// A regular meeting of the Council of the City of Lynchburg was held on the 12th day of June 2012, at 4:00 P.M. in the Council Chamber, City Hall, Joan F. Foster, President, presiding. The following Members were present:

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

Absent: Johnson 1

// Vice Mayor Johnson arrived at 4:03 p.m.

// Director of Community Development Kent White and Dr. Michael Chandler with Planning Works, Inc., presented the Zoning Ordinance Diagnostic Final Report. Mr. White stated that Planning Works, Inc., in partnership with the Lynchburg Planning Commission and the Department of Community Development, recently completed its assessment of the City's Zoning Ordinance. Mr. White further stated that the diagnostic review identifies the strengths and weakness of the ordinance, as well as its compliance with state law. As part of the process, Planning Works interviewed representatives from City Council, the Planning Commission, the Board of Zoning Appeals, the Historic Preservation Commission, as well as a broad cross section of City staff who work with the City's Zoning Ordinance on a regular basis. These interviews provided a foundation for nine (9) community listening sessions where approximately 200 citizens shared their views regarding the City's Zoning Ordinance as a tool for community development. Mr. White went on to say the feedback, along with comments offered through social media tools and during the Department of Community Development's Zoning "Road Show" presentations, is reflected in the *Zoning Ordinance Diagnostic Final Report* along with the citizen comments. Dr. Chandler provided a summary of the study process and findings. Dr. Chandler went on to say although the presentation is primarily for informational purposes, the Planning Commission endorsed the diagnostic and recommended City Council consider adopting the study findings and appropriate the resources necessary to revise the ordinance as a single project over an 18 to 21 month timeframe. After Council questions and concerns a motion was made by Vice Mayor Johnson, seconded by Council Member Cary to move forward with the Request For Proposal (RFP), with the understanding that Council be kept apprised of the actual cost, and Council by the following recorded vote approved the motion.

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

Noes: 0

// Engineering Project Manager J. P. Morris provided a progress report summarizing the work accomplished by City Staff since August 2011 on the Midtown Connector, Phase I. Mr. Morris went on to say the updates include the award of the contract, notice to proceed with construction and six month schedule for construction activity.

// Public Works Director Dave Owen provided a report on Recycling, Decals and Trash Tags Program. Mr. Owen stated City Staff had met with all local recycling and trash hauling firms and Sonoco was chosen as the recycling and trash hauling firm. Mr. Owen provided the following options for the Decals and Trash Tags Program:

1. Eliminate the use of trash bags outside of the trash carts – everyone must use a cart – residents could still use one time tags or annual decals (many other cities use this approach)

2. Partner with local vendors to sell trash "pay" bags with the disposal fee built into the costs – specific color and logo on each bag if a resident did not want to use a cart (City of Poquoson, Littleton, NH & Fort Worth, Texas all use this approach) – Worcester, MA uses two sizes of yellow trash bags that residents must buy locally
3. Charge a flat rate to all residential units in the city (flat fee concept)
4. Add disposal fee to water / sewer bill either based on size of trash cart or a set fee per household
5. Bill monthly disposal costs by size of cart used (Gainesville, FL; San Jose, CA; Portland, Or and Seattle, Washington) – separate fee
6. Special collection fee for untagged / improperly decaled trash or charge a significant fee (i.e. $25 to $50) for bags not removed from curb (Norfolk & Wilmington, NC)
7. Leave untagged trash at curb and place a violation notice on it – use Smart phones to assist in follow-up and enforcement – charge additional cost of collection and disposal as well as administrative costs plus a penalty of 25-50% of those costs.

Mr. Owen went on to say that options 1, 2, and 7 were recommended as possible options and proposed, with the City Manager's approval, to bring this back to Council in August with recommendations, our preferred method with one option, no more than two and after further discussion Council concurred.

