

// A special meeting of the Council of the City of Lynchburg was held on the 16th day of February, 2010, at 5:00 P.M., in the Council Chamber, Joan F. Foster, President, presiding. The purpose of the special meeting is to advertise additional polling place alternatives for Precinct 304 (the Heritage Elementary School polling place) for the public hearing currently scheduled for February 23, 2010. The following Members were present:

Present: Helgeson, Johnson, Nelson, Perrow, Foster 5

Absent: Dodson, Gillette 2

// Mayor Foster opened the special meeting by reading the following statement, the meeting was called at the request of Council Member Helgeson and Council Member Perrow, to consider adding additional alternative polling places for comment during the public hearing scheduled for February 23, 2010. Mayor Foster read e-mail statements from Vice Mayor Dodson and Council Member Gillette who could not attend the meeting due to scheduling conflicts.

Council Member Nelson reviewed Council discussion from one week ago related to considering relocating the polling place. Council Member Nelson made a motion stating that "For the benefit and convenience of all registered Liberty University students and in the interests of all citizens, City Council shall proceed with its previous plans to hold a public hearing for relocating the Ward III, Precinct 4 polling place to The First Church of The Nazarene unless there is clear and convincing evidence of a clear and present safety hazard at that site that cannot be corrected before May 4, 2010. If Council resolves tonight that there is such a clear and present safety hazard at that site, then Council will consider alternative polling places at the public hearing already scheduled for February 23, 2010." Mayor Foster seconded that motion.

Council Members discussed the motion that was made by Council Member Nelson. Council Member Helgeson stated that the only purpose of this meeting was to discuss the possibility of adding additional polling locations to the public hearing to be held on February 23. Council Member Helgeson stated a motion was already on the floor and made a substitute motion with the following Resolution: NOW, THEREFORE, BE IT RESOLVED that the Lynchburg City Council hereby directs that the notice of public hearing advertising the possible change of the location of the voting place for the Fourth Precinct of the Third Ward from Heritage Elementary School to the Lynchburg First Church of the Nazarene be amended to also include the former Circuit City Building in the Candler's Station shopping center and the Fellowship

Hall of Thomas Road Baptist Church as possible locations for the voting place. Council Member Perrow stated that he understands the motion is not to take anything away from the public notice but to add additional locations. Council Member Perrow seconded the substitute motion.

After discussion from Council, Mayor Foster called for a vote on the substitute motion, and the substitute motion failed by the following recorded vote:

Ayes: Helgeson, Perrow 2

Noes: Johnson, Nelson, Foster 3

Absent: Dodson, Gillette 2

// Mayor Foster called for a vote on Council Member Nelson motion, and the motion failed by the following recorded vote:

Ayes: Nelson, Foster 2

Noes: Helgeson, Johnson, Perrow 3

Absent: Dodson, Gillette 2

// The meeting was adjourned at 5:45 P.M

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Interim Clerk of Council