



DANVILLE CITY COUNCIL REGULAR MEETING AGENDA

MUNICIPAL BUILDING

October 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 - Gary P. Miller, Vice Mayor

PLEDGE OF ALLEGIANCE TO THE FLAG

ANNOUNCEMENTS AND SPECIAL RECOGNITION

City of Danville Treasurer's Office 2021 Office Accreditation
Presented by: Sheila Williamson-Branch, City Treasurer

COMMUNICATIONS FROM VISITORS

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

CONSENT AGENDA

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

- A. Public Hearing
- B. Consideration of Approval of Minutes from Regular Council Meeting held on September 7, 2021.
Council Letter Number CL - 2637.
- C. Consideration of Amending the Fiscal Year 2022 Budget Appropriation Ordinance for the DMV Highway Safety Selective Enforcement - Alcohol Grant Program in the Amount of \$18,570.
Council Letter Number CL - 2611.

An Ordinance Amending the Fiscal Year 2022 Budget Appropriation Ordinance by Increasing Revenue from Virginia Department of Motor Vehicles Highway Safety Selective Enforcement – Alcohol Grant Program in the Amount of \$18,570 and Appropriating Same.

FINAL ADOPTION

- D. Consideration of Amending the Fiscal Year 2022 Budget Appropriation Ordinance for Virginia Department of Motor Vehicles Highway Safety Office Enforcement - Speed Grant Program.
Council Letter Number CL - 2612.

An Ordinance Amending the Fiscal Year 2022 Budget Appropriation Ordinance by Increasing Revenue from the Virginia Department of Motor Vehicles Highway Safety Office Selective Enforcement – Speed Grant Program in the Amount of \$9,100 and Appropriating Same.

FINAL ADOPTION

- E. Consideration of Amending the Fiscal Year 2022 Budget Appropriation Ordinance for Virginia Department of Motor Vehicles Occupant Protection Grant.
Council Letter Number CL - 2613.

An Ordinance Amending the Fiscal Year 2022 Budget Appropriation Ordinance by Increasing Revenue from Virginia Department of Motor Vehicles Highway Safety Office Selective Enforcement – Occupant Protection Grant Program in the Amount of \$5,250 and Appropriating Same.

FINAL ADOPTION

- F. Consideration of Amending the Fiscal Year 2022 Budget Appropriation Ordinance for Older American Act Grant Funds.
Council Letter Number CL - 2625.

An Ordinance Amending the Fiscal Year 2022 Budget Appropriation Ordinance by Increasing Certain Revenues to Provide for Title III-B Grant Funds and Local Share for Senior Citizen Transportation Services and Appropriating the Same.

FINAL ADOPTION

- G. Consideration of Amending the Fiscal Year 2022 Budget Appropriation Ordinance for Grant Funds from the Virginia Department of Emergency Management.
Council Letter Number CL - 2605.

An Ordinance Amending the Fiscal Year 2022 Budget Appropriation Ordinance to Provide for a Grant from the Virginia Department of Emergency Management in an Amount of \$102,200 and a Local Share in the Amount of \$37,800 for Equipment Upgrades to the Emergency Management Shelter for a Total Appropriation in the Amount of \$140,000, and Appropriating Same.

FINAL ADOPTION

APPOINTMENTS

- A. Consideration of Appointments to Boards and Commissions.
Council Letter Number CL - 2648.

1. A Resolution Reappointing Alonzo L. Jones to the Danville Redevelopment and Housing Authority.
2. A Resolution Reappointing Amanda Oakes to the Danville Redevelopment and Housing Authority.
3. A Resolution Appointing Pat Daniel to the Danville Redevelopment and Housing Authority.
4. A Resolution Reappointing George Davis to the River District Design Commission.
5. A Resolution Appointing Fred O. Shanks to the Airport Commission.

6. A Resolution Appointing Marva Tutt to the Danville Community Policy & Management Team as the Danville Public Schools' Representative.

NEW BUSINESS

- A. Consideration of Selling Parcel #20792 on Lee Street.
Council Letter Number CL - 2610.
 1. Public Hearing
 2. A Resolution Approving and Authorizing the Sale of Real Property Identified as Parcel 20792 to Facilitate Streetscaping along Lee Street.
- B. Consideration of the Transfer of 439 Cedarbrook Avenue to the Industrial Development Authority.
Council Letter Number CL - 2617.
 1. Public Hearing
 2. A Resolution Approving and Authorizing the Transfer of Real Property Identified as 439 Cedarbrook Drive (Parcel 59803) from the City of Danville, Virginia to the Industrial Development Authority of Danville, Virginia.
- C. Consideration of Transferring 1540 Halifax Road to the Industrial Development Authority.
Council Letter Number CL - 2618.
 1. Public Hearing
 2. A Resolution Approving and Authorizing the Transfer of Real Property Identified as 1540 Halifax Road (Parcel 74769) from the City of Danville, Virginia to the Industrial Development Authority of Danville, Virginia.
- D. Consideration of Amending the Zoning Code to Add an Article 17, Entitled Planned Unit Developments.
Council Letter Number CL - 2638.
 1. Public Hearing
 2. An Ordinance Amending Chapter 41, Entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia, 1986, as Amended by Adding Article 17, Entitled "Planned Unit Developments".
- E. Consideration of Granting a Special Use Permit for a Private Community Facility at 107 Walters Street.
Council Letter Number CL - 2639.
 1. Public Hearing
 2. An Ordinance Approving Special Use Permit Application 2021-263, filed by Nadine Etchison, for a Private Community Facility in Accordance with Article 3.E, Section C.17. of Danville Zoning Ordinance at 107 Walters Street (Parcel ID# 21027).

- F. Consideration of Granting a Special Use Permit for an Accessory Building or Accessory Use at 409 Arnett Boulevard.
Council Letter Number CL - 2643.

1. Public Hearing
2. An Ordinance Approving Special Use Permit Application 2021-297, filed by Trinity United Methodist Church, 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 Danville Zoning Ordinance, at 409 Arnett Boulevard (Parcel ID# 05074).

- G. Consideration of Denying Rezoning 924 Arnett Boulevard.
Council Letter Number CL - 2644.

1. Public Hearing
2. A Resolution Maintaining 924 Arnett Boulevard (Parcel ID# 00319) in the OT-R, Old Town-Residential Zoning District.
3. An Ordinance Rezoning 924 Arnett Boulevard (Parcel ID# 00319) from OT-R, Old Town Residential to HR-C, Highway Retail Commercial.

- H. Consideration of Authorizing the Acceptance of Parcel #22179 on Craghead Street.
Council Letter Number CL - 2609.

A Resolution Approving and Authorizing the Acceptance of Real Property Identified as Parcel 22179 Craghead Street to Enhance Scenic Outdoor Recreation Activities.

- I. Consideration of Amending the Fiscal Year 2022 Budget Appropriation Ordinance for Housing and Urban Development Funds.
Council Letter Number CL - 2622.

An Ordinance Amending the Fiscal Year 2022 Budget Appropriation Ordinance for Projects to be or Being Undertaken to Improve the Danville Community Financed with Community Development Block Grant, Home Investment Partnership Funds from the U.S. Department of Housing and Urban Development, and Estimated Program Income for a Total Appropriation of \$1,245,901.00.
FIRST READING

- J. Consideration of Amending the Fiscal Year 2022 Budget Appropriation Ordinance for Grant Funds from the Department of Homeland Security.
Council Letter Number CL - 2624.

An Ordinance Amending the Fiscal Year 2022 Budget Appropriation Ordinance to Provide for a Grant from the Virginia Department of Emergency Management in an Amount of \$115,360.91 and a Local Share in the Amount of \$11,536.09 for Extrication Equipment for Three Fire Trucks for a Total Appropriation in the Amount of \$126,897.00, and Appropriating Same
FIRST READING

- K. Consideration of Amending the Fiscal Year 2022 Budget Appropriation Ordinance for a Grant from the Department of Juvenile Justice for Electronic Monitoring and Outreach Detention Programs and Prevention Services/Pro-Social Skills Program.
Council Letter Number CL - 2640.

An Ordinance Amending the Fiscal Year 2022 Budget Appropriation Ordinance for a Grant from the Department of Juvenile Justice in the Amount of \$86,999 and a Local Share of \$39,830 for a

Total Appropriation of \$126,829, to Provide for the Electronic Monitoring and Outreach Detention Programs and Prevention Services/Pro-Social Skills Program for the City of Danville at the W. W. Moore Jr. Detention Home and Appropriating Same.

FIRST READING

- L. Consideration of Amending the Fiscal Year 2022 Budget Appropriation Ordinance for a Grant to Aid Food Service Operations at W.W. Moore, Jr., Detention Home.
Council Letter Number CL - 2642.

An Ordinance Amending the Fiscal Year 2022 Budget Appropriation Ordinance for a Federal Grant in the Amount of Approximately \$38,681 to Aid the Food Service Operations at W. W. Moore, Jr. Detention Home and Appropriating Same.

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-2637

Consent Agenda B.

City Council Regular Meeting

Meeting Date: 10/07/2021

Subject: Consideration of Approval of Meeting Minutes

From: Susan M. DeMasi, City Clerk

COUNCIL ACTION

Business Meeting: 10/07/2021

SUMMARY

Consideration of Approval of Minutes from Regular Council Meeting held on September 7, 2021.

Council Letter Number CL - 2637.

Attachments

Meeting Minutes

September 7, 2021

The Regular September meeting of the Danville City Council was held on September 7, 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, Vice Mayor Gary P. Miller, Sherman M. Saunders, J. Lee Vogler, Jr., and Madison J.R. Whittle (9).

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

Mayor Jones announced that the community lost another dear friend over the weekend; Nick from Nick's Towing passed away. Mayor Jones noted he had spoken with Nick's wife, and Council has been praying for the family. Nick did a lot for the Danville Life Saving Crew and for the City of Danville.

