// A regular meeting of the Council of the City of Lynchburg was held on the 14TH day of June, 2011, 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, Johnson, Foster 5

Absent: Nelson, Perrow 2

// Council Member Perrow arrived at 4:02 p.m.

// City Manager Kimball Payne introduced Lynch's Landing Director Anna Bentson. Ms. Bentson gave a brief history of Lynch's Landing with the vision which is to create a downtown environment where people, businesses, organizations, and events can be successful.

// City Manager Kimball Payne stated that on May 5, 2011, City staff met with Vice Mayor Johnson and Council Member Helgeson to discuss the ward boundary adjustments to Ward II and Ward III that are necessary as a result of population changes identified within the 2010 Census. Mr. Payne went on to say the guidelines for redistricting advise that the population for wards should be within five percent (5%) of the ward's ideal population relative to the total population of the City. The ideal population of each ward would be eighteen thousand eight hundred and ninety-two (18,892) individuals. The boundary adjustments also cannot result in "retrogression" or a condition where the minority population does not have the same voting strength. After Council discussion, Council Member Helgeson made a motion, seconded by Council Member Perrow, to authorize City staff to proceed with conducting information meetings and Council by the following recorded vote approved the motion:

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

Noes: 0

Absent: Nelson 1

// Community Dialogue on Race and Racism Update was tabled until the June 28 meeting and item #20 regarding Greater Lynchburg Transit Company (GLTC) was heard at this time.

// City Manager Kimball Payne stated that the GLTC Item #20 requesting additional funding to fund operations through June 30, 2011 has been withdrawn. General Manager of GLTC Michael Carroll stated the reasons why the request for additional funds had been withdrawn. Several Council Members had concerns why the request has been withdrawn at this time. Council Member Gillette stated that he had concerns regarding GLTC:

- The GLTC budget was poor
- Had no idea what was going on
- Asked Council for $280,000 because of increase in diesel fuel, when in fact it was for personnel costs

// City Manager Kimball Payne stated the School Board has endorsed continued participation in committee discussions regarding the consolidation of health benefits. Mr. Payne went on to say in previous discussions, a School Board Member and a City Council Member have served on the Consolidation

Committee as various possibilities for consolidation or greater collaboration were explored. Mr. Payne further stated that the anticipation from future discussion regarding consolidation will focus, at least on the near term, on benefits consolidation alone. As suggested by the consultant, AON Hewitt, that discussion should address a number of issues including:

- Determine operational set up such as shared position for support of ongoing program, joint benefits committee, voting structure
- Consider Rx, Stop Loss and Vision vendor consolidation
- Determine if consultant is needed and, if so, select consultant to serve joint group
- Adopt guiding principals, goals and focus
- Develop long-term strategic plan
- Commence implementation of long-term strategic plan
- Launch competitive bidding of benefits and wellness vendors and conduct negotiations
- Develop communications program for employee population

Mr. Payne stated if the Consolidation Committee will continue to have a role, in either the short or long term, Schools has indicated its intention to have two School Board Members serve on the committee. The immediate issue for City Council to consider is if Council wants to add another Council Member to the Consolidation Committee.

// Department of Emergency Services Director William Aldrich gave a brief summary of the Region 2000 Emergency Communications Regional Cooperative Agreement. Mr. Aldrich stated that overall the regional cooperative agreement and radio communications system have been extremely successful and beneficial to the member agencies. Mr. Aldrich further stated that over the years, several issues have been identified that have caused the Central Virginia Radio Communications Board (CVRCB) to consider updating the agreement to preserve the successful regional effort for the future. Those issues are:

- The bond issue that financed the current radio system will be paid in full in the upcoming fiscal year.
- Harris Corporation has notified CVRCB that many of the infrastructure parts of the system, including the main communications switch, will begin reaching “end of life” status in February of 2014. After reaching “end of life” status Harris will no longer guarantee being able to provide parts to maintain the effected equipment.
- The CVRCB is not a legal entity in and of itself; therefore, it cannot enter into contracts or procure equipment or services under its own name. This has been problematic over the years in providing maintenance services on the system.
- The City of Lynchburg originally agreed to be the “Fiscal Agent” for the CVRCB. Again, this arrangement has proved problematic in procurement and contract efforts since the City was not actually procuring the items for itself.

After Council discussion, Council Member Perrow made a motion, seconded by Council Member Gillette to authorize the City Manager to approve the Region 2000 Emergency Communications Regional

Revised

Cooperative Agreement. Council by the following recorded vote approved the agreement as presented:

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

Noes: 0

Absent: Nelson 1

// During roll call Council Member Cary stated he had three items: 1) Thanked Leslie King on a wonderful speech she delivered at the Yoder Center Celebration of the book "Remembering Tinbridge Hill in Lynchburg, Virginia 1920-1970". 2) Welcomed new Finance Director, Anthony Beckles for Lynchburg Public Schools. 3) To invite City Council to Riverside Park to the Lynchburg Amateur Radio Club's Emergency Exercise starting at 12:00 noon Saturday, June 18th and ending on Sunday, June 19 at 12:00 noon.

