

ROANOKE CITY COUNCIL-REGULAR SESSION

January 19, 2021

2:00 p.m.

The Council of the City of Roanoke met in regular session on Tuesday, January 19, 2021 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. 41964-010421 adopted by the Council on Monday, January 4, 2021.

PRESENT: Council Members Joseph L. Cobb, Robert L. Jeffrey, Jr., Stephanie Moon Reynolds, Vivian Sanchez-Jones, Patricia White-Boyd, William D. Bestpitch (participated by electronic means), 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 Council Member William D. Bestpitch.

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

PRESENTATIONS AND ACKNOWLEDGEMENTS: NONE.

HEARING OF CITIZENS UPON PUBLIC MATTERS: NONE.

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, December 7, 2020, 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 Cobb and adopted by the following vote:

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

NAYS: None-0.

AUDIT COMMITTEE MINUTES: Minutes of the Audit Committee held on Wednesday, September 2, 2020, was before the Council.

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

Council Member Moon Reynolds moved that the minutes be received and filed. The motion seconded by Council Member Cobb and adopted by the following vote:

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

NAYS: None-0.

FY2020 CITY MANAGER TRANSFER REPORT FOR THE SECOND QUARTER: A communication from the Director of Finance transmitting the FY 2020 City Manager Transfer Report for the second quarter ended December 31, 2020, was before the Council.

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

Council Member Moon Reynolds moved that the communication be received and filed. The motion seconded by Council Member Cobb and adopted by the following vote

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

NAYS: None-0.

RESIGNATION-ROANOKE ARTS COMMISSION: A communication from the City Clerk advising of the resignation of Lora Katz as a member of the Roanoke Arts Commission, effective January 4, 2021, was before the Council.

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

Council Member Moon Reynolds moved that the resignation be accepted and the communication be received and filed. The motion seconded by Council Member Cobb and adopted by the following vote:

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

NAYS: None-0.

OATHS OF OFFICE-EQUITY AND EMPOWERMENT ADVISORY BOARD-BOARD OF ZONING-ROANOKE NEIGHBORHOOD ADVOCATES: Reports of qualification of the following individuals were before the Council:

Elda Stanco Downey and Jerel Rhodes as a member of the Equity and Empowerment Advisory Board for a three-year term of office, commencing January 1, 2021 and ending December 31, 2023;

Betty Jean Wolfe as member of the Board of Zoning Appeals to fill the unexpired term of office of Marcus Huffman ending December 31, 2021; and

Brian Bennett as a member of the Roanoke Neighborhood Advocates to fill the unexpired term of office of Cindy Pasternak ending September 30, 2022.

(See Oaths or Affirmations of Office on file in the City Clerk's Office.)

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

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

NAYS: None-0.

REGULAR AGENDA

PUBLIC HEARINGS: NONE.

PETITIONS AND COMMUNICATIONS: NONE.

REPORTS OF CITY OFFICERS AND COMMENTS OF CITY MANAGER:

CITY MANAGER:

BRIEFINGS: NONE.

ITEMS RECOMMENDED FOR ACTION:

APPALACHIAN TRAIL CONSERVANCY COMMUNITY IMPACT GRANT: The City Manager submitted a written communication recommending acceptance of the Appalachian Trail Conservancy Community Impact Grant to be used by the Department of Parks and Recreation to connect urban youth to nature and provide meaningful and long lasting nature based memories.

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

Council Member Moon Reynolds offered the following resolution:

(#41971-011921) A RESOLUTION accepting the Appalachian Trail Conservancy Community Impact Grant from the Appalachian Trail Conservancy, Mountain Valley Pipeline LLC, and The Conservation Fund; and authorizing execution of any required documentation on behalf of the City.

(For full text of resolution, see Resolution Book No. 81, page 553.)

Council Member Moon Reynolds moved the adoption of Resolution No. 41971-011921. The motion seconded by Vice-Mayor White-Boyd.

