DANVILLE CITY COUNCIL REGULAR MEETING AGENDA

MUNICIPAL BUILDING

December 15, 2020

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

Citizens who desire to speak on matters not listed on the agenda will be heard at this time. Citizens who desire to speak on agenda items will be heard when the agenda item is considered.

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 17, 2020. Council Letter Number CL - 2468.

C. Consideration of Amending the Fiscal Year 2021 Budget Appropriation Ordinance for Grant Funds from the Virginia Department of Emergency Management in the Amount of $31,693. Council Letter Number CL - 2420.

An Ordinance Amending the Fiscal Year 2021 Budget Appropriation Ordinance to Provide for a Grant from the Virginia Department of Emergency Management in an Amount of $31,693 for Equipment Upgrades to the Danville Regional Hazardous Materials Response Team, and Appropriating Same.
FINAL ADOPTION

D. Consideration of Amending the Fiscal Year 2021 Budget Appropriation Ordinance for Grant Funds for the Victim/Witness Program in the Amount of $177,083. Council Letter Number CL - 2445.

An Ordinance Amending the Fiscal Year 2021 Budget Appropriation Ordinance to Provide for a Grant from the State for a Victim Witness Program in the Amount of $177,083 and Appropriating Same.
FINAL ADOPTION

E. Consideration of Amending the Fiscal Year 2021 Budget Appropriation Ordinance for a Grant for Domestic Violence Victim Program.
Council Letter Number CL - 2446.

An Ordinance Amending the Fiscal Year 2021 Budget Appropriation Ordinance to Provide for a Grant from the State for a Domestic Violence Victim Program Grant in the Amount of $44,635 and Appropriating Same.
FINAL ADOPTION

F. Consideration of Amending the Fiscal Year 2021 Budget Appropriation for a Danville Regional Foundation PEACE Grant in the Amount of $25,000.
Council Letter Number CL - 2449.

An Ordinance Amending the Fiscal Year 2021 Budget Appropriation Ordinance by Increasing Revenue from a Danville Regional Foundation Grant for the P.E.A.C.E. with Police (Police Embrace Active Community Engagement) Initiative in the Amount $25,000 and Appropriating Same.
FINAL ADOPTION

G. Consideration of Amending the Fiscal Year 2021 Budget Appropriation Ordinance for Revenues from Caesars Virginia LLC.
Council Letter Number CL - 2462.

An Ordinance Amending the Fiscal Year 2021 Budget Appropriation Ordinance by Increasing Revenues from Caesars Virginia, LLC, Casino Revenues for Various Capital Improvements for an Appropriation in the Amount of $15,000,000 and Appropriating the Same.
FINAL ADOPTION

APPOINTMENTS

A. Consideration of Appointments to Boards and Commissions.
Council Letter Number CL - 2463.

1. A Resolution Reappointing Jeffrey Bond as a Member of the Building Code Board of Appeals.
2. A Resolution Reappointing Arthur Craft as a Member of the Building Code Board of Appeals.
3. A Resolution Reappointing Lenard Lackey as a Member of the Employee Retirement System Board of Trustees.
4. A Resolution Reappointing Emmett Young as a Member of the Fair Housing Board.
5. A Resolution Reappointing Tommy Bennett as a Member of the Fair Housing Board.
6. A Resolution Reappointing Kalil Khan as a Member of the Planning Commission.
7. A Resolution Reappointing James Bolton as a Member of the Planning Commission.
8. A Resolution Appointing Geary Davis as a Member of the Danville Pittsylvania Community Services Board.

NEW BUSINESS

A. Review of General Fund Financial Results through November 30, 2020.
Council Letter Number CL - 2433.

B. Presentation of the Fiscal Year 2020 Audit Report.
Council Letter Number CL - 2432.

C. Consideration of Vacating Approximately 0.58 Acres of Right of Way on Old Farm Road.
Council Letter Number CL - 2427.

1. Public Hearing

2. An Ordinance Vacating Approximately 0.58 Acre of Unimproved Public Right-of-Way on Old Farm Road.

D. Consideration of Petitioning the Commonwealth Transportation Board for Ownership of Parcel #50902.
Council Letter Number CL - 2444.

A Resolution Petitioning the Commonwealth Transportation Board to Transfer Certain Surplus Real Property to the City of Danville.

E. Consideration of Approving the Submission of the City's Comprehensive Economic Development Strategy Projects List.
Council Letter Number CL - 2458.

A Resolution Approving the Submission of the Comprehensive Economic Development Strategy Priority Projects for Maintaining Danville's Status as a Redevelopment Area Under the Economic Development Administration's Program.

F. Consideration of Designating Arnold Hendrix as the City's FOIA Officer.
Council Letter Number CL - 2471.

A Resolution of the Council of the City of Danville, Virginia Designating the City's Public Information Officer Arnold Hendrix as the City of Danville's Freedom of Information Act Officer.

G. Consideration of Amending the Fiscal Year 2021 Budget Appropriation Ordinance for the Edward Byrne Memorial Justice Assistance Grant Program in the Amount of $29,787.
Council Letter Number CL - 2453.

An Ordinance Amending the Fiscal Year 2021 Budget Appropriation Ordinance by Increasing Revenue for the 2020 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Award in the Amount of $29,797 to be used to Implement a Speed Trailer Project.
FIRST READING

H. Consideration of Amending the Fiscal Year 2021 Budget Appropriation Ordinance for Economic Development Incentive Funds.
Council Letter Number CL - 2460.

An Ordinance Amending the Fiscal Year 2021 Budget Appropriation Ordinance for Three Commonwealth Opportunity Fund Grants from the Virginia Economic Development Partnership in

the Amounts of $275,000, $150,000, and $780,000 Respectively and One Tobacco Region Opportunity Fund Grant from the Virginia Tobacco Region Revitalization Commission in the Amount of $64,875 for a Total of $1,269,875 as an Economic Development Incentives for Taxable Capital Investments and Job Creation in the Commonwealth of Virginia.
FIRST READING

COMMUNICATIONS FROM:

A. City Manager

B. Deputy City Manager

C. City Attorney

D. City Clerk

E. Roll Call

ADJOURNMENT

Council Letter
City of Danville, Virginia

CL-2468 **Consent Agenda B.**

City Council Regular Meeting

Meeting Date: 12/15/2020

Subject: Consideration of Approval of Meeting Minutes

From: Susan M. DeMasi, City Clerk

COUNCIL ACTION

Business Meeting: 12/15/2020

SUMMARY

Consideration of Approval of Minutes from Regular Council Meeting held on November 17, 2020. Council Letter Number CL - 2468.

Attachments

Meeting Minutes

The Second Regular November meeting of the Danville City Council was held on November 17, 2020, 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., Mayor Alonzo L. Jones, Samuel A. Kushner, Barry P. Mayo, Vice Mayor Gary P. Miller, Sherman M. Saunders, and J. Lee Vogler, Jr., (8). Madison J.R. Whittle was absent. (1).

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

INVOCATION

The Invocation was given by J. Lee Vogler, Jr., and followed by the Pledge of Allegiance.

ANNOUNCEMENTS AND SPECIAL RECOGNITIONS

Proclamation: Danville Entrepreneurship Week
November 16-22, 2020

Presented to: Jessica Edwards
Dan River Region Entrepreneur Ecosystem Principal Coordinator

CONSENT AGENDA

Mayor Jones opened the floor for a Public Hearing regarding Budget Appropriation Ordinances. Notice of the Public Hearing was published in the *Danville Register & Bee* on November 10, 2020. No one present desired to be heard and the Public Hearing was closed.

Council Member Campbell **moved** for adoption of the following Consent Agenda Items:

Approval of Minutes from Regular Council Meeting held on October 20, 2020. Draft copies of the minutes had been distributed prior to the meeting.

Amending the Fiscal Year 2021 Budget Appropriation Ordinance for HUD Funds in the Amount of $1,197,477

An Ordinance entitled, Ordinance No. 2020-11.08, Amending the Fiscal Year 2021 Budget Appropriation Ordinance for Projects to be or Being Undertaken to Improve the Danville Community Financed with Community Development Block Grant, Home Investment Partnership Funds from the U.S. Department of Housing and Urban Development, and Estimated Program Income for a Total Appropriation of $1,197,477.00.

Amending the Fiscal Year Budget Appropriation Ordinance for the Proceeds of the Issuance of Bonds

An Ordinance Entitled, Ordinance No. 2020-11.09**,** Amending the Fiscal Year 2021 Budget Appropriation Ordinance by Anticipating the Proceeds from the Issuance of Bonds and Appropriating Same for Anticipated Expenditures.

Amending the Fiscal Year 2021 Budget Appropriation Ordinance for Food Service Operations at W.W. Moore, Jr., Detention Home in the Amount of $51,491

An Ordinance Entitled, Ordinance No. 2020-11.10**,** Amending the Fiscal Year 2021 Budget Appropriation Ordinance for a Federal Grant in the Amount of Approximately $51,491 to aid the Food Service Operations at W. W. Moore, Jr. Detention Home and Appropriating Same.

Amending the Fiscal Year 2021 Budget Appropriation Ordinance for Electronic Monitoring and Outreach Detention Programs and Prevention Services in the Amount of $126,829

An Ordinance Entitled, Ordinance No. 2020-11.11, Amending the Fiscal Year 2021 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 and Prevention Services for the City of Danville at the W. W. Moore Jr. Detention Home and Appropriating Same.

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

VOTE:	8-0-1
AYE:	Buckner, Campbell, Jones, Kushner, Mayo, Miller, Saunders and Vogler (8)
NAY:	None
ABSENT:	Whittle (1)

NEW BUSINESS

GENERAL FUND FINANCIAL REPORT

Director of Finance Michael Adkins gave the Financial Report as of October 31, 2020 marking 33% of the fiscal year complete as they compare that to the budget. Revenues were still doing well and tracking well according to budget. At this time of year, they look at their delinquent tax collections as the current tax collection period has not started. The Delinquent Real Estate tax was at 41% of budget, running ahead of budget expectations; Personal Property Delinquent collections were $83,000 over last year. The current tax bills went out the first week of this month with a due date of December 7th; Mr. Adkins noted he will be able to report on those in the next couple of months.

Under local taxes, Sales Tax continues to exceed budget; at the end of October, they were at 35.5% of budget, 2.5% ahead of budget and $264,000 more than last year at this point. Hotel/Motel Lodging taxes were running behind the end of September, however, the City made up some ground and were at 34% of budget at the end of October. They were 1% ahead of budget; it was small, but significant for that line item, and $14,000 more than last year. Meals Tax continues to lag behind a little, which was understandable with restaurants having limited seating; they were at 31.4%, consistent with the first few months of this year. They were running about a percent and half behind budget, but that was only $145,000 less than last year, and the increase in Sales Tax more than makes up for that difference. The only other significant items in the Revenue section were timing; the City's State revenues, especially related to reimbursement of the Social Services expenses, were a timing difference. The end of October fell over a weekend, so their reimbursement for September did not come in until the first week of November.

On the Expenditure side, the Departmental Expenses were doing well at 31%, trailing budget which was what was typically seen. Under Non-Departmental, the two big items there were Group Health Insurance and Debt Service. The Group Health Insurance claims were up over last year, but last year the City had a very significant positive variance according to budget. Expectations

of claims were lower last year, so although the City was seeing an increase this year, they were on track with budget at 33% at the end of October. Another variance was transfers to Schools; the first part of the academic year, where there has not been any in person instruction, the school system has not needed the funding as quickly as usual, so the City was seeing about a $4M lag behind last year. As a reminder, 100% of that budget will either be expended by the schools or carried over at the end of the year.

Mr. Adkins stated the General Fund was performing as expected at this point. The Audit for Fiscal Year 2020 was just about over and the report from the auditors was scheduled for December of each year, however the final report will be delayed because of the CARES Act Funding. The Auditors were still waiting for guidance on how to audit the money the City received in Fiscal 2020 from CARES Act. The City Manager had informed Council last week that the City received its credit rating from the bond rating agencies and all three upheld the City's AA rating. The bonds will go out for competitive bid the next day and he will be able to let Council know what kind of interest rate the City received.

Council Member Kushner questioned the lag in school funds, what was the mechanism by which the City recoups the savings the school board realizes, or understanding that once the funds were appropriated, the City effectively loses control over the funds. Mr. Adkins explained, historically, the City has allowed the School to carry over any unspent money into the next year; that was a discussion the budget team and Council could have as they approach the end of this fiscal year, as a clear picture was available as to how much money was left over. Mr. Adkins noted he was sure there were some costs related to distance learning that the School has not spent yet but were incurring, so they may see some of the necessary transfers incurred later than usual. They do handle that on a year to year basis; staff will analyze the unspent budget for schools at the end of the year and see what the appropriate action would be at that point.

City Manager Ken Larking stated they received information from the school system related to their capital improvement program; it was a five year program they want to give to the City in the near future, and believes that would be an appropriate discussion at that time. Mr. Larking noted there were a lot of needs related to roofs, HVACs, and painting, and any additional carry forward money they have left, they were hoping to use toward those expenses.

Council Member Saunders stated with regard to the money given to the school system from the State, they get so much per student. Some students may be at home learning and not in the classroom, was that money being impacted negatively in terms of Danville's allocation from the State. Mr. Larking stated he did not believe it was impacted; from what he has heard, enrollment was up over the previous years and the school system was anticipating additional dollars from the State. Mr. Whitfield stated whether they were at home or in the classroom, as long as they were enrolled, they will get funds for them.

