



REVISED

DANVILLE CITY COUNCIL REGULAR MEETING AGENDA

MUNICIPAL BUILDING

December 20, 2022

7:00 P.M.

PRESIDING: Alonzo L. Jones, Mayor

CITY COUNCIL MEMBERS: James B. Buckner
L.G. "Larry" Campbell, Jr.
Bryant Hood
Barry P. Mayo

Dr. Gary P. Miller, Vice Mayor
Sherman M. Saunders
J. Lee Vogler, Jr.,
Madison J. Whittle

STAFF: Ken F. Larking, City Manager
Earl B. Reynolds, Jr., Deputy City Manager

W. Clarke Whitfield, Jr., City Attorney
Susan M. DeMasi, City Clerk

The City Council is the City of Danville's legislative body and is composed of nine Council members. Council members are elected to serve a four year term of office and elects one of its own to serve as Mayor and presiding officer for a two year term.

Time and Place of Meeting

The public is invited and encouraged to attend and participate in the City Council meetings. The City Council meets in the City Hall, Fourth Floor, Council Chambers at 7:00 p.m. on the first and third Tuesday of each month. All meetings of the Council are open to the public.

Communications from Visitors

Communication from Visitors is an opportunity for citizens to address Council on matters not on the agenda. Citizens who desire to speak on agenda items will be heard when the agenda item is considered. Each speaker shall clearly state his or her name and address. Each individual speaker shall have five uninterrupted minutes. A representative of a group may have up to ten uninterrupted minutes to make a presentation. The representative shall identify the group and a group may have no more than one spokesperson. Time will be kept using the electronic timer on the podium.

Guidelines for Public Hearings

For Public Hearings the applicant or his or her representative shall be the first speaker(s). There shall be

a time limit of ten (10) minutes for the applicant's or his or her representative's presentation. The presiding officer shall then solicit comments from the public, asking those in favor of the proposal to speak first, and then those opposed to the proposal. Each speaker must clearly state his or her name and address. There shall be a time limit of three (3) minutes for each individual speaker. If the speaker represents a group, there shall be a time limit of five (5) minutes. A speaker representing a group shall identify the group at the beginning of his or her remarks. A group may have no more than one spokesperson. The presiding officer may limit or preclude comment which is repetitive, redundant, cumulative, or irrelevant to the subject of the public hearing. After public comments have been received, in a land use case, the applicant or the representative of the applicant, at his or her discretion, may respond with a rebuttal. There shall be a five (5) minute time limit for rebuttal.

MEETING CALLED TO ORDER

ROLL CALL

INVOCATION - Sherman M. Saunders

PLEDGE OF ALLEGIANCE TO THE FLAG

COMMUNICATIONS FROM VISITORS

Communication from Visitors is an opportunity for citizens to address Council on matters not on the agenda. Citizens who desire to speak on matters not listed on the agenda or on matters which do not have a public hearing, will be heard at this time. Citizens who desire to speak on agenda items that have a public hearing will be heard when the agenda item is considered and the public hearing is opened.

CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine, have previously been discussed by City Council and/or introduced for First Reading. There will be no separate discussion on these items and they will be enacted by one motion. If discussion is desired by a Council Member or a citizen, the item(s) will be removed from the consent process and considered separately.

- A. Public Hearing
- B. Consideration of Approval of Minutes from Regular Council Meeting held on November 15, 2022, and Regular Work Session held on November 15, 2022.
Council Letter Number CL - 2890.
- C. Consideration of Amending the Fiscal Year 2023 Budget Appropriation Ordinance by Anticipating the Proceeds from the Issuance of Bonds.
Council Letter Number CL - 2872.

An Ordinance Amending the Fiscal Year 2023 Budget Appropriation Ordinance by Anticipating the Proceeds from the Issuance of Bonds and Appropriating Same for Anticipated Expenditures.

FINAL ADOPTION

APPOINTMENTS

- A. Consideration of Appointments to the following Boards and Commissions.
Council Letter Number CL - 2895.
1. A Resolution Reappointing Robert Kessee to the River District Design Commission.
 2. A Resolution Reappointing Lenard Lackey to the Employee Retirement System Board.
 3. A Resolution Reappointing Hampton Wilkins to the Fair Housing Board.
 4. A Resolution Reappointing Katherine Harvell to the Fair Housing Board.
 5. A Resolution Appointing Michael Searce to the Planning Commission.

NEW BUSINESS

- A. Review of the General Fund Financial Results as of November 30, 2022.
Council Letter Number CL - 2823.
- B. Consideration of Vacating a Right of Way on Lynch Street.
Council Letter Number CL - 2875.
1. Public Hearing
 2. An Ordinance Vacating Approximately 0.15 Acres of Unimproved Public Right-of-Way on Lynch Street.
- C. Consideration of Approving the 2022-2023 HUD One Year Action Plan.
Council Letter Number CL - 2889.
1. Public Hearing
 2. A Resolution Authorizing the City Manager to Submit to the United States Department of Housing and Urban Development (HUD) a One Year Action Plan.
- D. Consideration of a Resolution of Support of the VA250 Commission.
Council Letter Number CL - 2894.
- A Resolution of Danville City Council Relating to the Support of the Virginia America 250 Commission Recitals.
- E. Consideration of Amending Danville City Code Section 2-4 - Conflict of Interest.
Council Letter Number CL - 2716.
- An Ordinance Amending and Reordaining Section 2-4, Entitled "Conflicts of Interest" of Article I, Entitled "In General," of Chapter 2, Entitled "Administration," of the Code of the City of Danville, 1986, As Amended.

- F. Consideration of Amending the Fiscal Year 2023 Budget Appropriation Ordinance for a Grant from the Department of Criminal Justice Services.
Council Letter Number CL - 2884.

An Ordinance Amending the Fiscal Year 2023 Budget Appropriation Ordinance by Increasing Revenue from the Virginia Department of Criminal Justice Services – Fiscal Year 2023 SRO-SRO Grant Program in the Amount of \$88,398 and Appropriating Same.

FIRST READING

- G. Consideration of Amending Fiscal Year 2023 Budget Appropriation Ordinance for a State Aviation Grant.
Council Letter Number CL - 2886.

An Ordinance Amending the Fiscal Year 2023 Budget Appropriation Ordinance to Provide for Additional State Aviation Grant Funding for the Purpose of Seal Coating the Shoulder Areas of Runway 13/31 in the Amount of \$68,057 and the Local Share in the Amount of \$17,014 to be Provided by Local Bond Funds and Appropriating Same.

FIRST READING

- H. Consideration of Amending the Fiscal Year 2023 Budget Appropriation Ordinance for Grant Funds from the US Department of Housing and Urban Development.
Council Letter Number CL - 2888.

An Ordinance Amending the Fiscal Year 2023 Budget Appropriation Ordinance for Projects to Be or Being Undertaken to Improve the Danville Community Financed with Community Development Block Grant Funds and Home Investment Partnership Funds from the U.S. Department of Housing and Urban Development, and Estimated Program Income for a Total Appropriation of \$1,236,545.

FIRST READING

- I. Consideration of Amending the Fiscal Year 2023 Budget Appropriation Ordinance to Fund Riverfront Park Construction and General Contingency.
Council Letter Number CL - 2897.

An Ordinance Amending the Fiscal Year 2023 Budget Appropriation Ordinance by Increasing Revenues from Various Taxes to Fund Riverfront Park Construction and General Fund Contingency for an Appropriation in the Amount of \$2,500,000 and Appropriating the Same.

FIRST READING

- J. Consideration of a Resolution in Support of the Pittsylvania County's Board of Supervisors Request to VDOT.
Council Letter Number CL - 2899.

A Resolution Encouraging and Supporting a Request by the Pittsylvania County Board of Supervisors to the Virginia Department of Transportation to Rename a Northern Portion of Route 311/Berry Hill Road (Running from Route 58 to the Intersection of the Proposed Connector Road to Service the Authority's Southern Virginia Megasite Project) to "Harville-Saunders Highway", "Lane" or "Road."

COMMUNICATIONS FROM:

- A. City Manager
B. Deputy City Manager

- C. City Attorney
- D. City Clerk
- E. Roll Call

CLOSED SESSION

As Permitted by Subsection (A)(1) of Section 2.2-3711 of the Code of Virginia, 1950, as amended for discussion relating to personnel matters.

- A. Motion to Convene in Closed Meeting
- B. Motion to Reconvene in Open Meeting
- C. Motion to Certify Closed Meeting

ADJOURNMENT

Council Letter

City of Danville, Virginia



CL-2890

Consent Agenda B.

City Council Regular Meeting

Meeting Date: 12/20/2022

Subject: Consideration of Approval of Meeting Minutes

From: Susan M. DeMasi, City Clerk

COUNCIL ACTION

Business Meeting: 12/20/22

SUMMARY

Consideration of Approval of Minutes from Regular Council Meeting held on November 15, 2022, and Minutes from Regular Work Session held on November 15, 2022.

Council Letter Number CL - 2890.

Attachments

Meeting Minutes

Meeting Minutes

November 15, 2022

The Second Regular November meeting of the Danville City Council was held on November 15, 2022, at 7:00 p.m. in the Council Chambers located on the Fourth Floor of the Municipal Building. The following Council Members were present: James B. Buckner, L.G. "Larry" Campbell Jr., Bryant Hood, Mayor Alonzo L. Jones, Barry Mayo, Dr. Gary P. Miller, Sherman M. Saunders, J. Lee Vogler, Jr., and Madison J.R. Whittle (9).

Staff Members present were: City Manager Ken Larking, Deputy City Manager Earl B. Reynolds, Jr., City Attorney W. Clarke Whitfield, Jr., and City Clerk Susan M. DeMasi.

Mayor Jones presided.

INVOCATION AND PLEDGE OF ALLEGIANCE

Vice Mayor Gary P. Miller gave the Invocation, followed by the Pledge of Allegiance.

Mayor Jones asked for a moment of silence for those at UVA.

ANNOUNCEMENTS AND SPECIAL PRESENTATIONS

Presentation: Danville Transportation System
Presented by: Marc Adelman, Director of Transportation

Director of Transportation, Marc Adelman, reviewed his PowerPoint presentation on projects being conducted to enhance customer service at both the Airport and Mass Transit divisions. Mr. Adelman explained the new bus stop signs will have a text number and QR code that can be scanned. Once the passenger texts the number, they will receive a response with the bus locator link, additional information, and arrival times for that bus stop location. Another project includes replacement of the automated scheduling software. This will offer a variety of new features including a new mobile app that allows customers to pay using their credit card, schedule service, and physically see where the bus was located; passengers will be able to schedule their own service and will not need to make a reservation by calling dispatch and speaking with an office person. This system will also send notifications to passengers regarding pick up and if a driver was running behind; it can automatically reassign trips to other drivers so that passengers will not be delayed. They have recently signed a contract to renovate the Transfer Center building on Spring Street. This renovation will include a new bathroom for employees and the installation of a large television to display passenger information.

Mr. Adelman reviewed projects at the Airport noting the shorter runway at the Danville Airport was undergoing renovations to improve pavement conditions. The Terminal Building renovation project has allowed for reorganization of space for improved and expanded office space and a larger area for increased passenger capacity. One of the conference rooms has been renovated into a pilot's lounge, and they were currently working on the airside canopy renovations. The final project will involve the rehabilitation of the south ramp; phase one was scheduled to be started this month. Mayor Jones asked if there would be an open house scheduled for the public, and Mr. Adelman stated that would be sometime in the Spring of 2023.

Council Member Buckner asked if the majority of this funding was state and federal, and Mr. Adelman explained that aviation and transit projects were highly subsidized with state and federal funds. The south ramp project was only costing the City 2% with federal and state aide.

Council Member Saunders thanked Mr. Adelman for an excellent presentation, and questioned if the City has backup buses and if so, how many; Mr. Adelman stated there were a total of twenty-seven buses in the fleet so there was a very good spare ratio. They have drivers, they just hired four more, and were getting in a better position. Mr. Adelman stated his concern was with the fleet aging. They cannot replace buses every eight months anymore, it looks like it will be a couple of years, or an eighteenth month turn around for buses after they were ordered. Mr. Saunders stated that the City was growing, and more people were coming to Danville. In regard to routes, how often were routes adjusted, were they adjusted as needed, how were routes determined. Mr. Adelman stated ridership data was tracked very carefully every month by route, weekday service, and weekend service. They adjust according to commercial development, so annually they make some adjustment, but it depends on customer input as well as commercial development.

Vice Mayor Miller stated he understood that 25% of the riders were involved in the Navy program at the Institute; that has been a big boom since they were spending a year here in that program. Mr. Adelman noted that was correct; in September, 25% of their reserve ride customers were in the Navy program at the Institute. That number may quadruple by this time next year and that was why it was important to get buses into the fleet. Vice Mayor Miller asked if the City was competitive in pay, and Mr. Adelman stated that pay was competitive it was just challenging everywhere to recruit drivers. One of the big challenges was that the City operates six days a week, 21 hours a day, from 4:00am to 1:00am. Driving was challenging and stressful; it's not for everybody. Vice Mayor Miller asked about the area was on the runway past South Boston Road, and Mr. Adelman stated that was a "blast pad". In aviation, the chevron markings mean to a pilot that they were not supposed to use that part of the pavement. Vice Mayor Miller asked if there was room to extend the runway and Mr. Adelman stated there was enough land to the south of the area to extend the runway.

Council Member Vogler thanked Mr. Adelman for his presentation, and he was glad it was done for the people here, questioned the possibility to have a commercial airline here and what would that entail. Mr. Adelman stated historically when Danville had commercial air service through November 1995, it was linked to a subsidy program called the Essential Airline Service Subsidy. At that time, the City received about \$600,000. That same program was still in effect but the funds being allocated to support the increased cost to operate aircraft, for commercial services, was in the millions, and it was all market driven. For a commercial airline to come to Danville, they could come on their own volition, but Danville was surrounded by commercial airports that offer very good, low fares in Greensboro, Raleigh, and Lynchburg. It was feasible, and incentives could be offered, but it would be very costly to the City to attract an airline.

COMMUNICATIONS FROM VISITORS

Mayor Jones recognized Dale McCray, Lead Organizer for the International Brotherhood of Electrical Workers, who spoke to Council regarding Power and Light employees requesting to form a union, and discussing a collective bargaining ordinance or resolution to be passed before Council. Mr. McCray stated that he spoke with the City Manager and was told that a resolution was listed on tonight's agenda. He was concerned about the resolution, stating that it "prohibits collective bargaining" or "employee groups". Mr. McCray wanted to know if that was the gist of the resolution, and reminded Council that public workers would not be allowed to strike, and this would not hurt the City's budget. This was a way for workers to have a voice for concerns that they have. The resolution that was on the table was opposite of what the workers were asking for.

Council Member Saunders asked for the formal definition of collective bargaining versus union, and Mr. McCray stated that they would have to have a union in order to have collective bargaining.

Up until two years ago, the state of Virginia prohibited public employees from having a union. Mr. Saunders asked what they looked to gain in the future that they do not already have now, especially with Virginia being a “right to work” state. All of the City employees were protected by EEOC laws, Virginia laws, and City grievance procedures. The City also pays employee benefits, and this Council would never allow a City employee to be mistreated. Mr. McCray stated that during a grievance procedure one employee has to take on answering to his manager and the manager above him. When it was a collective group of people it was not that individual taking on those people; it was an organization backing them during that process. Mr. Saunders stated that over the past few years the City has had maybe five grievances with over 1100 employees. This suggests that the City was doing a pretty good job of being fair to all of its employees; he was trying to understand what they want or need that they do not already have.

Council Member Campbell thanked Mr. Saunders for the questions that he asked, and asked Mr. McCray about the union and also union representatives, and Mr. McCray noted that the union representatives or stewards would be City employees on the job. Reverend Campbell asked if someone had a disagreement or grievance, would they still go to the HR department; his concern was that collective bargaining was more intense, that there was a higher person to represent those people. Mr. McCray stated that an actual representative from the IBEW would not get involved until the last step in the process of mediation.

Mayor Jones reminded Council that a compensation pay study was currently being done for City employees. Council Member Saunders asked the City Attorney if any decision was made tonight, can this issue be revisited and City Attorney Clarke Whitfield stated that it could.

Mayor Jones thanked Mr. McCray for coming tonight and presenting on behalf of the employees.

Mayor Jones recognized Thomas Collins, a Captain in the Danville Fire Department, who came to speak on behalf of Local 2532 regarding the collective bargaining resolution on the agenda; they were not there because of the pay issue. Mr. Collins noted passing a resolution like this does not encourage the city employees to have more faith in their elected officials and will merely further the need for something that has collective bargaining. They want and deserve a seat at the table because they were the ones this resolution was going to affect. It was being pushed quickly and would like it to slow down if possible. Mr. Collins asked that this resolution be tabled.

Council Member Saunders thanked Mr. Collins for coming. As a Council Member, he has gone to the Fire Department with the Mayor, had lunch, had discussions with them. With regard to how the employees were being treated and having the right to negotiate certain things, he has been there twenty-four years and has not seen anything come before Council that they did not address. They may not have given what the person asked for, but they did negotiate an agreement. He wanted people watching the meeting to understand that this Council was not anti-union or anti-bargaining, Council makes sure as best they can that their employees were treated fairly, given the proper compensation, the proper rules for their jobs and would like to think they did a pretty good job of that. In terms of asking for collective bargaining and a union, usually there was a reason for that; someone has been unfairly treated. There were federal and state laws governing that as well as local laws. He was not anti-union, but he does believe in fairness and if anything was going on in the city that any of the nine council members know about under the City Manager’s offices, they were going to address that; they have always done that.

Mayor Jones noted Mr. Collins stated he was not there to talk about pay, and even though they were not there to talk about pay, he just wanted them to know, from this Council, that there was a pay study being done, and Council will be reviewing that in a couple weeks.

Vice Mayor Miller noted he passed out a handout to Council Members, and stated there was a discrepancy in the pay between Danville firefighters and every surrounding community. Dr. Miller noted it was going to be hard for Council to vote on this resolution until they see the pay study; it was premature to vote on it tonight. Dr. Miller noted his biggest concern was, councils change, they have a good city manager now, he listens to the workers, but contrary to what Mr. Saunders said, he have seen city managers in the past who didn't listen to the workers. The employees need some guarantee that this will be stable from administration to administration, city manager to city manager and city council to city council; they need something they can fall back on. Mr. Collins thanked Dr. Miller for those statements and noted his agreement, it was premature to vote on this tonight. He would also address Council Member Saunders where he said he wants the open negotiations, and they have done a good job, but it goes back to the fact that with a contract, they can cut this out. With the collective bargaining, it was not in a public forum; it was done with a negotiator from their side which would most likely be workers, they would be listening to them and bring something forth and it would be a discussion with some type of teeth to it.

Mayor Jones recognized Steve Barrow, 815 Wilson Street, the owner of Hammerhill Computers who thanked Mr. Larking and Mr. Whittle for assisting him in getting a light fixed quickly.

Mayor Jones recognized Fredrick Meder, Jr., 154 Chestnut Street, who congratulated everyone on their re-election. He spoke about his historical home being highlighted on the holiday tour, and about the improvements and restorations that have been made to the home. Mr. Meder invited Council to come out and take a look on December 10 Historical Tour of Homes.

CONSENT AGENDA

Council Member Buckner **moved** for adoption of the following Consent Agenda items:

Minutes from the Regular Council Meeting held on October 18, 2022. Draft copies of the minutes had been distributed prior to the meeting.

Amending the Fiscal Year 2023 Budget Appropriation Ordinance for Grant Funds Related to Food Service at WW Moore Jr. Detention Home

An Ordinance entitled, Ordinance No. 2022-11.05, an Ordinance Amending the Fiscal Year 2023 Budget Appropriation Ordinance for a Federal Grant in the Amount of Approximately \$31,746 to Aid the Food Service Operations at W. W. Moore, Jr. Detention Home and Appropriating Same.

Consideration of Amending the Fiscal Year 2023 Budget Appropriation Ordinance for a Grant from the Department of Juvenile Justice to Provide for Electronic Monitoring and Outreach Detention

An Ordinance entitled, Ordinance No. 2022-11.04, an Ordinance Amending the Fiscal Year 2023 Budget Appropriation Ordinance for a Grant from the Department of Juvenile Justice in the Amount of \$86,999 and a Local Share of \$39,830, for a Total Appropriation of \$126,829, to Provide for the Electronic Monitoring and Outreach Detention Programs, Youth Gang Violence Prevention Programs, and Online Intervention Programs for the City of Danville at the W. W. Moore Jr. Detention Home and Appropriating Same.

Amending the Fiscal Year 2023 Budget Appropriation Ordinance for a US Department of Justice Community Policing Development Program Grant

November 15, 2022

An Ordinance entitled, Ordinance No. 2022-11.06, an Ordinance Amending the Fiscal Year 2023 Budget Appropriation Ordinance by Increasing Revenue from the United States Department of Justice Community Policing Development Program Grant in the Amount of \$106,554 for use in Conducting a Comprehensive Case Study to Understand the Danville Police Department's Success in Decreasing Crime and Improving Community Collaboration and Trust.

The Motion was **seconded** by Council Member Mayo and carried by the following vote:

VOTE: 9-0
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Saunders, Vogler and Whittle (9)
NAY: None

APPOINTMENTS

Vice Mayor Miller **moved** for adoption of the following Appointment Resolutions:

Resolution No. 2022-11.15 - A Resolution Reappointing David Cumbo to the Industrial Development Authority.

Resolution No. 2022-11.16 - A Resolution Reappointing John Laramore to the Industrial Development Authority.

Resolution No. 2022-11.17 - A Resolution Reappointing Philip Hall to the Industrial Development Authority.

The Motion was **seconded** by Council Member Buckner and carried by the following vote:

VOTE: 9-0
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Saunders, Vogler and Whittle (9)
NAY: None

NEW BUSINESS

Review of General Fund Financial Results as of October 31, 2022

After completing the first third of the fiscal year, total revenues came in at about \$28M, an increase of about \$1M from last year. Nearly all of this increase was coming from consumer driven local taxes. Sales taxes were on target with budget at 34%, an increase of \$232,000 over last year. Meals tax was ahead of budget at 38%, an increase of \$328,000 over last year, and lodging taxes were ahead at 47% of budget, an increase of \$218,000 over last year. Regarding the event at VIR back in September, Mr. Adkins noted he cannot say all of the increase was due to that, but meals and lodging combined increased about \$55,000 over the last month. Real Estate and Personal Property tax bills went out a week or so ago and were due in about three weeks. Delinquent collections of real estate was still progressing well with about 50% of the \$900,000 budget already collected at this point. The City's next parcel auction will be held in this room on Friday, December 16th at noon.

