

ROANOKE CITY COUNCIL-REGULAR SESSION

February 22, 2022

2:00 p.m.

The Council of the City of Roanoke met in regular session on Tuesday, February 22, 2022 at 2:00 p.m., in the Council Chamber, Room 450, fourth floor, Noel C. Taylor Municipal Building, 215 Church Avenue, S. W., City of Roanoke, with Mayor Sherman P. Lea, Sr., presiding, pursuant to Chapter 2, Administration, Article II, City Council, Section 2-15, Rules of Procedure, Rule 1, Regular Meetings, Code of the City of Roanoke (1979), as amended, and pursuant to Resolution No. 42245-010322 adopted by the Council on Monday, January 3, 2022.

PRESENT: Council Members Vivian Sanchez-Jones, Patricia White-Boyd, William D. Bestpitch, Joseph L. Cobb, Robert L. Jeffrey, Jr., Stephanie Moon Reynolds, and Mayor Sherman P. Lea, Sr.-7.

ABSENT: None-0.

The Mayor declared the existence of a quorum.

OFFICERS PRESENT: Robert S. Cowell, Jr., City Manager; Timothy R. Spencer, City Attorney; and Cecelia F. McCoy, City Clerk.

The Invocation was delivered by The Reverend Ben Brennan, Associate Pastor for Youth, Second Presbyterian Church.

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

PRESENTATIONS AND ACKNOWLEDGEMENTS:

RESOLUTION MEMORIALIZING ESTELLE MCCADDEN: Council Member Moon Reynolds offered the following resolution memorializing the late Estelle McCadden, longtime neighborhood advocate, founder of the Virginia Statewide Neighborhood Conference and 2008 Citizen of Year, who passed away on Monday, January 31, 2022:

(See ceremonial copy of resolution on file in the City Clerk's Office.)

(42281-022222) A RESOLUTION memorializing and celebrating the life of Estelle Hunter McCadden, civic leader and champion of Roanoke neighborhoods.

(For full text of resolution, see Resolution Book No.82, page 289.)

Council Member Moon Reynolds moved the adoption of Resolution No. 42281-022222. The motion seconded by Vice-Mayor White-Boyd.

Mayor Lea read and presented the resolution to Mac McCadden, son of the late Estelle McCadden and several family members in attendance.

Following comments from several Council Members, Resolution No. 42281-022222 was adopted by the following vote:

AYES: Council Members Sanchez-Jones, White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-7.

NAYS: None-0.

PROCLAMATION-ROANOKE VALLEY SAVES WEEK: Mayor Lea declared February 21 – 25, 2022 as Roanoke Valley Saves Week and presented the proclamation to Brandon Meginley, Financial Stability Specialist, Department of Economic Development.

(See ceremonial copy of proclamation on file in the City Clerk's Office.)

HEARING OF CITIZENS UPON PUBLIC MATTERS: The Mayor advised that 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.

Barbara Duerk, 2607 Rosalind Avenue, S. W., appeared before the Council to recognize the late Estelle McCadden and the late George Kegley.

CONSENT AGENDA

The Mayor advised that all matters listed under the Consent Agenda were considered to be routine by the Members of Council and would be enacted by one motion in the form, or forms, listed on the Consent Agenda, and if discussion were desired, the item would be removed from the Consent Agenda and considered separately.

MINUTES OF THE REGULAR MEETING OF CITY COUNCIL: Minutes of the regular meeting of City Council held on Monday, January 18, 2021, was before the body.

(See Minutes on file in the City Clerk's Office.)

Council Member Moon Reynolds moved that the reading of the minutes be dispensed with and approved as recorded. The motion seconded by Council Member Jeffrey and adopted by the following vote:

AYES: Council Members Sanchez-Jones, White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-7.

NAYS: None-0.

PERSONNEL MATTER: A communication from Vice-Mayor Patricia White-Boyd, Chair, City Council Personnel Committee, requesting that Council convene in a Closed Meeting to discuss a personnel matter, pursuant to Section 2.2-3711 (A)(1), Code of Virginia (1950), as amended, was before the body.

Council Member Moon Reynolds moved that Council concur in the request of the Vice-Mayor as above described. The motion seconded by Council Member Jeffrey and adopted by the following vote:

AYES: Council Members Sanchez-Jones, White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-7.

NAYS: None-0.

DISPOSITION OF CITY-OWNED PROPERTY LOCATED COUNTRYSIDE: A communication from the City Manager requesting that Council convene in a Closed Meeting to discuss the disposition of City-owned property containing 67 acres located Countryside, 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, was before the body.

Council Member Moon Reynolds moved that Council concur in the request of the City Manager as above described. The motion seconded by Council Member Jeffrey and adopted by the following vote:

AYES: Council Members Sanchez-Jones, White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-7.

NAYS: None-0.

ACQUISITION OF PROPERTY: A communication from the City Manager requesting that Council convene in a Closed Meeting to discuss the acquisition of property specifically Mill Mountain Campground, 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, was before the body.

Council Member Moon Reynolds moved that Council concur in the request of the City Manager as above described. The motion was seconded by Council Member Jeffrey and adopted by the following vote:

AYES: Council Members Sanchez-Jones, White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-7.

NAYS: None-0.

DISPOSITION OF CITY-OWNED PROPERTY: A communication from the City Manager requesting that Council convene in a Closed Meeting to discuss the disposition of City-owned property located on Wells Avenue, N. W., 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, was before the body.

Council Member Moon Reynolds moved that Council concur in the request of the City Manager as above described. The motion was seconded by Council Member Jeffrey and adopted by the following vote:

AYES: Council Members Sanchez-Jones, White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-7.