CONSIDERATION OF THE SALE OF PARCEL #22434 ON SPRING STREET

Mayor Jones opened the floor for a Public Hearing regarding the Sale of Parcel #22434. Notice of the Public Hearing was published in the *Danville Register & Bee* on November 10, 2020.

Mayor Jones recognized Joy Ford, Danville, who stated they want to purchase this piece of property; they own 510 Spring Street next door and were currently rehabbing that location for a potential restaurant space. Right now there was a lofted space that will add additional dining inside in order to accommodate social distancing. They were under contract to purchase 508

Spring Street from Movement Bank to extend dining seating or food preparation. No one further desired to be heard and the Public Hearing was closed.

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

RESOLUTION NO. 2020-11.05

A RESOLUTION OF THE CITY COUNCIL OF DANVILLE, VIRGINIA DECLARING CERTAIN CITY-OWNED PROPERTY TO BE SURPLUS TO THE NEEDS OF THE CITY AND APPROVING AND AUTHORIZING THE SALE OF CITY PARCEL NUMBER #22434, SPRING STREET, FOR A SALES PRICE OF $4,000.00.

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

VOTE:	7-0-1-1
AYE:	Campbell, Jones, Kushner, Mayo, Miller, Saunders and Vogler (7)
NAY:	None
ABSTAIN:	Buckner (1)
ABSENT:	Whittle (1)

STATEMENT OF CONFLICT OF INTEREST

I, James B. Buckner, do hereby state that I have a conflict of interest regarding the consideration of a Resolution declaring Parcel #22434 located on Spring Street to be surplus to the needs of the City and authorizing its sale, listed on the Agenda as New Business Agenda Item B. Therefore, pursuant to the State and Local Government Conflict of Interest Act, Virginia Code §2.2-3112, I must abstain from voting on this agenda item.

Witness my signature this 17th day of November, 2020.

s/James B. Buckner

CONSIDERATION OF THE SALE OF PARCEL #72866 ON MOUNT CROSS ROAD

Mayor Jones opened the floor for a Public Hearing regarding the sale of Parcel #72866. Notice of the Public Hearing was published in the *Danville Register & Bee* on November 10, 2020. No one present desired to be heard and the Public Hearing was closed.

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

RESOLUTION NO. 2020-11.06

A RESOLUTION OF THE CITY COUNCIL OF DANVILLE, VIRGINIA DECLARING CERTAIN CITY-OWNED PROPERTY TO BE SURPLUS TO THE NEEDS OF THE CITY AND APPROVING AND AUTHORIZING THE SALE OF CITY PARCEL NUMBER 72866, MOUNT CROSS ROAD, FOR A SALES PRICE OF $850.00.

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

VOTE: 8-0-1

AYE: Buckner, Campbell, Jones, Kushner, Mayo, Miller, Saunders and Vogler (8)
NAY: None
ABSENT: Whittle (1)

ESTABLISHING JUNETEENTH AS AN OBSERVED HOLIDAY FOR CITY OF DANVILLE EMPLOYEES

Council Member Buckner **moved** for adoption of an Ordinance entitled:

ORDINANCE NO. 2020-11.12

AMENDING THE PERSONNEL SYSTEM OF THE CITY OF DANVILLE PROVIDING FOR THE CLASSIFICATION, COMPENSATION, AND EMPLOYEE DEVELOPMENT FOR EMPLOYMENT POSITIONS OF THE CITY.

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

Council Member Vogler noted he had received questions from citizens and asked what was the total estimated cost for this holiday and how was that being paid. Director of Human Resources Sara Weller explained there was not really an additional cost because the City budgets salaries annually, but if they were looking for the cost of a day, what they pay employees, the total for the nonexempt and exempt employees was $253,000. The cost for a holiday comes from the loss of productivity; the employee was not working and was being paid to do so. Mr. Vogler noted the Commonwealth of Virginia has 15.5 paid holidays in total and if this was approved would put the City at 15.5; how many did Pittsylvania County have, and Ms. Weller stated per their HR Manager, the County has 15.5 as well.

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

VOTE: 8-0-1
AYE: Buckner, Campbell, Jones, Kushner, Mayo, Miller, Saunders and Vogler (8)
NAY: None
ABSENT: Whittle (1)

AUTHORIZING THE CITY MANAGER TO EXECUTE THE FIFTH AMENDMENT TO THE INFRAMARK WASTEWATER AGREEMENT

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

RESOLUTION NO. 2020-11.07

AUTHORIZING THE FIFTH AMENDMENT TO THE AGREEMENT WITH INFRAMARK, LLC OF THE CITY OF DANVILLE'S WASTEWATER OPERATION AND MAINTENANCE AGREEMENT WITH INFRAMARK, LLC.

The Motion was **seconded** by Council Member Mayo.

Council Member Kushner requested clarification for this item. Director of Utilities Jason Grey explained the City would be receiving the biosolids from the Chatham Wastewater Plant, mixing

them with the City's biosolids and then land applying them. The additional revenue was not a lot of revenue, and it was not a lot of biosolids compared to what the City produces. Mr. Grey noted they would have to give mutual notice, either 60 or 90 days to discontinue the contract. Mr. Kushner questioned what would happen in the future if the County's needs exceed 150,000 gallons per year, was the City obligated to take such additional solids and Mr. Grey noted they would work within their current land use application permit.

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

VOTE: 8-0-1
AYE: Buckner, Campbell, Jones, Kushner, Mayo, Miller, Saunders and Vogler (8)
NAY: None
ABSENT: Whittle (1)

AUTHORIZING THE EXECUTION OF AN AGENCY DESIGNATION AGREEMENT WITH AMP

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

RESOLUTION NO. 2020-11.08

AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGENCY DESIGNATION SCHEDULE WITH AMERICAN MUNICIPAL POWER FOR THE PINNACLES HYDRO METERING AND BILLING

The Motion was **seconded** by Council Member Mayo.

Council Member Kushner noted he believes the public needs to know what the consideration was for the sale of Pinnacles and Mr. Grey noted it was $8.2M; they anticipate closing in the first part of 2021. They were currently waiting on the Federal Energy Regulatory Commission to approve the license to transfer.

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

VOTE: 8-0-1
AYE: Buckner, Campbell, Jones, Kushner, Mayo, Miller, Saunders and Vogler (8)
NAY: None
ABSENT: Whittle (1)

AMENDING CHAPTER 34 OF THE DANVILLE CITY CODE TO REVISE THE SEWER CODE

Council Member Vogler **moved** for adoption of an Ordinance entitled:

ORDINANCE NO. 2020-11.13

AMENDING AND REORDAINING CHAPTER 34 ENTITLED "SEWERS AND SEWAGE DISPOSAL" OF THE CODE OF THE CITY OF DANVILLE, 1986 AS AMENDED, PROVIDING FOR THE HARMONIZATION OF CITY, STATE, AND FEDERAL REGULATIONS.

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

DRAFT

VOTE: 8-0-1
AYE: Buckner, Campbell, Jones, Kushner, Mayo, Miller, Saunders and Vogler (8)
NAY: None
ABSENT: Whittle (1)

AUTHORIZING A REQUEST FOR A FIVE-YEAR EXTENSION TO ENTERPRISE ZONE 57B

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

RESOLUTION NO. 2020-11.09

APPROVING AND AUTHORIZING THE CITY MANAGER TO SUBMIT TO THE VIRGINIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT AN ENTERPRISE ZONE RENEWAL APPLICATION FOR THE CITY'S PORTION OF THE JOINT ENTERPRISE ZONE WITH PITTSYLVANIA COUNTY (ENTERPRISE ZONE #57B.

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

VOTE: 8-0-1
AYE: Buckner, Campbell, Jones, Kushner, Mayo, Miller, Saunders and Vogler (8)
NAY: None
ABSENT: Whittle (1)

AMENDING THE CITY MANAGER'S CONTRACT

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

RESOLUTION NO. 2020-11.10

AMENDING SECTION 11 ENTITLED "RETIREMENT" AND AMENDING SECTION 12(B) ENTITLED "TERMINATION BY THE CITY AND SEVERANCE PAY" OF THE CITY MANAGER'S EMPLOYMENT CONTRACT.

The Motion was **seconded** by Council Member Buckner.

Council Member Vogler noted he has received questions from citizens and would like to get those answered. He thinks the City Manager has done a fantastic job for the City and thinks Danville was very fortunate in having one of the best city managers in the country. Mr. Vogler questioned if there was an estimated cost for this and if so, where will that be coming from. Ms. Weller stated the City does not have that at this point. North Carolina, if Mr. Larking chooses to roll his service over, will provide the City his assets which will be the equivalent of contributions made on his behalf for his years of service. Once the City receives that amount, they will be able to roll that into the City's system and determine what the cost was for those years.

Mr. Vogler questioned how many of the previous city managers had a similar contract clause and were they negotiated up front or were some of them done later on. Mayor Jones asked Ms. Weller to yield to Council Member Saunders. Council Member Saunders stated this was basically not a precedent, managers before him had the same thing in their contract. Mr. Vogler questioned if most of them were done initially, were some done later on, or revised and Mr. Saunders stated

he did not recall exactly but does know that one was revised after he had been hired. Mr. Whitfield noted as far as the retirement rolling over, Ray Griffin, Jerry Gwaltney, Lyle Lacey and Joe King all had that; the one time it was addressed after, was allowing a city manager that had first exempted himself from the retirement system to become a member of the retirement system; this was very standard.

Council Member Saunders stated he has worked with five different city managers and the precedent had already been set by the former city managers. The City Manager has been with the City for about five years, and he has been getting good annual reviews from Council. He keeps Council informed and Mr. Saunders stated he believes he was respectful to each of the nine Council Members. In his view, he has, and continues to perform well in all areas. Downtown and the River District continue to grow, and economic development continues to thrive. His hiring practices in key positions have proven to be very good; for example, the Utility Director, Deputy City Manager, Fire Chief, and Police Chief. He has proven to be a good listener and problem solver, and he has great relations with the school system and the community.

Council Member Buckner thanked Mr. Larking for everything he has done; Council should realize this was about retention and retaining a good man in the right position. Danville was extremely fortunate to have Mr. Larking here; there were other cities that would be interested in him. Vice Mayor Miller noted he has been on Council for twelve years and can remember extending these after the fact to city managers. He assumed this was in the contract from the beginning and was surprised to find out it wasn't. This was something Council needed to do. Council Member Campbell noted his agreement with what has been said. There hasn't been one time they have called him and he did not respond, he has an excellent personality and he appreciates working with him. There were a lot of things happening in the City because of his effort and vision and Danville was heading in the right direction. Mayor Jones also noted his agreement with what has been said, and cannot say enough how much he appreciates what the City Manager does.

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

VOTE:	8-0-1
AYE:	Buckner, Campbell, Jones, Kushner, Mayo, Miller, Saunders and Vogler (8)
NAY:	None
ABSENT:	Whittle (1)

CONSIDERATION OF AMENDING THE FISCAL YEAR 2021 BUDGET APPROPRIATION ORDINANCE IN THE AMOUNT OF $201,640 FOR UPGRADES TO THE E-911 CENTER

Upon **Motion** by Council Member Buckner and **second** by Council Member Mayo, an Ordinance entitled:

ORDINANCE NO. 2020-11.14

AMENDING THE FISCAL YEAR 2021 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR A GRANT FROM THE VIRGINIA DEPARTMENT OF EMERGENCY MANAGEMENT IN AN AMOUNT OF $179,560.25 AND LOCAL SHARE IN THE AMOUNT OF $22,078.10 FOR EQUIPMENT AND SERVICE UPGRADES TO THE DANVILLE 9-1-1 EMERGENCY SERVICES COMMUNICATION CENTER FOR A TOTAL APPROPRIATION IN THE AMOUNT OF $201,640, AND APPROPRIATING SAME

was presented by its **First Reading**, as required by City Charter, to lie over before final adoption.

AUTHORIZING MAYOR ALONZO L. JONES TO EXECUTE THE CITY'S POST REFERENDUM LETTER OF CERTIFICATION

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

RESOLUTION NO. 2020-11.11

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DANVILLE, VIRGINIA, PURSUANT TO VIRGINIA CODE SECTION § 58.1-4109, FORMALLY CERTIFYING CAESARS VIRGINIA, LLC AS THE CITY'S PREFERRED CASINO GAMING OPERATOR AND AUTHORIZING MAYOR ALONZO L. JONES TO SUBMIT THE CITY'S POST-REFERENDUM LETTER OF CERTIFICATION OF CAESARS VIRGINIA, LLC AS THE CITY'S PREFERRED CASINO GAMING OPERATOR TO THE VIRGINIA LOTTERY DEPARTMENT ALONG WITH ANY OTHER RELATED INFORMATION AS MAY BE NEEDED CONSISTENT WITH THIS RESOLUTION.

The Motion was **seconded** by Council Member Buckner.

Council Member Vogler credited the hard work of every Council Member along with the City Manager, the Economic Development Director and staff, and everyone who worked on this. Council feels very good about the way Danville went through this process and he thought Danville did it the best of anyone in Virginia. There was an article in the *Washington Post* yesterday that talked about the four localities. Mr. Vogler read a quote from the article: "Of the four Virginia cities currently moving forward with casino projects, only Danville followed state auditor's recommendations that they award the project to developers through a competitive bidding process." Mr. Vogler noted that Danville was the only one that did the bidding process and the proof could be seen in the final results. Mr. Vogler thanked everyone who worked on this, Danville did a tremendous job.