Under Revenues, the interest rate increases that have been going on recently with the Federal Reserve have helped the City's investment earnings. There was a timing difference on some the

interest statements this month, so they didn't get all of the October information in for the October statement, but if they had, they would have been at 45% of budget at this point. State revenues were being received timely and everything was on target there. With regard to Expenditures, Departmental Spending was at 31% of budget, trailing at about 2% which was a good place, and they would like to keep that consistent through the year. Non-Departmental Expenses were at 39% and as a reminder, at this point, 50% of the Debt Service has been paid, which drives that percentage up. Also, the Retiree Bonus, which does not happen all the time, but did happen this past year, comes out of that Non-Departmental category; that has been paid.

Mr. Adkins stated he had no concerns about the General Fund performance at this point. For the bond issuance for this year, the City did its credit rating presentations and all three credit rating agencies upheld the City's current AA credit rating. The City will hold its competitive bids for that bond sale tomorrow. Mr. Adkins noted that was all he had this evening.

CONSIDERATION OF SUBMITTING AN ENTERPRISE ZONE AMENDMENT APPLICATION FOR CITY ENTERPRISE ZONE #1

Mayor Jones opened the floor for a Public Hearing regarding an Enterprise Zone Amendment Application. Notice of the Public Hearing was published in the *Danville Register & Bee* on November 7, 2022 and November 14, 2022. No one present desired to be heard and the Public Hearing was closed.

Council Member Vogler **moved** for adoption of a Resolution entitled:

RESOLUTION NO. 2022-11.11

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT TO THE VIRGINIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT AN ENTERPRISE ZONE AMENDMENT APPLICATION FOR THE CITY ENTERPRISE ZONE #1.

The Motion was **seconded** by Council Member Mayo and carried the following vote:

VOTE: 9-0
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Saunders, Vogler and Whittle (9)
NAY: None

Council Member Whittle stated with regard to Enterprise Zone #1, were there other areas that could be picked up on Riverside Drive or Piney Forest Road where there was new construction. Kelvin Perry, Project Manager and Enterprise Zone Coordinator, stated that if there were any businesses that may be coming up, they need to call the City, because the Enterprise Zone was allowed to make changes once a year. They were aware of some projects that will be coming up next year.

CONSIDERATION OF AUTHORIZING AND APPROVING EXECUTION OF A MORAL OBLIGATION AGREEMENT

Council Member Buckner **moved** for adoption of a Resolution entitled:

RESOLUTION NO. 2022-11.12

November 15, 2022

A RESOLUTION OF THE COUNCIL OF THE CITY OF DANVILLE, VIRGINIA APPROVING AND AUTHORIZING A MORAL OBLIGATION SUPPORT AGREEMENT WITH THE INDUSTRIAL DEVELOPMENT AUTHORITY OF DANVILLE, VIRGINIA FOR THE 1 ECOMNETS WAY PROJECT.

The Motion was **seconded** by Council Member Campbell and carried the following vote.

VOTE: 9-0
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Saunders, Vogler and Whittle (9)
NAY: None

CONSIDERATION OF ENDORSING A VIRGINIA HIGHWAY SAFETY IMPROVEMENT PROGRAM APPLICATION

Council Member Vogler **moved** for adoption of a Resolution entitled:

RESOLUTION NO. 2022-11.13

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANVILLE, VIRGINIA AUTHORIZING ENDORSING A VIRGINIA HIGHWAY SAFETY IMPROVEMENT PROGRAM APPLICATION.

The Motion was **seconded** by Council Member Buckner and carried the following vote.

VOTE: 9-0
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Saunders, Vogler and Whittle (9)
NAY: None

CONSIDERATION OF APPROVING A POLICY ON COLLECTIVE BARGAINING

Mayor Jones yielded to the City Attorney for an explanation of what a “yes” and “no” vote meant pertaining to this resolution. Mr. Whitfield stated this Resolution was the collective bargaining resolution; a yes vote would mean that the City would not be allowed to collectively bargain and would not be recognizing any labor unions or employee groups. A no vote would be basically against that, and the process would be started all over again.

Vice Mayor Miller asked where the schoolteachers and employees fall, were they considered city employees or school board employees and Mr. Whitfield stated that the school system was a separate political subdivision, so they will have to make their own decision; they would not come to Council to make that decision.

Council Member Saunders asked again if this could be revisited, no matter the outcome, at another time, and Mr. Whitfield stated that it could. Council Member Campbell asked if this was just for the fire department or all workers and Mr. Whitfield stated this would affect all City workers.

Council Member Campbell **moved** to **TABLE** a Resolution entitled:

RESOLUTION NO. 2022-11.14

November 15, 2022

A RESOLUTION OF THE CITY OF DANVILLE, VIRGINIA REGARDING CITY EMPLOYEE-MANAGEMENT RELATIONS AND COLLECTIVE BARGAINING.

The Motion was **seconded** by Vice Mayor Miller.

Vice Mayor Miller noted since he printed his handout on pay, he did some last minute research and the pay discrepancies have gotten more. He would like to see where the City was going to go to get close to matching this, and believed this item should be tabled.

Council Member Vogler stated that pay discrepancies were a concern and had asked the City Manager to look at this. Mr. Vogler noted he was trying to find the correlation between this vote tonight and addressing the pay study; why does one have to wait for the other. Council Member Vogler asked if the original motion passed tonight, that keeps the process as it currently was and Mr. Whitfield explained the City has never had collective bargaining and would not have collective bargaining, and the only difference was at this point, unless there was a further council action, collective bargaining would not be allowed to happen and the City would not be allowed to recognize any employee groups or unions. Mr. Vogler noted prior to last year, when the state changed, it was never a consideration or factor, this was happening now because the state made a change a year ago.

The **Motion to Table** was carried by the following vote:

VOTE: 9-0
AYE: Buckner, Campbell, Hood, Jones, Mayo,
Miller, Saunders, Vogler and Whittle (9)
NAY: None

COMMUNICATIONS

City Attorney Clarke Whitfield asked everyone to keep the victims of the UVA shooting in their prayers and collectively thanked everyone who has supported him and had comforting words. He also thanked all the colleagues that have reached out to UVA as well; they will get through this.

Council Member Saunders sent his condolences and prayers to families affected at UVA. He thanked Council for the respect each of them had for each other during discussions, and thanked everyone for coming tonight, those who spoke, and believes they can find ways to resolve this issue.

Council Member Vogler thanked all the City employees who came out tonight and those who were not able to be here; Council appreciated each and every one of them for what they do for the City and the region. As a father, he could not imagine what it would feel like to go through a situation like what happened at UVA. To have that unfolding and not be able to reach your child, his heart breaks for that entire community and for each of the family members affected.

Council Member Whittle thanked everyone for coming out tonight.

Council Member Buckner noted his thoughts and prayers were with everyone affected by the tragedy at UVA. He thanked all the City employees who came out tonight and for all they do on a day-to-day basis. Mr. Buckner thanked everyone who participated in the 15th Annual Bright Leaf Brew festival this past weekend; it was a great time and a raging success. Mr. Buckner stated he was thankful for the opportunity to be a part of that board and bring success to the City.

November 15, 2022

Council Member Campbell stated their hearts go out to UVA and the families; life was short and they should show love, respect, and value for each other. A work session was held between Council and the School Board this past Saturday, he felt it was a success, and commended Dr. Hairston and Mayor Jones for putting that together.

Council Member Hood thanked everyone who came out tonight and for their service. His condolences were with the victims and families of the UVA tragedy. Mr. Hood noted they can go back and forth on gun violence and the communities it affects but they need to go deeper into people's mental health and be mindful of that. They need to stand up and keep themselves and the cities in prayer. Mr. Hood encouraged citizens to support one another, work together and continue to thrive and move forward as a City.

Council Member Mayo congratulated everyone who ran for election, and was glad to have them back. Council appreciates everyone who came out tonight, and they hear them. This Council works well together in solving all that comes to them. Mr. Mayo noted they will continue to pray for the victims and the families of UVA.

Vice Mayor Miller thanked everyone for coming out tonight, and gave a shout out to the River District Golf and Dining Club on Lynn Street. Caesars and Averett announced their hospitality program last week, and congratulated Dean Hairston and Jennifer Holley who have left the City to take on roles with Caesars. Dr. Miller noted the UVA incident was tragic and his prayers went out to the families affected.

Mayor Jones noted they were about to come up on Thanksgiving and hoped everyone has a wonderful holiday. The School Board and Council retreat was wonderful; they learned a lot and gained a lot. There were a lot of events in the community this past weekend that were outstanding. The Harry Johnson Holiday Classic tournament will be back again this year on December 27, 28, and 29. He thanked all the voters who came out and voted, and congratulated Council Member Hood on being appointed by his job to be a mentor at Park Avenue school. Mayor Jones thanked everyone for being in attendance tonight.

Meeting adjourned at 8:37pm.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

November 15, 2022

A Regular Work Session of the Danville City Council convened on November 15, 2022, at 8:39 p.m. in Council Chambers located on the Fourth Floor of the Municipal Building. Council Members present were: James B. Buckner, L.G. "Larry" Campbell Jr., Bryant Hood, Alonzo L. Jones, Barry P. Mayo, Vice Mayor Gary P. Miller, Sherman M. Saunders, J. Lee Vogler, Jr., and Madison J.R. Whittle (9).

Staff Members present were: City Manager Ken Larking, Jr., Deputy City Manager Earl B. Reynolds, Jr., City Attorney W. Clarke Whitfield, Jr., and City Clerk Susan M. DeMasi.

Mayor Jones presided.

MINUTES

Upon **Motion** by Council Member Vogler and **second** by Council Member Buckner, Minutes of the Regular Work Session held on October 18, 2022 were approved as presented. Draft copies were distributed to Council Members prior to the Meeting.

WORK SESSION ITEMS

CONSIDERATION OF APPROVING AND AUTHORIZING THE RELEASE OF CITY-HELD LIENS AGAINST REAL PROPERTY IDENTIFIED AS PARCEL #24577 CABELL STREET

Council Members had no questions on this item and agreed to put this on an upcoming business agenda.

CONSIDERATION OF DECLARING CERTAIN CITY-OWNED PROPERTY TO BE SURPLUS TO THE NEEDS OF THE CITY

Council Members had no questions on this item and agreed to put this on an upcoming business agenda.

CONSIDERATION OF APPROVING AND AUTHORIZING THE RELEASE OF A CITY-HELD LIEN AGAINST REAL PROPERTY IDENTIFIED AS PARCEL #21801 STOKES STREET

Council Members had no questions on this item and agreed to put this on an upcoming business agenda.

CONSIDERATION OF APPROVING AND AUTHORIZING THE RELEASE OF CITY-HELD LIENS AGAINST REAL PROPERTY IDENTIFIED AS PARCEL #21579 STOKES STREET

Council Members had no questions on this item and agreed to put this on an upcoming business agenda.

CONSIDERATION OF GRANTING TAX EXEMPT STATUS TO THE WEDNESDAY CLUB OF DANVILLE

Council Members had no questions on this item and agreed to put this on an upcoming business agenda.

COMMUNICATIONS

November 15, 2022

Mayor Jones noted he has appointed members to the Ambulance Committee which include Vice Mayor Miller, Council Member Buckner and Council Member Campbell; the two citizen members were Jeff Rodden and Diana Schwartz. Council Member Buckner will chair the Committee.

MEETING ADJOURNED AT 8:44 P.M.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

Council Letter

City of Danville, Virginia



CL-2872

Consent Agenda C.

City Council Regular Meeting

Meeting Date: 12/20/2022

Subject: Fiscal Year 2023 Budget Appropriation Ordinance for Capital and Special Projects

From: Henrietta Weaver, Budget Director

COUNCIL ACTION

First Reading: 12/06/2022

Final Adoption: 12/20/2022

SUMMARY

The City Council has authorized the issuance of General Obligation Bonds to fund various projects as specified in the Fiscal Year 2023 Capital Improvements & Special Projects Plan.

BACKGROUND

The City's Fiscal Year 2023 Capital & Special Projects Plan includes funding in the amount of \$4,724,000 for General Fund projects, \$3,750,000 for Water Fund projects, and \$8,250,000 for Electric Fund projects. The attached ordinance is a flexible ordinance providing for posting of issuance costs and refinancing of previous bonds to be determined upon the issuance of the bonds.

RECOMMENDATION

It is recommended that the City Council adopt the attached ordinance Amending the Fiscal Year 2023 Budget Appropriation Ordinance for Capital and Special Projects.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2022-_____ - _____

AN ORDINANCE AMENDING THE FISCAL YEAR 2023 BUDGET APPROPRIATION ORDINANCE BY ANTICIPATING THE PROCEEDS FROM THE ISSUANCE OF BONDS AND APPROPRIATING SAME FOR ANTICIPATED EXPENDITURES.

WHEREAS, the City Council has authorized the issuance of general obligation bonds to finance various capital projects; and

WHEREAS, City Council desires to appropriate the proceeds to fund the various projects, including, without limitation, parks and recreational facility improvements, public school building improvements, capital improvements for the municipal airport, distribution and treatment infrastructure improvements for the water system, substations and distribution infrastructure improvements for the electric system, and estimated bond issuance costs.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the Fiscal Year 2023 Budget Appropriation Ordinance be, and it is hereby, amended by appropriating funds from the sale bonds as follows:

REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Capital Projects Fund:		
Splash Pads	61618000-43022	2,000,000
Construction of T-Hangar and Box Hangar Building	61784000-43022	187,000
Fuel Farm Expansion Design and Constructions	61742000-43022	537,000
City School Improvements	60031000-43022	2,000,000
		<u>4,724,000</u>
Water Fund:		
Water Line Reconstruction	60053000-43022	2,000,000
Off-stream Reservoir	61372000-43022	1,750,000
		<u>3,750,000</u>

Electric Fund:

Airside Substation Expansion	61746000-43022	1,250,000
Ballou Substation	61678000-43022	1,500,000
AEP Fourth Delivery Point-West Fork Substation	61679000-43022	1,000,000
New Design Substation Upgrade	61565000-43022	3,000,000
Electric System Reliability and Improvements	61789000-43022	1,500,000
		<u>8,250,000</u>

Total Revenues	<u>16,724,000</u>
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EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Capital Projects Fund:		
Splash Pads	61618999-50	2,000,000
Construction of T-Hangar and Box Hangar Building	61784999-50	187,000
Fuel Farm Expansion Design and Constructions	61742999-50	537,000
City School Improvements	60031999-50	2,000,000
		<u>4,724,000</u>
Water Fund:		
Water Line Reconstruction	60053999-50	2,000,000
Off-stream Reservoir	61372999-50	1,750,000
		<u>3,750,000</u>
Electric Fund:		
Airside Substation Expansion	61746999-50	1,250,000
Ballou Substation	61678999-50	1,500,000
AEP Fourth Delivery Point-West Fork Substation	61679999-50	1,000,000
New Design Substation Upgrade	61565999-50	3,000,000
Electric System Reliability and Improvements	61789999-50	1,500,000
		<u>8,250,000</u>
Total Expenditures		<u>16,724,000</u>

BE IT FURTHER ORDAINED that this is a flexible appropriation as related to refinancing of existing bonds and issuance costs, both to be determined when the bonds are issued.

BE IT FINALLY ORDAINED that all other accounts and provisions of the Fiscal Year 2023 Budget Appropriation Ordinance, as amended, not hereby amended, shall continue in full force and effect unless and until hereafter further amended or repealed.

APPROVED:

Mayor

ATTEST:

Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

Council Letter

City of Danville, Virginia



CL-2895

Appointments A.

City Council Regular Meeting

Meeting Date: 12/20/2022

Subject: Consideration of Appointments to Boards and Commissions

From: Susan M. DeMasi, City Clerk

COUNCIL ACTION

Business Meeting: 12/20/2022

SUMMARY

Consideration of Appointments to the following Boards and Commissions.

Council Letter Number CL - 2895.

1. River District Design Commission
2. Employee Retirement System Board.
3. Fair Housing Board.
4. Planning Commission.

Attachments

Resolutions

PRESENTED: December 20, 2022

ADOPTED: December 20, 2022

RESOLUTION NO. 2022 – 12.__

**A RESOLUTION REAPPOINTING ROBERT KEESEE AS A MEMBER OF THE
RIVER DISTRICT DESIGN COMMISSION.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Robert Keesee be, and he is hereby reappointed as a member of the River District Design Commission for a four-year term commencing November 1, 2022 and ending October 31, 2026.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PRESENTED: December 20, 2022

ADOPTED: December 20, 2022

RESOLUTION NO. 2022 – 12.__

**A RESOLUTION REAPPOINTING LENARD LACKEY AS A MEMBER OF THE
EMPLOYEE RETIREMENT SYSTEM BOARD.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Lenard Lackey be, and he is hereby reappointed as a member of the Employee Retirement System Board for a two-year term commencing January 1, 2023 and ending December 31, 2024.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PRESENTED: December 20, 2022

ADOPTED: December 20, 2022

RESOLUTION NO. 2022 – 12.__

**A RESOLUTION REAPPOINTING HAMPTON WILKINS AS A MEMBER OF
THE FAIR HOUSING BOARD.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Hampton Wilkins be, and he is hereby reappointed as a member of the Fair Housing Board for a three-year term commencing January 1, 2023 and ending December 31, 2025.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PRESENTED: December 20, 2022

ADOPTED: December 20, 2022

RESOLUTION NO. 2022 – 12.____

**A RESOLUTION REAPPOINTING KATHERINE HARVELL AS A MEMBER OF
THE FAIR HOUSING BOARD.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Katherine Harvell be, and she is hereby reappointed as a member of the Fair Housing Board for a three-year term commencing January 1, 2023 and ending December 31, 2025.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PRESENTED: December 20, 2022

ADOPTED: December 20, 2022

RESOLUTION NO. 2022 – 12.__

**A RESOLUTION APPOINTING MICHAEL SCEARCE AS A MEMBER OF THE
PLANNING COMMISSION.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Michael Searce be, and he is hereby appointed as a member of the Planning Commission for a four-year term commencing January 1, 2023 and ending December 31, 2026.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

Council Letter

City of Danville, Virginia



CL-2823

New Business A.

City Council Regular Meeting

Meeting Date: 12/20/2022

Subject: General Fund Monthly Financial Report

From: Michael Adkins, Director of Finance

COUNCIL ACTION

Business Meeting: 12/20/2022

SUMMARY

A brief summary of General Fund financial results through November 30, 2022, will be given. Financial statements are included.

Attachments

Financial Statements



To: Ken F. Larking, City Manager

From: Michael L. Adkins, Chief Financial Officer

Date: December 12, 2022

Subject: Summary of Preliminary General Fund Financial Results for November 30, 2022

After completing the first five months of fiscal year 2023, revenues are ahead of the previous year. As of November 30, General Fund revenues were \$44,760,575. This represents 37% of our FY 2023 budget. Apart from revenue from use of money and property and transfer in from other funds, all major revenue categories are ahead of the prior year. The increase over last year is primarily from growth in local taxes. The decrease in revenue from use of money and property is a timing difference. Recent increases in interest rates will eventually push performance of this line item ahead of the prior year.

The first installment of property tax bills was mailed during the first week of November and due December 5. Collections of property taxes through November were very consistent with the prior year, showing an overall increase of \$27,296. We continue to see steady performance in the collection of delinquent real estate taxes with \$561,158 realized in the first five months of this fiscal year. This accounts for 62% of the current year budget. Local taxes collected through November 30, were \$12,173,690, or 38.6% of budget. This exceeds FY 2022 collections by \$1,207,270.

Regarding local taxes, sales tax collections through November amounted to \$4,706,403 or 43% of budget, an increase of \$274,656 from last year. Meals taxes collected for the first five months of the fiscal year amounted to \$4,523,339 or 47.6% of budget, an increase of \$423,182 from last year. Business Licenses realized through the end of November were \$781,881, an increase of \$130,122 from the prior year. Lodging taxes received as of November 30, were \$1,202,167 or 59% of budget, an increase of \$253,884 from the prior year. All other local tax revenue categories are tracking well with budget and are exceeding the prior year at this point.

Expenditures through November 30 were \$57,302,945 or 45% of budget. This is an overall decrease of \$2,207,073 when compared to November 30, 2021. The net decrease in transfers to schools of \$8,934,667 at the end of November is offset in part by an increase of \$5,315,386 in departmental expenditures attributed to the timing of payments for maintenance service contracts within general government and an increase in public safety of approximately \$1,497,000 for budgeted purchases of vehicles, increases in labor and benefits, along with operating expenses related to the new

headquarters. The increase in non-departmental expenditures is a combination of an increase in debt service (\$687,000), group health insurance (\$466,000) and a transfer to the employee retirement system for the retiree bonus (\$616,000).

General Fund expenditures exceeded revenues by \$12,542,369, an improvement of \$3,120,455 when compared to the prior fiscal year. This is typical for most of the fiscal year in the General Fund because the timing of the revenue recognition is not matched to expenditures. At this point, the General Fund is performing as expected.

