the Lower Bluffwalk Project and to finance the project out of prior appropriations to the Capital Fund, with repayment from the annual contribution for the implementation of the Downtown and Riverfront Master Plan.

Adopted:

Certified:

Clerk of Council

013L

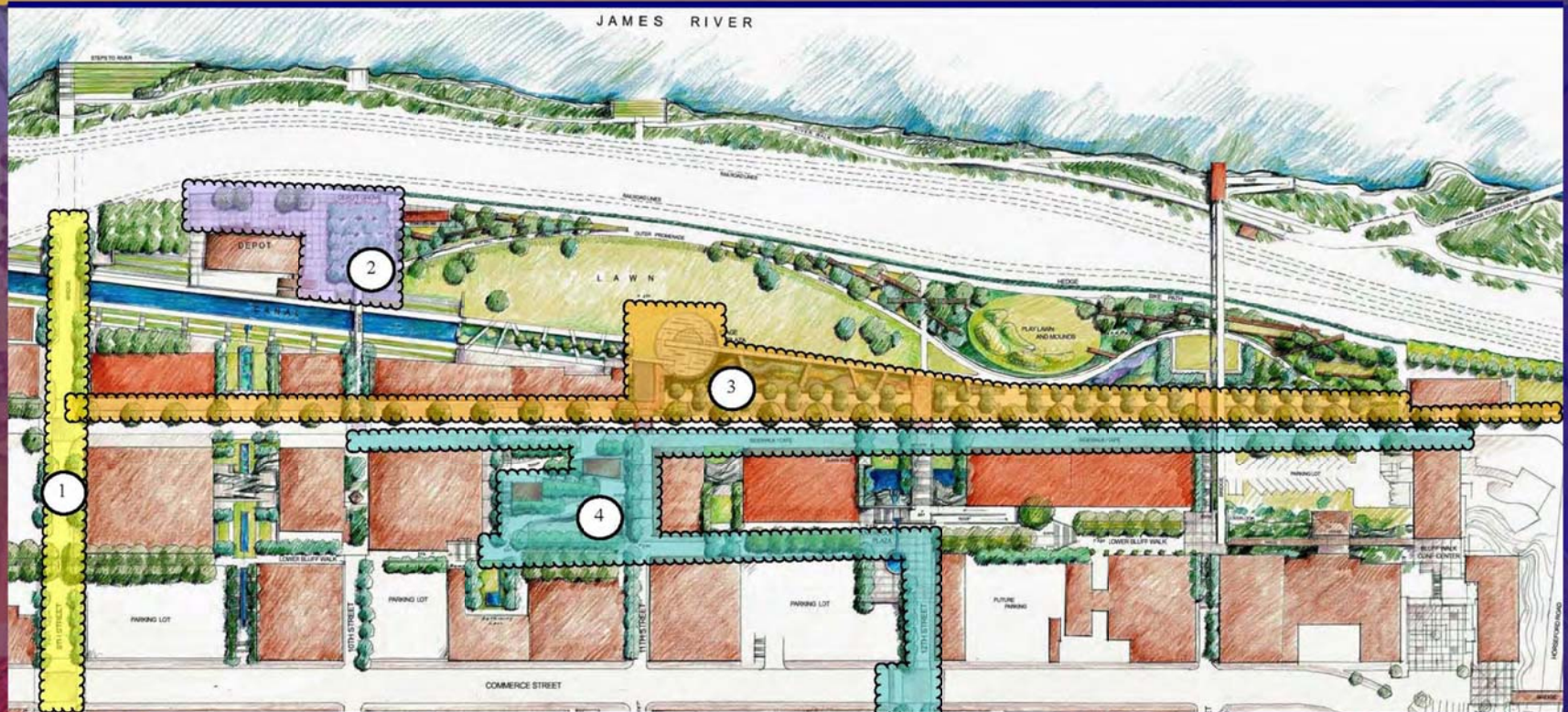
Lower Bluffwalk Project



Lynchburg City Council
January 24, 2012

Completed Projects

Downtown & Riverfront Master Plan



- Ninth Street Corridor
- Depot Plaza
- Jefferson Street North and Riverfront Park
- Jefferson Street South (In Progress)

Ninth Street Corridor



- ❑ Vital link to downtown and Riverfront Park
- ❑ Improvements supported other catalyst projects underway at the time.
 - ❑ Amazement Square Rightmire Children's Museum.
 - ❑ Renovations to the old J.W. Ould Building to house Human Services.
 - ❑ Renovations to former Craddock Terry Shoe Factory to house the Riverviews Lofts.
 - ❑ Renovations to the Historic City of Lynchburg Courthouse to become a Museum.
- ❑ Ninth Street Corridor, Phase I of the Downtown Master Plan.

Jefferson Street North



- ❑ Stage plaza with water feature and public seating.
- ❑ Installation of sanitary and storm water systems to accommodate future CSO projects.
- ❑ Rain garden facility and porous paving to manage storm water.
- ❑ Sidewalk improvements on the North side of Jefferson Street to include landscaping, parking spaces, street lighting and street trees.

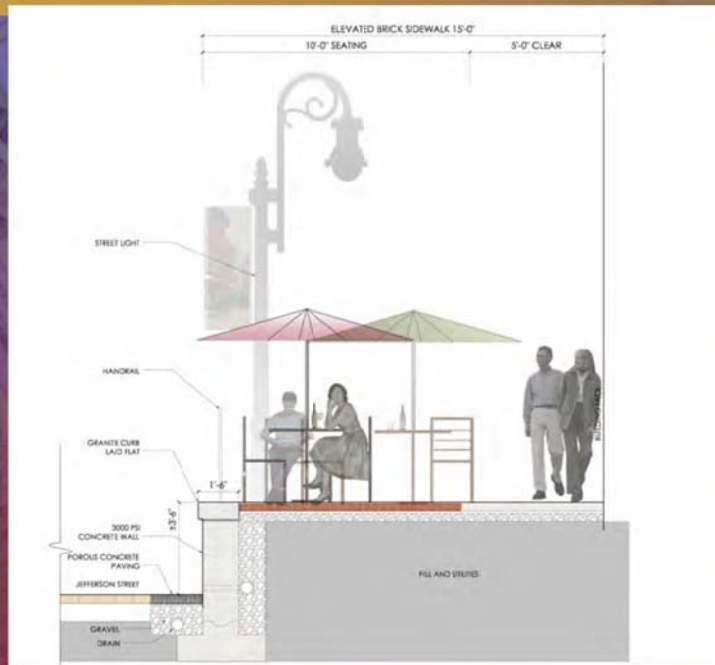
Jefferson Street South / Lower Bluffwalk



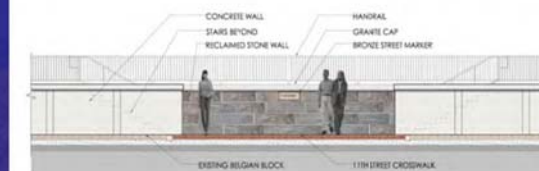
Improvements consist of three distinct areas:

- South side of Jefferson Street Promenade
- Eleventh Street Terraces and ADA compliant sidewalk.
- Phase I of the Lower Bluffwalk Pedestrian Corridor.

Jefferson Street South Improvements



2 STAIRS AT 11TH STREET - SECTION/ELEVATION
SCALE 1/4" = 1'-0"



3 STAIRS AT 11TH STREET - ELEVATION
SCALE 1/4" = 1'-0"



Phase II of Jefferson Street Promenade.

- One (1) block of raised brick sidewalk.
- An on-grade sidewalk of concrete and brick surfacing.
- On street parking with landscaped islands.
- Historic stone benches and decorative street lighting fixtures.

Eleventh Street Terraces & ADA Ramp



- ❑ Series of stairways and terraces up Eleventh Street Row of brick and stone pavers.
- ❑ An ADA compliant meandering walkway around the existing stone walls.
- ❑ Both facilities supported by a series of retaining walls.
- ❑ Decorative and accent lighting, ornamental railings, seating areas and landscaping are incorporated in both of these areas.



