



DANVILLE CITY COUNCIL REGULAR MEETING AGENDA

MUNICIPAL BUILDING

December 7, 2021

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 - J. Lee Vogler, Jr.

PLEDGE OF ALLEGIANCE TO THE FLAG

ANNOUNCEMENTS AND SPECIAL RECOGNITION

Presentation of Check to Danville City Council
By: Dr. Martha Walker - Riverview Rotary

Update on Caesars Virginia
Presented by: Robert Livingston

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.

MEETING MINUTES

- A. Consideration of Approval of Minutes from Regular Council Meeting held on November 4, 2021.
Council Letter Number CL - 2663.

APPOINTMENTS

- A. Consideration of Appointments to the Following Boards and Commissions.
Council Letter Number CL - 2674.
 - 1. A Resolution Appointing Tyrell Payne to the Transportation Advisory Committee to fill the Unexpired Term of Alexis Ehrhardt ending June 30, 2025.
 - 2. A Resolution Reappointing Kristen Barker to the Industrial Development Authority.
 - 3. A Resolution Reappointing Landon R. Wyatt, Jr. to the Industrial Development Authority.
 - 4. A Resolution Appointing David Cumbo the Industrial Development Authority to fill the unexpired term of Richard Turner, ending November 20, 2022.

NEW BUSINESS

- A. Consideration of Approval of a Special Use Permit for Family Day Care at 420 Van Buren Street.
Council Letter Number CL - 2662.

1. Public Hearing
2. An Ordinance Granting Special Use Permit Application PLSUP 2021-328, filed by Tynita Strickland-Cain, Requesting a Special Use Permit for a Family Day Care Home in Accordance with Article 3.E Section C.24. of the Danville Zoning Ordinance at 420 Van Buren Street (Parcel ID# 04089).

- B. Consideration of Imposing an Additional General Local Sales Tax and a Local Use Tax at a Rate of One Percent.
Council Letter Number CL - 2672.

1. Public Hearing
2. An Ordinance Amending and Reordaining Certain Sections of Chapter 37, Entitled "Taxation," of the Code of the City of Danville, Virginia, by Creating a New Article XIII, Entitled "Imposition of Additional Sales and Local Use Tax; Use of Revenues for Construction or Renovation of Schools" and Adding a New Section §37-185, Entitled "Imposition of Additional Sales Tax; Use of Revenues for Construction or Renovation of Schools".

FIRST READING

3. An Ordinance Amending and Reordaining Certain Sections of Chapter 37, Entitled "Taxation," of the Code of the City of Danville, Virginia, by Amending Article XIII, Entitled "Imposition of Additional Sales and Local Use Tax; Use of Revenues for Construction or Renovation of Schools" by Adding a New §37-186, Entitled "Imposition of Additional Local Use Tax; Use of Revenues for Construction or Renovation of Schools".

FIRST READING

- C. Consideration of the Issuance, Sale and Award by the City of General Obligation Bonds.
Council Letter Number CL - 2673.

A Resolution Providing for the Issuance, Sale and Award by the City of Danville, Virginia, of One or More Series of General Obligation Public Improvement and Refunding Bonds, Heretofore Authorized, Providing for the Form, Details and Payment of Such Bonds and Providing for the Refunding of Certain Outstanding Bonds of the City.

- D. Consideration of Approving the City's Participation in the Proposed Settlement of Opioid Related Claims.
Council Letter Number CL - 2669.

A Resolution of the Council of the City of Danville, Virginia Approving of the City's Participation in the Proposed Settlement of Opioid-Related Claims Against McKesson, Cardinal Health, AmerisourceBergen, Janssen, and their Related Corporate Entities, and Directing the City Attorney to Execute the Documents Necessary to Effectuate City's Participation in the Settlements.

- E. Consideration of Amending Chapter 1.5 of the Danville City Code to Conform to Senate Bill 1157.
Council Letter Number CL - 2677.

An Ordinance Amending and Reordaining the Code of the City of Danville, Virginia, 1986, as Amended, to Add a New Chapter 1.5, Entitled "City Council Elections and Organizational Meeting; School Board Elections; Etc."

- F. Consideration of Amending the Fiscal Year 2022 Budget Appropriation for Capital and Special Projects.
Council Letter Number CL - 2659.

An Ordinance Amending the Fiscal Year 2022 Budget Appropriation Ordinance by Anticipating the Proceeds from the Issuance of Bonds and Appropriating Same for Anticipated Expenditures
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-2663

Consent Agenda A.

City Council Regular Meeting

Meeting Date: 12/07/2021

Subject: Consideration of Approval of Meeting Minutes

From: Susan M. DeMasi, City Clerk

COUNCIL ACTION

Business Meeting: 12/07/2021

SUMMARY

Consideration of Approval of Minutes from Regular Council Meeting held on November 4, 2021.

Council Letter Number CL - 2663.

Attachments

Meeting Minutes

November 4, 2021

The Regular November meeting of the Danville City Council was held on November 4, 2021, at 7:00 p.m. in the Council Chambers located on the Fourth Floor of the Municipal Building. The following Council Members were present: James B. Buckner, L.G. "Larry" Campbell Jr., Bryant Hood, Mayor Alonzo L. Jones, Barry P. Mayo, Sherman M. Saunders, J. Lee Vogler, Jr., and Madison J.R. Whittle (8). Vice Mayor Gary P. Miller 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 L.G. "Larry" Campbell, Jr., followed by the Pledge of Allegiance, led by Sheriff Mike Mondul.

ANNOUNCEMENTS AND SPECIAL PRESENTATIONS

Danville Pittsylvania Community Services Board Annual Report
Presented by: Sheriff Mike Mondul,
Secretary of the Danville Pittsylvania Community Services Board.

Mr. Mondul noted this year's annual report theme was, #DPCSStrong; it was a reflection on and recognition of an entire year of DPCS operations providing critical services for the community, without waiver; they were #DPCSStrong. Mr. Mondul explained there were three threads or reasons why #DPCSStrong was such an important message to the community. These threads were about people, services and staff, and convey how deeply committed DPCS was to offering services for everyone residing in the community.

The first thread was about who they serve. At the height of the pandemic, providing face to face services became instantly disrupted; nevertheless DPCS reached more than 5,000 individuals in their clinical treatment and outreach programs, and campaigns. They shifted many of these services to telehealth and in many instances, the use of telehealth actually improved accessibility and engagement for individuals previously hesitant to participate in services. Despite this, there remained many individuals who needed continued face to face services, and DPCS continued to provide these services without pause. Staff remained #DPCSStrong. The second thread was about services. Operating about fifty unique programs, DPCS adapted and changed across developmental services, behavioral health, and prevention services divisions for adults and children in order to meet the community needs. Throughout the pandemic, many of these programs continued operations in traditional ways with a new focus on health and safety protection. Many other programs, such as community based and outpatient operations, shifted to telehealth, meeting individual needs in new and unique ways that also focused on health and safety. The staff dedication to these programs, providing more than 122,000 distinct services to people in need during the pandemic, demonstrated that their fellow citizens were very important to them. This was #DPCSStrong. The third and final thread of #DPCSStrong was about the workforce, the employees. DPCS had a workforce of almost 300 dedicated professionals who were an integral part of the City of Danville and Pittsylvania County. They live, work and play here, and were completely invested in the people and places around them. Throughout the pandemic, DPCS recognized staff were invested in the work to be done and DPCS fully supported them. A focus on the health and welfare of everyone became priority one in the pandemic, along with providing a sense of safety, ongoing education and direction, flexibility for a work life family balance, and an endless supply of personal protective supplies. This was #DPCSStrong.

November 4, 2021

Mr. Mondul noted on behalf of the volunteer citizen board of directors and staff, it was a privilege to share this information with Council and thanked them for appointing the seven members from the City to serve on this great board. Mr. Mondul recognized Fire Chief Shelby Irving who was also on the board and the Executive Director of DPCS, Jim Bebeau.

Council Members thanked Mr. Mondul for the Annual Report.

COMMUNICATIONS FROM VISITORS

Mayor Jones recognized William Griffith, 935 Green Street, who spoke about the house at 937-939 Green Street, and provided copies of CAR reports submitted on August 26, 2021. It was done to determine whether 937-939 Green Street was a viable structure to save or demolish. Mr. Griffith reviewed recommendations from the report noting the house has suffered from years of neglect, and the firm in the CAR report recommended removing the structure. Mr. Griffith noted this property was transferred in 2014 and again in 2015 which lengthens the time they have to put up with rodents, trespassers, and drug addicts hanging under the stoop. Mr. Griffith noted he has called the police an average of thirty six times in one year. There were plenty of other homes to save in the Old West End, and hopes the City will tear this one down.

Mayor Jones recognized Sam Hicks, 101 Naples Street, who thanked the City for not bowing to some of the national pressures over the course of the pandemic with regard to mandates for vaccinations for employees. OSHA has put out an ETS regarding vaccination mandates and testing, and was glad the City has not done anything like that to date. In the future he knows there may be some additional pressure to that end and encouraged the City to keep that going.

CONSENT AGENDA

Mayor Jones opened the floor for a Public Hearing regarding Budget Items on the Consent Agenda. Notice of the Public Hearing was published in the *Danville Register & Bee* on October 28, 2021. 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:

Consideration of Approval of Minutes from the Regular Council Meeting held on October 7, 2021. Draft copies of the minutes had been distributed prior to the meeting.

Budget Amendment – Amending the Fiscal Year 2022 Budget Appropriation Ordinance for a Grant from the Department of Homeland Security

An Ordinance Entitled, Ordinance No. 2021-10.08 Amending the Fiscal Year 2022 Budget Appropriation Ordinance to Provide for a Grant from the Department of Homeland Security in an Amount of \$125,889.52 and a Local Share in the Amount of \$6,294.48 for Equipment and to Administer Training to the Public for a Total Appropriation in the Amount of \$132,184.00 and Appropriating Same.

Budget Amendment – Amending the Fiscal Year 2022 Budget Appropriation Ordinance for Comprehensive Services Act Funds

An Ordinance Entitled, Ordinance No. 2021-10.09 Amending the Fiscal Year 2022 Budget Appropriation Ordinance by Appropriating Comprehensive Services Act Funds and Providing Local Matching Funds for a Total Amount of \$4,780,388 and Appropriating Same.

November 4, 2021

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

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

NEW BUSINESS

PUBLIC HEARING – APPROVING A SPECIAL USE PERMIT FOR PARCEL #74131 ON WILLIAMS STREET

Mayor Jones opened the floor for a Public Hearing regarding a Special Use Permit for Parcel #74131. Notice of the Public Hearing was published in the *Danville Register & Bee* on October 21, 2021 and October 28, 2021. No one present desired to be heard and the Public Hearing was closed.

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

ORDINANCE NO. 2021-11.01

GRANTING SPECIAL USE PERMIT APPLICATION 2021-344 FOR AN ACCESSORY BUILDING OR ACCESSORY USE WITHOUT A PRIMARY BUILDING LOCATED ON THE PARCEL IN ACCORDANCE WITH ARTICLE 3.E, SECTION C.23. OF THE DANVILLE ZONING ORDINANCE, AT PARCEL ID# 74131.

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

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

PUBLIC HEARING - AMENDING ENTERPRISE ZONE #1 AND INCENTIVES FOR ZONE #1 AND ZONE #57B

Mayor Jones opened the floor for a Public Hearing regarding Amendments to Enterprise Zones. Notice of the Public Hearing was published in the *Danville Register & Bee* on October 26, 2021 and November 2, 2021.

