



**DYKSTRA  
40670-101716**

**ROANOKE CITY COUNCIL  
REGULAR SESSION**

**OCTOBER 17, 2016  
2:00 P.M.**

**CITY COUNCIL CHAMBER**

**AGENDA**

**1. Call to Order--Roll Call. All present.**

The Invocation was delivered by Father Louis Benoit, Retired Priest, Saint Gerard Catholic Church.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Sherman P. Lea, Sr.

Welcome. Mayor Lea.

**Mayor Lea introduced Yulanda Shultz, Administrative Assistant in the City Clerk's Office.**

**NOTICE:**

Today's Council meeting will be televised live and replayed on RVTV Channel 3 on Thursday, October 20 at 7:00 p.m., and Saturday, October 22 at 4:00 p.m.; and video streamed by Internet through CivicPlus, at [roanokeva.gov/councilmeetings](http://roanokeva.gov/councilmeetings). Council meetings are offered with closed captioning for the hearing impaired.

## **ANNOUNCEMENTS:**

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.

The Council of the City of Roanoke is seeking applications for the following current vacancies and/or upcoming expirations of terms of office:

Board of Zoning Appeals – two vacancies  
Three-year terms of office ending December 31, 2020

Human Services Advisory Board – one vacancy  
Unexpired term of office ending November 30, 2016

Personnel and Employment Practices Commission – two vacancies  
Unexpired term of office ending June 30, 2018  
Three-year term of office ending June 30, 2019

Roanoke Civic Center Commission – one vacancy  
Term of office ending September 30, 2019

Towing Advisory Board – one vacancy  
Term of office ending October 31, 2019 (Tower)

Visit Virginia's Blue Ridge, Board of Directors – one vacancy  
Unexpired term of office ending June 30, 2017

Contact the City Clerk's Office at 853-2541, or access the City's homepage to complete an online application.

## **2. PRESENTATIONS AND ACKNOWLEDGEMENTS:**

A proclamation declaring Saturday, October 29, 2016 as Saint Gerard Catholic Church Day in honor of its 70<sup>th</sup> Anniversary.

**Mayor Lea presented ceremonial copy of proclamation to Charles Anderson, oldest Parish Member and Father Louis Benoit, Retired Priest.**

A Proclamation declaring October 23 - 30, 2016 as Red Ribbon Week.

**Mayor Lea presented ceremonial copy of proclamation to Karen Pillis, Vice-Chair, Red Ribbon Week Committee, Roanoke Area Youth Substance Abuse Coalition (RAYSAC); and Corporal Cody Jackson, Young Marine Program.**

Presentation of the Virginia Municipal League Stairway to Success Program and Green Government Challenge Platinum Certification Awards, respectively.

**Mayor Lea presented the City Manager with the Stairway to Success and Green Government Challenge Platinum Certification Awards from the Virginia Municipal League Conference held on October 10 in Virginia Beach, Virginia.**

### **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.

**Dr. Melanie Crovo, 1952 Grandin Road, S. W., appeared before Council regarding decriminalization of marijuana.**

**Robert Gravely, 3360 Hershberger Road, N. W., appeared before Council regarding creation of jobs for the community.**

**Gary Flora, 4833 Brookwood Drive, appeared before Council regarding gun legislation.**

**Catherine Koebel, 2625 Longview Avenue, S. W., appeared before Council and shared statistics involving the use of guns for protection.**

**Mary Nottingham, 3214 Allendale Street, S. W, appeared before Council in support of legislation to prohibit guns in public buildings.**

**David Harrison, 5305 Medmont Circle, S. W., appeared before Council to thank them for their commitment to gun safety.**

**Daniel Highberger, 1327 Main Street, S. W., appeared before Council to present statistics on crime and to defend the constitutional right to bear firearms.**

**Roger Malouf, 4025 Mudlick Road, S. W., appeared before Council to defend the constitutional right to bear firearms.**

**Matthew Jones, 2610 Belle Avenue, N. E., in support of legislation to prohibit guns in public buildings.**

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 Closed Meeting request from the City Manager to discuss disposition of publicly-owned property located at 13 Church Avenue, S. E.**

C-1 A communication from the City Manager requesting that City Council convene in a Closed Meeting to discuss disposition of publicly-owned property located at 13 Church Avenue, S. E., where discussion in an open meeting would adversely affect the bargaining position 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 Annual Report of the Fair Housing Board for Fiscal Year ending 2015 - 2016.

