

// An additional scheduled meeting of the Council of the City of Lynchburg was held on the 17th day of April, 2012, at 3:00 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 the FY 2013 Budget. The following Members were present:

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

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Absent: Johnson

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// Vice Mayor Johnson arrived at 3:05 p.m.

// City Manager Kimball Payne provided an update to Council regarding the Humane Society. Mr. Payne stated that this item should be discussed further in Closed Session and Council agreed to do this after the Budget work session.

// Director of Parks and Recreation Kay Frazier provided an overview of the Miller Center. Ms. Frazier further stated that the purpose of this overview was to:

- Provide Council with a project update
- Provide information regarding the programmatic uses of the Miller Center
- Provide an update on the condition of the building and the challenges of providing services in the building

Ms. Frazier went on to say that in recent years Council actions were as follows:

- In 2009 Council appropriated funds in the Capital Improvement Program to fund the architectural and engineering services to conduct facility assessment and complete design development for renovation of the building
- On February 9, 2010 staff briefed PDC on project progress
- On May 11, 2010 staff briefed PDC on the results of Phase I, design development of the project
- On January 11, 2011, during a work session, staff and representatives from H&A Architects briefed City Council on the project and Council toured the Miller Center

Ms. Frazier stated that Parks and Recreation Department moved into the building in the early 1970's and the building has served as Lynchburg's largest community center since that time. A renovated Miller Center would enable the City to offer quality, fee-based, recreation programs, provide administration office space for staff, and offer meeting and programming space for more community use. Ms. Frazier went on to say that by investing in mid-town the Miller Center can play a major role in providing quality of life opportunities for citizens across the city, expanding partnerships in pursuit of that mission, and continue to be a positive economic influence on the Miller Park neighborhood.

// City Manager Kimball Payne reviewed the idea of a part-time work force with Council. Mr. Payne stated in his budget message concerns with the Virginia Retirement System (VRS). Mr. Payne further stated the following concerns with the idea of a part-time work force:

- Department heads – service delivery eliminated
- Would be mass exit of staff

- Loss of knowledge
- Exempt employees go to 40 to 60 hours week
- Recurring part-time work force
- Legal issues – litigation about hiring for 32 hours
- Lawsuits, loss of talent, decreasing productivity
- \$6.5 million obligation liability for over 30 years (on going)
- Unwanted changes in organization's culture
- Health care continues - will have to provide health care
- Dedication to City

During Council discussion the VRS benefits and Health cost were discussed with different options for the VRS benefits and Health cost.

// City Manager Kimball Payne discussed the balancing decisions with City Council. City Manager Payne and Council Members discussed the stormwater fee rate of \$4.00 and the effects it would have on the FY 2013 budget. After further discussion Vice Mayor Johnson made a motion, seconded by Council Member Nelson, to adopt the stormwater fee rate at \$4.00. During discussion several Council Members wanted to wait until the stormwater credit program would work before making a decision. Council Member Nelson asked Vice Mayor Johnson would he be willing to withdraw his motion until Council had all of the issues before making a decision and Vice Mayor Johnson agreed to withdraw his motion and Council Member Nelson withdrew his second. After further discussion Council Member Gillette made a motion to table this item for one week, seconded by Council Member Nelson, and Council by the following recorded vote passed the motion:

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

The next issue raised was the funding for City schools. After discussion Council Member Perrow made a motion to give the Schools \$3.7M with the understanding that Council is open to a line item adjustment if we find that there is some very significant adjustment to be made on the state level of funding. Council Member Gillette seconded the motion. During discussion Council Member Helgeson stated that he would not support this motion because it is a 12% increase, \$3.7M more than we gave them last year, and after further discussion, the motion passed by the following recorded vote:

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

City Manager Payne and City Council spent the rest of the work session discussing items to put on a list to discuss at the next budget work session.

// On motion of Council Member Cary, seconded by Council Member Gillette, Council by the following recorded vote elected to hold a closed meeting for consultation with legal counsel and briefings by staff members regarding a legal matter requiring the provision of legal advice, specifically, the discussion of the negotiation of the terms of a proposed contract between the City and the Lynchburg Humane Society, pursuant to Section 2.2-3711(A.)(7) of the Code of Virginia, 1950:

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

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April 17, 2012

// 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

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Noes:

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// The meeting was adjourned at 6:42 P.M.

Clerk of Council