



**ROSEN
40541-062016**

**ROANOKE CITY COUNCIL
REGULAR SESSION**

**JUNE 20, 2016
2:00 P.M.**

CITY COUNCIL CHAMBER

AGENDA

MAYOR DAVID A. BOWERS CONVENED THE MEETING WITH A GAVEL PRESENTED TO HIM AS PRESIDENT OF THE PATRICK HENRY HIGH SCHOOL STUDENT GOVERNMENT ASSOCIATION, 1969 – 1970.

1. Call to Order--Roll Call.

The Invocation was delivered by The Reverend Carlton Wright, Associate Pastor for Seniors and Pastoral Care, Shenandoah Baptist Church.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Bowers.

Welcome. Mayor Bowers.

NOTICE:

Today's Council meeting will be televised live and replayed on RVTV Channel 3 on Thursday, June 23 at 7:00 p.m., and Saturday, June 25 at 4:00 p.m.; and video streamed by Internet through CivicPlus, at roanokeva.gov/councilmeetings. Council meetings are offered with closed captioning for the hearing impaired.

ANNOUNCEMENTS:

THE PUBLIC IS ADVISED THAT MEMBERS OF COUNCIL RECEIVE THE CITY COUNCIL AGENDA AND RELATED COMMUNICATIONS, REPORTS, ORDINANCES AND RESOLUTIONS, ETC., ON THE THURSDAY PRIOR TO THE COUNCIL MEETING TO PROVIDE SUFFICIENT TIME FOR REVIEW OF INFORMATION.

THE CITY CLERK'S OFFICE PROVIDES THE MAJORITY OF THE CITY COUNCIL AGENDA ON THE INTERNET FOR VIEWING AND RESEARCH PURPOSES. TO ACCESS AGENDA MATERIAL, GO TO THE CITY'S HOMEPAGE AT WWW.ROANOKEVA.GOV, CLICK ON THE GOVERNMENT ICON, CITY COUNCIL AGENDAS.

NOTICE OF INTENT TO COMPLY WITH THE AMERICANS WITH DISABILITIES ACT. SPECIAL ASSISTANCE IS AVAILABLE FOR DISABLED PERSONS ADDRESSING CITY COUNCIL. EFFORTS WILL BE MADE TO PROVIDE ADAPTATIONS OR ACCOMMODATIONS BASED ON INDIVIDUAL NEEDS OF QUALIFIED INDIVIDUALS WITH DISABILITIES, PROVIDED THAT REASONABLE ADVANCE NOTIFICATION HAS BEEN RECEIVED BY THE CITY CLERK'S OFFICE.

PERSONS WISHING TO ADDRESS COUNCIL WILL BE REQUIRED TO CONTACT THE CITY CLERK'S OFFICE PRIOR TO THE MONDAY COUNCIL MEETING, OR REGISTER WITH THE STAFF ASSISTANT AT THE ENTRANCE TO THE COUNCIL CHAMBER PRIOR TO COMMENCEMENT OF THE COUNCIL MEETING. ONCE THE COUNCIL MEETING HAS CONVENED, THERE WILL BE NO FURTHER REGISTRATION OF SPEAKERS, EXCEPT FOR PUBLIC HEARING MATTERS. ON THE SAME AGENDA ITEM, ONE TO FOUR SPEAKERS WILL BE ALLOTTED FIVE MINUTES EACH; HOWEVER, IF THERE ARE MORE THAN FOUR SPEAKERS, EACH SPEAKER WILL BE ALLOTTED THREE MINUTES.

ANY PERSON WHO IS INTERESTED IN SERVING ON A CITY COUNCIL-APPOINTED AUTHORITY, BOARD, COMMISSION OR COMMITTEE MAY CONTACT THE CITY CLERK'S OFFICE AT 853-2541, OR ACCESS THE CITY'S HOMEPAGE TO COMPLETE AN ONLINE APPLICATION.