// City Manager Kimball Payne presented the Public Safety Pay Action Plan. Mr. Payne discussed the following regarding the Pay Action Plan:

- Goals
- Police and Fire Structure
- Emergency Services Structure
- Pay Processes
- Cost
- Impact of Plan
- Consequences
- Option to Address Negative Consequences

After Council discussion, Council Member Gillette made a motion, seconded by Vice Mayor Johnson to approve the additional $125,000 on the condition that the funds would be secured from within the public safety departments by means of position elimination or managed vacancies, and Council by the following recorded vote approved the motion.

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

// Council Member Nelson recognized the 100th Year Anniversary Celebration of the Brothers of the Old Dominion Elks Lodge #181 held in Lynchburg and stated it was a very nice event.

// Council Member Helgeson asked questions regarding the GLTC loan for $506,000 and another loan for $112,000, City Manager Payne responded that the $506,000 was to balance the budget and the $112,000 was to make payroll for the month of July and further stated the total amount would be repaid.

// Council Member Perrow asked Council would it be possible to change the organizational meeting from July 2 to July 3. It was the consensus of Council to change the organizational meeting to July 3 at 4:00 p.m. in Council Chamber.

// Vice Mayor Johnson also recognized the Brothers of the Old Dominion Elks Lodge #181 on their 100th Year Anniversary Celebration.

// City Council recessed the meeting at 6:42 p.m.

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

The following Members were present:

Present: Cary, Gillette, Johnson, Nelson, Perrow, Foster	6
Absent: Helgeson	1

Vice Mayor Johnson gave the Invocation, and Boy Scout Troop 1412 lead the Pledge of Allegiance.

// Mayor Foster and Vice Mayor Johnson presented a Proclamation to James Ackley and proclaimed June 13th as James Ackley Day.

// Anna Bentson Director of Lynch's Landing along with Pat Haley of Camp Kum Ba Yah asked for Council and the City of Lynchburg to join the celebration of the Batteau Festival which will be held on Saturday, June 16, 2012 from 9:00 a.m. to 3:00 p.m. at Percival's Island and also thanked all the food vendors, artists, exhibitors and demonstrators for their support.

// Council Member Gillette asked that the May 22 and June 5 minutes be voted on separately, stating he was not present for the June 5 meeting.

// Copies of the minutes of the May 22, 2012 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Perrow, seconded by Council Member Nelson, Council by the following recorded vote approved the minutes as presented:

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

// Copies of the minutes of the June 5, 2012 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Cary, seconded by Council Member Perrow, Council by the following recorded vote approved the minutes as presented:

Ayes: Cary, Johnson, Nelson, Perrow, Foster	5
Noes:	0
Absent: Helgeson	1
Abstain: Gillette	1

// In the matter of Community Planning - Zoning, a public hearing was held regarding City Council Report #8 outlining the petition of American Legion Post 16 for a Conditional Use Permit (CUP) at 1301 Greenview Drive to allow the construction of an addition to the existing lodge in an R-1, Low 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. Representative Trent Warner with Warner Engineering, Inc. spoke to this item, and asked for Council approval. 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, seconded by Council Member Cary, Council by the following recorded vote adopted Resolution #R-12-080, as presented, granting the Conditional Use Permit:

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

// In the matter of Schools – General, City Council Report # 9 was considered. On motion of Council Member Perrow, seconded by Vice Mayor Johnson, Council by the following recorded vote adopted Resolution #R-12-081, as presented, concurring with the School Board's Election of the Certified Rate for the employer contribution to the Virginia Retirement System (VRS):

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

// In the matter of Schools – Budget, City Council Report #10 was considered. Council Member Cary stated that he would not support this item because he felt the funds received from the settlement should be earmarked for capital cost for Heritage High School only and not be used for other school repairs as requested. On motion of Council Member Perrow, seconded by Council Member Gillette, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-12-082, as presented, amending the FY 2012 Schools Operating Budget and appropriating $324,800 with resources from the settlement of a class action suit against Beazor East, Inc., regarding the roof at Heritage High School:

Ayes: Gillette, Johnson, Nelson, Perrow, Foster	5
Noes: Cary	1
Absent: Helgeson	1

// The meeting was adjourned at 8:09 P.M.