Private Sector Actively Pursuing Development



1329 Jefferson Street



50 Washington Street



1008 Commerce Street



**1300 Jefferson Street
James River Place Condos**

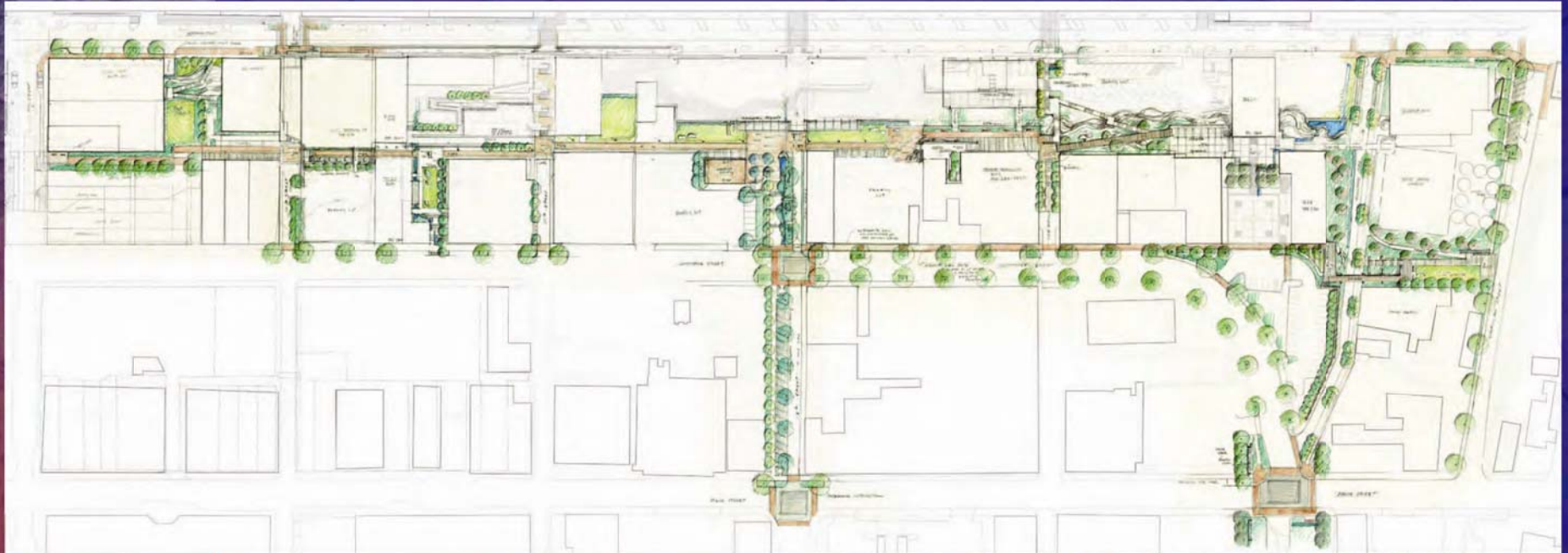


1000 Commerce Street



1200 Commerce Street

Lower Bluffwalk Proposed Phases 2 & 3



- ❑ Pedestrian street between the buildings facing Jefferson street and Commerce Street. Spans from Ninth Street to Washington Street. Creates connectivity to the Riverfront Park.
- ❑ Creates opportunities for existing and proposed buildings along the corridor.
- ❑ Offering commercial activities such as outdoor seating, restaurants, cafés, boutiques, window shopping and retail.

Lower Bluffwalk Phases 2 & 3



- Request to authorize staff to proceed with securing funding to accelerate the completion of the Lower Bluffwalk.
- Currently we have completed the preliminary design of Bluffwalk Phases 2 & 3.
- Introduction of Kennon Williams to present the scope of work and associated core areas within this project to support the current private sector momentum.