// Council Member Helgeson questioned the downtown revitalization spending and handed out a chart showing the assessment from the City in 2001 compared to 2011. The taxable value of the city has grown by approximately 80% and the downtown area has grown about 63% but the actual taxes after you couple all the money that is on rehab where there is no taxes paid, the total tax that has actually increased has been approximately $300,000+ on property downtown.

// Council Member Perrow stated he had three items: 1) reported that the Public Works crew did a ~~very good~~ great job ~~putting down storm pipe~~ cleaning up storm damage in the Richland Hills area. 2) Interested in an update on the consultant work done with the Police Department. 3) Annual request regarding senior citizens requesting closed captioning of city productions.

// Council Member Perrow made a motion to reappoint ~~the following to the School Board seconded by Council Member Cary~~.

School District 1 – Dr. Regina Dowell-Sowell

School District 3 – Treney L. Tweedy

And to appoint School District 2 – Jennifer Poore, seconded by Council Member Cary and Council by following recorded vote approved the motion:

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

Noes: 0

Absent: Nelson 1

And by consensus of Council the remaining Boards and Commissions appointments were moved to the June 28th meeting. Council Member Gillette congratulated Council Member Cary and Mrs. Cary on their 43rd wedding anniversary.

// City Council recessed the meeting at 6:01 p.m.

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

The following Members were present:

Present: Cary, Gillette, Helgeson, Perrow, Foster 5

Absent: Johnson, Nelson 2

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

// Carolyn Bell presented a book to City Council titled "Remembering Tinbridge Hill in Lynchburg, Virginia – 1920 – 1970".

// Copies of the minutes of the May 24, 2011 meeting, having been previously furnished Council, reading was dispensed with, and on motion of Council Member Gillette, seconded by Council Member Perrow, Council by the following recorded vote approved the minutes as presented:

Ayes: Cary, Gillette, Helgeson, Perrow, Foster	5
Noes:	0
Absent: Johnson, Nelson	2

// In the matter of Budget, Resolution #R-11-064 amending the FY 2011 General Fund budget and appropriating $859,608 with resources from the savings in the General Fund to fund a staff bonus for the June 30, 2011 pay date and that the Fleet, Water, and Sewer Funds are approved to fund a bonus for staff using savings in the FY 2011 Adopted budgets, laid over from the May 24, 2011 meeting, was again presented and read, and on motion of Council Member Gillette, seconded by Council Member Perrow, Council by the following recorded vote adopted the Resolution:

Ayes: Cary, Gillette, Helgeson, Perrow, Foster	5
Noes:	0
Absent: Johnson, Nelson	2

// In the matter of Circuit Court – General, Resolution #R-11-065 amending the FY 2011 General Fund budget and appropriating $22,265, with resources from the State Compensation Board, Technology Trust Fund fees to support information technology needs in the Office of the Circuit Court, laid over from the May 24, 2011 meeting, was again presented and read, and on motion of Council Member Gillette, seconded by Council Member Perrow, Council by the following recorded vote adopted the Resolution:

Ayes: Cary, Gillette, Helgeson, Perrow, Foster	5
Noes:	0
Absent: Johnson, Nelson	2

// In the matter of Police – General, Resolution #R-11-066 amending the FY 2011 City/Federal/State Aid Fund budget and appropriating $33,000, with resources from the 2010 State Homeland Security Program, to purchase thermal imaging equipment for use in critical incident response, laid over from the May 24, 2011 meeting, was again presented and read, and on motion of Council Member Gillette, seconded by Council Member Perrow, Council by the following recorded vote adopted the Resolution:

Ayes: Cary, Gillette, Helgeson, Perrow, Foster	5
Noes:	0
Absent: Johnson, Nelson	2

// In the matter of Police – General, City Council Report # 11 was considered. On motion of Council Member Gillette, seconded by Council Member Perrow, Council by the following recorded vote adopted Resolution #R-11-069, as presented, amending the FY2011City/Federal/State Aid Fund budget and appropriating $500, fully reimbursable, to supplement the purchase of an electric golf cart to use in driving simulations:

Ayes: Cary, Gillette, Helgeson, Perrow, Foster	5
Noes:	0
Absent: Johnson, Nelson	2

// In the matter of Police – General, City Council Report #12 was considered. On motion of Council Member Gillette, seconded by Council Member Perrow, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-11-070, as presented, amending the FY 2011 City/Federal/State Aid Fund budget and appropriating $16,040, fully reimbursable, to purchase a license plate reader (LPR) for criminal law enforcement use only:

Ayes: Cary, Gillette, Helgeson, Perrow, Foster	5
Noes:	0
Absent: Johnson, Nelson	2