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

VOTE:	8-0-1
AYE:	Buckner, Campbell, Jones, Kushner, Mayo, Miller, Saunders and Vogler (8)
NAY:	None
ABSENT:	Whittle (1)

COMMUNICATIONS

City Manager Ken Larking noted he wanted to express his sincere appreciation to City Council for the vote of confidence in adopting the changes to his contract; he was humbled by the comments made by Council Members. It was important to recognize the good work of Earl Reynolds as well as Clarke Whitfield and Sue DeMasi. He appreciates his department heads and City Council; as has been mentioned before, he believes they have a great team. It was a team, all working together with a vision to help improve the City of Danville for all the people who live there. He does appreciate everything Council has done for him, looks forward to continue working for the City and do what they can together to make things better for everyone.

There were no communications from Deputy City Manager or City Clerk. City Attorney Clarke

Whitfield wished everyone a blessed and Happy Thanksgiving.

Council Member Kushner noted this was his last meeting on Council and wanted to express his very deep appreciation to each Council Member and members of City staff. The public should know, if they don't already, that this has been an exceptional City Council. Council Members have different backgrounds and life experiences and yet they all work together for the betterment of the community. Mr. Kushner thanked Council for their courtesy and assistance; it has been a wonderful experience, congratulated Mr. Hood and wished him nothing but good things. He hopes the community works to support City Council and the City's missions. It was a wonderful time to be a Danvillian.

Council Member Mayo thanked Mr. Kushner for his service and time; it was a pleasure to get to know him. Mr. Mayo welcomed Mr. Hood to Council and looked forward to working with him. The IDDU graduation ceremony of Danville City Police Department was a milestone success. IDDU stands for Incarceration Doesn't Define Us; citizens in local jails as well as DOC come out and plan a future for themselves. Mr. Mayo tipped his hat to Chief Booth, Ashton and staff, and wished the eight graduates success.

Vice Mayor Miller noted his goodbyes to Mr. Kushner, he did a good job stepping in when Council needed him, and welcomed Mr. Hood. The Radford University Center for Police Practice Research gave an Excellence in Policing Award to Chief Booth; other cities were coming to Danville to see what they were doing right in community policing. Danville's crime rates have gone down, it was a safe City, and they were an All American City as well. Dr. Miller encouraged people to get their flu shots, and to continue to social distance and wear masks.

Council Member Saunders welcomed Mr. Hood and looked forward to working with him, and asked Mr. Buckner to say more about the housing shortage in Danville. Mr. Saunders thanked Mayor Kushner for what he has done for this City for many years; he answered the call to come sit in temporarily until a replacement was elected. Mr. Kushner noted he and Mr. Saunders have been friends and colleagues for many years, they served together in the past. Citizens should be aware of the many contributions Mr. Saunders has made; he was a treasure and hopes he will make himself available in subsequent elections. Mr. Saunders thanked Ms. Weller for all that she does with regard to the personnel management of the City. There were 1,100 city employees and she manages them well.

Council Member Vogler wished everyone a Happy Thanksgiving. Back in the summer, Council learned there would be a vacancy on Council, they were thankful former Mayor and current Council Member Kushner stepped up to the task. Mr. Vogler noted he was honored to have been able to serve with him these last four months and appreciated his service. Mr. Vogler welcomed Mr. Hood and looked forward to what he would bring to Council.

Council Member Buckner noted the Danville and Pittsylvania County area typically has a surplus of housing, for the past few years of 400-600 properties. Right now, that number was below 200 which speaks volumes to things happening in the community. There were redevelopers who were buying up properties and buildings, and rehabbing them. Properties were selling, people were moving here and investing in the area. This month was about thanks and thanked the Council Members he has the honor of serving with, and thanks to the City Manager and his family for all he does; thanks to the staff, the 1,100 employees that make this City run and Happy Thanksgiving to everyone.

Council Member Campbell noted his agreement with what has been said and wished everyone a Happy Thanksgiving; enjoy their families and pray for the peace of the State and the Country.

Mayor Jones thanked Council Member Kushner for his experience during the short time he has served. To have two former Mayors on Council, he wanted to thank them both for all they have done. To the City Manager, one of the things he admired when he spoke, he spoke about his staff, that was true leadership. Council Member Buckner and others mentioned Thanksgiving, and they hear the same thing each year, enjoy your families, Happy Thanksgiving. It has been a heck of year, COVID 19 was not expected and hopes this Thanksgiving was different from others. When Thanksgiving arrives at their dinner table, when people say their prayers, Mayor Jones asked that citizens put in a special prayer or thought for someone other than their family. Mayor Jones noted to Mr. Hood he looks forward to him joining Council.

ADJOURNED: 8:02 P.M.

APPROVED:

_____
MAYOR

ATTEST:

_____
CITY CLERK

DRAFT

Council Letter
City of Danville, Virginia

CL-2420 **Consent Agenda C.**

City Council Regular Meeting

Meeting Date: 12/15/2020

Subject: Hazmat 20 Grant

From: David Coffey, Fire Chief

COUNCIL ACTION

First Reading: 12/01/2020
Final Adoption: 12/15/2020

SUMMARY

The City has received notification from the Virginia Department of Emergency Management that the Danville Fire Department Hazardous Materials Team has been approved to receive funding from the 2020 State Homeland Security Grant Program in the amount of $31,693 for equipment upgrades. The grant requires no local funding.

BACKGROUND

Each year, funds from the State Homeland Security Grant Program are given to the Virginia Department of Emergency Management to distribute to special response teams throughout the Commonwealth to be used to support the teams' training and equipment upgrades.

RECOMMENDATION

It is recommended that City Council approve the attached Ordinance Amending the Fiscal Year 2021 Budget Appropriation Ordinance by increasing revenue to anticipate the receipt of the grant funds from the Virginia Department of Emergency Management.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2020-____.____

AN ORDINANCE AMENDING THE FISCAL YEAR 2021 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR A GRANT FROM THE VIRGINIA DEPARTMENT OF EMERGENCY MANAGEMENT IN AN AMOUNT OF $31,693 FOR EQUIPMENT UPGRADES TO THE DANVILLE REGIONAL HAZARDOUS MATERIALS RESPONSE TEAM, AND APPROPRIATING SAME.

WHEREAS, the City has been notified by the Virginia Department of Emergency Management that the Fire Department's Hazardous Materials Team has been awarded a grant; and

WHEREAS, the grant funds are to be used to upgrade the equipment of the Hazardous Materials Team in order to meet the State's listing of minimum requirement equipment as a regional response team.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia that the Fiscal Year 2021 Budget Appropriation Ordinance be, and is hereby, amended by increasing revenues from the Virginia Department of Emergency Management for equipment upgrades and such revenue and appropriation to be as follows:

ANTICIPATED REVENUES

Description	Account No.	Amount
FY 21 State Homeland Security HazMat Grant—Federal Funding	61639000-48230	$31,693.

ANTICIPATED EXPENDITURES

Description	Account No.	Amount
FY 21 SHSG—HazMat Grant	61639999-50	$31,693.

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 2021 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-2445 **Consent Agenda D.**

City Council Regular Meeting

Meeting Date: 12/15/2020

Subject: Victim/Witness Ordinance

From: Cynthia Thomasson, Budget Director

COUNCIL ACTION

First Reading: 12/01/2020
Final Adoption: 12/15/2020

SUMMARY

The City has received notice from the Commonwealth of Virginia, Department of Criminal Justice Services, of the approval of federal and state funding in the amount of $177,083 for the continuation of the City's Victim/Witness Assistance Program which is operated through the Commonwealth Attorney's Office. The Victim/Witness Program provides assistance to victims of criminal offenses (e.g. rape, felonious assault, child sexual and physical abuse, homicide, domestic violence) occurring in Danville. The program provides direct services, referral services to meet specific needs (e.g. mental health, social services, legal, medical) and filing claims for crime victims' compensation. The program also provides a court escort, an explanation of criminal court procedures, intervenes with employers, collection agencies and landlords when victim's injuries result in loss of income, and monitors court related restitution payments.

BACKGROUND

The goal of the Victim/Witness Program is to alleviate, to whatever degree possible, the confusion, pain and suffering, of innocent victims of violent crime occurring in Danville. This is an annual grant and does not require any local matching funds. For proper account purposes it is necessary to appropriate these funds.

RECOMMENDATION

It is recommended that the Council approve the attached ordinance Amending the Fiscal Year 2021 Budget Appropriation Ordinance to provide for the appropriation of the funds.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2020-____.____

AN ORDINANCE AMENDING THE FISCAL YEAR 2021 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR A GRANT FROM THE STATE FOR A VICTIM WITNESS PROGRAM IN THE AMOUNT OF $177,083 AND APPROPRIATING SAME.

NOW THERFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia that the Fiscal Year 2021 Budget Appropriation Ordinance be, and it is hereby, amended by increasing revenues to provide for a grant from the Commonwealth of Virginia, Department of Criminal Justice Services, in an amount of $177,083 for the purpose of operating a victim witness program within the City of Danville, and appropriating same within the Special Grants Fund, such revenue and appropriation to be a follows:

ANTICIPATED REVENUES

Description	Account No.	Amount
Victim Witness Grant		
Categorical Aid -DCJS	60301000-47060	$ 44,271
Federal Aid	60301000-48055	132,812
	t	$177,083

EXPENDITURES

Description	Account No.	Amount
Victim Witness Program		
Salaries & Wages	60301000-51100	$138,014
Other Taxable Comp	60301000-51155	5,500
FICA	60301000-51450	9,563
Retirement VRS-State Share	60301000-51501	14,800
Print Shop-Office Supplies	60301000-52655	1,575
Postage	60301000-54050	800
Telephone	60301000-54100	1,192
Materials & Supplies	60301000-55930	925
Membership/Dues	60301000-56242	560
Travel/Training	60301000-54900	3,854
Equipment	60301000-57500	300
	TOTAL	$177,083

AND BE IT FURTHER ORDAINED, that all other accounts and provisions of the Fiscal Year 2021 Budget Appropriation Ordinance, as amended, not hereby amended, shall continue in 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-2446 **Consent Agenda E.**

City Council Regular Meeting

Meeting Date: 12/15/2020

Subject: Domestic Violence Grant Ordinance

From: Cynthia Thomasson, Budget Director

COUNCIL ACTION

First Reading: 12/01/2020
Final Adoption: 12/15/2020

SUMMARY

The Commonwealth Attorney's Office has received notice from the Commonwealth of Virginia, Department of Criminal Justice Services of the award of grant funds in the amount of $44,635 to be used to hire an attorney or victim's advocate to work in the Juvenile and Domestic Relations Court dealing with victims of domestic violence. The grant does not require any local matching funds.

RECOMMENDATION

It is recommended that the Council approve the attached Ordinance Amending the Fiscal Year 2021 Budget Appropriation Ordinance for the appropriation of the funds.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 20- ___-___

AN ORDINANCE AMENDING THE FISCAL YEAR 2021 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR A GRANT FROM THE STATE FOR A DOMESTIC VIOLENCE VICTIM PROGRAM GRANT IN THE AMOUNT OF $44,635 AND APPROPRIATING SAME.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the Fiscal Year 2021 Budget Appropriation Ordinance be, and it is hereby, amended by increasing revenues to provide for a grant from the Commonwealth of Virginia, Department of Criminal Justice Services, in an amount of $44,635 and appropriating same within the Special Grants Fund, such revenue and appropriation to be a follows:

ANTICIPATED REVENUES

Description	Account No.	Amount
Categorical Aid – State:		
Domestic Violence Victim Fund	61146000-47060	$44,635

ANTICIPATED EXPENDITURES

Description	Account No.	Amount
Domestic Violence Victim Program 7		
Salaries & Wages	61146000-51100	$34,200
Other Taxable Compensation	61146000-51155	1,300
FICA	61146000-51450	2,616
Retirement-VRS-Empl Share	61146000-51500	4,006
Travel/Training	61146000-54900	1,788
Print Shop-Office Expenses	61146000-52655	725
	TOTAL	$44,635

AND BE IT FURTHER ORDAINED that all other accounts and provisions of the Fiscal Year 2021 Budget Appropriation Ordinance, as amended, not hereby

amended, shall continue in 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-2449 **Consent Agenda F.**

City Council Regular Meeting

Meeting Date: 12/15/2020

Subject: Danville Regional Foundation P.E.A.C.E. with Police (Police Embrace Active Community Engagement) Initiative

From: Scott Booth, Police Chief

COUNCIL ACTION

First Reading: 12/01/2020
Final Adoption: 12/15/2020

SUMMARY

The Danville Police Department received a Danville Regional Foundation Grant to facilitate the implementation of the P.E.A.C.E. with Police (Police Embrace Active Community Engagement) initiative in the amount of $25,000. This funding will be used to facilitate the implementation of the new initiative.

RECOMMENDATION

It is recommended that the City Council adopt the attached Ordinance Amending the Fiscal Year 2021 Budget Appropriation Ordinance Anticipating Revenues in the amount of $25,000 from the Danville Regional Foundation Grant to facilitate the implementation of the P.E.A.C.E. with Police (Police Embrace Active Community Engagement) initiative and appropriating the same.