Lynchburg Lower Bluff Walk Schematic 2

City Council Review, January 24, 2012

Nelson Byrd Woltz Landscape Architects
Kennon Williams Landscape Studio

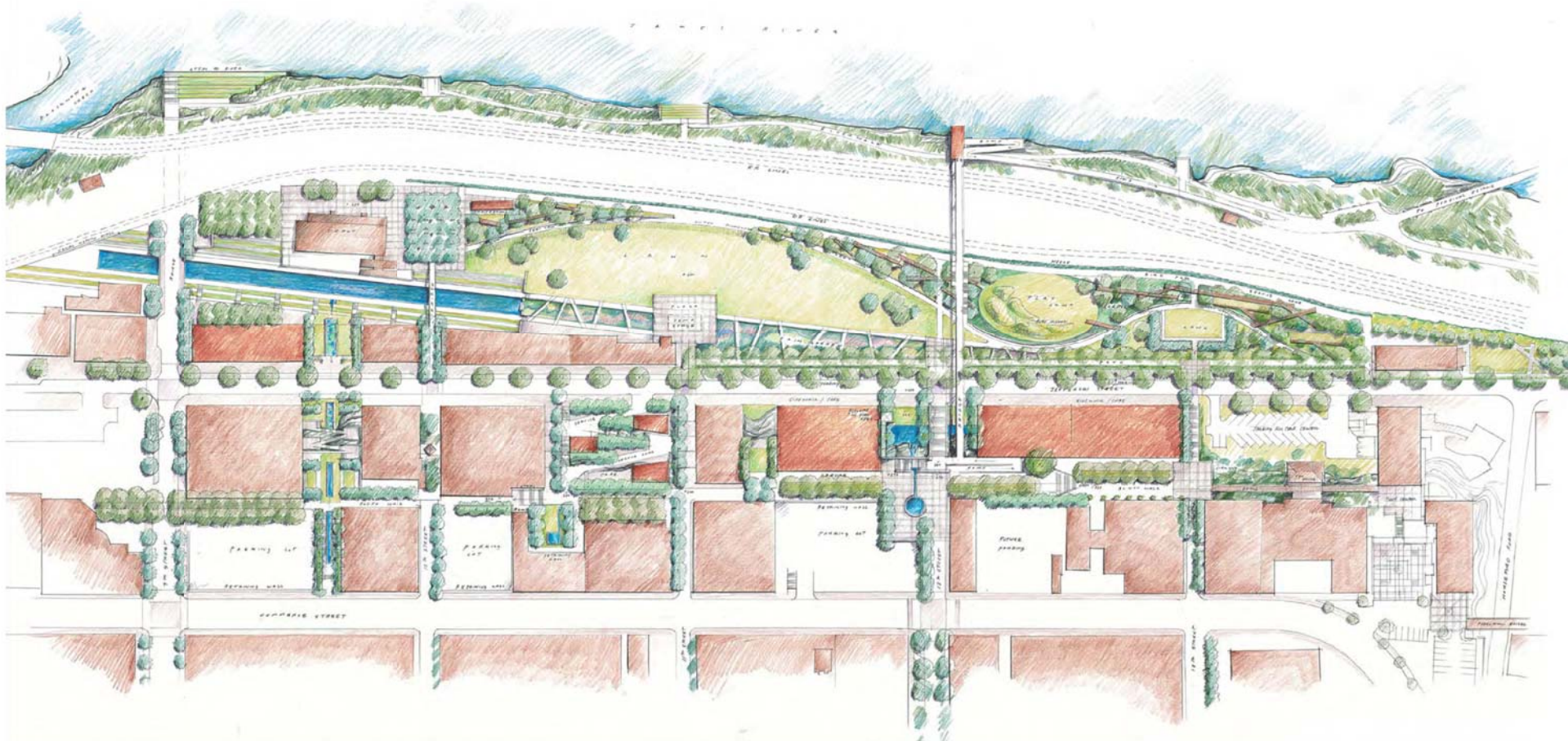


Pedestrian and Vehicular access
to Riverfront

Pedestrian and Vehicular access
to Riverfront

Existing Conditions – Project Limits

Aerial Photo



September 22, 2006 Approved Riverfront Master Plan



Wall Street, Asheville, NC



Charlottesville --Downtown Mall

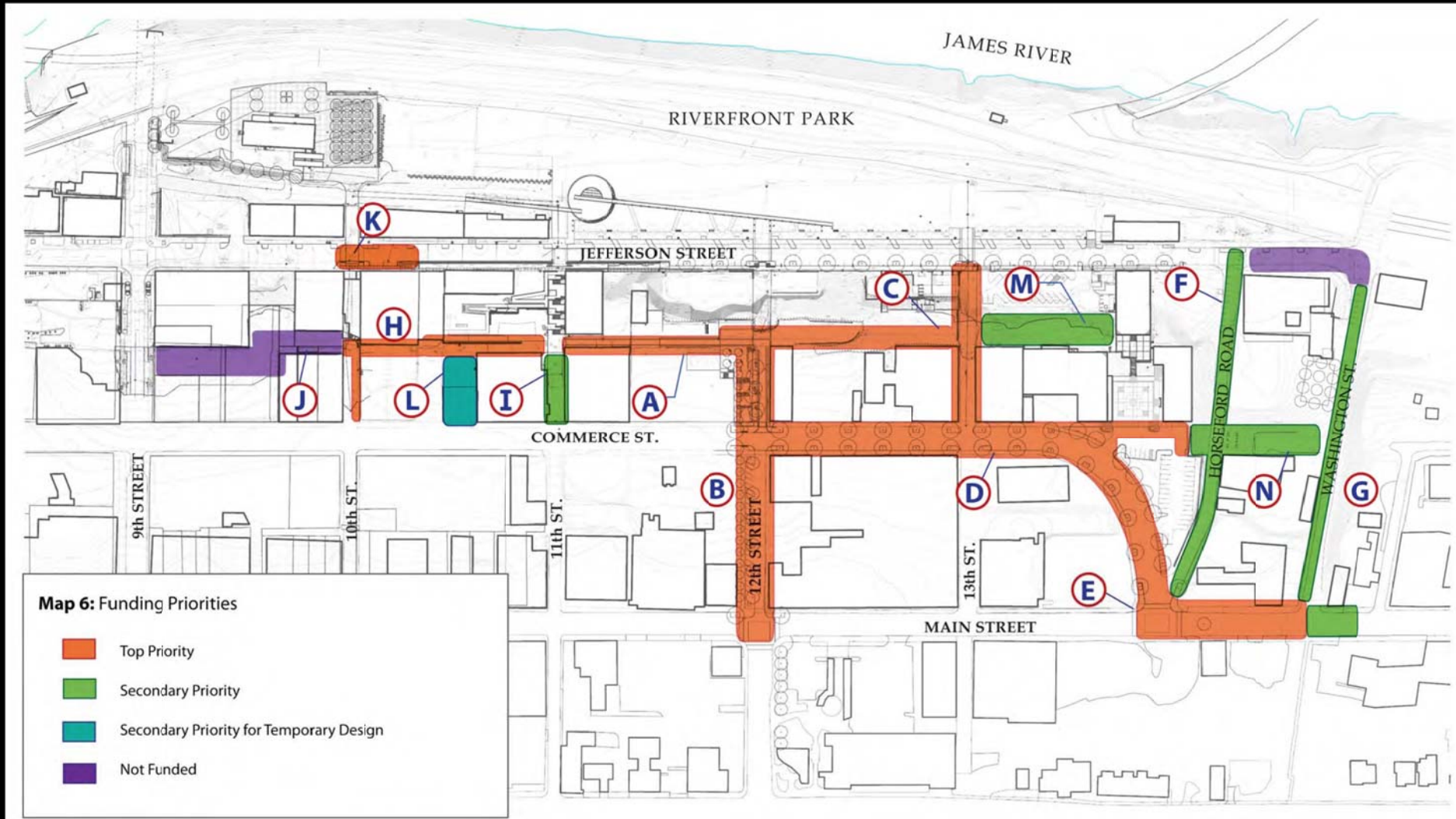


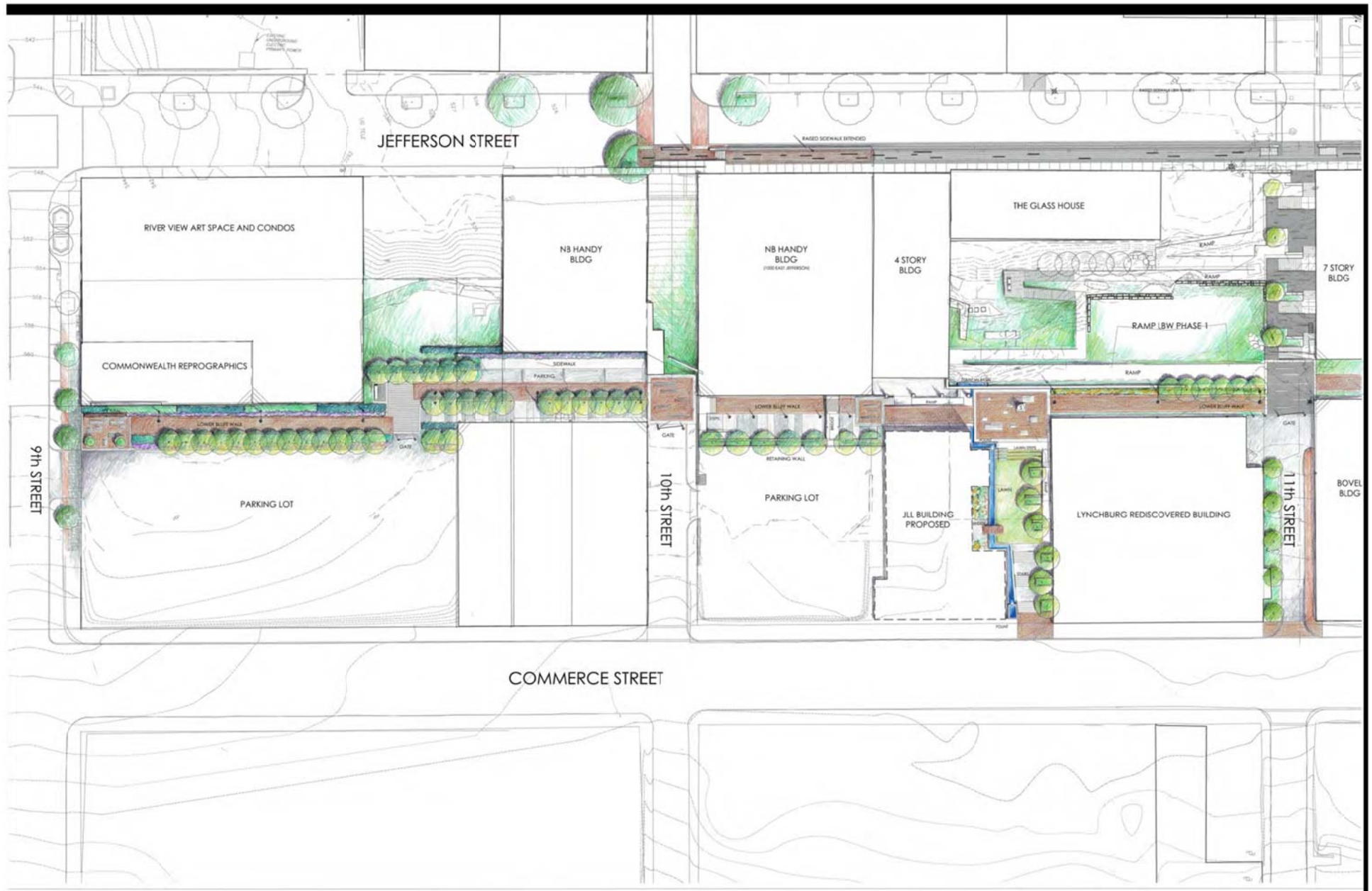
Highline, New York

Precedents

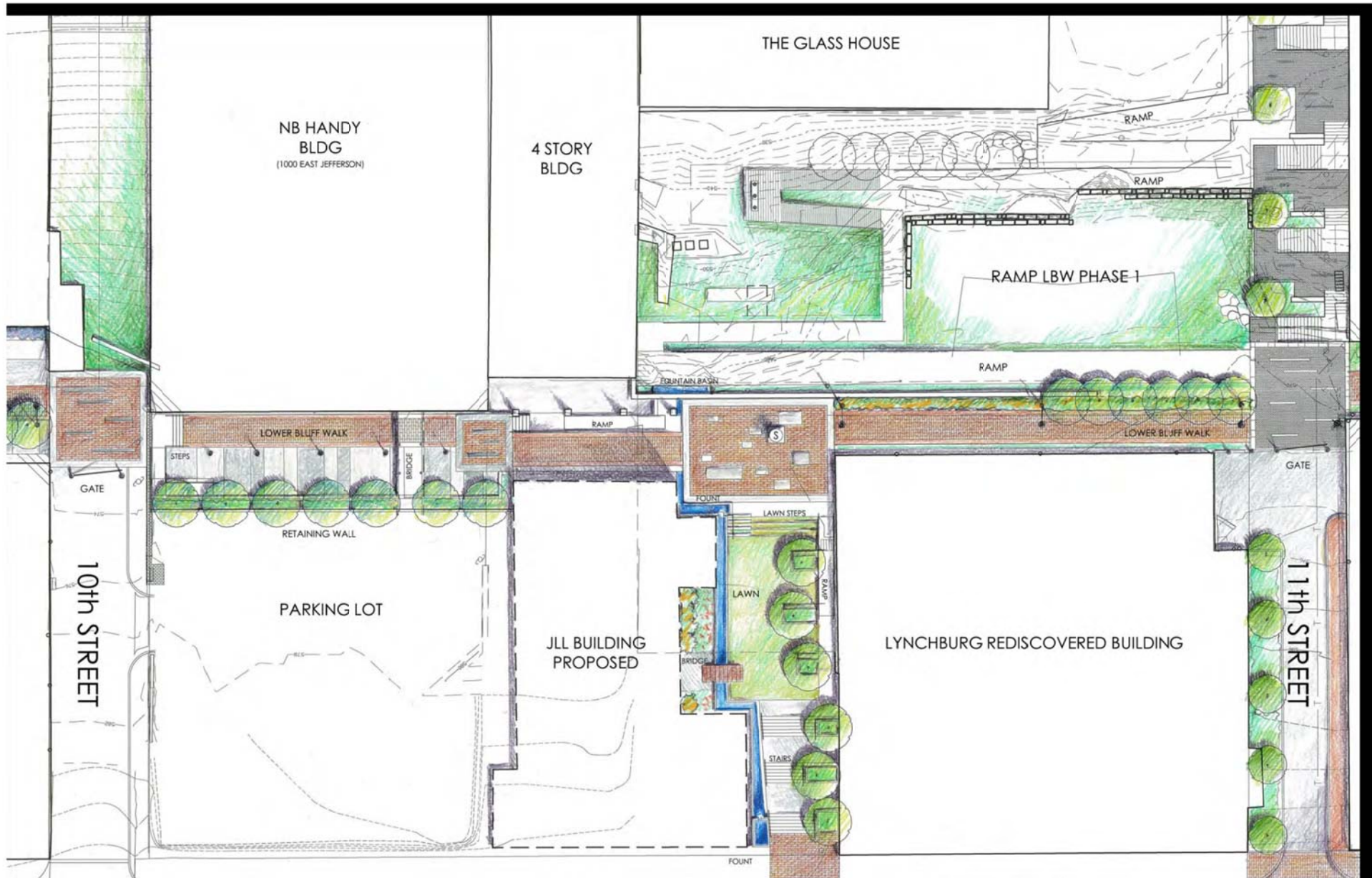


LBW Phase 2 -- **Master Plan**





LBW Phase 2 – **West Precinct**



H, L, and I

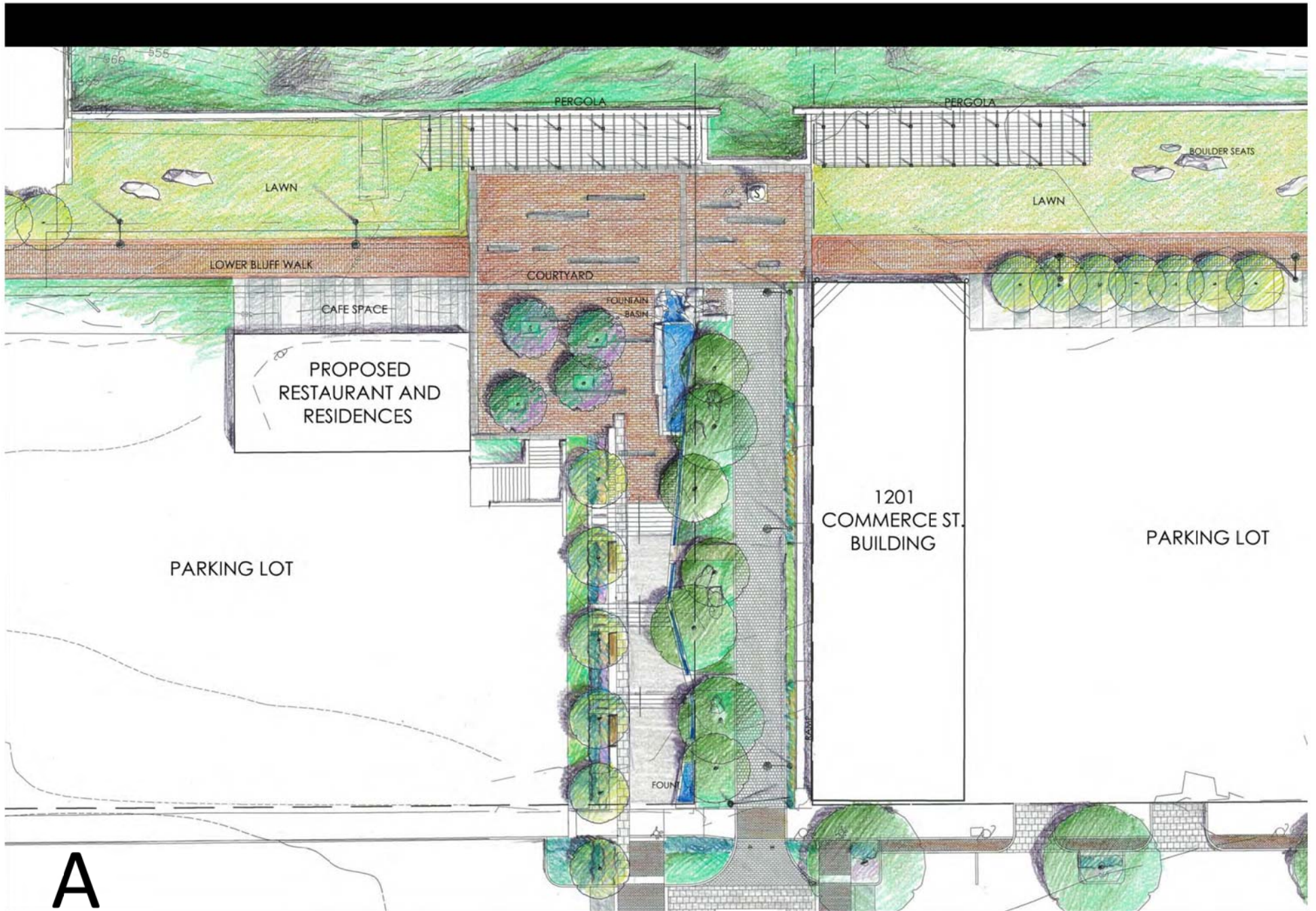






LBW Phase 2 – Central Precinct











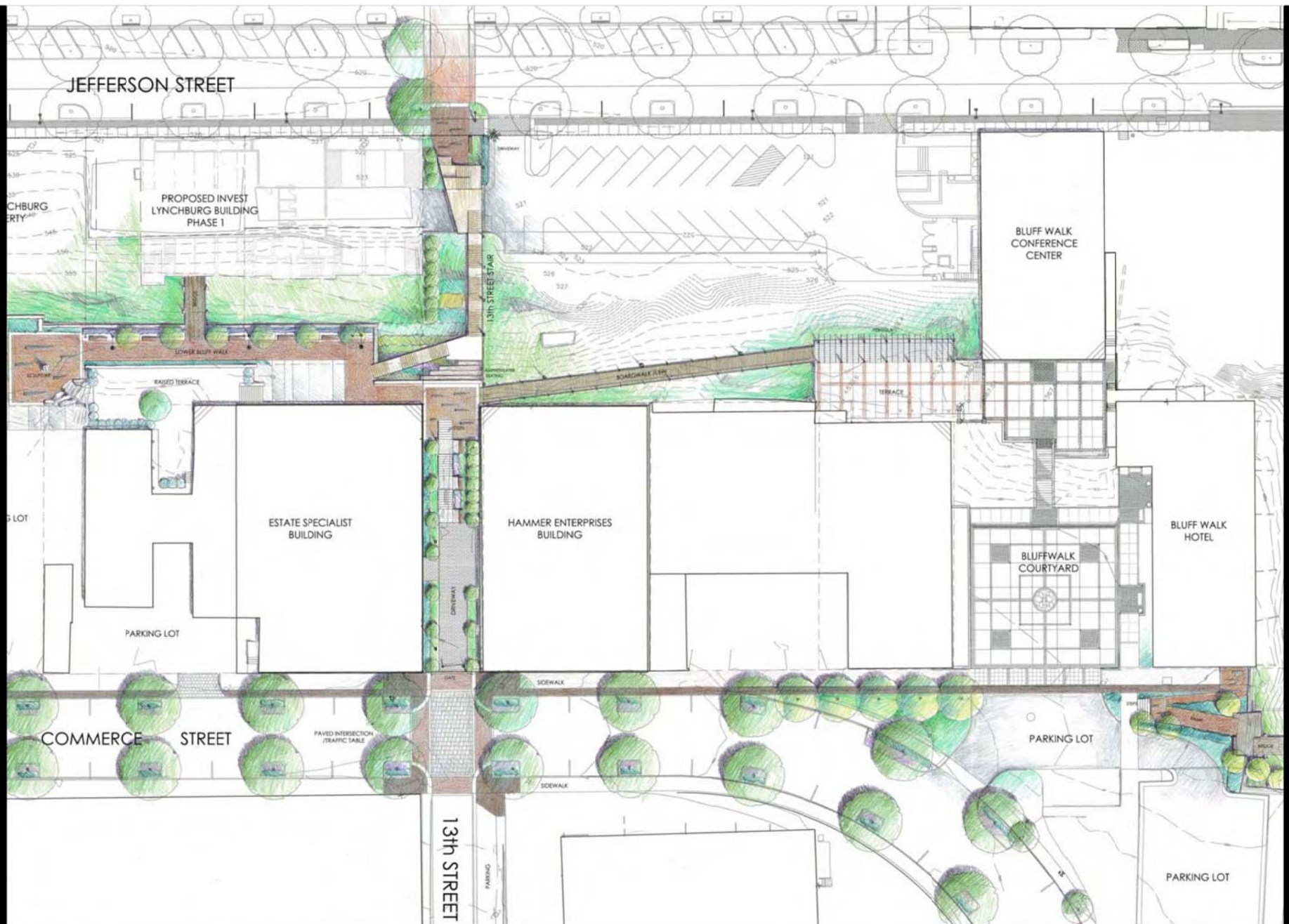


B



12TH Street





LBW Phase 2 – Central East Precinct



LBW Phase 2 – East Precinct





To: "valeria.chambers@lynchburgva.gov" <valeria.chambers@lynchburgva.gov>,
Cc:
Bcc:
Subject: Request for Public Presentation to City Council for 01/24/2012
From: "Storrs, Craig" <cstorrs@liberty.edu> - Sunday 01/15/2012 08:51 PM

Mrs. Chambers;

My name is Craig Storrs – I'm a registered voter in the City of Lynchburg and I have a presentation I would like to make to the City Council at their next meeting on January 24th, 2012. Could you please put me on the agenda to give a public presentation? It is concerning the Federal National Defense Authorization Act that would, at the local level, protect citizens from the harmful elements of it.

Craig Storrs
1971 University Blvd.
Lynchburg, VA 24502

RECEIVED
JAN 17 2012
Council/Manager
Offices

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **January 24, 2012**

AGENDA ITEM NO.: 10

CONSENT: REGULAR: **X**

WORK SESSION:

CLOSED SESSION:

(Confidential)

ACTION: **X**

INFORMATION:

ITEM TITLE: **Community Park Investment Funds - Riverside Park Play Core**

RECOMMENDATION: Allocate \$73,000 of the Community Park Investment Fund, Capital Improvement Program for FY 2012 to the Riverside Park Play Core project.

SUMMARY: The Community Park Investment Fund is intended to support community efforts to improve City parks, trails and community centers. Community Park Investment Funds are appropriated in the Capital Improvement Program and specific projects utilizing the funds require Council approval.

The Master Plan for Riverside Park was completed in 2009 and Parks and Recreation continues to build community partners to build the Play Core Area within the park. The Play Core Area, located in the vicinity of the existing basketball court and sprayground, is an area that is visible and centrally located, providing a space for more organized, supervised play. The Play Core area, when completed, will feature a new universally accessible designed playground, plaza, shade structures, landscaping, and site amenities complementing the, newly installed, sprayground. The Lynchburg Rotary Club has graciously adopted the playground as its community service project and is a major partner in efforts to build the Play Core area.