Mayor Jones recognized Sam Hicks, Naples Street, who questioned the map that was part of the attachments for this item; Mr. Hicks noted it was hard to find out what parts were being added. Part of the proposed additions was an area on Broad and Holbrook where King Cropp was located, and the parcel that Crema and Vine was on. His question was why those two were captured; he was not sure what the incentives for development were and how those apply. Mayor Jones suggested Mr. Hicks follow up with the City Manager.

No one further desired to be heard and the Public Hearing was closed.

November 4, 2021

AMENDING ENTERPRISE ZONE #1 AND INCENTIVES FOR ZONE #1

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

RESOLUTION NO. 2021-11.01

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

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

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

AMENDING THE INCENTIVES OFFERED IN ENTERPRISE #57B

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

RESOLUTION NO. 2021-11.02

AUTHORIZING THE CITY MANAGER TO SUBMIT TO THE VIRGINIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT AN ENTERPRISE ZONE AMENDMENT TO THE INCENTIVES OFFERED 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, Hood, Jones, Mayo,
Saunders, Vogler and Whittle (8)
NAY: None
ABSENT: Miller (1)

COMMUNICATIONS

There were no communications from the City Manager, Deputy City Manager, or City Clerk. City Attorney Clarke Whitfield noted the General Assembly moved all local elections to November. Staff will do that by ordinance and that will be on an upcoming agenda; at that meeting or a subsequent meeting, there will also be an Ordinance moving Council's business meeting.

Council Member Mayo noted the school bond referendum that passed was a plus for the City, as well as what Council was doing, it was good seeing things that were going on in the City. Mr. Mayo noted he took his vaccination today and feels good.

Councilman Saunders thanked Council Member Mayo for arranging for the booster shots today.

November 4, 2021

Council Member Vogler noted he also got his booster shot today, feels good and encouraged citizens to get theirs as well. Mr. Vogler congratulated all the local officials that were elected and re-elected this past Tuesday, and the citizens of the City overwhelmingly passed the referendum for the schools. Congratulations to the new Governor-elect Youngkin, he looks forward to working with him the next four years, as well as his friend Jason Miyares, the new Attorney General, the first Cuban American to be elected Attorney General in Virginia, as well the first African American female elected statewide, the new Lieutenant Governor, Winsome Sears.

Council Member Whittle noted his agreement with Mr. Vogler, the candidates all worked hard on their elections, and to the ones who did not get elected, Mr. Whittle thanked them for their service.

Council Member Buckner noted his congratulations to the people who finished their election race, it was not easy, but it was worthwhile. Congratulations to the winners and to the ones who didn't finish that well, they deserve a break because it was not an easy thing to do. Mr. Buckner noted this Council works well together, he appreciated all of them and thanked them all for their hard work and friendship. To all the City employees, they were thankful for what they did on a daily basis to keep this City running, and for their hard work every day.

Council Member Campbell noted what Danville means to him, it was driving by the Community Market, seeing all the activities; Saturday, going past the museum and seeing all the extra activities and families and children having fun. He thought they had a great City, they have a City of quality and thanked the City Manager, Deputy City Manager, the Mayor and all the Council Members, the City was moving forward.

Council Member Hood noted he was appreciative and thankful for the citizens of Danville for exercising their right to vote and congratulations to all the elected officials. One year ago today he was on the ballot for City Council; it was an honor and privilege to be serving the City of Danville.

Mayor Jones thanked Mr. Hicks for appearing before Council; they invite citizens to come to the Council meeting, he made some excellent presentations and hoped he got in touch with the City Manager to learn more about the processes. Mayor Jones thanked the co-chairs of the school system's referendum, Kenny Lewis and Karl Stauber, Dr. Hairston, and the entire team, for helping to push this referendum. Mayor Jones thanked Mr. Mayo and PATHS for arranging for their booster shots, and thanked City staff and the staff of DPCS for the work they do.

ADJOURNED: 7:32 P.M.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

Council Letter

City of Danville, Virginia



CL-2674

Appointments A.

City Council Regular Meeting

Meeting Date: 12/07/2021

Subject: Consideration of Appointments to Boards and Commissions

From: Susan M. DeMasi, City Clerk

COUNCIL ACTION

Business Meeting: 12/07/2021

SUMMARY

Consideration of Appointments to the following Boards and Commissions:

1. Transportation Advisory Board
2. Industrial Development Authority

Attachments

Resolutions

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2021 – ____.

**A RESOLUTION APPOINTING TYRELL PAYNE AS A MEMBER OF THE
TRANSPORTATION ADVISORY COMMITTEE.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Tyrell
Payne be, and he is hereby appointed as a member of the Transportation Advisory
Committee to fill the unexpired term of Alexis Erhardt ending July 30, 2025.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2021 – ____.

A RESOLUTION APPOINTING DAVID CUMBO AS A MEMBER OF THE INDUSTRIAL DEVELOPMENT AUTHORITY.

BE IT RESOLVED by the Council of the City of Danville, Virginia, that David Cumbo be, and he is hereby appointed as a member of the Industrial Development Authority to fill the unexpired term of Richard Turner ending November 20, 2022.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2021 – ____.

A RESOLUTION REAPPOINTING KRISTEN BARKER AS A MEMBER OF THE INDUSTRIAL DEVELOPMENT AUTHORITY

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Kristen Barker be, and she is hereby reappointed as a member of the Industrial Development Authority for a term commencing November 21, 2021 and ending November 20, 2025.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2021 – ____.

**A RESOLUTION REAPPOINTING LANDON WYATT AS A MEMBER OF THE
INDUSTRIAL DEVELOPMENT AUTHORITY**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Landon Wyatt be, and he is hereby reappointed as a member of the Industrial Development Authority for a term commencing November 21, 2021 and ending November 20, 2025.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

Council Letter

City of Danville, Virginia



CL-2662

New Business A.

City Council Regular Meeting

Meeting Date: 12/07/2021

Subject: Consideration of Granting a Special Use Permit for a Family Home Day Care at 420 Van Buren Street.

From: Doug Plachcinski, Planning Division Director

COUNCIL ACTION

Business Meeting: 12/07/2021

SUMMARY

Special Use Permit Application PLSUP 2021-328, filed by Tynita Strickland-Cain, requests a Special Use Permit for a family day care home in accordance with Article 3.E Section C.24. of the Danville Zoning Ordinance at 420 Van Buren Street (Parcel ID# 04089).

BACKGROUND

The applicant requests a Special Use Permit for a family day care home.

The Planning Commission, at their November 8, 2021 meeting, voted 6-0 to recommend approval of Special Use Permit Application PLSUP2021-328.

RECOMMENDATION

The Planning Commission recommended that City Council approve an Ordinance granting a Special Use Permit for a family day care home in accordance with Article 3.E Section C.24. of the Danville Zoning Ordinance at 420 Van Buren Street (Parcel ID# 04089).

Attachments

Ordinance

PLANNING BACKUP

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2021____.____

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PLSUP 2021-328, FILED BY TYNITA STRICKLAND-CAIN, REQUESTING A SPECIAL USE PERMIT FOR A FAMILY DAY CARE HOME IN ACCORDANCE WITH ARTICLE 3.E SECTION C.24. OF THE DANVILLE ZONING ORDINANCE AT 420 VAN BUREN STREET (PARCEL ID# 04089).

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia, that Planning Commission's report recommending approval of Special Use Permit Application PLSUP 2021-328, filed by Tynita Strickland-Cain, requesting a Special Use Permit for a family day care home in accordance with Article 3.E Section C.24. of the Danville Zoning Ordinance at 420 Van Buren Street (Parcel ID# 04089), is hereby received.

AND BE IT FURTHER ORDAINED THAT in consideration of said report and the public hearing this day held by Council, Special Use Permit Application PLSUP 2021-328, filed by Tynita Strickland-Cain, requesting a Special Use Permit for a family day care home in accordance with Article 3.E Section C.24. of the Danville Zoning Ordinance at 420 Van Buren Street (Parcel ID# 04089), is hereby approved.

APPROVED:

Mayor

ATTEST:

City Clerk

APPROVED AS TO
FORM AND LEGAL SUFFICIENCY:

City Attorney



City of Danville
427 Patton Street, Suite 208
Danville VA, 24541
Phone: (434) 799-5260

City Planning Commission

RECOMMENDATION

DATE: NOVEMBER 12, 2021
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
RE: SPECIAL USE PERMIT APPLICATION 2021-328

REQUEST

PLSUP 2021-328, filed by Tynita Strickland-Cain, requests a Special Use Permit for a family day care home in accordance with Article 3.E Section C.24. of the Danville Zoning Ordinance at 420 Van Buren Street (Parcel ID# 04089). The applicant requests a Special Use Permit for a family day care home.

RECOMMENDATION

The Planning Commission, at their November 8, 2021 meeting, voted 6-0 to recommend approval of Special Use Permit Application PLSUP2021-328.

Mr. Harold E. Garrison, Chair

RESPONSES

Twenty-six (26) notices were sent to surrounding property owners within three hundred (300) feet of the subject property. (Zero) 0 responses were received.



City Planning Commission

STAFF REPORT

DATE: November 3, 2021
TO: Planning Commission
FROM: Doug Plachcinski, AICP Planning Division Director + Zoning Administrator
RE: SPECIAL USE PERMIT APPLICATION – 420 VAN BUREN STREET

Special Use Permit Application PLSUP 2021-328, filed by Tynita Strickland-Cain, requests a Special Use Permit for a family day care home in accordance with Article 3.E Section C.24. of the Danville Zoning Ordinance at 420 Van Buren Street, Parcel ID# 04089. The applicant requests a Special Use Permit for a family day care home.

BACKGROUND

This project is for a family daycare home at Van Buren Street. A family day care home is a home occupation permitted by special use permit in which the resident and not more than one additional employee cares for more than five (5) but no more than twelve (12) non-related children for less than a twenty-four (24) hour period.

STAFF ANALYSIS AND RECOMMENDATION

The homeowner applied for a family day care home in the OT-R Zoning District. The application is attached to this report.

The City may allow a family day care home in the OT-R Zoning District. (Chapter 41 Zoning Ordinance, Article 3.E. §C.24.) with a Special Use Permit.

The Comprehensive Plan puts the subject property in the North Main planning area. The future land use designation for the subject parcel is 'Medium Density Residential'. If approved, the Special Use Permit is in harmony with the OT-R Zoning District which is established to provide for single family residences which are compatible with the Comprehensive Plan's goals for harmonious new development, redevelopment, adaptive reuse, and revitalization in and around existing, older urban residential neighborhoods in Danville. The principal objective of the OT-R District is to maintain, reinforce and enhance the "sense of neighborhood" which exists in some of the best examples of the City's historic downtown residential areas and to promote new residential development of compatible scale, historic character, and architectural massing.

The neighboring adjacent properties on Van Buren are also single family residential. If granted, this proposed Special Use Permit is in harmony with the character of adjacent properties and the surrounding neighborhoods and with existing and proposed development, is adequately serviced by streets, drainage, fire protection and public water + sewer, will not negatively impact any ecological, scenic, or historic community assets, and will not hinder or discourage the appropriate development or use of adjacent properties and surrounding neighborhoods.

Danville City Code allows City Council to apply any conditions necessary to assure that the proposed use will conform to zoning ordinance requirements. The Planning Division recommends approving this application as proposed and that the Planning Commission endorse Special Use Permit Application PLSUP 2021-328 for City Council approval.

CITY PLANNING COMMISSION ALTERNATIVE ACTIONS

1. Recommend approval of Special Use Permit Application as submitted;
2. Recommend approval of Special Use Permit Application with conditions per Planning Commission; or
3. Recommend denial of Special Use Permit Application.

