// A regular meeting of the Council of the City of Lynchburg was held on the 23rd day of September, 2014, 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, Tweedy, Gillette 7

Absent: 0

// City Manager Kimball Payne introduced Lynch's Landing Executive Director Heather Kennedy. Lynch's Landing is a nonprofit that promotes and supports downtown Lynchburg. The organization hosts downtown events such as Friday Cheers, Get!Downtown, Diva Crawl and Holiday Traditions. Ms. Kennedy stated it is a pleasure for her to be working for the City of Lynchburg and she looked forward to the challenges and opportunities that were ahead.

// City Manager Kimball Payne introduced Horizon Behavioral Health's new CEO, Damien Cabezas. Mr. Cabezas made a few remarks regarding Horizon Behavioral Health and how he is looking forward to making a difference in the community.

// City Manager Kimball Payne introduced Secretary of Transportation Aubrey Layne. During the presentation items were discussed such as the Route 29 By-pass Project and projects for House Bill 2. There were five categories mentioned; 1) Urban Area, 2) Rural Economic Development, 3) Safety, 4) Publicity and 5) Financial Investments. Secretary Layne spoke on the Federal Trust Funds and what the Federal Return would be. Secretary Layne further stated that a new scoring system has been implemented. Projects that are over 4 million dollars would be scored.

// Kevin Camm, Extension Agent, and Philipp Gabathuler of Region 2000, made a presentation on the Strategic Plan for the Agriculture and Forestry Economy in Virginia's Region 2000. The intent of the Strategic Plan is to provide the Region 2000 community with a framework for action to promote regional growth in the agriculture and forestry industries. Three main goals for this plan are: 1) coordinate regional marketing and outreach, 2) strengthen resources for producers, and 3) promote career and small business development opportunities. Mr. Camm further explained the next steps that would be applied:

1) Focus on Priority Projects
2) Explore funding opportunities and ways to approach collaboratively
3) Develop a Strategic Plan Coordinating Team

After Council discussion, Council Member Perrow made a motion, seconded by Vice Mayor Johnson to approve the Resolution. Council by the following recorded vote adopted Resolution #R-14-112, as presented, endorsing the Strategic Plan for the Agriculture and Forestry Economy in Virginia's Region 2000:

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

Noes: 0

// David Malewitz, Parking Manager, provided information for an On-Street Metered Parking Pilot Program. City Manager Kimball Payne stated that freeing up more parking places is needed to help retailers and merchants. Mr. Payne stated that one retailer was considering moving from downtown and some businesses want to see a change in the parking structure. Mr. Malewitz stated that the plan to place on-street parking meters on the 1200 block of Main Street in downtown for a trial run did not get resistance from City Council. Mr. Malewitz further stated that a formal recommendation from the Lynchburg Parking Authority is to conduct a pilot program for on-street meter parking in the 1200 block of Main Street. The pilot program is about finding turnover on the street that supports retailers in the downtown area. It was also mentioned that the pilot program had been suggested for Court Street.

During Council's discussion several concerns were raised on paid parking. In general Council was not opposed in getting information from the pilot program, the City needs to have an incentive for an alternative to on-street parking, whether through a parking deck or some other means. Some suggestions were lowering time limits and stepping up the enforcement of overtime violations. Council agreed to proceed with a pilot parking program and Mr. Malewitz stated that the pilot program process could take two to three months to development.

// During roll call Council Member Nelson mentioned that residents that live in the Winston Ridge apartments beyond Westminister Canterbury are having problems getting to their apartments because the buses are stopping at Westminister Canterbury. He suggested sidewalks be installed or extend the bus line. City Manager Kimball Payne stated there was a problem, but now the service has been restored beyond Westminister Canterbury.

// Council Member Foster mentioned again the bulk collection. She was out in the neighborhood at a Task Force meeting and noticed a lot of rubbish in the neighborhood. Mr. Payne stated that this summer they were behind but now they are only ten days or two weeks out for bulk pick-up.

// Council Member Perrow stated that September 17 was National Night Out Against Crime which was well attended and he thanked the members of the Neighborhood Watch Association for a successful event.

// Vice Mayor Johnson mentioned that Ms. Bradley on Taylor Street is still having an issue with her gas meter and he wanted someone to please give her a call so it could be taken care of. He also mentioned that the stairwell at the bottom of 12th and Clay Streets has been cleaned up very well and the guard rail at the Holiday Inn Select, on the 5th Street side, is overgrown and he asked that someone look into it.