INVOCATION

The Invocation was given by L.G. "Larry" Campbell, Jr., followed by the Pledge of Allegiance led by Tunstall High School students attending tonight's meeting.

COMMUNICATIONS FROM VISITORS

Mayor Jones recognized Steve Barrow, 1311 Stokes Street. Mr. Barrow stated he wanted to introduce himself and his business, Hammermill Computers; he started his business about 10 months ago. He moved here from Ft. Lauderdale, stated he loves Danville and believes that it was a good City; his team was there if anything was needed. Mayor Jones thanked Mr. Barrow for introducing himself, noting he has seen him in the community several times and asked where his business was located. Mr. Barrow stated his business was located at 3633 Franklin Turnpike; they do everything from computer repair to network and voiceover IP and low voltage wiring. Mr. Barrow stated he also believed in giving people second chances, there were people here in Danville that needed a second chance, and he was looking to hire those people who needed a second chance. He currently had two employees and a few contractors, but as business picks up he will have more opportunities posted on Facebook or on the company's website. Councilman Mayo thanked Mr. Barrow for reaching out to those that need a second chance. Mr. Barrow stated that he has done similar things with other municipalities in the Fort Lauderdale, Palm Beach and Broward County areas, working with at risk youth and homelessness. He urged Council to reach out to him for anything.

Mayor Jones recognized Deborah McKague, 12 Holcomb Street. Ms. McKague explained she was the local person for the Virginia School for the Deaf and was also here for the National Association of the Deaf. Ms. McKague noted she wanted to give Council kudos for making this town amazing; she moved here in 2007 and has seen many improvements, and thanked Council for what they have done. The National Association of the Deaf and the ADA talk about public hearings. Ms. McKague noted the City has had many Public Hearings and she does not attend every meeting, only those that impact the whole town, things that she feels were important. She also believes that an interpreter for communication of the public hearings, public places like hospitals, restaurants, bars, movies or other events it would be nice to have captioning available or maybe an interpreter available; there were several different options. Sometimes it was difficult to get a live interpreter or a video interpreter. Last year, the City had the online meetings, and provided the video interpreter; it was difficult to see her on the small computer screen, so she ended up backing out of that meeting. Ms. McKague encouraged Council to think about finding a way to make these meetings accessible to everyone who was deaf or hard of hearing. Ms.

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McKague requested to leave her notes with Council; she has highlighted information to give them ideas of what she was talking about, also to feel free to contact her at any time. Mayor Jones thanked Mrs. McKague for being there and taking the time to thank them, it was not often that Council had people coming to Council to thank them.

Mayor Jones recognized Katrina Gregory, 5532 US HWY 29 Blairs, VA 24527, 434-489-3968. Ms. Gregory stated Mr. Mayo encouraged her to come to a meeting. Her son committed suicide in 2018 in front of her and her husband. From that, she started "Pay It Forward for Jarrell" to keep his legacy and name remembered. They decided to pay it forward with anything from Starbucks cards, to gas, anything a person could do for someone else, whatever someone needs. They asked others to step forward and help do something to impact someone else's life. The first year they did it, they had people in New York, Florida, Washington D.C., Pittsylvania County, Gretna, Martinsville that put up videos of what they did. She then started a non-profit organization, Paving the Way; last Sunday was their non-profit launch. Their mission was to assist families that experienced sudden loss, in the process of healing, through grief education and peer support. Mayor Jones noted his condolences for her loss and asked that she give out her information again: Katrina Gregory, president of Paving the Way, 5532 US HWY 29N Blairs, VA 24527, 434-489-3968, pavingtheway.org. Mayor Jones thanked them again for being there. Councilman Mayo noted he had attended the event and it was wonderful. He stated that what they were doing was a very integral part of the community and he thanked them again.

MEETING MINUTES

Upon **Motion** by Council Member Buckner and **second** by Council Member Whittle, Minutes from the Regular Council Meeting held on August 5, 2021, were approved as presented. Draft copies of the minutes had been distributed prior to the meeting.

NEW BUSINESS

PUBLIC HEARING – CONSIDERATION OF REZONING 180 AMERICAN LEGION BOULEVARD

Mayor Jones opened the floor for a Public Hearing regarding Rezoning 180 American Legion Boulevard. Notice of the Public Hearing was published in the *Danville Register & Bee* on August 24, 2021 and August 31, 2021.

Mayor Jones recognized Mark Johnson from LED Professionals in Danville, who stated he wanted to thank Council for everything they do, and he represents D&R Jones for this rezoning request. This property was for multifamily development and the first thing they had to do was get it rezoned before anybody moves forward. Mr. Johnson noted he does have the owner's representative here; if Council had any questions please feel free to ask. Council had no questions; no one further desired to be heard and the Public Hearing was closed.

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

ORDINANCE NO. 2021-09.01

REZONING 180 AMERICAN LEGION BOULEVARD (PARCEL ID# 73227) FROM T-R THRESHOLD RESIDENTIAL TO M-R, MULTIFAMILY RESIDENTIAL DISTRICT

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

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

PUBLIC HEARING – CONSIDERATION OF REZONING 212 JEFFERSON AVENUE

Mayor Jones opened the floor for a Public Hearing regarding Rezoning 212 Jefferson Avenue. Notice of the Public Hearing was published in the *Danville Register & Bee* on August 24, 2021 and August 31, 2021. No one present desired to be heard and the Public Hearing was closed.

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

ORDINANCE NO. 2021-09.02

REZONING 212 JEFFERSON AVENUE (PARCEL ID# 24689) FROM OT-R OLD TOWN RESIDENTIAL ZONING DISTRICT TO M-R, MULTIFAMILY RESIDENTIAL ZONING DISTRICT.

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

Councilman Buckner explained this was the big brick six plex on the right-hand side going down Jefferson. People would be absolutely amazed at the work going on there, and encouraged Council to stop in and take a look if they have the chance. This was going to be a very nice addition to the neighborhood. Mr. Buckner noted he was in support of this, it was a great project.

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

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

PUBLIC HEARING – CONSIDERATION OF AMENDING THE ZONING ORDINANCE REGARDING SHORT-TERM RENTALS

Mayor Jones opened the floor for a Public Hearing regarding Amending the Zoning Ordinance. Notice of the Public Hearing was published in the *Danville Register & Bee* on August 24, 2021 and August 31, 2021. No one present desired to be heard and the Public Hearing was closed.

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

ORDINANCE NO. 2021-09.03

REPEALING AND REORDAINING CERTAIN ARTICLES AND SECTIONS OF CHAPTER 41, ENTITLED "ZONING ORDINANCE" OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA, MORE SPECIFICALLY REMOVING AND UPDATING PORTIONS OF ARTICLE 2. ENTITLED "GENERAL REGULATIONS" AND REMOVING AND UPDATING PORTIONS OF "ARTICLE 15 ENTITLED "DEFINITIONS.

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

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

CONSIDERATION OF THE FISCAL YEAR 2022 AVIATION PROMOTION GRANT

AUTHORIZING THE CITY MANAGER TO ACCEPT A GRANT AGREEMENT FROM THE VIRGINIA DEPARTMENT OF AVIATION TO PROMOTE AVIATION AWARENESS AT THE DANVILLE REGIONAL AIRPORT

Vice Mayor Miller **moved** for adoption of a Resolution entitled:

RESOLUTION NO. 2021-09.01

AUTHORIZING THE CITY MANAGER TO ACCEPT A GRANT AGREEMENT FROM THE VIRGINIA DEPARTMENT OF AVIATION TO PROMOTE AVIATION AWARENESS AT THE DANVILLE REGIONAL AIRPORT

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

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

CONSIDERATION OF AMENDING THE FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR A STATE DEPARTMENT OF AVIATION GRANT TO PROMOTE AVIATION AWARENESS AT THE DANVILLE REGIONAL AIRPORT

Upon **Motion** by Vice Mayor Miller and **second** by Council Member Buckner, an Ordinance entitled:

ORDINANCE NO. 2021-09.04

AMENDING THE FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR A STATE DEPARTMENT OF AVIATION GRANT FOR THE PURPOSE OF PROVIDING FUNDING TO PROMOTE AVIATION AWARENESS AT THE DANVILLE REGIONAL AIRPORT IN THE AMOUNT OF \$7,500 AND FOR THE LOCAL SHARE IN THE AMOUNT OF \$7,500 TO BE PROVIDED BY THE GENERAL FUND SUPPORT OF GRANTS FOR A TOTAL APPROPRIATION OF \$15,000 AND APPROPRIATING SAME.

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

Councilman Saunders stated this talks about grants in the amount of \$15,000, and read about taking young people for rides. Mr. Saunders questioned if staff had any idea how many young people will be able to take the flight, and will the pilots be local or from out of town; Mayor Jones asked what the age limits were. Director of Transportation Marc Adleman explained the age limits were ages 8 to 17. The number of children allowed to participate will depend on the number of pilots available. Most of the pilots that will be flying that day, on October 30, were primarily from the Apex, North Carolina Experimental Aircraft Association Chapter near Raleigh, North

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Carolina. Two years ago, the City had about 135 students that completed a free flight, and have done almost as many as 200 in the past. It depends a lot on the pilots available to fly that day.

CONSIDERATION OF AMENDING THE FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE FOR A VIRGINIA COMMISSION OF THE ARTS GRANT - \$9,500

Upon **Motion** by Council Member Vogler and **second** by Council Member Whittle, an Ordinance entitled:

ORDINANCE NO. 2021-09.05

AMENDING THE FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR A VIRGINIA COMMISSION FOR THE ARTS GRANT IN THE AMOUNT OF \$4,500 AND LOCAL SHARE IN THE AMOUNT OF \$5,000 FOR A TOTAL OF \$9,500.