// In the matter of Police – Emergency Communications, City Council Report #13 was considered. On motion of Council Member Gillette, seconded by Council Member Perrow, Council by the following recorded vote introduced and laid over to a later meeting for final action Resolution #R-11-071, as presented, amending the FY 2011 City/Federal/State Aid Fund budget and appropriating $85,554, fully reimbursable, to assist in financing the planning process of upgrading the regional radio system:

Ayes: Cary, Gillette, Helgeson, Perrow, Foster	5
Noes:	0
Absent: Johnson, Nelson	2

// In the matter of Community Planning - Zoning, a public hearing was held regarding City Council Report #14 outlining the petition of Spring Hill Cemetery Association for a Conditional Use Permit (CUP) at 3000 Fort Avenue/1550 James Street to allow the construction of an office addition, parking area and columbarium in an R-3, Medium Density, Two-Family Residential District. City Planner Tom Martin gave a summary of the request and stated that the Planning Commission recommended approval of the CUP petition. Mr. Proctor Harvey representing the petitioner gave an outline of the request 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 Gillette, seconded by Council Member Helgeson, Council by the following recorded vote adopted Resolution #R-11-072, as presented, granting the Conditional Use Permit:

Ayes: Cary, Gillette, Helgeson, Perrow, Foster	5
Noes:	0
Absent: Johnson, Nelson	2

// In the matter of Community Planning - Zoning, a public hearing was held regarding City Council Report #15 outlining the petition of Virginia University of Lynchburg, Inc. for a Conditional Use Permit (CUP) at 2054 Garfield Avenue to allow the use of an existing dwelling as university offices in an R-3, Medium Density, Two-Family Residential District. City Planner Tom Martin gave a summary of the request and stated that the Planning Commission recommended approval of the CUP petition. Mr. Dave Evans representing the petitioner gave an outline of the request 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 Cary, seconded by Council Member Gillette, Council by the following recorded vote adopted Resolution #R-11-073, as presented, granting the Conditional Use Permit:

Ayes: Cary, Gillette, Helgeson, Perrow, Foster 5
Noes: 0
Absent: Johnson, Nelson 2

// In the matter of Community Planning - Zoning, a public hearing was held regarding City Council Report #16 outlining the petition of Virginia University of Lynchburg for a Conditional Use Permit (CUP) to allow the construction of a two hundred twenty-four bed student dormitory and associated parking in an R-3, Medium Density Two Family Residential District at 2057 Garfield Avenue. City Planner Tom Martin gave a summary of the request and stated that the Planning Commission recommended approval of the CUP petition. Ms. Amy Seippo representing the petitioner gave an outline of the request 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-11-074, as presented, granting the Conditional Use Permit:

Ayes: Cary, Gillette, Helgeson, Perrow, Foster 5
Noes: 0
Absent: Johnson, Nelson 2

// In the matter of Public Works – General, a public hearing was held regarding City Council Report #17 to approve a lease agreement of City owned property located behind 908, 910 and 912 Main Street and part of 914 Main Street on a month-to-month basis to Ralph Wilson, President of 908 Main Street Lynchburg, LLC. Real Estate Manager Steve Lawson 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. Council Member Perrow, Physical Development Committee (PDC) Chair stated that this item came before PDC which recommended approval. Council Member Perrow made a motion to approve the request which required no second, Council by the following recorded vote adopted Resolution #R-11-075, as presented, approving a lease agreement of City owned property located behind 908, 910 and 912 Main Street and part of 914 Main Street on a month-to-month basis to Mr. Ralph Wilson:

Ayes: Cary, Gillette, Helgeson, Perrow, Foster 5
Noes: 0
Absent: Johnson, Nelson 2

// In the matter of Economic Development – General, a public hearing was held regarding City Council Report #18 to authorize the transfer of 863 Church Street (The Carter Glass Building) to the Economic Development Authority. Economic Development Director 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. On motion of Council Member Helgeson seconded by Council Member Perrow, Council by the following recorded vote adopted Resolution #R-11-076, as presented, to authorize the transfer of 863

Church Street property to the Economic Development Authority:

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

Noes: 0

Absent: Johnson, Nelson 2

// In the matter of City Code/Police – General, City Council Report #19 was considered. On motion of Council Member Helgeson, seconded by Council Member Gillette, Council by the following recorded vote adopted Ordinance #0-11-077, as presented, to amend Sections of the City Code relating to the use of pneumatic guns and to repeal Sections relating to working or transacting business on Sunday:

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

Noes: 0

Absent: Johnson, Nelson 2

// In the matter of Greater Lynchburg Transit Company (GLTC), Council Report #20, was moved to the Work Session.

// The only appointments that were made was the School Board; that appointment was made during Roll Call. The remaining Boards and Commissions appointments will be discussed at the June 28, 2011 Council Meeting.

// The meeting was adjourned at 8:17 P.M.

Clerk of Council