ATTACHMENTS

- ✓ Application
- ✓ Data Sheet
- ✓ Property Ownership/Zoning Map
- ✓ Existing Land Use Map
- ✓ Future Land Use Map



City of Danville
Community Development
Planning Division

**PLANNING COMMISSION
SPECIAL USE PERMIT APPLICATION**

PLANNING DIVISION PROVIDED INFORMATION

Application #: _____ PC Meeting Date: _____
Date Received: _____ Received By: _____
Parcel ID: _____ Address: _____
Existing Zoning: _____ Future Land Use: _____

APPLICANT PROVIDED INFORMATION

Property Location (address/ID#): 420 Van Buren Street
Applicant: Tynita Strickland
Applicant's Address: 420 Van Buren Street
Applicant's Phone Number: 2676908018
Applicant's E-mail: Tyniya79@gmail.com
Describe Proposed Development: Family Child Care Home

Article 6 Section B. General Standards and Criteria for Special Use Permit Review. Please explain how the Special Use Permit request meets the following review standards and criteria:

1. The proposed use shall be: a. in harmony with the adopted Comprehensive Plan; b. in harmony with the intent and purpose of the zoning district in which the use is proposed to be located; and c. in harmony with the character of adjacent properties and the surrounding neighborhoods and also with existing and proposed development.

Does not apply

2. The proposed use shall be adequately served by essential public services such as streets, drainage facilities, fire protection and public water and sewer facilities:

Does not apply

3. The proposed use shall not result in the destruction, loss or damage of any feature determined to be of significant ecological, scenic or historic importance:

Does not apply

4. The proposed use shall be designed, sited and landscaped so that the use will not hinder or discourage the appropriate development or use of adjacent properties and surrounding neighborhoods:

Does not apply

Amber Stowell 8-24-21

Applicant Signature

date

Property Owner Signature
(if not applicant)

date

Article 6. Section D. Application Requirements for Special Use Permit.

1. An application for a special use permit shall be made by the owner, contract purchaser with the owner's written consent, or the owner's agent, of the property on which the proposed use is to be located. The application shall be submitted to the Director of Planning/Zoning Administrator, and shall be accompanied by the filing fee as established by the City Council.
2. If the request for a special use permit has been denied by City Council, a request in substantially the same form shall not be resubmitted within one (1) year of the date of denial.
3. The application shall include the following information:
 - a. A preliminary site plan in accordance with the Site Plan Regulations.
 - b. A description of the proposed use and, where applicable, the hours of operation and the proposed number of employees/patrons.
 - c. A written statement of proposed project compatibility with the following:
 - (1.) The Comprehensive Plan.
 - (2.) The applicable zoning district.
 - (3.) The surrounding properties.
 - (4.) Current and future neighborhood conditions.
 - (5.) Pedestrian and vehicular traffic patterns, on-site and off-site.
 - (6.) Adequate public facilities.
 - d. When requested by the Director of Planning/Zoning Administrator, the Planning Commission, or the City Council, the following information shall be provided by the applicant:
 - (1.) The architectural elevations and floor plans of proposed building(s).
 - (2.) Traffic impact analysis.
 - (3.) Fiscal impact analysis.
 - (4.) Parking and site circulation analysis.
 - (5.) Photographs of property and surrounding area.
 - (6.) Environmental impact statement.

SPECIAL USE PERMIT REQUEST DATA SHEET PLSUP 2021-328

PUBLIC HEARING DATES:	NOVEMBER 8, 2021 PLANNING COMMISSION AT 3PM
LOCATION OF PROPERTY:	420 VAN BUREN STREET
PRESENT ZONE:	OT-R OLD TOWN RESIDENTIAL
PROPOSED ZONE:	NO CHANGE
ACTION REQUESTED:	SPECIAL USE PERMIT FOR A FAMILY HOME DAYCARE
PRESENT USE OF PROPERTY:	SINGLE FAMILY HOME
PROPOSED USE OF PROPERTY:	SAME
FUTURE LAND USE DESIGNATION:	RESIDENTIAL
PROPERTY OWNER (S):	DEVON CAIN & TYNITA STRICKLAND-CAIN
NAME OF APPLICANT (S):	TYNITA STRICKLAND-CAIN
PROPERTY BORDERED BY:	RESIDENTIAL
ACREAGE:	0.15 ACRES TOTAL
CHARACTER OF VICINITY:	RESIDENTIAL NEIGHBORHOOD
INGRESS AND EGRESS:	VAN BUREN STREET
TRAFFIC VOLUME:	RESIDENTIAL STREET – NO RECENT COUNTS



2019 AERIAL VIEW OF AREA SURROUNDING SUBJECT PROPERTY



Prepared by:
Planning Division
11/3/2021

Disclaimer: Information contained on this map is to be used for reference purposes only. The City of Danville is not responsible for any inaccuracies herein contained. The City of Danville makes no representation of warranty as to this map's accuracy, and in particular, its accuracy in labeling, dimensions, contours, property boundaries, or placement or location of any map features thereon. No responsibility is assumed for damages or other liabilities due to the accuracy, availability, use or misuse of the information herein provided.



YEAR 2030 LAND USE PLAN FOR AREA SURROUNDING SUBJECT PROPERTY

Prepared by:
Planning Division
11/3/2021

Disclaimer: Information contained on this map is to be used for reference purposes only. The City of Danville is not responsible for any inaccuracies herein contained. The City of Danville makes no representation of warranty as to this map's accuracy, and in particular, its accuracy in labeling, dimensions, contours, property boundaries, or placement or location of any map features thereon. No responsibility is assumed for damages or other liabilities due to the accuracy, availability, use or misuse of the information herein provided.



SURROUNDING PROPERTY OWNERS AND ZONING WITHIN 300 FEET OF SUBJECT PROPERTY



Prepared by:
Planning Division
11/3/2021

Disclaimer: Information contained on this map is to be used for reference purposes only. The City of Danville is not responsible for any inaccuracies herein contained. The City of Danville makes no representation of warranty as to this map's accuracy, and in particular, its accuracy in labeling, dimensions, contours, property boundaries, or placement or location of any map features thereon. No responsibility is assumed for damages or other liabilities due to the accuracy, availability, use or misuse of the information herein provided.

Council Letter

City of Danville, Virginia



CL-2672

New Business B.

City Council Regular Meeting

Meeting Date: 12/07/2021

Subject: Imposing a General Local Sales Tax and Local Use Tax at a rate of 1% solely for Construction or Renovation of City Schools

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

COUNCIL ACTION

First Reading: 12/07/2021

Final Adoption: 12/21/2021

SUMMARY

The referendum election was held on November 2, 2021 on whether the City of Danville be authorized to levy a general retail sales tax at a rate not to exceed one percent (1%), provided the revenue from the sales tax be used solely for capital projects for the construction or renovation of schools in the City of Danville. It passed with 7,515 citizens voting YES and 4,921 citizens voting NO. The Danville Circuit Court Ordered that the City Council of the City of Danville, Virginia, is empowered to levy a general retail sales tax at a rate not to exceed one percent (1%), provided the revenue from the sales tax shall be used solely for capital projects for the construction or renovation of schools in the City of Danville and that the sales tax shall expire by May 31, 2041.

Virginia Code section 58.1-606.1 authorizes the City of Danville as a "qualifying locality" to impose a one percent (1%) use tax provided the revenue from the sales tax shall be used solely for capital projects for the construction or renovation of schools in City of Danville and that the sales tax shall expire by May 31, 2041. The local use tax authorized by this section applies to tangible personal property purchased outside the Commonwealth for use or consumption within the City, or stored within the City for use or consumption, where the property would have been subject to the sales tax if it had been purchased within the Commonwealth. The local use tax shall also apply to leases or rentals of tangible personal property where the place of business of the lessor is outside the Commonwealth and such leases or rentals are subject to the state tax. Moreover, the local use tax shall apply in all cases in which the state use tax applies.

BACKGROUND

The 2019 Session of the General Assembly passed HB 1634 which authorized Halifax County to impose an additional local sales and use tax at a rate not to exceed one percent (1%) if initiated by a resolution of the local governing body and approved by the voters at a referendum with the revenue from the tax used solely for capital projects for new construction or major renovation of schools in Halifax County. The 2020 Session of the General Assembly passed HB 486 which authorized Henry County, Northampton County, Patrick County, Pittsylvania County, and the City of Danville to also impose an additional local sales and use tax at a rate not to exceed one percent (1%) if initiated by a resolution of the local governing body and approved by the voters at a referendum. Revenue from the tax shall be used solely for capital projects for new construction or major renovation of schools in the locality enacting the tax. The bill requires the

governing body to specify in the enacting ordinance the time period, not to exceed 20 years after the date of the resolution passed.

RECOMMENDATION

City Staff recommends City Council approve a resolution to impose an additional general Local Sales Tax at a rate of one percent (1%) and a resolution to impose a Local Use Tax at a rate of one percent (1%) with the revenues received therefrom to be used solely for the construction or renovation of schools in the City of Danville.

Attachments

Ordinance-General Retail Sales Tax

Ordinance-Local Use Tax

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2021-____.____

AN ORDINANCE AMENDING AND REORDAINING CERTAIN SECTIONS OF CHAPTER 37, ENTITLED "TAXATION," OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA, BY CREATING A NEW ARTICLE XIII, ENTITLED "IMPOSITION OF ADDITIONAL SALES AND LOCAL USE TAX; USE OF REVENUES FOR CONSTRUCTION OR RENOVATION OF SCHOOLS" AND ADDING A NEW SECTION §37-185, ENTITLED "IMPOSITION OF ADDITIONAL SALES TAX; USE OF REVENUES FOR CONSTRUCTION OR RENOVATION OF SCHOOLS".

WHEREAS, Virginia Code § 58.1-605.1 permits The City of Danville to impose an additional general retail sales tax with revenues received therefrom to be used solely for the construction or renovation of schools in the City of Danville; and

WHEREAS, a referendum to authorize the imposition of such additional tax was held on November 2, 2021 resulting in a majority of voters electing to authorize the City Council of the City of Danville, Virginia, to impose such an additional retail sales tax; and

WHEREAS, the Circuit Court for The City of Danville, Virginia has issued its Final Order authorizing the imposition of such an additional retail sales tax in accordance with the provisions of Section 58.1-605.1 of the Code of Virginia, 1950, as amended; and

WHEREAS, the City Council of The City of Danville finds that it is in the best interests of the City of Danville, Virginia, to amend Chapter 37, entitled "Taxation", by creating a new Article XIII, entitled "Imposition of Additional Sales and Local Use Tax; Use of Revenues for Construction or Renovation of Schools" in the Code of the City of Danville; and

WHEREAS, this Ordinance has been advertised as required by Virginia Code § 58.1-3007 and has undergone a properly advertised public hearing by City Council.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that a new Article XIII, entitled "Imposition of Additional Sales and Local Use Tax; Use of Revenues for Construction or Renovation of Schools", of the Code of the City of Danville, Virginia is hereby enacted; and

BE IT FURTHER ORDAINED, that a new Section 37-185 entitled "Imposition of Additional Sales Tax; Use of Revenues for Construction or Renovation of Schools" is hereby enacted as attached hereto and made a part hereof as if fully set out herein; and

BE IT FURTHER ORDAINED, that the recitals to this Ordinance are hereby incorporated by reference and are declared to be findings of City Council in connection with the adoption of this Ordinance; and

BE IT FURTHER ORDAINED, that this Ordinance shall become effective on July 1, 2022, which date is more than 120 days following the adoption of this Ordinance and is the first day of the third calendar quarter of the year; and

BE IT FURTHER ORDAINED, that a certified copy of this Ordinance shall be forwarded to the Tax Commissioner so that it will be received within five days of its adoption; and

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

Passed and adopted by City Council of the City of Danville, Virginia this 21st day of December, 2021.