Council Member Moon Reynolds requested a briefing or work session with regard to the Parks and Recreation Program connecting urban youth to nature.

Council Member Cobb commented with elation that something good may come of the pipeline controversy.

There being no additional comments from the Council Members, Resolution No. 41971-011921 was adopted by the following vote:

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

NAYS: None-0.

Council Member Cobb offered the following budget ordinance:

(#41972-011921) AN ORDINANCE appropriating funding from the Appalachian Trail Conservancy through the voluntary conversion agreement for connecting urban youth to nature, amending and reordaining certain sections of the 2020 - 2021 Grant Fund Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of ordinance, see Ordinance Book No. 81, page 553.)

Council Member Cobb moved the adoption of Budget Ordinance No. 41972-011921. The motion seconded by Council Member Moon Reynolds and adopted by the following vote:

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

NAYS: None-0.

HEALTH EQUITY GRANT-VIRGINIA DEPARTMENT OF EMERGENCY MANAGEMENT: The City Manager submitted a written communication recommending acceptance of the Health Equity Grant from the Virginia Department of Emergency Management to support local emergency management performance to include the development of a COVID-19 engagement team.

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

Vice-Mayor White-Boyd offered the following resolution:

(#41973-011921) A RESOLUTION accepting the Virginia Department of Emergency Management (VDEM) Emergency Management Performance Grant – Supplemental (EMPG-S) Health Equity Grant to the City and authorizing execution of any required documentation on behalf of the City.

(For full text of resolution, see Resolution Book No. 81, page 554.)

Vice-Mayor White-Boyd moved the adoption of Resolution No. 41973-011921. The motion seconded by Council Member Jeffrey.

The City Manager reminded the Council that the funding would be spent to support a citywide engagement team to inform citizens about the availability of tests and vaccines, in partnership with the Virginia Department of Health; and noted that the information would be filtered through community announcements, schools, non-profits, and health care professionals.

There being no questions and/or comments by the Council members, Resolution No. 41973-011921 was adopted by the following vote:

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

NAYS: None-0.

Vice-Mayor White-Boyd offered the following budget ordinance:

(#41974-011921) AN ORDINANCE appropriating funding from the U.S. Department of Homeland Security through the Commonwealth of Virginia Department of Emergency Management (VDEM) for local emergency management performance, amending and reordaining certain sections of the 2020 - 2021 Grant Fund Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of ordinance, see Ordinance Book No. 81, page 555.)

Vice-Mayor White-Boyd moved the adoption of Budget Ordinance No. 41974-011921. The motion seconded by Council Member Sanchez-Jones and adopted by the following vote:

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

NAYS: None-0.

2021 CARILION CLINIC GRANT AWARD: The City Manager submitted a written communication recommending acceptance of the 2021 Carilion Clinic Grant to provide funding for the Financial Empowerment Center, an initiative to help improve the financial stability of low and moderate-income households around the country.

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

Council Member Moon Reynolds offered the following resolution:

(#41975-011921) A RESOLUTION authorizing the acceptance of the 2021 Carilion Clinic Financial Empowerment Center (FEC) Grant to the City of Roanoke (City) from Carilion Clinic; authorizing the City Manager to execute any documents necessary to receive such grant, including a Letter of Agreement with Carilion Clinic, granted in order to assist the City's efforts to improve the financial stability of low and moderate income households by supporting the City's FEC; and authorizing the City Manager to take such further actions and execute such other documents as may be necessary to obtain, accept, implement, administer, and use such grant funds.

(For full text of resolution, see Resolution Book No. 81, page 556.)

Council Member Moon Reynolds moved the adoption of Resolution No. 41975-011921. The motion seconded by Council Member Sanchez-Jones and adopted by the following vote:

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

NAYS: None-0.

Vice-Mayor White-Boyd offered the following budget ordinance:

(#41976-011921) AN ORDINANCE to appropriate funding from the Carilion Clinic to supplement funding for the Financial Empowerment Center for financial counseling of low and moderate income individuals, amending and reordaining certain sections of the 2020 - 2021 Grant Fund Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of ordinance, see Ordinance Book No. 81, page 557.)