Parks and Recreation is working in partnership with the Lynchburg Rotary Club to complete Phase I of the Play Core which includes installation of a major piece of play equipment and sensory area, construction of sidewalks to connect the elements of the play area, small plaza areas, landscaping and site amenities. The playground will be the first public playground in Lynchburg designed using the principles of universal accessibility. The playground moves beyond physical accessibility and provides a play environment that allows individuals to fully participate, fostering independence and development of children of all abilities. The new playground complements work already complete in the park and offers a unique destination within Lynchburg's park system.

Since completing the sprayground, made possible by a donation from the Junior League of Lynchburg, Parks and Recreation has worked collaboratively with the Lynchburg Rotary Club to design the next phase of the Play Core area. The Lynchburg Rotary Club has adopted the playground as its community service project and has committed \$50,000 to this project. The Lynchburg Rotary Club is also committed to working with Parks and Recreation to install the major piece of play equipment through a volunteer community build project. The estimated donation of in-kind services for the community build is \$40,000. In addition to the Lynchburg Rotary Clubs commitment, the City's Employee Committee has committed to installing the landscape element of the Play Core and plans to dedicate the garden in memory of City employees. The estimated in-kind services of the Employee Committee are estimated at \$5,000. Total committed funding and in-kind services to this project are \$95,000.

The estimated cost to complete the project is \$287,940, including in-kind service labor estimates. Currently the City has \$120,000 (P0082) in capital funding for this project. In addition to City funds, the Lynchburg Rotary Club has \$50,000 in-hand. An additional \$73,000 is needed to complete the Play Core Area. The partnership is requesting that Council allocate \$73,000 of the Community Park Investment Fund, FY 2012 to this project.

The following are the funding sources for the project:

City Capital Funds, P00082	\$120,000
Lynchburg Rotary Club donation	50,000
Volunteer Services	45,000
City Community Investment Funds, P0089	<u>73,000</u>
Total Funding	\$288,000

Currently the Community Investment Fund (P0089) has a balance of \$74,309. In FY 2012, \$70,000 was appropriated for this fund with additional funds carried forward from FY 2011.