CITY OF DANVILLE, VIRGINIA

GENERAL FUND REPORT

42% OF YEAR LAPSED AS OF NOVEMBER 30, 2022

PRE-CLOSING FIGURES - SUBJECT TO CHANGE - UNAUDITED

	Budgets & Appropriations For Current Year	Actual Revenues & Expenditures For Year-to-Date	Percent Realized/Expended This Year	Encumbrances	Balance to be Realized/Expended	Actual Revenues & Expenditures At This Date Last Year
REVENUES:						
Property Taxes	\$ 36,963,520	\$ 12,523,137	33.88%		\$ 24,440,383	\$ 12,495,841
Other Local Taxes	31,579,500	12,173,690	38.55%		19,405,810	10,966,420
License Permits & Privilege Fees	283,330	235,552	83.14%		47,778	113,569
Fines & Forfeitures	299,600	88,038	29.39%		211,562	93,365
Revenue From Use Money & Property	696,940	468,689	67.25%		228,251	661,124
Charges For Services	3,389,630	1,384,408	40.84%		2,005,222	1,213,739
Miscellaneous Revenue	47,710	105,300	220.71%		(57,590)	104,676
Recovered Cost	8,490,570	3,119,919	36.75%		5,370,651	2,903,754
Non-Categorical Aid	5,528,740	2,602,080	47.06%		2,926,660	2,479,242
Shared Expenses (Categ. Aid State)	5,637,550	2,259,940	40.09%		3,377,610	2,270,906
Categorical Aid (State)	10,048,080	3,337,740	33.22%		6,710,340	3,215,483
Emergency Services (Federal)	27,020	-	0.00%		27,020	-
Categorical Aid (Federal)	-	-			-	6,630
Transfers From Utilities/Other Funds	17,673,000	6,462,083	36.56%		11,210,917	7,322,446
TOTAL REVENUES	\$ 120,665,190	\$ 44,760,575	37.09%		\$ 75,904,615	\$ 43,847,194
EXPENDITURES:						
General Government Administration	\$ 13,286,954	\$ 6,725,385	50.62%	\$ 161,172	\$ 6,400,397	\$ 5,527,119
Judicial Administration	8,358,031	3,603,801	43.12%	42,615	4,711,616	3,167,741
Public Safety	36,969,200	14,817,425	40.08%	859,275	21,292,500	12,309,319
Public Works	5,080,177	2,009,965	39.56%	231,060	2,839,152	1,677,769
Health, Education, Welfare & Soc. Svc.	9,538,774	3,172,201	33.26%	77,430	6,289,143	2,763,092
Parks, Recreation & Cultural	5,842,651	2,011,705	34.43%	50,960	3,779,986	1,887,898
Community Development	2,719,827	884,777	32.53%	106,931	1,728,118	576,935
Non-Departmental	16,092,970	7,736,429	48.07%	-	8,356,541	5,436,201
Transfer to Schools - Operating	26,300,818	15,559,442	59.16%	10,576,376	165,000	24,494,109
Transfer to Capital Projects	945,000	165,000	17.46%	-	780,000	610,080
Transfer to Other Funds	1,647,930	616,815	37.43%	-	1,031,115	1,059,755
TOTAL EXPENDITURES	\$ 126,782,332	\$ 57,302,945	45.20%	\$ 12,105,820	\$ 57,373,568	\$ 59,510,018
Revenue over(under) Expenditures		<u>\$ (12,542,369)</u>				<u>\$ (15,662,824)</u>
FUND BALANCE:						
Beginning Fund Balance 07/01/2022		\$ 46,401,528				\$ 47,090,495
Revenue over(under) Expenditures		(12,542,369)				(15,662,824)
Ending Fund Balance 11/30/2022		<u>\$ 33,859,159</u>				<u>\$ 31,427,671</u>
Composition of Fund Balance:						
Reserved for Encumbrances/Designated Funds		\$ 16,123,214				\$ 12,925,525
Unassigned		<u>17,735,945</u>				<u>18,502,146</u>
TOTAL FUND BALANCE 11/30/2022		<u>\$ 33,859,159</u>				<u>\$ 31,427,671</u>

City of Danville, Virginia
Summary of Other Local Tax Revenues - PRE-CLOSING - UNAUDITED
For the period ending November 30, 2022

Description	Current Budget	Revenue Realized	Percentage Realized	Prior Year Budget	Prior Year Realized	Percentage Prior Year
Sales Tax	\$ 10,962,050	\$ 4,706,403	42.93%	\$ 10,115,880	\$ 4,431,747	43.81%
Business Licenses	5,430,000	781,881	14.40%	5,450,000	651,759	11.96%
Meals Tax	9,500,000	4,523,339	47.61%	8,471,320	4,100,157	48.40%
Utility Taxes	930,000	373,385	40.15%	940,000	317,149	33.74%
Vehicle License Fees	1,000,000	218,474	21.85%	1,000,000	191,097	19.11%
Bank Stock Tax	1,000,000	-	0.00%	940,000	-	0.00%
Recordation Tax	270,000	171,803	63.63%	200,000	158,313	79.16%
Hotel Motel Tax	2,025,080	1,202,167	59.36%	1,511,630	948,283	62.73%
Daily Property Rental Tax	12,370	10,641	86.02%	13,200	7,979	60.45%
Motor Vehicle Tax	200,000	97,234	48.62%	162,000	88,048	54.35%
DMV Fees	250,000	88,364	35.35%	260,000	71,887	27.65%
TOTAL	\$ 31,579,500	\$ 12,173,690	38.55%	\$ 29,064,030	\$ 10,966,420	37.73%

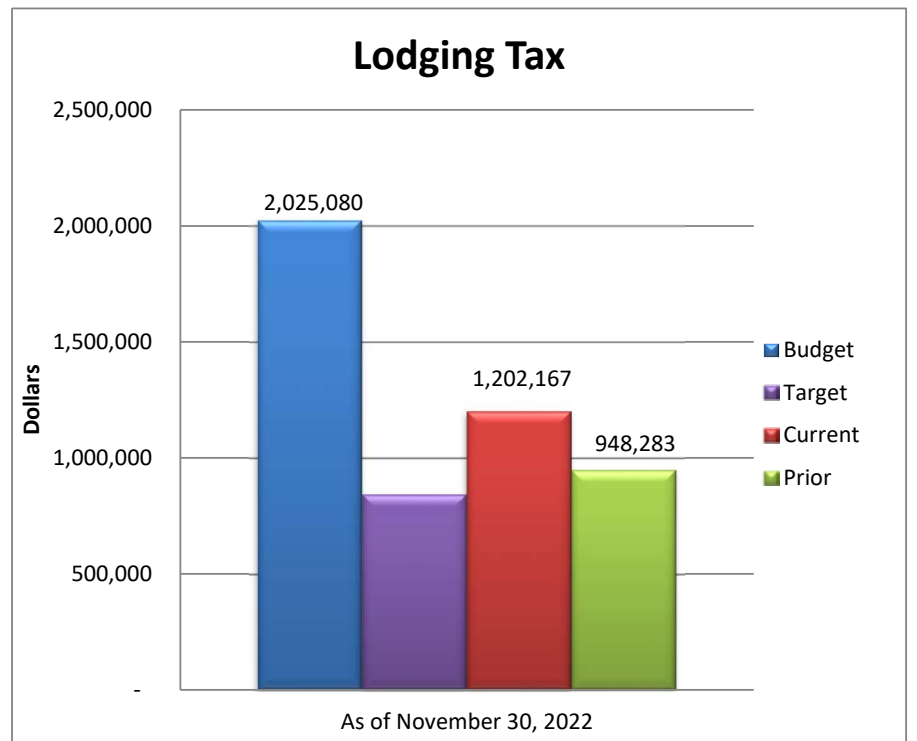
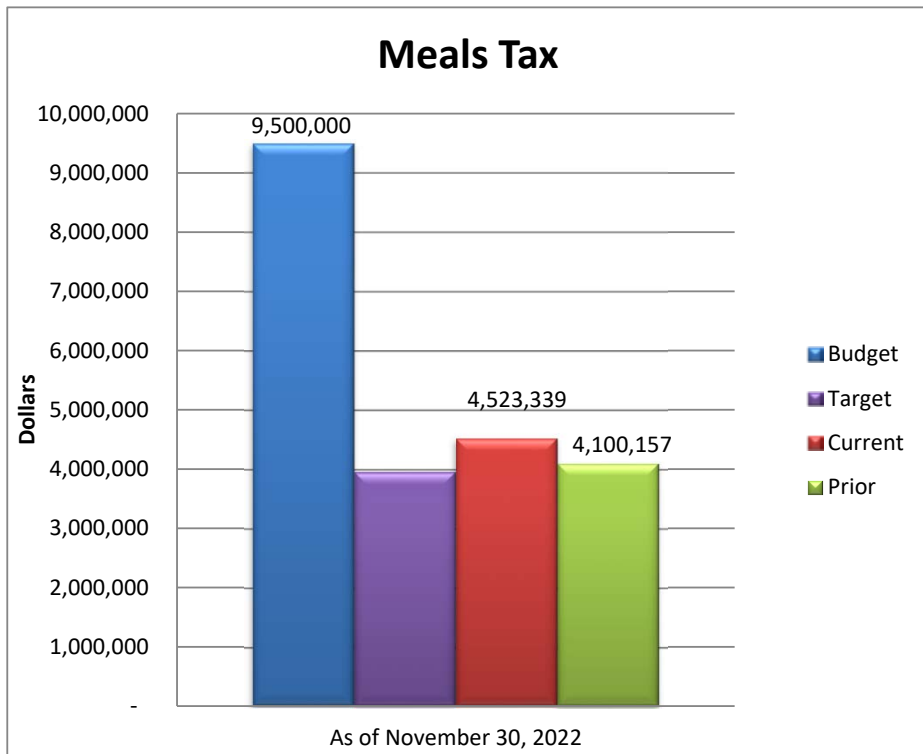
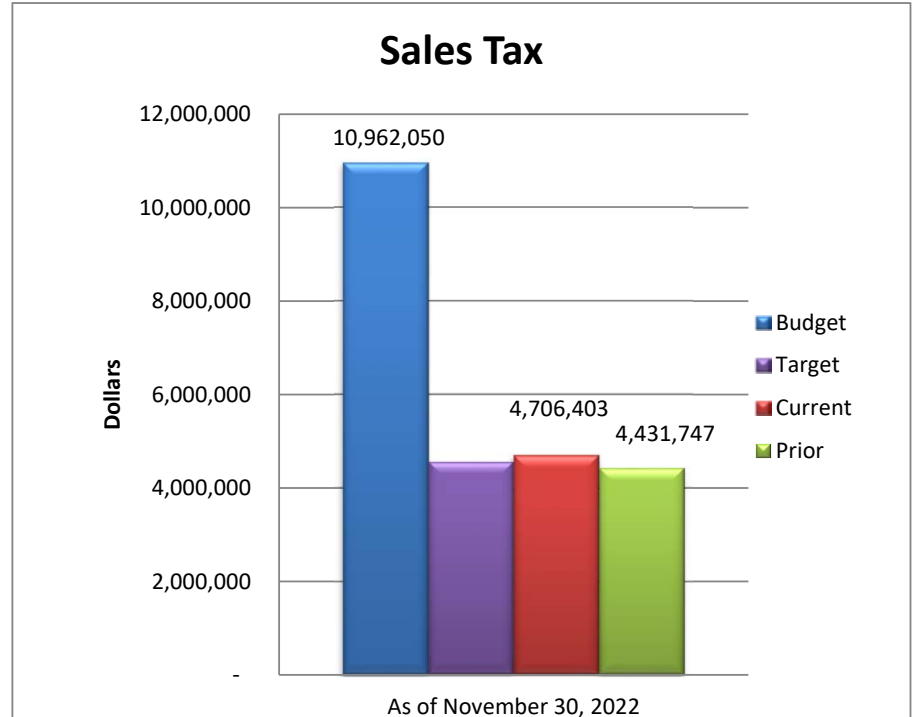
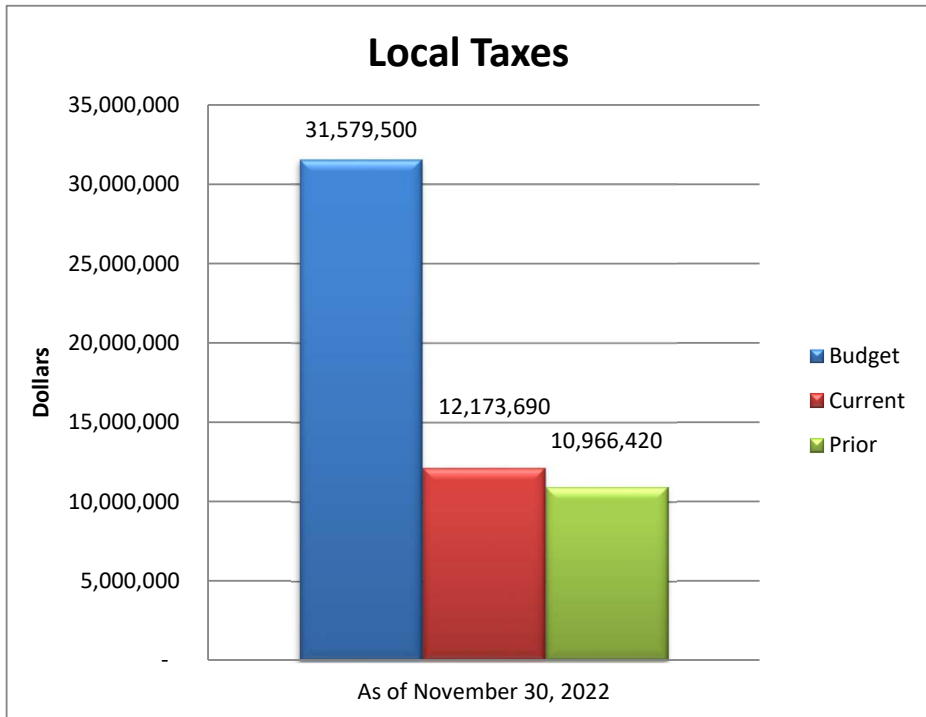
**CITY OF DANVILLE, VIRGINIA
GENERAL FUND
COMPOSITION OF FUND BALANCE
PRELIMINARY - AS OF NOVEMBER 30, 2022**

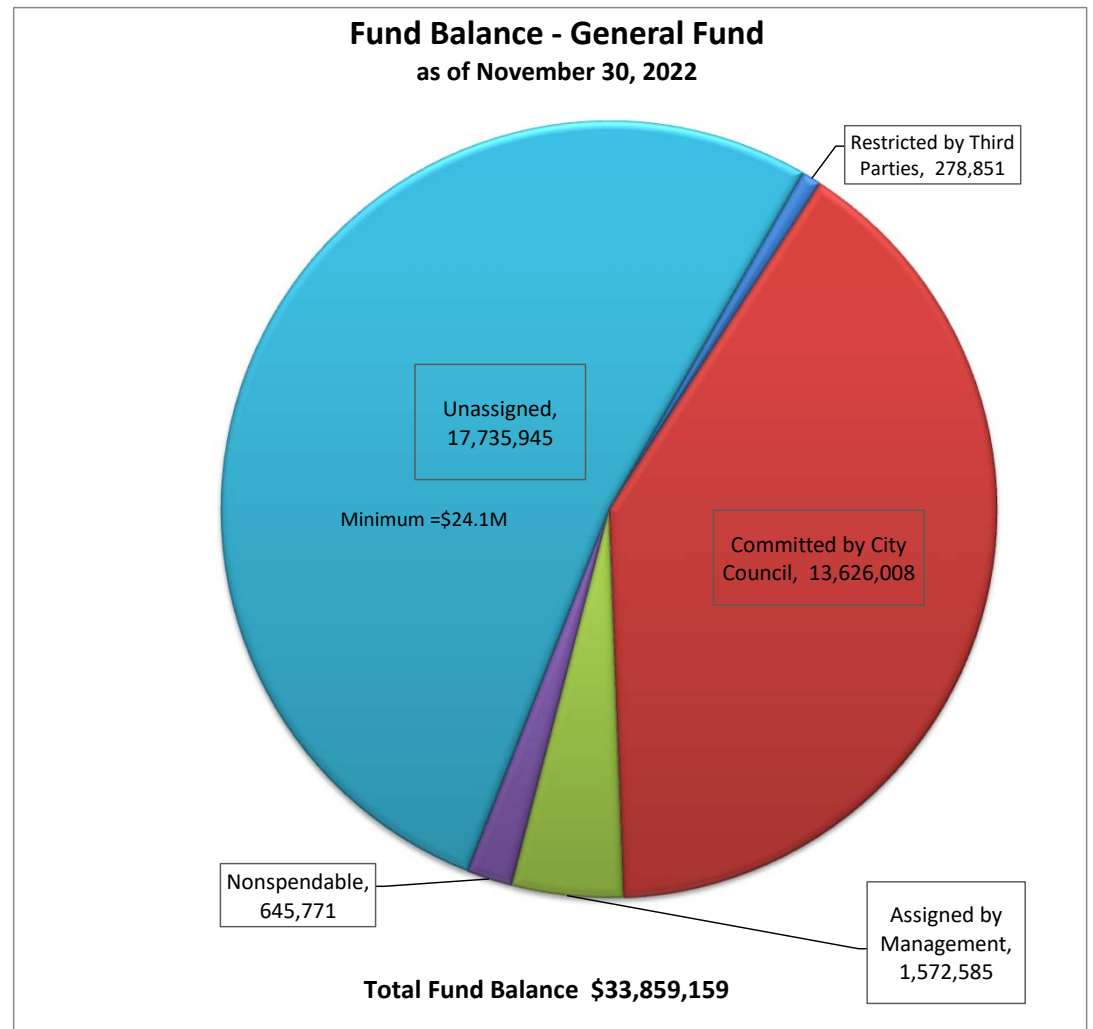
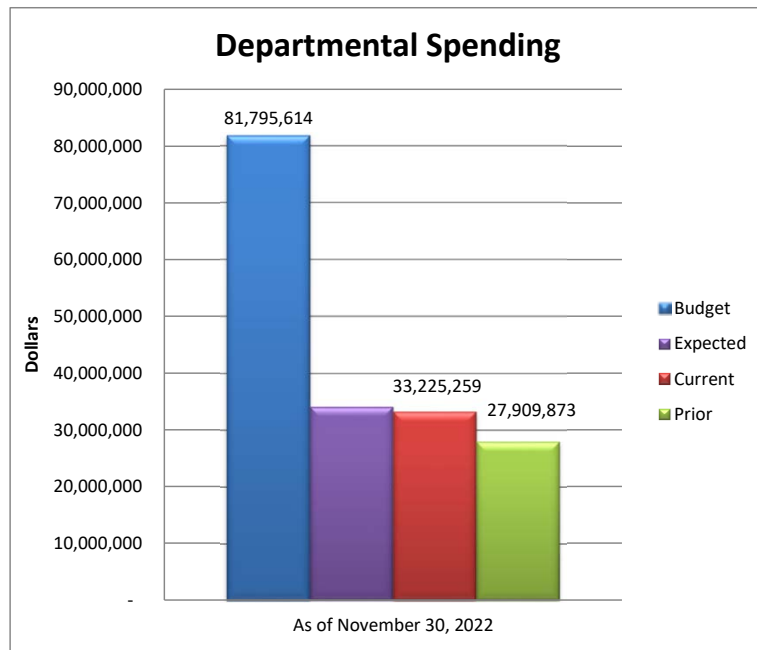
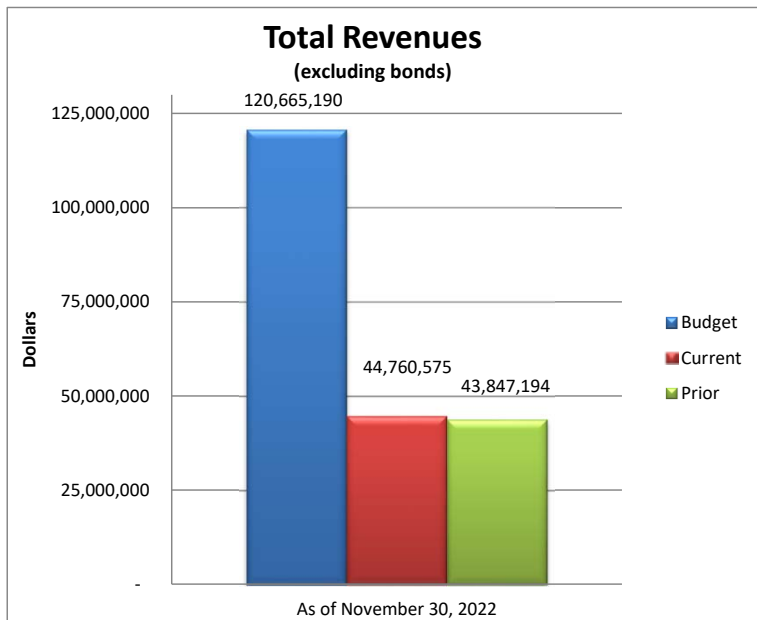
Beginning Total Fund Balance, July 1, 2022	46,401,528.32
Add: General Fund Revenues	44,760,575.48
Deduct: General Fund Expenditures	<u>(57,302,944.87)</u>
Ending Total Fund Balance, November 30, 2022	<u><u>33,859,158.93</u></u>

Composition of Fund Balance:

Restricted for Commonwealth Attorney	103,683.31
Restricted for Police Department	40,230.65
Restricted for Fire Department	134,937.12
Committed for Sheriff's Department	49,631.50
Committed to Schools	10,576,376.00
Committed to Budget Stabilization	3,000,000.00
Assigned to Sheriff's Department	7,170.14
Assigned to Community Development	35,970.70
Assigned for Encumbrances	1,529,443.76
Nonspendable (Inventory and Prepaids)	645,770.56
UNASSIGNED	<u>17,735,945.19</u>
Total Fund Balance, November 30, 2022	<u><u>33,859,158.93</u></u>

Unassigned fund balance from above	17,735,945.19
Unassigned Minimum per policy (20% of General Fund Operating Revenues) based on FY 2022 budget	<u>24,133,038.00</u>
Current surplus (deficit) over (under) minimum	(6,397,092.81)





Council Letter

City of Danville, Virginia



CL-2875

New Business B.

City Council Regular Meeting

Meeting Date: 12/20/2022

Subject: Vacate Right-of-Way on Lynch Street

From: Brian Dunevant, Assistant Public Works Director & City Engineer

COUNCIL ACTION

Business Meeting: 12/20/2022

SUMMARY

The property owner of 160 Lynch Street is requesting that City Council vacate approximately 0.15 acres of unimproved City right-of-way on Lynch Street. The adjacent property owner at 136 Lynch Street has agreed to the request and has agreed to the vacated right-of-way split as indicated on the attached exhibits.

BACKGROUND

The property owner at 160 Lynch Street (Property Identification Number 74648) is requesting that the unused, unimproved right-of-way adjacent to his property be vacated. The adjacent property owner at 136 Lynch Street (Property Identification Number 74627) does not object to the request to vacate the right-of-way and has agreed to the vacated right-of-way split as indicated on the attached exhibits. All applicable city departments have reviewed the request and no concerns were indicated.

The City of Danville has a policy in which applicants can request City Council to vacate a right-of-way. Vacated property is then split between the adjacent properties. The Applicant is responsible for paying the actual cost incurred by the City regarding the public hearing advertisement plus a fee for processing the application.

RECOMMENDATION

It is recommended that City Council adopt the accompanying Ordinance vacating approximately 0.15 acres of unimproved right-of-way on Lynch Street to the adjacent property owners.

Attachments

Ordinance

Exhibit A

Exhibit B

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2022-_____ - _____

AN ORDINANCE VACATING APPROXIMATELY 0.15 ACRE OF UNIMPROVED PUBLIC RIGHT-OF-WAY ON LYNCH STREET.

WHEREAS, pursuant to Sections 15.2-2006 and 15.2-2008 of the Code of Virginia, 1950, as amended, the governing body intends to move to vacate a portion of the unimproved public right-of-way containing 0.15 acre, more or less, to the abutting property owners at no cost other than the application fee and public hearing advertisement cost, as shown on Exhibit A and as described in Exhibit B, a copy of which is attached hereto, and made a part hereof, for a more particular description of said right of way; and

WHEREAS, Gordon Lyles has requested in writing that the unimproved right-of-way be vacated to the adjacent properties identified as Property Identification Number 74648, also known as 160 Lynch Street, and Property Identification Number 74627, also known as 136 Lynch Street; and

WHEREAS, Gordon Lyles has agreed to pay the cost of the application fee and public hearing advertisement cost; and

WHEREAS, the adjacent property owner at Property Identification Number 74627, also known as 136 Lynch Street, owned by Michael Takes, has agreed to the split of the vacated right-of-way as shown on Exhibit A and as described in Exhibit B; and

WHEREAS, the City has agreed to vacate the aforementioned right-of-way at no cost other than the application fee and public hearing advertisement cost; and

WHEREAS, it appears to the City Council that due notice of the aforesaid vacation has been given as required by law, and that such vacation would be in the best public interest.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia, that a portion of the public right-of-way located on Lynch Street containing 0.15 acre,

more or less, as shown on Exhibit A and as described in Exhibit B, a copy of which is attached hereto, and made a part hereof, for a more particular description of said right-of-way, is hereby vacated and abandoned to the abutting property owners at Parcel Identification Number 74648 and Property Identification Number 74627 at no cost other than the application fee and public hearing advertisement cost; and

BE IT FURTHER ORDAINED, that the Council of the City of Danville, Virginia, hereby authorizes and directs the City Manager to execute on behalf of the City any required deeds and agreements related thereto; and

BE IT FINALLY ORDAINED that a certified copy of this Ordinance be recorded and indexed in the Deed book at the Clerk's Office of the Circuit Court of the City of Danville, Virginia.