NAYS: None-0.

REALIGN VOTER PRECINCTS: A communication from the from the City Attorney requesting that Council schedule a public hearing to be held on Monday, April 18, 2022, at 7:00 p.m., or as soon thereafter as the matter may be heard, or such later date and time as the City Manager may determine, in his discretion, to realign Summit Hills and Lee Hi voter precincts and establish new polling places in Peters Creek and Summit Hills Precincts, was before the body.

Council Member Moon Reynolds moved that Council concur in the request of the City Attorney as above described. The motion was seconded by Council Member Jeffrey and adopted by the following vote:

AYES: Council Members Sanchez-Jones, White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-7.

NAYS: None-0.

OATHS OF OFFICE-FAIR HOUSING BOARD-PARKS AND RECREATION ADVISORY BOARD-ROANOKE REDEVELOPMENT AND HOUSING AUTHORITY-WESTERN VIRGINIA'S REGIONAL INDUSTRIAL FACILITY: Reports of qualification of the following individuals were before the Council:

Jessie Coffman as a member of the Fair Housing Board for a three-year term of office ending March 31, 2025;

Jared Rigby as a member of the Parks and Recreation Advisory Board for a three-year term of office ending March 31, 2025;

Karen Michalski-Karney as a Commissioner of the Roanoke Redevelopment and Housing Authority to fill the unexpired term of office R. Gail Burruss ending August 31, 2022; and

Tomas Reyes to replace Granger MacFarlane as the Roanoke City representative of the Western Virginia's Regional Industrial Facility Authority for a four-year term of office ending February 3, 2026.

Council Member Moon Reynolds moved that the reports of qualification be received and filed. The motion seconded by Council Member Jeffrey and adopted by the following vote:

AYES: Council Members Sanchez-Jones, White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-7.

NAYS: None-0.

BID OPENINGS:

PARKING AGREEMENT: Pursuant to notice of advertisement that the City is inviting bids from qualified bidders to enter into a Parking Agreement for unreserved parking permits for the Center in the Square Garage located at 11 Campbell Avenue, S. E., Roanoke, Virginia, subject to certain terms and conditions of such Parking Agreement, said bids to be received in the City Clerk's Office on or before 12:00 noon, on Friday, February 18, 2022; and to be held unopened by the City Clerk until 2:00 p.m., on Tuesday, February 22, 2022, which time all bids would be publicly opened and read aloud before the Council; whereupon, the Mayor inquired if anyone had any questions with regard to the opening of the bids. There being none, he requested that the City Clerk open and read all bids received prior to the deadline.

(See copy of Advertisement for Invitation for Bids on file in the City Clerk's Office.)

The City Clerk opened and read aloud the sole bid received from JS Master Tenant, LLC.

REGULAR AGENDA

PUBLIC HEARINGS:

PETITIONS AND COMMUNICATIONS:

JUNIOR ACHIEVEMENT: Autumn Waish, Education Director and Katherin Elam, President, Junior Achievement appeared before the Council to share information about the program and activities in connection therewith.

(See copy of presentation, on file in the City Clerk's Office.)

Ms. Waish summarized the information stating that Junior Achievement inspired and prepared young people for a successful future by using a Pathways Approach to educating students, offering multiple learning experiences at all levels K-12. She pointed out that the lessons aligned with national and state educational standards delivered to millions of students across the country.

She continued explaining that the volunteers determined the schedule of how lessons were taught which typically consisted of five to seven class period sessions that could be taught once a week or all in one day and Junior Achievement provided the curriculum, materials, and training.

Ms. Elam continued the presentation stating that studies showed that most small businesses failed due to lack of experience in entrepreneurial skills and noted that it would be critical that those considering entrepreneurship be provided with as many tools and resources as possible to help reduce the chances of failure due to inexperience.

She also shared statistics noting that 51 percent of alumni worked in the same job or career as their Junior Achievement volunteer instructor, 45 percent said the program influenced their work ethic, 38 percent said the program influenced their career decision, 53 percent started or owned a business and 85 percent of alumni said Junior Achievement played an important role in fostering belief they could achieve their goals.

Ms. Elam added that research showed that personal finance education helps students avoid payday loans, have better credit outcomes and reduce private student loan balances and credit card debt, yet the access to the education remained unequal; and program alumni were more likely to finish college and have confidence in managing money.

In conclusion, Ms. Waish indicated that Junior Achievement was dedicated to providing a positive, enriching learning experience free of bias that promoted greater economic opportunity and equity; ensured that all students regardless of zip code, race, gender, or socio-economic status have access to advanced opportunities that would prepare students for life beyond high school; curriculum was offered in English and Spanish; and Junior Achievement was committed to being a 508 Compliant Organization to be accessible for all students. Lastly, she reviewed the upcoming volunteer opportunities and urged everyone to get involved and make a difference in a child's life and future.

Following comments by Mayor Lea, Vice-Mayor White-Boyd, and Council Members Cobb and Moon Reynolds citing their experiences with Junior Achievement, Mayor Lea thanked Ms. Waish and Ms. Elam for the informative presentation, received, and filed the briefing.

REPORTS OF CITY OFFICERS AND COMMENTS OF CITY MANAGER:

CITY MANAGER:

BRIEFINGS: NONE.

