// A regular meeting of the Council of the City of Lynchburg was held on the 8th day of October, 2013, at 4:00 P.M. in the Council Chamber, City Hall, Michael Gillette, President, presiding. The following Members were present:

Present: Foster, Helgeson, Johnson, Nelson, Perrow, Gillette 6

Absent: Cary 1

// Council Member Cary arrived at 4:13 p.m.

// Executive Director Bryan David of the Virginia's Region 2000 Economic Development Council gave a brief update on the activities of the Region 2000 Partnership. Mr. David stated the Lynchburg Regional Governor's STEM Academy opens for the 2013-2014 academic year with participation by each of the region's public school systems. It offers academic and technical training related to careers in engineering, technology and health science diagnostic services for high school juniors and seniors on the campus of Central Virginia Community College. There are 16 STEM Academies in the Commonwealth and Lynchburg is the only one housed at a community college. Lastly, Region 2000 Economic Development Council in collaboration with the Lynchburg Regional Chamber of Commerce hosted the Lynchburg Regional BLUEPRINT VIRGINIA Public Forum which is the Virginia Chamber of Commerce's comprehensive effort to provide business leadership, direction and long-range economic development planning for the next governor. Region 2000 Economic Development Council announced it will receive an annual contribution of $50,000 per year from Mid-Atlantic Broadband Communities Corporation for business recruitment and marketing programs to create jobs and business investment in the region. They will also promote cross-collaboration with MBC as well as among other regional economic development organizations served by the fiber optics network.

Executive Director of the Virginia's Region 2000 Local Government Council Gary Christie reported the FY 2013 services to the City of Lynchburg. In FY 2014, the Local Government Council will bring over $4.6 million to the region in outside grant funds for services, infrastructure and equipment. That is a return of over $30 for each $1 in dues provided by local government members. Mr. Christie stated one of the grants, FEMA's Assistance to Firefighters Grant, will provide Lynchburg with $248,519 to replace mobile and portable radios for fire and EMS use. The areas Mr. Christie highlighted were (1) Safe Routes to Schools in Lynchburg, (2) Carpooling and Commuter Services, (3) Economic Development Strategies, (4) Regional Library Operational Study, and (5) Safety Improvement Study: U.S. Route 221 Corridor. Lastly, Mr. David and Mr. Christie thanked Council for the time and resources that were provided.

// Council Member Perrow made the following statement "my engineering firm has a contract with the Radio Communications Board with the Region 2000 Local Government Council, which provides engineering services to the Radio Communications Board and I have a personal interest. Under the Virginia Conflict of Interest Act, I must abstain from discussion and voting on this item."

// Executive Director of the Virginia's Region 2000 Local Government Council Gary Christie gave a summary of the request. Mr. Christie stated that the Region 2000 Radio Communications Board is upgrading the existing 800 MHz trunked radio system that provides public safety communications for the

City of Lynchburg, the Town of Bedford and the Counties of Bedford and Amherst. In 2011, the jurisdictions authorized the Local Government Council to borrow $13.1 million for the project. Through a competitive process the Board selected RCC Consultants Inc. to provide radio system engineering services and Harris Corporation to provide a modern P25 compliant 800 MHz trunked regional radio system. Part of the upgrade of the existing regional radio system involves improving radio signal coverage in certain parts of the region. The new radio system is intended to provide 95% mobile radio coverage throughout the region. In designing a system with that level of coverage, it was necessary to add five (5) additional towers: one in Lynchburg, one in Amherst County (which serves the Lynchburg area as well as Amherst), one in the Town of Bedford and two in Bedford County. After Council's discussion, Council Member Cary made a motion, seconded by Council Member Foster to adopt a Resolution. Council by the following recorded vote adopted Resolution #R-13-107, as presented, that the FY 2014 General Fund budget is amended and appropriating $210,700 to fund the City of Lynchburg's share of additional costs associated with the Regional Radio Upgrade Project:

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

// City Planner Tom Martin provided a report on the Campbell Avenue/Odd Fellows Road Land Use and Corridor Master Plan Study. Mr. Martin stated that the Campbell Avenue/Odd Fellows Road Land Use and Corridor Master Plan encompasses two distinct initiatives:1) a "grass roots" effort spearheaded by the Campbell Avenue area businesses and residents, and 2) the state's funding of the Odd Fellows Road U.S. Route 460/29 interchange in July 2011. While Campbell Avenue and Odd Fellows Road have unique conditions and land uses, they function as a pair. Impacts and improvements to one road will likely cause significant indirect impact(s) to the other. Mr. Martin further stated that in preparation of the plan, City staff worked with a group of key stakeholders and hosted a series of neighborhood meetings to solicit input on the plan. The resulting document provides an "area-wide" plan, as well as individual "master plans" for the Campbell Avenue and Odd Fellows Road corridors. The Planning Commission recommended approval of the plan because:

