

## ROANOKE CITY COUNCIL-REGULAR SESSION

February 18, 2020

2:00 p.m.

The Council of the City of Roanoke met in regular session on Tuesday, February 18, 2020 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 Vice-Mayor Joseph L. Cobb 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. 41490-070119 adopted by the Council on Monday, July 1, 2019.

PRESENT: Council Members Patricia White-Boyd, William D. Bestpitch, Michelle L. Davis (arrived late), Djuna L. Osborne (arrived late), Anita J. Price and Vice-Mayor Joseph L. Cobb-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; Daniel J. Callaghan, City Attorney; and Cecelia F. McCoy, City Clerk.

The Invocation was delivered by The Reverend Eric Long, Pastor, St. John's Episcopal Church.

The Pledge of Allegiance to the Flag of the United States of America was led by Vice-Mayor Joseph L. Cobb.

PRESENTATIONS AND ACKNOWLEDGEMENTS: NONE.

At 2:05 p.m., Council Member Davis entered the meeting and at 2:09 p.m., Council Member Osborne entered the meeting.

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 would be referred to the City Manager for response, recommendation or report to Council, as he may deem appropriate.

MOMENT OF SILENCE: Martin Jeffrey, 421 Fairfax Avenue, N. W., appeared before the Council to read a scripture and request a moment of silence.

## 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, February 3, 2020, was before the body.

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

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

**AYES:** Council Members White-Boyd, Bestpitch, Davis, Osborne, Price and Vice-Mayor Cobb-6.

**NAYS:** None-0.

(Mayor Lea was absent.)

**FY 2020 CITY MANAGER TRANSFER REPORT FOR THE SECOND QUARTER:** A communication from the City Manager transmitting the FY 2020 City Manager Transfer Report for the Second Quarter ended December 31, 2019, was before the Council.

(See copy of Transfer Report on file in the City Clerk's Office.)

Council Member Davis moved that the Transfer Report be received and filed. The motion seconded by Council Member Price and adopted by the following vote:

**AYES:** Council Members White-Boyd, Bestpitch, Davis, Osborne, Price and Vice-Mayor Cobb-6.

**NAYS:** None-0.

(Mayor Lea was absent.)

OATHS OF OFFICE-ROANOKE VALLEY-ALLEGHANY REGIONAL COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY COMMITTEE-CITY CLERK: Reports of qualifications of the following individuals were before the Council:

Aisha Johnson as the City's Technical Advisor representative of the Roanoke Valley-Alleghany Regional Comprehensive Economic Development Strategy Committee for a three-year term of office, commencing April 1, 2020 and ending March 31, 2023; and

Cecelia F. McCoy as the City Clerk for the City of Roanoke, for a term ending September 30, 2020.

(See Oath or Affirmation of Office on file in the City Clerk's Office.)

Council Member Davis moved that the report of qualification be received and filed. The motion seconded by Council Member Price and adopted by the following vote:

AYES: Council Members White-Boyd, Bestpitch, Davis, Osborne, Price and Vice-Mayor Cobb-6.

NAYS: None-0.

(Mayor Lea was absent.)

## REGULAR AGENDA

### 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 14, 2020; and to be held unopened by the City Clerk until 2:00 p.m., on Tuesday, February 18, 2020, 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 Project, LLC.

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

There being no responses by the Council regarding receipt of bids, the Mayor referred the sole bid to the City Manager for review and recommendation to the Council.

PUBLIC HEARINGS: NONE.

PETITIONS AND COMMUNICATIONS:

ROANOKE VALLEY REGIONAL CABLE TELEVISION FISCAL YEAR 2020 - 2021 BUDGET: Elaine Bays-Murphy, Cable Access Director, Roanoke Valley Regional Cable Television, transmitted the Roanoke Valley Regional Cable Television Fiscal Year 2020 - 2021 Budget, with the City's share being \$240,769.00, plus an additional \$2,112.00 for closed captioning for City Council Briefings.

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

Council Member Bestpitch offered the following resolution:

(#41665-021820) A RESOLUTION approving the recommendation of the Roanoke Valley Regional Cable Television Committee to approve the annual operating budget for Fiscal Year 2020 – 2021 for the operation of the regional government and educational access station, Roanoke Valley Television (RVTV, Channel 3), and for the City to provide partial funding.

