

// 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