THE COUNCIL OF THE CITY OF ROANOKE IS SEEKING APPLICATIONS FOR THE FOLLOWING CURRENT VACANCIES AND/OR UPCOMING EXPIRATIONS OF TERMS OF OFFICE:

**BUILDING AND FIRE CODE OF APPEALS/AT-LARGE – TWO VACANCIES
UNEXPIRED TERM OF OFFICE ENDING JUNE 30, 2017
TERM OF OFFICE ENDING JUNE 30, 2018**

**ARCHITECTURAL REVIEW BOARD – ONE VACANCY
UNEXPIRED TERM OF OFFICE ENDING OCTOBER 1, 2016
CITY PLANNING COMMISSION – ONE VACANCY
UNEXPIRED TERM OF OFFICE ENDING DECEMBER 31, 2016**

**PERSONNEL AND EMPLOYMENT PRACTICES COMMISSION - ONE
VACANCY
THREE-YEAR TERM OF OFFICE ENDING JUNE 30, 2019**

**ROANOKE VALLEY-ALLEGHANY REGIONAL COMMISSION -
ONE VACANCY
UNEXPIRED TERM OF OFFICE ENDING JUNE 30, 2018**

**WESTERN VIRGINIA WATER AUTHORITY
BOARD OF DIRECTORS – ONE VACANCY
FOUR-YEAR TERM OF OFFICE ENDING JUNE 30, 2020**

2. PRESENTATIONS AND ACKNOWLEDGEMENTS:

Recognition of Oakey's Funeral Service and Crematory 150th Anniversary Year. Mayor Bowers **presented the Key to the City to Sam Oakey and staff in celebration of their 150th Anniversary.**

Recognition of the Department of Human/Social Services on receipt of the i3 Award for Customer Service and Business Process Improvement. **Mayor Bowers recognized Jane Conlin, Director and staff and presented the Innovation, Implementation and Impact (i3) Awards for Customer Service and Process Improvement from the Virginia Department of Social Services.**

A resolution paying tribute to the Honorable Courtney "Court" G. Rosen as Council Member and former Vice-Mayor of the City of Roanoke.

Adopted Resolution No. 40542-062016. (6-0, Council Member Rosen abstained from voting). Vice-Mayor Trinkle presented a ceremonial resolution to Council Member Rosen at the farewell reception held at Blue 5 Restaurant, White Room located at 312 2nd Street, S. W.

A resolution paying tribute to the Honorable David A. Bowers as Mayor of the City of Roanoke.

Adopted Resolution No. 40541-062016. (6-0, Mayor Bowers abstained from voting). Vice-Mayor Trinkle presented a ceremonial resolution to Mayor Bowers at the farewell reception held at Blue 5 Restaurant, White Room located at 312 2nd Street, S. W. .

3. HEARING OF CITIZENS UPON PUBLIC MATTERS:

CITY COUNCIL SETS THIS TIME AS A PRIORITY FOR CITIZENS TO BE HEARD. ALL MATTERS WILL BE REFERRED TO THE CITY MANAGER FOR RESPONSE, RECOMMENDATION OR REPORT TO COUNCIL, AS HE MAY DEEM APPROPRIATE.

Bill Tanger, 257 Dancing Tree Lane, appeared before Council to discuss City owned surplus property, Sun Valley Swim Club for use by the Blue Way Committee. The matter was referred to the City Manager for response.

Chris Craft, 1501 East Gate Avenue, N. E., appeared before Council expressing concern regarding a citation from the City requesting the removal of a storage building located on City property adjacent to his residence. The matter was referred to the City Manager for response.

4. CONSENT AGENDA: (Approved 7-0)

ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE MEMBERS OF CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF DISCUSSION IS DESIRED, THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY. The Mayor called attention to one request for public hearing from the City Manager and one request for a Closed Meeting from Council Member Lea, Chair, Roanoke City Council Personnel Committee.

C-1 A communication from the City Manager requesting that Council schedule a public hearing for Monday, July 18, 2016, at 7:00 p.m., or at such time thereafter as the matter may be reached, or at such later date and time as the City Manager may determine to consider the establishment of a new absentee voting precinct.

RECOMMENDED ACTION: Concurred in the request.