(For full text of resolution, see Resolution Book No. 80, page 740.)

Council Member Bestpitch moved the adoption of Resolution No. 41665-021820. The motion seconded by Council Member Price.

Following an overview of yearly activities performed by RVTV, Resolution No. 41665-021820 was adopted by the following vote:

AYES: Council Members White-Boyd, Bestpitch, Davis, Osborne, Price and Vice-Mayor Cobb-6.

NAYS: None-0.

(Mayor Lea was absent.)

## REPORTS OF CITY OFFICERS AND COMMENTS OF CITY MANAGER:

CITY MANAGER:

BRIEFINGS:

**Wasena Bridge Design Update**

Luke Pugh, City Engineer, briefed the Council on the Wasena Bridge Design Update and highlighted the following information:

- Key Team Organization Chart
- Public Engagement Process
- Bridges are viewed from multiple perspectives:
  - Functional
  - Architectural
  - Spatial
- Community Goals and Objectives
  - The new bridge as a beautiful symbol of strength and elegance for the Roanoke Community.
  - Better pedestrian/bike access to the bridge and traffic calming at entrances to the new river crossing.
  - Meaningful and effective separation of transportation modes to create a sense of safety and increase sustainable pedestrian/bicycle use.
  - Preservation and enhancement of views of the mountains and overall landscape.
  - Integration of new bridge into the park area and overall context. Old bridge interpretative panels and attractive overlooks/rest areas along the bridge.
- Major Constraints
  - Winchester Avenue
  - Secondary Railroad Track
  - Bikeway
  - Roanoke River
  - Railroad Tracks
- Bridge Design Criteria

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

Following extensive dialogue regarding the Wasena Bridge Design Update, Vice-Mayor Cobb thanked Mr. Pugh for the presentation and advised the briefing would be received and filed.

## ITEMS RECOMMENDED FOR ACTION:

**DONATION IN SUPPORT OF THE POLICE DEPARTMENT'S CRIME PREVENTION PROGRAM:** The City Manager submitted a written communication recommending acceptance of a donation in support of the Police Department's Crime Prevention Program.

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

Council Member White-Boyd offered the following resolution:

(#41666-021820) A RESOLUTION accepting the donation of funds from a citizen who wishes to remain anonymous be applied toward the prevention of Crime accordance with § 2-263, of the Code of the City of Roanoke (1979), as amended; authorizing the City Manager to take such further actions and execute all documents as may be necessary to obtain, accept, implement, administer such donation; and expressing the City's appreciation for such donation.

(For full text of resolution, see Resolution Book No. 80, page 741.)

Council Member White-Boyd moved the adoption of Resolution No. 41666-021820. The motion seconded by Council Member Price and adopted by the following vote:

**AYES:** Council Members White-Boyd, Bestpitch, Davis, Osborne, Price and Vice-Mayor Cobb-6.

**NAYS:** None-0.

(Mayor Lea was absent.)

Council Member Price offered the following budget ordinance:

(#41667-021820) AN ORDINANCE to appropriate funding from an anonymous donor for the Crime Prevention Donation Fund and to reclassify previous anonymous donations amending and reordaining certain sections of the 2019 - 2020 Grant Fund Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of ordinance, see Ordinance Book No. 80, page 742.)

Council Member Price moved the adoption of Budget Ordinance No. 41667-021820. The motion seconded by Council Member White-Boyd and adopted by the following vote:

AYES: Council Members White-Boyd, Bestpitch, Davis, Osborne, Price and Vice-Mayor Cobb-6.

NAYS: None-0.

(Mayor Lea was absent.)

FY 2019 - 2020 UNITED WAY FUNDING: The City Manager submitted a written communication recommending acceptance of the FY 2019 - 2020 United Way funding for the Bank On Roanoke Valley Program.

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

Council Member Price offered the following resolution:

(#41668-021820) A RESOLUTION authorizing the acceptance of funding by the City of Roanoke from the United Way of Roanoke Valley ("UWRV") for program management and activities of the Bank On Roanoke Valley ("BORV") program for Fiscal Year ("FY") 2020, in order to integrate and align BORV with the Financial Empowerment Center ("FEC"); authorizing the City Manager to execute any documents necessary to receive such funding and to transition ongoing program management of BORV to the City, including a Memorandum of Understanding with UWRV; 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 funds.