- The plan is consistent with the *Comprehensive Plan* which recommends "priorities for improvements to the transportation system should be based on safety considerations; existing deficiencies; multimodal and environmental considerations; physical economic, and policy constraints; contribution to quality urban design; required right of way needs; level of service; and appropriate system continuity." *(Objective 1.A7, pg 14.6)*
- The plan is consistent with the Comprehensive Plan which recommends inclusion of "alternative transportation modes in the Transportation Master Plan (TMP), including pedestrians, bikeways, trails and transit." *(Objective 1.A8, pg 14.6)*

During Council's discussion, it was decided to separate the Odd Fellows Road portion of the Campbell Avenue/Odd Fellows Road Land Use and Corridor Master Plan Study into the City's Comprehensive Plan 2002-2020. Council Member Perrow made a motion, seconded by Council Member Nelson to adopt the

Campbell Avenue Master Plan Study. Council Member Helgeson suggested separating the two plans, Campbell Avenue and Odd Fellows Road, because it would take a long time before the Campbell Avenue plan would be complete and he would not support this plan. A friendly motion was made by Council Member Perrow, seconded by Council Member Nelson to change the concept of the Campbell Avenue Plan. Council by the following recorded vote adopted Resolution #R-13-108, as amended, separating the Campbell Avenue Plan from the Odd Fellows Road Land Use and Corridor Master Plan Study:

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

Noes: Helgeson 1

On motion of Council Member Perrow, seconded by Council Member Cary. Council by the following recorded vote adopted Resolution #R-13-109, as amended, that the Odd Fellows Road portion of the Campbell Avenue/Odd Fellows Road Land Use and Corridor Master Plan Study as part of the City's Comprehensive Plan 2002-2020:

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

Noes: 0

// During roll call Council Member Cary stated he has had several constituents inquiring about when the traffic light on Oak Lane would be in operation. City Manager Kimball Payne stated that there was still some work to be completed in that area, but in November the lights would be flashing and in December it would be operating properly.

// Council Member Foster stated that in the Physical Development Committee she mentioned what models are out there that shows what cities are working with neighborhoods with community gardens.

// Council Member Perrow stated he would like a brief report on Automatic License Plate Readers.

// Council Member Helgeson had two items of interest 1) Lynchburg Life Saving Crew wrote a letter last week. He inquired into the whereabouts of the letter; and 2) security at meetings which are gun free, in particular the schools and to have police officers at these meeting or have the meetings at another location.

// On motion of Council Member Perrow, seconded by Council Member Foster, Council by the following recorded vote elected to hold a closed meeting to consider appointments to Council-appointed boards and commissions, i.e., Lynchburg Business Development Centre, Transit Company Board and Lynchburg Parking Authority; and, for consultation with legal counsel and briefings by staff members regarding a specific legal matter requiring the provision of legal advice, specifically, the discussion of the negotiation of the terms and conditions of a proposed contract between the City and the Lynchburg Regional Chamber of Commerce, pursuant to Section 2.2-3711(A.)(1)(7) of the Code of Virginia, 1950 :

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

Noes: 0

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

// Council Member Cary 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 Vice Mayor Johnson, and Council by the following recorded vote adopted the motion:

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

Noes: 0

// In the matter of Appointments, and on nomination of Council Member Perrow, seconded by Council Member Helgeson, Council by the following recorded vote appointed Kevin Lowery, to serve on the Lynchburg Business Development Centre Board for a term to expire September 30, 2016:

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

Noes: 0

On nomination of Council Member Perrow, seconded by Council Member Helgeson, Council by the following recorded vote re-appointed Christian H. DePaul, John S. Hellewell and Janice Walker, to serve on the Transit Company Board for terms to expire October 30, 2016:

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

Noes: 0

On nomination of Council Member Perrow, seconded by Council Member Helgeson, Council by the following recorded vote re-appointed Brandon P. Farmer and J. Randolph Nelson, to serve on the Lynchburg Parking Authority for terms to expire October 30, 2016:

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

Noes: 0

// City Council recessed the meeting at 6:46 p.m.

// City Council reconvened the meeting at 7:30 p.m.

The following Members were present:

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

Absent: 0

Vice Mayor Johnson gave the Invocation, followed by the Pledge of Allegiance.

// Copies of the minutes of the September 3, 2013 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Perrow, seconded by Council Member

Cary, Council by the following recorded vote approved the minutes as presented:

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

Noes: 0

// Council Member Foster asked that the September 10, 2013 minutes be removed from the Consent Agenda because she was absent at that meeting.