**RECOMMENDED ACTION: Received and filed.**

C-3 Reports of qualification of the following individuals:

Daniel J. Callaghan as City Attorney, Stephanie M. Moon Reynolds as City Clerk, and Troy A. Harmon as Municipal Auditor of the City of Roanoke for two-year terms of office, each, commencing October 1, 2016 and ending September 30, 2018;

William Poe as a Director of the Economic Development Authority for a four-year term of office ending October 20, 2020;

Corbin Prydwen as a Property Management representative of the Building and Fire Code Board of Appeals for a term of office ending June 30, 2019; and

Cerid E. Lugar as a member (Citizen At-Large) of the Youth Services Citizen Board for a three-year term of office ending June 30, 2019.

**RECOMMENDED ACTION: Received and filed.**

## **REGULAR AGENDA:**

### **BID OPENINGS:**

Bids for the sale and transfer of certain easements on City-owned properties in connection with the Hotel Project at Market Garage.

**Sole bid received from South Commonwealth Partners, LLC, and referred to the City Manager for review and recommendation to the Council.**

### **5. PUBLIC HEARINGS: NONE.**

### **6. PETITIONS AND COMMUNICATIONS:**

- a. A communication from the Honorable Timothy Allen, City Sheriff, requesting acceptance of the State Criminal Alien Assistance Program (SCAAP) Reimbursement Grant from the Bureau of Justice Assistance Office in conjunction with the U. S. Department of Homeland Security to partially fund the purchase of a new inmate transport vehicle; and a communication from the City Manager concurring in the request.

**Adopted Resolution No. 40670-101716 and Budget Ordinance No. 40671-101716. (7-0)**

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

- a. CITY MANAGER:

BRIEFINGS: NONE.

#### **ITEMS RECOMMENDED FOR ACTION:**

1. Acquisition of real property rights for the Windsor Road Stormwater Drainage Improvements Project.  
**Adopted Ordinance No. 40672-101716. (7-0)**
2. Approval of two encroachment permits into the City's public right-of-way to allow placement of an existing sign and canopy, respectively, in connection with the new Hampton Inn located at the corner of Luck and Church Avenue, S. E.  
**Adopted Ordinance No. 40673-101716. (7-0)**

## **COMMENTS OF CITY MANAGER.**

The City Manager offered the following comments:

### **VML Awards**

Last weekend at Virginia Municipal League Annual Conference, the City of Roanoke was recognized with three awards:

- Stairway to Success
  - Stairway to Success is a friendly competition among VML member localities. The program seeks to increase local government's role in early childhood education, which in turn, builds a qualified, well-educated workforce. The competition awards points to localities for specific actions that enhance the early childhood experience
- HEAL City
  - HEAL Cities & Towns provide free technical assistance and support to local elected officials and their staff to adopt policies that stem the obesity epidemic and create healthy, prosperous communities.
- Go Green
  - The Green Government Challenge is a friendly competition designed to encourage implementation of specific environmental policies and practical actions that reduce carbon emissions generated by both the local government and the broader community. Cities, towns and counties can earn points for these actions. Many of these actions can save local governments money.