(For full text of resolution, see Resolution Book No. 80, page 743.)

Council Member Price moved the adoption of Resolution No. 41668-021820. The motion seconded by Council Member White-Boyd and adopted by the following vote:

AYES: Council Members White-Boyd, Bestpitch, Davis, Osborne, Price and Vice-Mayor Cobb-6.

NAYS: None-0.

(Mayor Lea was absent.)

# 562

Council Member White-Boyd offered the following budget ordinance:

(#41669-021820) AN ORDINANCE to appropriate funding from the United Way of Roanoke Valley to transition program management from Bank on Roanoke Valley to the City to improve the financial stability of low to moderate income residents, amending and reordaining certain sections of the 2019 - 2020 Grant Fund Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of ordinance, see Ordinance Book No. 80, page 744.)

Council Member White-Boyd moved the adoption of Budget Ordinance No. 41669-021820. The motion seconded by Council Member Davis and adopted by the following vote:

AYES: Council Members White-Boyd, Bestpitch, Davis, Osborne, Price and Vice-Mayor Cobb-6.

NAYS: None-0.

(Mayor Lea was absent.)

HOLLINS ROAD/ORANGE AVENUE INTERSECTION IMPROVEMENTS: The City Manager submitted a written communication recommending authorization to request that the Hollins Road/Orange Avenue Intersection Improvements be established as a revenue sharing project by the Commonwealth Transportation Board and Virginia Department of Transportation.

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

Council Member Davis offered the following resolution:

(#41670-021820) A RESOLUTION requesting the Commonwealth Transportation Board (CTB) and Virginia Department of Transportation (VDOT) to establish a Revenue Sharing Program known as the Hollins Road/Orange Avenue Intersection Improvements Project; requesting that the \$500,000.00 in Revenue Sharing Program funds from the Tenth Street Improvements Project and \$500,000.00 in Local Match funds from the City of Roanoke (City) from the Tenth Street Improvements Project be transferred to the newly established Hollins Road/Orange Avenue Intersection Improvements Project; authorizing the City Manager to execute a project administration agreement with VDOT and an Appendix A document for Revenue Sharing Funds for the Hollins Road/Orange Avenue Intersection Improvements Project; and authorizing the City Manager to take certain other actions in connection with the above matters and Projects.

(For full text of resolution, see Resolution Book No. 80, page 746.)



Council Member Davis moved the adoption of Resolution No. 41670-021820. The motion seconded by Council Member Osborne and adopted by the following vote:

AYES: Council Members White-Boyd, Bestpitch, Davis, Osborne, Price and Vice-Mayor Cobb-6.

NAYS: None-0.

(Mayor Lea was absent.)

CHARTER FOR COMPASSION: The City Manager submitted a written communication recommending authorization for the Mayor to sign the Charter for Compassion on behalf of the City of Roanoke.

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

Council Member Bestpitch offered the following resolution:

(#41671-021820) A RESOLUTION adopting the Charter for Compassion and authorizing the Mayor to sign the Charter for Compassion on behalf of the City of Roanoke.

(For full text of resolution, see Resolution Book No. 80, page 748.)

Council Member Bestpitch moved the adoption of Resolution No. 41671-021820. The motion seconded by Council Member Osborne and adopted by the following vote:

AYES: Council Members White-Boyd, Bestpitch, Davis, Osborne, Price and Vice-Mayor Cobb-6.

NAYS: None-0.

(Mayor Lea was absent.)

APPROVAL OF THE ROANOKE, VIRGINIA STRATEGIC PLAN 2020: The City Manager submitted a written communication recommending approval of the Roanoke, Virginia Strategic Plan 2020 - 2021.

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

Council Member Osborne offered the following resolution:

(#41672-021820) A RESOLUTION adopting the Roanoke, Virginia Strategic Plan 2020 - 2021 (2020 Strategic Plan).

(For full text of resolution, see Resolution Book No. 80, page 749.)

Council Member Osborne moved the adoption of Resolution No. 41672-021820. The motion seconded by Council Member Davis and adopted by the following vote:

AYES: Council Members White-Boyd, Bestpitch, Davis, Osborne, Price and Vice-Mayor Cobb-6.

