

PRICE
40456-032116



**ROANOKE CITY COUNCIL
REGULAR SESSION**

**MARCH 21, 2016
2:00 P.M.**

CITY COUNCIL CHAMBER

AGENDA

- 1. Call to Order--Roll Call.** Council Members Ferris and Rosen arrived late.

The Invocation was delivered by The Reverend Melissa S. Kessler, Minister to Students and Missional Activities, Grandin Court Baptist Church.

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

Welcome. Mayor Bowers.

NOTICE:

Today's Council meeting will be televised live and replayed on RVTV Channel 3 on Thursday, March 24 at 7:00 p.m., and Saturday, March 26 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 – ONE VACANCY
THREE-YEAR TERM OF OFFICE ENDING JUNE 30, 2018**

**CITY OF ROANOKE FINANCE BOARD – ONE VACANCY
UNEXPIRED TERM OF OFFICE ENDING JUNE 30, 2016**

**FAIR HOUSING BOARD – ONE VACANCY
THREE-YEAR TERM OF OFFICE ENDING MARCH 31, 2019**

**PARKS AND RECREATION ADVISORY BOARD – ONE VACANCY
UNEXPIRED TERM OF OFFICE ENDING MARCH 31, 2017**

EXPIRATION OF THE THREE-YEAR TERMS OF OFFICE OF SUZANNE P. MOORE AND ANNETTE LEWIS AS TRUSTEES OF THE ROANOKE CITY SCHOOL BOARD ENDING JUNE 30, 2016. TRUSTEE MOORE IS NOT ELIGIBLE FOR REAPPOINTMENT. DEADLINE FOR RECEIPT OF APPLICATIONS IS THURSDAY, MARCH 31, 2016. APPLICATIONS, QUESTIONS AND/OR ADDITIONAL INFORMATION, PLEASE CONTACT CITY CLERK'S OFFICE AT 853-2541.

2. PRESENTATIONS AND ACKNOWLEDGEMENTS:

A proclamation declaring Tuesday, March 29, 2016 as Welcome Home Vietnam Veteran's Day.

Mayor Bowers declared March 29, 2016 as Welcome Home Vietnam Veteran's Day and recognized Robert Gravely, a Vietnam Veteran in attendance.

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.

Robert Gravely, 3360 Hershberger Road, N. W., appeared before Council to restate the importance of God's law and judgment day.

Barbara Duerk, 2607 Rosalind Avenue, S. W., appeared before Council to discuss Destination Roanoke and requested Council to petition DRPT to sanction bicycle access at the impending AMTRAK station.

At this point, Council Member Rosen entered the meeting (2:17 p.m.)

Duane Howard, 1221 6th Street, S. E.; Elliot Broyles, 1938 Hope Road, S. W.; David Wertz, 430 Walnut Avenue, S. E.; Holly Newbold, 1261 Hamilton Terrace, S. E.; Mary Newbold, 2833 Avenham Avenue, S. W.; Nancy Barbour, 2934 Avenham Avenue, S. W.; Fran Davis, 1308 Hamilton Terrace, S. E.; Paige Kauffman, 2406 Richelieu Avenue, S. W.; and Tyler Godsey, 1323 Hamilton Terrace, S. E., appeared before the Council to share concerns regarding the volume of music from Dr. Pepper Park events.

At this point, during discussion of the volume of music from Dr. Pepper Park events, Council Member Ferris entered the meeting (2:55 p.m.)

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. Mayor Bowers called attention to two requests for Closed Meeting from the City Manager.

C-1 A communication from the City Manager requesting that the Council convene in a Closed Meeting to discuss disposition of City-owned property located at 2750 Hoover Street, N. W., where discussion in an open meeting would adversely affect the bargaining or negotiating strategy of the public body, pursuant to Section 2.2-3711 (A)(3), Code of Virginia (1950), as amended.
RECOMMENDED ACTION: Concurred in the request.

C-2 A communication from the City Manager requesting that the Council convene in a Closed Meeting to discuss disposition of City-owned property located at 0 Blue Hills Circle, N. E., where discussion in an open meeting would adversely affect the bargaining or negotiating strategy of the public body, pursuant to Section 2.2-3711 (A)(3), Code of Virginia (1950), as amended.
RECOMMENDED ACTION: Concurred in the request.

C-3 Minutes of the Audit Committee held on Monday, December 21, 2015.
RECOMMENDED ACTION: Received and filed.

- C-4 Report of qualification of Renee “Butch” Craft as a City representative of the Roanoke Valley Convention and Visitors Bureau Board of Directors for a one-year term of office ending June 30, 2016.
RECOMMENDED ACTION: Received and filed.

REGULAR AGENDA:

5. PUBLIC HEARINGS: NONE.

6. PETITIONS AND COMMUNICATIONS:

- a. Presentation of the Annual Report of the Roanoke City Sheriff’s Department for the 2014 - 2015 Fiscal Year. The Honorable Tim Allen, City Sheriff, Spokesperson. (Sponsored by Council Members Sherman P. Lea and Anita J. Price)

Presentation was received and filed.

Sheriff Allen expressed sincere condolences at the loss of Master Deputy Tim McCoy who passed on Sunday, March 20 following a battle with cancer.

- b. DIRECTOR OF FINANCE:

1. Repeal Budget Ordinance No. 40444-021616 in connection with a contract between the City of Roanoke and CONMED, Inc., to provide medical services for inmates housed in the City Jail.