ITEMS RECOMMENDED FOR ACTION:

FY 2022 HEALTHY HOMES LEAD BASED PAINT REDUCTION GRANT: The City Manager submitted a written communication recommending acceptance of the FY 2022 Healthy Homes Lead Based Paint Reduction Grant from the HUD Office of Lead Hazard Control; and approval of the newly funded Program Specialist — Healthy Homes Roanoke Program Manager and Sustainability Program Assistant positions.

(For full text, see communication on file in the City Clerk's Office.)

Council Member Moon Reynolds offered the following resolution:

(#42282-022222) A RESOLUTION authorizing the acceptance of the Healthy Homes Production Fund Grant ("Grant") from the United States Department of Housing and Urban Development's Office of Lead Hazard Control; and authorizing execution of any required documentation on behalf of the City.

(For full text of resolution, see Resolution Book No. 82, page 290.)

Council Member Moon Reynolds moved the adoption of Resolution No. 42282-022222. The motion seconded by Council Member Jeffrey.

Katie Kennedy, LEAD Safe Program Manager advised that the program was new and pointed out that anyone could apply to have their home evaluated through the Department of Planning and Building Development.

There being no questions and/or comments by the Council Members, Resolution No. 42282-022222 was adopted by the following vote:

AYES: Council Members Sanchez-Jones, White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-7.

NAYS: None-0.

Council Member Sanchez-Jones offered the following budget ordinance:

(#42283-022222) AN ORDINANCE to appropriate funding from the United States Department of Housing and Urban Development for the Healthy Homes Production Grant, amending and reordaining certain sections of the 2021 - 2022 Capital Projects and Grant Funds Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of budget ordinance, see Ordinance Book No. 82, page 291.)

Council Member Sanchez-Jones moved the adoption of Budget Ordinance No. 42283-022222. The motion was seconded by Vice-Mayor White-Boyd and adopted by the following vote:

AYES: Council Members Sanchez-Jones, White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-7.

NAYS: None-0.

VIRGINIA BROWNFIELDS RESTORATION AND ECONOMIC REDEVELOPMENT ASSISTANCE FUND GRANT: The City Manager submitted a written communication recommending acceptance of the Virginia Brownfields Restoration and Economic Redevelopment Assistance Fund grant from the Virginia Economic Development Partnership and Department of Environmental Quality for continue brownfield remediation.

(For full text, see communication on file in the City Clerk's Office.)

Council Member Moon Reynolds offered the following resolution:

(#42284-022222) A RESOLUTION authorizing the acceptance of Virginia Brownfields Restoration and Economic Redevelopment Assistance Fund Grant ("Grant") from the Virginia Economic Development Partnership and Department of Environmental Quality; and authorizing execution of any required documentation on behalf of the City.

(For full text of resolution, see Resolution Book No. 82, page 293.)

Council Member Moon Reynolds moved the adoption of Resolution No. 42284-022222. The motion seconded by Council Member Sanchez-Jones and adopted by the following vote:

AYES: Council Members Sanchez-Jones, White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-7.

NAYS: None-0.

Council Member Moon Reynolds offered the following budget ordinance:

(#42285-022222) AN ORDINANCE appropriating funding from the Department of Environmental Quality and the Virginia Economic Development Partnership for environmental site assessments and related planning and development, amending and reordaining certain sections of the 2021 - 2022 Grant Fund Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of budget ordinance, see Ordinance Book No. 82, page 294.)

Council Member Moon Reynolds moved the adoption of Budget Ordinance No. 42285-022222. The motion was seconded by Council Member Bestpitch and adopted by the following vote:

AYES: Council Members Sanchez-Jones, White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-7.

NAYS: None-0.

CORONAVIRUS EMERGENCY SUPPLEMENTAL FUNDING GRANT: The City Manager submitted a written communication recommending acceptance of the Coronavirus Emergency Supplemental funding grant from the Commonwealth of Virginia Department of Criminal Justice Services to assist eligible applicants in preventing, preparing for and responding to the Coronavirus.

(For full text, see communication on file in the City Clerk's Office.)

Vice-Mayor White-Boyd offered the following resolution:

(#42286-022222) A RESOLUTION authorizing the acceptance of Coronavirus Emergency Supplemental Funding Grant ("Grant") from the Commonwealth of Virginia Department of Criminal Justice Services, and authorizing execution of any required documentation on behalf of the City.

(For full text of resolution, See Resolution Book No. 82, page 295.)

Vice-Mayor White-Boyd moved the adoption of Resolution No. 42286-022222. The motion was seconded by Council Member Cobb and adopted by the following vote:

AYES: Council Members Sanchez-Jones, White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-7.

NAYS: None-0.

Council Member Moon Reynolds offered the following budget ordinance:

(#42287-022222) AN ORDINANCE to appropriate funding from the Federal government, Department of Justice, for the Coronavirus Emergency Supplement Funding (CESF) program, amending and reordaining certain sections of the 2021 - 2022 Grant Fund Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of budget ordinance, see Ordinance Book No. 82, page 296.)

Council Member Moon Reynolds moved the adoption of Budget Ordinance No. 42287-022222. The motion was seconded by Council Member Bestpitch and adopted by the following vote:

AYES: Council Members Sanchez-Jones, White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-7.

NAYS: None-0.

OLD SCHOOL PARTNERS II, LLC: The City Manager submitted a written communication recommending approval to modify the deed to Old School Partners II, LLC, between the City of Roanoke and Old School Partners II, LLC, for property located at 13 Church Avenue, S. E.

(For full text, see communication on file in the City Clerk's Office.)

Council Member Bestpitch offered the following ordinance:

(#42288-022222) AN ORDINANCE approving the terms of an Agreement to Modify Deed between the City of Roanoke, Virginia, and Old School Partners II, LLC, for Historic Fire Station No. 1; authorizing the City Manager or his designee to execute such Agreement; and dispensing with the second reading of this Ordinance by title.