// Council Member Tweedy asked about a status report regarding the food desert in the Rivermont area.

// Mayor Gillette made the following announcements:

- Council Annual Strategic Planning Session – September 29, 2014, 12:00 Noon until 5:00 P.M. – GLTC Conference Room – 800 Kemper Street
- The Virginia Ten Miler will be held on Saturday, September 27, 2014 – 8:00 A.M. – E. C. Glass.
- Joint Council/School Board Meeting – November 4, 2014 at 7:00 P.M. – Lynchburg City School Administration Building and he asked the Clerk to send out a notice to Council regarding this date.

// On motion of Council Member Nelson, seconded by Council Member Foster, Council by the following recorded vote elected to hold a closed meeting for consultation with legal counsel and briefings by staff members regarding specific legal matters requiring the provision of legal advice for the Miller Center Renovation Project and the Midtown Connector Project; and to consider appointments to Council-

Appointed Boards and Commissions, i.e., Social Services Advisory Board, Board of Building Code Appeals, Redevelopment & Housing Authority Board, Museum Advisory Board, Lynchburg Business Development Centre and Horizon Behavioral Health, pursuant to Section 2.2-3711(A.) (1) and (7) respectively, of the Code of Virginia, 1950:

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

Noes: 0

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

// Council Member Perrow 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: Foster, Helgeson, Johnson, Nelson, Perrow, Tweedy, 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 reappointed Kitty Hoover to serve on the Social Services Advisory Board for a term to expire September 30, 2018:

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

Noes: 0

On nomination of Council Member Perrow, seconded by Council Member Helgeson, Council by the following recorded vote reappointed Hunsdon Cary, to serve on the Redevelopment & Housing Authority Board for a term to expire September 30, 2018:

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

Noes: 0

On nomination of Council Member Perrow, seconded by Council Member Helgeson, Council by the following recorded vote appointed Treney L. Tweedy and John C. Farnandez to serve on the Redevelopment & Housing Authority Board for terms to expire September 30, 2018:

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

Noes: 0

On nomination of Council Member Perrow, seconded by Council Member Helgeson, Council by the following recorded vote appointed Charlotte Fischer to serve on the Museum Advisory Board to fill an unexpired term ending September 30, 2017:

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

Noes: 0

On nomination of Council Member Perrow, seconded by Council Member Helgeson, Council by the following recorded vote reappointed Phillip E. Brown, Jeffrey W. Laub, and William T. Lease to serve on the Lynchburg Business Development Centre Board for terms to expire September 30, 2017:

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

Noes: 0

On nomination of Council Member Perrow, seconded by Council Member Helgeson, Council by the following recorded vote appointed Giuseppe Cucci to serve on the Lynchburg Business Development Centre Board for a term to expire September 30, 2017:

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

Noes: 0

// City Council recessed the meeting at 6:47 p.m.

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

The following Members were present:

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

Absent: 0

Council Member Perrow gave the Invocation, followed by the Pledge of Allegiance.

// Copies of the minutes of the September 9, 2014 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Foster, seconded by Council Member Nelson, Council by the following recorded vote approved the minutes as presented:

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

Noes: 0

// In the matter of Fire – General, Resolution #R-14-102 to amend the FY 2015 City/Federal/State Aid Fund budget and appropriate $39,418 with resources of $18,684 from the Virginia Office of Emergency Medical Services-Rescue Squad Assistance Fund (RSAF) grant and $20,734 transferred from the FY 2015 General Fund Fire Department budget to purchase one (1) Physio Life Pak 15 cardiac monitor/defibrillator and four (4) sets of Tactical EMS gear for the Fire Department, laid over from the September 9, 2014 meeting, was again presented and read, and on motion of Council Member Foster, seconded by Council Member Nelson, Council by the following recorded vote adopted the Resolution:

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

Noes: 0

// In the matter of Public Works – Sanitary Landfill, Resolution #R-14-111 to amend the FY 2014 General Fund budget and appropriate $1,863,653 with resources of $1,259,369 from the FY 2014 General Fund Assigned Fund Balance and $604,284 from the FY 2014 General Fund Committed Fund Balance to fund closure costs for the Concord Turnpike Landfill, laid over from the September 9, 2014 meeting, was again presented and read, and on motion of Council Member Foster, seconded by Council Member Nelson, Council by the following recorded vote adopted the Resolution:

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

Noes: 0

// In the matter of Community Development – CDBG, a public hearing was held regarding City Council Report #11 on the Program Year 2013 (FY 2014) Consolidated Annual Performance and Evaluation Report (CAPER) for the Community Development Block Grant (CDBG) and HOME Programs and adopting a Resolution approving the CAPER for submission to the U.S. Department of Housing and Urban Development. 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 Helgeson, seconded by Council Member Nelson, Council by the following recorded vote adopted Resolution #R-14-113, as presented, approving the submission of the 2013 (FY 2014) Consolidated Annual Performance and Evaluation Report (CAPER) to the U.S. Department of Housing and Urban Development (HUD):

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

Noes: 0

// In the matter of City Council, Consuela Mosley spoke before Council regarding Parental Alienation.

