

// A regular meeting of the Council of the City of Lynchburg was held on the 26th day of May, 2009, at 1:00 P.M., in the Council Chamber, City Hall, Joan F. Foster, President, presiding. The purpose of the meeting was to conduct a work session regarding several items. The following Members were present:

Present: Dodson, Garrett, Gillette, Helgeson, Johnson, Perrow, Foster 7

Absent: 0

// Legislative Liaison Linda McMinimy provided an overview regarding the recently concluded General Assembly session, focusing her presentation on specific legislation that affected Lynchburg and which was included in Lynchburg's 2009 Legislative Agenda. Council Members discussed several amendments to the State Code that were adopted during the 2009 Session as outlined in an April 30 memorandum from City Attorney Walter Erwin.

// Dr. Paul McKendrick, Schools Superintendent, stated that the Lynchburg City Schools would like to reacquire the Fort Hill School building on Liggates Road for alternative education programs. Dr. McKendrick explained that two meetings with the neighborhood have been held and at the latter meeting a proposal was presented to the neighborhood to establish the Fort Hill Community School in the building, to renovate the building and grounds using Federal stimulus funds, and to make the building available for community purposes and that the reception to that proposal was generally positive. Dr. McKendrick went on to say that the programs at this facility will include the sixth and seventh graders at the Middle School Learning Center (16 students), eighth graders from the Pride Center (36 students in one session), and students from the Home-Bound Learning Center (39 students/3 different sessions daily), for an average of 65 students on campus at one time. Dr. McKendrick stated that the probable cost would be \$692,000, with \$450,000 coming from the stimulus, stabilization funds and \$245,000 from capital project balances. Dr. McKendrick noted that this proposal would have a cost savings of approximately \$300,000 per year (reduction in staffing, end separate leases, consolidation of programs). In response to questioning, City Manager Kimball Payne stated that the building has been vacant since the lease for Centra Health's Rivermont School was not renewed, and while it had been the intention of Public Works to demolish the building, no final decision had been reached and there was neighborhood interest in maintaining the building for some community purpose. Several Council Members commented regarding the cost savings via consolidation of programs and also applauded the rehabilitation and reuse of the existing school building. On motion of Council Member Johnson, seconded by Council Member Perrow, Council by the following recorded vote agreed to allow the Lynchburg City Schools to reutilize the Fort Hill School building on Liggates Road for the Fort Hill Community School for alternative education programs:

Ayes: Dodson, Garrett, Gillette, Helgeson, Johnson, Perrow, Foster 7

Noes: 0

// During roll call, Council Member Perrow complimented Traffic Engineer Gerry Harter and Information Technology Director Mike Goetz regarding the new traffic light at Paulette Circle and the new cable service to this area. In response to questioning, Deputy City Manager Bonnie Svrcek provided an update regarding security measures taken at the Lynchburg Public Library to respond to earlier safety concerns

by Library staff and patrons using the Library. In response to Council Member Helgeson's inquiry, City Manager Payne stated that it would be inappropriate for him to comment regarding the method utilized by the Lynchburg City Schools in determining what positions to cut. Council Member Gillette stated that due to a lack of clarity regarding his motion and the minutes regarding the number/types of housing units in the Cornerstone Development, he would like for staff to look into the issue and present options for Council's consideration at the June work session. Council Member Garrett commented regarding the new grocery store and medical care facility at The Plaza Shopping Center and reported a problem with a ditch on Meriwether Road. Vice Mayor Dodson inquired regarding the status of road improvements in the Windsor Hills neighborhood. Vice Mayor Dodson also inquired if City Council wanted to determine how to handle the conflict in City Council's Rules of Procedure and the seven individuals scheduled to speak at the 5:00 p.m. meeting regarding the FY 2010 Budget. Council Members discussed whether or not to temporarily suspend Section 5-3, B, 9 of its Rules of Procedure which states that "There shall be no comment during Public Presentations on a matter that has already been the subject of a previous public hearing where no final vote has been taken" and allow the seven individuals who met the agenda deadline to speak regarding the FY 2010 Budget. Following discussion, Vice Mayor Dodson made a motion, seconded by Council Member Garrett, to temporarily suspend Section 5-3, B, 9 of its Rules of Procedure and allow the seven individuals who met the agenda deadline to speak at the 5:00 p.m. meeting regarding the FY 2010 Budget, and Council by the following recorded vote approved the motion:

Ayes: Dodson, Garrett, Gillette, Helgeson, Johnson, Perrow, Foster 7

Noes: 0

Mayor Foster stated that a number of individuals has praised City employee Paul Lavelly for his assistance to the participants in the Angel Race Triathlon. Mayor Foster also provided information regarding the Mayor's Reading Program and thanked all of the Librarians who assisted her this past weekend in distributing books to children.

// On motion of Council Member Gillette, seconded by Council Member Perrow, Council by the following recorded vote elected to hold a closed meeting to consider appointments to Council-appointed Boards and Commissions, i.e., School Board, pursuant to Section 2.2-3711(A)(1), Code of Virginia (1950), as amended:

Ayes: Dodson, Garrett, Gillette, Helgeson, Perrow, Foster 6

Noes: 0

Abstention: Johnson 1

// 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;

May 26, 2009

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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 Perrow, and Council by the following recorded vote adopted the motion:

Ayes: Dodson, Garrett, Gillette, Helgeson, Johnson, Perrow, Foster	7
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Noes:	0
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// The meeting was adjourned at 4:02 p.m.

Clerk of Council