The bid and construction documents are nearing completion. With the additional funding the project will be bid in early February with construction projected to begin in April. The new playground will open in July if weather allows for a consistent and productive construction period.

PRIOR ACTION(S): Regular Session, August 9, 2011, Presentation of donation from Lynchburg Rotary Club

FISCAL IMPACT: \$73,000, Community Park Investment Funds, Capital Improvement Program, FY 2012, funds are appropriated.

CONTACT(S): Kay Frazier, 455-5868; Andrew Reeder, 455-5876

ATTACHMENT(S):

Community Park Investment Fund, CIP, FY 2011-2015, page 65
Master Plan Riverside Park
Conceptual Design, Play Core Area, Concept Design
Play Core Area, Schematic Design
Drawing, Major Playground Equipment

REVIEWED BY: lkp



SERVICE AREA
Parks and Recreation

DEPARTMENT
Parks and Recreation

LOCATION
Various

PROJECT TITLE/PROJECT NUMBER
COMMUNITY PARK INVESTMENT FUND

PROJECT TYPE
New

DEPARTMENT PRIORITY

Project required to support important but not essential services
Project contributes to generation of new revenue



PROJECT DESCRIPTION

Funding to be used in combination with community funds to improve parks, centers, and trails throughout the City.

RELATIONSHIP TO COMPREHENSIVE PLAN

Chapter 13, Page 7, Goal 4, Objective 4.B: Explore alternative funding methods for Parks and Recreation.

PROJECT MANAGER(S)

Kay Frazier, Director of Parks and Recreation

PROJECT START DATE

Continuing

PROJECT COMPLETION DATE

Continuing

COMPLETION SCHEDULE

Activity	Complete - Quarter
Consultant Engineering	Continuing
Construction	Continuing
Miscellaneous	Continuing

OPERATING BUDGET IMPACT (OVERALL OPERATING EXPENSES & PROJECTED STAFFING REQUIREMENTS):

Unknown at this time.

FIVE YEAR PROPOSED PROJECT APPROPRIATIONS BY SUB-PROJECT

Sub-Projects	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	Program Period Estimate
Consultant Engineering	7,500	7,500	7,500	7,500	7,500	\$37,500
Construction	57,000	57,000	57,000	57,000	57,000	\$285,000
Miscellaneous	5,500	10,500	10,500	10,500	10,500	\$47,500
TOTAL	\$70,000	\$75,000	\$75,000	\$75,000	\$75,000	\$370,000

TOTAL PROJECT COST

TOTAL PRIOR APPROPRIATIONS THROUGH 7/1/10	FY 2012-2016 APPROPRIATIONS	BEYOND FY 2016 APPROPRIATIONS	TOTAL PROJECT APPROPRIATIONS
Continuing	\$370,000	Continuing	Continuing

FIVE YEAR PROPOSED PROJECT EXPENDITURE CASH FLOW PROJECTIONS BY SOURCE OF FUNDING

Funding Source	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	Program Period Total
Local: Pay-As-You-Go	70,000	75,000	75,000	75,000	75,000	\$370,000
TOTAL	\$70,000	\$75,000	\$75,000	\$75,000	\$75,000	\$370,000

SOURCES OF PROJECT FUNDING FY 2012 - 2016 (%):

LOCAL = 100% STATE = 0% FEDERAL = 0% OTHER = 0%



Riverside Park Draft Master Plan

PREPARED FOR
City of Lynchburg, VA | Parks and Recreation
PREPARED BY
John Milner Associates, Inc.