### **Go Outside Festival**

October 14-16 at River's Edge

(Timothy will provide an update to you regarding this event)

### **Big Lick SOUP**

- October 20, 6:00 p.m.
- Soaring Ridge Craft Brewers, 523 Shenandoah Ave.
- Big Lick SOUP (Supporting Outstanding Urban Projects) is a micro-grant event partnered with a meal. Everyone is invited; a small donation (suggested \$10) is requested at the door.
- Attendees will hear four pitches for community projects and vote on which project they like best. The project with the most votes gets all the money collected at the door.
- For more info, visit [www.biglicksoup.org](http://www.biglicksoup.org)

### **Prescription Drug Take-Back Day**

Citizens are invited to help prevent drug abuse and protect our waterways by turning in your unused or expired medications for safe disposal.

- Saturday, October 22, 10:00 a.m. – 2:00 p.m.
- Locations:
  - Roanoke - Towers Mall CVS
  - Roanoke County - Kroger at Tanglewood Mall, Brambleton at Colonial, Valley Botetourt County - Daleville Kroger
  - Craig County - Market Street Pharmacy
  - Salem - Super Shoes on Main Street
  - Gateway Boulevard and the Hershberger Road Fire and Rescue Station #1
  - Vinton - Hardy Road Kroger

### **Fall Leaf Collection**

- Begins the week of November 14, on your regular trash collection day
- Brochures with this year's Leaf Collection Schedule will be mailed to all city residents the week of October 24.
- The city will collect an unlimited number of biodegradable paper bags filled with leaves, placed at the curb, on the following weeks:
  - November 14-17
  - November 28 - December 1
  - December 12-15
- Bulk and brush collection will continue on leaf collection weeks.
- More information about leaf collection is available by calling 853-2000, Option 6.

b. DIRECTOR OF FINANCE:

1. Presentation of the FY16 Unaudited Results.  
**Received and Filed.**

## **8. REPORTS OF COMMITTEES:**

- a. Presentation of the Proposed 2017 Legislative Program. Council Member Raphael E. Ferris, Chair, Legislative Committee.  
**Adopted Resolution No. 40674-101716. (7-0)**
- b. 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. 40675-101716. (7-0)**

**9. UNFINISHED BUSINESS: NONE.**

**10. INTRODUCTION AND CONSIDERATION OF ORDINANCES AND RESOLUTIONS:**

- a. A resolution paying tribute to The Reverend Dr. William L. Lee, 2011 Citizen of the Year, on the occasion of his retirement after approximately 38 years as Pastor of Loudon Avenue Christian Church.  
**Adopted Resolution No. 40676-101716. (7-0)**
- b. A resolution designating a Voting Delegate and an Alternate Voting Delegate for the Annual NLC City Summit Business Meeting to be held on Saturday, November 19, 2016, in Pittsburgh, Pennsylvania.  
**Adopted Resolution No. 40677-101716. (7-0)**

**11. MOTIONS AND MISCELLANEOUS BUSINESS:**

- a. Inquiries and/or comments by the Mayor and Members of City Council.  
**Council Member Bestpitch suggested that staff be cognizant of the late season warm weather and the timing of the fall to accurately gauge the City's collection of bagged leaves that will begin the week of November 14<sup>th</sup>.**

**Council Member Bestpitch also announced the Lijiang Sister Cities Delegation will visit the City of Roanoke and arriving Friday, October 28 and departing Saturday, October 29. He asked Council Members to keep their calendars open to welcome the delegation during their visit.**

**Vice-Mayor Price cordially invited the community to an upcoming community forum on Community Policing which will be held on Tuesday, November 1 from 6:00 – 8:00 p.m., at William Fleming High School.**

**Council Member Garland shared that Total Action for Progress (TAP) Sabrina's Place Program was in jeopardy of lack of funding and noted the Mayor and others support identifying ways to assist with he program.**

**Council Member Dykstra announced that West End United Methodist Church located at 1221 Campbell Ave S. W, will hold a community forum on Sunday, October 23 at 2:00 p.m., followed by a neighborhood cookout on the 1600 block of Chapman Avenue, S. W.**

Mayor Lea announced that the Central Intercollegiate Athletic Association (CIAA) Football Championship Game will be held at Salem Stadium on Saturday, November 12. He thanked Carey Harveycutter, Director of Tourism, City of Salem and Landon Howard, Executive Director of Visit Virginia's Blue Ridge for their support of the event.