Vice-Mayor White-Boyd moved the adoption of Budget Ordinance No. 41976-011921. The motion seconded by Council Member Cobb and adopted by the following vote:

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

NAYS: None-0.

PARKING FUND APPROPRIATION OF RETAINED EARNINGS FOR CAPITAL PROJECTS: The City Manager submitted a written communication recommending appropriation of Parking Fund Retained Earnings for capital maintenance projects in connection with the City parking garages.

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

Council Member Moon Reynolds offered the following budget ordinance:

(#41977-011921) AN ORDINANCE to appropriate funding from the Parking Fund Retained Earnings to the PARCS Upgrade and THP Limited, Inc., preventative maintenance at each of the system's seven garages, amending and reordaining certain sections of the 2019 - 2020 Parking Fund Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of ordinance, see Ordinance Book No. 81, page 558.)

Council Member Moon Reynolds moved the adoption of Budget Ordinance No. 41977-011921. The motion seconded by Council Member Jeffrey and adopted by the following vote:

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

NAYS: None-0.

VDOT REVENUE SHARING PROJECT: The City Manager submitted a written communication recommending authorization to request that the 13th Street, S. E., improvements be established as a Revenue Sharing Project.

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

Council Member Cobb offered the following resolution:

(#41978-011921) A RESOLUTION requesting the Commonwealth Transportation Board (CTB) and Virginia Department of Transportation (VDOT) to establish a Revenue Sharing Program known as the 13th Street SE Improvements Project; requesting that surplus \$901,238 in Revenue Sharing Program funds from the completed 10th Street Improvements Project be transferred to the newly established 13th Street SE Improvements Project; authorizing the City Manager to execute documents necessary to effectuate said transfer and uses.

(For full text of resolution, see Resolution Book No. 81, page 559.)

Council Member Cobb moved the adoption of Resolution No. 41978-011921. The motion seconded by Vice-Mayor White-Boyd and adopted by the following vote:

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

NAYS: None-0.

COMMENTS OF CITY MANAGER:

The City Manager offered the following comments:

Solid Waste Collection Schedule Changes

- City offices will be closed on Monday, Jan. 18, 2021, for the Dr. Martin Luther King, Jr. Day holiday.
- All residential/commercial solid waste collection (including recycling, bulk and brush) will be delayed one day.

Neighborhood Grants Application

- The Neighborhood Grants application period is still open; the City will accept applications until January 25.
- The application form can be found at roanokeva.gov/citymanager – select “Neighborhood Services,” “Programs and Activities,” and click on “Neighborhood Development Grant Program.”
- Applications may be submitted by:
 - Mailing the application form to the Office of Community Engagement, 215 Church Avenue, SW, Room 364.
 - Sending the application form via email to neighborhoods@roanokeva.gov.
- If you have questions, contact Tiffany Bradbury, Community Engagement Manager, at 853-6428 or Keith Holland, Community Resources Program Administrator, at 853-6404.

Neighborhood Partnership Awards Deadline Extended

- Neighborhood Partnership Awards nominations will be accepted through January 31.
- Help us spread the word so we can celebrate those that have gone above and beyond in our community.
- Nominations may be submitted online at roanokeva.gov/citymanager, select “Neighborhood Services,” “Programs and Activities,” and click on “Annual City Neighborhood Awards Program.”

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 the City Clerk's Office.)

Council Member Moon Reynolds offered the following budget ordinance:

(#41979-011921) AN ORDINANCE to appropriate funding from the Commonwealth, federal and private grant for various educational programs, amending and re-ordaining certain sections of the 2020 - 2021 School Grant Fund Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of ordinance, see Ordinance Book No. 81, page 560.)

Council Member Moon Reynolds moved the adoption of Budget Ordinance No. 41979-011921. The motion seconded by Council Member Cobb and adopted by the following vote:

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

NAYS: None-0.