Overall Concept

This option responds to the theme of transportation that is prevalent in Riverside Park by organizing the play spaces around a central "River Walk" and outer "Railway Walk." In addition, the River Walk leads to the Alpha play area while the Railway walk leads to the Gamma play area thereby creating a visual wayfinding system and increasing orientation within the Play Core. Sensory play is centrally located to allow children of ages access to these elements. This concept is more defined and geometric playing off of circular forms that create separated yet related spaces. The basketball court is visually buffered by a grove of trees and immediate access is granted only via a connector path from the parking lot.

Sprayground Expansion/Natural Play Area

This area may serve as a sprayground expansion for use by younger children or it could become a play area dedicated to "natural" play. As an expanded sprayground, a water jet feature could be installed. As a natural play area, gently rolling landforms covered in lawn or artificial turf could be used for seating/play. Thematic play equipment for alpha play may include tunnels shaped like logs, mushroom cap seats, log bridges, and similar features. A third option would be to combine these ideas and install a toddler-oriented spray feature surrounded by natural play.

The River Walk and Railway Walk

The River Walk is proposed to be constructed with blue-tinted concrete and embedded with wave-like scoring patterns. The idea of movement and water can be further enhanced by using two colors of concrete and/or embedded blue glass pebbles into the concrete surface in wave patterns.

The Railway Walk is proposed to be constructed with tan or brown-tinted concrete. Thematic ideas include painting tracks on the sidewalk surface, installing rail-themed signage such as crossing signs and semaphores, and or embedding plaques showing different engines and rail cars into the concrete.

Alpha and Gamma Play Areas

The Alpha play area is intended for children who have younger developmental abilities and typically equates to playgrounds traditionally designed for children ages 2-5. This area is proposed to have either a rubberized poured-in-place or tile play surface. The theme of boats and river can be enhanced here by creating wave patterns in the rubberized surface and installing play equipment that reflects a river/water theme.

The Gamma play area is intended for children who have more developed abilities and typically equates to playgrounds designed for ages 5-12. Surfacing is proposed to be rubberized poured-in-place or tiles. The theme of railroads can be enhanced here by creating track patterns in the play surface and selecting equipment that reflects a railroad theme.

Sprayground Expansion
OR "Natural" Play Area

Sensory Area
(Fiber Mulch Surface)

"River Walk"
(Colored Concrete)

Alpha Play
(Rubberized Surface)

Entrance
Plaza

Parking Lot
Expansion

Existing
Sprayground

Connector Path

Sensory Walk

Donor
Seat Wall

Gamma Play
(Rubberized Surface)

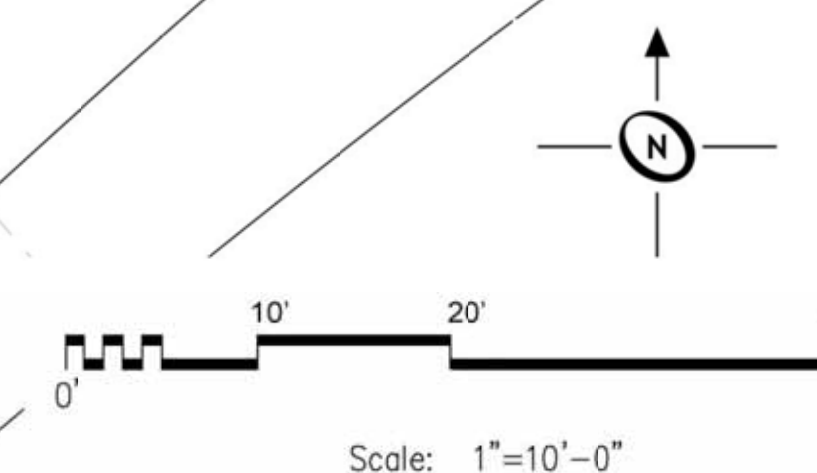
Connector Path

"Railway Walk"
(Colored Concrete)

Shade Sails

Sensory Play Area

Sensory play is intended to stimulate the five senses. This area will include vertical panels with various tactile, visual, and aural experiences such as drums, chimes, bright colors, and varying textures. Elevated tables to hold sand and/or flowers can be added. The sensory walk includes pavements of various colors and textures, overhead arches, and adjacent plantings with different colors and textures.





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Title:

PipeLine No. 3831-03-PL-M

Riverside Park - Play Lot

Lynchburg, VA

Land Planning & Design Associates, Inc.

Charlottesville, VA

Drawn by:

DS

Date:

11-16-11

Rev. by:

.

Date:

.

Scale:

None

Drawing No.:

P-11095-T

Sheet:

5 of 5

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **January 24, 2012**

AGENDA ITEM NO.: **11**

CONSENT: REGULAR: **X**

WORK SESSION:

CLOSED SESSION:
(Confidential)

ACTION: **X**

INFORMATION:

ITEM TITLE: **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 \$10,016,367 annually in maintenance payments for 802.81 lane miles. The State reimburses \$17,819 for arterial lane miles and \$10,461 for collector and local lane miles. During the past calendar year, a total of 0.70 lane miles of local streets are eligible to be added by VDOT for state reimbursement which should yield \$7,323 in additional highway maintenance funds annually. The increased lane mileage is a result of new subdivision development.

PRIOR ACTION(S):

None

FISCAL IMPACT:

The additional 0.70 lane miles of local streets are eligible to be added by VDOT for state reimbursement should yield additional \$7,323 annually for street maintenance activities.

CONTACT(S):

Dave Owen, Director of Public Works, 455-4469

ATTACHMENT(S):

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

REVIEWED BY: lkp

RESOLUTION:

WHEREAS the Virginia Department of Transportation (VDOT) requires action to increase the lane mileage 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.

Adopted:

Certified:

Clerk of Council

008L

MUNICIPALITY - City of Lynchburg

STREET NAME ROUTE NUMBER *	TERMINI		R/W WIDTH (FEET)	PAVEMENT WIDTH (FEET)	CENTER-LANE MILES	NUMBER OF LANES	LANE MILES	FUNC. CLASS. (T&MPD USE ONLY)
	FROM	TO						
Preserve Drive	Link Road	Dead End	50	25	0.12	2	0.24	
Trolley Court	Preserve Drive	Cul-de-Sac	50	25	0.07	2	0.14	
Emeline Drive	Phillips Circle	Creekside Drive	50	25	0.12	2	0.24	
Creekview Court	Emeline Drive	Cul-de-Sac	50	25	0.04	2	0.08	
TOTALS					0.35		0.70	