C-2 A communication from the City Clerk advising of the resignation of Mary Dykstra as a member of the Architectural Review Board, effective August 30, 2016.

RECOMMENDED ACTION: Accepted the resignation and received and filed the communication.

C-3 Reports of qualification of Barbara A. Dameron as the City representative of the Roanoke Valley Juvenile Detention Center Commission for a four-year term of office ending June 30, 2020; and Terry King as the Public Safety representative of the City of Roanoke Pension Plan, Board of Trustees for a two-year term of office ending June 30, 2018.

RECOMMENDED ACTION: Received and filed.

A communication from Council Member Sherman P. Lea, Chair, City Council Personnel Committee, requesting that Council convene in a Closed Meeting to discuss a personnel matter, being the performance of a Council-Appointed Officer, pursuant to Section 2.2-3711(A)(1), Code of Virginia (1950), as amended. Council concurred in the request.

REGULAR AGENDA:

5. PUBLIC HEARINGS:

a. Request of Harrison Elderly Apartments, LLC, to rezone property located at 523, 0, and 0 Harrison Avenue, N. W., from RM-1, Residential Mixed Density District and ND, Neighborhood Design Overlay District, to RM-F, Residential Multifamily District and H-2, Historic Neighborhood Overlay District. Evelyn A. Stone, Agent, Spokesperson.

Adopted Ordinance No. 40543-062016. (6-0, Council Member Price abstained from voting).

b. Request of Total Action Against Poverty in Roanoke Valley, trading as Total Action for Progress, for exemption from taxation of real properties located at 1633 Salem Avenue, S. W., 702 and 624 Shenandoah Avenue, N. W., respectively, Annette Lewis, President, Spokesperson.

Adopted Ordinance No. 40544-062016. (7-0)

- c. Receive citizen comments with regard to the proposed joinder of the City of Salem to the Roanoke Valley Resource Authority, an approval and execution of an Amended and Restated Articles of Incorporation of the Roanoke Valley Resource Authority, and approval of an extension to its corporate existence to January 1, 2066. Daniel D. Miles, Chief Executive Officer, Spokesperson.
Adopted Resolution Nos. 40545-062016, 40546-062016, and 40547-062016. (7-0)
- d. Proposal of the City of Roanoke to authorize issuance of General Obligation Public Improvement Bonds, in the principal amount not to exceed \$28 million, to provide funding for various capital projects. Christopher P. Morrill, City Manager.
Adopted Resolution No. 40548-062016 and Budget Ordinance No. 40549-062016. (7-0)

6. PETITIONS AND COMMUNICATIONS: NONE.

7. REPORTS OF CITY OFFICERS AND COMMENTS OF CITY MANAGER:

- a. CITY MANAGER:

BRIEFINGS: NONE.

ITEMS RECOMMENDED FOR ACTION:

- 1. Acceptance and appropriation of funds from the Virginia Department of Social Services for the Southwest Virginia Regional Employment Coalition to maintain existing services to the Temporary Assistance to Needy Families (TANF) population.
Adopted Resolution No. 40550-062016 and Budget Ordinance No. 40551-062016. (7-0)
- 2. Acceptance and appropriation of additional funds in connection with the Fiscal Year 2016 "Four-For-Life" payment for Emergency Medical Services for training, supplies or other appropriate items.
Adopted Resolution 40552-062016 and Budget Ordinance No. 40553-062016. (7-0)

