

// A regular meeting of the Council of the City of Lynchburg was held on the 26th 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

// Copies of the minutes of the June 12, 2012 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Nelson, seconded by Council Member Gillette, Council by the following recorded vote approved the minutes as presented:

Ayes: Cary, Gillette, Nelson, Perrow, Foster 5

Noes: 0

Abstain: Helgeson 1

Absent: Johnson 1

// In the matter of Schools – Budget, Resolution #R-12-082 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, laid over from the June 12, 2012 meeting, was again presented and read. Several Council Members stated they would not support this item and the funds received from the settlement should be used for Heritage High School only and it is wrong to use the funds for other school repairs as requested.

On motion of Council Member Gillette, seconded by Council Member Nelson, Council by the following recorded vote adopted the Resolution:

Ayes: Gillette, Nelson, Perrow, Foster 4

Noes: Cary, Helgeson 2

Absent: Johnson 1

// Mayor Foster presented to Jason Campbell with the Fire Department a certificate from the National Fire Academy for successful completion of the requisite course of study and applied research projects from the Federal Emergency Management Agency.

// City Council Report #4 Academy of Fine Arts was presented. Deputy City Manager Bonnie Svrcek introduced Executive Director David Jenkins with the Academy of Fine Arts. Mr. Jenkins gave an update on the Academy and the First Annual Lynchburg City Schools Youth Art Exhibit and Art Crawl which was held in March 2012 hosted by the Academy of Fine Arts and Main Street Businesses. Mr. Ted Bath, Exhibit Director with the Academy, presented Council with a copy of the catalog displaying artwork from Kindergarten through 12th grade.

// Vice Mayor Johnson arrived at 4:48 p.m.

// In the matter of City Code, City Council Report #5 was considered. On motion of Council Member Perrow, seconded by Council Member Nelson, Council by the following recorded vote adopted Ordinance #0-12-083, as presented, amending the City Code relating to the establishment and collection of water accounts:

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

Noes: 0

// In the matter of Parks and Recreation - General, City Council Report #6 was considered. Council Member Helgeson stated he could not support this item due to the fact he thinks it would be inappropriate to hire a person to just process checks. On motion of Vice Mayor Johnson, seconded by Council Member Nelson, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-12-084, as presented, amending the FY 2013 General Fund budget and appropriating \$5,163, fully reimbursable, to support a pilot program at the Lynchburg Community Market:

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

6

Noes: Helgeson

1

// Council Member Gillette asked about gate issues at Peakview Park and City Manager Payne stated that a response had been given to the constituent.

// Council Member Cary stated that he had two items: 1) attended a senior services fair and noticed that there was a four page Parks and Recreation newsletter that was very interesting and had helpful information and asked Kay Frazier to provide each council member with a copy; 2) thanked the City Manager for having the bollard at Polk and 5th Streets, Martin Luther King Boulevard, replaced again.

// Council Member Nelson stated since this was the last meeting of the fiscal year he wanted to thank the staff for their accomplishments and gave his gratitude for the leadership from the Mayor, Vice Mayor and Members of Council who continue to move the City forward.

// Mayor Foster stated that she had participated in the ham radio contest that was held over the weekend and also mentioned the 40th anniversary gala held by the Lynchburg Historical Foundation who has done marvelous work preserving our history.

// Vice Mayor Johnson stated a concern on derelict properties on Jackson and 8th Streets; that students had put artwork in the circle on 5th Street and also thanked the Mayor for attending the Juneteenth Celebration that was held at Hunton Randolph Center on Saturday, June 17, 2012.

// The Honorable Circuit Court Judge Patrick Yeatts presided over the official swearing-in of Lynchburg City Council Members: Michael A. Gillette (Ward I Representative), Ceasor T. Johnson (Ward II Representative), Jeff S. Helegson (Ward III Representative), and Turner Perrow, Jr. (Ward IV Representative).