UNFINISHED BUSINESS: NONE.

INTRODUCTION AND CONSIDERATION OR ORDINANCES AND RESOLUTIONS:

MEMORIALIZING THE LATE DR. WENDELL H. BUTLER, FORMER VICE-MAYOR, CITY COUNCIL MEMBER AND LONGTIME LOCAL DENTIST: Vice-Mayor White-Boyd offered the following resolution memorializing the late Dr. Wendell H. Butler, former Vice-Mayor, City Council Member and longtime local dentist:

(#41980-011921) A RESOLUTION memorializing the late Dr. Wendell Harding Butler, dentist, former Vice-Mayor and 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. 81, page 563.)

Vice-Mayor White-Boyd moved the adoption of Resolution No. 41980-011921. The motion was seconded by Council Member Moon Reynolds.

Dr. Wendell Butler's daughters appeared before the Council by electronic means to accept the Resolution and express sincere appreciation for the ceremonial document honoring Dr. Butler.

Following accolades and comments by several Council Members, Resolution No. 41980-011921 was adopted by the following vote:

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

NAYS: None-0.

MOTION AND MISCELLANEOUS BUSINESS:

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

COVID-19 TESTING EVENT: Vice-Mayor White-Boyd thanked members of the Omega Psi Phi Fraternity, Inc., for hosting a COVID-19 testing event in the parking lot of Goodwill Industries of the Valleys in Northwest Roanoke on Monday, January 18, where hundreds of people received a COVID-19 test at no cost to them. She implored citizens to take the COVID-19 virus serious as cases were increasing rapidly in the area and disproportionately affecting people of color. She also thanked and commended the Clean Valley Council, Marion Childress, Sunni Purviance, Jordan Bell, Tommy Paige and all who took part in the effort to pick up litter in neighborhoods on Monday, January 18.

RESIDENT OF THE MONTH-VILLAGES AT LINCOLN: Council Member Moon Reynolds congratulated Zakiyaa Woody who was honored as the December resident of the month at Villages at Lincoln during a ceremony on Friday, January 15. Ms. Woody participated in the Virginia Western Community College Pharmacy Technician 14-week cohort held at Villages at Lincoln in 2020 and is now a licensed Pharmacy Technician; she also expressed appreciation to Melissa Marcus, RSVP Virginia Western Community College Program, Kara Joyce, Workforce Innovation and Opportunity Act Youth Program, Nathan Webster, Scratch Biscuit Company, for sponsoring the event and Council Member Cobb for his attendance at the event.

COLORSVA MAGAZINE: Council Member Jeffrey acknowledged Vice-Mayor White-Boyd featured on the cover of the January 2021 issue of ColorsVA Magazine. He encouraged all to get a copy and learn more about the newly elected Vice-Mayor.

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

At 3:13 p.m., Mayor Lea declared the Council Meeting in recess until 7:00 p.m., in the Council Chamber, Room 450, Noel C. Taylor Municipal Building.

At 7:00 p.m., the Council meeting reconvened in the Council Chamber, Room 450, fourth floor, Noel C. Taylor Municipal Building, with Mayor Sherman P. Lea, Sr., presiding.

PRESENT: Council Members Joseph L. Cobb, Robert L. Jeffrey, Jr., Stephanie Moon Reynolds, Vivian Sanchez-Jones, Patricia White-Boyd, William D. Bestpitch (participated by electronic means), 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 Council Member William D. Bestpitch.

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

PUBLIC HEARINGS:

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, January 19, 2021, at 7:00 p.m., or as soon thereafter as the matter may be heard, on a request of MCE Owner Occupied, LLP (formerly J&K HTTC, LLP) and MFF Holdings, LLC, to amend the conditions proffered as part of a previous rezoning at 2541, 2545, 2549, 2607, 2613, and 2619 Belle Avenue, N. E., previously rezoned with conditions by Ordinance No. 41190-071618, the matter was before the body.