APPROVED:

Mayor

ATTEST:

Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

EXHIBIT A

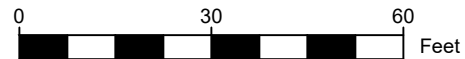
PIN #74648
GORDON & JUDY LYLES
INST. #21-1201

RIGHT OF WAY AREA
TO BE GRANTED TO:
PIN #74648
GORDON & JUDY LYLES
(5,141 SQ. FT.)

RIGHT OF WAY AREA
TO BE GRANTED TO:
PIN #74627
MICHAEL TAKES JR.
(1,667 SQ. FT.)

PIN #74627
MICHAEL TAKES JR.
INST. #21-4351

Area to be vacated: 6,808 square feet
(0.15 acres more or less)



PREPARED BY THE OFFICE OF THE CITY ENGINEER

B-1390

Exhibit B (Page 1 of 2)

Beginning at a point in the easterly right of way of Lynch Street:

THENCE S70° 58' 33"W, 32.77 feet to a point in the westerly right of way of Lynch Street;

THENCE N17° 03' 00"W, 119.90 feet to a point in the westerly right of way of Lynch Street;

THENCE N62° 28' 00"E, 50.85 feet to a point in the easterly right of way of Lynch Street;

THENCE S17° 03' 00"E, 50.00 feet to a point in the easterly right of way of Lynch Street;

THENCE S62° 28' 00"W, 10.17 feet to a point in the easterly right of way of Lynch Street;

THENCE S11° 36' 58"E, 76.52 to the point and place of beginning.

Containing 5,141 square feet, more or less, as shown on the attached exhibit "A".

Being that portion of an existing fifty foot right of way as shown on that "Plat of Survey Showing Lots 65-71, Lynch Street for Louise D. Kushner" performed by E.L. Wilmarth, dated January 6, 1982, and recorded at Deed Book 760 Page 533 in the circuit court of Pittsylvania County, Va.

Exhibit B (Page 2 of 2)

Beginning at a point in the easterly right of way of Lynch Street:

THENCE N30°31'26"W, 74.02 feet to a point in the easterly right of way of Lynch Street;

THENCE N11°36'58"W, 76.52 feet to a point in the easterly right of way of Lynch Street;

THENCE N62° 28' 00"E, 10.17 feet to a point in the easterly right of way of Lynch Street;

THENCE S17° 03' 00"E, 150.00 feet to a point in the easterly right of way of Lynch Street;

Containing 1,667 square feet, more or less as shown on the attached exhibit "A".

Being that portion of an existing fifty foot right of way as shown on that "Plat of Survey Showing Lots 65-71, Lynch Street for Louise D. Kushner" performed by E.L. Wilmarth, dated January 6, 1982, and recorded at Deed Book 760 Page 533 in the circuit court of Pittsylvania County, Va.

Council Letter

City of Danville, Virginia



CL-2889

New Business C.

City Council Regular Meeting

Meeting Date: 12/20/2022

Subject: Fiscal Year 2022-23 Community Development Programs, One Year Action Plan

From: Kenneth C. Gillie, Jr., Community Development Director

COUNCIL ACTION

Business Meeting: 12/20/2022

SUMMARY

The City of Danville is a participating jurisdiction under the U.S. Department of Housing and Urban Development (HUD). Under this designation, the City receives Community Development Block Grant (CDBG) and HOME Investments Partnership Program (HOME) funds annually. A prerequisite for the City to receive CDBG and HOME funds, is the development of a One Year Annual Action Plan. Basic goals of the Plan are: 1) decent housing, 2) suitable living environment, and 3) expanded economic opportunities. All funded activities must address one or more national objectives: benefit low- to moderate-income persons, aid in the prevention or elimination of slums or blight, or meet an urgent community need for which no other funds are available.

BACKGROUND

A large majority of the CDBG funds have historically been used for neighborhood revitalization efforts, and it is proposed to continue focusing on this effort in the 2022-23 Plan. In addition, there is a public service category which can be funded up to 15% of the annual allocation that provides funding to assist non-profit organizations to carry out programs that benefit low- to moderate-income individuals and/or households. In the past, many of the same outside agencies have been funded under this category, however, this year the agencies were selected through a request for proposal process in accordance with HUD's guidelines.

The City anticipates a total budget of \$1,236,545 for Fiscal Year 2022-23, comprised of \$852,803 CDBG funds, \$328,742 HOME funds, and \$55,000 estimated program income generated from loan repayments and the sale of houses. The proposed uses of funds for next fiscal year are described in the attachments, excluding those that will fall under the Public Services category. A Public Hearing on the Action Plan is advertised for City Council's December 20, 2022 meeting. The public review period for the one year plan is 30-days, in accordance with HUD CPD Notice 16-18 and included review by the Housing & Development Advisory Committee. The comment period will be November 21- December 14, 2022.

RECOMMENDATION

It is recommended that City Council adopt the attached Resolution approving the 2022-23 HUD one-year Action Plan.

Attachments

Resolution

Action Plan

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2023-____.____

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) A ONE YEAR ACTION PLAN.

WHEREAS, the United States Department of Housing and Urban Development will make available \$852,803 in Community Development Block Grant Entitlement funds and \$382,742 in HOME Entitlement funds, in addition to an anticipated \$55,000 in program income for the Program Year July 1, 2022 to June 30, 2023 for eligible projects and activities in the Danville Community; and

WHEREAS, the City has fulfilled the United States Department of Housing and Urban Development's submission requirements.

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Danville, Virginia, that it hereby authorizes and directs the City Manager to submit to the United States Department of Housing and Urban Development a One Year Action Plan.

APPROVED:

Mayor

ATTEST:

CLERK

Approved as to
Form and Legal Sufficiency:

City Attorney

Executive Summary

AP-05 Executive Summary - 24 CFR 91.200(c), 91.220(b)

1. Introduction

The City of Danville is the participating jurisdiction under the U.S. Department of Housing and Urban Development's (HUD) grants. The grants are Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME) grant, and the HOME- American Rescue Plan Program. The City of Danville receives annual CDBG and HOME funds from HUD to provide safe, affordable, and decent housing, as well as a suitable living environment and expanded economic opportunities. These funds must address one of the following national objectives:

- Benefitting low and moderate income persons
- Addressing slums or blight
- Meeting an urgent community need

The CDBG entitlement for fiscal year 2022 is \$872,803 which includes \$20,000 of anticipated program income. HOME entitlement is \$363,742 which includes anticipated program income of \$35,000. Under the HOME program, the City is required to set aside at least 15% of HOME funds for a Community Housing Development Organization (CHDO). The CHDO's for fiscal year 2022 are Southside Outreach Group and Habitat for Humanity.

ARP provides funds for homelessness and supportive services assistance. The City of Danville was awarded \$990,667 to use these funds over several years.

2. Summarize the objectives and outcomes identified in the Plan

This could be a restatement of items or a table listed elsewhere in the plan or a reference to another location. It may also contain any essential items from the housing and homeless needs assessment, the housing market analysis or the strategic plan.

This year's Annual Plan will address national objectives focusing on stabilizing homeless individuals and families, creation of affordable housing, barriers to affordable housing, addressing lead based paint hazards and blight, and non-housing concerns and needs like education and healthy development across our community, low income and moderate income, from the very young to adults.

We will administer our Federal grants while improving the condition of low-income homeowners, increase home ownership through our downpayment assistance program, and support community

service programs including early childhood education and youth development, reentry into the community for formerly incarcerated community members, and other services that benefit low and moderate income residents through our subrecipients. We will increase new home availability through our CHDOs and construction using CDBG or HOME funds.

3. Evaluation of past performance

This is an evaluation of past performance that helped lead the grantee to choose its goals or projects.

Danville has a history of successful programs using the Community Development Block Grant and HOME Investment Partnership program. The City has funded housing rehabilitation programs that have improved the housing stock for low-mod income and elderly homeowners unable to maintain their homes. The City has worked with various homeless service providers to help the homeless find jobs, housing, health services and educational opportunities. Past performance can be found in the yearly CAPER reports (Consolidate Annual Performance and Evaluation Reports).

4. Summary of Citizen Participation Process and consultation process

Summary from citizen participation section of plan.

The City advertised the Annual Plan for 30 days while advertising the HOME-ARP plan. We had one public hearing in City Hall, and put copies of the plan in the public library, Averett University library, City Hall, multiple police precincts, and the Danville Redevelopment and Housing Authority. The plan was also advertised also on the City's website.

5. Summary of public comments

This could be a brief narrative summary or reference an attached document from the Citizen Participation section of the Con Plan.

No comments were received for this year's Annual Action Plan

6. Summary of comments or views not accepted and the reasons for not accepting them

N/A

7. Summary

Although no comments were received, The City of Danville always welcomes any comments and questions regarding our Annual Action Plan.

PR-05 Lead & Responsible Agencies – 91.200(b)

1. Agency/entity responsible for preparing/administering the Consolidated Plan

Describe the agency/entity responsible for preparing the Consolidated Plan and those responsible for administration of each grant program and funding source.

Agency Role		Name	Department/Agency
CDBG Administrator		DANVILLE	Community Development Department
HOME Administrator		DANVILLE	Community Development Department

Table 1 – Responsible Agencies

Narrative (optional)

The City of Danville's Department of Community Development is the lead agency that assumes responsibility for the Annual Action Plan as well as the CAPER and CON Plan. Although the City of Danville is the responsible entity, we consult and partner with local agencies and our Continuum of Care to help determine the needs of the City and who would most benefit from various programs.

Consolidated Plan Public Contact Information

Attention: Kenneth C. Gillie, Jr., Director of Community Development, 427 Patton St., Danville, VA 24541

AP-10 Consultation – 91.100, 91.200(b), 91.215(I)

1. Introduction

The City of Danville works with a variety of agencies, organizations, and service providers to determine the needs of the community and how our funds may be used to meet those needs.

Provide a concise summary of the jurisdiction's activities to enhance coordination between public and assisted housing providers and private and governmental health, mental health and service agencies (91.215(I))

The City of Danville works with the Danville Redevelopment and Housing Authority, Danville/Pittsylvania Habitat for Humanity, West Piedmont Planning District and our local CoC on housing development, determining the extent of our housing shortage and what needs can be addressed and met using our federal funding. We coordinate with Pittsylvania County Community Action and Danville Department of Social Services to help determine which health, mental health and service agencies provide the most benefit to our population and thus would most benefit from funding. The City of Danville maintains and builds relationships with mental health providers, homeless shelter providers, housing education advocates and youth development providers.

Describe coordination with the Continuum of Care and efforts to address the needs of homeless persons (particularly chronically homeless individuals and families, families with children, veterans, and unaccompanied youth) and persons at risk of homelessness.

The City of Danville requests the input of the CoC through email, virtual meetings and telephone calls while sharing our funding plans and requesting their feedback, ideas and plans. By partnering together, we are able to establish which organizations are best suited to provide services to meet urgent community needs and support those organizations.

Describe consultation with the Continuum(s) of Care that serves the jurisdiction's area in determining how to allocate ESG funds, develop performance standards for and evaluate outcomes of projects and activities assisted by ESG funds, and develop funding, policies and procedures for the operation and administration of HMIS

Staff from the City of Danville participate in the development of the CoC.

2. Describe Agencies, groups, organizations and others who participated in the process and describe the jurisdiction's consultations with housing, social service agencies and other entities

Table 2 – Agencies, groups, organizations who participated

1	Agency/Group/Organization	DANVILLE REDEVELOPMENT AND HOUSING AUTHORITY
	Agency/Group/Organization Type	Housing PHA Services - Housing Services-Education
	What section of the Plan was addressed by Consultation?	Housing Need Assessment Public Housing Needs Market Analysis
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Virtual meetings and emails were used to receive input on the needs for the annual action plan.
2	Agency/Group/Organization	Danville / Martinsville CoC
	Agency/Group/Organization Type	Housing Services - Housing Services-homeless
	What section of the Plan was addressed by Consultation?	Housing Need Assessment Public Housing Needs Homeless Needs - Chronically homeless Homeless Needs - Families with children Homelessness Needs - Veterans Homelessness Needs - Unaccompanied youth Homelessness Strategy Market Analysis
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	

Annual Action Plan
2022

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3	Agency/Group/Organization	Danville Department of Social Services
	Agency/Group/Organization Type	Services - Housing Services-Children Services-Elderly Persons Services-Persons with Disabilities Services-Persons with HIV/AIDS Services-Victims of Domestic Violence Services-homeless Services-Health Services-Education Services-Employment Utility payment assistance
	What section of the Plan was addressed by Consultation?	Housing Need Assessment Homelessness Strategy Market Analysis
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	
4	Agency/Group/Organization	Danville & Pittsylvania County Habitat for Humanity
	Agency/Group/Organization Type	Housing Services - Housing Services-Education
	What section of the Plan was addressed by Consultation?	Housing Need Assessment Market Analysis

	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	
5	Agency/Group/Organization	Pittsylvania County Community Action, Inc.
	Agency/Group/Organization Type	Housing Services - Housing Services-Children Services-Elderly Persons Services-Persons with Disabilities Services-Persons with HIV/AIDS Services-Victims of Domestic Violence Services-homeless Services-Health Services-Education Services-Employment Service-Fair Housing Services - Victims Reentry support for formerly incarcerated residents
	What section of the Plan was addressed by Consultation?	Housing Need Assessment Market Analysis
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	
6	Agency/Group/Organization	West Piedmont Planning District Commission
	Agency/Group/Organization Type	Planning organization

	What section of the Plan was addressed by Consultation?	Housing Need Assessment Market Analysis
	Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?	Emails, telephone calls, sharing of plans, virtual meetings and surveys were all used to consult with each entity. By coordinating with each entity, we hope to incorporate all ideas without overlapping funds and assistance.

Identify any Agency Types not consulted and provide rationale for not consulting

We consulted all agencies we felt were critical in assisting in the development of the plan.

Other local/regional/state/federal planning efforts considered when preparing the Plan

Name of Plan	Lead Organization	How do the goals of your Strategic Plan overlap with the goals of each plan?
Continuum of Care		

Table 3 – Other local / regional / federal planning efforts

Narrative (optional)

AP-12 Participation – 91.105, 91.200(c)

1. Summary of citizen participation process/Efforts made to broaden citizen participation Summarize citizen participation process and how it impacted goal-setting

The City of Danville holds a public hearing with the City Council, a second public hearing in City Hall, places advertisements on local radio stations, in the local newspaper, and the City of Danville's website.

A copy of the plan was also provided at the City Library, Averett University Library, Danville Community College Library, local police precincts, and City Hall. Copies were made available in English and Spanish.

Citizen Participation Outreach

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
1	Public Meeting	Non-targeted/broad community	City Council meeting 15 attendees	no comments		
2	Public Hearing	Non-targeted/broad community	no attendees	no comments		
3	Newspaper Ad	Non-targeted/broad community		no comments received via mail		

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
4	Internet Outreach	Non-targeted/broad community Residents of Public and Assisted Housing		no comments received on website or email		

Table 4 – Citizen Participation Outreach

Expected Resources

AP-15 Expected Resources – 91.220(c)(1,2)

Introduction

The City of Danville receives HOME and CDBG funds and received a one time HOME-ARP grant that will be used during the 2022 fiscal year.

Anticipated Resources

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
CDBG	public - federal	Acquisition Admin and Planning Economic Development Housing Public Improvements Public Services	852,803	20,000	0	872,803	0	Fiscal 2022 award amounts as of 05/13/2022

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
HOME	public - federal	Acquisition Homebuyer assistance Homeowner rehab Multifamily rental new construction Multifamily rental rehab New construction for ownership TBRA	328,742	35,000	0	363,742	0	Fiscal 2022 award amounts as of 05/13/2022

Table 5 - Expected Resources – Priority Table

Explain how federal funds will leverage those additional resources (private, state and local funds), including a description of how matching requirements will be satisfied

N/A

If appropriate, describe publically owned land or property located within the jurisdiction that may be used to address the needs identified in the plan

The City of Danville will attempt to acquire blighted properties to build new affordable housing. We anticipate that we will rehabilitate 10 units of housing this cycle; two of these units were already completed.

Discussion

Annual Goals and Objectives

AP-20 Annual Goals and Objectives

Goals Summary Information

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
1	2023 Goals	2022	2023	Affordable Housing Homeless Non-Housing Community Development	Citywide	2022 Needs	CDBG: \$872,803 HOME: \$363,742	Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit: 300 Persons Assisted Public service activities other than Low/Moderate Income Housing Benefit: 50 Persons Assisted Public service activities for Low/Moderate Income Housing Benefit: 50 Households Assisted Homeowner Housing Added: 1 Household Housing Unit Homeowner Housing Rehabilitated: 10 Household Housing Unit Homeless Person Overnight Shelter: 10 Persons Assisted

Table 6 – Goals Summary

Goal Descriptions

Annual Action Plan
2022

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1	Goal Name	2023 Goals
	Goal Description	

Projects

AP-35 Projects – 91.220(d)

Introduction

Included is a summary of the projects we will fund including subrecipients

Projects

#	Project Name
1	CDBG Administration - H & D
2	Fair Housing
3	CDBG Housing Rehab Program Activities
4	Housing Counseling/Foreclosure Counseling
5	Haven of the Dan River
6	Public Parks and Recreation - Westmoreland Park
7	CHDO Support - Habitat for Humanity
8	CHDO - Southside
9	Employment Training/Ex Offenders
10	Neighbors Helping Neighbors - Utilities
11	Danville Speech and Hearing
12	Legal Aid
13	Recreation Activities/Big Brothers Big Sisters
14	Rehab Program Delivery Costs
15	Home Administration
16	HOME Housing Rehab Program
17	Temporary Shelter/Transitional Housing
18	CDBG Education Programs

Table 7 - Project Information

Describe the reasons for allocation priorities and any obstacles to addressing underserved needs

AP-38 Project Summary
Project Summary Information

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1	Project Name	CDBG Administration - H & D
	Target Area	
	Goals Supported	2023 Goals
	Needs Addressed	
	Funding	CDBG: \$75,176
	Description	Program Administration: Develop, Administer, revise, implement and evaluate the day-to-day operation of the entitlement program. Activities include program design; grant administration, Sub recipient compliance monitoring, program outreach, public relations and training. General administrative costs include the following positions: Housing Development Specialist - 100 Percent, Senior Account Clerk - 100 Percent, Accountant - 10 Percent*, Secretary - 10 Percent*. *Remainder funded with CDBG Housing Administration and Community Development or Public Works General Funds. Housing Development Planning Specialist -100 Percent, Senior Account Clerk 100 - Percent Accountant-10%* Secretary 10 %* *Remainder funded with CDBG Housing Administration and Community Development or Public Works General Funds.
	Target Date	6/30/2023
	Estimate the number and type of families that will benefit from the proposed activities	n/a
	Location Description	n/a
2	Planned Activities	admin associated with the cdbg activities
	Project Name	Fair Housing
	Target Area	Citywide
	Goals Supported	2023 Goals
	Needs Addressed	2022 Needs
	Funding	CDBG: \$21,697
	Description	Provide funding Funds will be used for the City's Fair Housing Program. Education and outreach assists citizens with fair housing concerns.
	Target Date	6/30/2023

	Estimate the number and type of families that will benefit from the proposed activities	it is estimated that 100 families/households will be assisted
	Location Description	City Wide
	Planned Activities	Outreach, education, assist with fair housing claims, investigation
3	Project Name	CDBG Housing Rehab Program Activities
	Target Area	
	Goals Supported	2023 Goals
	Needs Addressed	2022 Needs
	Funding	CDBG: \$287,334
	Description	Provide assistance for emergency repair, spot rehabilitation or full rehabilitation. This assistance will be provided in the form of either a forgivable or low interest loan, determined by the program guidelines.
	Target Date	6/30/2023
	Estimate the number and type of families that will benefit from the proposed activities	It is estimated that 5 households will be assisted
	Location Description	City Wide
	Planned Activities	Homeowner rehab
4	Project Name	Housing Counseling/Foreclosure Counseling
	Target Area	Citywide
	Goals Supported	2023 Goals
	Needs Addressed	2022 Needs
	Funding	CDBG: \$3,000
	Description	Provide funds to assist persons with pre and post purchase counseling and foreclosure counseling.
	Target Date	6/30/2023

	Estimate the number and type of families that will benefit from the proposed activities	10 households are estimated to be assisted
	Location Description	Citywide
	Planned Activities	HUD housing counseling
5	Project Name	Haven of the Dan River
	Target Area	
	Goals Supported	2023 Goals
	Needs Addressed	2022 Needs
	Funding	CDBG: \$5,000
	Description	This group helps with victims of abuse or violence, women with children primarily. They mentor them, take them to the hospital, police station, or courts, provide education and counseling, and help them find safe homes. They aid approximately 100 victims yearly. They serve approximately 48% African Americans, 42% caucasian, and 10% other races. 96% of their clients have sever to moderately low income.
	Target Date	6/30/2023
	Estimate the number and type of families that will benefit from the proposed activities	There is estimated that 10 households will be assisted
	Location Description	City Wide
	Planned Activities	Counseling, housing assistance, temporary shelter
6	Project Name	Public Parks and Recreation - Westmoreland Park
	Target Area	
	Goals Supported	2023 Goals
	Needs Addressed	2022 Needs
	Funding	CDBG: \$50,000

	Description	Public Park Parks and Recreation - 50,000 for the creation of West Moreland Park. This park is location by a school and by the Head Start facility and will serve over 300 children, as well as serving the neighborhood.
	Target Date	6/30/2023
	Estimate the number and type of families that will benefit from the proposed activities	300
	Location Description	Westmoreland neighborhood but a City owned public park
	Planned Activities	construction/update of the current park
7	Project Name	CHDO Support - Habitat for Humanity
	Target Area	
	Goals Supported	2023 Goals
	Needs Addressed	2022 Needs
	Funding	:
	Description	Habitat for Humanity was donated land and plans to build low income housing there. Funds are being provided for clearing the second three properties.
	Target Date	6/30/2023
	Estimate the number and type of families that will benefit from the proposed activities	
	Location Description	
8	Planned Activities	
	Project Name	CHDO - Southside
	Target Area	
	Goals Supported	2023 Goals
	Needs Addressed	2022 Needs
	Funding	:

	Description	Provide funding to CHDO organization for operating funds and development fees to develop affordable housing for low-to-moderate the income homeownership and rental housing. \$3,000.00 will be provided as operational support and \$17,000.00 will fund acquisition and rehabilitation of a housing unit that will be sold or rented to a low income household.
	Target Date	6/30/2023
	Estimate the number and type of families that will benefit from the proposed activities	
	Location Description	
	Planned Activities	
9	Project Name	Employment Training/Ex Offenders
	Target Area	Citywide
	Goals Supported	2023 Goals
	Needs Addressed	2022 Needs
	Funding	CDBG: \$5,000
	Description	A Community based Employment Training program for reentry of Ex Offenders.
	Target Date	6/30/2023
	Estimate the number and type of families that will benefit from the proposed activities	It is estimated that 50 individuals will benefit from assistance
	Location Description	City Wide
10	Planned Activities	Employment training and assistance to individuals who were recently released from incarceration.
	Project Name	Neighbors Helping Neighbors - Utilities
	Target Area	
	Goals Supported	2023 Goals
	Needs Addressed	2022 Needs

	Funding	CDBG: \$15,000
	Description	Funding to aid low/mod income residents with utilities bills.
	Target Date	6/30/2023
	Estimate the number and type of families that will benefit from the proposed activities	it is estimated the 58 families will benefit from this program
	Location Description	City Wide
	Planned Activities	Payment of utilities bills for low to moderate income families
11	Project Name	Danville Speech and Hearing
	Target Area	
	Goals Supported	2023 Goals
	Needs Addressed	2022 Needs
	Funding	CDBG: \$5,000
	Description	Danville Speech and Hearing Center helps young children and adults with communication caused by speech and hearing difficulties regardless of ability to pay.
	Target Date	6/30/2023
	Estimate the number and type of families that will benefit from the proposed activities	It is estimated that 95 individuals will benefit from this project
	Location Description	City Wide
	Planned Activities	Funding will pay for speech and language therapy sessions for those low to moderate income individuals whose insurance does not fully cover visits, and those clients without insurance.
12	Project Name	Legal Aid
	Target Area	
	Goals Supported	2023 Goals
	Needs Addressed	2022 Needs
	Funding	CDBG: \$15,000

	Description	Provide funding to leverage the Virginia Legal Aid Society funding to assist individuals and families with legal counseling, avoid homelessness and improve housing conditions. Income is documented on an application that is filled out by the client before they are eligible to receive legal counseling.
	Target Date	6/30/2023
	Estimate the number and type of families that will benefit from the proposed activities	It is estimated that 150 families will be assisted through legal aid
	Location Description	City Wide
	Planned Activities	
13	Project Name	Recreation Activities/Big Brothers Big Sisters
	Target Area	
	Goals Supported	2023 Goals
	Needs Addressed	2022 Needs
	Funding	CDBG: \$13,000
	Description	Provide funding to support Big Brothers/Big Sisters programs that promote recreation among low to moderate income children.
	Target Date	6/30/2023
	Estimate the number and type of families that will benefit from the proposed activities	70 low to moderate income children will benefit from this program
	Location Description	City Wide
	Planned Activities	various activities, access to software and computers, programs and conferences
14	Project Name	Rehab Program Delivery Costs
	Target Area	
	Goals Supported	2023 Goals
	Needs Addressed	
	Funding	CDBG: \$310,596

	Description	Program Administration: Develop, Administer, revise, implement and evaluate the day-to-day operation of the entitlement program. Activities include program design; grant administration, Sub recipient compliance monitoring, program outreach, public relations and training. General administrative costs include the following positions: Housing Development Specialist - 100 Percent, Senior Account Clerk - 100 Percent, Accountant - 10 Percent*, Secretary - 10 Percent*. *Remainder funded with CDBG Housing Administration and Community Development or Public Works General Funds.Housing Development Planning Specialist 100 Percent Senior Account Clerk 100 Percent Accountant
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	Estimate the number and type of families that will benefit from the proposed activities	n/a
	Location Description	n/a
	Planned Activities	admin costs
16	Project Name	HOME Housing Rehab Program
	Target Area	
	Goals Supported	2023 Goals
	Needs Addressed	2022 Needs
	Funding	:
	Description	Homeowner Rehabilitation: Provide assistance in the form of five year forgivable loans to low to mod income homeowners to complete total rehabilitation that will ensure that the home itself meets all applicable state and local codes, ordinances, and zoning requirements upon completion of rehabilitation.
	Target Date	6/30/2023
	Estimate the number and type of families that will benefit from the proposed activities	5
	Location Description	City Wide
	Planned Activities	Homeowner Rehab, down payment assistance
17	Project Name	Temporary Shelter/Transitional Housing
	Target Area	
	Goals Supported	2023 Goals
	Needs Addressed	2022 Needs
	Funding	CDBG: \$12,000

	Description	Funding will be set aside to provide temporary shelter for single parents with more than one child. The current homeless shelter is unable to provide assistance to a single parent with more than one child, making it difficult for them to find shelter once becoming homeless. Funds will pay for a hotel room for up to 7 nights.
	Target Date	6/30/2023
	Estimate the number and type of families that will benefit from the proposed activities	41
	Location Description	City Wide
	Planned Activities	
18	Project Name	CDBG Education Programs
	Target Area	
	Goals Supported	2023 Goals
	Needs Addressed	2022 Needs
	Funding	CDBG: \$55,000
	Description	Provide funding to support programs that strive to further child development, as well as promote education and college preoperational activities among children. There will be \$45,000 given to Head Start, and \$10,000 for Boys and Girls Club/College Bound.
	Target Date	6/30/2023
	Estimate the number and type of families that will benefit from the proposed activities	Low to moderate income families will benefit from both programs. Headstart will provide edcaution to about 200 low income children and Boys and Girls Club will assist about 15 low to moderate income teens.
	Location Description	City Wide
	Planned Activities	Headstart will use funds to pay for the salary of a teacher and/or teaching assistances. The Boys and Girls Clun will use funds for education, and resources as they relate to low to moderate income teens continuing their education to college or variuos trades.

AP-50 Geographic Distribution – 91.220(f)

Description of the geographic areas of the entitlement (including areas of low-income and minority concentration) where assistance will be directed

The City of Danville will use the funds city wide without a concentration or target area

Geographic Distribution

Target Area	Percentage of Funds
Citywide	100

Table 8 - Geographic Distribution

Rationale for the priorities for allocating investments geographically

Following the guidelines of the federal funding our distribution will be city wide due to the City not focusing on a specific target area.

Discussion

The funds will be used city wide except for the use of admin funds

Affordable Housing

AP-55 Affordable Housing – 91.220(g)

Introduction

The City of Danville will start developing plans to build more single family homes to provide affordable housing. We will also assist or CHDOs and Subrecipients in providing affordable housing

One Year Goals for the Number of Households to be Supported	
Homeless	50
Non-Homeless	400
Special-Needs	30
Total	480

Table 9 - One Year Goals for Affordable Housing by Support Requirement

One Year Goals for the Number of Households Supported Through	
Rental Assistance	0
The Production of New Units	4
Rehab of Existing Units	10
Acquisition of Existing Units	0
Total	14

Table 10 - One Year Goals for Affordable Housing by Support Type

Discussion

These figures relate to the targets specified in the action plan

AP-60 Public Housing – 91.220(h)

Introduction

The City of Danville will continue to support the Housing Authority's Center for Housing Education in its provision of housing education and advocacy, and collaboration on more affordable housing.

Actions planned during the next year to address the needs to public housing

The Danville Redevelopment and Housing Authority submits its own plan to HUD.

Actions to encourage public housing residents to become more involved in management and participate in homeownership

The Center for Housing Education, operated by the Housing Authority, offers many classes and education on becoming homeowners

If the PHA is designated as troubled, describe the manner in which financial assistance will be provided or other assistance

n/a

Discussion

The City of Danville will continue to support the Danville Redevelopment and Housing Authority

AP-65 Homeless and Other Special Needs Activities – 91.220(i)

Introduction

The City of Danville has included a HOME-ARP plan that will assist in combatting homelessness as well as funding subrecipients.

Describe the jurisdictions one-year goals and actions for reducing and ending homelessness including

Reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs

By funding The Haven of the Dan River Region, Temporary Shelter, and expanding the current homeless shelter using HOME-ARP funds we are able to reduce the amount of homeless individuals.

Addressing the emergency shelter and transitional housing needs of homeless persons

Due to the lack of emergency shelter specifically for women and families with children, we fund Haven of the Dan River Region as well as the Danville Department of Social Services Temporary Shelter program. By supporting the expansion of the current homeless shelter run by Haven, we will be able to house more families in crisis.

Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that individuals and families experience homelessness, facilitating access for homeless individuals and families to affordable housing units, and preventing individuals and families who were recently homeless from becoming homeless again

Haven of the Dan River Region assists women and families with children who have survived domestic violence and sexual assault to obtain permanent housing with rental deposits and utility deposits.

Helping low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families and those who are: being discharged from publicly funded institutions and systems of care (such as health care facilities, mental health facilities, foster care and other youth facilities, and corrections programs and institutions); or, receiving assistance from public or private agencies that address housing, health, social services, employment, education, or youth needs.

Using HOME-ARP funds the City of Danville will administer a rental assistance program. We will also

continue to work with the local CoC to address the needs of the homeless population and those facing homelessness

Discussion

The City of Danville will continue its efforts to combat homelessness with various agencies and our local CoC.

AP-75 Barriers to affordable housing – 91.220(j)

Introduction:

No public policies have been identified that have a negative effect on affordable housing development.

Actions it planned to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment

N/A

Discussion:

The City has worked to reduce/remove policies that may the availability or development of affordable housing.

AP-85 Other Actions – 91.220(k)

Introduction:

The City of Danville provides services to residents using CDBG, HOME and our newly funded Lead Hazard Control and Healthy Homes federal funds. We also work with entities like West Piedmont Planning Commission.

Actions planned to address obstacles to meeting underserved needs

The City will be using all of these funds to address lead hazards in the homes across the City while building new homes and rehabilitating homes using CHDOs, and seeking other financial assistance in the form of grants.

Actions planned to foster and maintain affordable housing

At this time the City has not adopted a plan for tax credits for affordable housing development, however, it has been considered by the City manager as well as the City Council.

Actions planned to reduce lead-based paint hazards

The City of Danville will continue to use CDBG funds to reduce lead hazards but was recently awarded \$1.2 million in federal funds for Lead Hazard Control and Healthy Homes. We will work directly with this program to continue to address lead issues.

Actions planned to reduce the number of poverty-level families

The CoC and Department of Social Services works with the City of Danville to reduce poverty levels but providing education and training as well as benefits to help bridge the wealth and poverty gap.

Actions planned to develop institutional structure

Continue to work with private industries in the City of Danville and coming to the City so that they may community needs and important issues that go hand in hand with housing and community development efforts

Actions planned to enhance coordination between public and private housing and social service agencies

The City will continue to continue to coordinate with private, public and social services agencies as well

as the local CoC.

Discussion:

The annual action plan is a continuation of the City of Danville's plan.

Program Specific Requirements

AP-90 Program Specific Requirements – 91.220(l)(1,2,4)

Introduction:

HOME Investment Partnership Program (HOME)

Reference 24 CFR 91.220(l)(2)

1. A description of other forms of investment being used beyond those identified in Section 92.205 is as follows:

The City will continue to support the many efforts of the non-profits and social service provider agencies in the community to obtain funding from various sources for their programs.

Many of these organizations receive private donations to sustain their programs, and most apply for funding on the federal, state, and local levels.

The availability of federal funds would enhance any of the listed programs and would mean that more services, and housing, could be provided. Because of the scarcity of any type of funding, the City has been working with various organizations to develop programs that would increase the leveraging capacity of federal funding mechanisms so that more money would be available for other endeavors that can meet urgent community needs. Better use of the existing resources is a main concern of everyone.

2. A description of the guidelines that will be used for resale or recapture of HOME funds when used for homebuyer activities as required in 92.254, is as follows:

The HOME recapture provisions established at §92.254(a)(5)(ii), permit the original homebuyer to sell the property to any willing buyer during the “period of affordability” but allows the City of Danville (the HOME participating jurisdiction i.e. PJ) to recapture, from “net proceeds” all or a portion of the HOME “direct subsidy” that enabled the homebuyer to buy the home. Recapture provisions are triggered by any transfer of title (voluntarily or involuntarily) during the “period of affordability.” There is no requirement that the original HOME-assisted homebuyer sell the unit to another low-income homebuyer. The City will recapture the amount of the HOME “direct subsidy” provided to the original homebuyer on a pro-rata basis (see below) for the time the homebuyer has owned and occupied the housing measured against the required “period of affordability.” The City will not recapture more than is available from the “net proceeds.”

“Period of affordability” is based on the amount of the “direct subsidy” provided to the homebuyer.

If the total HOME direct subsidy is under \$15,000, the period of affordability is 5 years; if the total direct subsidy is \$15,000 to \$40,000, the period of affordability is 10 years; if the total direct subsidy is over \$40,000, the period of affordability is 15 years.

“Direct HOME subsidy” is defined by the City as HOME funds (including program income) that enabled the homebuyer to buy the home and includes down payment assistance and any HOME assistance provided directly to the homebuyer that reduces the purchase price from fair market value to a reduced sales price. The difference between the fair market value and the purchase price is considered to be “directly” attributable to the HOME subsidy. The City will be using HOME funds for down payment assistance and for development of three (3) units by the CHDOs.

Net proceeds” are defined as the sales price minus superior loan repayment (other than HOME funds) and closing costs.

Calculation of pro-rata amount: Divide the number of years the homebuyer occupied the home by the “period of affordability”; multiply the resulting figure by the total amount of the “direct subsidy” originally provided to the homebuyer.

Number of years homebuyer occupied the home X Total direct HOME subsidy = Recaptured Amount
Period of affordability Amount

Written Agreement: A clear, detailed written agreement will be executed between the homebuyer, the CHDO (if applicable) and the City. This agreement will be separate from any loan instrument and will comply with the requirements of §92.504(c)(5). The written agreement constitutes a legal obligation. Enforcement of the recapture provisions will be by written agreement, the promissory note that is signed at closing and by reference in the deed. The purpose of these enforcement mechanisms is to ensure that the direct subsidy to the homebuyer is recaptured if the property is sold before the promissory period has been met.

3. A description of the guidelines for resale or recapture that ensures the affordability of units acquired with HOME funds? See 24 CFR 92.254(a)(4) are as follows:

The HOME recapture provisions established at §92.254(a)(5)(ii), permit the original homebuyer to sell the property to any willing buyer during the “period of affordability” but allows the City of Danville (the HOME participating jurisdiction i.e. PJ) to recapture, from “net proceeds” all or a portion of the HOME “direct subsidy” that enabled the homebuyer to buy the home. Recapture provisions are triggered by any transfer of title (voluntarily or involuntarily) during the “period of affordability”. There is no requirement that the original HOME-assisted homebuyer sell the unit to another low-income homebuyer. The City will recapture the amount of the HOME “direct subsidy” provided to the original homebuyer on a pro-rata basis (see below) for the time the homebuyer has owned and occupied the housing measured against the required “period of affordability”. The City will not recapture more than is available from the “net proceeds”.

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“Direct HOME subsidy” is defined by the City as HOME funds (including program income) that enabled the homebuyer to buy the home and includes down payment assistance and any HOME assistance provided directly to the homebuyer that reduces the purchase price from fair market value to a reduced sales price. The difference between the fair market value and the purchase price is considered to be “directly” attributable to the HOME subsidy. The City will be using HOME funds for down payment assistance and for development of one (unit) by its CHDO (Southside Outreach Group).

Net proceeds” are defined as the sales price minus superior loan repayment (other than HOME funds) and closing costs.

Calculation of pro-rata amount: Divide the number of years the homebuyer occupied the home by the “period of affordability”; multiply the resulting figure by the total amount of the “direct subsidy” originally provided to the homebuyer.

Number of years homebuyer occupied the home X Total direct HOME subsidy = Recaptured Amount
Period of affordability Amount

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4. Plans for using HOME funds to refinance existing debt secured by multifamily housing that is rehabilitated with HOME funds along with a description of the refinancing guidelines required that will be used under 24 CFR 92.206(b), are as follows:

The City does not intend to use HOME funds to refinance existing debt secured by multifamily housing that is being rehabilitated with HOME funds. In addition, the funds will not be used to refinance multifamily loans made or insured by any federal program. The City is aware that HOME funds cannot be used to refinance multifamily loans made or insured by any federal program, including CDBG.

The City strives to meet all program specific requirements as detailed in the enabling legislation and program guidelines. City staff work with subgrantees to ensure that these requirements are met and oversees internal operations towards the same goal.

Attachments

Citizen Participation Comments

CITIZEN/PUBLIC COMMENTS

No one made comments on the Annual Plan for 2021, just as they haven't in past years.

Debra Betts of Haven of the Dan River commented that it will do the most good to the City as it is written.

Kate Sigler of Legal Aid said it looked good to her.

There was no response from any others. We are still under COVID restrictions here somewhat, and contacting people is still difficult.

We have gotten good comments on the new Citizen Participation Plan. We have covered every aspect of the City to make the plan and our future Annual Plans available to everyone we can.

Citizen Participation Comments

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Grantee SF-424's and Certification(s)

OMB Number: 4045-0004
Expiration Date: 03/31/2012

Application for Federal Assistance SF-424			
* 1. Type of Submission:		* 2. Type of Application:	
☐ Preapplication ☐ Application ☐ Change/Corrected Application		☒ New ☐ Continuation ☐ Revision	
		* If Revision, select appropriate letter(s): * Other (Specify):	
* 3. Date Received:		4. Applicant Identifier:	
08/18/2022			
6a. Federal Entity Identifier:		* 6b. Federal Award Identifier:	
State Use Only:			
6c. Date Received by State:		7. State Application Identifier:	
8. APPLICANT INFORMATION:			
* a. Legal Name: City of Danville			
* b. Employer/Taxpayer Identification Number (EIN/TIN):		* c. Organizational DUNS:	
646001243		06900825100	
d. Address:			
* Street1:		427 Patton Street	
Street2:			
* City:		Danville	
County:		Pittsylvania	
* State:		Virginia	
Province:			
* Country:		United States	
* Zip / Postal Code:		24541	
e. Organizational Unit:			
Department Name:		Division Name:	
Community Development		Housing and Development	
f. Name and contact information of person to be contacted on matters involving this application:			
Prefix: Mr.		* First Name: Kenneth	
Middle Name: G			
* Last Name: Gillie			
Suffix: Jr.			
Title: Director of Community Development			
Organizational Affiliation:			
* Telephone Number: (434) 795-5260		Fax Number: (434) 787-8019	
* Email: gillie@danvilleva.gov			

Application for Federal Assistance SF-424	
9. Type of Applicant 1: Select Applicant Type: B. Municipal	
Type of Applicant 2: Select Applicant Type: 	
Type of Applicant 3: Select Applicant Type: 	
* Other (specify): 	
* 10. Name of Federal Agency: US Housing and Urban Development	
11. Catalog of Federal Domestic Assistance Number: 14-218	
CFDA Title: FY2022 Community Development Block Grant (CDBG)	
* 12. Funding Opportunity Number: 14-218	
* Title: FY2022 Community Development Block Grant (CDBG)	
13. Competition Identification Number: 	
Title: 	
14. Areas Affected by Project (Cities, Counties, States, etc.): City of Danville, VA	
* 15. Descriptive Title of Applicant's Project: FY2022 Annual Action Plan	
Attach supporting documents as specified in agency instructions. ☐ Attachments ☐ Supporting Documents ☐ Other Documents	

Application for Federal Assistance SF-424			
* 1. Type of Submission: ☒ Preapplication ☐ Application ☐ Changed/Corrected Application		* 2. Type of Application: * If Revision, select appropriate letter(s) ☒ New ☐ Continuation ☐ Revision	
* 3. Date Received: 08/18/2022		* 4. Applicant Identifier: [Empty Field]	
* 5a. Federal Entity Identifier: [Empty Field]		* 5b. Federal Award Identifier: [Empty Field]	
State Use Only:			
* 6. Data Received by State: [Empty Field]		* 7. State Application Identifier: [Empty Field]	
8. APPLICANT INFORMATION:			
* a. Legal Name: City of Danville			
* b. Employer/Taxpayer Identification Number (EIN/TIN): 64 6061243		* c. Organizational DUNS: 08800525100	
* d. Address:			
* Street1: 427 Patton Street			
* Street2: [Empty Field]			
* City: Danville			
* County: Pittsylvania			
* State: Virginia			
* Province: [Empty Field]			
* Country: United States			
* Zip / Postal Code: 26041			
* e. Organizational Unit:			
Department Name: Community Development		Division Name: Housing and Development	
* f. Name and contact information of person to be contacted on matters involving this application:			
Prefix: Mr.		* First Name: Kenneth	
Middle Name: C		[Empty Field]	
* Last Name: Gilie		[Empty Field]	
Suffix: Jr.		[Empty Field]	
Title: Director of Community Development			
Organizational Affiliation: [Empty Field]			
* Telephone Number: (434) 799-5280		* Fax Number: (434) 797-6819	
* Email: gilike@danvilleva.gov			

Application for Federal Assistance SF-424	
9. Type of Applicant 1: Select Applicant Type:	
B. Municipal ☒	
Type of Applicant 2: Select Applicant Type:	
Type of Applicant 3: Select Applicant Type:	
* Other (specify):	
* 10. Name of Federal Agency:	
US Housing and Urban Development	
11. Catalog of Federal Domestic Assistance Number:	
□□ □□□	
CFDA Title:	
* 12. Funding Opportunity Number:	
14-218	
* Title:	
FY2022 HOME Investment Partnership	
13. Competition Identification Number:	
Title	
14. Areas Affected by Project (Cities, Counties, States, etc.):	
City of Danville, VA	
* 15. Descriptive Title of Applicant's Project:	
FY2022 Annual Action Plan	
Attach supporting documents as specified in agency instructions.	
Add Attachments Delete Attachments View Attachments	

Application for Federal Assistance SF-424	
16. Congressional Districts Of:	
* a. Applicant: <u>50:</u>	* a. Program/Project: <u>HOME</u>
Attach an additional list of Program/Project Congressional Districts if needed.	
Data Attachment View Attachment	
17. Proposed Project:	
* a. Start Date: <u>07/01/2022</u>	* b. End Date: <u>06/30/2023</u>
18. Estimated Funding (\$):	
* a. Federal	<u>328,742.00</u>
* b. Applicant	
* c. State	
* d. Local	
* e. Other	
* f. Program Income	<u>350,000.00</u>
* g. TOTAL	<u>363,742.00</u>
* 19. Is Application Subject to Review By State Under Executive Order 12372 Process? ☐ a. This application was made available to the State under the Executive Order 12372 Process for review on <u> </u> . ☐ b. Program is subject to E.O. 12372 but has not been selected by the State for review. ☒ c. Program is not covered by E.O. 12372.	
* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes", provide explanation.) ☐ Yes ☒ No Explanation	
21. "By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 28, Section 1001)" ☒ ** I AGREE ** The list of certifications and assurances, or an Internet site where you may obtain this list, is contained in the announcement or agency specific instructions.	
Authorized Representative:	
Prefix: <u>Mr.</u>	* First Name: <u>Kenneth</u>
Middle Name: <u></u>	
* Last Name: <u>Larking</u>	
Suffix: <u></u>	
* Title: <u>City Manager</u>	
* Telephone Number: <u>(434) 799-5100</u>	* Fax Number: <u>(434) 799-8548</u>
* Email: <u>klarking@danvilleva.gov</u>	
* Signature of Authorized Representative: <u><i>Ken Larking</i></u>	* Date Signed: <u>8/16/12</u>

Authorized for Local Reproduction

Standard Form 424 (Revised 10/2005)
Prescribed by GMS Circular A-102

CERTIFICATIONS

In accordance with the applicable statutes and the regulations governing the consolidated plan regulations, the jurisdiction certifies that:

Affirmatively Further Fair Housing --The jurisdiction will affirmatively further fair housing.