3. Acceptance and appropriation of funds for the Fostering Futures Program and Family Partnership meetings from the Virginia Department of Social Services to help youth exiting from foster care to be self-sufficient.
Adopted Resolution No. 40554-062016 and Budget Ordinance No. 40555-062016. (7-0)
4. Acceptance of a Child Abuse and Neglect Prevention Program Grant from the Virginia Department of Social Services to provide parenting classes with an in-home component to parents of children 0-5 years of age identified by the Department of Social Services as at risk of abusing and neglecting their children.
Adopted Resolution No. 40556-062016 and Budget Ordinance No. 40557-062016. (7-0)
5. Appropriation of funds in the connection with the Federal Asset Forfeiture Sharing Program and the Department of Treasury Federal Asset Sharing Program to allow for police officer training in a variety of important specialties.
Adopted Budget Ordinance No. 40558-062016. (7-0)
6. Appropriation of funds in connection with the State Asset Forfeiture Sharing Program in order to acquire new and replacement equipment for police officers.
Adopted Budget Ordinance No. 40559-062016. (7-0)
7. Appropriation of funds for the implementation of an electronic summons system in the Police Department.
Adopted Budget Ordinance No. 40560-062016. (7-0)
8. Appropriation of funds in connection with Fiscal Year 2016 revenue and expenditure adjustments.
Adopted Budget Ordinance No. 40561-062016. (7-0)
9. Acquisition of real property rights in connection with the Graybill Road, Stormwater Drainage Improvements Project.
Adopted Ordinance No. 40562-062016. (7-0)

10. Execution of an agreement between the City of Roanoke and Carilion Property Management, Inc., to allow use of parking spaces along the fence on Evans Mill Road, S. W., behind 213 McClanahan Street, S. W., as a shuttle drop-off point; and for the City to indemnify and hold Carilion harmless from any and all liabilities arising out of the use of its facilities in connection with the annual fireworks show at River's Edge Sports Complex on July 4, 2016.
Adopted Resolution No. 40563-062016. (6-0, with Vice-Mayor Trinkle abstaining).
11. Execution of a Deferral Agreement between the City of Roanoke and South Commonwealth Partners, LLC, for deferral of certain performance obligations pertaining to development, construction, operation and maintenance in connection with the hotel atop the Market Garage.
Adopted Ordinance No. 40564-062016. (7-0)
12. Execution of Amendment No. 1 to the Performance Agreement regarding the Operation Period Economic Development Grant among the City of Roanoke, Economic Development Authority of the City of Roanoke and South Commonwealth Partners, LLC, for operations related activities associated with development at 25 Church Avenue, S. W.
Adopted Ordinance No. 40565-062016. (7-0)
13. Amendment of the City Code to allow the transfer of funds by the City Manager in any amount within and between funds, with the Director of Finance to report, on a quarterly basis, all transfers in excess of \$100,000.00 between funds within the Capital Project and Grant Funds, respectively.
Adopted Ordinance No. 40566-062016. (6-1, with Mayor Bowers voting "no")
14. Authorization to submit an application to the Department of Housing and Urban Development, in conjunction with the Roanoke Redevelopment and Housing Authority and Council of Community Services with regard to the Choice Neighborhoods Implementation Grant Program for the Loudon-Melrose/Shenandoah West neighborhoods in the City.
Adopted Resolution No. 40567-062016. (7-0)

TWO ADDITIONAL ITEMS WERE ADDED FOR ACTION:

Execution of Amendment No. 2 to Ivy View, LLC Performance Agreement.

Adopted Ordinance No. 40568-062016. (7-0)

Approval and execution of a Performance Agreement between the City of Roanoke, City of Roanoke Economic Development Authority, HRP Ivy View, LLC as assignee of Harbour Retail Partners Management, LLC for the continued development of the Ivy Market project.

Adopted Ordinance No. 40569-062016. (7-0)

COMMENTS OF CITY MANAGER.

The City Manager offered the following comments:

FY17 Adopted Budget Document

Availability of the document to the public:

- The Department of Management and Budget will retain a hard copy of the adopted budget document in their office.
- A hard copy will be made available for viewing by 5 p.m. this afternoon in:
 - the City Clerk's Office
 - the Main Library
- Immediately following today's City Council meeting, Management and Budget staff will send an email to Council Members with a link to the document on the city's website.
- Following the notification to Council, the Office of Communications will notify the public of the availability of the document on the homepage of the city's website.

Summer Reading Program Kicks Off

Roanoke Public Libraries has kicked off their annual Summer Reading Program, "On Your Mark, Get set...READ."