APPROVED:

Mayor

ATTEST:

Clerk

Approved as to Form and
Legal Sufficiency:

City Attorney

ARTICLE XIII. - IMPOSITION OF ADDITIONAL SALES AND LOCAL USE TAX; USE OF REVENUES FOR CONSTRUCTION OR RENOVATION OF SCHOOLS

Sec. 37-185. – Imposition of Additional Sales Tax; Use of Revenues for Construction or Renovation of Schools.

- (a) In addition to the sales tax authorized in accordance with Chapter 37 there is hereby imposed an additional general retail sales tax, at a rate of one percent (1%), to provide revenue solely for the construction or renovation of schools, pursuant to Code of Virginia, § 58.1-605.1.
- (b) The additional general retail sales tax imposed pursuant to this section shall be administered and collected by the state tax commissioner in accordance with the provisions of Section 58.1-605.1 of the Code of Virginia (1950, as amended).
- (c) This additional general retail sales tax shall expire on May 31, 2041.

State Law reference— Code of Virginia, § 58.1-605.1.

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2021-____.____

AN ORDINANCE AMENDING AND REORDAINING CERTAIN SECTIONS OF CHAPTER 37, ENTITLED "TAXATION," OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA, BY AMENDING ARTICLE XIII, ENTITLED "IMPOSITION OF ADDITIONAL SALES AND LOCAL USE TAX; USE OF REVENUES FOR CONSTRUCTION OR RENOVATION OF SCHOOLS" BY ADDING A NEW § 37-186, ENTITLED "IMPOSITION OF ADDITIONAL LOCAL USE TAX; USE OF REVENUES FOR CONSTRUCTION OR RENOVATION OF SCHOOLS".

WHEREAS, the City Council of the City of Danville has adopted an additional general retail sales tax pursuant to Virginia Code § 58.1-605.1; and

WHEREAS, Virginia Code § 58.1-606.1 permits the City of Danville to impose a local use tax with revenues received therefrom to be used solely for the construction or renovation of schools in the City of Danville; and

WHEREAS, City Council of the City of Danville finds that it is in the best interests of the City of Danville, Virginia to amend Chapter 37, entitled "Taxation", Article XIII, entitled "Imposition of Additional Sales and Local Use Tax; Use of Revenues for Construction or Renovation of Schools" by adding a new Section 37-186, of the Code of the City of Danville entitled "Imposition of Additional Local Use Tax; Use of Revenues for Construction or Renovations of Schools"; and

WHEREAS, this Ordinance has been advertised as required by Virginia Code § 58.1-3007 and has undergone a properly advertised public hearing by City Council.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that Article XIII, entitled "Imposition of Additional Sales and Local Use Tax; Use of Revenues for Construction or Renovation of Schools", of the Code of the City of Danville, Virginia is hereby amended by adding a new Section 37-186, entitled "Imposition of Additional Local Use Tax; Use of Revenues for Construction or Renovations of Schools" enacted as attached hereto and made a part hereof as if fully set out herein; and

BE IT FURTHER ORDAINED, that the recitals to this Ordinance are hereby incorporated by reference and are declared to be findings of City Council in connection with the adoption of this Ordinance; and

BE IT FURTHER ORDAINED, that this Ordinance shall become effective on July 1, 2022, which date is more than 120 days following the adoption of this Ordinance and is the first day of the third calendar quarter of the year; and

BE IT FURTHER ORDAINED, that a certified copy of this Ordinance shall be forwarded to the Tax Commissioner so that it will be received within five days of its adoption; and

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

Passed and adopted by City Council of the City of Danville, Virginia this 21st day of December, 2021.

APPROVED:

Mayor

ATTEST:

Clerk

Approved as to Form and
Legal Sufficiency:

City Attorney

ARTICLE XIII. - IMPOSITION OF ADDITIONAL SALES AND LOCAL USE TAX; USE OF REVENUES FOR CONSTRUCTION OR RENOVATION OF SCHOOLS

Sec. 37-186. – Imposition of Additional Local Use Tax; Use of Revenues for Construction or Renovation of Schools.

- (a) In addition to the sales tax authorized in accordance with Chapter 37, there is hereby imposed an additional local use tax, at a rate of one percent (1%), to provide revenue solely for the construction or renovation of schools, pursuant to Code of Virginia, § 58.1-606.1.
- (b) The additional local use tax imposed pursuant to this section shall be administered and collected by the state Tax Commissioner in the same manner and subject to the same exemptions and penalties as provided for the state use tax in accordance with the provisions of Section 58.1-606.1 of the Code of Virginia (1950, as amended).
- (c) This additional local use tax shall expire on May 31, 2041.

State Law reference— Code of Virginia, § 58.1-605.1 & § 58.1-606.1

Council Letter

City of Danville, Virginia



CL-2673

New Business C.

City Council Regular Meeting

Meeting Date: 12/07/2021

Subject: Fiscal Year 2022 General Obligation Bond Issuance

From: Michael Adkins, Director of Finance

COUNCIL ACTION

Business Meeting: 12/07/2021

SUMMARY

In accordance with the adopted Fiscal Year 2022 budget, bonds are to be issued to finance various capital projects. City Council conducted a public hearing and first reading for the ordinance to issue bonds on July 20, 2021. The ordinance was adopted by City Council on August 5, 2021. The passing of the attached Resolution is the last step in completing the bond issuance for Fiscal Year 2022.

RECOMMENDATION

It is recommended that City Council pass the attached Resolution to complete the FY 2022 bond issuance which will secure funding for the capital projects as adopted in the Fiscal Year 2022 budget.

Attachments

Resolution

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2021-_____._____

A RESOLUTION PROVIDING FOR THE ISSUANCE, SALE AND AWARD BY THE CITY OF DANVILLE, VIRGINIA, OF ONE OR MORE SERIES OF GENERAL OBLIGATION PUBLIC IMPROVEMENT AND REFUNDING BONDS, HERETOFORE AUTHORIZED, PROVIDING FOR THE FORM, DETAILS AND PAYMENT OF SUCH BONDS AND PROVIDING FOR THE REFUNDING OF CERTAIN OUTSTANDING BONDS OF THE CITY.

WHEREAS, the Council (the "Council") of the City of Danville, Virginia (the "City"), adopted an ordinance on September 1, 2020 (the "2020 Ordinance"), authorizing under Section 9-7A of the City Charter the issuance of general obligation bonds in a maximum principal amount of \$6,000,000 to finance any capital expenditures *other than* for capital expenditures relating to the City's water, sewer, gas and/or electric systems, as more fully described in the 2020 Ordinance, of which the full principal amount remains unissued; and

WHEREAS, the Council adopted an ordinance on August 5, 2021 (the "2021 Ordinance"), authorizing under Section 9-7A of the City Charter the issuance of general obligation bonds in a maximum principal amount of \$6,000,000 to finance any capital expenditures *other than* for capital expenditures relating to the City's water, sewer, gas and/or electric systems, as more fully described in the 2021 Ordinance, of which the full principal amount remains unissued; and

WHEREAS, using up to \$6,000,000 of the principal authorization of the 2020 Ordinance (\$6,000,000) and up to \$3,500,000 principal authorization of the 2021 Ordinance (\$6,000,000), the Council desires to finance capital expenditures for general governmental projects, including, without limitation, (a) fire and police equipment, (b) information technology software and systems, (c) parks and recreation facility improvements, (d) public building improvements (including, without limitation, roof, elevator and HVAC improvements), (e) acquisition and installation of emergency generators, (f) sidewalk, street and parking lot

improvements, (g) stormwater system upgrades, and (h) airport improvements (collectively, the “9-7A Projects”); and

WHEREAS, the Council desires to issue a series of federally tax-exempt general obligation public improvement bonds in an aggregate principal amount not to exceed \$9,500,000 (the “Tax-Exempt Bonds”) to finance the Projects and to pay the costs of issuing the Tax-Exempt Bonds; and

WHEREAS, there are outstanding unmatured, principal amounts of the City’s \$9,845,000 General Obligation Public Improvement Bonds, Series 2015A, and its \$10,565,000 General Obligation Public Improvement Refunding Bonds, Series 2015B (the “Series 2015 Bonds”); and

WHEREAS, the Council desires to issue a series of federally taxable general obligation refunding bonds in an aggregate principal amount not to exceed \$13,000,000 (the “Taxable Bonds”) to advance refund all or a portion of the outstanding Series 2015 Bonds (such refunded portion, the “Refunded Bonds”) and to pay the costs of refunding the Refunded Bonds and issuing the Taxable Bonds (together with the Tax-Exempt Bonds, the “Bonds”); and

WHEREAS, the City’s administration, in collaboration with Davenport & Company LLC, acting as the City’s financial advisor (the “Financial Advisor”), has recommended that the City pursue the sale of the Bonds through one or more of the following methods: (a) a direct bank loan with a banking or other financial institution (a “Direct Bank Loan”), (b) a public offering through a competitive sale (a “Competitive Sale”) or (c) a public offering through a negotiated underwriting (a “Negotiated Sale”) (in any of such funding options, the purchaser(s) of the Bonds shall be referred to herein as the “Purchaser”).

NOW THEREFORE, BE IT RESOLVED, BY THE COUNCIL OF THE CITY OF DANVILLE, VIRGINIA:

1. Issuance and Sale of Bonds. (a) Pursuant to the Constitution and statutes of the Commonwealth of Virginia, including the City Charter and the Public Finance Act of 1991,

and in accordance with the authorization of the 2020 Ordinance and the 2021 Ordinance, the Council provides for the issuance and sale of (i) the Tax-Exempt Bonds in an aggregate principal amount not to exceed \$9,500,000 to finance the Projects and to pay the related costs of issuing the Tax-Exempt Bonds, and (ii) the Taxable Bonds in an aggregate principal amount not to exceed \$13,000,000 to refund the Refunded Bonds and to pay the related costs of issuing the Taxable Bonds and refunding the Refunded Bonds.

(b) The Council determines that the average probable period of usefulness of the Projects is not more than 30 years.

2. Bond Details. (a) Subject to the provisions and limitations of this Resolution, the Council authorizes the City Manager (which term shall include the Deputy City Manager for purposes of this Resolution) to undertake the issuance and sale of the Bonds and to determine the final pricing terms of the Bonds as he shall deem to be in the best interests of the City, provided that (i) the Tax-Exempt Bonds shall be issued as one series and designated "General Obligation Public Improvement Bonds, Series 2021A (Federally Tax-Exempt)," or such other designation as may be determined by the City Manager and (ii) the Taxable Bonds shall be issued as a separate series and designated "General Obligation Refunding Bonds, Series 2021B (Federally Taxable)," or such other designation as may be determined by the City Manager.

(b) The Tax-Exempt Bonds shall be in registered form, shall be dated such date as may be determined by the City Manager, shall be in denominations of \$5,000 and integral multiples thereof and shall be numbered RA-1 upward, or such other designation as appropriate. The issuance and sale of the Tax-Exempt Bonds are authorized on pricing terms as shall be satisfactory to the City Manager; provided, however, that the Tax-Exempt Bonds (i) shall be issued in an aggregate principal amount not exceeding the limit set forth in Section 1(a)(i), (ii) shall have a "true" or "Canadian" interest cost not to exceed 5.00% (taking into account any original issue discount or premium), (iii) shall be sold to the Purchaser at a price not less than 98.0% of the principal amount thereof (excluding any original issue discount), and (iv) shall mature, or be subject to mandatory sinking fund redemption in annual installments, in years ending no later than December 31, 2041.