Adopted Budget Ordinance No. 40461-032116. (7-0)

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

- a. CITY MANAGER:

BRIEFINGS: NONE.

ITEMS RECOMMENDED FOR ACTION:

1. Acceptance of the State Homeland Security FY15 Grant funds from the Virginia Department of Emergency Management to upgrade the City's hazardous materials monitoring equipment in support of the City of Roanoke HAZMAT Team.
Adopted Resolution No. 40456-032116 (6-0, Council Member Price was not present when the vote was recorded); and Budget Ordinance No. 40457-032116. (7-0)
2. Acceptance of State Homeland Security FY15 Grant funds from the Virginia Department of Emergency Management to enhance the current capabilities of the City's Division 6 Heavy Technical Rescue Team, in conjunction with Roanoke County Fire and Rescue and City of Salem Fire-EMS Departments.
Adopted Resolution No. 40458-032116 and Budget Ordinance No. 40459-032116. (7-0)
3. Appropriation of Stormwater Utility Fund Retained Earnings to address storm drain improvements.
Adopted Budget Ordinance No. 40460-032116. (7-0)

COMMENTS OF CITY MANAGER.

The City Manager offered the following highpoints:

- **Raleigh Court library reopens after year-long renovation on Tuesday, March 15, 2016.**
 - **Williamson Road branch is next in line for renovations.**
 - **Melrose Library branch following.**
- **An Italian automotive manufacturer, ELDOR Corporation to build a production plant in Botetourt County which will bring new jobs to the region.**
- **Announcement of the Roanoke Health Science and Technology Innovation District with increased participation from Virginia Tech and Carilion.**

- **The St. Patrick’s Day parade held on Saturday, March 12, 2016 in downtown Roanoke was named in the top-ten parades with nearly 16,000 people in attendance with great participation in the following events:**
 - **Shamrock Festival held behind the City Market Building.**
 - **McDonald’s Kids Zone held in front of the Taubman Museum of Art on Salem Avenue, S. W. and along Market Street, S. W.**
 - **Corned Beef & Company Celtic Celebration.**

8. REPORTS OF COMMITTEES:

- a. A report of the Roanoke City School Board requesting appropriation of funds for various educational 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. 40462-032116. (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.
- b. Vacancies on certain authorities, boards, commissions and committees appointed by Council.

12. RECESSED – 4:14 P.M.

THE COUNCIL MEETING STOOD IN RECESS FOR A CLOSED MEETING; AND THEREAFTER, WILL RECONVENE AT 7:00 P.M., IN THE CITY COUNCIL CHAMBER, ROOM 450, NOEL C. TAYLOR MUNICIPAL BUILDING.



**ROANOKE CITY COUNCIL
REGULAR SESSION**

**MARCH 21, 2016
7:00 P.M.**

CITY COUNCIL CHAMBER

AGENDA

Call to Order--Roll Call. Council Member Price arrived late.

The Invocation was delivered by Mayor David A. Bowers.

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

Welcome. Mayor Bowers.

CERTIFICATION OF CLOSED MEETING. (6-0, Council Member Price was not present when the vote was recorded)

NOTICE:

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A. PRESENTATIONS AND ACKNOWLEDGEMENTS:

Recognition was deferred until end of meeting.

At this point, Council Member Price entered the meeting (7:05 p.m.)

B. PUBLIC HEARINGS:

1. Request of Habitat for Humanity in the Roanoke Valley, Inc., to rezone properties located at 3435 and 0 Melrose Avenue, N. W., from Commercial-Neighborhood District; and Commercial-Neighborhood District and Residential Single-Family District, respectively, to Commercial-General, with a condition. Maryellen F. Goodlatte, Esquire, Spokesperson.
Adopted Ordinance No. 40463-032116. (7-0)
2. Request of LSW-HMW Family Limited Partnership to repeal conditions proffered as part of a previous rezoning adopted by Roanoke City Council, pursuant to Ordinance No. 36625-021704 on February 17, 2004, in connection with property located at 622 Huntington Boulevard, N. E. Daniel F. Layman, Attorney, Spokesperson.
Adopted Ordinance No. 40464-032116. (7-0)
3. Request of the City of Roanoke to vacate a portion of right-of-way along the northern edge of Norfolk Avenue, S. W., between 2nd Street, S. W. and S. Jefferson Street, and a portion of right-of-way along Norfolk Avenue, S. E., between S. Jefferson Street and Williamson Road, S. E., with ownership being transferred to Norfolk Southern Corporation for development of a passenger train platform. Christopher P. Morrill, City Manager.
Adopted Ordinance No. 40465-032116. (7-0)
4. Proposal of the City of Roanoke to convey to Street Straight Roanoke Valley, Inc., City-owned property situated at 108 Coyner Springs Road, Botetourt County, Virginia, containing approximately 6.928-acres of land, together with any buildings and improvements thereon; and a parcel of property situated on Coyner Springs Road, Botetourt County, Virginia, containing approximately 23.48-acres of land. Christopher P. Morrill, City Manager.
Adopted Ordinance No. 40466-032116. (7-0)

C. HEARING OF CITIZENS UPON PUBLIC MATTERS: NONE.

A. PRESENTATIONS AND ACKNOWLEDGEMENTS:

Mayor Bowers, along with Council Members Lea and Price recognized the Williamson Road Recreation Club Lady Warriors Girls Basketball Team for successful back to back undefeated seasons.

The Team was presented with Certificates, Medallions and Trophies in recognition of their outstanding achievements.

D. ADJOURNED – 7:37 P.M.