NAYS: None-0.

(Mayor Lea was absent.)

## COMMENTS OF CITY MANAGER.

The City Manager offered the following comments:

### **Solid Waste Collection**

- City offices were closed on Monday, February 18, for Presidents' Day. As a result, residential/commercial collection of trash, brush, bulk, and "A" week single-stream recycling during this week will be delayed by one day.
- Information about this week's Solid Waste Collection is posted on the city's website home page under "Read About Roanoke."

### **City to Host Public Works Job Fair**

- Tuesday, March 3, at Berglund Center, 4:00 p.m. to 7:00 p.m.
- The City will be hiring for jobs in Stormwater, Solid Waste, Berglund Center, Parks & Recreation, Transportation, and General Services
- Interviews will be offered on-site.
- Information about the Job Fair will be advertised locally, and shared through the City's website, social media, and MyRoanoke email notifications.

### **Registration for 2020 Leadership College is Open**

- Classes will be held on Thursday evenings from 6:00 p.m. to 9:00 p.m., March 19 and through May 14, at the Noel C. Taylor Municipal Building.
- This year's program will also include off-site sessions and fieldtrips.
- The program is free, but seating is limited.
- Register online at [www.roanokeva.gov/leadershipcollege](http://www.roanokeva.gov/leadershipcollege) or call 853-1647.
- The deadline to register is Tuesday, March 10.

## 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 Price offered the following budget ordinance:

(#41673-021820) AN ORDINANCE to appropriate funding from federal and Commonwealth grants for various educational programs, amending and reordaining certain sections of the 2019 - 2020 School Grant Fund Appropriations, and dispensing with the second reading by title of this ordinance.

(For full text of ordinance, see Ordinance Book No. 80, page 750.)

Council Member Price moved the adoption of Budget Ordinance No. 41673-021820. The motion seconded by Council Member Davis and adopted by the following vote:

AYES: Council Members White-Boyd, Bestpitch, Davis, Osborne, Price and Vice-Mayor Cobb-6.

NAYS: None-0.

(Mayor Lea was absent.)

UNFINISHED BUSINESS: NONE.

## INTRODUCTION AND CONSIDERATION OR ORDINANCES AND RESOLUTIONS:

ROANOKE NEIGHBORHOOD ADVOCATES: Council Member Bestpitch offered the following resolution to adopt the Roanoke Neighborhood Advocates amended and restated bylaws and rules of procedure:

(#41674-021820) A RESOLUTION approving the Amended and Restated By-Laws and Rules of Procedure of Roanoke Neighborhood Advocates and establishing an effective date.

(For full text of resolution, see Resolution Book No. 80, page 752.)

Council Member Bestpitch moved the adoption of Resolution No. 41674-021820. The motion seconded by Council Member Price and adopted by the following vote:

AYES: Council Members White-Boyd, Bestpitch, Davis, Osborne, Price and Vice-Mayor Cobb-6.

NAYS: None-0.

(Mayor Lea was absent.)

## MOTION AND MISCELLANEOUS BUSINESS:

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

CITY'S RECREATIONAL LEAGUE ACTIVITIES: Council Member White-Boyd inquired on behalf of a parent why County residents could not participate in City's recreational league activities.

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

At 3:53 p.m., Vice-Mayor Cobb declared the Council meeting in recess and thereafter to reconvene 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 Mayor Sherman P. Lea, Sr., presiding.

PRESENT: Council Members Patricia White-Boyd, William D. Bestpitch, Joseph L. Cobb, Michelle L. Davis, Djuna L. Osborne and Mayor Sherman P. Lea, Sr.-6.

ABSENT: Council Member Anita J. Price-1.

The Mayor declared the existence of a quorum.

OFFICERS PRESENT: Robert S. Cowell, Jr., City Manager; Daniel J. Callaghan, City Attorney; and Cecelia F. McCoy, City Clerk.

The Invocation was delivered by The Reverend Tim Dayton, Pastor, First Christian Church.