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

CONSIDERATION OF AMENDING THE FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE FOR ECONOMIC DEVELOPMENT INCENTIVES IN THE AMOUNT OF \$660,000

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

ORDINANCE NO. 2021-09.06

AMENDING THE FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE FOR ONE TOBACCO REGION OPPORTUNITY FUND GRANT FROM THE VIRGINIA TOBACCO REGION REVITALIZATION COMMISSION IN THE AMOUNT OF \$330,000 AND ONE TOBACCO REGION OPPORTUNITY FUND LOAN FROM THE VIRGINIA TOBACCO REGION REVITALIZATION COMMISSION IN THE AMOUNT OF \$330,000 FOR A TOTAL OF \$660,000 AS ECONOMIC DEVELOPMENT INCENTIVES FOR TAXABLE CAPITAL INVESTMENTS AND JOB CREATION IN THE COMMONWEALTH OF VIRGINIA

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

COMMUNICATIONS

There were no communications from the City Manager, Deputy City Manager, or City Attorney.

Vice Mayor Miller noted the City lost another citizen to COVID, the owner of Me's Burgers. Last Thursday night he had a patient come into the Cath lab, his arteries were full of clots; this was what COVID does to people, it just clots the arteries all over. Dr. Miller implored people to get the vaccination. It's not just a "me" thing, citizens were endangering countless numbers of others. The emergency room departments were overwhelmed, people were dying every day and it was hitting the young people now; the delta variant was much more deadly on young people. On a good note, the American Heart Association walk will be September 25th at Angler's Park; if anyone wanted to join his team, he needed some people. Contact him or show up at 10:00am at Angler's Park on September 25. You can contribute \$5.00, \$10.00, or \$50.00, it was for a good cause.

Councilman Saunders noted he wanted to echo what Vice Mayor Miller said with regard to the vaccination. He does not know anything different to say other than to encourage people to get it.

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Council has had it, and he was waiting for the booster when that comes out. It was really sad to lose a loved one and not be able to go to the funeral because of the health situation of the people. These were really sad times, but the more that citizens can minimize the spread the better.

Councilman Vogler noted in the last few weeks alone, this community has lost several people to COVID, many of whom were well known in the community. It was very real and he was at a loss for words because he felt like Council was repeating themselves. On a more positive note, he has seen vaccinations in this district up last month. More people were starting to get the vaccine, but the City had a long way to go. The delta variant was impacting a lot of people and it was worse than what was experienced last year. Looking at the data from a few weeks ago, in Virginia 99.3% of the cases reported were nonvaccinated people, and imagined that the hospitalization and death numbers were also very much in line with those numbers. Mr. Vogler encouraged citizens to talk to their doctors and ask them about the vaccine, and stated he does not believe people should be forced to get the vaccine, but encouraged people to think about getting it. Tomorrow morning there will be another good economic development announcement for the City and region, and encouraged citizens to watch River City TV. The City has had many positive announcements for economic development; it was a good time for economic growth and positive things happening in Danville. Danville was the comeback city.

Council Member Buckner noted his thanks to all the Council Members; his mother passed away recently and instantly, he received phone calls and messages, and there hasn't been one day he hasn't heard from a council member. He and his family will remember the support Council gave him and he was very grateful for all they have done for him in the last couple of weeks. Mr. Buckner noted there was a big event happening this weekend in Blairs, the Blue Ridge Rock Festival. If citizens were traveling on 29, Piney Forest or around town, give themselves a little more time and be patient. There will be 40,000 people attending the event this weekend and it will make traveling a little more difficult.

Council Member Campbell noted there was a good representation of people speaking before Council tonight, Danville was special, in a good state, and moving forward. The future was looking bright, he wants to make sure all areas of the community will see prosperity, and asked citizens to remember those who have lost someone recently.

Council Member Hood gave a special thanks to the students from Tunstall High School for leading Council in the Pledge today. Mr. Hood acknowledged the City being placed on the TEDx platform. TEDx Danville's theme was Demonstrating the Resilience of Danville, Transitioning from a Milltown without a Mill. This platform reaches 32,000 people and the speakers who presented that Ted Talk were Corrie Bobe, Diana Schwartz and Warrick Scott. Mr. Vogler noted Mr. Hood was very active in making that happen and deserved the recognition for it.

Council Member Mayo thanked Mr. Barrow for appearing before Council, as well as the students from Tunstall High School. The Paving the Way event was phenomenal, seeing their staff helping the community; it was source people could reach out to. The accident that happened on Piney Forest hit home when he found out it was someone he knew, a member of his church, and asked citizens to keep that family in their prayers. Mr. Mayo encouraged citizens to get their vaccine.

Mayor Jones acknowledged the Tunstall students for attending the Council meeting, and encouraged them to continue attending. He and Mr. Bennett had an opportunity to thank Pastor Emmet Young who was leaving Danville, and noted his appreciation for his serving on City boards, being a pastor and the work he does. Mayor Jones thanked the City Manager, Deputy City Manager, City Attorney and all the city employees for all they do. Mayor Jones noted Council

September 7, 2021

moved education to their number one priority, there were a lot of signs out to “Vote yes for DPS,” and there were a lot of questions about the 1% tax. City Manager Ken Larking explained the school system demonstrated capital needs to the City and presented a request to City Council to allow a referendum for a local option sales tax to pay for capital improvements within Danville Public Schools. The City Council approved a referendum to go to the voters where they would consider whether or not to vote for or against the 1% local option sales tax. There were two measures, one related to the 1% sales tax and one related to allowing debt to be incurred. Both would be needed to be able to meet the need demonstrated by the school system; it would generate \$141M through debt service. There have been some questions about other ways of funding the capital needs of the school system. There were other options, the most common was real estate tax; that would also require a referendum by the voters, and would be a significant increase. The other question that comes up was whether or not the casino could pay for the schools capital improvements. The City would not be able to borrow money on what they might anticipate as revenue from the casino. Because there was no casino currently, there was no track record of what kind of revenue it would generate. No bank would lend the City money on a tax revenue source that has no track record. Mr. Larking noted he has reviewed the website on the Mayor’s sign and there was a frequently asked question list with questions and answers citizens can review.

Mayor Jones noted Council recently heard about the fights at George Washington High School; Council does not interfere with the School Board. But when it comes to violence, they will not tolerate it. They contacted the Police Chief, Robert David, the City Manager and they got right on it. Mr. Larking noted violence in the schools was rare, but it does happen. As a partner with the school system, they do what they can to assist them when issues like that happen. Usually it was minor and could be handled by school staff and dealt with by DPS; if it was bigger than that then the police department can be involved. Robert David was the City’s Gang Prevention Coordinator; his role was to work with any age to intervene and prevent issues before they happen. He has been in the school system to help whenever an issue has come up. He was able to provide advice, guidance and assistance; they will always focus as much as they can as a City on intervention and prevention before suppression. Anytime you can prevent a crime from happening or intervene before it happens, that was the best way forward. Mayor Jones noted there were many wonderful things going on in the school system, and when these incidents occur, they need to focus on the bigger picture and good things that were going on. Vice Mayor Miller noted the public does not need to wait until November 2nd to vote, early voting starts on September 17th

Mayor Jones thanked everyone for attending tonight’s meeting.

ADJOURNED: 8:00 P.M.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

Council Letter

City of Danville, Virginia



CL-2611

Consent Agenda C.

City Council Regular Meeting

Meeting Date: 10/07/2021

Subject: Fiscal Year 2022 Virginia DMV - Highway Safety Office Selective Enforcement - Alcohol Grant Program

From: Scott Booth, Police Chief

COUNCIL ACTION

First Reading: 09/21/2021

Final Adoption 10/07/2021

SUMMARY

The Danville Police Department received a Highway Safety Grant under the Fiscal Year 2022 Virginia Department of Motor Vehicles Highway Safety Office Selective Enforcement - Alcohol Grant Program in the amount of \$18,570. This funding will be used to pay for overtime personnel for enforcement of driving under the influence, license checkpoints and saturation patrols. Matching funds are in-kind and will not require any additional funding from the City.

RECOMMENDATION

It is recommended that City Council adopt the attached Ordinance Amending the Fiscal Year 2022 Budget Appropriation Ordinance by Anticipating Revenues in the amount of \$18,570 from the Virginia Department of Motor Vehicle Highway Safety Selective Enforcement - Alcohol Grant Program and appropriating the same.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2021-_____._____

AN ORDINANCE AMENDING THE FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUE FROM VIRGINIA DEPARTMENT OF MOTOR VEHICLES HIGHWAY SAFETY SELECTIVE ENFORCEMENT – ALCOHOL GRANT PROGRAM IN THE AMOUNT OF \$18,570 AND APPROPRIATING SAME.

WHEREAS the City of Danville has been awarded a grant from the Virginia Department of Motor Vehicles Highway Safety Selective Enforcement - Alcohol Grant Program in the amount of \$18,570; and

WHEREAS the funding will provide pay for extra duty personnel for enforcement of driving under the influence and license checkpoints; and

WHEREAS the grant requires in-kind matching funds.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia that the Fiscal Year 2022 Budget Appropriation Ordinance be, and the same is hereby, amended by increasing revenue to anticipate the receipt of funds in the amount of \$18,570 from the Virginia Department of Motor Vehicles Highway Safety Selective Enforcement - Alcohol Grant Program, such revenue and appropriation to be as follows:

ANTICIPATED REVENUE

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
FY 2022 VA DMV Highway Safety Selective Enforcement – Alcohol Grant Revenue	61707000-48230	<u>\$18,570</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
FY 2022 VA DMV Highway Safety Selective Enforcement - Alcohol Grant Program	61707999-50	<u>\$18,570</u>

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

BE IT FINALLY ORDAINED, that all other accounts and provisions of the Fiscal Year 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:

Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

Council Letter

City of Danville, Virginia



CL-2612

Consent Agenda D.