Clerk of Council

LYNCHBURG CITY COUNCIL
Agenda Item Summary

MEETING DATE: ~~June 12, 2012~~ June 26, 2012 AGENDA ITEM NO.: ~~10~~ 2

CONSENT: REGULAR: **X** WORK SESSION: CLOSED SESSION: (Confidential)

ACTION: **X** INFORMATION:

ITEM TITLE: **Heritage High School Settlement Funds**

RECOMMENDATION: Adopt a resolution to amend the FY 2012 Schools Operating Budget and appropriate $324,800 with resources from the settlement of a class action suit against Beazor East, Inc., regarding the roof at Heritage High School.

Also adopt a resolution to amend the FY 2012 Schools Capital Budget and appropriate $324,800 with resources from the Schools Operating Budget to complete various capital improvement projects.

SUMMARY: Lynchburg City Schools received funds from a class action suit against Beazor East, Inc., regarding the materials used in the roof at Heritage High School when it was originally installed. Although Heritage High School did not suffer the type of damage experienced by other buildings where similar materials were used, City Schools were included as plaintiffs in the lawsuit and are the beneficiaries of the settlement.

At its meeting on June 5, 2012, the Lynchburg City School Board approved a list of one-time capital improvement projects to be funded by the settlement funds. These funds are required to be appropriated to Lynchburg City Schools in order to be spent.

PRIOR ACTION(S): None

FISCAL IMPACT: $324,800 for City Schools capital improvement projects

CONTACT(S): Scott S. Brabrand, Superintendent, 522-3700 ex. 105

ATTACHMENT(S): Letter from Wendie L. Sullivan, Clerk of the School Board
Copy of the Lynchburg City School Board Agenda Report

REVIEWED BY: lkp

RESOLUTION

BE IT RESOLVED that the FY 2012 Schools Operating Budget is amended and $324,800 is appropriated with resources from the settlement of a class action suit against Beazor East, Inc., regarding the roof at Heritage High School.

BE IT ALSO RESOLVED that the FY 2012 Schools Capital Budget is amended and $324,800 is appropriated with resources from the Schools Operating Budget to complete various capital improvement projects.

Introduced: **June 12, 2012** Adopted:

Certified: ______________________________
Clerk of Council

083L

LYNCHBURG CITY SCHOOLS

SCHOOL ADMINISTRATION BUILDING

915 Court Street
Post Office Box 2497
Lynchburg, Virginia 24505-2497

June 6, 2012

L. Kimball Payne, III
City Manager
900 Church Street
Lynchburg, Virginia 24504

Dear Mr. Payne:

At its meeting on June 5, 2012, the Lynchburg City School Board approved one-time capital improvement projects to occur this summer in the amount of $324,800. The funds for the projects come from the settlement of a class action suit against Beazor East, Inc., regarding the roof at Heritage High School. In order for these funds to be spent, the Lynchburg City Council will need to appropriate them to the Lynchburg City Schools.

A copy of the agenda report outlining the projects and the cost for each project is attached. If you need additional information, please contact me.

Sincerely,

Wendie L. Sullivan

Wendie L. Sullivan
Clerk of the School Board

attachment

cc: Members, Lynchburg City School Board
Scott S. Brabrand, Superintendent
Anthony E. Beckles, Sr., Chief Financial Officer

Agenda Report

Date: 06/05/12

Agenda Number: F-6

Attachments: No

From: Scott S. Brabrand, Superintendent

Subject: Capital Improvement Plan: Summer Projects

Summary/Description:

The school administration is proposing the following capital improvement projects to occur this summer. Funding for these projects will come from a settlement of a suit with Beazor East, Inc. Following the school board's approval of these projects, the school administration will request appropriation of these funds from the Lynchburg City Council.