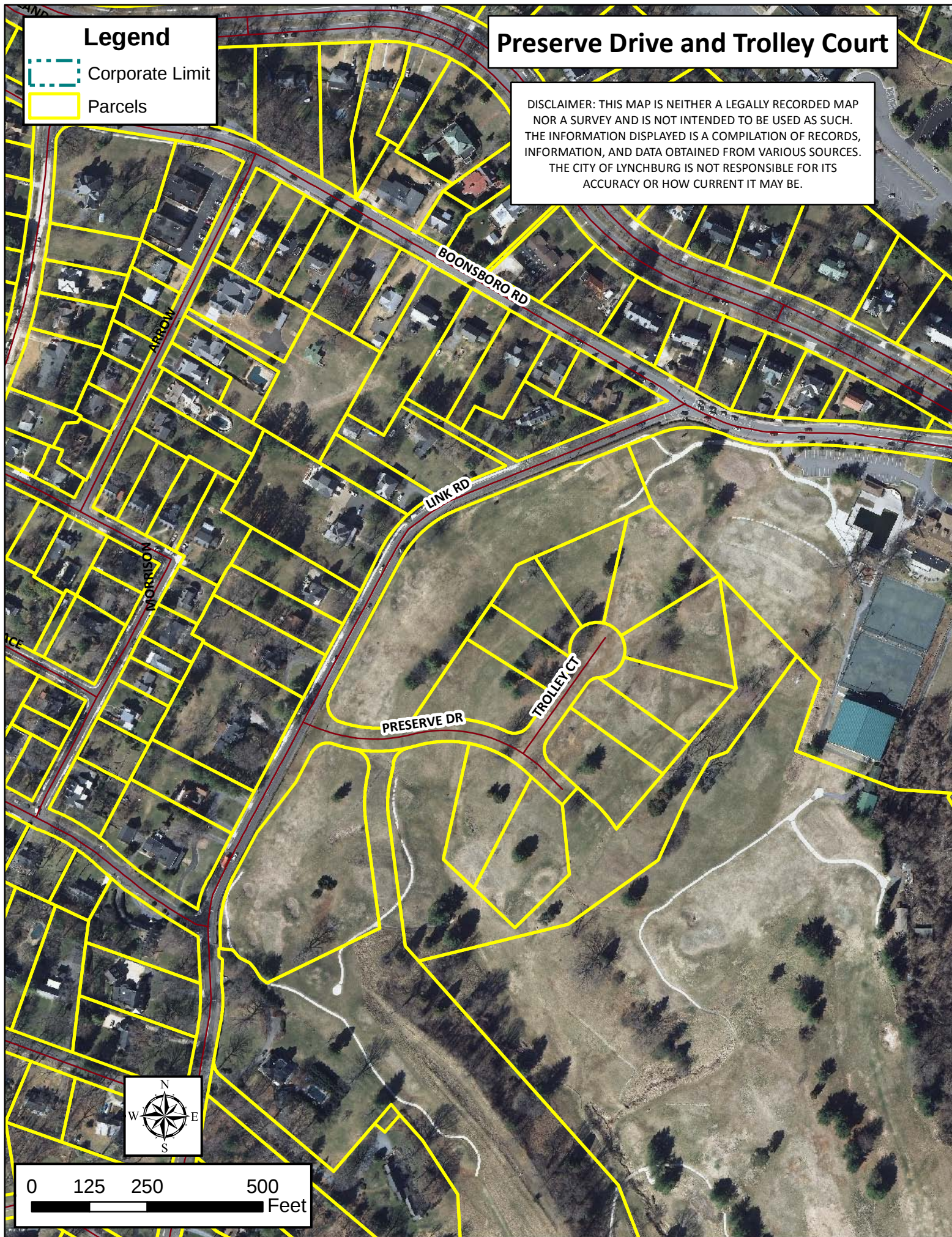
SIGNED _____		DATE _____	
RESIDENCY ADMINISTRATOR			
SIGNED _____		DATE _____	
MUNICIPAL OFFICIAL	DATE	CLASSIFIED BY _____	DATE _____
		T&MPD ENGINEER	
Submit to: Residency Administrator in triplicate			

Legend

-  Corporate Limit
-  Parcels

Preserve Drive and Trolley Court

DISCLAIMER: THIS MAP IS NEITHER A LEGALLY RECORDED MAP NOR A SURVEY AND IS NOT INTENDED TO BE USED AS SUCH. THE INFORMATION DISPLAYED IS A COMPILATION OF RECORDS, INFORMATION, AND DATA OBTAINED FROM VARIOUS SOURCES. THE CITY OF LYNCHBURG IS NOT RESPONSIBLE FOR ITS ACCURACY OR HOW CURRENT IT MAY BE.



Legend

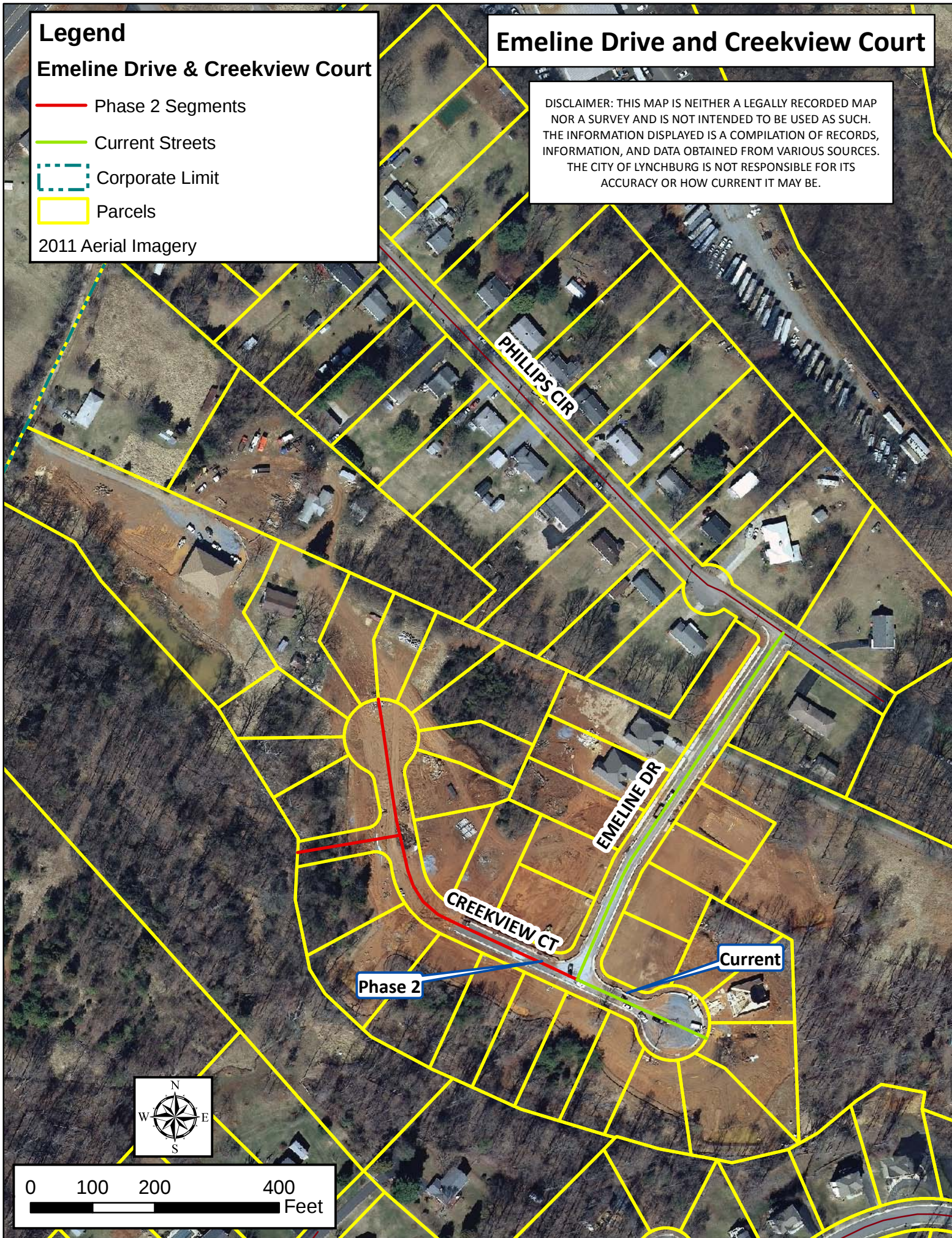
Emeline Drive & Creekview Court

- Phase 2 Segments
- Current Streets
- Corporate Limit
- Parcels

2011 Aerial Imagery

Emeline Drive and Creekview Court

DISCLAIMER: THIS MAP IS NEITHER A LEGALLY RECORDED MAP NOR A SURVEY AND IS NOT INTENDED TO BE USED AS SUCH. THE INFORMATION DISPLAYED IS A COMPILATION OF RECORDS, INFORMATION, AND DATA OBTAINED FROM VARIOUS SOURCES. THE CITY OF LYNCHBURG IS NOT RESPONSIBLE FOR ITS ACCURACY OR HOW CURRENT IT MAY BE.



LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **January 24, 2012**

AGENDA ITEM NO.: 12

CONSENT: REGULAR: **X**

WORK SESSION:

CLOSED SESSION:
(Confidential)

ACTION: **X**

INFORMATION:

ITEM TITLE: Amendment to Chapter 34-3 of the Sewer Code Related to Required Connection to the City's Sewer Collection System

RECOMMENDATION: Amend Section 34-3 of the Sewer Code related to the required connection to the City's sewer collection system.

SUMMARY: Increasing water quality regulations are making septic tanks and drainfields a less desirable means for disposing of sanitary waste. Additionally, properties not connected to the sewer system do not currently contribute the overall system maintenance and renewal even though the system is available to those properties. The proposed amendments to the Sewer Code would require connection to the public sewer system under certain conditions when sewer is determined to be available. These include: a septic system failure as determined by the Virginia Department of Health; and for any new construction. Additionally, provisions related to our financing agreements with the Virginia Resources Authority require connections under these conditions. Some key points about the amendments are as follows:

- The proposed amendment does not differentiate between residential or non-residential and does not address sewer extensions.
- Connections are mandatory only if sewer is determined to be available.
- The failure of a septic system would be as determined by the Virginia Department of Health, not by the City.