// Copies of the minutes of the September 10, 2013 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Perrow, seconded by Council Member Cary, Council by the following recorded vote approved the minutes as presented:

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

Noes: 0

Abstention: Foster 1

// Copies of the minutes of the September 24, 2013 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Perrow, seconded by Council Member Cary, Council by the following recorded vote approved the minutes as presented:

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

Noes: 0

// Copies of the minutes of the October 1, 2013 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Perrow, seconded by Council Member Foster, Council by the following recorded vote approved the minutes as presented:

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

Noes: 0

// In the matter of Police – Emergency Services, Resolution #R-13-102 amending the FY 2014 City/Federal/State Aid Fund budget and appropriating $46,846 with resources of $23,423 from the Virginia Department of Emergency Management 2013 Local Emergency Management Performance Grant and $23,423 of in-kind matching services to fund a part-time Emergency Management Administrative Services Associate position within the Department of Emergency Services, laid over from the September 24, 2013 meeting, was again presented and read, and on motion of Council Member Perrow, seconded by Council Member Foster, Council by the following recorded vote adopted the Resolution:

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

Noes: 0

// In the matter of Police – General, Resolution #R-13-103 amending the FY 2014 City/Federal/State Aid Fund budget and appropriating $53,721 with resources of $34,284 from the Department of Motor Vehicles Highway Safety Grant, an in-kind service and equipment match of $17,142, and $2,295 transferred from the FY 2014 General Fund Police Department budget to provide selective DUI and occupant restraint enforcement activities, attend related training, and purchase equipment for the Police Department, laid over from the September 24, 2013 meeting, was again presented and read, and on motion of Council

Member Perrow, seconded by Council Member Foster, Council by the following recorded vote adopted the Resolution:

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

Noes: 0

// In the matter of Police – General, Resolution #R-13-104 amending the FY 2014 City/Federal/State Aid Fund budget and appropriating $11,827 with resources of $7,500 from the Department of Motor Vehicles Highway Safety Grant, an in-kind service and equipment match of $3,750, and $577 transferred from the FY 2014 General Fund Police Department budget to provide speed enforcement activities for the Police Department, laid over from the September 24, 2013 meeting, was again presented and read, and on motion of Council Member Perrow, seconded by Council Member Foster, Council by the following recorded vote adopted the Resolution:

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

Noes: 0

// In the matter of Police – General, Resolution #R-13-105 amending the FY 2014 City/Federal/State Aid Fund budget and appropriating $40,753 with resources from the 2013 Edward Byrne Memorial Justice Assistance Grant (JAG) to purchase Body Microphone Transmitters, Cradles, and in car DVR systems; a high capacity printer, and six Tasers for the Police Department, laid over from the September 24, 2013 meeting, was again presented and read, and on motion of Council Member Perrow, seconded by Council Member Foster, Council by the following recorded vote adopted the Resolution:

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

Noes: 0

// In the matter of Police – General, Resolution #R-13-106 amending the FY 2014 City/Federal/State Aid Fund budget and appropriating $24,644 with resources of $12,322 from the Bulletproof Vest Partnership 2013 Grant Program and $12,322 transferred from FY 2014 General Fund budget to purchase 33 replacement bulletproof vests for law enforcement officers, laid over from the September 24, 2013 meeting, was again presented and read, and on motion of Council Member Perrow, seconded by Council Member Foster, Council by the following recorded vote adopted the Resolution:

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

Noes: 0

// In the matter of Public Works – General, a public hearing was held regarding City Council Report #15 on adopting an Ordinance leasing a portion of City-owned property located at 2624 Lakeside Drive (Lynchburg Fire Station 7) to Milestone Communications Management III, Inc. City Manager Kimball Payne provided information regarding leasing a portion of City-owned property located at 2624 Lakeside Drive to Milestone Communication Management III, Inc. There was no one else present who wished to speak to this item, and the public hearing was closed. On motion of Council Member Perrow, Chair of the Physical Development Committee, who stated that Council approved a franchise agreement with Milestone on September 10, 2013. This motion does not require a second and Council by the following recorded vote adopted Ordinance #O-13-110, as presented, leasing a portion of City-owned property located at 2624 Lakeside Drive to Milestone Communications Management III, Inc. :

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

Noes: 0

// In the matter of Finance - Bonds, a public hearing was held regarding City Council Report #16 regarding authorizing the issuance of not to exceed $10,000,000 General Obligation Public Improvement Bond for City and Schools Capital Projects and Public Safety Capital Equipment.

Donna Witt, Financial Services Director, provided a brief summary regarding 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 Foster, Council by the following recorded vote adopted Resolution #R-13-111, as presented, authorizing the issuance of not to exceed $10,000,000 General Obligation Public Improvement Bond Series 2013, for City and Schools Capital Projects and Public Safety Capital Equipment:

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

Noes: 0

On motion of Council Member Foster, seconded by Council Member Cary, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-13-112, as presented, amending the FY 2014 General Fund budget in the amount not to exceed $191,250 with resources from the General Fund Reserve for Contingencies to fund the debt service interest payment due June 1, 2014:

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

Noes: 0

On motion of Council Member Cary, seconded by Vice Mayor Johnson, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-13-113, as presented, amending the FY 2014 General Fund budget and appropriating $64,000 with resources from proceeds of the FY 2014 General Obligation Public Improvement Bond to fund issuance costs:

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

Noes: 0

// In the matter of City Council, City Council Report #17 was considered. On motion of Council Member Perrow, seconded by Council Member Foster, Council by the following recorded vote adopted Resolution #R-13-114, as presented, to revise Sustainable Lynchburg Vision Statements and City Council Vision and endorse an annual strategic planning process:

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

Noes: 0

// The meeting was adjourned at 8:03 P.M.

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Clerk of Council