Attachments

Ordinance

DRF Peace Iniative

PRESENTED:_____

ADOPTED:_____

ORDINANCE NO. 2021-_____._____

AN ORDINANCE AMENDING THE FISCAL YEAR 2021 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUE FROM A DANVILLE REGIONAL FOUNDATION GRANT FOR THE P.E.A.C.E. WITH POLICE (POLICE EMBRACE ACTIVE COMMUNITY ENGAGEMENT) INIATIVE IN THE AMOUNT $25,000 AND APPROPRIATING SAME.

WHEREAS, the City of Danville has been awarded a grant from the Danville Regional Foundation to facilitate the implementation of the P.E.A.C.E. with Police (Police Embrace Active Community Engagement) initiative in the amount of $25,000; and

WHEREAS, the funding will provide for cost associated with the P.E.A.C.E. with Police (Police Embrace Active Community Engagement) initiative to serve as the new branding for the Community Engagement Unit within the Danville Police Department.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the Fiscal Year 2021 Budget Appropriation Ordinance be, and the same is hereby, amended by increasing revenue to anticipate the receipt of funds in the amount of $25,000 from the Danville Regional Foundation, such revenue and appropriation to be as follows:

ANTICIPATED REVENUE

Description	Account No.	Amount
FY 2021 Danville Regional Foundation - Grant Revenue	61641000-43640	$25,000

ANTICIPATED EXPENDITURES

Description	Account No.	Amount
FY 2021 Danville Regional Foundation - Grant Program	61641999-50	$25,000

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 2021 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

P.E.A.C.E with Police (Police Embrace Active Community Engagement)

P.E.A.C.E with Police (Police Embrace Active Community Engagement) is an initiative to serve as the new branding for the Community Engagement Unit within the department. Through P.E.A.C.E. with Police, five new programs (IDDU Program, PEACE, Prep for Police, Pass the Perspective and Positively Pretty) have been created to engage diverse groups within the community and bring our officers and personnel to develop relationships with Danville residents.

The IDDU program is an 8-week program with two segments, one in the community and one in the Adult Detention Center. Through this program, all participants will receive access to job opportunities through interview skills and how to fill out a job application, etc. appropriately, obtaining sustainable housing, education in the form of GED, trade programs, CDL or other educational opportunities, a state-certified identification card, how to build credit and budget money, and so much more. After the program is completed, participants will leave with a certificate of completion from the program and a long-term mentor for positive support.

PEACE will be the new youth recreation center that will be developed at our Green Street Precinct. We will renovate the space with painting and blight to influence a welcoming environment for youth around the city. The area will contain many activities such as basketball, games, a space for cooking classes, a projector for movies, and crafts for youth to enjoy. This will serve as a safe space where officers and youth can come together for fellowship, but more importantly, something youth can look forward to as a positive outlet.

Prep for Police is our new initiative to provide officers needed training on implicit bias, cultural awareness, and coping with stress in a high-stress job. This will be a three-day training that all uniformed officers will receive starting in December 2020. Officers will receive this training annually. Dr. Sandra Reid, a professor from Elon University with experience in Criminal Justice, Juvenile Justice, and Human Services, has committed to being the ongoing trainer for this program.

Pass the Perspective was designed for youth ages 13-17 to gain the inside perspective on police work and openly share their thoughts on police officers and ways the department could better serve the community and youth. Fun activities such as group discussions, giveaways, and a unique experience with our interactive Milo system is offered during this monthly program. Youth can share their perspective while learning experiences officers face regularly. PowerPoint presentations, guest speakers, and a handful of people within the department will share experiences and build relationships with participants. This program will also be offered for adults and millennials with the hope of reaching as many people as possible to exchange perspectives.

Positively Pretty will help middle and high-school-aged girls develop positive self-esteem, confidence, and value in how beautiful they are inside and out. Through this program, girls will receive mentorship from our female officers and other empowering women in the community on good health and hygiene tactics, positive body image, and inspirational talks and group activities. This will be a six-month program open to 25 girls at a time. After the six-month program, a new group of girls will be welcomed. Gift bags with beauty products, health and hygiene materials, and a journal will be provided to each participant in the program.

Council Letter
City of Danville, Virginia

CL-2462 **Consent Agenda G.**

City Council Regular Meeting

Meeting Date: 12/15/2020

Subject: Acceptance of $15,000,000 from Caesars LLC

From: Ken F. Larking, City Manager

COUNCIL ACTION

First Reading: 12/01/2020
Final Adoption 12/15/2020

SUMMARY

Staff requests that the City Council adopt a budget appropriation ordinance budgeting and appropriating $15,000,000 in revenue from Caesars Virginia, LLC.

BACKGROUND

The City's development agreement with Caesars Virginia, LLC includes a provision for a $15,000,000 payment to the City from Caesars following successful passage of the casino referendum. The payment must be made within 30 days of certification of the results of the election. It is anticipated that Caesars will make the payment in the form of an electronic transfer on December 9, 2020. This budget ordinance accepts and appropriates the funds, which will enable the City to fulfill its obligation to make a $2.9M down payment on the Police Department Headquarters project, as required by the agreement with the developer of the project.

RECOMMENDATION

Staff recommends approval of the budget appropriation ordinance accepting $15,000,000 in revenue from Caesars Virginia, LLC.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2021 -____.____

AN ORDINANCE AMENDING THE FISCAL YEAR 2021 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUES FROM CAESARS VIRGINIA, LLC, CASINO REVENUES FOR VARIOUS CAPITAL IMPROVEMENTS FOR AN APPROPRIATION IN THE AMOUNT OF $15,000,000 AND APPROPRIATING THE SAME.

WHEREAS, the City anticipates the receipt of $15,000,000 from Caesars Virginia, LLC to be used towards various capital improvement projects including a $2.9 million payment to 2291 Schoolfield, LLC for the new police station; and

WHEREAS, the funds will be posted to a project account in the Capital Projects Fund set up to hold funds which can be transferred to projects as determined.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the Fiscal Year 2021 Budget Appropriation Ordinance be, and the same hereby is, amended, by increasing revenues from Caesars Virginia, LLC in the Capital Improvements Fund and appropriating same to be as follows:

ANTICIPATED REVENUES

Description	Account No.	Amount
Capital Projects Fund		
Undesignated Account		
Casino Revenue	60000134-43645	$12,100,000
New Police Station	61644000-43645	2,900,000
Total		$ 15,000,000

ANTICIPATED EXPENDITURES

Description	Account No.	Amount
Capital Projects Fund		
Undesignated Funds-		
Casino Revenue Projects	60000134-6999	$12,100,000
New Police Station	61644999-50	2,900,000
Total		$15,000,000

AND BE IT FURTHER ORDAINED, that all future expenditures shall be approved by resolutions approved by Council prior to such expenditure being made; and

BE IT FINALLY ORDAINED, that all other accounts and provisions of the Fiscal Year 2021 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-2463 **Appointments A.**

City Council Regular Meeting

Meeting Date: 12/15/2020

Subject: Appointments to Boards and Commissions

From: Susan M. DeMasi, City Clerk

COUNCIL ACTION

Business Meeting: 12/15/2020

SUMMARY

Consideration of Appointments to the following Boards and Commissions:

1. Building Code Board of Appeals
2. Employee Retirement System
3. Fair Housing Board
4. Planning Commission
5. Danville Pittsylvania Community Services Board

Attachments

Resolutions

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2020 - ___ . ___

A RESOLUTION REAPPOINTING JEFFREY BOND AS A MEMBER OF THE BUILDING CODE BOARD OF APPEALS.

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Jeffrey Bond be, and he is hereby reappointed as a member of the Building Code Board of Appeals to serve as such for a three year term commencing January 1, 2021 and ending December 31, 2023.

APPROVED:

_____
MAYOR

ATTEST:

_____
CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2020 - ___ . ___

A RESOLUTION REAPPOINTING ARTHUR CRAFT AS A MEMBER OF THE BUILDING CODE BOARD OF APPEALS.

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Arthur Craft be, and he is hereby reappointed as a member of the Building Code Board of Appeals to serve as such for a three year term commencing January 1, 2021 and ending December 31, 2023.

APPROVED:

_____
MAYOR

ATTEST:

_____
CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2020 - ___ . ____

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

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 of Trustees to serve as such for a two year term commencing January 1, 2021 and ending December 31, 2022.

APPROVED:

_____
MAYOR

ATTEST:

_____
CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2020 - ___ . ____

A RESOLUTION REAPPOINTING EMMETT YOUNG AS A MEMBER OF THE FAIR HOUSING BOARD.

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Emmett Young be, and he is hereby reappointed as a member of the Fair Housing Board to serve as such for a three year term commencing January 1, 2021 and ending December 31, 2023.

APPROVED:

_____
MAYOR

ATTEST:

_____
CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2020 - ___ . ____

A RESOLUTION REAPPOINTING TOMMY BENNETT AS A MEMBER OF THE FAIR HOUSING BOARD.

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Tommy Bennett be, and he is hereby reappointed as a member of the Fair Housing Board to serve as such for a three year term commencing January 1, 2021 and ending December 31, 2023.

APPROVED:

_____
MAYOR

ATTEST:

_____
CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2020 - ___ . ____

A RESOLUTION REAPPOINTING KALIL KHAN AS A MEMBER OF THE PLANNING COMMISSION.

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Kalil Khan be, and he is hereby appointed as a member of the Planning Commission to serve as such for a four year term commencing January 1, 2021 and ending December 31, 2024.

APPROVED:

_____
MAYOR

ATTEST:

_____
CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2020 - ___ . ____

A RESOLUTION REAPPOINTING JAMES BOLTON AS A MEMBER OF THE PLANNING COMMISSION.

BE IT RESOLVED by the Council of the City of Danville, Virginia, that James Bolton be, and he is hereby reappointed as a member of the Planning Commission to serve as such for a four year term commencing January 1, 2021 and ending December 31, 2024.

APPROVED:

_____
MAYOR

ATTEST:

_____
CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2020 - ___ . ____

A RESOLUTION APPOINTING GEARY DAVIS, AS A MEMBER OF THE DANVILLE PITTSYLVANIA COMMUNITY SERVICES BOARD.

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Geary Davis be, and he is hereby appointed as a member of the Danville Pittsylvania Community Services Board, to serve as such for a Three Year Term commencing January 1, 2021 and ending June 30, 2023.

APPROVED:

_____
MAYOR

ATTEST:

_____
CLERK

Council Letter
City of Danville, Virginia

CL-2433 **New Business A.**

City Council Regular Meeting

Meeting Date: 12/15/2020

Subject: General Fund Financial Results through November 30, 2020

From: Michael Adkins, Director of Finance

COUNCIL ACTION

Work Session Meeting: 12/15/2020

SUMMARY

A brief report will be given on the General Fund financial results through November 30, 2020. Financial statements are included.

Attachments

Financial Statements

City of Danville
Department of Finance
Michael Adkins, Director

To: **Ken F. Larking, City Manager**

From: **Michael L. Adkins, Director of Finance**

Date: **December 4, 2020**

Subject: **Summary of Preliminary General Fund Financial Results for November 30, 2020**

After completing five months of fiscal year 2021, revenues are slightly behind the previous year. At November 30, General Fund revenues were $38,632,297, representing 34.6% of the FY 2021 budget. Last year, at this time, we had collected $39,955,747 or 36.1% of budget. A decrease of $400,000 is seen in Revenue from Use of Money and relates to a combination of the change in interest rates from the prior year and the timing of our bond issuance. In addition, the timing of revenues from the Commonwealth resulted in a temporary decrease in Categorical Aid (State), specifically in the areas of Social Services and the annual Fire Safety Grant, both of which will be realized later this year.

We continue to see steady performance in the collection of delinquent real estate taxes this year with $485,932 realized in the first five months of this fiscal year. This accounts for 48.6% of the current year budget. Tax bills for FY 2021 were mailed in November and are due later this month. Property tax collections at this point appear comparable to the prior year. Local taxes collected through November 30, were $9,512,927, or 33.8% of budget. This is an increase of $88,413 from the prior year. Sales tax collections through November amounted to $4,065,406 or 44.4% of budget, an increase of $368,646 from last year. Meals taxes collected for the first five months of the fiscal year amounted to $3,288,054 or 38% of budget, a decrease of $195,925 from last year. Business Licenses realized at the end of November were $608,793, a decrease of $82,697 from the prior year. Lodging taxes received as of November 30, were $667,456, or 41.7% of budget, a decrease of $51,875 from the prior year, but still on target with budget. Meals tax is still showing some effects of the COVID-19 pandemic, while other consumer-driven taxes are performing well at this time. Nearly all other revenue categories are at or near the prior year and are tracking well with budget at this point.