(For full text of ordinance, see Ordinance Book No. 82, page 296.)

Council Member Bestpitch moved the adoption of Ordinance No. 42288-022222. The motion was seconded by Council Member Moon Reynolds and adopted by the following vote:

AYES: Council Members Sanchez-Jones, White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-7.

NAYS: None-0.

ROANOKE, VIRGINIA STRATEGIC PLAN 2022 - 2023: The City Manager submitted a written communication recommending approval of the Roanoke, Virginia Strategic Plan 2022 – 2023.

(For full text, see communication on file in the City Clerk’s Office.)

Vice-Mayor White-Boyd offered the following resolution:

(#42289-022222) A RESOLUTION adopting the Roanoke Virginia Strategic Plan 2022 - 2023 (2022 Strategic Plan).

(For full text of resolution, See Resolution Book No. 82, page 298.)

Vice-Mayor White-Boyd moved the adoption of Resolution No. 42289-022222. The motion was seconded by Council Member Sanchez-Jones and adopted by the following vote:

AYES: Council Members Sanchez-Jones, White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-7.

NAYS: None-0.

BONUSES FOR STATE COMPENSATION BOARD: The City Manager submitted a written communication recommending appropriation of funds in connection with bonuses for State Compensation Board funded sworn positions in the Sheriff’s Department.

(For full text, see communication on file in the City Clerk’s Office.)

Council Member Cobb offered the following budget ordinance:

(#42290-022222) AN ORDINANCE to appropriate funding from the Sheriff Compensation Board revenue estimate for the Bonus of State Compensation Board Sworn Positions, amending and reordaining certain sections of the 2021 - 2022 General Fund Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of budget ordinance, see Ordinance Book No. 82, page 299.)

Council Member Cobb moved the adoption of Budget Ordinance No. 42290-022222. The motion was seconded by Bestpitch and adopted by the following vote:

AYES: Council Members White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-6.

NAYS: None-0.

(Council Member Sanchez-Jones was not present when the vote recorded.)

REPEAL AND REPLACE BUDGET ORDINANCE NO. 42271-020722: The City Manager submitted a written communication recommending repealing and replacing Budget Ordinance No. 42271-020722 to change the appropriation Fiscal Year from 2022 – 2023 to 2021 – 2022.

(For full text, see communication on file in the City Clerk’s Office.)

Council Member Bestpitch offered the following budget ordinance:

“AN ORDINANCE to repeal and replace Budget Ordinance 42271-020722 and to appropriate funding from the Economic Aid to Hard-Hit Business, Nonprofits, and Venues Act amended by the American Rescue Plan Act, amending and reordaining certain sections of the 2021 - 2022 Civic Facilities Fund —Appropriations, and dispensing with the second reading by title of this ordinance.”

Council Member Bestpitch moved the adoption of the Ordinance. The motion seconded by Council Member Moon Reynolds.

Council Member Bestpitch moved that Council reconsider the matter subsequent matters listed as Item 7.a.7. through 7.a.12., at the next meeting of City Council. The motion was seconded by Council Member Cobb and adopted by the following vote:

AYES: Council Members White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-6.

NAYS: None-0.

(Council Members Sanchez-Jones was not present when the vote was recorded.)

COMMENTS OF CITY MANAGER: NONE.

REPORTS OF COMMITTEES:

VARIOUS EDUCATIONAL PROGRAMS: The Roanoke City School Board submitted a written report requesting appropriation of funds for various educational programs; and the City Manager submitted a written report recommending that Council concur in the request.

(For full text, see reports on file in City Clerk's office.)

Council Member Bestpitch offered the following budget ordinance:

(#42291-022222) AN ORDINANCE to appropriate funding from the Commonwealth, federal and private grant for various educational programs, amending and re-ordaining certain sections of the 2021 - 2022 School Grant Fund Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of budget ordinance, see Ordinance Book No.82, page 300.)

Council Member Bestpitch moved the adoption of Budget Ordinance No. 42291-022222. The motion was seconded by Council Member Moon Reynolds and adopted by the following vote:

AYES: Council Members Sanchez-Jones, White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-7.

NAYS: None-0.

A REPORT OF CERTAIN AUTHORITIES, BOARDS, COMMITTEES AND COMMISSIONS IN WHICH CITY COUNCIL SERVE AS LIASIONS OR APPOINTEES: NONE.

UNFINISHED BUSINESS: NONE.

INTRODUCTION AND CONSIDERATION OR ORDINANCES AND RESOLUTIONS:

LIEUTENANT COLONEL CARROLL E. SWAIN, SR.: Council Member Moon Reynolds offered the following resolution memorializing the late retired Lieutenant Colonel Carroll E. Swain, Sr., former Member of Roanoke City Council and civic leader in improving the City of Roanoke, who passed away on Friday, December 31, 2021:

(#42292-022222) A RESOLUTION memorializing the late retired Lieutenant Colonel Carroll E. Swain, Sr., former Member of Roanoke City Council, and civic leader, who served the citizens of Roanoke with distinction.

(For full text of resolution, see Resolution Book No. 82, page 302.)

Council Member Moon Resolution moved the adoption of Resolution No. 42292-022222. The motion seconded by Council Member Jeffrey.

The Mayor advised that the ceremonial resolution would be mailed to the late Lieutenant Colonel Swain's widow, Ms. Welthea Swain.