Legal advertisement of the public hearing was published in *The Roanoke Times* on Tuesday, December 29, 2020 and Tuesday, January 5, 2021.

(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 Amended Application No. 1 is consistent with the City's Comprehensive Plan and Hollins/Wildwood Area Plan. The subject property, as conditioned, 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 Sanchez-Jones read into the record the following Conflict of Interest Statement in connection with the abovementioned matter:

“STATEMENT OF CONFLICT OF INTEREST

I, Vivian Sanchez –Jones, state that I reside at 2610 Belle Avenue, N.E., in the City of Roanoke and that agenda item A. 1. of the January 19, 2021 evening City Council Meeting involves a rezoning of six (6) parcels on Belle Avenue, N. E.; however, as one of many individuals who reside on Belle Avenue, I believe that I can fairly and impartially consider this rezoning application.

Therefore, in accordance with Virginia Code Section 2.2-3112, I will participate in this matter. I ask that the City Clerk accept this statement and ask that it be made a part of the minutes of this meeting.

Witness the following signature made this 19th day of January 2021.

S/Vivian Sanchez-Jones
Vivian Sanchez-Jones, Member of Council"

(See Statement of Conflict of Interest on file in the City Clerk's Office.)

Vice-Mayor White-Boyd offered the following ordinance:

(#41981-011921) AN ORDINANCE to amend conditions presently binding upon property located at 2541, 2545, 2549, 2607, 2613, and 2619 Belle Avenue, N. E., zoned IN, Institutional District; and dispensing with the second reading of this ordinance by title.

(For full text of ordinance, see Ordinance Book No. 81, page 565.)

Vice-Mayor White-Boyd moved the adoption of Ordinance No. 41981-011921. The motion seconded by Council Member Cobb.

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

There being no comments and/or questions by the Council Members, Ordinance No. 41981-011921 was adopted by the following vote:

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

NAYS: None-0.

STREET AND 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, January 19, 2021, at 7:00 p.m., or as soon thereafter as the matter may be heard, on a request Charles Kostelni representing Walker Machine and Foundry Company, to vacate a portion of 20 foot wide alley that extends southwest from Russell Avenue, S. W., the matter was before the body.

Inasmuch as the City Planning Commission continued the abovementioned matter to its Monday, February 8, 2021 meeting, the Mayor advised that City Council had no jurisdiction to hear the matter at this time.

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, January 19, 2021, at 7:00 p.m., or as soon thereafter as the matter may be heard, on a request of Randal Johnson to vacate an approximately 500 square foot semi-circular extension on the west side of an undeveloped 10 foot alley that extends from Connecticut Avenue, N. E., intersecting another undeveloped 10 foot alley extending from Plantation Road, N. E., such semi-circular extension adjacent to only Official Tax Map No. 3040719, the matter was before the body.

Legal advertisement of the public hearing was published in *The Roanoke Times* on Tuesday, December 29, 2020 and Tuesday, January 5, 2021.

(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 requested.

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

Council Member Moon Reynolds offered the following ordinance:

(#41982-011921) AN ORDINANCE permanently vacating, discontinuing and closing an approximately 500 square foot semi-circular extension of a public right-of-way on the west side of an undeveloped 10 foot alley that extends from Connecticut Avenue, N. E., to, and intersecting with, another undeveloped 10 foot alley extending from Plantation Road, N. 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. 81, page 566.)

Council Member Moon Reynolds moved the adoption of Ordinance No. 41982-011921. The motion seconded by Vice-Mayor White-Boyd.

Randal Johnson, Petitioner, appeared before the Council by electronic means in support of the alley vacation.

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

There being no comments and/or questions by the Council Members, Ordinance No. 41982-011921 was adopted by the following vote:

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

NAYS: None-0.

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, January 19, 2021, at 7:00 p.m., or as soon thereafter as the matter may be heard, on a request of Paul Phillips representing Freedom First Credit Union to vacate a 15 foot wide right-of-way that extends 50 feet west and perpendicular from 3rd Street, S. E., and is bounded by Official Tax Map Nos. 4012014, 4012016, and 4012013, the matter was before the body.