(c) The Taxable Bonds shall be in registered form, shall be dated such date as may be determined by the City Manager, shall be in denominations of \$5,000 and integral multiples thereof and shall be numbered RB-1 upward, or such other designation as appropriate. The issuance and sale of the Taxable Bonds are authorized on pricing terms as shall be satisfactory to the City Manager; provided, however, that the Taxable Bonds (i) shall be issued in an aggregate principal amount not exceeding the limit set forth in Section 1(a)(ii), (ii) shall have a "true" or "Canadian" interest cost not to exceed 5.00% (taking into account any original issue discount or premium), (iii) shall be sold to the Purchaser at a price not less than 98.0% of the principal amount thereof (excluding any original issue discount), (iv) shall mature, or be subject to mandatory sinking fund redemption in annual installments, in years ending no later than December 31, 2035, and (v) the refunding of the Refunded Bonds shall result in an aggregate net present value debt service savings of not less than 3.0% of the Refunded Bonds.

(d) Principal of the Bonds shall mature, or be subject to mandatory sinking fund installments, annually on dates determined by the City Manager. Each Bond shall bear interest from its dated date at such fixed rate as shall be determined at the time of sale, calculated on the basis of a 360-day year of twelve 30-day months, and payable semiannually on dates determined by the City Manager. Principal and premium, if any, shall be payable to the

registered owners upon surrender of Bonds as they become due at the office of the Registrar (as hereinafter defined). Interest shall be payable by check or draft mailed to the registered owners at their addresses as they appear on the registration books kept by the Registrar on a date prior to each interest payment date that shall be determined by the City Manager (the "Record Date"); provided, however, that at the request of the registered owner of the Bonds, payment may be made by wire transfer pursuant to the most recent wire instructions received by the Registrar from such registered owner. If any payment date is not a business day, such payment shall be made on the next succeeding business day with the same effect as if made on the stated payment date, and no additional interest shall accrue. Principal, premium, if any, and interest shall be payable in lawful money of the United States of America.

3. Methods of Sale; Award of Bonds. (a) The Bonds shall be sold through a Direct Bank Loan, a Competitive Sale or a Negotiated Sale, or a combination thereof, as the City Manager shall determine to be in the best interests of the City.

(b) If the City Manager determines that the Bonds (or a portion thereof) shall be sold through a Direct Bank Loan, the City Manager is authorized, on behalf of the City and in collaboration with the Financial Advisor, to solicit bids from banking and other financial institutions, to determine which bid (or bids) offers the best terms to the City, and, subject to the limitations set forth in Section 2, to arrange for the issuance and sale of all or a portion of the Bonds to the Purchaser. Following a Direct Bank Loan, the City Manager shall file a certificate with the Council setting forth the final terms of such Bonds. The actions of the City Manager in selling such Bonds by Direct Bank Loan shall be conclusive, and no further action with respect to the sale and issuance of such Bonds shall be necessary on the part of the Council.

(c) If the City Manager determines that the Bonds (or a portion thereof) shall be sold through a Competitive Sale, the City Manager is authorized, on behalf of the City and in collaboration with the Financial Advisor, to take all proper steps to advertise such Bonds for sale, to receive public bids and to award such Bonds to the bidder providing the lowest "true" or "Canadian" interest cost, subject to the limitations set forth in Section 2. Following a Competitive Sale, the City Manager shall file a certificate with the Council setting forth the final terms of such Bonds. The actions of the City Manager in selling all or a portion of the Bonds by Competitive Sale shall be conclusive, and no further action with respect to the sale and issuance of such Bonds shall be necessary on the part of the Council.

(d) If the City Manager determines that the Bonds (or a portion thereof) shall be sold through a Negotiated Sale, the City Manager is authorized, on behalf of the City and in collaboration with the Financial Advisor, to choose one or more investment banking firm(s) to serve as underwriter(s) for such Bonds and to execute and deliver to such underwriter(s), as Purchaser(s) of such Bonds, a bond purchase agreement reflecting the final terms of such Bonds. The bond purchase agreement shall be in a form approved by the City Manager, in collaboration with the City Attorney, the Financial Advisor and the City's bond counsel. The actions of the City Manager in selling all or a portion of the Bonds by Negotiated Sale shall be conclusive, and no further action with respect to the sale and issuance of such Bonds shall be necessary on the part of the Council.

(e) Following the determination of which method(s) of sale shall be used, the City Manager is authorized to determine (i) the respective principal amounts of the Bonds, subject to the limitations set forth in Section 1(a), (ii) the interest rates of the Bonds, the maturity schedules of the Bonds, and the prices to be paid for the Bonds by the respective Purchasers

thereof, subject to the limitations set forth in Section 2, (iii) the redemption provisions of the Bonds, subject to the limitations set forth in Section 5, and (iv) the dated date, the principal and interest payment dates and the Record Dates of the Bonds, all as the City Manager determines to be in the best interests of the City.

4. Securities Depository Provisions. If a series of Bonds is sold through a Competitive Sale or a Negotiated Sale, the following provisions shall apply to such series of Bonds:

(a) Initially, one Bond certificate for each maturity of the Bonds shall be issued to and registered in the name of The Depository Trust Company, New York, New York ("DTC"), or its nominee. The City has heretofore entered into a Blanket Letter of Representations relating to a book-entry system to be maintained by DTC with respect to the Bonds. The defined term "Securities Depository" shall mean DTC or any other securities depository for the Bonds appointed pursuant to this Section.

(b) In the event that (i) the Securities Depository determines not to continue to act as the securities depository for the Bonds by giving notice to the Registrar, and the City discharges the Securities Depository of its responsibilities with respect to the Bonds, or (ii) the City in its sole discretion determines (A) that beneficial owners of the Bonds shall be able to obtain certificated Bonds or (B) to select a new Securities Depository, then its Director of Finance shall, at the direction of the Council, attempt to locate another qualified securities depository to serve as Securities Depository and authenticate and deliver certificated Bonds to the new Securities Depository or its nominee, or authenticate and deliver certificated Bonds to the beneficial owners or to the Securities Depository participants on behalf of beneficial owners substantially in the form provided for in Section 7; provided, however, that such form shall provide for interest on the Bonds to be payable from the date of the Bonds if they are authenticated prior to the first interest payment date, or otherwise from the interest payment date that is or immediately precedes the date on which the Bonds are authenticated (unless payment of interest thereon is in default, in which case interest on the Bonds shall be payable from the date to which interest has been paid). In delivering certificated Bonds, the Director of Finance shall be entitled to rely on the records of the Securities Depository as to the beneficial owners or the records of the Securities Depository participants acting on behalf of beneficial owners. Such certificated Bonds will then be registrable, transferable and exchangeable as set forth in Section 9.

(c) So long as there is a Securities Depository for the Bonds (i) it or its nominee shall be the registered owner of the Bonds; (ii) notwithstanding anything to the contrary in this Resolution, determinations of persons entitled to payment of principal, premium, if any, and interest, transfers of ownership and exchanges and receipt of notices shall be the responsibility of the Securities Depository and shall be effected pursuant to rules and procedures established by such Securities Depository; (iii) the Registrar and the City shall not be responsible or liable for maintaining, supervising or reviewing the records maintained by the Securities Depository, its participants or persons acting through such participants; (iv) references in this Resolution to registered owners of the Bonds shall mean such Securities Depository or its nominee and shall not mean the beneficial owners of the Bonds; and (v) in the event of any inconsistency between the provisions of this Resolution and the provisions of the above-referenced Blanket Letter of Representations, such provisions of the Blanket Letter of Representations, except to the extent set forth in this subsection and subsection 4(b), shall control.

5. Redemption Provisions. (a) Subject to the limitations contained herein, the City Manager is authorized to determine the redemption provisions of the Bonds, including provisions for optional, extraordinary and mandatory sinking fund redemption.

(b) The Bonds of any series may be subject to redemption prior to maturity at the option of the City on or after the dates, if any, determined by the City Manager, in whole or in part at any time, at redemption price(s) that the City Manager determines to be in the best interests of the City based on financial market conditions, together with any interest accrued to the date fixed for redemption. Such redemption price terms may include traditional redemption prices not to exceed 103% of the principal amount to be redeemed, as well as "make whole" redemption prices.

(c) Any Bonds sold as term bonds may be subject to mandatory sinking fund redemption upon terms determined by the City Manager.

(d) If less than all of the Bonds of a series are called for redemption, the maturities of the Bonds to be redeemed shall be selected by the Director of Finance in such manner as such officer may determine to be in the best interests of the City. In the case of a Competitive Sale or Negotiated Sale, if less than all of a maturity of a series of Bonds is called for redemption, the Bonds within such maturity to be redeemed shall be selected by the Securities Depository pursuant to its rules and procedures or, if the book-entry system is discontinued, shall be selected by the Registrar by lot in such manner as the Registrar in its discretion may determine. In either case, (i) the portion of any Bond to be redeemed shall be in the principal amount of \$5,000 or some integral multiple thereof and (ii) in selecting Bonds for redemption, each Bond shall be considered as representing that number of Bonds of such series that is obtained by dividing the principal amount of such Bond by \$5,000. The City shall cause notice of the call for redemption identifying the Bonds or portions thereof to be redeemed to be sent by facsimile or electronic transmission, registered or certified mail or overnight express delivery, not less than 30 nor more than 60 days prior to the date fixed for redemption, to the registered owner(s) of such Bonds. The City shall not be responsible for giving notice of redemption to anyone other than DTC or another qualified securities depository then serving or its nominee unless no qualified securities depository is the registered owner of the Bonds. If no qualified securities depository is the registered owner of the Bonds, notice of redemption shall be mailed to the registered owners of the Bonds. If a portion of a Bond is called for redemption, a new Bond in principal amount equal to the unredeemed portion thereof will be issued to the registered owner upon the surrender thereof.

(e) In the case of an optional redemption, the notice may state that (i) it is conditioned upon the deposit of moneys, in an amount equal to the amount necessary to effect the redemption, no later than the date fixed for redemption or (ii) the City retains the right to rescind such notice on or prior to such fixed redemption date (in either case, a "Conditional Redemption"), and such notice and optional redemption shall be of no effect if such moneys are not so deposited or if the notice is rescinded as described herein. Any Conditional Redemption may be rescinded at any time. The City shall give prompt notice of such rescission to the affected Bondholders. Any Bonds subject to Conditional Redemption where redemption has been rescinded shall remain outstanding, and the rescission shall not constitute an event of default. Further, in the case of a Conditional Redemption, the failure of the City to make funds available on or before the date fixed for redemption shall not constitute an event of default, and the City shall give immediate notice to all organizations registered with the Securities and Exchange Commission (the "SEC") as securities depositories or the affected

Bondholders that the redemption did not occur and that the Bonds called for redemption and not so paid remain outstanding.

6. Execution and Authentication. The Bonds shall be signed by the manual or facsimile signatures of the Mayor and the City Treasurer, the City's seal shall be affixed thereto and shall be attested by the manual or facsimile signature of the City Clerk (which term shall include any Deputy or Assistant City Clerk for purposes of this Resolution); provided, however, that no Bond signed by facsimile signatures shall be valid until it has been authenticated by the manual signature of the Registrar or, if a bank has been appointed registrar pursuant to Section 9, an authorized officer or employee of the Registrar and the date of authentication noted thereon.

