

// A regular meeting of the Council of the City of Lynchburg was held on the 27th day of November, 2012, at 7:30 P.M. in the Council Chamber, City Hall, Michael Gillette, President, presiding. Council Member Cary gave the Invocation, followed by the Pledge of Allegiance. The following Members were present:

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

Absent: 0

// Copies of the minutes of the November 13, 2012 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Cary, seconded by Council Member Nelson, Council by the following recorded vote approved the minutes as presented:

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

Noes: 0

// Mr. Emmett Lifsey with CJMW Architects provided an update on the Story Room addition for the Lynchburg Public Library, 2315 Memorial Avenue. His presentation included an artist rendering of the Story Room, a map indicating its planned location, and an explanation of the room's features and amenities.

// In the matter of Public Works – General, a public hearing was held regarding City Council Report #3 regarding a request to grant a License Agreement to Liberty University to place 120 feet of fiber optic cable in City-owned right-of-way from 3436 Odd Fellows Road to connect to its facility at 3125 Albert Lankford Drive. City Manager Kimball Payne gave an overview of the request. A representative from Liberty University asked Council to approve the license agreement. There was no one else present who wished to speak to this item, and the public hearing was closed. Council Member Perrow, Chair of the Physical Development Committee (PDC) stated that this matter had come before PDC. He stated that in compliance with the Virginia Conflict of Interest Act he would abstain from the discussion of and the voting on this item because his company provided engineering services to Liberty University and he, therefore, had a personal interest in this item. On motion of Vice Mayor Johnson, seconded by Council Member Cary, Council by the following recorded vote adopted Resolution #R-12-132, as presented, granting a License Agreement to Liberty University to place 120 feet of fiber optic cable in City-owned right-of-way from 3436 Odd Fellows Road to connect to their facility at 3125 Albert Lankford Drive:

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

Noes: 0

Abstention: Perrow 1

// In the matter of Economic Development – General, a public hearing was held regarding City Council Report #4 regarding boundary amendments to Enterprise Zones #2 and #46. Director of Economic Development Marjette Upshur gave a brief summary of the request. There was no one else present who wished to speak to this item, and the public hearing was closed. Council Member Nelson stated he would have to abstain from voting on this item due to the fact that he represented clients in the Enterprise Zone areas and felt it would be a conflict of interest. On motion of Council Member Foster, seconded by Council

Member Cary, Council by the following recorded vote adopted Resolution #R-12-133, as presented, regarding boundary amendments to Enterprise Zones #2 and #46:

Ayes: Cary, Foster, Helgeson, Johnson, Perrow, Gillette	6
Noes:	0
Abstention: Nelson	1

// In the matter of Public Works – General, City Council Report #5 was considered. Council Member Perrow, Chair of the Physical Development Committee (PDC) stated that this matter had come before the PDC which recommended approval to participate in the FY 2014 VDOT Revenue Sharing Program. This motion does not require a second, and Council by the following recorded vote adopted Resolution #R-12-134, as presented, to participate in the FY 2014 VDOT (Virginia Department of Transportation) Revenue Sharing Program:

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

// In the matter of Courts – General, City Council Report #6 was considered. On motion of Council Member Foster, seconded by Vice Mayor Johnson, Council by the following recorded vote adopted Ordinance #0-12-135, as presented, to amend the City Code relating to Courthouse Maintenance Fees:

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

// In the matter of City Code/Public Works – General, City Council Report #7 was considered. On motion of Council Member Foster, seconded by Council Member Nelson, Council by the following recorded vote adopted Ordinance #0-12-136, as presented, to amend the City Code relating to Tree Maintenance within the City:

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

// In the matter of Library – General, City Council Report #8 was considered. On motion of Council Member Cary, seconded by Council Member Nelson, Council by the following recorded vote adopted Ordinance #0-12-137, as presented, to amend the City Code relating to fees for the operation and maintenance of the Public Law Library:

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

// In the matter of City Council, City Council Report #9 was considered. City Manager Kimball Payne gave a summary of the amendments that had been made after Council's November 13th meeting to the Proposed 2013 Legislative Agenda. Council Member Cary noted that the Transportation section should read "The State should continue its support for the Amtrak intercity passenger rail service from Lynchburg to Boston including the continuance of funds for the Bus Bridge between Lynchburg and Roanoke as part of the Trans Dominion Express". On motion of Council Member Perrow, seconded by Vice Mayor

Johnson, Council by the following recorded vote adopted the Proposed 2013 Legislative Agenda with the noted corrections:

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

Noes: 0

// The meeting was adjourned at 8:42 P.M.

Clerk of Council