Legal advertisement of the public hearing was published in *The Roanoke Times* on Tuesday, December 29, 2020 and Tuesday, January 5, 2021.

(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 requested.

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

Council Member Jeffrey read into the record the following Conflict of Interest Statement in connection with the abovementioned matter:

"STATEMENT OF CONFLICT OF INTEREST

I, Robert L. Jeffrey, Jr., state that I have a personal interest in agenda items A. 4. and A. 5. of the January 19, 2021 evening City Council Meeting regarding the vacation of certain rights of way that will benefit Freedom First Credit Union, because Freedom First Credit Union is a client of mine.

Therefore, pursuant to Virginia Code Section 2.2-3112, I must refrain from participation in these matters. I ask that the City Clerk accept this statement and ask that it be made a part of the minutes of this meeting.

Witness the following signature made this 19th day of January 2021.

S/Robert L. Jeffrey, Jr.
Robert L. Jeffrey, Jr., Member of Council"

(See Statement of Conflict of Interest on file in the City Clerk's Office.)

Vice-Mayor White-Boyd offered the following ordinance:

(#41983-011921) AN ORDINANCE permanently vacating, discontinuing and closing a public right-of-way in the City of Roanoke located at 3rd Street, S. E., bounded by Official Tax Map Nos. 4012014, 4012016, and 4012013, 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. 81, page 569.)

Vice-Mayor White-Boyd moved the adoption of Ordinance No. 41983-011921. The motion seconded by Council Member Cobb.

Bill Hume, Architect; and Jim McKell, General Counsel, representing the petitioner, appeared before the Council by electronic means in support of the vacation.

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

There being no comments and/or questions by the Council Members, Ordinance No. 41983-011921 was adopted by the following vote:

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

NAYS: None-0.

(Council Member Jeffrey abstained from the vote.)

PUBLIC UTILITY EASEMENTS: Pursuant to instructions by the Council, the City Clerk having advertised a public hearing for Tuesday, January 19, 2021 at 7:00 p.m., or as soon thereafter as the matter may be heard, on a proposal of the City of Roanoke to vacate two 15 foot public utility easements, across the following properties all owned by Freedom First Federal Credit Union, 401 3rd Street, S. E., 0 3rd Street, S. E., and 120 Bullitt Avenue, S. E., the matter was before the body.

Legal advertisement of the public hearing was published in *The Roanoke Times* on Friday, January 8, 2021.

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

The City Manager submitted a written report recommending execution of the vacation of the two existing public utility easements.

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

Council Member Jeffrey read into the record the following Conflict of Interest Statement in connection with the abovementioned matter:

"STATEMENT OF CONFLICT OF INTEREST

I, Robert L. Jeffrey, Jr., state that I have a personal interest in agenda items A. 4. and A. 5. of the January 19, 2021 evening City Council Meeting regarding the vacation of certain rights of way that will benefit Freedom First Credit Union, because Freedom First Credit Union is a client of mine.

Therefore, pursuant to Virginia Code Section 2.2-3112, I must refrain from participation in these matters. I ask that the City Clerk accept this statement and ask that it be made a part of the minutes of this meeting.

Witness the following signature made this 19th day of January 2021.

S/Robert L. Jeffrey, Jr.
Robert L. Jeffrey, Jr., Member of Council"

(See Statement of Conflict of Interest on file in the City Clerk's Office.)

Vice-Mayor White-Boyd offered the following ordinance:

(#41984-011921) AN ORDINANCE authorizing the vacation of two (2) 15' public utility easements across the following properties owned by Freedom First Federal Credit Union ("Freedom First"): (i) Roanoke Official Tax Map No. 4012008, located at 401 3rd Street, S. E., (ii) Roanoke Official Tax Map No. 4012009, located at 0 3rd Street, S. E., (iii) Roanoke Official Tax Map No. 4012013, located at 0 3rd Street, S. E., and (iv) Roanoke Official Tax Map No. 4012016, located at 120 Bullitt Avenue, S. E., at Freedom First's request; and dispensing with the second reading by title of this ordinance.

