

TRINKLE
38015-021908



**ROANOKE CITY COUNCIL
REGULAR SESSION**

**FEBRUARY 19, 2008
2:00 P.M.**

CITY COUNCIL CHAMBER

AGENDA

1. Call to Order--Roll Call. Council Member Wishneff arrived late.

The Invocation was delivered by Council Member Beverly T. Fitzpatrick, Jr.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor C. Nelson Harris.

Welcome. Mayor Harris.

NOTICE:

Meetings of Roanoke City Council are televised live on RVTV Channel 3. Today's Council meeting will be replayed on Channel 3 on Thursday, February 21, 2008, at 7:00 p.m., and Saturday, February 23, 2008, at 4:00 p.m. 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. CITIZENS WHO ARE INTERESTED IN OBTAINING A COPY OF ANY ITEM LISTED ON THE AGENDA MAY CONTACT THE CITY CLERK'S OFFICE, ROOM 456, NOEL C. TAYLOR MUNICIPAL BUILDING, 215 CHURCH AVENUE, S. W., OR CALL 853-2541.

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 SERVICE ICON, CLICK ON COUNCIL AGENDAS TO ACCESS THE APPROPRIATE AGENDA AND COUNCIL MEETING. IF ADOBE ACROBAT IS NOT AVAILABLE, A PROMPT WILL APPEAR TO DOWNLOAD PRIOR TO VIEWING AGENDA INFORMATION.

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.

ALL PERSONS WISHING TO ADDRESS COUNCIL WILL BE REQUIRED TO CALL 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 IS REQUESTED TO CONTACT THE CITY CLERK'S OFFICE AT 853-2541, OR ACCESS THE CITY'S HOMEPAGE AT WWW.ROANOKEVA.GOV, TO OBTAIN AN APPLICATION.

2. PRESENTATIONS AND ACKNOWLEDGEMENTS:

Proclamation declaring February 2008 as African American Heritage and Black History month.

Proclamation was presented to Mignon Chubb-Hale, Roanoke City School Board Trustee.

3.

CONSENT AGENDA

(APPROVED 6-0)

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.

C-1 Minutes of the regular meeting of Council held on Monday, November 19, 2007.

RECOMMENDED ACTION: Dispensed with the reading of the minutes and approved as recorded.

C-2 A communication from Mayor C. Nelson Harris requesting that Council convene in a Closed Meeting to discuss vacancies on certain authorities, boards, commissions and committees appointed by Council, pursuant to Section 2.2-3711(A)(1), Code of Virginia (1950), as amended.

RECOMMENDED ACTION: Concurred in the request.

C-3 A communication from the City Manager requesting that Council convene in a Closed Meeting to discuss the award of a public contract involving the expenditure of public funds, where discussion in open session would adversely affect the negotiating strategy of the City, pursuant to §2.2-3711(A)(29), Code of Virginia (1950), as amended.

RECOMMENDED ACTION: Concurred in the request.

C-4 A communication from the City Manager requesting that Council convene in a Closed Meeting to discuss the expansion of an existing business where no previous announcement has been made of the business' interest in expanding its facilities in the City, pursuant to §2.2-3711(A)(5), Code of Virginia (1950), as amended.

RECOMMENDED ACTION: Concurred in the request.

C-5 Reports of qualification of Adam W. Boitnott and Christopher M. Walters as members of the Parks and Recreation Advisory Board for terms ending March 31, 2011.

RECOMMENDED ACTION: Received and filed.

At this point Council Member Wishneff entered the meeting. (2:02 p.m.)

REGULAR AGENDA

4. PUBLIC HEARINGS: NONE.

5. PETITIONS AND COMMUNICATIONS:

- a. Update on downtown initiatives and a request for consideration of a Retail Management Incentive Program. William H. Carder, Executive Director, Downtown Roanoke Inc. (Sponsored by Mayor C. Nelson Harris and Council Member Alfred T. Dowe, Jr.)
Matter referred to the City Manager for report and recommendation to the Council.

6. REPORTS OF OFFICERS:

- a. CITY MANAGER:

BRIEFINGS:

- Affirmative Action and Diversity Initiatives for Calendar Year 2007

ITEMS RECOMMENDED FOR ACTION:

1. Acceptance of the Shelter Plus Care Renewal Grant Award from the U. S. Department of Housing and Urban Development; and appropriation of funds.
Adopted Resolution No. 38015-021908 and Budget Ordinance No. 38016-021908. (7-0)
2. Acceptance of the Roanoke Homeless Assistance Team (HAT) Grant Renewal from the U. S. Department of Housing and Urban Development; and appropriation and transfer of funds.
Adopted Resolution No. 38017-021908 and Budget Ordinance No. 38018-021908. (7-0)

3. Execution of Amendment No. 3 to the 2004–2005 CDBG/HOME Agreement with the Roanoke Redevelopment and Housing Authority; and transfer of funds.
Adopted Resolution No. 38019–021908 and Budget Ordinance No. 38020–021908. (7–0)
4. Authorization to execute a Performance and Loan Agreement between the City of Roanoke, the Roanoke Redevelopment and Housing Authority, and the Hancock Building, LLC., for promotion of redevelopment within the City.
Adopted Ordinance No. 38021–021908. (6–1, Council Member Wishneff voting no.)

b. DIRECTOR OF FINANCE:

1. Allocation of the City’s 2008 General Obligation Public Improvement Bond proceeds; and appropriation of funds.
Jesse A. Hall, Director of Finance.
Adopted Budget Ordinance No. 38022–021908. (7–0)

7. REPORTS OF COMMITTEES:

- a. Request of the Roanoke City School Board for appropriation of funds for the Federal Communications E–Rate Program and the Virginia Middle School Teacher Corps Program; and a report of the Director of Finance recommending that Council concur in the request. Vivian Penn–Timity, Director of Accounting, Spokesperson.
Adopted Budget Ordinance No. 38023–021908. (7–0)

8. UNFINISHED BUSINESS: NONE.

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

10. MOTIONS AND MISCELLANEOUS BUSINESS:

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

Vice–Mayor Trinkle requested that the City take appropriate measures to recognize the anniversary of the tragedy of the Virginia Tech students that occurred on April 16, 2007.