Painting	Paul Munro Elementary School Hallways	$20,000
Painting	Dearington Elementary School for Innovation Hallways	$25,000
Painting	E. C. Glass High School Stairwells	$40,000
Painting	Heritage High School Stairwells	$40,000
Replacement	Heritage Elementary School Playground Equipment	$100,000
Upgrade	Linkhorne Elementary School Playground	$56,000
Roofing	Dunbar West and R. S. Payne Repairs	$25,000
Replacement	Backflow Preventers - Various Sites	$12,000
Replacement	E. C. Glass High School HVAC Equipment Controls	$4,800
Roofing	Heritage High School Baseball Dugout Repairs	$2,000
	Total	$324,800

Disposition:
- ☒ **Action**
- ☐ **Information**
- ☐ **Action at Meeting on:**

Recommendation:

The superintendent recommends that the school board approve the capital improvement projects to occur this summer in the amount $324,800.

LYNCHBURG CITY COUNCIL
Agenda Item Summary

MEETING DATE: **June 26, 2012** AGENDA ITEM NO.: 5

CONSENT: REGULAR: X WORK SESSION: CLOSED SESSION: (Confidential)

ACTION: **X** INFORMATION:

ITEM TITLE: **Amendment to the City Code re. Establishment and Collection of Water Accounts due to General Assembly Legislation**

RECOMMENDATION: Adopt the attached ordinance enacting changes in the City Code related to the establishment and collection of water accounts on or after July 1, 2012.

SUMMARY: During its 2012 Session the General Assembly, at the urging of landlords, adopted legislation that completely rewrote the rules on establishing water accounts, collecting delinquent water bills and the process for placing a lien on a landlord's property for a tenant's unpaid water bill. These changes regulate how the City may collect deposits from customers for water, what the amount of the deposit may be and how the City can collect unpaid bills, with special attention regarding tenants. These changes apply to customers, residential and commercial, applying for water service as of July 1, 2012. Water accounts that were established prior to July 1, 2012 will continue to be regulated by the existing provisions of the City Code.

Some of the most significant changes are as follows:

1. A signed authorization form must be received by the City from the landlord before a water account can be established in the name of a tenant.

2. A security deposit of 3, 4, or 5 months of average water, sewer and stormwater charges must be collected from the tenant in order to be able to establish a water account in the tenant's name. City Council will have to decide whether 3, 4 or 5 months of typical charges will be used to calculate security deposits. For a typical residential water account this change in the amount of the security deposit will increase the current $75 deposit to $180, $240 or $300 depending on the number of months selected by City Council. If the tenant receives need-based local, state, or federal rental assistance, the tenant is exempt from paying the deposit, however, the landlord will be required to pay the $75 deposit. Staff recommendation is to set the residential and commercial deposits based on 3 months average usage.

3. If the tenant's water bill is not paid timely and becomes delinquent, water service must be cut off not more than 60 days after the water bill becomes delinquent. If the local health officer certifies that cutting off the water would endanger the health of the tenant, it shall not be cut off. Current practice for terminating service complies with this requirement and therefore the City Code does not need to be changed in this regard.

4. In order to be able to place a lien on the owner's property to recover for a delinquent bill, notice to the landlord is required to be mailed or sent by email when the tenant's bill becomes 15 days delinquent and also when a final bill is sent to the tenant.

5. The amendments to the State Code provide that (i) if the landlord fails or refuses to submit the tenant authorization form, the water account will be established in the landlord's name and the landlord will pay the security deposit for the tenant and (ii) if a single water meter serves multiple units the water account will be established in the landlord's name and the landlord will pay the security deposit.

6. For a customer who is the owner of the property receiving water service, the City may place a lien on the customer's property if the water bill is unpaid using the City Code as it currently exists.

Financial Services staff will write procedures to ensure compliance with these City Code changes and the provisions of the State Code that require the changes.