There being no additional comments from the Council Members, Resolution No. 42292-022222 was adopted by the following vote:

AYES: Council Members Sanchez-Jones, White-Boyd, Bestpitch, Cobb, Jeffrey, Moon Reynolds, and Mayor Lea-7.

NAYS: None-0.

MOTION AND MISCELLANEOUS BUSINESS:

INQUIRIES AND/OR COMMENTS BY THE MAYOR AND MEMBERS OF COUNCIL:

With the concurrence of the Council, Council Member Moon Reynolds requested that the City Attorney prepare the appropriate measure memorializing the late George Kegley, longtime Roanoke journalist and community volunteer who passed away on Wednesday, February 16, 2022.

VACANCIES ON CERTAIN AUTHORITIES, BOARDS, COMMISSIONS AND COMMITTEES APPOINTED BY COUNCIL: NONE.

At 3:39 p.m., the Mayor declared the Council meeting in recess for a Closed Meeting in the Council's Conference Room, Room 451, Noel C. Taylor Municipal Building; and thereafter to be reconvened at 7:00 p.m. in the Council Chamber.

At 7:00 p.m., the Council meeting reconvened in the Council Chamber, Room 450, fourth floor, Noel C. Taylor Municipal Building, with Vice-Mayor Patricia White-Boyd, presiding.

PRESENT: Council Members Vivian Sanchez-Jones, William D. Bestpitch, Joseph L. Cobb, Robert L. Jeffrey, Jr., Stephanie Moon Reynolds and Vice-Mayor Patricia White-Boyd-6.

ABSENT: Mayor Sherman P. Lea, Sr.-1.

The Vice-Mayor declared the existence of a quorum.

OFFICERS PRESENT: Robert S. Cowell, Jr., City Manager; Timothy R. Spencer, City Attorney; and Cecelia F. McCoy, City Clerk.

Council Member Bestpitch moved that the 7:00 p.m. meeting agenda be amended to add Item C. Unfinished Business by taking from the table Items 7.a.7. through 7.a.12. from the 2:00 p.m. meeting agenda. The motion was seconded by Council Member Moon Reynolds and adopted by the following vote:

AYES: Council Members Sanchez-Jones, Bestpitch, Cobb, Jeffrey, Moon Reynolds and Vice-Mayor White-Boyd-6.

NAYS: None-0.

(Mayor Lea was absent.)

The Invocation was delivered by Council Member Stephanie Moon Reynolds.

The Pledge of Allegiance to the Flag of the United States of America was led by Vice-Mayor White-Boyd.

CERTIFICATION OF CLOSED MEETING: With respect to the Closed Meeting just concluded, Council Member Cobb moved that each Member of City Council certify to the best of his or her knowledge that: (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act; and (2) only such public business matters as were identified in any motion by which any Closed Meeting was convened were heard, discussed or considered by City Council. The motion seconded by Council Member Bestpitch and adopted by the following vote:

AYES: Council Members Sanchez-Jones, Bestpitch, Cobb, Jeffrey, Moon Reynolds and Vice-Mayor White-Boyd-6.

NAYS: None-0.

(Mayor Lea was absent.)

PUBLIC HEARINGS:

ALLEY VACATION: Pursuant to Resolution No. 25523 adopted by the Council on Monday, April 6, 1981, the City Clerk having advertised a public hearing for Tuesday, February 22, 2022, at 7:00 p.m., or as soon thereafter as the matter may be heard, on a request of Franklin Road, LLC, to vacate an alley running north from Franklin Road, S. W., towards Luck Avenue, S. W., adjacent to property located at 117 Franklin Road, S. W., the matter was before the body.

Legal advertisement of the public hearing was published in *The Roanoke Times* on Tuesday, February 1, 2022 and Tuesday, February 8, 2022.

(See publisher's affidavit on file in the City Clerk's Office.)

Inasmuch as the City Planning Commission continued the above mentioned matter to Monday, March 14, 2022, the Mayor advised that the City Council had no jurisdiction to hear the matter at this time.

ALLEY VACATION: Pursuant to Resolution No. 25523 adopted by the Council on Monday, April 6, 1981, the City Clerk having advertised a public hearing for Tuesday, February 22, 2022, at 7:00 p.m., or as soon thereafter as the matter may be heard, on a request of Greater Roanoke Transit Company to vacate a 10 foot wide alley between and parallel to 11th Street, S. E., and 12th Street, S. E., the matter was before the body.

Legal advertisement of the public hearing was published in *The Roanoke Times* on Tuesday, February 1, 2022 and Tuesday, February 8, 2022.

(See publisher's affidavit on file in the City Clerk's Office.)

The City Planning Commission submitted a written report recommending approval of the vacation of right-of-way as amended at the February 14, 2022 meeting and subsequently submitted as Amended Application No. 1, contingent upon the following conditions:

1. Upon meeting all conditions to the granting of the application, the applicant shall deliver a certified copy of this ordinance for recordation to the Clerk of the Circuit Court of Roanoke, Virginia, indexing the same in the name of the City of Roanoke, Virginia, as Grantor, and in the name of the petitioner, and the names of any other parties in interest who may so request, as Grantees. The applicant shall pay such fees and charges as are required by the Clerk to effect such recordation.
2. Upon recording a certified copy of this ordinance with the Clerk of the Circuit Court of the City of Roanoke, Virginia, the applicant shall file with the Engineer for the City of Roanoke, Virginia, the Clerk's receipt, demonstrating that such recordation has occurred.
3. The applicant shall submit a subdivision plat to the Agent for the Planning Commission, receive all required approvals of, and record the plat with the Clerk of the Circuit Court for the City of Roanoke. Such plat shall combine all properties which would otherwise dispose of the land within the right-of-way to be vacated in a manner consistent with law, and retain appropriate easements for the installation and maintenance of any and all existing utilities that may be located within the right-of-way, including the right of ingress and egress.
4. If the above conditions have not been met within a period of twelve (12) months from the date of the adoption of this ordinance, then such ordinance will be null and void with no further action by City Council being necessary, unless extended by the Agent for the Planning Commission for an additional six (6) months prior to the end of the twelve (12) month period.