## PUBLIC HEARINGS:

VACATION OF AN ALLEY AT LUCK AVENUE AND FRANKLIN ROAD, S. W.: 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 18, 2020, 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., Official Tax Map No. 1012613, and extending north to the southwest corner of 120 Luck Avenue, S.W., Official Tax Map No. 1012606, and to include the portion of the alley running parallel to Franklin Road, S. W., and Luck Avenue, S. W., continuing east from its intersection with the aforementioned alley to the southeast corner of the building on 120 Luck Avenue, S. W., the matter was before the body.

Legal advertisement of the public hearing was published in *The Roanoke Times* on Tuesday, December 31, 2019 and Tuesday, January 7, 2020.

(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 noting that the Amended Application No. 1 was consistent with the City's Comprehensive Plan and the Downtown Roanoke 2017 plan and would not create an inconvenience to residents and business owners in the area.

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

Council Member Bestpitch offered the following ordinance:

(#41675-021820) AN ORDINANCE permanently vacating, discontinuing and closing a public right-of-way in the City of Roanoke between and parallel to Franklin Road, S. W., and Luck Avenue, S. W., and adjacent to 117 Franklin Road, S. W., 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. 80, page 753.)

Council Member Bestpitch moved the adoption of Ordinance No. 41675-021820. The motion seconded by Council Member Davis.

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. 41675-021820 was adopted by the following vote:

AYES: Council Members White-Boyd, Bestpitch, Cobb, Davis, Osborne and Mayor Lea-6.

NAYS: None-0.

(Council Member Price was absent.)

VACATE A PORTION OF GREGORY AVENUE, N. E.: 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 18, 2020, at 7:00 p.m., or as soon thereafter as the matter may be heard, on a request of Investments, LLC, to vacate a portion of Gregory Avenue, N. E., north of 901 11<sup>th</sup> Street, N. E., Official Tax Map No. 3051106, and running between 11<sup>th</sup> Street, N. E., and Cherokee Street, N. E., the matter was before the body.

The Mayor advised that the matter was withdrawn at request of the petitioner at the Monday, February 10, 2020 City Planning Commission Meeting.

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 18, 2020, at 7:00 p.m., or as soon thereafter as the matter may be heard, on a request of Progress Street Builders, Inc., to amend the planned unit development plan and repeal certain conditions proffered as part of a previous rezoning for property located at 3833 and 3837 Colonial Green Circle, S. W., Official Tax Map Nos. 1570137 and 1570136, respectively, the matter was before the body.

Legal advertisement of the public hearing was published in *The Roanoke Times* on Tuesday, January 28, 2020 and Tuesday, February 4, 2020.

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

The City Planning Commission submitted a written report recommending the proposed repeal of proffered conditions and amendment of the planned unit development plan are appropriate for this property within this large mixed residential/commercial cluster development.

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

Vice-Mayor Cobb offered the following ordinance:

(#41676-021820) AN ORDINANCE repealing Ordinance No. 36998-032105, adopted March 21, 2005, to the extent that it placed certain conditions on properties located at 3833 and 3837 Colonial Green Circle, S. W., bearing Official Tax Map Nos. 1570137 and 1570136, respectively; and to amend the applicable Planned Unit Development Plan pertaining to the aforementioned properties; and dispensing with the second reading of this Ordinance by title.

(For full text of ordinance, see Ordinance Book No. 80, page 755.)

Vice-Mayor Cobb moved the adoption of Ordinance No. 41676-021820. The motion seconded by Council Member Davis.

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. 41676-021820 was adopted by the following vote:

AYES: Council Members White-Boyd, Bestpitch, Cobb, Davis, Osborne and Mayor Lea-6.

NAYS: None-0.

(Council Member Price 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 18, 2020, at 7:00 p.m., or as soon thereafter as the matter may be heard, on a request of Central Razor, LLC, to rezone property located at 1512 Patrick Road, N. E., Official Tax Map No. 7160111, from CG, Commercial-General District, to I-1, Light Industrial District, with conditions, for ice manufacturing, the matter was before the body.

Legal advertisement of the public hearing was published in *The Roanoke Times* on Tuesday, January 28, 2020 and Tuesday, February 4, 2020.

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

# 570

The City Planning Commission submitted a written report recommending the proposed development and resulting request for a change in zoning to I-1 is consistent with the Comprehensive Plan and Hollins/Wildwood Neighborhood Plan.