City Council Regular Meeting

Meeting Date: 10/07/2021

Subject: Fiscal Year 2022 Virginia DMV - Highway Safety Office Selective Enforcement - Speed Grant Program

From: Scott Booth, Police Chief

COUNCIL ACTION

First Reading: 09/21/2021

Final Adoption: 10/07/2021

SUMMARY

The Danville Police Department received a Highway Safety Grant under the Fiscal Year 2022 Virginia Department of Motor Vehicles Highway Safety Office Selective Enforcement - Speed Grant Program in the amount of \$9,100. This funding will provide overtime pay for police officers for the enforcement of speeding ordinances. Matching funds are in-kind and will not require any additional funding from the City.

RECOMMENDATION

It is recommended that City Council adopt the attached Ordinance Amending the Fiscal Year 2022 Budget Appropriation Ordinance by Anticipating Revenues in the amount of \$9,100 from the Virginia Department of Motor Vehicles Highway Safety Selective Office Enforcement - Speed Grant Program and appropriating the same.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2021-_____._____

AN ORDINANCE AMENDING THE FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUE FROM VIRGINIA DEPARTMENT OF MOTOR VEHICLES HIGHWAY SAFETY OFFICE SELECTIVE ENFORCEMENT – SPEED GRANT PROGRAM IN THE AMOUNT OF \$9,100 AND APPROPRIATING SAME.

WHEREAS, the City of Danville has been awarded a grant from the Virginia Department of Motor Vehicles Highway Safety Office Selective Enforcement - Speed Grant Program in the amount of \$9,100; and

WHEREAS, the funding will provide overtime pay for police officers for the enforcement of speeding ordinances; and

WHEREAS, the grant requires in-kind matching funds.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia that the Fiscal Year 2022 Budget Appropriation Ordinance be, and the same is hereby, amended by increasing revenue to anticipate the receipt of funds in the amount of \$9,100 from the Virginia Department of Motor Vehicles Highway Safety Office Selective Enforcement – Speed Grant Program, such revenue and appropriation to be as follows:

ANTICIPATED REVENUE

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
FY 2022 VA DMV Highway Safety Office Selective Enforcement - Speed Grant Revenue	61708000-48230	<u>\$9,100</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
FY 2022 VA DMV Highway Safety Office Selective Enforcement - Speed Grant Program	61708999-50	<u>\$9,100</u>

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

BE IT FINALLY ORDAINED, that all other accounts and provisions of the Fiscal Year 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:

Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

Council Letter

City of Danville, Virginia



CL-2613

Consent Agenda E.

City Council Regular Meeting

Meeting Date: 10/07/2021

Subject: Fiscal Year 2022 Virginia DMV - Highway Safety Office Selective Enforcement - Occupant Grant Program

From: Scott Booth, Police Chief

COUNCIL ACTION

First Reading: 09/21/2021

Final Adoption: 10/07/2021

SUMMARY

The Danville Police Department received a Highway Safety Grant under the FY 2022 Virginia Department of Motor Vehicles Highway Safety Office Selective Enforcement - Occupant Protection Grant Program in the amount of \$5,250. This funding will provide overtime pay for police officers for the enforcement of safety belt and child safety seat violations. Matching funds are in-kind and will not require any additional funding from the City.

RECOMMENDATION

It is recommended that City Council adopt the attached Ordinance Amending the Fiscal Year 2022 Budget Appropriation Ordinance by Anticipating Revenues in the amount of \$5,250 from the Virginia Department of Motor Vehicles Highway Safety Office Selective Enforcement - Occupant Protection Grant Program and appropriating the same.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2021-_____._____

AN ORDINANCE AMENDING THE FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUE FROM VIRGINIA DEPARTMENT OF MOTOR VEHICLES HIGHWAY SAFETY OFFICE SELECTIVE ENFORCEMENT – OCCUPANT PROTECTION GRANT PROGRAM IN THE AMOUNT OF \$5,250 AND APPROPRIATING SAME.

WHEREAS, the City of Danville has been awarded a grant from the Virginia Department of Motor Vehicles Highway Safety Office Selective Enforcement – Occupant Protection Grant Program in the amount of \$5,250; and

WHEREAS, the funding will provide overtime pay for police officers for the enforcement of safety belt and child safety seat violations; and

WHEREAS the grant requires in-kind matching funds.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia that the Fiscal Year 2022 Budget Appropriation Ordinance be, and the same is hereby, amended by increasing revenue to anticipate the receipt of funds in the amount of \$5,250 from the Virginia Department of Motor Vehicles Highway Safety Office Selective Enforcement – Occupant Protection Grant Program, such revenue and appropriation to be as follows:

ANTICIPATED REVENUE

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
FY 2022 VA DMV Highway Safety Office Selective Enforcement – Occupant Protection Grant Revenue	61709000-48230	<u>\$5,250</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
FY 2022 VA DMV Highway Safety Office Selective Enforcement - Occupant Protection Grant Program	61709999-50	<u>\$5,250</u>

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

BE IT FINALLY ORDAINED, that all other accounts and provisions of the Fiscal Year 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:

Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

Council Letter

City of Danville, Virginia



CL-2625

Consent Agenda F.

City Council Regular Meeting

Meeting Date: 10/07/2021

Subject: Older Americans Grant Funding Fiscal Year 2022

From: Marc Adelman, Director of Transportation Services

COUNCIL ACTION

First Reading: 09/21/2021

Final Adoption: 10/07/2021

SUMMARY

Each year, the City of Danville applies for federal Older Americans Act funds and state transportation funds in association with the Southern Area Agency on Aging to provide transportation services for senior citizens, ages sixty and over, who reside in the City of Danville and certain designated areas outside the City limits. For the period July 1, 2020, through June 30, 2021, the Danville Transit System completed 13,679 one-way trips for seniors that were invoiced to the Southern Area Agency on Aging. Total senior ridership activity for this period was comparable to the previous fiscal year.

BACKGROUND

The Transportation Services Department requests City Council's approval to appropriate Title III-B Older Americans Act Grant funds for the federal fiscal year October 1, 2021, through September 30, 2022, in the amount of \$49,892 from Title III-B funds, \$55,000 in Title III-B Carryover funds, \$22,445 in State Transportation Funds and Program income of \$1,000 for transportation services.

The Ordinance includes an appropriation for in-kind services for the Title III-B Older Americans Act Grant in the amount of \$380,790. These charges are appropriated in the Transportation Services budget as well. The appropriation for in-kind service is necessary for administrative and reporting activities and to complete operational and supervisory duties to support the Senior Transportation program, and includes in-kind revenues and equal in-kind expenditures in the Special Grants fund.

RECOMMENDATION

It is recommended that City Council approve the attached Ordinance appropriating the Title III-B Older American Act Grant funds received through the Southern Area Agency on Aging for Fiscal Year 2022.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2021 - _____ - _____

AN ORDINANCE AMENDING THE FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE BY INCREASING CERTAIN REVENUES TO PROVIDE FOR TITLE III-B GRANT FUNDS AND LOCAL SHARE FOR SENIOR CITIZEN TRANSPORTATION SERVICES AND APPROPRIATING THE SAME.

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 to provide for a grant from Title III-B Older Americans Act funds in the amount of \$49,892, Title III-B Carryover Funds in the amount of \$55,000, Virginia General Fund monies in the amount of \$22,445, administered by the Southern Area Agency on Aging to the Department of Transportation Services for the Federal Fiscal Year beginning October 1, 2021 and ending September 30, 2022, \$1,000 program income, and \$380,790 of In-Kind Services for a total of \$509,127, and appropriating such funds within the Special Grants Fund, such revenue and appropriations to be as follows:

ANTICIPATED REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Categorical Aid –Federal: Older Americans Act Title III-B Funds (FY21-22)	61711000-48142	\$127,337
Local Share: Older Americans Act Title III-B Program Income (FY21-22)	61712000-44650	\$1,000
Title III-B Older Americans Act In-Kind (FY21-22)	61713000-44890	<u>\$380,790</u>
	GRAND TOTAL	<u>\$509,127</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Older Americans Act Title III-B (FY21-22)		
Salary and Wages	61711000-51200	\$71,000
FICA	61711000-51450	\$5,046
Mass Transit Services	61711000-52660	\$50,388
Postage	61711000-54050	<u>\$903</u>
	Subtotal	<u>\$127,337</u>

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Older Americans Act Title III-B Program Income (FY21-22):		
Travel/ Training Expense	61712000-54900	\$500
Office Supplies	61712000-55820	<u>\$500</u>
	Subtotal	<u>\$1,000</u>

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Older Americans Act Title III-B In-Kind (FY21-22):		
Postage	61713000-54050	\$750
Telephone Internet	61713000-54100	\$1,400
Travel/Training Expense	61713000-54900	\$1,833
Office Supplies	61713000-55820	\$1,000
Salary and Wages	61713000-59500	\$341,014
FICA	61713000-59510	\$23,058
Outside Services	61713000-59610	\$550
Print Shop	61713000-59620	\$3,000
Lease/Rent Buildings	61713000-59670	<u>\$8,185</u>
	Subtotal	<u>\$380,790</u>
	GRAND TOTAL	<u>\$509,127</u>

AND BE IT FURTHER 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:

Clerk

Approved as to
Form and Legal Sufficiency:

Deputy City Attorney

Council Letter

City of Danville, Virginia



CL-2605

Consent Agenda G.

City Council Regular Meeting

Meeting Date: 10/07/2021

Subject: Shelter Upgrade Grant

From: David Coffey, Fire Chief

COUNCIL ACTION

First Reading: 09/21/2021

Final Adoption: 10/07/2021

SUMMARY

The City has received notification from the Virginia Department of Emergency Management that the Emergency Service Center has been approved to receive funding from the 2022 Emergency Shelters Assistance Fund in the amount of \$102,200.00 for the implementation of the shelter upgrade at Bonner Middle School, with local funding of \$37,800.00.

BACKGROUND

Funds from the Emergency Shelters Assistance Fund are given to the Virginia Department of Emergency Management to distribute to localities throughout the Commonwealth to be used to upgrade their current shelter; these upgrades must be completed within eighteen months. The primary goal is to upgrade the current generator and replace the back-up power supply. Once the new generator has been installed, Bonner Middle School will then be responsible for yearly maintenance.