(For full text, see report on file in the City Clerk's Office.)

Council Member Bestpitch offered the following ordinance:

(#42293-022222) AN ORDINANCE permanently vacating, discontinuing and closing a 10 feet wide alley between and parallel to 11th Street S. E., and 12th Street S. E., extending perpendicular from the southern edge of Campbell Avenue S. E. approximately 175 feet to the northern edge of Kirk Avenue S. E., as more particularly described hereinafter; and dispensing with the second reading of this ordinance by title.

(For full text of ordinance, see Ordinance Book No. 82, page 302.)

Council Member Bestpitch moved the adoption of Ordinance No. 42293-022222. The motion seconded by Council Member Cobb.

The Vice-Mayor inquired if there were persons present who wished to speak on the matter. There being none, she declared the public hearing closed.

There being no comments and/or questions by the Council Members, Ordinance No. 42293-022222 was adopted by the following vote:

AYES: Council Members Sanchez-Jones, Bestpitch, Cobb, Jeffrey, Moon Reynolds and Vice-Mayor White-Boyd-6.

NAYS: None-0.

(Mayor Lea was absent.)

ZONING: Pursuant to Resolution No. 25523 adopted by the Council on Monday, April 6, 1981, the City Clerk having advertised a public hearing for Tuesday, February 22, 2022, at 7:00 p.m., or as soon thereafter as the matter may be heard, on a request of Blue Ridge Memorial Gardens, Inc., to rezone the southern-most 2.21 acre corner portion of property located at 5721 Airport Road, N. W., from ROS, Recreation and Open Space District to CG, Commercial General District to proffer the development of the property subject to a development plan, the matter was before the body.

Legal advertisement of the public hearing was published in *The Roanoke Times* on Tuesday, February 1, 2022 and Tuesday, February 8, 2022.

(See publisher's affidavit on file in the City Clerk's Office.)

The City Planning Commission submitted a written report recommending approval of the rezoning request, finding that the Original Application is consistent with the City's Comprehensive Plan, Williamson Road Area Plan, and the Zoning Ordinance as the subject property will be developed and used in a manner appropriate to the surrounding area.

(For full text, see report on file in the City Clerk's Office.)

Council Member Cobb offered the following ordinance:

(#42294-022222) AN ORDINANCE rezoning certain property located at 5721 Airport Road, N. W., bearing Official Tax Map No. 6630103, from ROS, Recreation and Open Space District, to CG, Commercial-General District, subject to a condition; and dispensing with the second reading of this ordinance by title.

(For full text of ordinance, see Ordinance Book No. 82, page 304.)

Council Member Cobb moved the adoption of Ordinance No. 42294-022222. The motion seconded by Council Member Bestpitch.

The Vice-Mayor inquired if there were persons present who wished to speak on the matter. There being none, she declared the public hearing closed.

There being no comments and/or questions by the Council Members, Ordinance No. 42294-022222 was adopted by the following vote:

AYES: Council Members Sanchez-Jones, Bestpitch, Cobb, Jeffrey, Moon Reynolds and Vice-Mayor White-Boyd-6.

NAYS: None-0.

(Mayor Lea was absent.)

2020 – 2024 HUD CONSOLIDATED PLAN AND REVISIONS TO THE CITIZEN PARTICIPATION PLAN: Pursuant to instructions by the Council, the City Clerk having advertised a public hearing for Tuesday, February 22, 2022, at 7:00 p.m., or as soon thereafter as the matter may be heard, on a proposal of the City of Roanoke to receive public comments on two amendments to the 2020 – 2024 HUD Consolidated Plan and revisions to the Citizen Participation Plan, the matter was before the body.

Legal advertisement of the public hearing was published in *The Roanoke Times* on Sunday, January 23, 2022.

(See publisher's affidavit on file in the City Clerk's Office.)

The City Manager submitted a written report recommending approval of such amendments and revisions to the Consolidated Plan Citizen Participation Plan; adoption of the budget ordinance for the HOME-ARP planning/administration funding; and authorization to submit all amendments to HUD at the conclusion of the 30-day public comment period, to include any comments that may be received.

(For full text, see report on file in the City Clerk's Office.)

Council Member Cobb offered the following resolution:

(#42295-022222) A RESOLUTION approving certain amendments to the City of Roanoke's 2020-2024 HUD Consolidated Plan and Citizen Participation Plan; authorizing the City Manager or the City Manager's designee, to execute all necessary documents required for such amendments; and further authorizing the City Manager or the City Manager's designee to submit such amendments to the United States' Department of Housing and Urban Development ("HUD") for final review and approval..

(For full text of resolution, see Resolution Book No. 82, page 306.)

Council Member Moon Reynolds moved the adoption of Resolution No. 42295-022222. The motion seconded by Council Member Sanchez-Jones.

The Vice-Mayor inquired if there were persons present who wished to speak on the matter. There being none, she declared the public hearing closed.