Expenditures at November 30 were $50,331,295 or 41.4% of budget. This is a decrease of $3,828,555 compared to November 30, 2019, primarily resulting from the timing of budgeted transfers to Danville City Schools, offset by budgeted transfers to the Capital Projects Fund. Departmental expenditures at the end of November show a decrease of

about $1,206,000 from last year with an increase in general government attributed to the timing of expenditures offset by a decrease in public safety and essentially all other departments . The most significant decrease is attributed to covering one month of public safety salaries with CARES Act funding. General Fund expenditures exceeded revenues by $11,698,998. This is typical for this point in the fiscal year for 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, 2020
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	$ 34,515,700	$ 9,894,745	28.67%		$ 24,620,955	$ 10,346,981
Other Local Taxes	28,117,000	9,512,927	33.83%		18,604,073	9,424,514
License Permits & Privilege Fees	258,350	96,190	37.23%		162,160	122,616
Fines & Forfeitures	345,550	104,057	30.11%		241,493	150,917
Revenue From Use Money & Property	1,161,715	424,926	36.58%		736,789	831,565
Charges For Services	3,393,360	1,353,952	39.90%		2,039,408	1,577,487
Miscellaneous Revenue	130,523	101,411	77.70%		29,112	54,091
Recovered Cost	7,962,360	3,019,567	37.92%		4,942,793	3,048,639
Non-Categorical Aid	5,868,720	2,661,920	45.36%		3,206,800	2,636,340
Shared Expenses (Categ. Aid State)	5,174,940	2,073,165	40.06%		3,101,775	2,013,027
Categorical Aid (State)	9,328,810	2,981,601	31.96%		6,347,209	3,352,486
Emergency Services (Federal)	27,020	-	0.00%		27,020	-
Categorical Aid (Federal)	79,754	10,754	13.48%		69,000	-
Transfers From Utilities	15,353,000	6,397,083	41.67%		8,955,917	6,397,083
Transfers From Other	-	-			-	-
TOTAL REVENUES	**$ 111,716,802**	**$ 38,632,297**	**34.58%**		**$ 73,084,505**	**$ 39,955,747**
EXPENDITURES:						
General Government Administration	$ 11,094,670	$ 5,029,495	45.33%	$ 295,619	$ 5,769,556	$ 4,913,778
Judicial Administration	7,325,738	3,002,062	40.98%	10,520	4,313,156	2,954,665
Public Safety	31,338,206	11,619,181	37.08%	346,366	19,372,659	12,439,428
Public Works	4,436,941	1,721,161	38.79%	160,138	2,555,642	1,846,112
Health, Education, Welfare & Soc. Svc.	8,971,175	2,596,501	28.94%	119,875	6,254,799	2,853,012
Parks, Recreation & Cultural	5,227,943	1,709,046	32.69%	75,611	3,443,286	1,880,626
Community Development	2,187,136	1,158,144	52.95%	182,744	846,248	1,153,727
Non-Departmental	12,347,095	5,490,160	44.47%	-	6,856,935	5,005,904
Transfer to Schools - Operating	30,552,929	11,929,265	39.04%	1,426,907	17,196,757	16,607,519
Transfer to Capital Projects	3,655,040	3,655,040	100.00%	-	-	2,638,930
Transfer to Other Funds	4,552,690	2,421,240	53.18%	-	2,131,450	1,866,150
TOTAL EXPENDITURES	**$ 121,689,563**	**$ 50,331,295**	**41.36%**	**$ 2,617,781**	**$ 68,740,487**	**$ 54,159,850**
Revenue over(under) Expenditures	$ (11,698,998)					$ (14,204,103)
FUND BALANCE:						
Beginning Fund Balance 07/01/2020		$ 43,310,847				$ 39,927,182
Revenue over(under) Expenditures		(11,698,998)				(14,204,103)
Ending Fund Balance 11/30/2020		**$ 31,611,849**				**$ 25,723,079**
Composition of Fund Balance:						
Reserved for Encumbrances/Designated Funds		$ 10,214,633				$ 8,029,807
Unassigned		21,397,216				17,693,272
TOTAL FUND BALANCE 11/30/2020		**$ 31,611,849**				**$ 25,723,079**

City of Danville, Virginia
Summary of Other Local Tax Revenues - PRE-CLOSING - UNAUDITED
For the period ending November 30, 2020

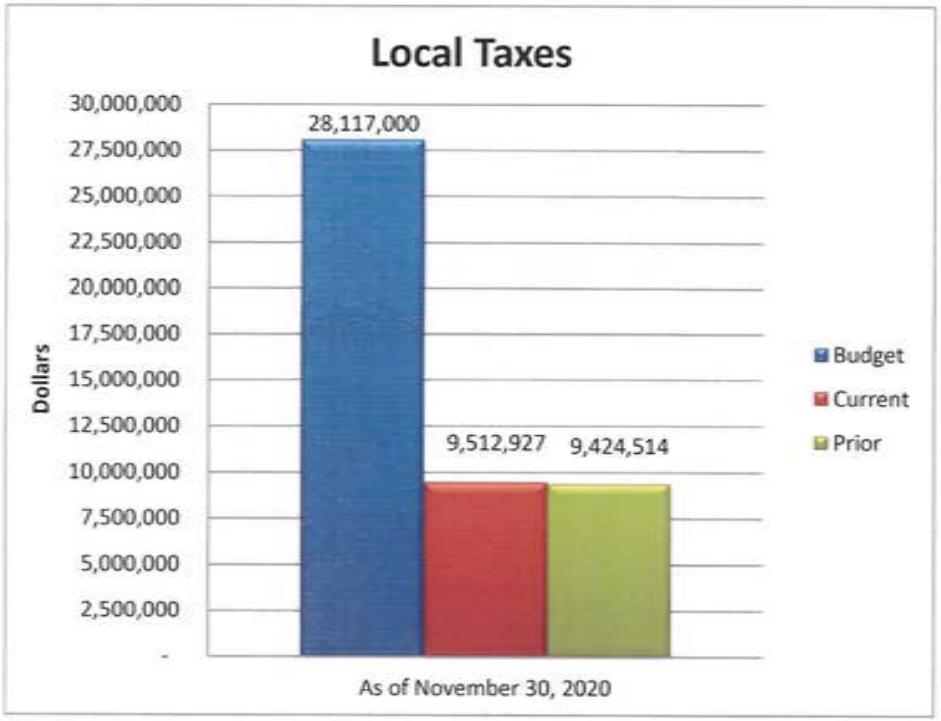
Description	Current Budget	Revenue Realized	Percentage Realized	Prior Year Budget	Prior Year Realized	Percentage Prior Year
Sales Tax	$ 9,150,000	$ 4,065,406	44.43%	$ 9,150,000	$ 3,696,760	40.40%
Business Licenses	5,250,000	608,793	11.60%	5,200,000	691,490	13.30%
Meals Tax	8,645,000	3,288,054	38.03%	8,400,000	3,483,980	41.48%
Utility Taxes	967,000	372,316	38.50%	975,000	380,783	39.05%
Vehicle License Fees	990,000	176,528	17.83%	990,000	180,230	18.21%
Bank Stock Tax	900,000	-	0.00%	900,000	37,860	4.21%
Recordation Tax	180,000	181,479	100.82%	195,000	80,542	41.30%
Hotel Motel Tax	1,600,000	667,456	41.72%	1,514,250	719,331	47.50%
Daily Property Rental Tax	15,000	5,737	38.25%	18,400	7,931	43.10%
Motor Vehicle Tax	175,000	84,051	48.03%	150,000	69,936	46.62%
DMV Fees	245,000	63,107	25.76%	220,000	75,673	34.40%
TOTAL	$ 28,117,000	$ 9,512,927	33.83%	$ 27,712,650	$ 9,424,514	34.01%

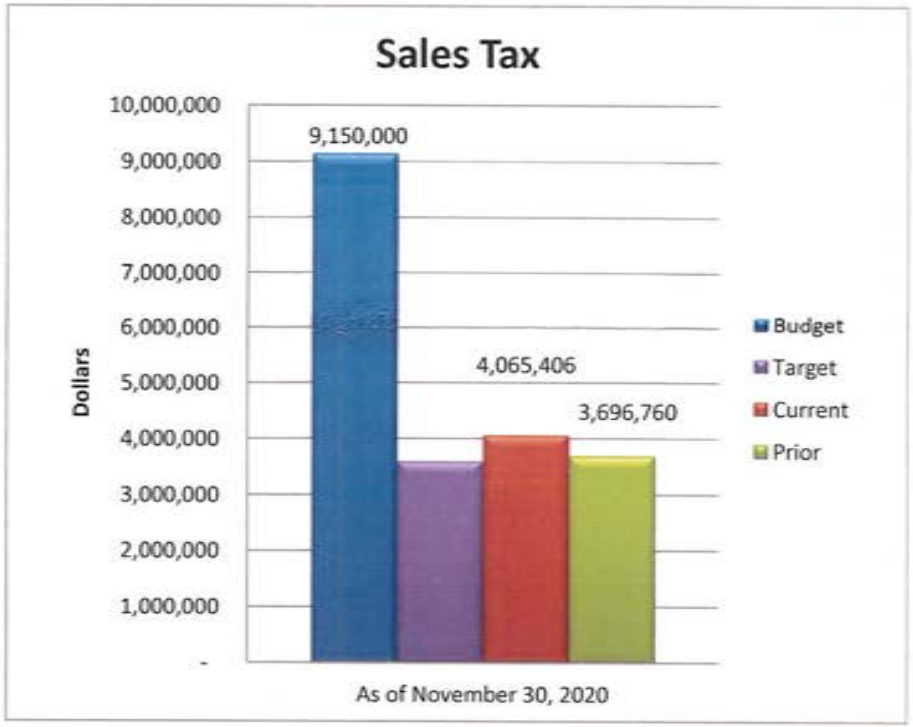
CITY OF DANVILLE, VIRGINIA
GENERAL FUND
COMPOSITION OF FUND BALANCE
PRELIMINARY - AS OF NOVEMBER 30, 2020

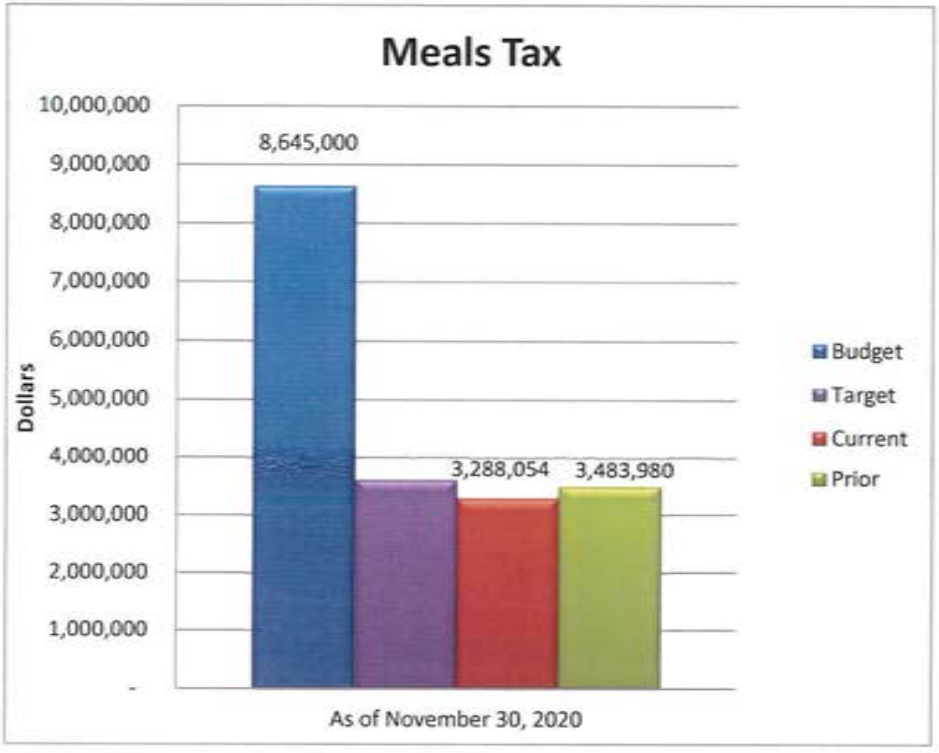
Beginning Total Fund Balance, July 1, 2020	43,310,847.48
Add: General Fund Revenues	38,632,297.11
Deduct: General Fund Expenditures	(50,331,295.34)
Ending Total Fund Balance, November 30, 2020	31,611,849.25

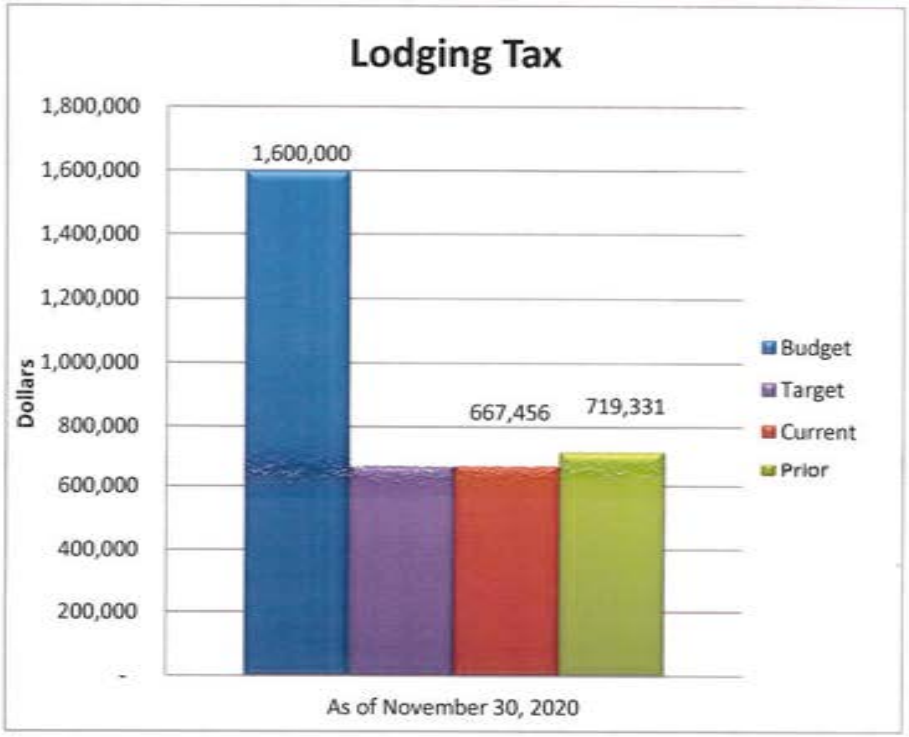
Composition of Fund Balance:	
Restricted for Commonwealth Attorney	108,985.76
Restricted for Police Department	58,782.48
Restricted for Fire Department	96,319.34
Committed for Sheriff's Department	240.92
Committed to Schools	3,814,751.71
Committed to Budget Stabilization	3,000,000.00
Assigned to Sheriff's Department	18,182.85
Assigned to Community Development	6,368.58
Assigned for Encumbrances	2,617,780.62
Nonspendable (Inventory and Prepaids)	493,220.51
UNASSIGNED	**21,397,216.48**
Total Fund Balance, November 30, 2020	31,611,849.25