RECOMMENDATION

It is recommended that City Council approve the attached Ordinance Amending the Fiscal Year 2022 Budget Appropriation Ordinance by increasing revenue to anticipate the receipt of the grant funds from the Virginia Department of Emergency Management in the Amount of \$102,200, and local match of \$37,800 for a total appropriation of \$140,000.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2021-____.____

AN ORDINANCE AMENDING THE FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR A GRANT FROM THE VIRGINIA DEPARTMENT OF EMERGENCY MANAGEMENT IN AN AMOUNT OF \$102,200 AND A LOCAL SHARE IN THE AMOUNT OF \$37,800 FOR EQUIPMENT UPGRADES TO THE EMERGENCY MANAGEMENT SHELTER FOR A TOTAL APPROPRIATION IN THE AMOUNT OF \$140,000, AND APPROPRIATING SAME.

WHEREAS, the City has been notified by the Virginia Department of Emergency Management that the Emergency Management Department has been awarded a grant; and

WHEREAS, the grant funds are to be used to upgrade the equipment of the Emergency Management Shelter in order to meet state requirements for the site to be considered operational.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the Fiscal Year 2022 Budget Appropriation Ordinance be, and is hereby, amended by increasing revenue from the Virginia Department of Emergency Management for equipment upgrades and such revenue and appropriation to be as follows:

ANTICIPATED REVENUE

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
State Funding: FY 22 Emergency Shelters Upgrade Assistance Grant	61715000-47670	<u>\$102,200</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
FY 22 ESUAG—Shelter Upgrade Grant	61715999-50	<u>\$102,000</u>

AND BE IT FURTHER ORDAINED, that a transfer from Special Grants Unallocated revenue and appropriation is hereby authorized to cover the local share as follows:

TRANSFER FROM

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Special Grants Unallocated Transfer In From General Fund	60098000-6101	\$37,800
Special Grants Unallocated	60098000-6999	<u>\$37,800</u>

TRANSFERRED TO

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
FY 22 ESUAG—Shelter Upgrade Grant Transfer In from General Fund	61715000-6101	\$37,800
FY 22 ESUAG—Shelter Upgrade Grant	61715999-50	<u>\$37,800</u>

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

BE IT FINALLY ORDAINED, that all other accounts and provisions of the Fiscal Year 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:

Clerk

Approved as to
Form and Legal Sufficiency:

Deputy City Attorney

Council Letter

City of Danville, Virginia



CL-2648

Appointments A.

City Council Regular Meeting

Meeting Date: 10/07/2021

Subject: Consideration of Appointments to Boards and Commissions

From: Susan M. DeMasi, City Clerk

COUNCIL ACTION

Business Meeting: 10/07/2021

SUMMARY

Consideration of Appointments to the following Boards and Commissions:

1. Danville Redevelopment and Housing Authority;
2. River District Design Commission;
3. Airport Commission; and
4. Danville CPMT

Attachments

Resolutions

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2021 – 10. ____

**A RESOLUTION REAPPOINTING ALONZO L. JONES AS A MEMBER OF
THE DANVILLE REDEVELOPMENT AND HOUSING AUTHORITY.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Alonzo L. Jones be, and he is hereby reappointed as a member of the Danville Redevelopment and Housing Authority for a four-year term commencing November 1, 2021 and ending October 31, 2025.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2021 – 10. ____

**A RESOLUTION REAPPOINTING AMANDA OAKES AS A MEMBER OF THE
DANVILLE REDEVELOPMENT AND HOUSING AUTHORITY.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Amanda Oakes be, and she is hereby reappointed as a member of the Danville Redevelopment and Housing Authority for a four-year term commencing November 1, 2021 and ending October 31, 2025.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2021 – 10. ____

**A RESOLUTION APPOINTING PAT DANIELS AS A MEMBER OF THE
DANVILLE REDEVELOPMENT AND HOUSING AUTHORITY, TO FILL THE UNEXPIRED
TERM OF CONSTANCE H. COVINGTON.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Pat Daniels be, and she is hereby appointed as a member of the Danville Redevelopment and Housing Authority to fill the unexpired term of Constance H. Covington, ending October 31, 2022.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2021 – 10. ____

**A RESOLUTION REAPPOINTING GEORGE W. DAVIS AS A MEMBER OF
THE RIVER DISTRICT DESIGN COMMISSION.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that George W. Davis be, and he is hereby reappointed as a member of the River District Design Commission for a four-year term commencing November 1, 2021 and ending October 31, 2025.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2021 – 10. ____

**A RESOLUTION APPOINTING FRED O. SHANKS, III AS A MEMBER OF THE
AIRPORT COMMISSION.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Fred O. Shanks, III be, and he is hereby appointed as a member of the Airport Commission to fill the unexpired term of Joseph Miller, ending June 30, 2022.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2021 – 10. ____

**A RESOLUTION APPOINTING MARVA TUTT AS A MEMBER OF THE
DANVILLE COMMUNITY POLICY AND MANAGEMENT TEAM AS THE DANVILLE
PUBLIC SCHOOLS REPRESENTATIVE**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Marva
Tutt be, and she is hereby appointed as a member of the Danville Community Policy and
Management Team.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

Council Letter

City of Danville, Virginia



CL-2610

New Business A.

City Council Regular Meeting

Meeting Date: 10/07/2021

Subject: Sale of Vacant Lot Identified as Parcel #20792

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

COUNCIL ACTION

Business Meeting: 10/07/2021

SUMMARY

City Staff is seeking approval to sell a surplus vacant lot along Lee Street across from Green Hill Cemetery to the neighboring property owner.

BACKGROUND

The City owns a vacant lot along Lee Street identified as Parcel #20792 that was obtained earlier this year as part of an expedited tax foreclosure. City Staff has determined that the City has no current or future intended use for the lot, and it appears to be surplus to the needs of the City. City Staff wishes to sell the surplus lot to the neighboring homeowner to return it to the tax rolls and eliminate future maintenance costs.

RECOMMENDATION

City staff recommends proceeding with selling Parcel #20792 on Lee Street to Othello D. Fleming in exchange for \$800.00 and the cost of recordation.

Attachments

Resolution

Deed

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2021-____.____

A RESOLUTION APPROVING AND AUTHORIZING THE SALE OF REAL PROPERTY IDENTIFIED AS PARCEL 20792 TO FACILITATE STREETSCAPING ALONG LEE STREET.

WHEREAS, the City of Danville owns Parcel 20792 along Lee Street across from the Green Hill Cemetery; and

WHEREAS, Parcel 20792 was acquired to eliminate blight and unsightly vegetation growth visible from the Green Hill Cemetery; and

WHEREAS, the neighboring homeowner adjacent to Parcel 20792, Othello Fleming desires to purchase the Parcel for a price of \$800.00 and reasonable closing costs in order to eliminate the blight himself and maintain the land; and

WHEREAS, the sale of Parcel 20792 accomplishes the original purpose sought by the City in acquiring the Parcel without the need for any City-funded maintenance while putting the Parcel back on the tax rolls.

NOW THEREFORE, BE IT RESOLVED, by the City Council of Danville, Virginia, that the sale of Parcel 20792 in exchange for purchase price of \$800.00 and reasonable closing costs is hereby approved and accepted by the City of Danville, Virginia; and

BE IT FURTHER RESOLVED, that the City Council of Danville, Virginia hereby authorizes the City Manager, Kenneth F. Larking, to execute on behalf of the City any and all documents as may be necessary to effect the transfer of Parcel 20792 on Lee Street pursuant to this resolution.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

Approved as to
Form and Legal Sufficiency:

CITY ATTORNEY

THIS **DEED OF BARGAIN AND SALE** made this the ____ day of _____, 202__, by and between **CITY OF DANVILLE, VIRGINIA, a municipal corporation of the Commonwealth of Virginia, GRANTOR, and OTHELLO D. FLEMING, GRANTEE,**

W I T N E S S E T H:

For Eight Hundred Dollars (\$800.00), the receipt and adequacy of which is hereby acknowledged, the Grantor does hereby give and grant, with general warranty and English covenants of title, unto the Grantee, in fee simple absolute, all that certain parcel of land, together with improvements thereon and appurtenances thereto belonging, situate in the City of Danville, Virginia, and more particularly described as follows:

See attached "Schedule A" for legal description.

This conveyance is made subject to all easements, rights of way, or restrictive covenants now of record or affecting said property.

This conveyance having been accepted by the City Council of Danville, Virginia by Resolution No. _____ adopted on _____, 202__, pursuant to a public hearing held in accordance with Va. Code § 15.2-1800.

WITNESS the following signatures and seals:

**THE CITY OF DANVILLE, VIRGINIA,
a municipal corporation of the
Commonwealth of Virginia**

BY: _____
KEN F. LARKING
City Manager

STATE OF VIRGINIA
CITY OF DANVILLE, to-wit:

The foregoing Deed was acknowledged before me this the _____ day of
_____, 202__, by **Ken F. Larking**, acting in his capacity as **City
Manager**, on behalf of the City of Danville, Virginia.

BY: _____
NOTARY PUBLIC

My commission expires: _____

Notary registration number: _____

SCHEDULE "A"

TAX PIN #20792 – LEE STREET, DANVILLE, VIRGINIA

LOT 5, BLOCK C, containing 0.261 acre, fronting 50.48 feet on the northwestern margin of Lee Street, as shown on Physical Improvement Survey for Robert H. Arnold being Lot 5, Block C, dated October 15, 1998, made by Shanks Associates, P.C., Engineers-Surveyors-Planners, recorded in the Clerk's Office of the Circuit Court of Danville, Virginia on November 4, 1998, as part of Instrument No. 98-5887.

BEING IN FACT, the same property conveyed to the City of Danville, Virginia, from Terrance Fletchman, by deed dated April 9, 2021 and recorded in the aforesaid Clerk's Office as Instrument No. 21-1620.