- A variety of activities will be held at different branch locations:
 - Magic
 - Theater
 - Neighborhood Block Parties
 - Paint Parties
 - Yoga for Kids
 - Soccer Exhibition
 - Family Foot Race

- Summer Reading also incorporates the Feed and Read program, in collaboration with the YMCA.
- Kids and teens under 18 are invited to participate in this program, which offers free food and books.
- Events will be held June 6 through August 12.
- More information is available at www.ymcaroanoke.org/summerfood

Parks and Arts Program

The first event of the summer will be Saturday, June 25, at Golden Park from noon to 3 p.m. Admission is free.

Performing Artists:

- The Moyer Brothers
- Taubman Museum of Art
- Opera Roanoke
- Mill Mountain Theatre
- SWVA Ballet

Visual Artists:

- Art is Happening
- Hat & Prop Making
- Katherine Devine (banners for all ages)

City of Roanoke Fireworks

- July 4, River's Edge Sports Complex
- Patriotic music from Winds of the Blue Ridge starts at 8 p.m.
- Fireworks show begins at 9:30 p.m.
- This year's fireworks show is presented by the City of Roanoke, The Roanoke Times, WFXR, and Downtown Roanoke, Inc.
- More information is available by calling Roanoke Parks and Recreation offices at 853-2236 or visiting www.roanokeva.gov/fireworks.

b. CITY ATTORNEY:

1. Designating the Public Information Officer as the Freedom of Information Act Officer for the City of Roanoke.
Adopted Resolution No. 40570-062016. (7-0)

c. DIRECTOR OF FINANCE:

1. Amendment of the City Code to provide for the application of interest at in connection with the City of Roanoke Pension Plan Member Contributions and Interest on Member Contribution Accounts at a rate of two percent annually effective July 1, 2017
Adopted Ordinance No. 40571-062016. (7-0)

2. Amendment of the City Code to provide for the City Manager's ex-officio position to be replaced by the Assistant City Manager of Operations, and provide that the Assistant City Manager of Operations designate two members, neither of whom shall be the Director of Finance to serve on the Deferred Compensation Board.
Adopted Ordinance No. 40572-062016. (7-0)

8. REPORTS OF COMMITTEES:

- a. A report of the Roanoke City School Board requesting appropriation of funds for various educational grant programs; and a report of the Director of Finance recommending that Council concur in the request. Donna Caldwell, Director of Accounting, Spokesperson.
Adopted Budget Ordinance No. 40573-062016. (7-0)
- b. A report of the Roanoke City School Board requesting amendment to the 2016 – 2017 Categorical Budget; and a report of the Director of Finance recommending that Council concur in the request. Donna Caldwell, Director of Accounting, Spokesperson.
Adopted Budget Ordinance No. 40574-062016. (7-0)

9. UNFINISHED BUSINESS: NONE.

10. INTRODUCTION AND CONSIDERATION OF ORDINANCES AND RESOLUTIONS: NONE.

11. MOTIONS AND MISCELLANEOUS BUSINESS:

- a. Inquiries and/or comments by the Mayor and Members of City Council.

Council Member Bestpitch expressed concern regarding Cox Cable TV fees and referred the matter to administration and the Roanoke Valley Cable Television Committee representative, Council Member Price, for response back to Council.

- b. Vacancies on certain authorities, boards, commissions and committees appointed by Council.

INASMUCH AS THERE IS NO BUSINESS TO COME BEFORE THE COUNCIL AT THE 7:00 P.M. SESSION, THE SESSION WAS CANCELLED.

PRIOR TO ADJOURNMENT, MAYOR BOWERS PASSED THE CITY COUNCIL GAVEL TO MAYOR-ELECT SHERMAN P. LEA, SR. AND COUNCIL MEMBER PRICE PRESENTS FLOWERS TO CLARA LEA, SPOUSE.

12. RECESSED – 4:44 P.M.

13. RECONVENED – 5:24 P.M.

CERTIFICATION FOR THE CLOSED SESSION. (7-0)

Adopted Ordinance No. 40575-062016 amending and reordaining Ordinance No. 40501-050916 to amend the salary of the City Manager, Christopher P. Morrill. (7-0)

14. ADJOURNED -- 5:34 P.M.