PRIOR ACTION(S): None

FISCAL IMPACT: Additional staff time assisting landlords and tenants and additional printing and postage costs for notices mailed to landlords.

CONTACT(S): Donna S. Witt, Director of Financial Services, 455-3968

ATTACHMENT(S): Proposed ordinance.

REVIEWED BY: lkp

ORDINANCE

AN ORDINANCE TO AMEND AND REENACT SECTIONS 39-29 AND 39-29.1 OF THE CODE OF THE CITY OF LYNCHBURG, 1981, AND TO AMEND THE CODE OF THE CITY OF LYNCHBURG BY ADDING THERETO NEW SECTIONS NUMBERED 39-30 AND 39-42, THE AMENDED SECTIONS AND THE NEW SECTIONS RELATING TO THE ESTABLISHMENT AND COLLECTION OF WATER ACCOUNTS.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LYNCHBURG THAT THE CODE OF THE CITY OF LYNCHBURG IS HEREBY AMENDED AND RENACTED AS FOLLOWS:

1. That Sections 39-29 and 39-29.1 of the Code of the City of Lynchburg, 1981, be and the same are hereby amended and reenacted and the Code of the City of Lynchburg is hereby further amended and reenacted by adding thereto new sections numbered Sections 39-30 and 39- 42 as follows:

Sec. 39-29. Turning water on after connection made within city.

The provisions of this section apply to water accounts that were established prior to July 1, 2012. As used in this section the term water account or water service includes the city's fees for water service, sewer service and storm water maintenance fees that are added to the city's combined water bill. Whenever any individual, commercial or industrial establishment desires the use of water on premises owned or leased by them within the city limits, where all connections have been made in accordance with the provisions of this chapter, they shall make application therefor to the utilities customer service office, accompanying each application with a fee of fifteen dollars ($15.00) for turning on and/or transferring the account. Multi-unit facilities will require the owner, landlord, or property management agent to make application to the billings and collections division-utility billing customer service office of the department of financial services to activate water at a service address. Whenever any person applying for water service shall have complied with this requirement and his water fixtures are in good condition, the utilities customer service office shall then cause the water to be turned on.

Sec. 39-29.1. Deposit.

The provisions of this section apply to water accounts that were established prior to July 1, 2012. As used in this section the term water account or water service includes the city's fees for water service, sewer service and storm water maintenance fees that are added to the city's combined water bill. A deposit shall be required of any individual, commercial or industrial establishment desiring the use of water on premises owned or leased by them within the city limits, where all connections and applications have been made in accordance with the provisions of this chapter, if such applicant is known to have a poor payment history. Poor payment history is defined as non-payment of city fees and taxes in a timely manner or excessive late fees on water and sewer accounts.

However, existing accounts will be required to pay the deposit only if the customer thereafter allows service to be severed for nonpayment and subsequently has service reinstated. The amount of the deposit is the greater of the customer's average quarterly water and sewer bill or seventy-five dollars ($75.00) for a residential meter, or for a commercial meter, which deposit is based on meter size—five-eighth (5/8) inch meter, seventy-five dollars ($75.00); one (1) inch meter, one hundred forty-five dollars ($145.00); one and one-fourth (1 1/4) inch meter, two hundred dollars ($200.00); one and one-half (1 1/2) inch meter, two hundred fifty-five dollars ($255.00); two (2) inch meter, three hundred ten dollars ($310.00); three (3) and four (4) inch meter, five hundred seventy-five dollars ($575.00); over four (4) inch meter, one thousand dollars ($1,000.00)—to guarantee the payment of such account. The deposit may be refunded, together with interest based upon the published rate in the daily Wall Street Journal for certificates of deposit having a maturity of one year, as of the date on which the city accrues interest for utility deposits, to each consumer who has maintained a satisfactory payment record for at least twelve (12) months. The deposit plus interest of any consumer not refunded will be credited against any final bill rendered to such consumer at the time service is discontinued. If at any time a satisfactory payment record is not maintained by any consumer from whom a deposit was not required, the director of finance may require that such deposit be made or, if at any time a consumer whose deposit has been refunded does not maintain a satisfactory payment record, the director of finance may again require such deposit.