Council Letter

City of Danville, Virginia



CL-2617

New Business B.

City Council Regular Meeting

Meeting Date: 10/07/2021

Subject: Authorizing the Transfer of Real Property at 439 Cedarbrook Avenue

From: Kelvin Perry, Project Manager

COUNCIL ACTION

Business Meeting: 10/07/2021

SUMMARY

The Office of Economic Development is requesting the transfer of real property located at 439 Cedarbrook Avenue, which is currently owned by the City of Danville, to the Industrial Development Authority of Danville, Virginia (IDA). This transfer will allow the IDA and Economic Development staff to market this property to potential developers.

BACKGROUND

In 2014, the Danville Public School system transferred the former W. Townes Lea School property to the City of Danville. The former elementary school was constructed in 1962 and is situated on approximately 10.03 acres of land. The school is 37,701 square feet and has been vacant for the last seven years. The neighborhood where the school is located consists primarily of single-family homes. All utilities are available at the site.

RECOMMENDATION

Staff recommends that Council approves the transfer of this property to the Industrial Development Authority of Danville, VA for the purpose of marketing it for redevelopment.

Attachments

Resolution

Townes Lea School

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2021-____.____

A RESOLUTION APPROVING AND AUTHORIZING THE TRANSFER OF REAL PROPERTY IDENTIFIED AS 439 CEDARBROOK DRIVE (PARCEL 59803) FROM THE CITY OF DANVILLE, VIRGINIA TO THE INDUSTRIAL DEVELOPMENT AUTHORITY OF DANVILLE, VIRGINIA.

WHEREAS, 439 Cedarbrook Drive (Parcel 59803) is owned by the City of Danville, Virginia (City); and

WHEREAS, it is the intent of the City to transfer ownership of said parcel to the Industrial Development Authority of Danville, Virginia for the purpose of marketing the property for redevelopment.

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Danville, Virginia, that in consideration of the public hearing held this day, the transfer of Parcel 59803 to the Industrial Development Authority of Danville, Virginia, is hereby approved by the City of Danville, Virginia; and

BE IT FURTHER RESOLVED, that the City Manager be, and is hereby, authorized to sign such deed and execute on behalf of the City any required agreements related thereto in order to facilitate the above referenced donation.

APPROVED:

Mayor

ATTEST:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

Townes Lea School

Property Data

Address: 439 Cedarbrook Avenue
Area: 10.3 Acres
Zoning: TO-C
Building Area: 37,701 Square Feet
Constructed: 1962



Utilities

The City of Danville provides water, sewer, refuse collection, gas and electricity for city residents. Telephone, internet and cable services are provided by private companies. All utilities are available at the site.

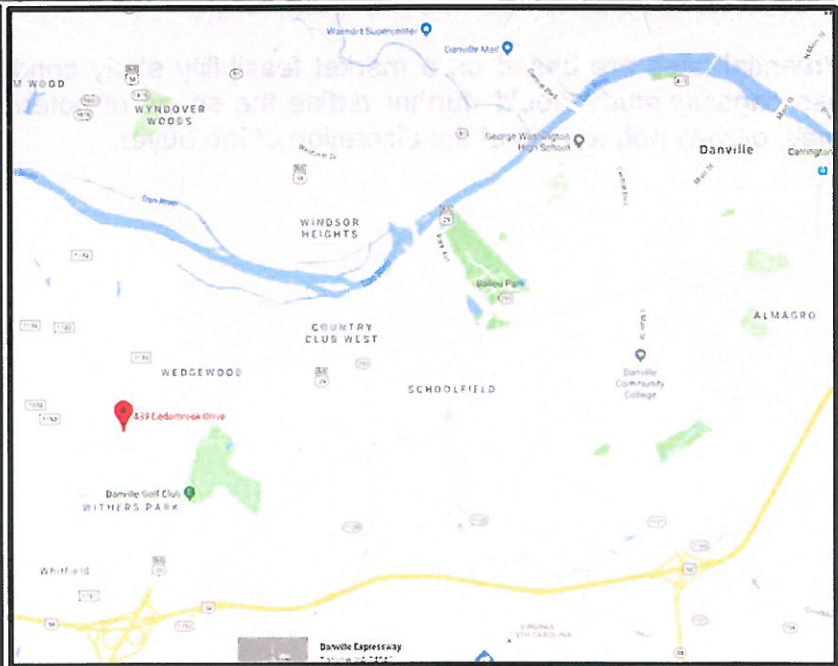
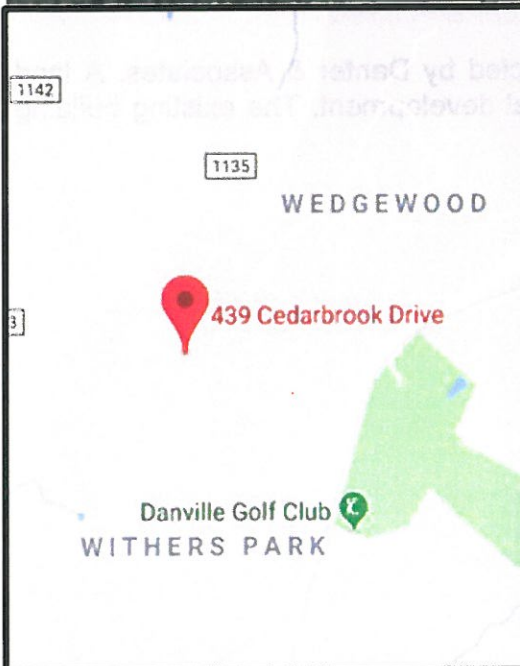
Neighborhood Description

The neighborhood consists mostly of single-family dwellings. The school building and residual land was transferred back to the City of Danville by Danville Public Schools. The building is currently vacant.

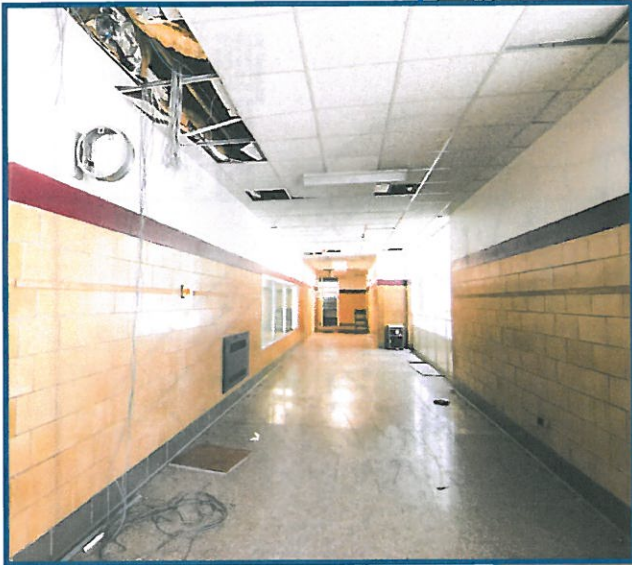
Potential Uses

- 100-120 market rate apartments
- 72 – 96 market rate senior ranch apartments
- 30 single family lots (\$130,000 to \$160,000 homes)

Potential uses are based on a market feasibility study conducted by Danter & Associates. A land use capacity study would further define the scope of potential development. The existing building may, or may not, remain at the discretion of the buyer.



**TOWNS LEA
SCHOOL**



Council Letter

City of Danville, Virginia



CL-2618

New Business C.

City Council Regular Meeting

Meeting Date: 10/07/2021

Subject: Authorizing the Transfer of Real Property located at 1540 Halifax Road.

From: Kelvin Perry, Project Manager

COUNCIL ACTION

Business Meeting: 10/07/2021

SUMMARY

The Office of Economic Development is requesting the transfer of real property located at 1540 Halifax Road (Parcel 74769), which is currently owned by the City of Danville, to the Industrial Development Authority of Danville, Virginia (IDA). This transfer will allow the IDA and Economic Development staff to market this property to potential developers.

BACKGROUND

Glenwood School was built in 1948 and is located on Halifax Road near the US 29 bypass and US 58. The property is situated on approximately 6.30 acres of land and has 28,000 square feet. The school building and residual land was transferred back to the City of Danville by Danville Public Schools in 2014. The building is currently vacant.

RECOMMENDATION

Staff recommends that Council approves the transfer of this property to the Industrial Development Authority of Danville, VA for the purpose of marketing it for redevelopment.

Attachments

Resolution

Glenwood School

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2021-____.____

A RESOLUTION APPROVING AND AUTHORIZING THE TRANSFER OF REAL PROPERTY IDENTIFIED AS 1540 HALIFAX ROAD (PARCEL 74769) FROM THE CITY OF DANVILLE, VIRGINIA TO THE INDUSTRIAL DEVELOPMENT AUTHORITY OF DANVILLE, VIRGINIA.

WHEREAS, 1540 Halifax Road (Parcel 74769) is owned by the City of Danville, Virginia (City); and

WHEREAS, it is the intent of the City to transfer ownership of said parcel to the Industrial Development Authority of Danville, Virginia for the purpose of marketing the property for redevelopment.

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Danville, Virginia, that in consideration of the public hearing held this day, the transfer of Parcel 74769 to the Industrial Development Authority of Danville, Virginia, is hereby approved by the City of Danville, Virginia; and

BE IT FURTHER RESOLVED, that the City Manager be, and is hereby, authorized to sign such deed and execute on behalf of the City any required agreements related thereto in order to facilitate the above referenced donation.