Council Member Moon Reynolds commented that the Belmont/Fallon target area would be first to be a part of the plan and inquired as to what made the plan unique for the area; whereupon, the City Manager advised that it would allow the City to increase the flexibility for use of funds in that area and currently the plan was exclusively for that area.

There being no additional comments and/or questions by the Council Members, Resolution No. 42295-022222 was adopted by the following vote:

AYES: Council Members Sanchez-Jones, Bestpitch, Cobb, Jeffrey, Moon Reynolds and Vice-Mayor White-Boyd-6.

NAYS: None-0.

(Mayor Lea was absent.)

Council Member Moon Reynolds offered the following budget ordinance:

(#42296-022222) AN ORDINANCE to appropriate funding from the Department of Housing and Urban Development (HUD) for HOME-ARP Funds, amending and reordaining certain sections of the 2021 - 2022 Grant Fund Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of budget ordinance, see Ordinance Book No. 82, page 307.)

Council Member Moon Reynolds moved the adoption of Budget Ordinance No. 42296-022222. The motion seconded by Council Member Jeffrey.

The Vice-Mayor inquired if there were persons present who wished to speak on the matter. There being none, she declared the public hearing closed.

There being no additional comments and/or questions by the Council Members, Ordinance No. 42296-022222 was adopted by the following vote:

AYES: Council Members Sanchez-Jones, Bestpitch, Cobb, Jeffrey, Moon Reynolds and Vice-Mayor White-Boyd-6.

NAYS: None-0.

(Mayor Lea was absent.)

PARKING AGREEMENT: Pursuant to instructions by the Council, the City Clerk having advertised a public hearing for Tuesday, February 22, 2022, at 7:00 p.m., or as soon thereafter as the matter may be heard, to receive citizen comments with regard to execution of a Parking Agreement by the successful bidder (bids were opened at the 2:00 p.m. session of Council), subject to certain terms and conditions, to obtain up to forty-five (45) parking permits for the use of not more than forty-five (45) unreserved parking spaces in the City's Center in The Square Garage located at 11 Campbell Avenue, S. E., the matter was before the body.

Legal advertisement of the public hearing was published in The Roanoke Times on Monday, February 7, 2022 and Monday, February 14, 2022.

(See publisher's affidavit on file in the City Clerk's Office.)

The City Manager submitted a written report recommending acceptance and execution of the Parking Agreement between the City and JS Master Tenant, LLC, subject to approval as to form by the City Attorney.

(For full text, see report on file in the City Clerk's Office.)

Council Member Cobb offered the following ordinance:

(#42297-022222) AN ORDINANCE accepting the bid of JS Master Tenant LLC dba The Liberty Trust to execute a Parking Agreement with an initial term of twenty (20) years, with such entity having the option to renew such Parking Agreement for up to four (4) additional five (5) year periods and which Parking Agreement will allow such entity to obtain up to forty-five (45) Unreserved Parking Permits for use of spaces in the City's Center In The Square Garage, upon certain terms and conditions; authorizing the City Manager to execute such a Parking Agreement; authorizing the City Manager to take such further actions and execute such further documents as may be necessary to implement, administer, and enforce such Parking Agreement; rejecting any other bids; and dispensing with the second reading of this Ordinance by title.

(For full text of ordinance, see Ordinance Book No. 82, page 308.)

Council Member Cobb moved the adoption of Ordinance No. 42297-022222. The motion seconded by Council Member Jeffrey.

The Vice-Mayor inquired if there were persons present who wished to speak on the matter. There being none, she declared the public hearing closed.

The City Manager explained that the matter was in connection with the Liberty Trust building, which was in the process of being converted into a hotel and scheduled to open very soon.

Council Member Cobb expressed curiosity in how many spots would be open for general parking for the heavily used parking garage; whereupon, Jamie Brooks, General Manager, PARK Roanoke explained that the garage contained 203 spots, 20 were reserved for the 204 Jefferson tenants, 20 monthly parking spaces guaranteed between 6:00 a.m. and 6:00 p.m., leaving 140 spaces open. She further explained that the parking agreement would be based on occupancy and if only 20 spaces were needed, then 20 spaces would be reserved for the hotel.

There being no additional comments and/or questions by the Council Members, Resolution No. 42297-022222 was adopted by the following vote:

AYES: Council Members Sanchez-Jones, Bestpitch, Cobb, Jeffrey, Moon Reynolds and Vice-Mayor White-Boyd-6.

NAYS: None-0.

(Mayor Lea was absent.)

OTHER BUSINESS:

AMENDMENT OF PARKING RATES: The City Manager submitted a written communication recommending amendment of the parking rates to be charged for 24 hour continuous parking at the Center in the Square Parking Garage.

(For full text, see communication on file in the City Clerk's Office.)

Council Member Cobb offered the following ordinance:

(#42298-022222) AN ORDINANCE amending certain parking fees to be charged at the Center in the Square Parking Garage, the Elmwood Parking Garage, and the Elmwood Lot; providing for an effective date; and dispensing with the second reading of this Ordinance by title.

(For full text of ordinance, see Ordinance Book No. 82, page 311.)

Council Member Moon Reynolds moved the adoption of Resolution No. 42298-022222. The motion seconded by Council Member Cobb.

There being no comments and/or questions by the Council Members, Ordinance No. 42298-022222 was adopted by the following vote:

AYES: Council Members Sanchez-Jones, Bestpitch, Cobb, Jeffrey, Moon Reynolds and Vice-Mayor White-Boyd-6.

NAYS: None-0.

(Mayor Lea was absent.)