// In the matter of City Council, David Stokes spoke before Council to announce an Agent Orange Town Hall Meeting will be held on Saturday, October 18, 2014 from 9:00 A.M. to Noon at the American Legion Post 16.

// In the matter of Police – General, City Council Report #13 was considered. Council Member Helgeson, Chair of the Finance Committee (FC), stated that this item came before FC for approval. The motion did not require a second. Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-14-114, as presented, to amend the FY 2015 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 2015 General Fund Police Department budget to provide funds for speed enforcement activities:

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

Noes: 0

// In the matter of Police – General, City Council Report #14 was considered. Council Member Helgeson, Chair of the Finance Committee (FC), stated that this item came before FC for approval. The motion did not require a second. Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-14-115 as presented, to amend the FY 2015 City/Federal/State Aid Fund budget and appropriating $33,733 with resources of $16,866 from the Bulletproof Vest Partnership 2014 Grant Program and $16,867 transferred from the FY 2015 General Fund Police Department ($15,636) and

Sheriff's Office ($1,231) budgets to purchase 43 replacement bulletproof vests for law enforcement officers:

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

// In the matter of Police – General, City Council Report #15 was considered. Council Member Helgeson, Chair of the Finance Committee (FC), stated that this item came before FC for approval. The motion did not require a second. Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-14-116, as presented, to amend the FY 2015 City/Federal/State Aid Fund budget and appropriating $40,951 with resources from the 2014 Edward Byrne Memorial Justice Assistance Grant (JAG) to purchase forensic computer software and hardware, map boards for field supervisor vehicles, an evidence refrigerator, impact munitions, a high capacity printer, and tasers:

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

// In the matter of Police – General, City Council Report #16 was considered. Council Member Helgeson, Chair of the Finance Committee (FC), stated that this item came before FC for approval. The motion did not require a second. Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-14-117, as presented, to amend the FY 2015 City/Federal/State Aid Fund budget and appropriating $51,509 with resources of $32,809 from the Department of Motor Vehicles Highway Safety Grant, an in-kind service and equipment match of $16,405, and $2,295 transferred from the FY 2015 General Fund Police Department budget to provide selective DUI and occupant restraint enforcement activities, attend related training, and purchase equipment:

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

// In the matter of Airport - General, City Council Report #17 was presented regarding an update on Freedom Aviation's request to assume the Lease of Virginia Aviation. City Manager Kimball Payne provided the information. He noted that since the public hearing on Freedom Aviation's request to assume the lease of Virginia Aviation for certain facilities at the Lynchburg Regional Airport, a number of activities have occurred with a goal of bringing forth a proposal to accomplish several purposes:

- Preserve and enhance commercial air service at the airport
- Support and enhance the general aviation community
- Support businesses providing aeronautical services
- Maintain an open and competitive business environment for existing or new businesses
- Maximize airport revenues in order to eliminate the General Fund subsidy

Mr. Payne further stated a General Aviation Forum was held to solicit input from the community. The following questions were asked:

1. What services, facilities or amenities at Lynchburg Regional Airport are most important to the General Aviation community?

2. What unrealized opportunities are there that, if realized, would benefit the General Aviation community?
3. What other issues should be considered as we determine how to move forward?

During Council discussion several suggestions were raised: develop a fact sheet on the pro's and con's to the City, Freedom Aviation and the general public; will the City be able or willing to run these services at the airport; additional staff will be needed; proper margin in the Lease; hanger spaces at the airport; maintenance and cost of fuel rates and determine potential financial impact. After Council discussion, Mr. David Young with Freedom Aviation and Chancellor Jerry Falwell, Jr. were given an opportunity to state some of the benefits to the City. Mr. Payne went on to say as this process continues, the next steps will include a special meeting of the Airport Commission in October; a public hearing by the Airport Commission and a recommendation to City Council, a public hearing before Council and Council's decision.

// The meeting was adjourned at 8:43 P.M.

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Clerk of Council