APPROVED:

Mayor

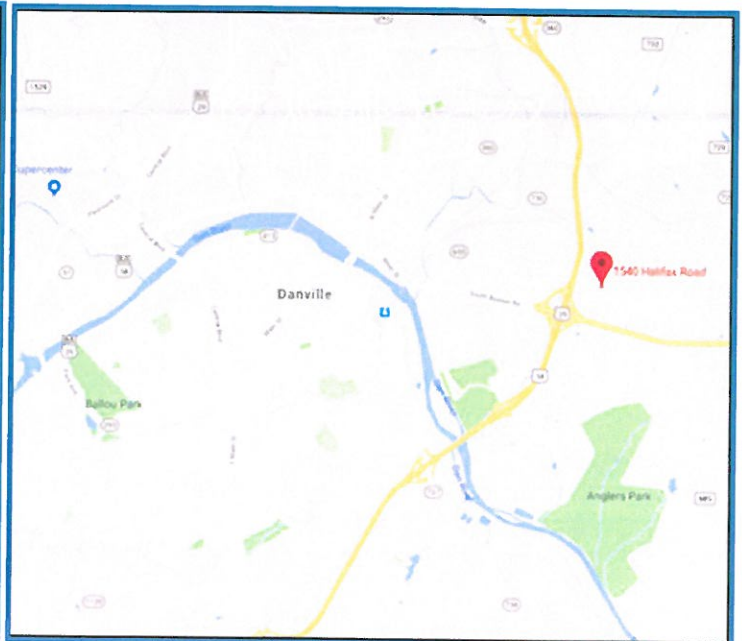
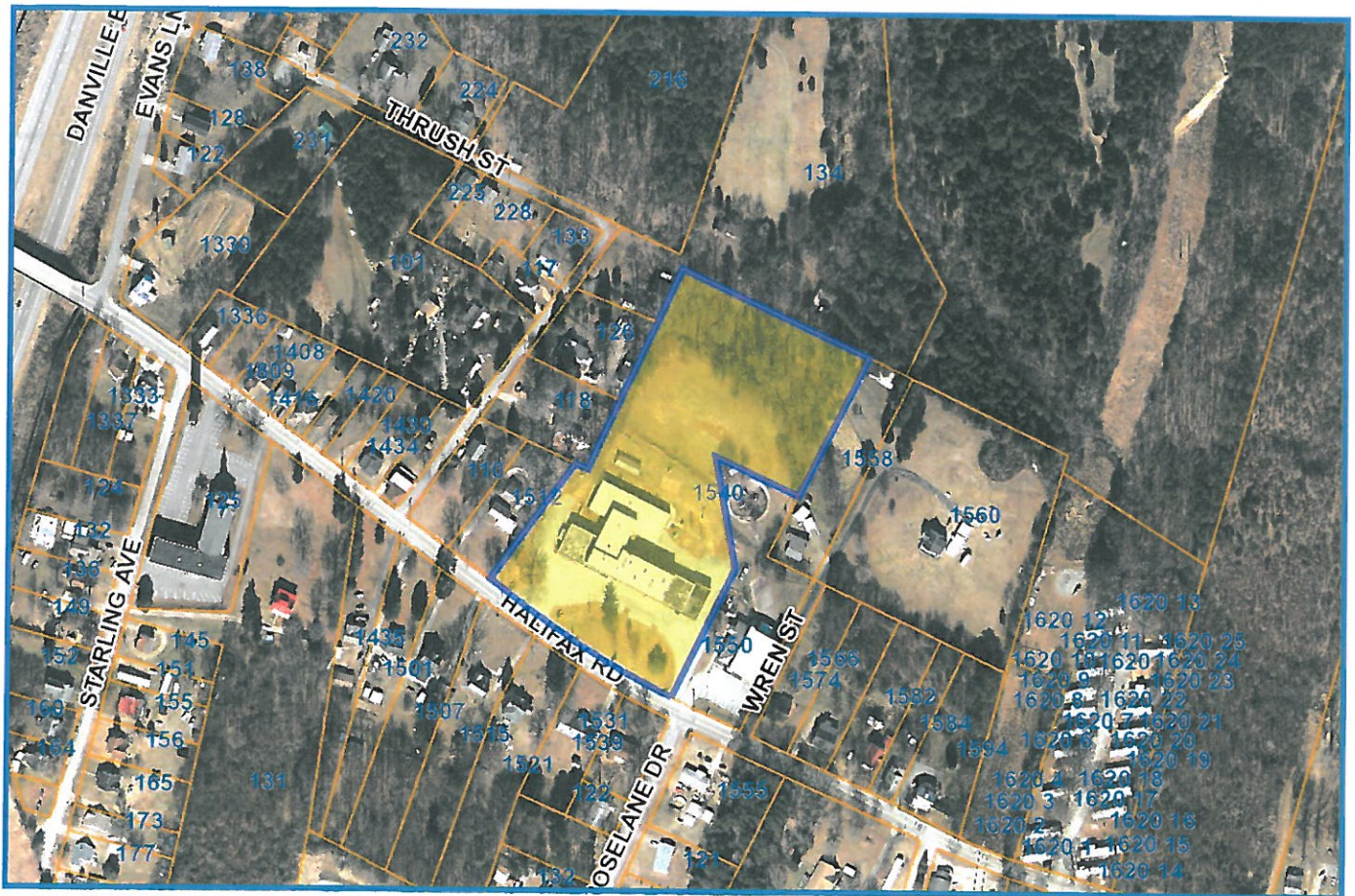
ATTEST:

City Clerk

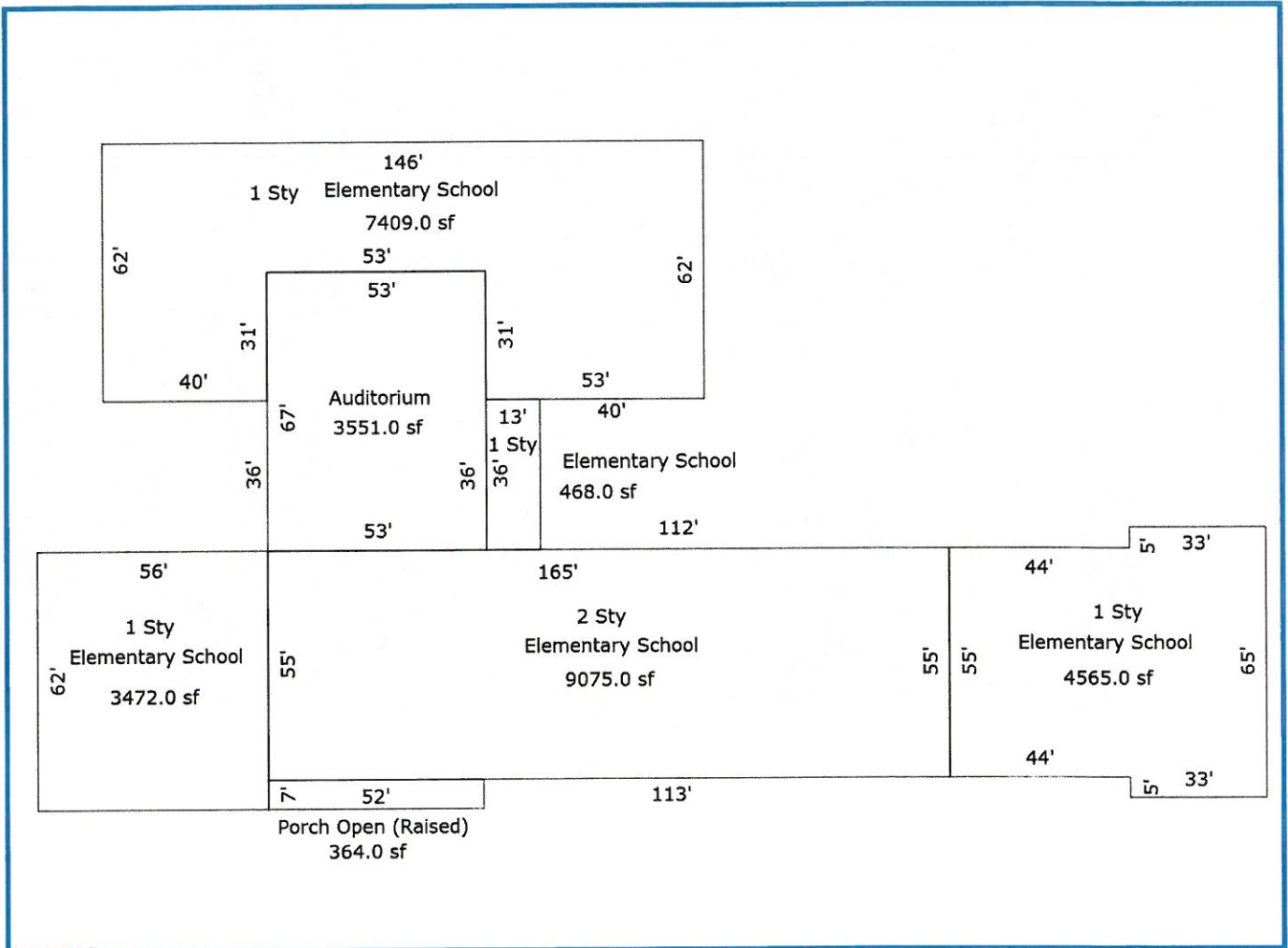
Approved as to
Form and Legal Sufficiency:

City Attorney

**GLENWOOD
SCHOOL**



GLENWOOD SCHOOL



**GLENWOOD
SCHOOL**



Council Letter

City of Danville, Virginia



CL-2638

New Business D.

City Council Regular Meeting

Meeting Date: 10/07/2021

Subject: Consideration of a Zoning Ordinance Text Amendment adding Planned Unit Developments

From: Doug Plachcinski, Planning Division Director

COUNCIL ACTION

Business Meeting: 10/07/2021

SUMMARY

Rezoning Application PLRZ2021-312, initiated by the City of Danville Planning Director requests to amend Chapter 41 entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia, 1986 as amended. Specifically, to add an Article 17, entitled Planned Unit Developments. Planned Unit Developments (PUDs) provide greater flexibility in land development regulation and land use arrangement, than applying the Zoning Ordinance conventionally.