PRIOR ACTION(S): December 13, 2011 - PDC

FISCAL IMPACT: Minor increases in revenue related to connection, availability, and sewer use revenues.

CONTACT(S):

James Talian, Water Quality Manager-CSO, 455-3953

Greg Poff, Assistant Director of Water Resources, 455-4249

Tim Mitchell, Director of Water Resources, 455-4252

ATTACHMENT(S): Attachment 1 - Recommended Sewer Code revisions.

REVIEWED BY: lkp

Attachment 1 – Sewer Code Revisions

AN ORDINANCE TO AMEND AND REENACT SECTION 34-3 OF THE CODE OF THE CITY OF LYNCHBURG, 1981, AS AMENDED, THE AMENDED SECTION RELATING TO CONNECTIONS TO THE CITY'S SEWERAGE SYSTEM.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNCHBURG:

1. That Section 34-3 of the Code of the City of Lynchburg, 1981, is hereby amended and reenacted as follows:

Sec. 34-3. Sewer connections to premises within the city; extensions of mains.

(a) A separate connection shall be required for each subdivision lot upon which a building is constructed. Only one (1) sewer service connection will be required where multiple lots are used to construct a building.

(b) The city will grant the right to use the sewerage system and will extend sewer mains where in the opinion of council it is practical and economically feasible under the following methods:

- (1) Sewer mains installed by the city in the preservation of the health and general welfare of the citizenry for reasons of public necessity,
- (2) Sewer mains installed in response to citizen request when evidenced by petition,
- (3) Sewer mains installed in conjunction with industrial development and/or residential subdivision development.

(c) Additionally, connection to the city sewerage system shall be required for the following conditions:

(1) Septic system failure on improved property

As authorized by Virginia Code Section 15.2-5137, the owner of any improved property that utilizes a private septic system for sewage disposal and has city sewer available as defined in Section 34-3(c)(3), shall connect to such sewer when that septic system has failed and can not be repaired according to Virginia Department of Health Regulations. The owner must make connection to the system by application and payment of applicable fees. The property owner will be responsible for providing the appropriate piping to connect to the city approved connection point and for the abandonment, cleaning and filling of the existing septic tank in a proper and lawful manner. The property owner must obtain appropriate permits from the city building official to install new sewer piping and appurtenances.

The following cannot be connected to the city sewer system: septic system tanks or drain lines; effluent pump systems utilizing the existing septic tank as a holding tank; any privy or cesspool; or any other manner of private sewerage disposal.

(2) Septic system for new construction

Any new construction on unimproved property requiring sewage disposal shall connect to the city sewer system where available as defined in Section 34-3(c)(3). The owner must make connection to the system by application and payment of applicable fees. It shall be unlawful for any owner or tenant to use a septic system or any other alternative sewage disposal system when city sewer lines are available for connection.

(3) Sewer availability

Sanitary sewer service is considered to be available to a property when the sewer is located:

- a. anywhere on the property,
- b. in a segment of public right-of-way that is immediately adjacent to the property,
- c. in a public right-of-way and within fifty (50) feet of the property, or
- d. in a public easement which abuts the property on an adjoining parcel.

Sewer service availability shall not be influenced by the ground topography either on a property or in relationship to adjacent right-of-way or adjacent parcels. Sewer service is considered to be available whether the service is by gravity flow or pumping. Sewer service is not available if a new public easement through another parcel is required to serve the property.

(d) The director of utilities may allow exceptions to paragraph (c) of this section provided that the owner or tenant can demonstrate that compliance with these provisions creates an extreme hardship.

(e) Penalty

Any person, firm, partnership, corporation or other legal entity that violates the provisions of this section shall be guilty of a class 1 misdemeanor. Each day such violation occurs shall constitute a separate offense.

2. That this ordinance shall become effective upon its adoption.

Adopted:

Certified: _____
Clerk of Council

010L

LYNCHBURG CITY COUNCIL

Agenda Item Summary

MEETING DATE: **January 24, 2012**

AGENDA ITEM NO.: **13**

CONSENT: REGULAR: **X**

WORK SESSION:

CLOSED SESSION:

(Confidential)

ACTION: **X**

INFORMATION:

ITEM TITLE: Amendment to Chapter 39-17 of the Water Code related to Required Connection to the City's Water Supply System

RECOMMENDATION: Amend Section 39-17 of the Water Code related to the required connection to the City's water supply system.

SUMMARY: Currently Section 39-17 of the Water Code prohibits an owner or tenant, whose property is currently connected to the City's water system, from disconnecting and connecting to a private well or other alternate water supply. This section also requires connection to the City's water system should an existing well become unusable and there is public water available. Recently a request to disconnect from the public water system and drill a well due to a leaking water service was received. This was a very unusual situation in that the property was a significant distance off the public road and did not actually adjoin the City right-of-way. Instead there is a private drive serving several houses each of which has an individual water service. The combination of the distance, avoiding the other water services, and easement issues made replacing this service extremely costly and challenging. As a result, the Department of Water Resources recommended that the property owner be allowed to disconnect from the public water system and drill a well. This property is also served by public sewer; therefore, upon disconnection from the water system it would become a sewer only account.

While this was a very unusual situation, from time to time there may be other extenuating circumstances in which it may be more beneficial to allow exceptions to this Section of the Water Code. The Department of Water Resources believes that the most effective and efficient manner to address these unique situations is administratively. Therefore it is recommended that Section 39-17 of the Water Code be amended to allow the Director of Water Resources the authority to grant such an exemption.

PRIOR ACTION(S): December 13, 2011 - PDC

FISCAL IMPACT: Minimal loss of water revenue.

CONTACT(S):

Tim Mitchell, Director of Water Resources, 455-4252

Greg Poff, Assistant Director of Water Resources, 455-4249

ATTACHMENT(S): Recommended code changes.

REVIEWED BY: lkp

Attachment 1 – Water Code Revisions

AN ORDINANCE TO AMEND AND REENACT SECTION 39-17 OF THE CODE OF THE CITY OF LYNCHBURG, 1981, AS AMENDED, RELATED TO WATER CONNECTIONS.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNCHBURG:

1. That Section 39-17 of the Code of the City of Lynchburg, 1981, is hereby amended and reenacted as follows:

Sec. 39-17. Required connection with city's water supply system.

Pursuant to the authority granted to the city by Section 15.2-2143 of the Code of Virginia the city does hereby adopt the following section requiring the connection of properties to the city's water supply system.

(a) Effective October 15, 2003, the owner or tenant of any piece of property located within the city and bordering upon a street or alley along which a public water line has been laid, and whose property is in need of water service shall connect their property to the public water line. It shall be unlawful for the owner or tenant to use private wells or any other alternative water supply facilities when city water lines are available for connection. It shall also be unlawful for any owner or tenant whose property is connected to the city's water lines to disconnect the property from the city's water lines and connect the property to a private well or other alternative water supply facility.

(b) Effective October 15, 2003, the owner or tenant of any piece of property located within the city and bordering upon a street or alley along which a public water line has been laid, and whose property is connected to a private well or other alternative water supply facility, shall connect their property to the public water line when the well or other alternative water supply facility dries up or otherwise becomes unusable.

(c) The director of utilities may allow exceptions to paragraphs (a) or (b) of this section provided that the owner or tenant can demonstrate that compliance with these provisions creates an extreme hardship.

(ed) The owner or tenant of any property which is required to be connected to the city's water system shall see that water from the city's system is connected to the property and not cut off from the city's water system at any time, except for necessary repairs, while such property is being occupied or used. The owner or tenant of the property shall cause the water bill for the use of water to be paid to the city when due. No person shall occupy or use any property which is required to be connected to the city's water system, if the property is not connected to, or is cut off from, the city's water system, except when necessary for repairs.

(de) Property owners and tenants may continue to use private wells or other alternative water supply facilities for irrigation, agricultural and landscaping purposes.

(ef) Any person, firm, partnership, corporation or other legal entity that violates any of the provisions of this section shall be guilty of a class 1 misdemeanor. Each day such violation continues shall constitute a separate offense.

2. That this ordinance shall become effective upon its adoption.

Adopted:

Certified: _____
Clerk of Council

011L