7. Bond Form. The Bonds shall be in substantially the form of Exhibit A attached hereto, with such completions, omissions, insertions and changes not inconsistent with this Resolution as may be approved by the officers signing the Bonds, whose approval shall be evidenced conclusively by the execution and delivery of the Bonds.

8. Pledge of Full Faith and Credit. The full faith and credit of the City are irrevocably pledged for the payment of principal of and premium, if any, and interest on the Bonds. Unless other funds are lawfully available and appropriated for timely payment of the Bonds, the Council shall levy and collect an annual ad valorem tax, over and above all other taxes authorized or limited by law and without limitation as to rate or amount, on all locally taxable property in the City sufficient to pay when due the principal of and premium, if any, and interest on the Bonds.

9. Registration, Transfer and Owners of Bonds. The Bonds shall be issued in registered form without coupons, payable to the registered holders or registered assigns. The City Treasurer is hereby appointed paying agent and registrar for the Bonds (the "Registrar"). The City Manager is authorized, on behalf of the City, to appoint a qualified bank or trust company as successor paying agent and registrar of the Bonds if at any time the City Manager determines such appointment to be in the best interests of the City. The Registrar shall maintain registration books for the registration of the Bonds and transfers thereof. Upon presentation and surrender of any Bonds to the Registrar, or its corporate trust office if the Registrar is a bank or trust company, together with an assignment duly executed by the registered owner or the owner's duly authorized attorney or legal representative in such form as shall be satisfactory to the Registrar, the City shall execute, and the Registrar shall authenticate, if required by Section 6, and deliver in exchange, a new Bond or Bonds having an equal aggregate principal amount, in authorized denominations, of the same form and maturity, bearing interest at the same rate, and registered in the name(s) as requested by the then registered owner or the owner's duly authorized attorney or legal representative. Any such exchange shall be at the expense of the City, except that the Registrar may charge the person requesting such exchange the amount of any tax or other governmental charge required to be paid with respect thereto.

The Registrar shall treat the registered owner as the person exclusively entitled to payment of principal of and premium, if any, and interest on the Bonds and the exercise of all other rights and powers of the owner, except that interest payments shall be made to the person shown as owner on the registration books on the Record Date.

10. Official Statement. The draft Preliminary Official Statement describing the Bonds, copies of which have been made available to the Council prior to this meeting, is hereby

approved as the form of the Preliminary Official Statement by which the Bonds may be offered for sale to the public; provided that the City Manager, in collaboration with the Financial Advisor, may make such completions, omissions, insertions and changes in the Preliminary Official Statement not inconsistent with this Resolution as the City Manager may consider to be in the best interests of the City. After the Bonds have been sold, the City Manager, in collaboration with the Financial Advisor, shall make such completions, omissions, insertions and changes in the Preliminary Official Statement not inconsistent with this Resolution as are necessary or desirable to complete it as a final Official Statement. In addition, the City shall arrange for the delivery to the Purchaser of a reasonable number of printed copies of the final Official Statement, within seven business days after the Bonds have been sold, for delivery to each potential investor requesting a copy of the Official Statement and to each person to whom the Purchaser initially sells Bonds.

11. Official Statement Deemed Final. The City Manager is authorized, on behalf of the City, to deem the Preliminary Official Statement and the Official Statement in final form, each to be final as of its date within the meaning of Rule 15c2-12 (the "Rule") of the SEC, except for the omission in the Preliminary Official Statement of certain pricing and other information permitted to be omitted pursuant to the Rule. The distribution of the Preliminary Official Statement and the execution and delivery of the Official Statement in final form shall be conclusive evidence that each has been deemed final as of its date by the City, except for the omission in the Preliminary Official Statement of such pricing and other information permitted to be omitted pursuant to the Rule.

12. Preparation and Delivery of Bonds. After the Bonds have been awarded, the Mayor, the City Manager, the City Treasurer and the City Clerk are authorized and directed to take all proper steps to have the Bonds prepared and executed in accordance with their terms and to deliver the Bonds to the respective Purchasers upon payment therefor.

13. Arbitrage Covenants. The City covenants that it shall not take or omit to take any action the taking or omission of which will cause any of the Tax-Exempt Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended, and regulations issued pursuant thereto (the "Code"), or otherwise cause interest on any of the Tax-Exempt Bonds to be includable in the gross income for federal income tax purposes of the registered owners thereof under existing law. Without limiting the generality of the foregoing, the City shall comply with any provision of law that may require the City at any time to rebate to the United States any part of the earnings derived from the investment of the gross proceeds of the Tax-Exempt Bonds, unless the City receives an opinion of nationally recognized bond counsel that such compliance is not required to prevent interest on any of the Tax-Exempt Bonds from being includable in the gross income for federal income tax purposes of the registered owners thereof under existing law. The City shall pay any such required rebate from its legally available funds.

14. Non-Arbitrage Certificate and Elections. Such officers of the City as may be requested by the City's bond counsel are authorized and directed to execute an appropriate certificate setting forth (a) the expected uses and investment of the proceeds of the Tax-Exempt Bonds in order to show that such expected uses and investment will not violate the provisions of Section 148 of the Code and (b) any elections such officers deem desirable regarding rebate of earnings to the United States for purposes of complying with Section 148 of the Code. Such certificate shall be prepared in consultation with the City's bond counsel, and such elections shall be made after consultation with bond counsel.

15. Limitation on Private Use. The City covenants that it shall not permit the proceeds of the Tax-Exempt Bonds or the facilities financed therewith to be used in any manner that would result in (a) 5% or more of such proceeds or facilities being used in a trade or business carried on by any person other than a governmental unit, as provided in Section 141(b) of the Code, (b) 5% or more of such proceeds or facilities being used with respect to any output facility (other than a facility for the furnishing of water), within the meaning of Section 141(b)(4) of the Code, or (c) 5% or more of such proceeds being used directly or indirectly to make or finance loans to any persons other than a governmental unit, as provided in Section 141(c) of the Code; provided, however, that if the City receives an opinion of nationally recognized bond counsel that any such covenants need not be complied with to prevent the interest on any of the Tax-Exempt Bonds from being includable in the gross income for federal income tax purposes of the registered owners thereof under existing law, the City need not comply with such covenants.

16. Deposit of Bond Proceeds. The City Treasurer is authorized and directed to provide for delivery of the proceeds of the Bonds to or at the direction of the City in such manner as necessary to (a) pay the costs of the Projects, (b) refund the Refunded Bonds and (c) pay the costs of issuing the Bonds and refunding the Refunded Bonds.

17. Escrow Deposit Agreement. The City Manager, the Director of Finance and the City Treasurer, any of whom may act, are authorized and directed to execute an escrow deposit agreement in connection with the Refunded Bonds (the "Escrow Agreement") between the City and an escrow agent to be appointed by the City Manager (the "Escrow Agent"). The Escrow Agreement shall be in the form approved by one of such authorized signatories, in collaboration with the City Attorney and the City's bond counsel. The execution and delivery of the Escrow Agreement by any of such authorized signatories shall constitute conclusive evidence of their approval of the Escrow Agreement. The Escrow Agreement shall provide for the irrevocable deposit of a portion of the proceeds of the Taxable Bonds in escrow funds that shall be sufficient, when invested in noncallable obligations of, or unconditionally guaranteed by, the United States Government (the "Government Obligations"), to provide for payment of principal of and premium, if any, and interest on the Refunded Bonds. The Escrow Agent is authorized to execute, on behalf of the City, an initial and final subscription form for the purchase of the Government Obligations, if and as necessary.

18. Redemption of Refunded Bonds. The City Manager is authorized and directed to determine which maturities (or portions thereof) of the Series 2015 Bonds shall constitute the Refunded Bonds. The City Manager shall direct that notices of redemption be given to the registered owners of the Refunded Bonds in accordance with the resolutions providing for the issuance of the Refunded Bonds.

19. SNAP Investment Authorization. The Council has previously received and reviewed the Information Statement describing the State Non-Arbitrage Program of the Commonwealth of Virginia ("SNAP") and the Contract Creating the State Non-Arbitrage Program Pool (the "Contract"), and the Council hereby authorizes the Director of Finance in his discretion to use SNAP in connection with the investment of the proceeds of the Bonds. The Council acknowledges that the Treasury Board of the Commonwealth of Virginia is not, and shall not be, in any way liable to the City in connection with SNAP, except as otherwise provided in the Contract.

20. Continuing Disclosure Agreement. The Mayor, the City Manager and such officer or officers of the City as either may designate, any of whom may act, are hereby

authorized and directed to execute a continuing disclosure agreement (the "Continuing Disclosure Agreement") setting forth the reports and notices to be filed by the City and containing such covenants as may be necessary to assist the Purchaser in complying with the provisions of the Rule promulgated by the SEC. The Continuing Disclosure Agreement shall be substantially in the form appearing as an appendix to the draft Preliminary Official Statement described above, which agreement is hereby approved for purposes of the Bonds; provided that the City Manager, in collaboration with the Financial Advisor, may make such changes in the Continuing Disclosure Agreement not inconsistent with this Resolution as the City Manager may consider to be in the best interests of the City. The execution thereof by such officers shall constitute conclusive evidence of their approval of any such completions, omissions, insertions and changes.

21. Other Actions. All other actions of officers of the City in conformity with the purposes and intent of this Resolution and in furtherance of the issuance and sale of the Bonds and the refunding of the Refunded Bonds are hereby ratified, approved and confirmed. The officers of the City are authorized and directed to execute and deliver all certificates and instruments and to take all such further action as may be considered necessary or desirable in connection with the issuance, sale and delivery of the Bonds and the refunding of the Refunded Bonds.

22. Repeal of Conflicting Resolutions. All resolutions or parts of resolutions in conflict herewith are repealed.

23. Effective Date. This Resolution shall take effect immediately.

APPROVED:

Mayor

ATTEST:

Clerk

Approved as to Form and
Legal Sufficiency:

City Attorney

[FORM OF BOND]

Unless this certificate is presented by an authorized representative of The Depository Trust Company, a New York corporation (“DTC”), to the issuer or its agent for registration of transfer, exchange or payment, and any certificate is registered in the name of Cede & Co., or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

REGISTERED**REGISTERED**

No. R[A/B]-_____

\$_____

UNITED STATES OF AMERICA**COMMONWEALTH OF VIRGINIA****CITY OF DANVILLE****General Obligation [Public Improvement] [Refunding] Bond,****Series 2021[A/B] (Federally [Tax-Exempt/Taxable])****INTEREST RATE****MATURITY DATE****DATED DATE****CUSIP**

_____%

_____, ____

_____, 2021

REGISTERED OWNER: CEDE & CO.**PRINCIPAL AMOUNT:****DOLLARS**

The City of Danville, Virginia (the “City”), for value received, promises to pay, upon surrender hereof to the registered owner hereof, or registered assigns or legal representative, the principal sum stated above on the maturity date stated above, subject to prior redemption as hereinafter provided, and to pay interest hereon from its date semiannually on each _____ and _____, beginning _____, at the annual rate stated above, calculated on the basis of a 360-day year of twelve 30-day months. Principal, premium, if any, and interest are payable in lawful money of the United States of America by the City Treasurer, who has been appointed paying agent and registrar for the bonds, or by such bank or trust company as may be appointed by the City Manager as successor paying agent and registrar (the “Registrar”). If any payment date is not a business day, such payment shall be made on the next succeeding business day with the same effect as if made on the stated payment date, and no additional interest shall accrue.

Notwithstanding any other provision hereof, this bond is subject to a book-entry system maintained by The Depository Trust Company (“DTC”), and the payment of principal, premium, if any, and interest, the providing of notices and other matters shall be made as described in the City’s Blanket Letter of Representations to DTC.