// On motion of Council Member Helgeson, seconded by Council Member Gillette, Council by the following recorded vote elected to hold a closed meeting to consider appointments to Council-appointed Boards and Commissions, i.e., Youth Services Citizens Board, City Employees Appeal Board, Central Virginia Community College, Zoning Appeals Board, School Board, Dr. Martin Luther King, Jr./Lynchburg Community Council, Economic Development Authority Board, Museum Advisory Board, Historic Preservation Commission and Regional Tourism Board; pursuant to Section 2.2-3711(A)(1), Code of Virginia (1950), as amended:

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

7

Noes:

0

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

// Council Member Helgeson 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 Council Member Gillette, and Council by the following recorded vote adopted the motion:

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

Noes: 0

// In the matter of Appointments, and on nomination of Council Member Gillette, seconded by Vice Mayor Johnson, Council by the following recorded vote re-appointed William H. Cabell, Jacqueline R. Eubanks-Lyons and Susan Landergan, to serve on the Youth Services Citizens Board for terms to expire June 30, 2015:

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

Noes: 0

On nomination of Council Member Gillette, seconded by Vice Mayor Johnson, Council by the following recorded vote appointed Davina L. Hinton-Mosby and Zachary E. Smith to serve on the Youth Services Citizens Board for terms to expire June 30, 2015:

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

Noes: 0

On nomination of Council Member Gillette, seconded by Vice Mayor Johnson, Council by the following recorded vote re-appointed Dianne M. Mills to serve on the City Employees Appeal Board for a term ending June 30, 2015:

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

Noes: 0

On nomination of Council Member Gillette, seconded by Vice Mayor Johnson, Council by the following recorded vote appointed Nathaniel X. Marshall to serve on the Central Virginia Community College Board to fill an unexpired term ending June 30, 2014:

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

Noes: 0

On nomination of Council Member Gillette, seconded by Vice Mayor Johnson, Council by the following recorded vote re-appointed Charles B. White to serve on the Lynchburg School Board for a term ending June 30, 2015:

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

Noes: 0

On nomination of Council Member Gillette, seconded by Vice Mayor Johnson, Council by the following recorded vote appointed Katie Snyder and Thomas Webb to serve on the Lynchburg School Board for terms ending June 30, 2015:

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

Noes: 0

On nomination of Council Member Gillette, seconded by Vice Mayor Johnson, Council by the following recorded vote appointed James W. Cobbs, Jr., Clark K. Jefferson and Wistar M. Withers to serve on the Dr. Martin Luther King, Jr./Lynchburg Community Council for terms to expire June 30, 2015:

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

Noes: 0

On nomination of Council Member Gillette, seconded by Vice Mayor Johnson, Council by the following recorded vote re-appointed Susan G. Ackley and Gary F. Allen to serve on the Economic Development Authority Board for terms to expire June 30, 2016:

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

Noes: 0

On nomination of Council Member Gillette, seconded by Vice Mayor Johnson, Council by the following recorded vote re-appointed Mary M. Booth, Jane F. Bowden, Lucille W. Deane, Laura B. Munson and Raymond H. Stokes, Sr. to serve on the Museum Advisory Board for terms to expire June 30, 2015:

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

Noes: 0

On nomination of Council Member Gillette, seconded by Vice Mayor Johnson, Council by the following recorded vote re-appointed Travis C. McDonald and Jeffery W. Schneider to serve on the Historic Preservation Commission for terms to expire June 30, 2015:

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

Noes: 0

On nomination of Council Member Gillette, seconded by Vice Mayor Johnson, Council by the following recorded vote appointed Richard C. Morris to serve on the Historic Preservation Commission for a term to expire June 30, 2015:

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

Noes: 0

On nomination of Council Member Gillette, seconded by Vice Mayor Johnson, Council by the following recorded vote re-appointed Margaret Girling, Anna McAlpine Bentson and Barry N. Moore to serve on the Regional Tourism Board for terms to expire June 30, 2015:

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

Noes: 0

// The meeting was adjourned at 6:10 P.M.

Clerk of Council