- b. Vacancies on certain authorities, boards, commissions and committees appointed by Council. **NONE.**

## **12. RECESSED – 4:19 P. M.**

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



**ROANOKE CITY COUNCIL  
REGULAR SESSION**

**OCTOBER 17, 2016  
7:00 P.M.**

**CITY COUNCIL CHAMBER**

**AGENDA**

**Call to Order--Roll Call. Vice-Mayor Price was absent.**

The Invocation was delivered by Mayor Sherman P. Lea, Sr.

The Pledge of Allegiance to the Flag of the United States of America was led by Boy Scout Troop No. 17 of St. John's Episcopal Church; and Evan Shifflett, Webelos Cub Scout, Pack 50, Woodlawn United Methodist Church.

Welcome. Mayor Lea.

**CERTIFICATION OF CLOSED MEETING. (6-0)**

**NOTICE:**

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## **A. PRESENTATION AND ACKNOWLEDGEMENTS:**

Recognition of Virginia Western Community College CCAP Students.

**Mayor Lea recognized James Cabiness, Roanoke City CCAP Success Coach, Virginia Western Community College ,and provided Certificates of Achievement to the students of the program.**

## **B. PUBLIC HEARINGS:**

1. Request of Nada and Mounir Melki and Ernie Littlefield to vacate an unused approximately 10-foot wide alley extension and an unused approximately 5-foot wide alley extending from the intersection of 11<sup>th</sup> Street, N. W., to connect with the abovementioned 10-foot wide alley extension. Nada and Mounir Melki, Spokespersons.  
**Adopted Ordinance No. 40678-101716. (6-0)**
2. Request of Fisher Properties, LLC, to repeal conditions proffered as part of a previous rezoning at 2701 and 2707 Brambleton Avenue, S. W., pursuant to Ordinance No. 28386 adopted by Roanoke City Council on October 20, 1986. Jeffrey R. Wood, Agent, Spokesperson.  
**Adopted Ordinance No. 40679-101716. (6-0)**
3. Proposal of the City of Roanoke to lease City-owned property located at 2410 Mason Mill Road, N. E., to Richard E. and Cassie M. Beverly. Christopher P. Morrill, City Manager.  
**Adopted Ordinance No. 40680-101716 and Budget Ordinance No. 40681-101716. (6-0)**
4. Proposal of the City of Roanoke to lease City-owned property located at 1015 Jamison Avenue, S. E., also known as the former Fire Station No. 6, to the Melrose Athletic Club, Inc. Christopher P. Morrill, City Manager.  
**Adopted Ordinance No. 40682-101716. (6-0)**
5. Proposal of the City of Roanoke to lease City-owned property to the Blue Ridge Zoological Society of Virginia, Inc., for the purpose of operating and maintaining Mill Mountain Zoo. Christopher P. Morrill, City Manager.  
**Adopted Ordinance No. 40683-101716. (6-0)**

6. A report of the City Manager recommending execution of a Deed of Easements, Confirmatory Deed of Easement Rights and Obligations, subject to certain terms and conditions, for the development, construction, operation and maintenance of a hotel that has been constructed above and within the City's Market Garage, 25 Church Avenue, S. E., and adjacent parcels of City-owned property. Christopher P. Morrill, City Manager.

**Adopted Ordinance No. 40684-101716. (6-0)**

### **C. 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.

**Council Member Ferris disputed erroneous statistics shared by citizens at the 2:00 p.m. session regarding gun violence and crime, and reaffirmed that Roanoke is a safe place to live, work and play.**

### **D. ADJOURNED – 8:14 P. M.**