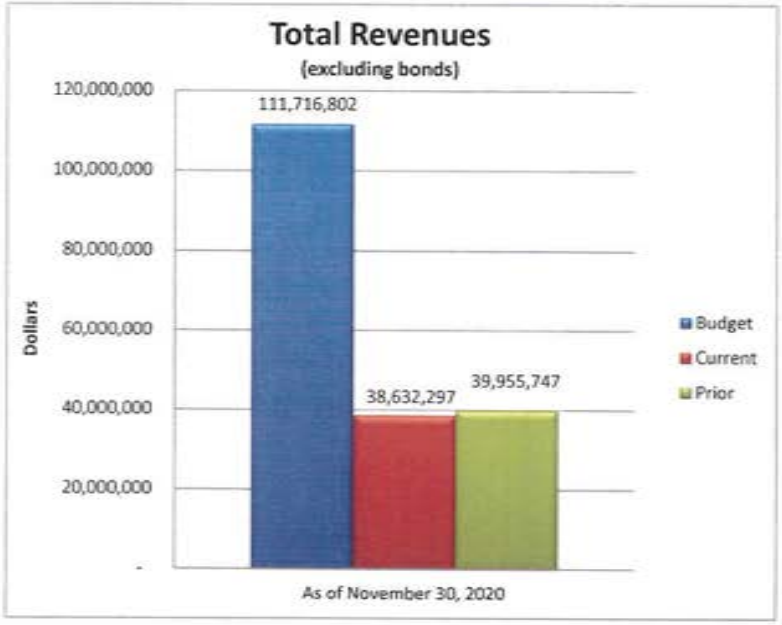
Unassigned fund balance from above	21,397,216.48
Unassigned Minimum per policy (20% of General Fund Operating Revenues) based on FY 2021 budget	22,343,360.36
Current surplus (deficit) over (under) minimum	(946,143.88)

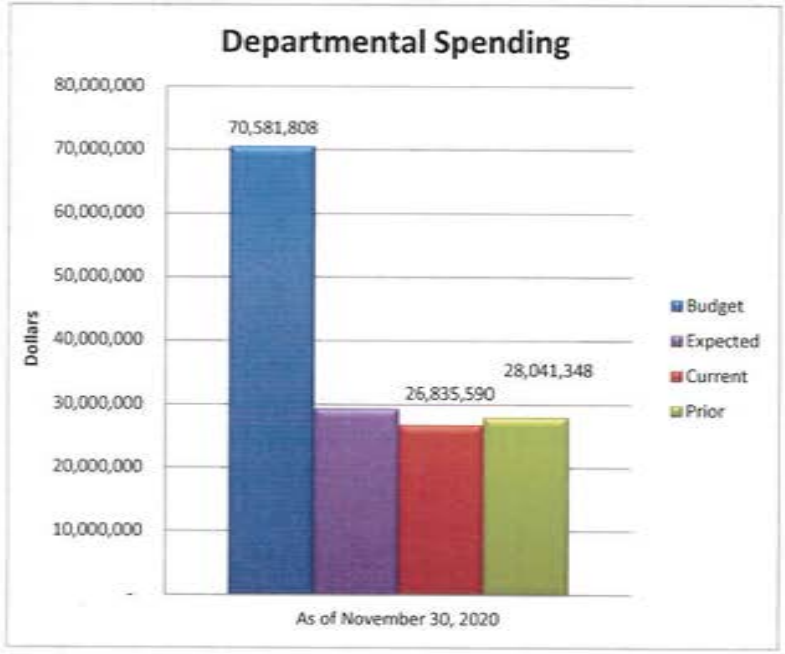

Local Taxes
30,000,000
27,500,000
25,000,000
22,500,000
20,000,000
17,500,000
15,000,000
12,500,000
10,000,000
7,500,000
5,000,000
2,500,000
-
Dollars
28,117,000
9,512,927
9,424,514
Budget
Current
Prior
As of November 30, 2020

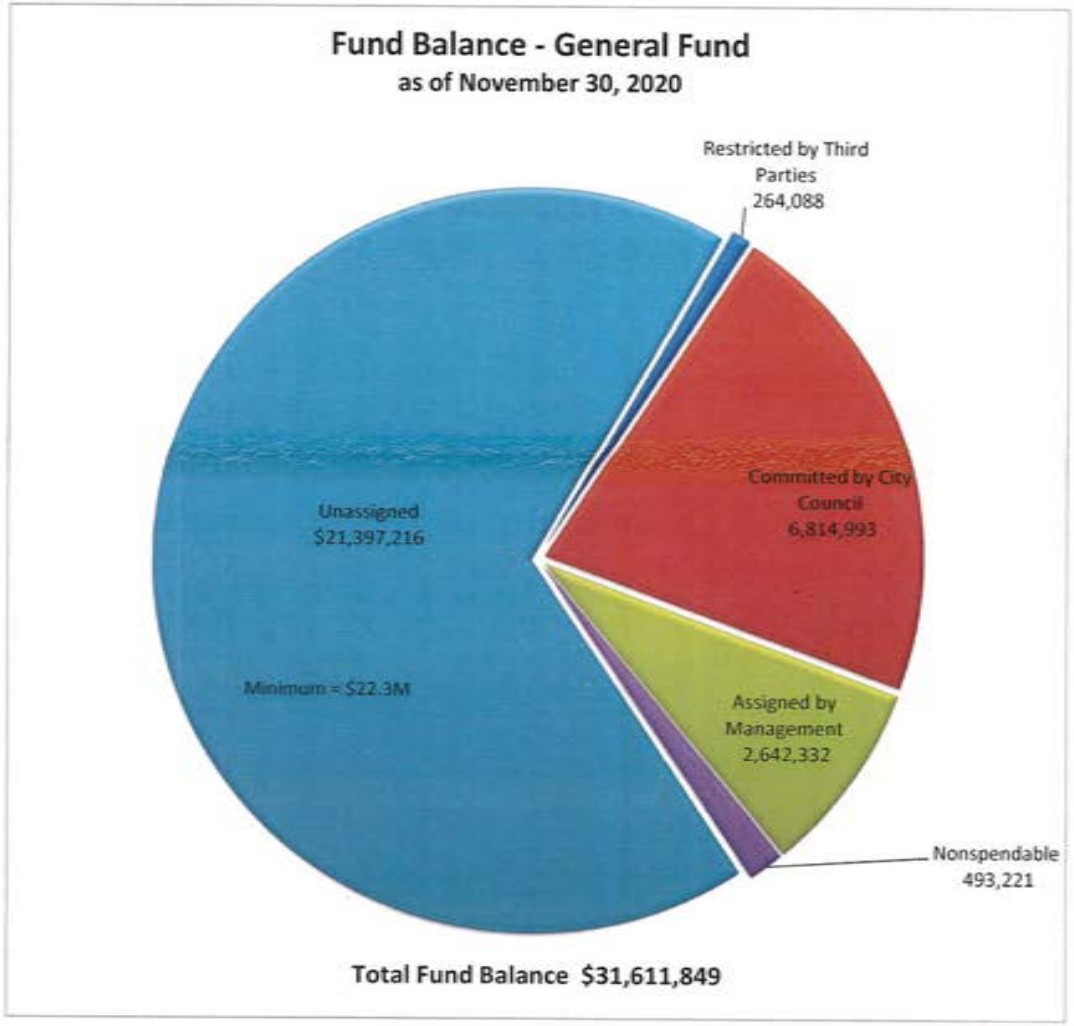

Sales Tax
10,000,000
9,000,000
8,000,000
7,000,000
6,000,000
5,000,000
4,000,000
3,000,000
2,000,000
1,000,000
-
Dollars
9,150,000
4,065,406
3,696,760
Budget
Target
Current
Prior
As of November 30, 2020


Meals Tax
10,000,000
9,000,000
8,000,000
7,000,000
6,000,000
5,000,000
4,000,000
3,000,000
2,000,000
1,000,000
-
Dollars
8,645,000
3,288,054
3,483,980
Budget
Target
Current
Prior
As of November 30, 2020


Lodging Tax
1,800,000
1,600,000
1,400,000
1,200,000
1,000,000
800,000
600,000
400,000
200,000
-
Dollars
1,600,000
667,456
719,331
Budget
Target
Current
Prior
As of November 30, 2020


Total Revenues
(excluding bonds)
120,000,000
100,000,000
80,000,000
60,000,000
40,000,000
20,000,000
-
Dollars
111,716,802
38,632,297
39,955,747
Budget
Current
Prior
As of November 30, 2020


Departmental Spending
80,000,000
70,000,000
60,000,000
50,000,000
40,000,000
30,000,000
20,000,000
10,000,000
-
Dollars
70,581,808
26,835,590
28,041,348
Budget
Expected
Current
Prior
As of November 30, 2020


Fund Balance - General Fund
as of November 30, 2020
Restricted by Third Parties
264,088
Committed by City Council
6,814,993
Unassigned
$21,397,216
Minimum = $22.3M
Assigned by Management
2,642,332
Nonspendable
493,221
Total Fund Balance $31,611,849

Council Letter
City of Danville, Virginia

CL-2432 **New Business B.**

City Council Regular Meeting

Meeting Date: 12/15/2020

Subject: Fiscal Year 2020 Audit Report

From: Michael Adkins, Director of Finance

COUNCIL ACTION

Work Session Meeting: 12/15/2020

SUMMARY

The City's external auditors from Brown Edwards & Company will share the Fiscal Year 2020 audit report.

Attachments

No file(s) attached.

Council Letter
City of Danville, Virginia

CL-2427 **New Business C.**

City Council Regular Meeting

Meeting Date: 12/15/2020

Subject: Vacate Right-of-Way on Old Farm Road

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

COUNCIL ACTION

Business Meeting: 12/15/2020

SUMMARY

The property owner of 59 Old Farm Road is requesting that City Council vacate 0.58 acres of unimproved City right-of-way on Old Farm Road.

BACKGROUND

The owner of the property at 59 Old Farm Road (Property Identification Number 71379) is requesting that the unused, unimproved right-of-way adjacent to his property be vacated. The other adjacent property owner at Property Identification Number 71371 does not object to the proposed vacated right-of-way. All applicable 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 right-of-ways; 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 and recording.

RECOMMENDATION

It is recommended that City Council adopt the accompanying Ordinance vacating approximately 0.58 acres of right-of-way on Old Farm Road.

Attachments

Ordinance

Request

Exhibit A

PRESENTED:_____

ADOPTED:_____

ORDINANCE NO. 2020-____.____

AN ORDINANCE VACATING APPROXIMATELY 0.58 ACRE OF UNIMPROVED PUBLIC RIGHT-OF-WAY ON OLD FARM ROAD.

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 public right-of-way containing 0.58 acre, more or less, to the abutting property owners at Parcel Identification Number 71379 and Parcel Identification Number 71371 at no cost other than the application fee, public hearing advertisement cost and recording cost, as shown on Exhibit A, a copy of which is attached hereto, and made a part hereof, for a more particular description of said right of way; and

WHEREAS, Oscar Miller Buchanan has requested in writing that the right-of-way be vacated adjacent to his property identified as Property Identification Number 71379, also known as 59 Old Farm Road; and

WHEREAS, Oscar Miller Buchanan has agreed to pay the cost of the application fee, public hearing advertisement cost and recording cost; and

WHEREAS, the adjacent property owner at Property Identification Number 71371, owned by Birnam Wood of Danville LLC, John B. Updike t/u/t, Lake Heron LLC, & CBA Property Group LLC does not object to the right-of-way being vacated; and

WHEREAS, the vacated right-of-way will be split between the adjacent properties known as Parcel Identification Number 71379 and Parcel Identification Number 71371, and this vacated right-of-way shall be included on any future property plats submitted to the city for approval for either parcel; and

WHEREAS, the City has agreed to vacate the aforementioned right-of-way at no cost other than the application fee, public hearing advertisement cost and recording 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 Old Farm Road containing 0.58 acre, more or less, as shown on Exhibit A, 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 71379 and Parcel Identification Number 71371 at no cost other than the application fee, public hearing advertisement cost and recording 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

City of Danville
Public Works Engineering
P.O. Box 3300
Danville, VA 24543
Phone: (434) 799-5019
Fax: (434) 797-8919

Application to Request Vacating Right of Way / Purchase of City Owned Property

(Please Type or Print All Information)

Applicant Information: This section must be filled out and submitted to the City Engineer. An application fee of $50.00, a recording fee, and advertising cost is due when the request has been presented to City Council and approved. The applicant will be notified when this process is complete. *Please note that advertising costs vary based upon the size of the newspaper advertisement as determined by the Danville Register & Bee. The advertisement will be published twice prior to the public hearing. The estimated cost to advertise is approximately $250.00.*

Part 1 (to be completed by applicant)

Applicant's Name	OSCAR MILLER BUCHANAN	Telephone	434-822-0186
Applicant's Address	59 OLD FARM ROAD	City/State/Zip	DANVILLE, VA. 24541
Applicant's Email Address	tntunzi@aol.com		
Agent's Name & Address (if applicable)			

Location of the request (must include an attached plat or parcel map with parcel ID number identifying the location of the request)

This request is to:

☒ Vacate right of way

☐ Purchase city owned property

State why this request is being made:

I am requesting the city vacate the unopened right of way between Lots 31371 and 31379, in order to combine it with 31379.