This bond is one of an issue of \$ _____ General Obligation [Public Improvement] [Refunding] Bonds, Series 2021[A/B] (Federally [Tax-Exempt/Taxable]), of like date and tenor, except as to number, denomination, rate of interest, privilege of redemption and maturity, and is issued pursuant to the Constitution and statutes of the Commonwealth of Virginia, including the City Charter and the Public Finance Act of 1991. The bonds have been [authorized and] issued pursuant to [ordinances adopted by the Council of the City (the “Council”) on September 1, 2020, and August 5, 2021] a resolution adopted by [the Council of the City (the “Council”)/the Council] on August 5, 2021, to (a) [finance certain public improvement projects and] refund all or a portion of the City’s outstanding [\$9,845,000 General Obligation Public Improvement Bonds, Series 2015A] [\$10,565,000 General Obligation Public Improvement Refunding Bonds, Series 2015B] (such refunded portion, the “Refunded Bonds”), and (b) pay costs incurred in connection with issuing such bonds and refunding the Refunded Bonds.

The full faith and credit of the City are irrevocably pledged for the payment of principal of and premium, if any, and interest on this bond. Unless other funds are lawfully available and appropriated for timely payment of this bond, the Council shall levy and collect an annual ad valorem tax, over and above all other taxes authorized or limited by law and without limitation as to rate or amount, on all taxable property within the City sufficient to pay when due the principal of and premium, if any, and interest on this bond.

Bonds maturing on or before _____, 20__, are not subject to redemption prior to maturity. Bonds maturing on or after _____, 20__, are subject to redemption prior to maturity at the option of the City on or after _____, 20__, in whole or in part (in any multiple of \$5,000) at any time, upon payment of the following redemption prices (expressed as a percentage of principal amount of bonds to be redeemed) plus interest accrued and unpaid to the date fixed for redemption:

Period During Which Redeemed (Both Dates Inclusive)	Redemption Price
--	-----------------------------

[Bonds maturing on _____, 20__, are required to be redeemed in part before maturity by the City on _____ in the years and amounts set forth below, at a redemption price equal to the principal amount of the bonds to be redeemed, plus accrued interest to the date fixed for redemption:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
--------------------	----------------------	--------------------	----------------------

If less than all of the bonds are called for redemption, the bonds to be redeemed shall be selected by the Director of Finance of the City in such manner as such officer may determine to be in the best interests of the City. If less than all of the bonds of any maturity are called for redemption, the bonds within such maturity to be redeemed shall be selected by DTC or any successor securities depository pursuant to its rules and procedures or, if the book-entry system is discontinued, shall be selected by the Registrar by lot in such manner as the Registrar in its discretion may determine. In either case, (a) the portion of any bond to be redeemed shall be in the principal amount of \$5,000 or some integral multiple thereof and (b) in selecting bonds for redemption, each bond shall be considered as representing that number of bonds that is obtained by dividing the principal amount of such bond by \$5,000. The City shall cause notice of the call for redemption identifying the bonds or portions thereof to be redeemed to be sent by facsimile or electronic transmission, registered or certified mail or overnight express delivery, not less than 30 nor more than 60 days prior to the date fixed for redemption, to the registered owner hereof. If a portion of this bond is called for redemption, a new bond in the principal amount of the unredeemed portion hereof will be issued to the registered owner upon surrender hereof.

In the case of an optional redemption, the notice may state that (a) it is conditioned upon the deposit of moneys, in an amount equal to the amount necessary to effect the redemption, no later than the date fixed for redemption or (b) the City retains the right to rescind such notice on or prior to the date fixed for redemption (in either case, a "Conditional Redemption"), and such notice and optional redemption shall be of no effect if such moneys are not so deposited or if the notice is rescinded as described herein. Any Conditional Redemption may be rescinded at any time. The City shall give prompt notice of such rescission to the holders of the affected bonds. Any bonds subject to Conditional Redemption where redemption has been rescinded shall remain outstanding, and the rescission shall not constitute an event of default. Further, in the case of a Conditional Redemption, the failure of the City to make funds available on or before the date fixed for redemption shall not constitute an event of default, and the City shall give immediate notice to all organizations registered with the Securities and Exchange Commission as securities depositories or the holders of the affected bonds that the redemption did not occur and that the bonds called for redemption and not so paid remain outstanding.

The Registrar shall treat the registered owner of this bond as the person exclusively entitled to payment of principal of and premium, if any, and interest on this bond and the exercise of all others rights and powers of the owner, except that interest payments shall be made to the person shown as the owner on the registration books on the ____ day of the month [preceding] [in which] each interest payment [is due].

All acts, conditions and things required by the Constitution and statutes of the Commonwealth of Virginia to happen, exist or be performed precedent to and in connection with the issuance of this bond have happened, exist and have been performed, and the issue of bonds of which this bond is one, together with all other indebtedness of the City, is within every debt and other limit prescribed by the Constitution and statutes of the Commonwealth of Virginia.

[Remainder of page intentionally left blank.]

IN WITNESS WHEREOF, the City of Danville, Virginia, has caused this bond to be to be signed by its Mayor and its City Treasurer, its seal to be affixed hereto and attested by its City Clerk, and this bond to be dated the date first above written.

(SEAL)

Mayor, City of Danville, Virginia

City Treasurer, City of Danville, Virginia

(ATTEST)

City Clerk,
City of Danville, Virginia

ASSIGNMENT

FOR VALUE RECEIVED the undersigned sell(s), assign(s) and transfer(s) unto

(Please print or type name and address, including postal zip code, of Transferee)

PLEASE INSERT SOCIAL SECURITY OR OTHER
IDENTIFYING NUMBER OF TRANSFeree:

: :
: :
: :

the within bond and all rights thereunder, hereby irrevocably constituting and appointing

_____,
Attorney, to transfer said bond on the books kept for the registration thereof, with full power of
substitution in the premises.

Dated: _____

Signature Guaranteed

NOTICE: Signature(s) must be guaranteed
by an Eligible Guarantor Institution such
as a Commercial Bank, Trust Company,
Securities Broker/Dealer, Credit Union
or Savings Association who is a member
of a medallion program approved by The
Securities Transfer Association, Inc.

(Signature of Registered Owner)

NOTICE: The signature above must
correspond with the name of the
registered owner as it appears on the
front of this bond in every particular,
without alteration or enlargement or any
change whatsoever.

Council Letter

City of Danville, Virginia



CL-2669

New Business D.

City Council Regular Meeting

Meeting Date: 12/07/2021

Subject: Proposed Settlement of Opioid Related Claims

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

COUNCIL ACTION

Business Meeting: 12/07/2021

SUMMARY

The City of Danville's outside opioid litigation counsel has recommended that the City participate in the settlements in order to recover its share of the funds that the settlement would provide. The City Attorney has reviewed the available information about the proposed settlements and concurs with the recommendation of outside counsel.

BACKGROUND

The opioid epidemic that has cost thousands of human lives across the country, also impacts the City of Danville by adversely impacting the delivery of emergency medical, law enforcement, criminal justice, mental health and substance abuse services, and other services by the City's various departments and agencies.

The City of Danville has filed suit against McKesson, Cardinal Health, AmerisourceBergen, and Janssen Pharmaceuticals, along with certain of their related corporate entities for their role in the distribution, manufacture, and sale of the pharmaceutical opioid products that have fueled the opioid epidemic that has harmed the City.

RECOMMENDATION

City Staff recommends City Council approve a resolution authorizing and approving of the City's participation in the proposed settlement of opioid-related claims against McKesson, Cardinal Health, AmerisourceBergen, Janssen, and their related corporate entities, and directs the City Attorney and/or the City's outside counsel to execute any and all documents necessary to effectuate the City's participation in the settlements, including the required release of claims against settling entities.

Attachments

Resolution

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2021-____.____

A RESOLUTION OF COUNCIL OF THE CITY OF DANVILLE, VIRGINIA APPROVING OF THE CITY'S PARTICIPATION IN THE PROPOSED SETTLEMENT OF OPIOID-RELATED CLAIMS AGAINST MCKESSON, CARDINAL HEALTH, AMERISOURCEBERGEN, JANSSEN, AND THEIR RELATED CORPORATE ENTITIES, AND DIRECTING THE CITY ATTORNEY TO EXECUTE THE DOCUMENTS NECESSARY TO EFFECTUATE CITY'S PARTICIPATION IN THE SETTLEMENTS.

WHEREAS, the opioid epidemic that has cost thousands of human lives across the country also impacts the City of Danville by adversely impacting the delivery of emergency medical, law enforcement, criminal justice, mental health and substance abuse services, and other services by the City's various departments and agencies; and

WHEREAS, the City of Danville has been required and will continue to be required to allocate substantial taxpayer dollars, resources, staff energy, and time to address the damage the opioid epidemic has caused and continues to cause the citizens of the City of Danville; and

WHEREAS, the City of Danville has filed suit against McKesson, Cardinal Health, AmerisourceBergen, and Janssen Pharmaceuticals, along with certain of their related corporate entities for their role in the distribution, manufacture, and sale of the pharmaceutical opioid products that have fueled the opioid epidemic that has harmed the City; and

WHEREAS, the City of Danville's suit seeks recovery of the public funds previously expended and to be expended in the future to abate the consequences and harms of the opioid epidemic; and

WHEREAS, settlement proposals have been negotiated that will cause McKesson, Cardinal Health, AmerisourceBergen, and Janssen to pay up to \$26 billion nationwide to resolve opioid-related claims against them; and

WHEREAS, the City of Danville's outside opioid litigation counsel has recommended that the City participate in the settlements in order to recover its share of the funds that the settlement would provide; and

WHEREAS, the City Attorney has reviewed the available information about the proposed settlements and concurs with the recommendation of outside counsel.

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Danville, Virginia, that City Council, this 7th day of December, 2021, authorizes and approves of the City's participation in the proposed settlement of opioid-related claims against McKesson, Cardinal Health, AmerisourceBergen, Janssen, and their related corporate entities, and directs the City Attorney and/or the City's outside counsel to execute any and all documents necessary to effectuate the City's participation in the settlements, including the required release of claims against settling entities.

APPROVED:

Mayor

ATTEST:

Clerk

Approved as to Form and
Legal Sufficiency:

City Attorney

Council Letter

City of Danville, Virginia



CL-2677

New Business E.

City Council Regular Meeting

Meeting Date: 12/07/2021

Subject: Moving City Council and School Board Elections from May to November

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

COUNCIL ACTION

Business Meeting: 12/07/2021

SUMMARY

In response to Virginia Senate Bill 1157, the Danville City Council finds it necessary to enact an ordinance to conform the language of the Danville City Code with the Code of Virginia, given that City Council and School Board elections are currently held in May.

In order to conform to Senate Bill 1157, the City proposes adding Chapter 1.5 entitled "City Council Elections and Organizational Meeting; School Board Elections; Etc." to the City Code, which will move the May elections of both the City Council and the School Board to November, as well as address the current terms of members of both bodies elected in May of 2018 and 2020, and set City Council's new organizational meeting date at twelve o'clock noon on the first business day of January of each odd-numbered year.

BACKGROUND

The Virginia General Assembly approved Senate Bill 1157 on March 12, 2021. The bill amends and reenacts § 15.2-1400 of the Code of Virginia, to provide that, notwithstanding the provisions of Virginia Code §§ 24.2-222 and 24.2-222.1, any city or town charter, or any other provision of law, general or special, beginning with any election held after January 1, 2022, elections for mayor, members of a local governing body, or members of an elected school board shall be held at the time of the November general election for terms to commence January 1.