Council Member Fitzpatrick stated that he has selected a committee to look at the City's streetcar project. He added that the committee, which is comprised of employers, business owners, and DRI members, will begin meeting soon.

Mayor Harris commended City staff on their efforts with coordinating the reception and dinner that was held on Monday, February 18 at The Hotel Roanoke and the unveiling of the Martin Luther King, Jr. monument on February 19 at the Martin Luther King, Jr., Memorial Bridge on First Street.

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

11. HEARING OF CITIZENS UPON PUBLIC MATTERS:

Robert Gravely, 3360 Hershberger Road, N. W., appeared before the Council.

12. CITY MANAGER COMMENTS:

The City Manager announced that City staff attended the United Way Luncheon last week, noting that Leadership Giving from the City of Roanoke for 2007 had increased from 27 to 40 individuals; and contributions from the City increased from 2006. She expressed appreciation to Susan Lower, Director of Real Estate Valuation and others for their efforts during the campaign.

Ms. Burcham also announced that new entrance way signs with the City logo will be posted in the near future and directional signs will be installed in the downtown area in order to make it easier for people to navigate through the City.

She reported that the fire near Carvins Cove was contained and urged citizens to refrain from going to the Carvins Cove Park until it is reopened. She also acknowledged the Fire/EMS department for providing assistance to Roanoke County to help fight the fire.

The City Manager commended the City workforce for their outstanding work during the recent windstorm.

Recessed at 3:45 p.m. for closed session, in the Council's Conference Room, Room 451. Council Members Dowe and Wishneff left during the closed session.

Reconvened at 4:38 p.m., in the Council Chamber.

CERTIFICATION OF CLOSED SESSION. (5-0)

Appointed David W. Spradlin as a member of the Towing Advisory Board to fill the vacancy created by the expiration of the term of office of Charles R. Brown ending October 31, 2010; and Michael D. Wray as a member of the Roanoke Neighborhood Advocates to fill the unexpired term of Martha C. Williams ending June 30, 2008.

THE COUNCIL MEETING WAS DECLARED IN RECESS AT 4:40 P.M., TO BE RECONVENED AT 7:00 P.M., IN THE CITY COUNCIL CHAMBER, ROOM 450, NOEL C. TAYLOR MUNICIPAL BUILDING.



**ROANOKE CITY COUNCIL
REGULAR SESSION**

**FEBRUARY 19, 2008
7:00 P.M.**

CITY COUNCIL CHAMBER

AGENDA

Call to Order--Roll Call. (Mayor Harris and Council Member Wishneff were absent.)

The Invocation was delivered by Council Member Alfred T. Dowe, Jr.

The Pledge of Allegiance to the Flag of the United States of America was led by Vice-Mayor David B. Trinkle.

Welcome. Vice-Mayor Trinkle.

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A. PUBLIC HEARINGS:

1. Request of Second Presbyterian Church that property located at 305 Highland Avenue, S. W., be rezoned from MX, Mixed Use District, to IN, Institutional District. George A. McLean, Jr., Attorney, Spokesperson.
Adopted Ordinance No. 38024-021908. (5-0)
2. Consideration of an amendment to the Vision 2001-2020, the City's Comprehensive Plan, to delete the current South Roanoke Neighborhood Plan dated June 1, 1988, and to include the South Roanoke Neighborhood Plan dated January 24, 2008. Christopher L. Chittum, Agent, City Planning Commission, Spokesperson.
Adopted Ordinance No. 38025-021908. (5-0)
3. Consideration of a vacation of a public utility easement along Orange Avenue, N. W., for the expansion of the Family YMCA. Darlene L. Burcham, City Manager.
Adopted Ordinance No. 38026-021908. (5-0)
4. Consideration of a conveyance of City-owned land to Newbern Properties, LLC, for expansion of a heating and air conditioning company. Darlene L. Burcham, City Manager.
Action on the matter was tabled until Monday, March 3, 2008, at 2:00 p.m., or as soon thereafter as the matter may be heard. The City Manager was requested to provide the Council and residents of Countryside Estates with information pertaining to the extension of the existing building owned by Newbern Properties, LLC, and the ongoing maintenance of the golf course.
5. Consideration of Enterprise Zone One A and Enterprise Zone Two and its subzone amendment applications. Darlene L. Burcham, City Manager.
Inasmuch as additional parcels were being considered for inclusion in Enterprise Zone One A, action on the matter was tabled until Monday, March 3, 2008 at 2:00 p.m., or as soon thereafter as the matter may be heard. Adopted Resolution No. 38027-021908 regarding Enterprise Zone Two. (5-0)

B. HEARING OF CITIZENS UPON PUBLIC MATTERS: NONE.