Please provide name and complete address of the owner(s) of all property located adjacent to or directly across a street from the property that is being requested.

Name: _____
Parcel Map ID: _____
Address: _____

Name: _____
Parcel Map ID: _____
Address: _____

Name: _____
Parcel Map ID: _____
Address: _____

Name: _____
Parcel Map ID: _____
Address: _____

Name: _____
Parcel Map ID: _____
Address: _____

I hereby certify, under penalties of perjury, that the above information is true and correct to the best of my knowledge.

Oscar Miller Buchanan
Signature of Applicant/Agent

Part 2 (to be completed by City)

Date completed application received: _____

Date preliminary review process completed: _____

Date Application fee received: _____ Date of Advertisements: _____

Date of City Council Public Hearing: _____

Action by City Council: Date _____ Approved ☐ Denied ☐

Exhibit A

November 2, 2020

1:2,000

0 0.025 0.05 0.1 mi

0 0.0375 0.075 0.15 km

Danville GIS
VGIN, City of Danville

Council Letter
City of Danville, Virginia

CL-2444 **New Business D.**

City Council Regular Meeting

Meeting Date: 12/15/2020

Subject: Resolution to Accept Land on Pumpkin Creek Lane from State Highway Project

From: W. Clarke Whitfield, Jr., City Attorney

COUNCIL ACTION

Business Meeting: 12/15/2020

SUMMARY

City Staff is seeking approval to acquire a vacant lot along the intersection of Pumpkin Creek Lane and South Main Street from the Commonwealth of Virginia.

BACKGROUND

The State owns a vacant lot along Pumpkin Creek Lane and South Main Street, identified as Parcel #50902, that is left over from a 2000 road-widening project. Property owned by the State is exempt from local real estate taxes, and the City lacks the power to require the State to cut and maintain the grass and other vegetation. Over the summer, Public Works unsuccessfully attempted to make the State maintain the grass on the lot. After discussions with a representative from the Commonwealth Transportation Board, the State indicated that it has no anticipated use for the Parcel and has agreed to transfer ownership of the Parcel to the City, provided the City Council requests it to do so. If the City were to obtain ownership of the Parcel, it would have much more flexibility in managing the lot, either through landscaping, dedication as Right-of-Way, or sale to a private owner who would maintain the Parcel.

RECOMMENDATION

City staff recommends adopting the enclosed Resolution petitioning the Commonwealth Transportation Board to transfer ownership of the Parcel to the City, so that the City can better manage and potentially dispose of Parcel #50902.

Attachments

Resolution

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2020-____.____

A RESOLUTION PETITIONING THE COMMONWEALTH TRANSPORTATION BOARD TO TRANSFER CERTAIN SURPLUS REAL PROPERTY TO THE CITY OF DANVILLE.

WHEREAS, the Commonwealth of Virginia (the "Commonwealth") acquired a parcel of real estate for the construction, reconstruction, alteration, maintenance, or repair of the roadway in the City of Danville (the "City") at the intersection of Pumpkin Creek Lane and South Main Street, (Project 0086-10-105, RW201) more specifically identified as Parcel ID #50902, Tax Map #1615-010-000001.000 (the "Property"); and

WHEREAS, all aspects of the construction, reconstruction, alteration, maintenance, and/or repair of the Project are complete and title to the Property encompassed by the Project (the "Right-of-Way") remains vested in the Commonwealth; and

WHEREAS, the Right-of-Way constitutes a section of public roadway and related residual area acquired, and the City maintains the Right-of-Way; and

WHEREAS, the City Council believes it would be in the best interest of the City for title to the Right-of-Way acquired in connection with said project to be transferred to the City.

NOW THEREFORE, BE IT RESOLVED, by the City Council of Danville, Virginia that the City Council hereby petitions the Commonwealth Transportation Board, pursuant to §33.1-89 and §33.1-149 of the Code of Virginia, as amended, to transfer the Property and any other real estate, property, and interests comprising the Right-of-Way acquired incidental to the construction, reconstruction, alteration, maintenance, and/or repair of the Project to the City of Danville, and to take such other action as necessary to complete the conveyance of title for the Property and other related Right-of-Way to the

City, and upon transfer such Property and other related Right-of-Way shall cease being a part of the State Highway System; and

BE IT FURTHER RESOLVED, that the City Manager is hereby authorized to execute any documents in furtherance of this resolution

APPROVED:

_____
Mayor

ATTEST:

_____
City Clerk

Approved as to
Form and Legal Sufficiency:

_____
Assistant City Attorney

Council Letter
City of Danville, Virginia

CL-2458 **New Business E.**

City Council Regular Meeting

Meeting Date: 12/15/2020

Subject: 2021-2022 Comprehensive Economic Development Strategy (CEDS)

From: Corrie Bobe, Director of Economic Development

COUNCIL ACTION

Business Meeting: 12/15/2020

SUMMARY

The West Piedmont Planning District Commission's (WPPDC) Comprehensive Economic Development Strategy (CEDS) Priority Projects list provides the basis for the receipt of federal Economic Development Administration (EDA) funds to help underwrite the costs of local projects. The EDA requires that regional plans be updated annually.

BACKGROUND

Work on the 2021-2022 CEDS update is already underway by the West Piedmont Planning District Commission (WPPDC). The deadline to submit the Regional Comprehensive Economic Development Strategy to the U.S. Department of Commerce Economic Development Administration is March 31, 2021.

RECOMMENDATION

It is recommended that the City Council adopt the attached resolution, which will approve the submission of the City's CEDS Projects List, as shown in the attached document, for 2021-2022. City Council's adoption of the attached resolution also authorizes the City Manager to submit the required letter of endorsement.

Attachments

Resolution

Danville CEDS 2021-2022

PRESENTED: _____

ADOPTED: _____

RESOLUTION 2020-____.____

A RESOLUTION APPROVING THE SUBMISSION OF THE COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY PRIORITY PROJECTS FOR MAINTAINING DANVILLE'S STATUS AS A REDEVELOPMENT AREA UNDER THE ECONOMIC DEVELOPMENT ADMINISTRATION'S PROGRAM.

WHEREAS, the City of Danville desires to maintain its status as a redevelopment area under the Economic Development Administration and desires to be covered by the 2021-2022 Comprehensive Economic Development Strategy (CEDS) for the West Piedmont Planning District**;** and

WHEREAS, the City of Danville would like to submit its list of projects for the CEDS priority projects listing, a copy of which is attached hereto.

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Danville, Virginia, that the City Manager be, and he is hereby, authorized and directed to submit Danville's CEDS project list and endorsement letter.

APPROVED:

_____
MAYOR

ATTEST:

_____
CLERK

Approved as to
Form and Legal Sufficiency:

_____
City Attorney

COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY PRIORITY PROJECTS

April 1, 2021 - March 31, 2022

PROJECT	PRIORITY /TYPE	DESCRIPTION	FUNDING SOURCE	AMOUNT	TOTAL
Southern Virginia Megasite at Berry Hill-Danville & Pittsylvania County	1/I	Design and grading of a 65 acre pad on Lot 11	EDA VTC City County	$1,200,000 $2,000,000 $500,000 $500,000	$4,200,000
Riverview Industrial Park-City of Danville	1/I	Grade a 25+/- acre pad on Lot FF in Riverview Industrial Park for industrial project recruitment	Local EDA	$500,000 $500,000	$1,000,000
Center for Manufacturing Advancement-City of Danville	1/I	Construct a new 51,000 sf building within the Cyber Park, which will include space for Industry 4.0 integration and training, a quality lab, space for manufacturing optimization, three rapid launch high bays for new industry, and capital equipment dedicated for training and manufacturing optimization use.	EDA State Local Fdtn	$2,500,000 $18,500,000 $4,500,000	$25,500,000
Industrial Shell Building-City of Danville & Pittsylvania County	1/II	Construct a new jointly funded City / County 50,000 SF industrial shell building to assist with marketing to industry desiring an expedited location decision and to modify the current inventory of buildings suited for modern manufacturing.	EDA Local VTC	$1,500,000 $1,500,000 $1,000,000	$4,000,000
Danville Utilities Electric System Improvements-City of Danville	1/I	Expand and upgrade eight electric substations throughout service territory (Schoolfield, Westover, Southside, Kentuck, New Design, and West Fork) This also includes the extension of service from the Ballou AEP substation to the Schoolfield site.	EDA Local	$4,000,000 $14,000,000	$18,000,000
White Mill Redevelopment-City of Danville	1/I	Electric transmission lines and substation to accommodate redevelopment of the White Mill, formerly served by Dan River and AEP	EDA Local	$2,500,000 $3,500,000	$6,000,000
River Front Park, White Water Course, and Covered Pedestrian Bridge-City of Danville	1/I	Development of a park area adjacent to the Martin Luther King, Jr. bridge in accordance with the River District development program. Complete the engineering of a world-class white water course using an existing canal located in the River District and also connecting it into the Dan River. Complete the design and construction to convert former textile pedestrian bridge into a public amenity, which will connect the White Mill and riverfront park to the north banks of the river. The north banks are well-suited for new development.	Local EDA Local Fdtn	$7,100,000 $5,000,000 $4,900,000	$17,000,000
Southern Virginia Megasite at Berry Hill - On and Off-site Rail Construction-Danville & Pittsylvania County	1/III	New on-site rail construction and off-site improvements for Berry Hill Regional Industrial Park	VA-DRPT Norfolk-Southern VTC EDA Local	$3,125,000 $3,125,000 $625,000 $625,000 $5,000,000	$12,500,000
Site Improvements at the Coleman Industrial Site-City of Danville	1/II	Site improvements to include grading and sanitary sewer, electrical service and misc. infrastructure development	EDA Local	$4,700,000 $6,495,182	$11,195,182
Site Improvements at Cane Creek Centre Industrial Park Lot 10-City of	1/II	Site improvements to include access road, grading, and sanitary sewer for Lot 10	EDA VTC	$3,000,000 $1,500,000	$4,900,000

PROJECT	PRIORITY /TYPE	DESCRIPTION	FUNDING SOURCE	AMOUNT	TOTAL
Danville & Pittsylvania County			Local	$400,000	
Hangar at North Side of Danville Regional Airport-City of Danville	1/II	Site preparation, A/E design, and construction of 100' x 30' hangar	EDA Local	$1,300,000 $1,600,000	$2,900,000
Revolving Loan Fund-City of Danville	2/I	Augment existing program given increased demand	EDA IDA	$150,000 $99,000	$249,000
Water & Gas System Improvements-City of Danville	2/I	Elevated water storage tank and pumping station and water and gas mains for South Danville Corridor, an unserved area	EDA Local	$4,500,000 $4,500,000	$9,000,000
City Auditorium Renovations-City of Danville	2/II	Complete renovation of the City Auditorium that was built in 1932, housing a 1,000 seat auditorium in the heart of the River District	EDA Local	$6,650,000 $6,650,000	$13,300,000

ABBREVIATIONS:

ARC = Appalachian Regional Commission
CDBG = Community Development Block Grant
CIT = Center for Innovative Technology
DCR = Dept of Conservation & Recreation
DGIF = Virginia Dept of Game & Inland Fisheries
DHCD = VA Dept of Housing & Community Development
DOE = U.S. Department of Energy
EDA = Economic Development Administration
EPA STAG = Environmental Protection Agency, State & Tribal Assistance Grant
FAA = Federal Aviation Administration
FHWA = Federal Highway Administration
GO Bonds = General Obligation Bonds
HTC = Historic Tax Credits
RBEG = Rural Business Enterprise Grant
USDA-RD = U.S. Dept. of Agriculture-Rural Development
USCAIP = US Community Adjustment & Investment Program
IDA = Danville/Pittsylvania County Industrial Development Authority
IRF = Industrial Revitalization Fund (through DHCD)
MEI = Major Employment Investment (VEDP/VTC)
NEA = National Endowment for the Arts
NSF = National Science Foundation
PRVT = Private Investment
SBA = U.S. Small Business Administration
TBD = to be determined
TEA-21 = VDOT Transportation Enhancement Act Program (Replaced with MAP-21 Transportation Alternatives Program)
VDBA = VA Department of Business Assistance
VTC = Virginia Tobacco Region Revitalization Commission (Formerly Tobacco Indemnification & Community Revitalization Comm.)
SERCAP = Southeast Rural Community Assistance Project, Inc.
USACE = US Army Corps of Engineers
HRSA = US Dept of Health & Human Services/Health Resources & Svcs. Admin.
LWCF = Land & Water Conservation Fund
SWCB = State Water Control Board
WVWA = Western VA Water Authority
HUD/NSP = Housing and Urban Development/Neighborhood Stabilization Program
Local Fdtn = Local Foundations such as Danville Regional Foundation
USDA-RD = U.S. Dept of Agriculture, Rural Development
VDA = Virginia Department of Aviation
VASBI = Virginia Shell Building Initiative
VA-DOA = Virginia Dept of Aviation
VDOT = VA Department of Transportation
VDH = VA Department of Health
VHDA = Virginia Housing Development Authority
VHPF = Virginia Housing Partnership Fund
VRA = Virginia Resources Authority
VATC = Virginia Tourism Corporation
VWP = Virginia Water Projects
WQIF = Water Quality Improvement Funds (VA)
WIA = Workforce Investment Act
VA-DRPT = Virginia Dept. of Rail & Public Transportation
VCC = Virginia Community Capital
VADACS = Virginia Dept. of Agriculture and Consumer Services
AEP = Appalachian Electric Power/Appalachian Power
CIRD = Citizens' Institute on Rural Design (NEA Program)

PROJECT TYPES:

Type I - Shovel Ready
Type II - Final Planning Stage
Type III - Early Planning Stage
Type IV - Other Projects (USDA, CDBG, VDOT, etc.)
Type V - Technical Assistance/Studies

Council Letter
City of Danville, Virginia

CL-2471 **New Business F.**

City Council Regular Meeting

Meeting Date: 12/15/2020

Subject: Designation of Freedom of Information Act officer

From: W. Clarke Whitfield, Jr., City Attorney

COUNCIL ACTION

Business Meeting: 12/15/2020

SUMMARY

Upon the agreement of both the City Manager and the City's Public Information Officer, Arnold Hendrix, effective January 1, 2021, Mr. Hendrix will assume the role as the City's Freedom of Information Act officer.