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

Council Member White-Boyd offered the following ordinance:

(#41677-021820) AN ORDINANCE rezoning certain property located at 1512 Patrick Road, N. E., from CG, Commercial-General District, to I-1, Light Industrial District, subject to a certain condition proffered by the applicant; and dispensing with the second reading of this ordinance by title.

(For full text of ordinance, see Ordinance Book No. 80, page 757.)

Council Member White-Boyd moved the adoption of Ordinance No. 41677-021820. The motion seconded by Council Member Osborne.

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. 41677-021820 was adopted by the following vote:

AYES: Council Members White-Boyd, Bestpitch, Cobb, Davis, Osborne and Mayor Lea-6.

NAYS: None-0.

(Council Member Price was absent.)

SHENANDOAH CABLE TELEVISION, LLC, D/B/A SHENTEL: Pursuant to instructions by the Council, the City Clerk having advertised a public hearing for Tuesday, February 18, 2020 at 7:00 p.m., or as soon thereafter as the matter may be heard, to receive citizen comments with regard to the proposal of the City of Roanoke to grant a ten year cable television franchise to Shenandoah Cable Television, LLC, d/b/a Shentel, the matter was before the body.

Legal advertisement of the public hearing was published in *The Roanoke Times* on Monday, February 3, 2020 and Monday, February 10, 2020.

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



The City Attorney submitted a written report recommending approval of the terms of the Cable Television Franchise Agreement and execution of such Franchise Agreement between the City and Shenandoah Cable Television, LLC.

Authorize the City Manager to take such further action and execute such additional documents as may be necessary to implement and administer the Franchise Agreement.

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

Council Member Bestpitch offered the following ordinance:

(#41678-021820) AN ORDINANCE approving and authorizing the execution of a Cable Television Franchise Agreement by and between the City of Roanoke, Virginia and Shenandoah Cable Television, LLC; and dispensing with the second reading of this ordinance by title.

(For full text of ordinance, see Ordinance Book No. 80, page 758.)

Council Member Bestpitch moved the adoption of Ordinance No. 41678-021820. The motion seconded by Vice-Mayor 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.

The City Attorney stated that the proposal was consistent with both Federal Law and State Code, as well as the ordinance adopted in 2003 with regard to creating non-exclusive franchises for cable television services within the City; and recognized the representative from Shentel, who was present and prepared to answer any questions.

Chris Kyle, Vice President, Shenandoah Cable Television, LLC, informed City Council that Shenandoah Cable Television, LLC ("Shentel") was the current provider of the fiber ring for the Roanoke City Public Schools, and has over 30 miles of existing fiber in the City of Roanoke. He stated the company proposes to build out its cable system to make cable service generally available for businesses and residential units located within the specific areas of the City.

Mr. Kyle spoke about the more advanced network offerings to consumers in Roanoke City and stated Shentel's strategy was to build great networks, provide great customer support, and collaborate with the local community. He concluded by saying he wished for a continuation of additional services offered and growth in the relationship with the City of Roanoke.

Council Member White-Boyd asked whether Shentel would be working with the Roanoke Valley Broadband Authority; wherein, Mr. Kyle replied in the affirmative and said Shentel was seeking win-win situations and ongoing discussions with the Roanoke Valley Broadband Authority.

Council Member Davis stated that Roanoke Valley Broadband Authority was a non-profit and Shentel was competing against a non-profit established and paid for by taxpayer dollars. She expressed unease regarding the viability of the non-profit the City has invested in and was concerned about how the proposal would affect the investment already made. She said she hoped that Shentel would choose to work with the Roanoke Valley Broadband Authority.

Following extensive discussion from all members of City Council regarding the approval of the Cable Television Franchise Agreement and the implications of the proposal, Mayor Lea thanked Mr. Kyle for his comments.

There being no additional comments and/or questions by the Council Members, Ordinance No. 41678-021820 was adopted by the following vote:

AYES: Council Members White-Boyd, Bestpitch, Cobb, Davis, Osborne and Mayor Lea-6.

NAYS: None-0.

(Council Member Price was absent.)

**PARKING AGREEMENT:** Pursuant to instructions by the Council, the City Clerk having advertised a public hearing for Tuesday, February 18, 2020 at 7:00 p.m., or as soon thereafter as the matter may be heard, to receive citizen comments with regard to the 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 3, 2020 and Monday, February 10, 2020.