Sec. 39-30. Collection of delinquent accounts.

If any of the fees and charges for water service, sewer service or storm water maintenance for water accounts that were established prior to July 1, 2012, are not paid when due and payable such fees and charges shall be collected in accordance with the collection procedures as set forth in Section 15.2-2119 of the Code of Virginia as such section existed on June 30, 2012.

Sec. 39-42. Fees, charges, collection of water accounts established after July 1, 2012.

(a) For water and sewer services provided by the city after July 1, 2012, a deposit will be charged to and collected from~~:~~ (i) any person contracting for the same; (ii) the owner who is the occupant of the property or where a single meter serves multiple units; (iii) a lessee or tenant, provided that the lessee or tenant has written authorization from the owner of the property to obtain water and sewer services in the name of such lessee or tenant with such fees and charges applicable for water and sewer services.

(b) A deposit shall be required of any individual, commercial or industrial establishment desiring the use of water on premises owned or leased by them within the city limits, where all connections and applications have been made in accordance with the provisions of this chapter, except for water accounts that are set up in the name of a lessee or tenant the deposit which are addressed in paragraph (c) of this section, if such applicant is known to have a poor payment history. Poor payment history is defined as non-payment of city fees and taxes in a timely manner or excessive late fees on water and sewer accounts. The amount of the deposit is the greater of the customer's average quarterly water and sewer bill or seventy-five dollars ($75.00) for a residential meter, or for a commercial meter, which deposit is based on meter size—five-eighth (5/8) inch meter, seventy-five dollars ($75.00); one (1) inch meter, one hundred forty-five dollars ($145.00); one and one-fourth (1 1/4) inch meter, two hundred dollars ($200.00); one and one-half (1 1/2) inch meter, two hundred fifty-five dollars ($255.00); two (2) inch meter, three hundred ten dollars ($310.00); three (3) and four (4) inch meter, five hundred seventy-five dollars ($575.00); over four (4) inch meter, one thousand dollars ($1,000.00)—to guarantee the payment of such account. The deposit may be refunded, together with interest based upon the published rate in the daily Wall Street Journal for certificates of deposit having a maturity of one year, as of the date on which the city accrues interest for utility deposits, to each consumer who has maintained a satisfactory payment record for at least twelve (12) months. The deposit plus interest of any consumer not refunded will be credited against any final bill rendered to such consumer at the time service is discontinued. If at any time a satisfactory payment record is not maintained by any consumer from whom a deposit was not required, the director of finance may require that such deposit be made or, if at any time a consumer whose deposit has been refunded does not maintain a satisfactory payment record, the director of finance may again require such deposit.

(c) In situations where a property owner is unwilling to establish a water account in his name the water account will be established in the name of the lessee or tenant. Provided, however, no water account shall be established in the name of a lessee or tenant unless the lessee or tenant provides the city with an authorization form signed by the property owner authorizing the city to establish a water account in the name of the lessee or tenant. When a lessee or tenant applies for water service the city will provide the lessee or tenant with an authorization form that is to be signed by the property owner. The authorization form will be in substantially the same format as set forth in Section 15.2-2119 of the Code of Virginia. The completed and signed form must be returned to the city before the city will authorize water service in the lessee's or tenant's name. Property owners who sign a form authorizing water service to be established in the name of a lessee or tenant will be sent a one-time notice in writing or by email that a lien may be placed on the owner's property if the lessee or tenant defaults on the payment of his water bill.