(For full text of ordinance, see Ordinance Book No. 81, page 571.)

Council Member White-Boyd moved the adoption of Ordinance No. 41984-011921. The motion seconded by Council Member Moon Reynolds.

Bill Hume, Architect; and Jim McKell, General Counsel, representing Freedom First Credit Union, appeared before the Council by electronic means in support of the request.

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

There being no comments and/or questions by the Council Members, Ordinance No. 41984-011921 was adopted by the following vote:

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

NAYS: None-0.

(Council Member Jeffrey abstained from the vote.)

LEASE RENEWAL FOR THE ORVIS COMPANY, INC.: Pursuant to instructions by the Council, the City Clerk having advertised a public hearing for Tuesday, January 19, 2021 at 7:00 p.m., or as soon thereafter as the matter may be heard, on a proposal of the City of Roanoke to lease approximately 3,000 square feet of City-owned property located in the Center in the Square Parking Garage at 11 Campbell Avenue, S. E., to The Orvis Company, Inc., to be used by Orvis for commercial and retail purposes, the matter was before the body.

Legal advertisement of the public hearing was published in *The Roanoke Times* on Friday, January 8, 2021.

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

The City Manager submitted a written report recommending execution for a renewal term of one year.

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

Council Member Moon Reynolds offered the following ordinance:

(#41985-011921) AN ORDINANCE authorizing the City Manager to execute a lease agreement with The Orvis Company, Inc., for approximately 3,000 square feet of space in the Center in the Square Parking Garage, located at 11 Campbell Avenue, S. E., Roanoke, Virginia, for the purpose of operating a retail business; and dispensing with the second reading by title of this ordinance.

(For full text of ordinance, see Ordinance Book No. 81, page 572.)

Council Member Moon Reynolds moved the adoption of Ordinance No. 41985-011921. The motion seconded by Council Member Sanchez-Jones.

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

There being no comments and/or questions by the Council Members, Ordinance No. 41985-011921 was adopted by the following vote:

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

NAYS: None-0.

2019 - 2020 HUD CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT: Pursuant to instructions by the Council, the City Clerk having advertised a public hearing for Tuesday, January 19, 2021 at 7:00 p.m., or as soon thereafter as the matter may be heard, to receive citizen comments with regard to the 2019 - 2020 HUD Consolidated Annual Performance and Evaluation Report, the matter was before the body.

Legal advertisement of the public hearing was published in *The Roanoke Times* on Friday, December 18, 2020.

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

The City Manager submitted a written report recommending approval of the 2019 - 2020 HUD Consolidated Performance and Evaluation Report (CAPER), and to execute and submit the CAPER to the Richmond Field Office of the U.S. Department of Housing and Urban Development prior to January 31, 2021, in a form approved by the City Attorney.

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

Council Member Moon Reynolds offered the following resolution:

(#41986-011921) A RESOLUTION approving the 2019 - 2020 HUD Consolidated Annual Performance and Evaluation Report (CAPER) regarding the United States Department of Housing and Urban Development (HUD) Community Development Block Grant (CDBG) program; and authorizing the City Manager to submit the CAPER to HUD.

(For full text of resolution, see Resolution Book No. 81, page 573.)

Council Member Moon Reynolds moved the adoption of Resolution No. 41986-011921. The motion seconded by Council Member Jeffrey.

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

There being no comments and/or questions by the Council Members, Resolution No. 41986-011921 was adopted by the following vote:

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

NAYS: None-0.

HEARING OF CITIZENS UPON PUBLIC MATTERS: NONE.

There being no further business to come before the Council, Mayor Lea declared the regular meeting adjourned at 7:33 p.m.

A P P R O V E D

ATTEST:

Cecelia F. McCoy, CMC
City Clerk

Sherman P. Lea, Sr.
Mayor