Uniform Relocation Act and Anti-displacement and Relocation Plan -- It will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, (42 U.S.C. 4601-4655) and implementing regulations at 49 CFR Part 24. It has in effect and is following a residential anti-displacement and relocation assistance plan required under 24 CFR Part 42 in connection with any activity assisted with funding under the Community Development Block Grant or HOME programs.

Anti-Lobbying --To the best of the jurisdiction's knowledge and belief:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement;
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and
3. It will require that the language of paragraph 1 and 2 of this anti-lobbying certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

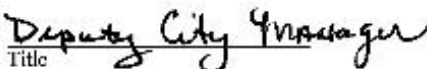
Authority of Jurisdiction --The consolidated plan is authorized under State and local law (as applicable) and the jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations.

Consistency with plan --The housing activities to be undertaken with Community Development Block Grant, HOME, Emergency Solutions Grant, and Housing Opportunities for Persons With AIDS funds are consistent with the strategic plan in the jurisdiction's consolidated plan.

Section 3 -- It will comply with section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u) and implementing regulations at 24 CFR Part 75.


Signature of Authorized Official

10-3-2022
Date


Title

Specific Community Development Block Grant Certifications

The Entitlement Community certifies that:

Citizen Participation -- It is in full compliance and following a detailed citizen participation plan that satisfies the requirements of 24 CFR 91.105.

Community Development Plan -- Its consolidated plan identifies community development and housing needs and specifies both short-term and long-term community development objectives that have been developed in accordance with the primary objective of the CDBG program (i.e., the development of viable urban communities, by providing decent housing and expanding economic opportunities, primarily for persons of low and moderate income) and requirements of 24 CFR Parts 91 and 570.

Following a Plan -- It is following a current consolidated plan that has been approved by HUD.

Use of Funds -- It has complied with the following criteria:

1. **Maximum Feasible Priority.** With respect to activities expected to be assisted with CDBG funds, it has developed its Action Plan so as to give maximum feasible priority to activities which benefit low- and moderate-income families or aid in the prevention or elimination of slums or blight. The Action Plan may also include CDBG-assisted activities which the grantee certifies are designed to meet other community development needs having particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available (see Optional CDBG Certification).

2. **Overall Benefit.** The aggregate use of CDBG funds, including Section 108 guaranteed loans, during program year(s) 2022 - 2023 [a period specified by the grantee of one, two, or three specific consecutive program years], shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the amount is expended for activities that benefit such persons during the designated period.

3. **Special Assessments.** It will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108 loan guaranteed funds, by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements.

However, if CDBG funds are used to pay the proportion of a fee or assessment that relates to the capital costs of public improvements (assisted in part with CDBG funds) financed from other revenue sources, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds.

In addition, in the case of properties owned and occupied by moderate-income (not low-income) families, an assessment or charge may be made against the property for public improvements financed by a source other than CDBG funds if the jurisdiction certifies that it lacks CDBG funds to cover the assessment.

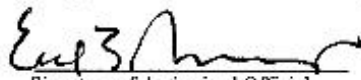
Excessive Force -- It has adopted and is enforcing:

1. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and
2. A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction.

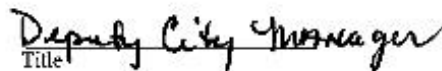
Compliance with Anti-discrimination laws -- The grant will be conducted and administered in conformity with title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d) and the Fair Housing Act (42 U.S.C. 3601-3619) and implementing regulations.

Lead-Based Paint -- Its activities concerning lead-based paint will comply with the requirements of 24 CFR Part 35, Subparts A, B, J, K and R.

Compliance with Laws -- It will comply with applicable laws.


Signature of Authorized Official

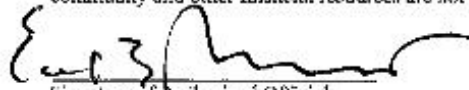
10-3-2022
Date


Title

OPTIONAL Community Development Block Grant Certification

Submit the following certification only when one or more of the activities in the action plan are designed to meet other community development needs having particular urgency as specified in 24 CFR 570.208(c):

The grantee hereby certifies that the Annual Plan includes one or more specifically identified CDBG-assisted activities which are designed to meet other community development needs having particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community and other financial resources are not available to meet such needs.


Signature of Authorized Official

10-5-2022
Date

Deputy City Manager
Title

Specific HOME Certifications

The HOME participating jurisdiction certifies that:

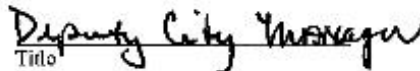
Tenant Based Rental Assistance -- If it plans to provide tenant-based rental assistance, the tenant-based rental assistance is an essential element of its consolidated plan.

Eligible Activities and Costs -- It is using and will use HOME funds for eligible activities and costs, as described in 24 CFR §§92.205 through 92.209 and that it is not using and will not use HOME funds for prohibited activities, as described in §92.214.

Subsidy layering -- Before committing any funds to a project, it will evaluate the project in accordance with the guidelines that it adopts for this purpose and will not invest any more HOME funds in combination with other Federal assistance than is necessary to provide affordable housing;


Signature of Authorized Official

10-3-2022
Date


Title

APPENDIX TO CERTIFICATIONS

INSTRUCTIONS CONCERNING LOBBYING CERTIFICATION:

Lobbying Certification

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

ASSURANCES - CONSTRUCTION PROGRAMS

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0042), Washington, DC 20503.

PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the Awarding Agency. Further, certain Federal assistance awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title, or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal interest in the title of real property in accordance with awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progress reports and such other information as may be required by the assistance awarding agency or State.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
8. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4726-4763) relating to prescribed standards for merit systems for programs funded under one of the 10 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
9. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead based paint in construction or rehabilitation of residence structures.
10. Will comply with all Federal statutes relating to non-discrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 80-362) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1606-1606), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicap; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-295), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§533 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 ad-3 and 290 ad-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VII of the Civil Rights Act of 1964 (42 U.S.C. §§2001 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

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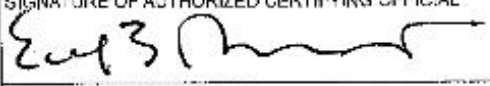
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Prescribed by OMB Circular A-102

11. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-848) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
12. Will comply with the provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
13. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333) regarding labor standards for federally-assisted construction subagreements.
14. Will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
15. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the

National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).

16. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
17. Will assist the awarding agency in assuring compliance with Section 105 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§460a-1 et seq.).
18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1986 and OMB Circular No. A-133, 'Audits of States, Local Governments, and Non-Profit Organizations.'
19. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL 	TITLE Deputy City Manager
APPLICANT ORGANIZATION City of Danville, Virginia	DATE SUBMITTED 10-3-2022

SF-424D (Rev. 7-87) Back

ASSURANCES - NON-CONSTRUCTION PROGRAMS

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0040), Washington, DC 20503.

PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

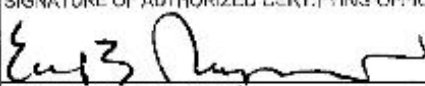
1. Has the legal authority to apply for Federal assistance and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project cost) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest or personal gain.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of DPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VII of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1663, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicap; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290a-3 and 290a-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.
7. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.

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Prescribed by GMS Circular A-102

8. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333), regarding labor standards for federally-assisted construction subagreements.
10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-90) and Executive Order (EO) 11614; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11890; (d) evaluation of flood hazards in floodplains in accordance with EO 11888; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-593), and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§489a-1 et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL 	TITLE Deputy City Manager
APPLICANT ORGANIZATION City of Danville, Virginia	DATE SUBMITTED 10-3-2022

Standard Form 424B (Rev. 7-97) Back

Grantee SF-424's and Certification(s)

OMB Number: 4010-0004
Expiration Date: 03/31/2012

Application for Federal Assistance SF-424			
* 1. Type of Submission: ☐ Preapplication ☐ Application ☐ Change/Corrected Application		* 2. Type of Application: ☒ New ☐ Continuation ☐ Revision	
		* If Revision, select appropriate letter(s): * Other (Specify): 	
* 3. Date Received: 08/18/2022		4. Applicant Identifier: 	
5a. Federal Entity Identifier: 		* 5b. Federal Award Identifier: 	
State Use Only:			
6. Date Received by State: 		7. State Application Identifier: 	
8. APPLICANT INFORMATION:			
* a. Legal Name: City of Danville			
* b. Employer/Taxpayer Identification Number (EIN/TIN): 54 6001243		* c. Organizational DUNS: 06900825100	
d. Address:			
* Street1: 427 Patton Street			
Street2: 			
* City: Danville			
County: Pittsylvania			
* State: Virginia			
Province: 			
* Country: United States			
* Zip / Postal Code: 24541			
e. Organizational Unit:			
Department Name: Community Development		Division Name: Housing and Development	
f. Name and contact information of person to be contacted on matters involving this application:			
Prefix: Mr.		* First Name: Kenneth	
Middle Name: G			
* Last Name: Gillie			
Suffix: Jr.			
Title: Director of Community Development			
Organizational Affiliation: 			
* Telephone Number: (434) 795-5260		Fax Number: (434) 787-8019	
* Email: gillie@danvilleva.gov			

Application for Federal Assistance SF-424	
9. Type of Applicant 1: Select Applicant Type: B. Municipal ☒	
Type of Applicant 2: Select Applicant Type: 	
Type of Applicant 3: Select Applicant Type: 	
* Other (specify): 	
* 10. Name of Federal Agency: US Housing and Urban Development	
11. Catalog of Federal Domestic Assistance Number: 	
CFDA Title: 	
* 12. Funding Opportunity Number: 14-218	
* Title: FY2022 Community Development Block Grant (CDBG)	
13. Competition Identification Number: 	
Title: 	
14. Areas Affected by Project (Cities, Counties, States, etc.): City of Danville, VA	
* 15. Descriptive Title of Applicant's Project: FY2022 Annual Action Plan	
Attach supporting documents as specified in agency instructions. ☐ Attachments ☐ Supporting Documents ☐ Other Documents	

Application for Federal Assistance SF-424	
16. Congressional Districts Of:	
* a. Applicant: <u>Sih</u>	* b. Program/Project: <u>CDSS</u>
Attach an additional list of Program/Project Congressional Districts if needed.	
Download Form Delete Attachment View Attachment	
17. Proposed Project:	
* a. Start Date: <u>07/01/2022</u>	* b. End Date: <u>06/30/2023</u>
18. Estimated Funding (\$):	
* a. Federal	<u>852,803.00</u>
* b. Applicant	
* c. State	
* d. Local	
* e. Other	
* f. Program Income	<u>20,000.00</u>
* g. TOTAL	<u>\$872,803.00</u>
* 19. Is Application Subject to Review By State Under Executive Order 12372 Process?	
☐ a. This application was made available to the State under the Executive Order 12372 Process for review on <u> </u> . ☐ b. Program is subject to E.O. 12372 but has not been selected by the State for review. ☒ c. Program is not covered by E.O. 12372.	
* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes", provide explanation.)	
☐ Yes ☒ No Explanation	
21. *By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 28, Section 1001) ☒ ** I AGREE ** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.	
Authorized Representative:	
Prefix: <u>Mr.</u> * First Name: <u>Kenneth</u> Middle Name: <u> </u> * Last Name: <u>Larking</u> Suffix: <u> </u>	
* Title: <u>City Manager</u>	
* Telephone Number: <u>(434) 799-5100</u>	Fax Number: <u>(434) 799-8548</u>
* Email: <u>xlarking@danvilleva.gov</u>	
* Signature of Authorized Representative: <u><i>Ken Cantors</i></u>	* Date Signed: <u>8/16/22</u>

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 Standard Form 424 (Revised 10/2006)
 Prescribed by OMB Circular A-102

Application for Federal Assistance SF-424			
* 1. Type of Submission: ☐ Preapplication ☐ Application ☐ Changed/Corrected Application		* 2. Type of Application: * If Revision, select appropriate letter(s) ☒ New ☐ Continuation ☐ Revision	
* 3. Date Received: 08/18/2022		* 4. Applicant Identifier: _____	
* 5a. Federal Entity Identifier: _____		* 5b. Federal Award Identifier: _____	
State Use Only:			
* 6. Data Received by State: _____		* 7. State Application Identifier: _____	
8. APPLICANT INFORMATION:			
* a. Legal Name: City of Danville			
* b. Employer/Taxpayer Identification Number (EIN/TIN): 64 6061243		* c. Organizational DUNS: 08800525100	
* d. Address:			
* Street1: 427 Patton Street			
* Street2: _____			
* City: Danville			
* County: Pittsylvania			
* State: Virginia			
* Province: _____			
* Country: United States			
* Zip / Postal Code: 26041			
* e. Organizational Unit:			
Department Name: Community Development		Division Name: Housing and Development	
* f. Name and contact information of person to be contacted on matters involving this application:			
Prefix: Mr.		* First Name: Kenneth	
Middle Name: C		_____	
* Last Name: Gilie		_____	
Suffix: Jr.		_____	
Title: Director of Community Development			
Organizational Affiliation: _____			
* Telephone Number: (434) 799-5280		* Fax Number: (434) 797-6819	
* Email: gilike@danvilleva.gov			

Application for Federal Assistance SF-424	
9. Type of Applicant 1: Select Applicant Type:	
B. Municipal ☒	
Type of Applicant 2: Select Applicant Type:	
Type of Applicant 3: Select Applicant Type:	
* Other (specify):	
* 10. Name of Federal Agency:	
US Housing and Urban Development	
11. Catalog of Federal Domestic Assistance Number:	
□□ □□□	
CFDA Title:	
* 12. Funding Opportunity Number:	
14-218	
* Title:	
FY2022 HOME Investment Partnership	
13. Competition Identification Number:	
Title	
14. Areas Affected by Project (Cities, Counties, States, etc.):	
City of Danville, VA	
* 15. Descriptive Title of Applicant's Project:	
FY2022 Annual Action Plan	
Attach supporting documents as specified in agency instructions.	
Add Attachments Delete Attachments View Attachments	

Application for Federal Assistance SF-424	
16. Congressional Districts Of:	
* a. Applicant: <u>5th</u>	* a. Program/Project: <u>HOME</u>
Attach an additional list of Program/Project Congressional Districts if needed.	
Data Attachment View Attachment	
17. Proposed Project:	
* a. Start Date: <u>07/01/2022</u>	* b. End Date: <u>06/30/2023</u>
18. Estimated Funding (\$):	
* a. Federal	<u>328,742.00</u>
* b. Applicant	
* c. State	
* d. Local	
* e. Other	
* f. Program Income	<u>350,000.00</u>
* g. TOTAL	<u>363,742.00</u>
* 19. Is Application Subject to Review By State Under Executive Order 12372 Process? ☐ a. This application was made available to the State under the Executive Order 12372 Process for review on <u> </u> . ☐ b. Program is subject to E.O. 12372 but has not been selected by the State for review. ☒ c. Program is not covered by E.O. 12372.	
* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes", provide explanation.) ☐ Yes ☒ No Explanation	
21. "By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 28, Section 1001)" ☒ ** I AGREE ** The list of certifications and assurances, or an Internet site where you may obtain this list, is contained in the announcement or agency specific instructions.	
Authorized Representative:	
Prefix: <u>Mr.</u>	* First Name: <u>Kenneth</u>
Middle Name: <u></u>	
* Last Name: <u>Larking</u>	
Suffix: <u></u>	
* Title: <u>City Manager</u>	
* Telephone Number: <u>(434) 799-5100</u>	* Fax Number: <u>(434) 799-8548</u>
* Email: <u>klarking@danvilleva.gov</u>	
* Signature of Authorized Representative: <u><i>Ken Larking</i></u>	* Date Signed: <u>8/16/12</u>

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Standard Form 424 (Revised 10/2005)
Prescribed by GMS Circular A-102

CERTIFICATIONS

In accordance with the applicable statutes and the regulations governing the consolidated plan regulations, the jurisdiction certifies that:

Affirmatively Further Fair Housing --The jurisdiction will affirmatively further fair housing.

Uniform Relocation Act and Anti-displacement and Relocation Plan -- It will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, (42 U.S.C. 4601-4655) and implementing regulations at 49 CFR Part 24. It has in effect and is following a residential anti-displacement and relocation assistance plan required under 24 CFR Part 42 in connection with any activity assisted with funding under the Community Development Block Grant or HOME programs.

Anti-Lobbying --To the best of the jurisdiction's knowledge and belief:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement;
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and
3. It will require that the language of paragraph 1 and 2 of this anti-lobbying certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

Authority of Jurisdiction --The consolidated plan is authorized under State and local law (as applicable) and the jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations.

Consistency with plan --The housing activities to be undertaken with Community Development Block Grant, HOME, Emergency Solutions Grant, and Housing Opportunities for Persons With AIDS funds are consistent with the strategic plan in the jurisdiction's consolidated plan.

Section 3 -- It will comply with section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u) and implementing regulations at 24 CFR Part 75.


Signature of Authorized Official

10-3-2022
Date

Deputy City Manager
Title

Specific Community Development Block Grant Certifications

The Entitlement Community certifies that:

Citizen Participation -- It is in full compliance and following a detailed citizen participation plan that satisfies the requirements of 24 CFR 91.105.

Community Development Plan -- Its consolidated plan identifies community development and housing needs and specifies both short-term and long-term community development objectives that have been developed in accordance with the primary objective of the CDBG program (i.e., the development of viable urban communities, by providing decent housing and expanding economic opportunities, primarily for persons of low and moderate income) and requirements of 24 CFR Parts 91 and 570.

Following a Plan -- It is following a current consolidated plan that has been approved by HUD.

Use of Funds -- It has complied with the following criteria:

1. **Maximum Feasible Priority.** With respect to activities expected to be assisted with CDBG funds, it has developed its Action Plan so as to give maximum feasible priority to activities which benefit low- and moderate-income families or aid in the prevention or elimination of slums or blight. The Action Plan may also include CDBG-assisted activities which the grantee certifies are designed to meet other community development needs having particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available (see Optional CDBG Certification).

2. **Overall Benefit.** The aggregate use of CDBG funds, including Section 108 guaranteed loans, during program year(s) 2022 - 2023 [a period specified by the grantee of one, two, or three specific consecutive program years], shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the amount is expended for activities that benefit such persons during the designated period.

3. **Special Assessments.** It will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108 loan guaranteed funds, by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements.

However, if CDBG funds are used to pay the proportion of a fee or assessment that relates to the capital costs of public improvements (assisted in part with CDBG funds) financed from other revenue sources, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds.

In addition, in the case of properties owned and occupied by moderate-income (not low-income) families, an assessment or charge may be made against the property for public improvements financed by a source other than CDBG funds if the jurisdiction certifies that it lacks CDBG funds to cover the assessment.

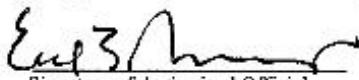
Excessive Force -- It has adopted and is enforcing:

1. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and
2. A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction.

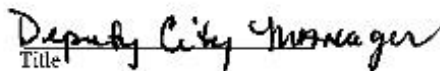
Compliance with Anti-discrimination laws -- The grant will be conducted and administered in conformity with title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d) and the Fair Housing Act (42 U.S.C. 3601-3619) and implementing regulations.

Lead-Based Paint -- Its activities concerning lead-based paint will comply with the requirements of 24 CFR Part 35, Subparts A, B, J, K and R.

Compliance with Laws -- It will comply with applicable laws.


Signature of Authorized Official

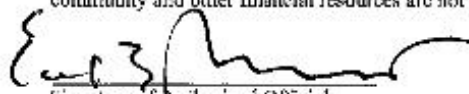
10-3-2022
Date


Title

OPTIONAL Community Development Block Grant Certification

Submit the following certification only when one or more of the activities in the action plan are designed to meet other community development needs having particular urgency as specified in 24 CFR 570.208(c):

The grantee hereby certifies that the Annual Plan includes one or more specifically identified CDBG-assisted activities which are designed to meet other community development needs having particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community and other financial resources are not available to meet such needs.


Signature of Authorized Official

10-5-2022
Date

Deputy City Manager
Title

Specific HOME Certifications

The HOME participating jurisdiction certifies that:

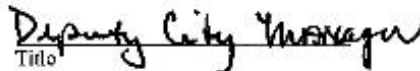
Tenant Based Rental Assistance -- If it plans to provide tenant-based rental assistance, the tenant-based rental assistance is an essential element of its consolidated plan.

Eligible Activities and Costs -- It is using and will use HOME funds for eligible activities and costs, as described in 24 CFR §§92.205 through 92.209 and that it is not using and will not use HOME funds for prohibited activities, as described in §92.214.

Subsidy layering -- Before committing any funds to a project, it will evaluate the project in accordance with the guidelines that it adopts for this purpose and will not invest any more HOME funds in combination with other Federal assistance than is necessary to provide affordable housing;


Signature of Authorized Official

10-3-2022
Date


Title

APPENDIX TO CERTIFICATIONS

INSTRUCTIONS CONCERNING LOBBYING CERTIFICATION:

Lobbying Certification

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

ASSURANCES - CONSTRUCTION PROGRAMS

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0042), Washington, DC 20503.

PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the Awarding Agency. Further, certain Federal assistance awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title, or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal interest in the title of real property in accordance with awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progress reports and such other information as may be required by the assistance awarding agency or State.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
8. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4726-4763) relating to prescribed standards for merit systems for programs funded under one of the 10 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
9. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead based paint in construction or rehabilitation of residence structures.
10. Will comply with all Federal statutes relating to non-discrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 80-362) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1606-1606), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicap; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-295), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§552 and 552a of the Public Health Service Act of 1912 (42 U.S.C. §§290 aa-3 and 290 aa-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VII of the Civil Rights Act of 1964 (42 U.S.C. §§2001 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

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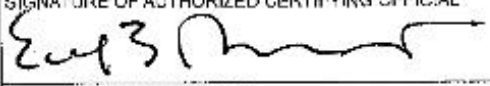
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Prescribed by OMB Circular A-102

11. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-848) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
12. Will comply with the provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
13. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333) regarding labor standards for federally-assisted construction subagreements.
14. Will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
15. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the

National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).

16. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
17. Will assist the awarding agency in assuring compliance with Section 105 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1986 and OMB Circular No. A-133, 'Audits of States, Local Governments, and Non-Profit Organizations.'
19. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL 	TITLE Deputy City Manager
APPLICANT ORGANIZATION City of Danville, Virginia	DATE SUBMITTED 10-3-2022

SF-424D (Rev. 7-87) Back

ASSURANCES - NON-CONSTRUCTION PROGRAMS

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**PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET.
SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.**

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

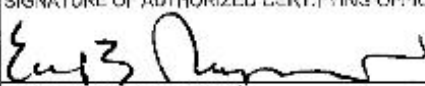
1. Has the legal authority to apply for Federal assistance and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project cost) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest or personal gain.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VII of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1663, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicap; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.
7. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.

Previous Edition Usable

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Prescribed by GMS Circular A-102

8. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333), regarding labor standards for federally-assisted construction subagreements.
10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following: (s) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-90) and Executive Order (EO) 11614; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11890; (d) evaluation of flood hazards in floodplains in accordance with EO 11888; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-593), and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§489a-1 et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL 	TITLE Deputy City Manager
APPLICANT ORGANIZATION City of Danville, Virginia	DATE SUBMITTED 10-3-2022

Standard Form 424B (Rev. 7-97) Back

Council Letter

City of Danville, Virginia



CL-2894

New Business D.

City Council Regular Meeting

Meeting Date: 12/20/2022

Subject: Consideration of a Resolution of Support for VA250

From: Lisa Meriwether, ED Tourism Manager

COUNCIL ACTION

Business Meeting: 12/20/2022

SUMMARY

The Virginia American Revolution 250 Commission (VA250) was created by the General Assembly for the purpose of planning for and commemorating the 250th anniversary of Virginia's participation in American independence, the duration of which will be 2022 through 2026. The Commission is composed of legislative leaders, tourism and economic development officials, historians, and experts across a wide spectrum.

Virginia leads a nationwide effort in creating a commission to formally begin planning for the commemoration. The 250th anniversary of American independence holds tremendous educational, economic, and tourism opportunities for the Commonwealth. Not only was Virginia a central focus of the American Revolution in the 1770's and 1780's, but it is still at the center, in terms of what visitors can see and experience today.

BACKGROUND

To position Virginia as a key leader in this national commemoration, the Commission requests localities to form a Local VA250 Committee to join in the planning for this large-scale commemoration. The Commission also asks localities to designate a liaison to work with the Commission, who will serve as the local contact with the state commission, participate in planning events, and communicate regularly on events occurring within the locality. While the Commission is planning statewide programs and events, including traveling exhibitions, strong involvement at the local level is crucial. The Commission is working with hundreds of partners across the state to encourage and support local participation.

For those localities that form official Local VA250 Committees, as evidenced by the passing of a resolution of support, the designation of a local contact, and the formation of a Local VA250 Committee, the state commission will provide grant funding opportunities for commemorative events and make available programs to include traveling exhibitions and teacher resources. It is also noteworthy that localities may be able to access American Rescue Plan Act (ARPA) funds for commemoration projects, as such funding supports industries that experienced negative economic impacts during the pandemic such as tourism, travel, and hospitality.

RECOMMENDATION

Staff recommends City Council authorize and execute a Resolution of Support for the Virginia American Revolution 250 Commission (VA250) and designate Lisa Meriweather, Tourism Manager, City of Danville Department of Economic Development & Tourism as the local contact.

Attachments

Resolution

Membership

Contact Form

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2023-____.____

A RESOLUTION OF THE COUNCIL OF THE CITY OF DANVILLE, VIRGINIA
SUPPORTING THE EFFORTS OF THE VIRGINIA AMERICAN REVOLUTION 250
COMMISSION.

WHEREAS, the Council of the City of Danville, Virginia (“the City”) is dedicated
to the furtherance of economic development and tourism in Danville; and

WHEREAS, The Virginia American Revolution 250 Commission (VA250) was
created in 2020 by the General Assembly for the purpose of preparing for and commemorating
the 250th anniversary of Virginia’s participation in American independence; and

WHEREAS, VA250 has requested that each locality form a committee to aid in
planning for the commemoration period; and

WHEREAS, the City desires to form a local VA250 committee; and

WHEREAS, the committee shall plan and coordinate programs occurring within
the City with the support of Council and communicate regularly with VA250; and

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Danville,
Virginia that the Council hereby desires to support the Virginia American Revolution 250
Commission and their efforts to commemorate the 250th anniversary of Virginia’s participation
in American independence, and

BE IT FURTHER RESOLVED, that the City shall form a committee to aid in the
planning for the commemoration period pursuant to state law.

APPROVED:

Mayor

ATTEST:

Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney



Christy Coleman, Interim Chair
Jamestown-Yorktown Foundation

Jamie O. Bosket, Interim Vice Chair
Virginia Museum of History and Culture

The Honorable. Terry Austin
The Honorable Hyland (Buddy) Fowler
The Honorable Mamie Locke
The Honorable Tommy Norment
The Honorable Kenneth Plum

Chief Steve Adkins
Chickahominy Indian Tribe
Edward H. Baine
Dominion Energy Virginia
Diane Bechamps
Virginia Tourism Authority
Leslie Bowman
Monticello
Gretchen Bulova
Office of Historic Alexandria
H. Benson Dendy III
Chairman Emeritus, Jamestown-Yorktown Foundation
David Duncan
American Battlefield Trust
Cliff Fleet
Colonial Williamsburg Foundation
Sue Gerdeman
Jamestown-Yorktown Foundation Board of Trustees
Peter Hedlund
Virginia Humanities
Kathy Jordan
Library of Virginia
Julie Langan
Department of Historic Resources
Jerri Marr
Colonial National Historical Park
Eric Monday
Virginia Bar Association
Chief Anne Richardson
Rappahannock Tribe
Jackie Stone
McGuire Woods LLP
Scott M. Stroh III
Gunston Hall
Dr. Karin Wulf
Brown University

Cheryl Wilson, Executive Director
Cheryl.wilson@jyf.virginia.gov
Elizabeth Mancano, Deputy Director
Elizabeth.mancano@jyf.virginia.gov

Commission Membership

Christy Coleman, Interim Chair
Jamestown-Yorktown Foundation

Jamie O. Bosket, Interim Vice Chair
Virginia Museum of History and Culture

The Honorable. Terry Austin
The Honorable Hyland (Buddy) Fowler
The Honorable Mamie Locke
The Honorable Tommy Norment
The Honorable Kenneth Plum

Chief Steve Adkins
Chickahominy Indian Tribe
Edward H. Baine
Dominion Energy Virginia
Diane Bechamps
Virginia Tourism Authority
Leslie Bowman
Monticello
Gretchen Bulova
Office of Historic Alexandria
H. Benson Dendy III
Chairman Emeritus, Jamestown-Yorktown Foundation
David Duncan
American Battlefield Trust,
Secretary of the US
Semiquincentennial Commission

Cliff Fleet
Colonial Williamsburg Foundation
Sue Gerdeman
Jamestown-Yorktown Foundation
Board of Trustees
Peter Hedlund
Virginia Humanities
Kathy Jordan
Library of Virginia
Julie Langan
Department of Historic Resources
Jerri Marr
Colonial National Historical Park
Eric Monday
Virginia Bar Association
Chief Anne Richardson
Rappahannock Tribe
Jackie Stone
McGuire Woods LLP
Scott M. Stroh III
Gunston Hall
Dr. Karin Wulf
Brown University

Cheryl Wilson, Executive Director



VIRGINIA AMERICAN REVOLUTION 250 COMMISSION
Local 250th Committee Assignment Form

The Virginia American Revolution Commission was created by the General Assembly for the purpose of planning for and commemorating the 250th anniversary of Virginia's participation in the American Revolution, the Revolutionary War, and the formation of the nation. Planning for this statewide and national event has already begun, and culminates in 2026, and then continuing beyond. Each locality is asked to form a local 250th committee to begin planning for the multi-year commemoration period. The Commission will provide grant opportunities and technical support to local committees. **Please designate below a liaison to work with the Commission, who will serve as liaison between the local community and the state commission.** Localities are also encouraged to pass a resolution of support establishing a Local 250th Committee.

Locality: _____

Name of Designee: _____

Title: _____

Organization: _____

Address: _____

Phone: _____

Email: _____

Comments: _____

Please return to: Elizabeth Mancano, Deputy Director, VA250 Commission, 2110 Jamestown Road, Williamsburg VA 23185. Phone: 757-837-7228 / Email: elizabeth.mancano@jyf.virginia.gov

Council Letter

City of Danville, Virginia



CL-2716

New Business E.

City Council Regular Meeting

Meeting Date: 12/20/2022

Subject: Consideration of Amending the City Code Regarding Statements of Economic Interest

From: Susan M. DeMasi, City Clerk

COUNCIL ACTION

Business Meeting: 12/20/2022

SUMMARY

Virginia Conflict of Interest and Ethics Advisory Council outlines who must fill out yearly Statements of Economic Interest, Real Estate Disclosure or Financial Disclosure forms. According to the Ethics Advisory Council, Council Members are required to fill out a yearly Statement of Economic Interest, and City Managers are required to fill out a Real Estate Disclosure form. The Council does not require City Attorneys or Department Directors to fill out forms. Staff has reached out to several localities regarding their requirements, and none of them required either city attorneys or department directors to fill out conflict of interest forms. Changes to the City Code should be made in order to be in compliance with the Virginia Conflict of Interest and Ethics Advisory Council.

BACKGROUND

The Virginia Conflict of Interest and Ethics Advisory Council was created by the General Assembly to encourage and facilitate compliance with the State and Local Government Conflict of Interests Act (§ [2.2-3100](#) et seq.), the General Assembly Conflicts of Interests Act (§ [30-100](#) et seq.) and the lobbying laws in Article 3 of the Code of Virginia (§ [2.2-418](#) et seq.).

The Ethics Advisory reads in part:

The following local officials are required to file the State and Local Statement of Economic Interests per § 2.2-3115:

- Members of the City Council
- Executive director and members of Industrial Development Authorities and Economic Development Authorities
- Persons holding positions of trust appointed or employed by the governing body if the governing body has passed an ordinance requiring them to file
- Members of the governing body of any entity established in a county or city with the power to issue bonds or expend funds in excess of \$10,000 in any fiscal year if the governing body of the appointing jurisdiction has required them to submit this form

The following local officials are required to file the Real Estate Disclosure per § 2.2-3115 (G):

- Planning Commission members
- Members of board of zoning appeals
- Real estate assessors
- County, city, or town managers
- Executive officers

Currently, in addition to Danville City Council and the IDA, City Department Directors, City Attorney staff, the City Manager and Deputy City Manager are required, by City Code, to fill out the Statement of Economic Interest Form. Per the Ethics Advisory Council, only the City Council and IDA are required to fill out the Statement of Economic Interest Form; the City Manager should be filling out the Real Estate Disclosure Form.

RECOMMENDATION

Staff recommends that Danville City Code be amended to eliminate the requirement that Department Directors, City Attorney and City Attorney's staff, and the City Manager and Deputy City Manager be required to fill out the Statement of Economic Interest Form and that the City Manager and Deputy City Manager fill out the Real Estate Disclosure form, as set forth by the Virginia Conflict of Interest and Ethics Advisory Council.

Attachments

Ordinance
Ethics Advisory Form

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2022-____.____

AN ORDINANCE AMENDING AND REORDAINING SECTION 2-4, ENTITLED "CONFLICTS OF INTEREST" OF ARTICLE I, ENTITLED "IN GENERAL," OF CHAPTER 2, ENTITLED "ADMINISTRATION," OF THE CODE OF THE CITY OF DANVILLE, 1986, AS AMENDED.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that Section 2-4., Entitled "Conflict of Interests," of Article I, entitled "In General," of Chapter 2, entitled "Administration," of the Code of the City of Danville, Virginia, 1986, as amended, be, and the same is hereby, amended and reordained to read as follows:

Chapter 2. ADMINISTRATION

Article I. In General

Sec. 2-4. – Conflict of Interest

(a) Each and every officer and employee of the City is subject to and shall comply with the provisions of the Comprehensive Conflict of Interests Act set forth and contained in chapter 31 of title 2.2 (§ 3100 et seq.) of the Code of Virginia, as may be amended from time to time, to the extent and in the manner that such Act is applicable to his office or position of employment.

(b) Each member of the Council **and** the City Manager, ~~City Attorney and each Assistant City Attorney~~ shall, as a condition to assuming such office or employment, file a disclosure statement of his or her personal interests and such other information as is specified on the form set forth in section 2.2-3117 of the Code of Virginia, as may be amended from time to time, and thereafter shall file such a statement annually on or before January 15, **or as of such date as specified by the Virginia Conflict of Interest and Ethics Advisory Council.**

~~(c) In addition to the foregoing, those persons occupying the following positions of employment in the City's position classification plan likewise shall file, as a condition to assuming such office or employment and thereafter annually on or before January 15, a disclosure statement of his or her personal interests and such other information as is specified on the form prescribed in subsection (b) above:~~

- ~~(1) Deputy City Manager;~~
- ~~(2) Director of Economic Development;~~

- ~~(3) Director of Utilities;~~
- ~~(4) Director of Finance;~~
- ~~(5) Director of Community Development;~~
- ~~(6) Director of Public Works;~~
- ~~(7) Director of Parks and Recreation;~~
- ~~(8) Fire Chief;~~
- ~~(9) Police Chief;~~
- ~~(10) Director of Transportation Services;~~
- ~~(11) Director of Information Technology;~~
- ~~(12) Director of Human Resources.~~

(d) The City Clerk shall cause the prescribed forms for the disclosure statements required by this section to be distributed to each officer and employee of the City required to file the same at least twenty (20) days prior to the filing deadline. The disclosure statements shall be filed and maintained as public records for five (5) years in the office of the City Clerk.

AND BE IT FURTHER ORDAINED, that all other provisions and Sections of said Article, Chapter and Code be, and the same are hereby, continued in full force and effect unless and until the same are hereafter amended or repealed.

APPROVED:

Mayor

ATTEST:

Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

Virginia Conflict of Interest and Ethics Advisory Council

The Virginia Conflict of Interest and Ethics Advisory Council was created by the General Assembly to encourage and facilitate compliance with the State and Local Government Conflict of Interests Act (§ [2.2-3100](#) et seq.), the General Assembly Conflicts of Interests Act (§ [30-100](#) et seq.) and the lobbying laws in Article 3 of the Code of Virginia (§ [2.2-418](#) et seq.).

The following local officials are required to file the State and Local Statement of Economic Interests per § 2.2-3115:

- Members of the Board of Supervisors
- Members of the City Council
- Members of the Town Council, if the town has a population exceeding 3,500
- Executive director and members of Industrial Development Authorities and Economic Development Authorities
- Members of the school board
- Persons holding positions of trust appointed or employed by the governing body if the governing body has passed an ordinance requiring them to file
- Persons holding positions of trust appointed or employed by school board if the school board has adopted a policy requiring them to file
- Members of the governing body of any entity established in a county or city with the power to issue bonds or expend funds in excess of \$10,000 in any fiscal year if the governing body of the appointing jurisdiction has required them to submit this form

The following local officials are required to file the Real Estate Disclosure per § 2.2-3115 (G):

- Planning commission members
- Members of board of zoning appeals
- Real estate assessors
- County, city, or town managers
- Executive officers

Local Officers and Employees

Prior to assuming office or taking employment, each person listed below must file their required disclosure form. Thereafter, they must file annually on or before February 1.

You may not sign, date, or submit your disclosure form for your regular annual filing prior to January 1.

The following local officials are required to file the State and Local Statement of Economic Interests per § 2.2-3115:

- Members of the Board of Supervisors
- Members of the City Council
- Members of the Town Council, if the town has a population exceeding 3,500
- Executive director and members of Industrial Development Authorities and Economic Development Authorities
- Members of the school board
- Persons holding positions of trust appointed or employed by the governing body if the governing body has passed an ordinance requiring them to file
- Persons holding positions of trust appointed or employed by school board if the school board has adopted a policy requiring them to file
- Members of the governing body of any entity established in a county or city with the power to issue bonds or expend funds in excess of \$10,000 in any fiscal year if the governing body of the appointing jurisdiction has required them to submit this form

The following local officials are required to file the Financial Disclosure Statement per § 2.2-3115:

- Members of the governing body of any authority established in any county or city, or part or combination thereof, and having the power to issue bonds or expend funds in excess of \$10,000 in any fiscal year unless required to file the Statement of Economic Interests by the governing body of the appointing jurisdiction.
- Members of the Northern Virginia Transportation Authority and the Northern Virginia Transportation Commission.
- Nonsalaried citizen members of local boards, commissions, and councils if the governing body has designated them to file.

The following local officials are required to file the Real Estate Disclosure per § 2.2-3115 (G):

- Planning commission members
- Members of board of zoning appeals
- Real estate assessors
- County, city, or town managers
- Executive officers

Council Letter

City of Danville, Virginia



CL-2884

New Business F.

City Council Regular Meeting

Meeting Date: 12/20/2022

Subject: Fiscal Year 2023 SRO-SRO Grant Program and Fund

From: Scott Booth, Police Chief

COUNCIL ACTION

First Reading: 12/20/2022

Final Adoption: 01/03/2023

SUMMARY

The Danville Police Department received a Department of Criminal Justice Services Grant under the Fiscal Year 2023 School Resource Officer (SRO) Grant Program and Fund in the amount of \$88,398.00. This funding will provide for the hiring of two SROs, one for George Washington High School and one for Westwood Middle School.

RECOMMENDATION

It is recommended that City Council adopt the attached Ordinance Amending the Fiscal Year 2023 Budget Appropriation Ordinance by Anticipating Revenues in the amount of \$88,398 from the Department of Criminal Justice Services and appropriating the same.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2023 - _____._____

AN ORDINANCE AMENDING THE FISCAL YEAR 2023 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUE FROM VIRGINIA DEPARTMENT CRIMINAL JUSTICE SERVICES – FISCAL YEAR 2023 SCHOOL RESOURCE OFFICER GRANT PROGRAM IN THE AMOUNT OF \$88,398 AND APPROPRIATING SAME.

WHEREAS, the City of Danville has been awarded a grant from the Virginia Department of Criminal Justice Services School Resource Officer (SRO) Grant Program and Fund in the amount of \$88,398; and

WHEREAS the funding will used to hire two (2) School Resources Officers, one will be assigned to the George Washington High School and the other one will be assigned to the Westwood Middle School, and the School Resource Officers will respond to calls for service and deal with incidents on school property during school hours or during school sanctioned events; and

WHEREAS, the two (2) School Resource Officers will attempt to identify at-risk juveniles and provide intervention, counseling, or other assistance as needed; and

WHEREAS the grant does not require in-kind matching funds.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia that the Fiscal Year 2023 Budget Appropriation Ordinance be, and the same is hereby, amended by increasing revenue to anticipate the receipt of funds in the amount of \$88,398 from the Virginia Department of Criminal Justice Services – SRO Grant Program and Fund, such revenue and appropriation to be as follows:

ANTICIPATED REVENUE

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
DCJS SRO Grant Categorical Aid – State Public Safety	61819000-47060	<u>\$88,398</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
DCJS SRO Grant	61819999-50	<u>\$88,398</u>

AND BE IT FURTHER ORDAINED, that this appropriation shall be a continuing appropriation and shall carry forward from year to year until expended for the purpose for which appropriated; and

BE IT FINALLY ORDAINED, that all other accounts and provisions of the Fiscal Year 2023 Budget Appropriation Ordinance, as amended, not hereby amended, shall continue in full force and effect unless and until hereafter further amended or repealed.

APPROVED:

Mayor

ATTEST:

City Clerk

APPROVED AS TO
FORM AND LEGAL SUFFICIENCY:

City Attorney

Council Letter

City of Danville, Virginia



CL-2886

New Business G.

City Council Regular Meeting

Meeting Date: 12/20/2022

Subject: State Aviation Capital Grant

From: Marc Adelman, Director of Transportation Services

COUNCIL ACTION

First Reading: 12/20/2022

Final Adoption: 01/03/2023

SUMMARY

A major rehabilitation of the airport's shorter, crosswind runway was completed in September 2022. The scope of the project involved milling and paving the full length of the runway as well as a one hundred-foot wide operational area of the runway. However, the shoulder areas of the runway that are located outside the operational area were not milled and paved due to the associated cost with modifying the runway's drainage system that is presently located within the shoulder areas that would be necessary due to federal aviation design standard requirements. Consequently, state funding was requested and approved by the Virginia Department of Aviation to seal coat the shoulder areas of the runway.

BACKGROUND

State aviation funding was approved in November 2022 by the Virginia Department of Aviation to seal coat the shoulder areas of the airport's shorter, crosswind runway. The total cost to complete this work is \$85,071 and state funding will finance eighty percent of the project expense. Therefore, the state will provide \$68,057 towards completion of the project and the local share requirement is \$17,014.

RECOMMENDATION

It is recommended that City Council approve the attached Budget Appropriation Ordinance appropriating State Aviation Capital grant funds to sealcoat the shoulder areas of Runway 13/31.

Attachments

Ordinance

Project Area

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2023-_____ - _____

AN ORDINANCE AMENDING THE FISCAL YEAR 2023 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR ADDITIONAL STATE AVIATION GRANT FUNDING FOR THE PURPOSE OF SEAL COATING THE SHOULDER AREAS OF RUNWAY 13/31 IN THE AMOUNT OF \$68,057 AND THE LOCAL SHARE IN THE AMOUNT OF \$17,014 TO BE PROVIDED BY LOCAL BOND FUNDS AND APPROPRIATING SAME.