When a water account is established in the name of a lessee or tenant of a residential property the city will collect a security deposit in the amount of **three (3)** months of typical water, sewer and stromwater charges for the property and when a water account is established in the name of a lessee or tenant of a commercial or industrial property the city will collect a security deposit in the amount of **three (3)** months of typical water, sewer and stormwater charges for the property. In cases of newly constructed properties the amount of the security deposit will be based on the estimated water usage for the property. The city will not require a security deposit from the lessee or tenant to obtain water and sewer services in the name of such lessee or tenant if such lessee or tenant presents to the city a property owner authorization letter which has attached documentation showing such lessee or tenant receives need-based local, state, or federal rental assistance. When a lessee or tenant is not required to pay a security deposit because the lessee or tenant receives need-based local, state, or federal rental assistance the property owner shall pay a security deposit for the water account in the amount provided for in paragraph (b) of this section.

A water account shall be placed in the property owner's name and the security deposit required in this paragraph shall be collected from the property owner (i) when the property owner fails or refuses to submit the lessee tenant authorization form to the city and (ii) where a single water meter serves multiple tenant units.

(d) In addition to the security deposit required by this section, whenever any individual, commercial or industrial establishment desires the use of water on premises owned or leased by them within the city limits, where all connections have been made in accordance with the provisions of this chapter, they shall make application therefor to the utilities customer service office, accompanying each application with a fee of fifteen dollars ($15.00) for turning on and/or transferring the account.

(e) A water account becomes delinquent if it is not paid within twenty-one (21) days of the bill date. If any of the fees and charges for water service, sewer service or storm water maintenance for water accounts that are established after July 1, 2012, are not paid when due and payable such fees and charges shall be collected in accordance with the collection procedures as forth in Section 15.2-2119 of the Code of Virginia as adopted on July 1, 2012.

2. That this ordinance shall become effective upon July 1, 2012.

Adopted:

Certified: ______________________________
Clerk of Council

086L

LYNCHBURG CITY COUNCIL
Agenda Item Summary

MEETING DATE: **June 26, 2012** AGENDA ITEM NO.: **6**

CONSENT: REGULAR: **X** WORK SESSION: CLOSED SESSION: (Confidential)

ACTION: **X** INFORMATION:

ITEM TITLE: **Virginia Foundation for Healthy Youth Grant**

RECOMMENDATION: Adopt a resolution to amend the FY 2013 General Fund budget and appropriate $5,163 with resources from a Virginia Foundation for Healthy Youth grant to support a pilot program to accept and process Supplemental Nutrition Assistance Program (SNAP) benefits at the Lynchburg Community Market.

SUMMARY: The Central Virginia Health District – Lynchburg received a Virginia Foundation for Healthy Youth grant to support the work of the Lynchburg ACHIEVE Community Health Action and Response Team. The grant supports a two year pilot program to accept and process SNAP benefits at the Lynchburg Community Market. The City of Lynchburg will be reimbursed by the Central Virginia Health District for all costs associated with the pilot program.

The Market will begin accepting SNAP benefits with a soft opening in October 2012; full implementation is planned for May 2013. The projected heaviest use of SNAP benefits will be on a seasonal basis, from May to October. The grant will fund the cost of: temporary staff to manage the program, equipment necessary to process SNAP benefits, and communications and promotional materials.

This is a two year pilot program to assess customer and farmer interest in the program as well as the staff hours required to administer it.

The grant is for $5,163 the first year, $7,513 the second year; no matching funds are required. The first year of funding becomes available July 1, 2012. Funding for the second year will be included as part of the FY 2014 General Fund Operating budget for Recreation Programs.

PRIOR ACTION(S): None

FISCAL IMPACT: None, no local match is required.

CONTACT(S): Kay Frazier, Director of Parks and Recreation, 455-5868

ATTACHMENT(S): Resolution

REVIEWED BY: lkp

RESOLUTION:

BE IT RESOLVED that the FY 2013 General Fund budget is amended and $5,163 is appropriated with resources from a Virginia Foundation for Healthy Youth grant to support a pilot program to accept and process Supplemental Nutrition Assistance Program (SNAP) benefits at the Lynchburg Community Market.

Introduced: Adopted:

Certified: ______________________________
Clerk of Council

085L