UNFINISHED BUSINESS:

The Vice-Mayor advised that the following Items were tabled at the 2:00 p.m. meeting, removed from the table at the onset of the 7:00 p.m. meeting and would be enacted by one motion with no discussion.

Council Member Moon Reynolds offered the following budget ordinance:

(#42299-022222) AN ORDINANCE to repeal and replace Budget Ordinance 42271-020722 and to appropriate funding from the Economic Aid to Hard-Hit Business, Nonprofits, and Venues Act amended by the American Rescue Plan Act, amending and reordaining certain sections of the 2021 - 2022 Civic Facilities Fund —Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of budget ordinance, see Ordinance Book No. 82, page 314.)

Council Member Moon Reynolds moved the adoption of Budget Ordinance No. 42299-022222. The motion seconded by Council Member Cobb and adopted by the following vote:

AYES: Council Members Sanchez-Jones, Bestpitch, Cobb, Jeffrey, Moon Reynolds and Vice-Mayor White-Boyd-6.

NAYS: None-0.

(Mayor Lea was absent.)

Council Member Moon Reynolds offered the following budget ordinance:

(#42300-022222) AN ORDINANCE to repeal and replace Budget Ordinance 42273-020722 and to appropriate funding from the Virginia Department of Transportation and Roanoke Valley Transportation Planning Organization, amending and reordaining certain sections of the 2021 - 2022 Capital Projects Fund Appropriations.

(For full text of budget ordinance, see Ordinance Book No. 82, page 315.)

Council Member Moon moved the adoption of Budget Ordinance No. 42300-022222. The motion seconded by Council Member Cobb and adopted by the following vote:

AYES: Council Members Sanchez-Jones, Bestpitch, Cobb, Jeffrey, Moon Reynolds and Vice-Mayor White-Boyd-6.

NAYS: None-0.

(Mayor Lea was absent.)

Council Member Moon Reynolds offered the following budget ordinance:

(#42301-022222) AN ORDINANCE to repeal and replace Budget Ordinance 42275-020722 and to appropriate funding from the Virginia Department of Transportation and Roanoke Valley Transportation Planning Organization, amending and reordaining certain sections of the 2021 - 2022 Capital Projects Fund Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of budget ordinance, see Ordinance Book No. 82, page 316.)

Council Member Moon moved the adoption of Budget Ordinance No. 42301-022222. The motion seconded by Council Member Cobb and adopted by the following vote:

AYES: Council Members Sanchez-Jones, Bestpitch, Cobb, Jeffrey, Moon Reynolds and Vice-Mayor White-Boyd-6.

NAYS: None-0.

(Mayor Lea was absent.)

Council Member Moon Reynolds offered the following budget ordinance:

(#42302-022222) AN ORDINANCE to repeal and replace Budget Ordinance 42277-020722 and to appropriate funding from the Department of Environmental Equality Section 106 Supplemental Disaster Fund, amending and reordaining certain sections of the 2021 - 2022 Stormwater Utility Fund Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of budget ordinance, see Ordinance Book No. 82, page 17.)

Council Member Moon moved the adoption of Budget Ordinance No. 42302-022222. The motion seconded by Council Member Cobb and adopted by the following vote:

AYES: Council Members Sanchez-Jones, Bestpitch, Cobb, Jeffrey, Moon Reynolds and Vice-Mayor White-Boyd-6.

NAYS: None-0.

(Mayor Lea was absent.)

Council Member Moon Reynolds offered the following budget ordinance:

(#42303-022222) AN ORDINANCE to repeal and replace Budget Ordinance 42278-020722 and to unappropriate funding from the Virginia Department of Transportation for the Roanoke River Greenway – Barnhardt Creek Bridge, amending and reordaining certain sections of the 2021 - 2022 Capital Projects Fund Appropriations and dispensing with the second reading by title of this ordinance.

(For full text of budget ordinance, see Ordinance Book No. 82, page 318.)

Council Member Moon moved the adoption of Budget Ordinance No. 42303-022222. The motion seconded by Council Member Cobb and adopted by the following vote:

AYES: Council Members Sanchez-Jones, Bestpitch, Cobb, Jeffrey, Moon Reynolds and Vice-Mayor White-Boyd-6.

NAYS: None-0.

(Mayor Lea was absent.)

Council Member Moon Reynolds offered the following budget ordinance:

(#42304-022222) AN ORDINANCE to repeal and replace Budget Ordinance 42246-010322 and to appropriate funding from the United States Treasury for the American Rescue Plan Act (ARPA) – Coronavirus Relief Fund to record and track projects recommended by the Star City Strong: Recovery and Resiliency Advisory Panel. It is hereby necessary to itemize the City of Roanoke's project list and to appropriate and allocate specific funding amounts to each project thereof, providing assistance due to ongoing matters related to the COVID-19 pandemic, amending and reordaining certain sections of the 2021 - 2022 Grant Fund Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of budget ordinance, see Ordinance Book No.82, page 319.)

Council Member Moon moved the adoption of Budget Ordinance No. 42304-022222. The motion seconded by Council Member Cobb and adopted by the following vote:

AYES: Council Members Sanchez-Jones, Bestpitch, Cobb, Jeffrey, Moon Reynolds and Vice-Mayor White-Boyd-6.

NAYS: None-0.

(Mayor Lea was absent.)

HEARING OF CITIZENS UPON PUBLIC MATTERS: NONE.

There being no further business to come before the Council, Vice-Mayor White-Boyd declared the Council meeting adjourned at 7:28 p.m.

A P P R O V E D

ATTEST:

Cecelia F. McCoy, CMC
City Clerk

Sherman P. Lea, Sr.
Mayor