BACKGROUND

Virginia Code section 2.2-3704.2 requires all public bodies subject to the Virginia Freedom of information Act (FOIA) to designate and to publicly identify one or more Freedom of Information Act officers (FOIA officer) whose responsibility is to serve as a point of contact for members of the public in requesting public records, and to coordinate the public body's compliance with the provisions of FOIA. Up to this point, the City Attorney has been the City's FOIA Officer which could create a conflict of Interest in his office.

RECOMMENDATION

It is recommended that Council approves the following resolution that designates and publicly identifies the City's Public Information Officer, Arnold Hendrix, as the City's Freedom of Information Act officer, pursuant to Virginia Code section 2.2-3704.2.

Attachments

Resolution

PRESENTED: _____

ADOPTED: _____

RESOLUTION 2020-____.____

A RESOLUTION OF THE COUNCIL OF THE CITY OF DANVILLE, VIRGINIA DESIGNATING THE CITY'S PUBLIC INFORMATION OFFICER ARNOLD HENDRIX AS THE CITY OF DANVILLE'S FREEDOM OF INFORMATION ACT OFFICER.

WHEREAS, Virginia Code section 2.2-3704.2 requires all public bodies subject to the Virginia Freedom of information Act (FOIA) to designate and to publicly identify one or more Freedom of Information Act officers (FOIA officer) whose responsibility is to serve as a point of contact for members of the public in requesting public records and to coordinate the public body's compliance with the provisions of FOIA.

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Danville, Virginia, that Danville City Council designates the City's Public Information Officer, Arnold Hendrix, as the City Of Danville's Freedom of Information Act Officer effective January 1, 2021 who will be publicly identified as such and will serve as a point of contact for members of the public in requesting public records and coordinating the public body's compliance with the provisions of FOIA.

APPROVED:

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MAYOR

ATTEST:

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CLERK

Approved as to
Form and Legal Sufficiency:

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CITY ATTORNEY

Council Letter
City of Danville, Virginia

CL-2453 **New Business G.**

City Council Regular Meeting

Meeting Date: 12/15/2020

Subject: United States Department of Justice 2020 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Award - Speed Trailer Project

From: Scott Booth, Police Chief

COUNCIL ACTION

First Reading: 12/15/2020
Final Adoption 01/05/2021

SUMMARY

The Danville Police Department has been informed that it is eligible for a grant of $28,787 to be used for law enforcement purposes, from the United States Department of Justice 2020 Edward Byrne Memorial Justice Assistance Grant (JAG) Program. Funds from this grant will be used to implement a speed trailer project that will enable officers to reduce the number of crashes and the injuries associated with them. The speed trailers will allow for more effective and efficient speed enforcement.

RECOMMENDATION

It is recommended that the City Council adopt the attached Ordinance Amending the Fiscal Year 2021 Budget Appropriation Ordinance by anticipating revenues of $29,787 from the United States Department of Justice 2018 Edward Byrne Memorial Justice Assistance Grant (JAG) Program.

Attachments

Ordinance

PRESENTED:_____

ADOPTED:_____

ORDINANCE NO. 2021-____._____

AN ORDINANCE AMENDING THE FISCAL YEAR 2021 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUE FOR THE 2020 EDWARD BYRNE MEMORIAL JUSTICE ASSITACNE GRANT (JAG) PROGRAM AWARD IN THE AMOUNT OF $29,787 TO BE USED TO IMPLEMENT A SPEED TRAILER PROJECT.

WHEREAS, the City of Danville has been allocated a grant under The United States of Justice Fiscal Year 2020 Edward Bryne Memorial Justice Assistance Grant (JAG) program in the amount of $29,787; and

WHEREAS, this grant is named in honor of NYPD Officer Edward Byrne, who was murdered in the line of duty of February 26, 1988 while swerving on a detail that was protecting a witness who had agreed to testify against local drug dealers; and

WHEREAS, the funding from this allocation will be used to implement a speed trailer project that will enable officers to reduce the number of crashes and the injuries associated with them. The speed trailers will allow for more effective and efficient speed enforcement; and

WHEREAS, the matching funds are in-kind, and will not require any additional funding from the City.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the Fiscal Year 2021 Budget Appropriation Ordinance be, and the same is hereby, amended by increasing revenue to anticipate the receipt of funds in the amount of $29,787 from the Fiscal Year 2020 Edward Byrne Memorial Justice Assistance Grant (JAG) program:

ANTICIPATED REVENUE

Description	Account No.	Amount
FY 2020 Edward Byrne Memorial JAG Program DPD Speed Trailer	61642000-47144	$29,787

ANTICIPATED EXPENDITURES

Description	Account No.	Amount
FY 2020 Edward Byrne Memorial JAG Program DPD Speed Trailer	61642999-50	$29,787

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 2021 Budget Appropriation Ordinance, as amended, not hereby amended, shall continue in full force and effect unless and until hereafter further amended or repealed.

APPROVED:

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MAYOR

ATTEST:

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CLERK

Approved as to
Form and Legal Sufficiency:

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CITY ATTORNEY

Council Letter
City of Danville, Virginia

CL-2460 **New Business H.**

City Council Regular Meeting

Meeting Date: 12/15/2020

Subject: Economic Development Incentive Appropriations

From: Corrie Bobe, Director of Economic Development

COUNCIL ACTION

First Reading: 12/15/2020
Final Adoption 01/05/2021

SUMMARY

The Virginia Economic Development Partnership (VEDP) provides incentives for economic development projects resulting in new taxable capital investment and net new employment to the Commonwealth of Virginia.

The City of Danville, Industrial Development Authority of Danville, Virginia, and PRA Group, Inc., executed a Commonwealth Opportunity Fund performance agreement on September 18, 2019 in the amount of $780,000 to pay or reimburse the cost of the build-out of its facility in Airside Industrial Park. This grant will be provided to the Company in arrears as it meets the performance goals outlined in the agreement.

The City of Danville, Industrial Development Authority of Danville, Virginia, and Essel Propack America, LLC executed a Commonwealth Opportunity Fund performance agreement on January 29, 2019 in the amount of $150,000 to pay or reimburse the cost of construction or build-out of its facility in Airside Industrial Park, as well as for the recruitment and training of employees. This grant will be provided to the Company in arrears as it meets the performance goals outlined in the agreement.

The Danville-Pittsylvania Regional Industrial Facility Authority and BGF Industries, Inc. executed a Commonwealth Opportunity Fund performance agreement on October 16, 2018 in the amount of $275,000 to pay or reimburse the cost of grading, drainage, paving, and any other activity required to prepare a site in the Cyber Park for the construction of its facility. Due to the COVID-19 pandemic, plans to construct this facility have been placed on a temporary hold and the company has asked to be released from the requirements of this performance agreement. After this $275,000 grant is appropriated, City staff will return these funds to the Virginia Economic Development Partnership.

The Virginia Tobacco Region Revitalization Commission (VTRRC) provides incentives for economic development projects resulting in new taxable capital investment and net new employment to the VTRRC footprint.

The City of Danville and Blue Ridge Fiberboard Inc. executed a Tobacco Region Opportunity Fund grant on September 30, 2016 in the amount of $75,000. This was a reimbursable grant whereby the company had to submit expenditures for approval before funds are disbursed. The total amount earned for this project

totaled $64,875.

BACKGROUND

On December 20, 2018, Governor Ralph Northam announced that PRA Group, Inc. would invest $15.1 million and create 300 new jobs to establish a call center operation in Airside Industrial Park. Founded in Norfolk, Virginia as Portfolio Recovery Associates, PRA Group, Inc. is now one of the nation's largest debt recovery firms.

On December 17, 2018, Governor Ralph Northam announced that Essel Propack of America, LLC would invest $31.2 million and create 45 new jobs in the Airside Industrial Park to expand its manufacturing operations. The business is a global specialty packaging company serving the consumer goods and pharmaceutical sectors.

On October 16, 2018, the Honorable Brian Ball, Virginia Secretary of Commerce and Trade, announced that BGF Industries, Inc., a manufacturer of technical fiber materials, will invest $7 million to relocate its corporate headquarters and research and development operations from Greensboro, North Carolina, to the Cyber Park in Danville.

The Virginia Tobacco Region Revitalization Commission approved a Tobacco Region Opportunity Fund grant on September 30, 2016 to assist Blue Ridge Fiberboard, Inc. with the expansion of its manufacturing operations. Through this agreement, the company committed to adding 26 employees and investing at least $2,000,000 at its Danville facility.

RECOMMENDATION

It is recommended by staff that City Council approve the attached Ordinance Amending the Fiscal Year 2021 Budget Appropriation Ordinance to appropriate funds from the Virginia Economic Development Partnership and the Virginia Tobacco Region Revitalization Commission, to the City of Danville for the purpose of providing an incentive for economic development activities to the aforementioned companies located in the City of Danville and Pittsylvania County.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE 2021-____.____

AN ORDINANCE AMENDING THE FISCAL YEAR 2021 BUDGET APPROPRIATION ORDINANCE FOR THREE COMMONWEALTH OPPORTUNITY FUND GRANTS FROM THE VIRGINIA ECONOMIC DEVELOPMENT PARTNERSHIP IN THE AMOUNTS OF $275,000, $150,000, AND $780,000 RESPECTIVELY AND ONE TOBACCO REGION OPPORTUNITY FUND GRANT FROM THE VIRGINIA TOBACCO REGION REVITALIZATION COMMISSION IN THE AMOUNT OF $64,875 FOR A TOTAL OF $1,269,875 AS AN ECONOMIC DEVELOPMENT INCENTIVES FOR TAXABLE CAPITAL INVESTMENTS AND JOB CREATION IN THE COMMONWEALTH OF VIRGINIA.

WHEREAS, the City of Danville has received grants from the Virginia Economic Development Partnership and the Tobacco Region Opportunity Fund for economic development incentive capital investment and job creation.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia that the Fiscal Year 2021 Budget Appropriation Ordinance be, and it is hereby, amended to anticipate revenues from three grants in the amount of $1,205,000 from the Virginia Economic Development Partnership (VEDP) and a grant from the Virginia Tobacco Region Revitalization Commission (VTRRC) in the amount of $64,875 for the purpose of providing economic development incentives to BGF Industries, Inc., Essel Propack of America, LLC, PRA Group, Inc., and Blue Ridge Fiberboard, Inc. Such revenue and appropriation to be as follows:

ANTICIPATED REVENUES

Description	Account No.	Amount
VEDP Commonwealth Opportunity Fund Grant (BGF Industries, Inc.)	60920000-46040	$ 275,000
VEDP Commonwealth Opportunity Fund Grant (Essel Propack of America, LLC)	60920000-46040	$ 150,000
VEDP Commonwealth Opportunity Fund Grant (PRA Group, Inc.)	60920000-46040	$ 780,000
VTRRC Tobacco Region Opportunity Fund (Blue Ridge Fiberboard, Inc.)	60920000-46030	$ 64,875
	TOTAL	$1,269,875

ANTICIPATED EXPENDITURES

Description	Acount No.	Amount
BGF Industries Inc.	60920999-50	$ 275,000
Essel Propack of America, LLC	60920999-50	$ 150,000
PRA Group, Inc.	60920999-50	$ 780,000
Blue Ridge Fiberboard, Inc.	60920999-50	$ 64,875
	TOTAL	$1,269,875

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

BE IT FINALLY ORDAINED that all other accounts and provisions of the Fiscal Year 2021 Budget Appropriation Ordinance, as amended, not hereby amended, shall continue in full force and effect unless and until hereafter further amended or repealed.

APPROVED:

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MAYOR

ATTEST:

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CLERK

Approved as to
Form and Legal Sufficiency:

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CITY ATTORNEY