The legislation requires that any city currently providing for the election of its mayor, city council, or school board at a May election shall, by ordinance provide for the transition of elections to the November general election date.

RECOMMENDATION

City Staff recommends City Council approve an ordinance to add Chapter 1.5 entitled "City Council Elections and Organizational Meeting; School Board Elections; Etc." to the City Code in order to conform to Senate Bill 1157 by moving the May elections of both the City Council and the School Board to November, as well as address the current terms of members of both bodies elected in May of 2018 and 2020, and to set City Council's new organizational meeting date effective for all elections after January 1, 2022.

Attachments

Ordinance

Attachment 1 New Chapter 1.5 to City Code

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2021____.____

AN ORDINANCE AMENDING AND REORDAINING THE CODE OF THE CITY OF DANVILLE, VIRGINIA, 1986, AS AMENDED, TO ADD A NEW CHAPTER 1.5, ENTITLED "CITY COUNCIL ELECTIONS AND ORGANIZATIONAL MEETING; SCHOOLBOARD ELECTIONS; ETC."

WHEREAS, The Virginia General Assembly approved Senate Bill 1157 on March 12, 2021, Chapter 103 of the Virginia Acts of Assembly - 2021 Special Session I. The bill amends and reenacts § 15.2-1400 of the Code of Virginia, 1950, as amended, to provide that, notwithstanding the provisions of Virginia Code §§ 24.2-222 and 24.2-222.1, §§2-1, 2-3, and 6-2 of the city charter, or any other provision of law, general or special, beginning with any election held after January 1, 2022, elections for members of the City Council, or members of the school board shall be held at the time of the November general election for terms to commence January 1; and

WHEREAS, The legislation requires that any city currently providing for the election of its mayor, city council, or school board at a May election shall, by ordinance provide for the transition of elections to the November general election date; and

WHEREAS, Danville City Council finds it necessary to enact an ordinance to conform the language of the Danville City Code with the Code of Virginia given that city council and school board elections are currently held in May; and

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the Code of the City of Danville, Virginia, 1986, as amended, is hereby amended and reordained to add a new Chapter 1.5, entitled "City Council Elections and Organizational Meeting; Schoolboard Elections; etc." as attached hereto and made a part hereof, as if fully set forth herein; and

BE IT FURTHER ORDAINED, that all other provisions and Paragraphs, Subparagraphs, Sections, Articles, and Chapters of the Code be, and the same are hereby continued in full force and effect unless and until the same are hereafter amended or repealed; and

BE IT FINALLY ORDAINED, that this ordinance shall take effect on January 1, 2022.

APPROVED:

Mayor

ATTEST:

Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

CHAPTER 1.5 - CITY COUNCIL ELECTIONS AND ORGANIZATIONAL MEETING; SCHOOL BOARD ELECTIONS; ECT.

ARTICLE I. - IN GENERAL

Sec. 1.5-1. – General Change in City Council and School Board Elections and Organizational Meetings.

The Virginia General Assembly approved Senate Bill 1157 on March 12, 2021, Chapter 103 of the Virginia Acts of Assembly - 2021 Special Session I. The bill amends and reenacts § 15.2-1400 of the Code of Virginia, 1950, as amended, to provide that, notwithstanding the provisions of Virginia Code §§ 24.2-222 and 24.2-222.1, §§2-1, 2-3, and 6-2 of the city charter, or any other provision of law, general or special, beginning with any election held after January 1, 2022, elections for members of the City Council, or members of the school board shall be held at the time of the November general election for terms to commence January 1.

State Law reference— Authority of City to Change City Council and School Board Elections and Organizational Meetings, Code of Virginia, § 15.2-1400.

ARTICLE II. - CITY COUNCIL

Sec. 1.5-2. –City Council Elections

The governing body of the city shall be the council, which shall consist of nine members, who shall be elected at large. On and after January 1, 2022, four (4) council members shall be elected at the general election in November 2022 to serve for terms of four (4) years, and five (5) council members shall be elected at the general election in November 2024 to serve for terms of four (4) years, and successors shall be elected each fourth year, respectively, thereafter by the qualified voters of the City of Danville. All terms for council members shall commence on January 1 next following the date of the November election and continue until their successors have been duly elected and qualified.

Sec. 1.5-3. –City Council Terms

No term of a member of city council shall be shortened in implementing the change to the November election date. The members of the city council who were elected at a May general election and whose terms are to expire as of June 30 shall continue in office until their successors have been elected at the November general election in even numbered years and have been qualified to serve.

Sec. 1.5-4. – Inaugural or Organizational Meeting of the Council

An inaugural or organizational meeting of the council shall take place in the council chamber in the municipal building at twelve o'clock noon on the first business day of January of each odd-numbered year. The meeting shall be called to order by the city clerk, who shall administer the oath of office to the newly elected members of the council. In the absence or inability of the city clerk, the meeting may be called to order and the oath administered by the

city attorney. The first business of the council shall be the election of a mayor and vice mayor. Until this business has been completed, the council shall not adjourn for a period longer than forty-eight hours. The procedure for the election of the Mayor and Vice Mayor by the members of council shall follow subsections B and C of § 2-5 of the city charter.

Sec. 1.5-5. – All Other Provisions to Remain in Effect

Except for the changes to the date of elections and corresponding changes in the terms of office established in this section, all other provisions of the city charter relating to the election of council members shall remain in effect.

ARTICLE III. – SCHOOL BOARD

Sec. 1.5-6. –School Board Elections

The supervision of schools in the division shall be vested in the school board selected as provided in this chapter or as otherwise provided by law. On and after January 1, 2022, three (3) school board members shall be elected at the general election in November 2022 to serve for terms of four (4) years, and four (4) school board members shall be elected at the general election in November 2024 to serve for terms of four (4) years, and successors shall be elected each fourth year, respectively, thereafter. All terms for school board members shall commence on January 1 next following the date of the November election and continue until their successors have been duly elected and qualified

Sec. 1.5-7. – School Board Terms

No term of a member of the school board shall be shortened in implementing the change to the November election date. The members of the school board who were elected at a May general election and whose terms are to expire as of June 30 shall continue in office until their successors have been elected at the November general election in even numbered years and have been qualified to serve.

Sec. 1.5-8. – All Other Provisions to Remain in Effect

Except for the changes to the date of elections and corresponding changes in the terms of office established in this section, all other provisions of the city charter relating to the election of school board members shall remain in effect.

Council Letter

City of Danville, Virginia



CL-2659

New Business F.

City Council Regular Meeting

Meeting Date: 12/07/2021

Subject: Fiscal Year 2022 Budget Appropriation Ordinance for Capital and Special Projects

From: Henrietta Weaver, Accountant

COUNCIL ACTION

First Reading: 12/07/2021

Final Adoption: 12/21/2021

SUMMARY

The City Council has authorized the issuance of General Obligation Bonds to fund various projects as specified in the Fiscal Year 2022 Capital Improvements & Special Projects Plan.

BACKGROUND

The City's Fiscal Year 2022 Capital & Special Projects Plan includes funding in the amount of \$8,924,660 for General Fund projects. The attached ordinance is a flexible ordinance providing for posting of issuance costs and refinancing of previous bonds to be determined upon the issuance of the bonds.

RECOMMENDATION

It is recommended that the City Council adopt the attached ordinance Amending the Fiscal Year 2022 Budget Appropriation Ordinance for Capital and Special Projects.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2021____.

AN ORDINANCE AMENDING THE FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE BY ANTICIPATING THE PROCEEDS FROM THE ISSUANCE OF BONDS AND APPROPRIATING SAME FOR ANTICIPATED EXPENDITURES.

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

WHEREAS, City Council desires to appropriate the proceeds to fund the various projects including fire apparatus purchase, various street and building improvements, elevator and roof replacements, emergency generator purchase, park facility improvements, and estimated bond issuance costs.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the Fiscal Year 2022 Budget Appropriation Ordinance be, and it is hereby, amended by appropriating funds from the sale bonds as follows:

REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Capital Project Fund:		
Computer Plan	60016000-43021	214,000
Enterprise Resource Planning Enhancements & Upgrades	60016000-43021	186,950
Public Safety Replacement Project	61650000-43021	100,000
Tasers & BWCs (5-yr Contract)	61347000-43021	161,960
Close Circuit Television System Expansion	61436000-43021	35,000
Fire Apparatus and Equipment Replacement Plan	60184000-43021	410,270
General Street Improvements	60000067-43021	200,000
Memorial Drive Improvements	61727000-43021	500,000
Stormwater Improvements	60022000-43021	200,000
Riverside Drive Reconstruction	To be determined	500,000
New Sidewalk - Audubon Drive	61675000-43021	78,820
Elevator Replacement	60000437-43021	275,000
Emergency Generators	60000126-43021	400,000
General Maintenance of Buildings & Grounds	60027000-43021	250,000

HVAC Replacement	60000120-43021	275,000
Roof Replacement - City Buildings	60000119-43021	400,000
City-Owned Parking Lots	61512000-43021	100,000
Interior Paint-City-Owned Buildings	61598000-43021	100,000
Exterior Painting-City-Owned Buildings	61513000-43021	100,000
Municipal Bldg & Courthouse Renovations	61676000-43021	200,000
Facility Improvements	60901000-43021	100,000
Park Improvements	60902000-43021	190,000
Parks Paving Projects	61076000-43021	100,000
City Auditorium Improvements	61603000-43021	150,000
Rehab Runway 13/31 & Narrow by 60'	61604000-43021	3,065,000
Terminal Building Renovations	61658000-43021	632,660
Total Revenues		<u>8,924,660</u>

EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Capital Project Fund:		
Computer Plan	60016999-50	214,000
Enterprise Resource Planning Enhancements & Upgrades	60016999-50	186,950
Public Safety Replacement Project	61650999-50	100,000
Tasers & BWCs (5-yr Contract)	61347999-50	161,960
Close Circuit Television System Expansion	61436999-50	35,000
Fire Apparatus and Equipment Replacement Plan	60184999-50	410,270
General Street Improvements	60000067-6999	200,000
Memorial Drive Improvements	61727999-50	500,000
Stormwater Improvements	60022999-50	200,000
Riverside Drive Reconstruction	To be determined	500,000
New Sidewalk - Audubon Drive	61675999-50	78,820
Elevator Replacement	60000437-6999	275,000
Emergency Generators	60000126-6999	400,000
General Maintenance of Buildings & Grounds	60027999-50	250,000
HVAC Replacement	60000120-6999	275,000
Roof Replacement - City Buildings	60000119-6999	400,000
City-Owned Parking Lots	61512999-50	100,000
Interior Paint-City-Owned Buildings	61598999-50	100,000
Exterior Painting-City-Owned Buildings	61513999-50	100,000
Municipal Bldg & Courthouse Renovations	61676999-50	200,000
Facility Improvements	60901999-50	100,000
Park Improvements	60902999-50	190,000
Parks Paving Projects	61076999-50	100,000
City Auditorium Improvements	61603999-50	150,000

Rehab Runway 13/31 & Narrow by 60'	61604999-50	3,065,000
Terminal Building Renovations	61658999-50	632,660
Total Expenditures		<u>8,924,660</u>

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

BE IT FINALLY ORDAINED, that all other accounts and provisions of the Fiscal Year 2022 Budget Appropriation Ordinance, as amended, not hereby amended, shall continue in full force and effect unless and until hereafter further amended or repealed.

APPROVED:

Mayor

ATTEST:

City Clerk

APPROVED AS TO
FORM AND LEGAL SUFFICIENCY:

City Attorney