WHEREAS, outside services are required to seal coat the shoulders of Runway 13/31 to improve the structural integrity of the pavement; and

WHEREAS, the Virginia Department of Aviation determined the existing condition of the shoulder areas of Runway 13/31 requires rehabilitation and;

WHEREAS, the seal coat work will be funded at eighty percent with state capital aid.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the Fiscal Year 2023 Budget Appropriation Ordinance be, and it is hereby, amended by increasing revenues for grants from the Virginia Department of Aviation in the amount of \$68,057, and local match of \$17,014 to be provided by local bond funds for an aggregate amount of \$85,071, such funds to be appropriated as follows:

ANTICIPATED REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Runway 13/31 Seal Coat Shoulders		
State Aviation Funds	61820000-45712	\$ 68,057
Local Bond Funds	61820000-43022	<u>17,014</u>
		<u>\$ 85,071</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Runway 13/31 Seal Coat Shoulders	61820999-50	<u>\$85,071</u>

AND BE IT FURTHER ORDAINED, that all other accounts and provisions of the Fiscal Year 2023 Budget Appropriation Ordinance, as amended, not hereby amended, shall continue in full force and effect unless and until hereafter further amended or repealed.

APPROVED:

Mayor

ATTEST:

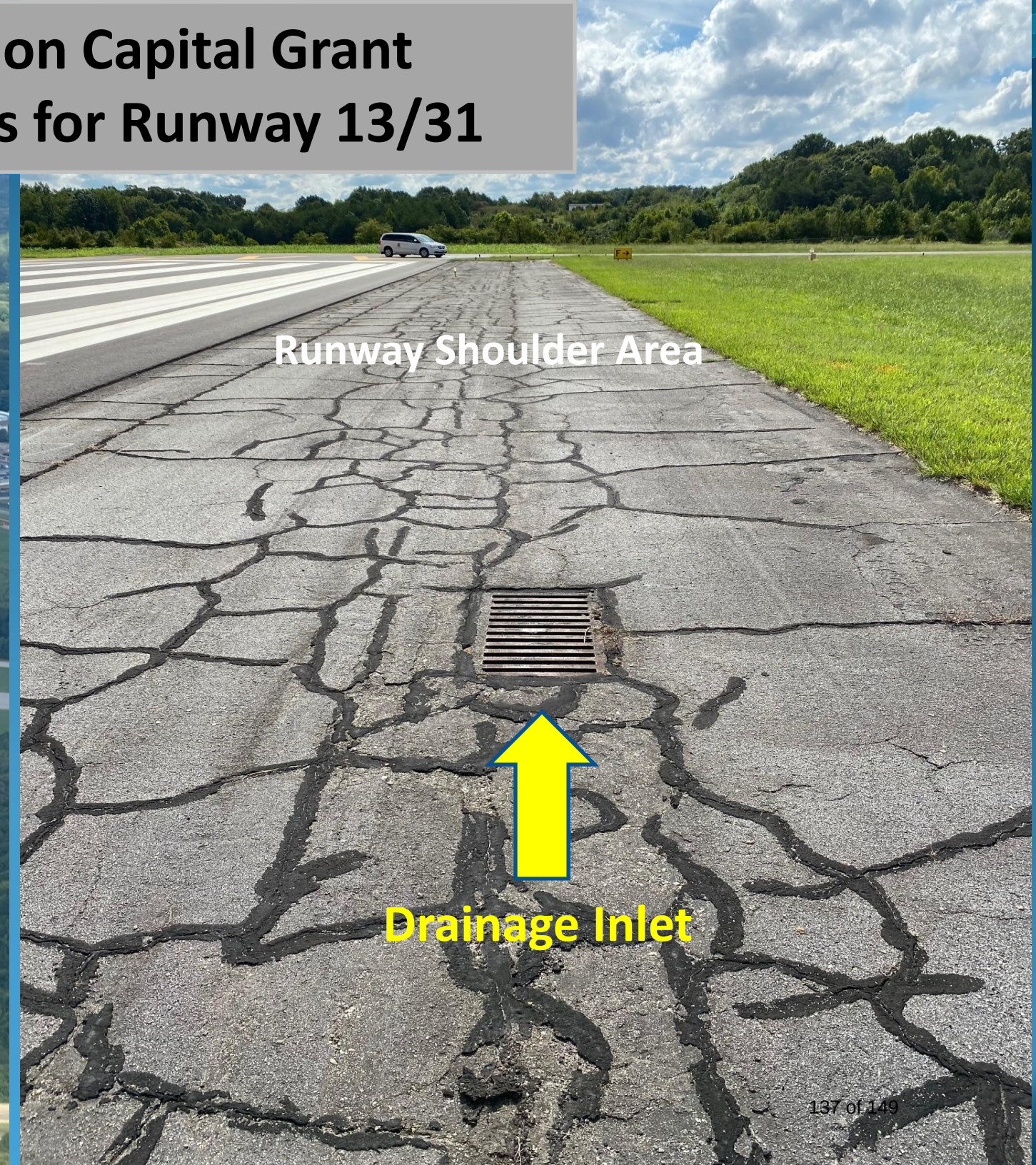
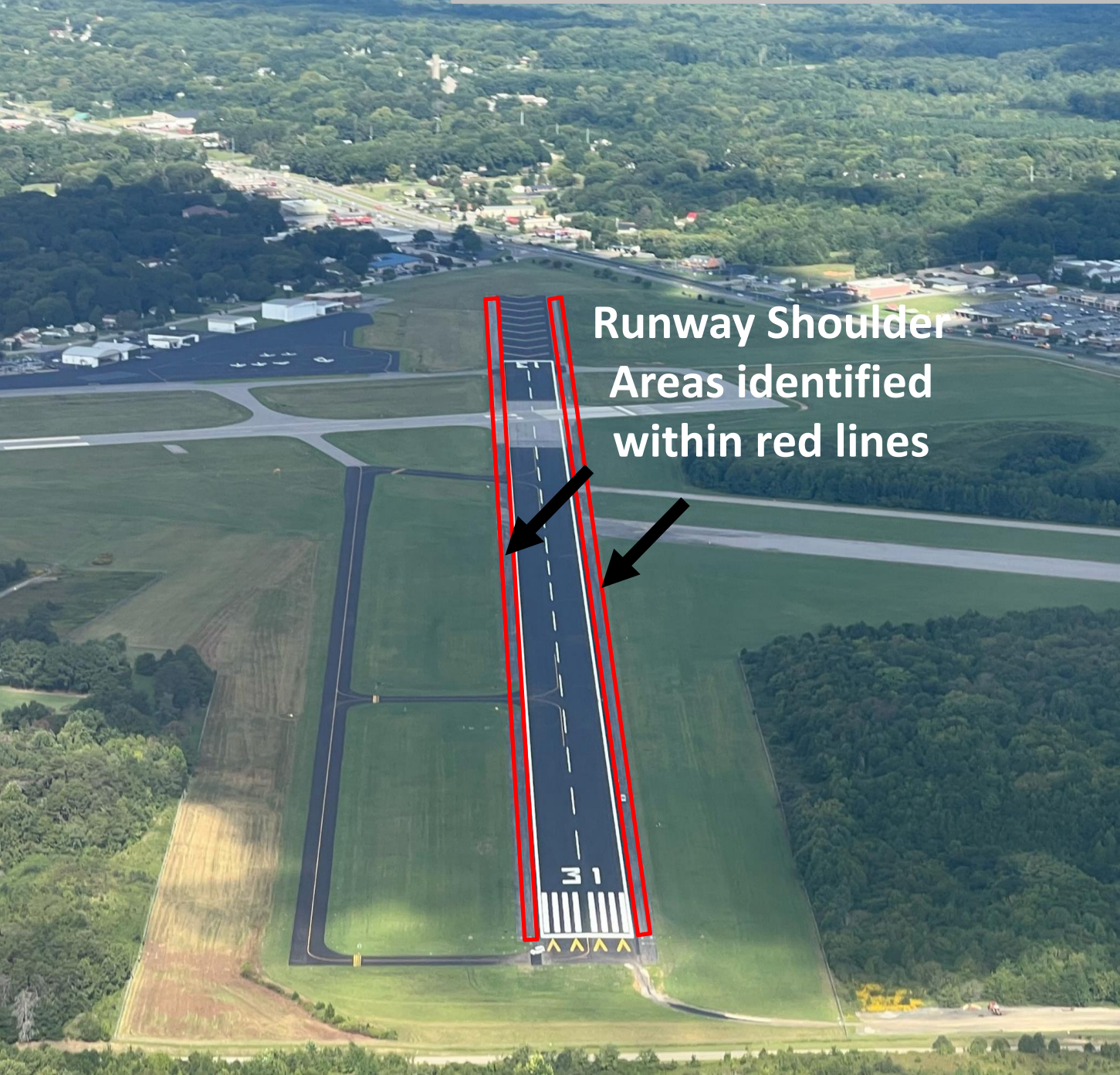
Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

FY23 State Aviation Capital Grant

Seal Coat Shoulders for Runway 13/31



Council Letter

City of Danville, Virginia



CL-2888

New Business H.

City Council Regular Meeting

Meeting Date: 12/20/2022

Subject: Fiscal Year 2022-23 Community Development Block Grant Programs

From: Kenneth C. Gillie, Jr., Community Development Director

COUNCIL ACTION

First Reading: 12/20/2022

Final Adoption: 01/03/2023

SUMMARY

The City of Danville is a participating jurisdiction under the U.S. Department of Housing and Urban Development (HUD). Under this designation, the City receives Community Development Block Grant (CDBG) and HOME Investments Partnership Program (HOME) funds annually. The City has received its funding agreement from HUD in the amount of \$1,181,545 and needs to appropriate the money to be used for housing related programs.

BACKGROUND

A large majority of the CDBG funds have historically been used for neighborhood revitalization efforts, and it is proposed to continue focusing on this effort in the 2022-23 Plan. In addition, there is a public service category which can be funded with up to 15% of the annual allocation. It provides funding to assist non-profit organizations to carry out programs that benefit low- to moderate-income individuals and/or households.

The City has received the program agreement from HUD for a total budget of \$1,236,545 for Fiscal Year 2022-23, comprised of \$852,803 CDBG funds, \$328,742 HOME funds, and \$55,000 estimated program income generated from loan repayments and the sale of houses currently under city programs.

RECOMMENDATION

It is recommended that City Council adopt the attached Budget Appropriation Ordinance appropriating \$1,236,545 from HUD for Fiscal Year 2021-22 for use in Housing related programs.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2023-____.____

AN ORDINANCE AMENDING THE FISCAL YEAR 2023 BUDGET APPROPRIATION ORDINANCE FOR PROJECTS TO BE OR BEING UNDERTAKEN TO IMPROVE THE DANVILLE COMMUNITY FINANCED WITH COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS AND HOME INVESTMENT PARTNERSHIP FUNDS FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, AND ESTIMATED PROGRAM INCOME FOR A TOTAL APPROPRIATION OF \$1,236,545.

WHEREAS, the United States Department of Housing and Urban Development has made available \$852,803 in Community Development Block Grant (CDBG) and \$328,742 in HOME Partnership Program (HOME) Entitlement funds to be used for projects to improve the Danville community; and

WHEREAS, it is projected that an aggregated amount of \$20,000 in CDBG program income and \$35,000 in HOME program income will be generated during the period from July 1, 2022 through June 30, 2023 from the Community Development Block Grant and HOME Entitlement funds which will be used to improve the Danville Community.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the estimated/anticipated revenues and appropriation of funds to finance the Budget of the Community Development Block and HOME Partnership Program are hereby, as follows:

**CDBG/HOME FUND
ESTIMATED/ANTICIPATED REVENUES**

<u>Description</u>		<u>Account No.</u>	<u>Amount</u>
Federal Aid-CDBG:	FY2023	61790000-48025	\$852,803
Federal Aid-HOME:	FY2023	61791000-48030	\$328,742
CDBG Program Income:	FY2023	61790000-44381	\$ 20,000
HOME Program Income:	FY2023	61791000-44361	\$ 35,000
		TOTAL:	<u>\$1,236,545</u>

ESTIMATED/ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
H & D ADMIN	FY2023	
Salaries & Wages	61774000-51100	\$55,200
FICA Taxes	61774000-51450	\$4,300
Retirement	61774000-51525	\$1,950
Group Hospital	61774000-51600	\$7,450
Group Life Insurance	61774000-51630	\$150
HSA Cont Exp	61774000-51632	\$700
Maintenance Service Contracts	61774000-52225	\$500
AVL Service Contracts	61774000-52226	\$100
Advertising	61774000-52275	\$600
Vehicles	61774000-52550	\$786
Print Shop – Supplies	61774000-52655	\$300
Postal Service	61774000-54050	\$380
Telephone/Internet	61774000-54100	\$1,560
General Liability Insurance	61774000-54650	\$100
Travel/Training	61774000-54900	\$300
Materials & Supplies	61774000-55930	\$800
	TOTAL:	<u>\$75,176</u>
CDBG REHAB ADMIN:	FY2023	
Salaries & Wages	61775000-51100	\$213,500
FICA Taxes	61775000-51450	\$15,600
Retirement	61775000-51525	\$7,500
Group Hospital	61775000-51600	\$35,200
Group Life Insurance	61775000-51630	\$540
HAS Cont Exp	61775000-51632	\$4,500
Legal Services	61775000-52170	\$1,000
Maintenance Service Contracts	61775000-52225	\$750
Outside Services	61775000-52349	\$11,000
Vehicles Radio	61775000-52500	\$200
Vehicles	61775000-52550	\$8,400
Print Shop - Supplies	61775000-52655	\$300
Telephone	61775000-54100	\$1,650
General Liability Insurance	61775000-54650	\$100
Travel/Training	61775000-54900	\$2,200
Materials & Supplies	61775000-55930	\$6,756
Uniforms & Apparel	61775000-56050	\$800
Dues & Memberships	61775000-56242	\$600
	TOTAL:	<u>\$310,596</u>
REHABILITATION:	FY2023	
CDBG Housing Rehab Projects	61812000-50	<u>\$287,334</u>

FAIR HOUSING	FY2023		
Fair Housing Admin		61781000-50	<u>\$21,697</u>
PUBLIC SERVICE ACTIVITIES (PSA):	FY2023		
Head Start/CIC		61813068-55005	\$45,000
College Bound		61813069-55005	\$10,000
Center for Housing Counselling		61813117-55005	\$3,000
Big Brothers/Big Sisters		61813122-55005	\$13,000
Neighbors Helping Neighbors		61813125-55005	\$15,000
Haven of the Dan River		61813131-55005	\$5,000
Legal Aid		61813415-55005	\$15,000
Ex-Offenders Program		61813416-55005	\$5,000
Temporary Shelter		61813135-55005	\$12,000
Danville Speech and Hearing		61813136-55005	<u>\$5,000</u>
		TOTAL:	<u>\$128,000</u>
PRT PUBLIC FACILITIES WESTMORELAND	FY2023	XXXXX999-50	<u>\$50,000</u>
HOME ADMIN	FY2023		
Salaries & Wages		61776000-51100	\$15,500
Salaries & Wages, Adjustment		61776000-51417	\$1,500
FICA Taxes		61776000-51450	\$1,350
Retirement		61776000-51525	\$1,180
Group Hospital		61776000-51600	\$4,980
Group Life Insurance		61776000-51630	\$200
HSA Cont Exp		61776000-51632	<u>\$807</u>
		TOTAL:	<u>\$25,517</u>
HOME REHABILITATION:	FY2023		
HOME Housing Rehab Projects		61816000-50	<u>\$258,225</u>
HOME CHDO/HABITAT FOR HUMANITY	FY2023		
CHDO Set Aside Rehab of Private Property		61815065-52230	\$45,114
CHDO Administration Expense		61815000-55815	<u>\$14,886</u>
		TOTAL	<u>\$60,000</u>
HOME CHDO/SOUTHSIDE	FY2023		
CHDO Set Aside Rehab of Private Property		61814065-52230	\$18,182
CHDO Administration Expense		61814000-55815	<u>\$1,818</u>
		TOTAL:	<u>\$20,000</u>
		GRAND TOTAL	<u>\$1,236,545</u>

BE IT FURTHER ORDAINED, that a flexible budget is hereby authorized whereby appropriations may be increased to the extent that actual revenues from Interest and Program Incomes exceed the original budget amount; and

BE IT FINALLY ORDAINED, that all other accounts and provisions of the Fiscal Year 2023 Budget Appropriations Ordinance, as amended, not hereby amended, shall continue in full force and effect unless and until hereafter further amended or repealed.

APPROVED:

Mayor

ATTEST:

Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

Council Letter

City of Danville, Virginia



CL-2897

New Business I.

City Council Regular Meeting

Meeting Date: 12/20/2022

Subject: Budget Ordinance for Riverfront Park

From: Henrietta Weaver, Budget Director

COUNCIL ACTION

First Reading: 12/20/2022

Final Adoption: 01/03/2023

SUMMARY

Revenues from sales, meals, and lodging taxes are anticipated to exceed previously budgeted amounts. The additional revenues will be used to provide funding for the construction of the Riverfront Park with some funding being allocated to contingencies to support City operations.

BACKGROUND

The City's Fiscal Year 2023 Budget Appropriation Ordinance includes an estimate of tax revenues from sales, meals, and lodging using the best available information. Due to the effect of market forces, actual receipts are expected to exceed previously estimated amounts.

RECOMMENDATION

It is recommended that the City Council adopt the attached ordinance amending the Fiscal Year 2023 Budget Appropriation Ordinance.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2023 - _____._____

AN ORDINANCE AMENDING THE FISCAL YEAR 2023 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUES FROM VARIOUS TAXES TO FUND RIVERFRONT PARK CONSTRUCTION AND GENERAL FUND CONTINGENCY FOR AN APPROPRIATION IN THE AMOUNT OF \$2,500,000 AND APPROPRIATING THE SAME.

WHEREAS, the City anticipates the receipt of an additional \$2,500,000 in sales, meals, and lodging taxes to be used to fund construction of the Riverfront Park and provide funding for City operations.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the Fiscal Year 2023 Budget Appropriation Ordinance be, and the same hereby is, amended, by increasing revenues in the General Fund and appropriating same to be as follows:

ANTICIPATED REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Sales Tax	0100000-40510	\$ 340,000
Prepared Meals Tax	0100000-40550	1,300,000
Hotel & Motel Room Taxes	0100000-40810	860,000
Total		<u>\$2,500,000</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Transfer Out – Support of Capital Projects	0199501-6025	\$2,100,000
General Fund Contingency	0199001-6997	400,000
		<u>\$2,500,000</u>

AND BE IT FURTHER ORDAINED, by the Council of the City of Danville, Virginia, that the Fiscal Year 2023 Budget Appropriation Ordinance be, and the same hereby is, amended, by providing for the construction of the Riverfront Park in the Capital Projects Fund and appropriating same to be as follows:

ANTICIPATED REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Transfer In from General Fund	61443000-6101	<u>\$2,100,000</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Riverfront Park	61443999-50	<u>\$2,100,000</u>

AND BE IT FINALLY ORDAINED, that all other accounts and provisions of the Fiscal Year 2023 Budget Appropriation Ordinance, as amended, not hereby amended, shall continue in full force and effect unless and until hereafter further amended or repealed.

APPROVED:

Mayor

ATTEST:

City Clerk

APPROVED AS TO
FORM AND LEGAL SUFFICIENCY:

City Attorney

Council Letter

City of Danville, Virginia



CL-2899

New Business J.

City Council Regular Meeting

Meeting Date: 12/20/2022

Subject: Resolution in Support of a Pittsylvania County Board of Supervisors Request

From: Ken F. Larking, City Manager

COUNCIL ACTION

Business Meeting: 12/20/2022

SUMMARY

The Board of Supervisors of Pittsylvania County, Virginia (the "BOS") intends to request the Virginia Department of Transportation ("VDOT") to rename a northern portion of Route 311/Berry Hill Road (running from Route 58 to the intersection of the proposed connector road to service the Authority's Southern Virginia Megasite project located in Pittsylvania County, Virginia) to "Harville-Saunders Highway" (or "Lane", "Road" or other similar designation by VDOT), in recognition and appreciation of the many years of leadership, service and contributions by former Authority Chairmen, Coy E. Harville and Sherman M. Saunders, to the creation and continued development of the Authority's Southern Virginia Megasite at Berry Hill.

BACKGROUND

The Danville-Pittsylvania Regional Industrial Facility Authority (the "Authority") is a political subdivision of the Commonwealth of Virginia duly created pursuant to the Virginia Regional Industrial Facilities Act, with three board members each from the City of Danville and Pittsylvania County. The late Coy E. Harville served on the RIFA Board for many years both as a member, Vice Chairman and Chairman. Mr. Saunders has also served on RIFA, both as a member, Vice Chairman and Chairman.

The City of Danville wishes to express its recognition and appreciation of the many years of leadership, service and contributions by former Authority Chairmen, Coy E. Harville and Sherman M. Saunders, to the creation and continued development of the Authority's Southern Virginia Megasite at Berry Hill.

The City also expresses its encouragement and moral support to the Board of Supervisors in their request to the Virginia Department of Transportation, to rename a northern portion of Route 311/Berry Hill Road as "Harville-Saunders Highway" (or "Lane", "Road" or other similar designation by VDOT).

RECOMMENDATION

Staff recommends Council approve the attached Resolution encouraging and supporting a Request by the Pittsylvania County Board of Supervisors to VDOT to rename a portion of Berry Hill Road.

Attachments

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2022 - _____._____

A RESOLUTION ENCOURAGING AND SUPPORTING A REQUEST BY THE PITTSYLVANIA COUNTY BOARD OF SUPERVISORS TO THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO RENAME A NORTHERN PORTION OF ROUTE 311/BERRY HILL ROAD (RUNNING FROM ROUTE 58 TO THE INTERSECTION OF THE PROPOSED CONNECTOR ROAD TO SERVICE THE AUTHORITY'S SOUTHERN VIRGINIA MEGASITE PROJECT) TO "HARVILLE-SAUNDERS HIGHWAY", "LANE" OR "ROAD"

WHEREAS, Coy E. Harville served the region as a Member of the Danville Pittsylvania Regional Industrial Facility Authority (the "Authority), both as a member, Vice Chairman and Chairman; and

WHEREAS, Sherman M. Saunders has served the region as a Member of the Authority as a member, Vice Chairman and Chairman, and continues to serve as a member of the Authority; and

WHEREAS, the Council of the City of Danville wishes to express their appreciation of the contributions of Mr. Saunders and Mr. Harville to the region; and

WHEREAS, the Council of City of Danville believes it is in the best interest of the Authority and the region to express its support to the Pittsylvania County Board of Supervisors in their request to the Virginia Department of Transportation.

NOW THEREFORE, BE IT RESOLVED, the Council of the City of Danville, Virginia hereby expresses its recognition and appreciation of the many years of leadership, service and contributions by former Authority Chairmen, Coy E. Harville and Sherman M. Saunders, to the creation and continued development of the Authority's Southern Virginia Megasite at Berry Hill; and

BE IT FURTHER RESOLVED by the Council of the City of Danville, Virginia that it supports and joins the Board of Supervisors in their request to VDOT to rename a

northern portion of Route 311/Berry Hill Road as “Harville-Saunders Highway” (or “Lane”, “Road” or other similar designation by VDOT).

APPROVED:

MAYOR

ATTEST:

CLERK

Approved as to
Form and Legal Sufficiency:

City Attorney