(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 Project 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 White-Boyd offered the following ordinance:

(#41679-021820) AN ORDINANCE accepting the bid of JS Project LLC 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. 80, page 760.)

Council Member White-Boyd moved the adoption of Ordinance No. 41679-021820. The motion seconded by Council Member Davis.

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

Vishal Savani, Manager, JS Project LLC, introduced himself and advised that under Savara Development LLC, JS Project LLC, was in the process of constructing a 54-room boutique hotel downtown in the Liberty Trust building and was truly excited to join the Roanoke community.

Council Member Davis inquired as to the location of the parking spaces in connection with the hotel; whereupon, Mr. Savani confirmed that the spaces would be located in the Center in the Square Parking Garage.

R. Brian Townsend, Assistant City Manager for Community Development advised that in operating a 54-room hotel the number of permits that would be available on any given evening was negotiated based on utilization of the garage and the ability to guarantee that those 45 permits would be available to guests staying at the hotel.

Following extensive dialogue with regard to the current parking system, Mr. Savani concluded that the hotel was slated to open late fall of 2020 and information would be shared with the Council prior to the opening.

There being no additional comments and/or questions by the Council Members, Ordinance No. 41679-021820 was adopted by the following vote:

AYES: Council Members White-Boyd, Bestpitch, Cobb, Davis, Osborne and Mayor Lea-6.

NAYS: None-0.

(Council Member Price was absent.)

## OTHER BUSINESS:

JAIL SOLIDARITY GROUP: Natasha Harper, spokesperson, appeared before Council to give a presentation with regard to jail operations and alternatives offered by the Roanoke Jail Solidarity Group. The following concerns were highlighted:

### **Rehab, Housing and Jobs, Not Jail**

- Over-Criminalization
- Police Brutality and Harassment
- National Statistics
- Police and Prisons are Community Hazards
- Cost of Roanoke City Jail and Roanoke Police Department
- What We Actually Need
- Stop Punishing Addiction
- Restorative Justice
- Homes for All
- Transportation
- Living-Wage Jobs

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

The following speakers also appeared before the Council in connection with the Roanoke Jail Solidarity Group:

Majorie Jacobs, 102 Hounds Chase Lane, S. W.  
Jason Lambert, 641 Yorkshire Street, Salem  
Crystal Mello, 992 Poplar Hollow Road, Shawsville  
Mecca Garcia, 4345 Garst Mill Road, S. W.  
Natasha Harper, 125 Bush Drive, Vinton

After extensive dialogue from representatives of the Roanoke Jail Solidarity Group, Vice-Mayor Cobb, Council Member Bestpitch, and Council Member White-Boyd commented on the trepidations of the group. Mayor Lea concluded by acknowledging their concerns and advised that the Council was aware of problems at the jail; however, does not have jurisdiction and could not address certain issues.

HEARING OF CITIZENS UPON PUBLIC MATTERS: City Council sets this time as a priority for citizens to be heard. All matters will be referred to the City Manager for response, recommendation or report to Council, as he may deem appropriate.

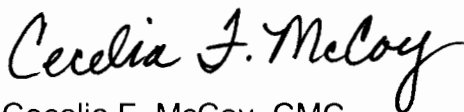
RENAMING OF OLD GAINSBORO ROAD: Jordan Bell, 5208 Lancelot Lane, N. W., appeared before the Council regarding the renaming of Old Gainsboro Road, N. W., and acknowledged contributions of the Claytor family to the community.

LANDLORD/TENANT ISSUES: Penny Warden, 320 Mountain Avenue, S. W., appeared before the Council regarding landlord/tenant issues in the City.

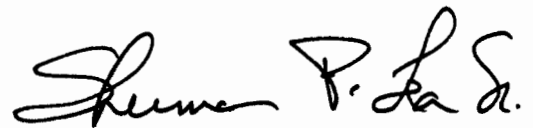
There being no further business to come before the Council, Mayor Lea declared the regular meeting adjourned at 9:24 p.m.

A P P R O V E D

ATTEST:



Cecelia F. McCoy, CMC  
City Clerk



Sherman P. Lea, Sr.  
Mayor

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