BACKGROUND

Danville's Zoning Code does not have a process for mixed land use developments. In the future, conventional zoning may not conveniently apply to mixed housing product neighborhoods or developments that include residential and commercial components. The Planned Unit Development process, allowed under Virginia Code, provides a tool for public review and input to approve the development concept. The Concept Plan can then be adjusted to allow the developer flexibility in implementing the concept without restarting the review over again each time like they would under the conventional zoning procedure.

The Planning Division consulted with the City Engineer, DPW Director, and the Utilities Director when preparing this ordinance.

RECOMMENDATION

The Planning Commission recommended 7-0, the City Council approve Zoning Ordinance amendment PLRZ2021-312 to add an Article 17, entitled Planned Unit Developments at their September 13, 2021 meeting.

Attachments

Ordinance

Attachment 1

PLANNING BACKUP

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2021-____.____

AN ORDINANCE AMENDING CHAPTER 41, ENTITLED "ZONING ORDINANCE" OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA, 1986, AS AMENDED BY ADDING ARTICLE 17, ENTITLED "PLANNED UNIT DEVELOPMENTS".

WHEREAS, the current Chapter 41, entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia, does not contain regulations for Planned Unit Developments as allowed under the Code of Virginia.

NOW THEREFORE, BE IT ORDAINED, that a new Article 17, entitled "Planned Unit Developments" of Chapter 41, entitled "Zoning Ordinance" of the Code of the City of Danville, Virginia, 1986, as amended, be added as attached hereto and made a part hereof, as if fully set forth herein.

APPROVED:

Mayor

ATTEST:

Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

Exhibit “A”

Chapter 41. Zoning Code

ARTICLE 17. PLANNED UNIT DEVELOPMENTS

A. Purpose of Planned Unit Developments (PUDs).

Planned Unit Developments (PUDs) provide greater flexibility in land development regulation and land use arrangement than conventional Zoning Ordinance application. Through this option, more creative development approaches can take advantage of the special characteristics of the land than would otherwise be possible. A PUD must include an application, Concept and General Design Plans, other appropriate documentation, and a development agreement. The specific objectives of this Section are to:

1. Require land innovation and design variety, structure layout, and type while preserving the City Comprehensive Plan’s intent and integrity;
2. Achieve economy and efficiency in the use of land, natural resources, energy and the provision of public services and utilities;
3. Permit compatible land use mixtures;
4. Permit flexibility in the placement, lot area and building type regulations, while assuring sound site planning standard applications
5. Provide safe, efficient access and traffic circulation;
6. Manage the quality and quantity of stormwater with low-impact development techniques; and
7. Preserve steep slopes, floodplains, historic structures and areas, and significant natural resources.

B. General Requirements.

These Planned Unit Development (PUD) regulations apply to all proposed PUDs. Where there are conflicts between the PUD regulations and general zoning, subdivision, or other City regulations or requirements, the PUD regulations control.

- a. A PUD project may be permitted in any zoning district subject to City Special Use Permit approval.
- b. No PUD may be approved unless Planning Commission reviews the application. The Planning Commission must conduct at least one (1) public hearing as required in Section 15.2-2204 of the Code of Virginia. Following the public hearing, the Planning Commission will prepare and by motion adopt its recommendations, which may include changes in the applicant's original proposal resulting from the hearing, and then report such recommendations, together with any explanatory material, to the City Council.
- c. Before acting on a PUD application, the City Council must hold at least one (1) public hearing in accordance with as required in Section 15.2-2204 of the Code of Virginia. After the public hearing, the City Council may make appropriate changes to or impose appropriate conditions upon the proposed PUD. The City Council may hold a joint public hearing with the Planning Commission.
- d. A minimum of fifteen (15%) percent of the developable PUD land area must be open

space. This open space may include required landscaping and stormwater management improvements.

- e. A PUD must access sidewalks, multi-modal paths, and public transportation options to the extent practical.
- f. The PUD may be owned, leased, controlled or under option by a single person or corporation or by a group of individuals or corporations. The owner or owners of all property included in the PUD or the property owner's authorized agent must file the application. In case of multiple ownership, the approved Special Use Permit binds all owners.

C. PUD Process

1. Concept Plan. The applicant must submit a Concept Plan to the Planning Division before applying for PUD General Design Plan Special Use Permit.
 - a. The Concept Plan must show the PUD concept in schematic form, indicating generalized land use areas and their relationship to each other, density calculations, underlying zoning, circulation patterns, utility availability, existing conventional zoning, and existing site characteristics including historic and environmental resources.
 - b. The Planning Division must review the Concept Plan in consultation with other City Departments and provide a report containing comments and suggestions on the proposed PUD to the applicant.
2. PUD General Design Plan. The applicant may apply for a PUD General Design Plan Special Use Permit after receiving the Planning Division's Concept Plan report.
 - a. The PUD General Design Plan Special Use Permit application follows the Special Use Permit procedure in Article 6.
 - b. The PUD General Design Plan must include the following:
 - i. Residential development designs including the general street layout and the number and type of dwelling units proposed for each phase.
 - ii. Non-residential development designs including the general building footprint, street layout, building area, and the location and number of parking spaces.
 - iii. Proposed open space, recreation area, and other community facility locations, types, and sizes.
 - iv. Zoning district uses and standards applicable within the PUD development.
 - v. A statement specifying conventional zoning standard modifications from zoning districts necessary for the PUD development.
 - vi. Proposed development density, maximum floor area coverage, dwelling unit count, and estimate of net developable areas.
 - vii. Vehicular and pedestrian circulation plan.
 - viii. Existing environmental features.
 - ix. A development phasing plan, if applicable.

- x. A description of all landscaping, lighting, signage, and architectural themes within the PUD, including example building elevations.
 - c. The PUD General Design Plan Special Use Permit application must include a development agreement for review and recommendation by the Planning Commission, then executed and recorded at the Clerk of Court if the City Council approves the PUD. The development agreement shall include, at a minimum, the following:
 - i. The permitted uses of the property.
 - ii. The permitted density and/or intensity of the proposed use.
 - iii. Applicable reservations or dedications of land for public purposes.
 - iv. Terms, conditions, restrictions, and requirements upon which approval is based, including development phases, architecture standards, landscape standards, necessary on-site or off-site improvements, and public infrastructure upgrades.
 - v. A time frame for commencement and completion of improvements associated with the PUD.
 - vi. A statement indicating that, except as otherwise provided by the PUD development agreement, regulations governing permitted land uses, density, design, improvement and construction standards, and specifications applicable to land development are the regulations in force at the time.
 - vii. Any other development issues determined necessary by the City.
 - d. PUD Site Development Plan. The applicant may apply for a PUD site development plan for the entire development or as phased after the City Council approves the PUD General Design Plan Special Use Permit and the executed development agreement is recorded with the Clerk of Court.
- 3. Extension. The developer may request an extension of PUD approval established by the City Council for improvements that are Special Use Permit conditions for up to one (1) year.
- 4. Modifications
 - a. Minor modifications. The Zoning Administrator may approve minor modifications to the PUD General Design Plan Special Use Permit if they do not:
 - i. Increase by more than ten (10%) percent the total number of dwelling units or non-residential building floor area;
 - ii. Decrease the amount of private and/or public open space more than five (5%) percent as long as the 15% open space requirement is met;
 - iii. Adversely impact public infrastructure and utilities;
 - iv. Violate the PUD General Design Plan Special Use Permit development agreement.
 - b. Major modifications. Any proposed major modification to the PUD General Design Plan Special Use Permit, as determined by the Zoning Administrator, must be approved by the same process as the initial application.



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

City Planning Commission

RECOMMENDATION

DATE: SEPTEMBER 20, 2021

TO: CITY COUNCIL

FROM: CITY PLANNING COMMISSION

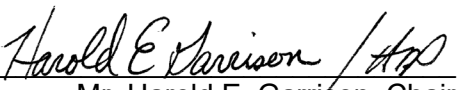
RE: ZONING ORDINANCE TEXT AMENDMENT – PLANNED UNIT DEVELOPMENTS

REQUEST

Rezoning Application PLRZ2021-312, initiated by the City of Danville Planning Director requests to amend Chapter 41 entitled “Zoning Ordinance” of the Code of the City of Danville, Virginia, 1986 as amended. Specifically, to add an Article 17, entitled Planned Unit Developments. Planned Unit Developments (PUDs) provide greater flexibility in land development regulation and land use arrangement than applying the Zoning Ordinance conventionally.

RECOMMENDATION

The Planning Commission, at their September 13, 2021 meeting, voted 7-0 to recommend approval of the text amendment to add an Article 17, entitled Planned Unit Developments.



Mr. Harold E. Garrison, Chair



City Planning Commission

MEMORANDUM

DATE: September 9, 2021
TO: Danville Planning Commission
FROM: Doug Plachcinski, AICP, Planning Division Director + Zoning Administrator
RE: REZONING PLRZ 2021-312 TEXT AMENDMENT

ARTICLE 17. – PLANNED UNIT DEVELOPMENTS

Danville's zoning code does not have a process for mixed land use developments. In the future, conventional zoning may not conveniently apply to mixed housing product neighborhoods or developments that include residential and commercial components. The Planned Unit Development process, allowed under Virginia Code, provides a tool for public review and input to approve the development concept. The Concept Plan can then be adjusted to allow the developer flexibility in implementing the concept without restarting the review over again each time like they would under the conventional zoning procedure.

The Planning Division consulted with the City Engineer, DPW Director, and Utilities Director when preparing this ordinance.

Ultimately zoning ordinance improvements can implement goals like, but not limited to:

- ✓ Promote economic growth and avoid unnecessarily strict regulations;
- ✓ Make regulations easier to understand;
- ✓ Incorporate technical best practices;
- ✓ Balance the historic and ecologic preservation with property rights;
- ✓ Ensure high quality development; and (but not least)
- ✓ Implement the City of Danville Comprehensive Plan.

The following summarizes the proposed PUD amendment:

1. The amendment provides the PUD purpose.
2. The amendment establishes requirements for all PUD's including review process, open space minimums, connectivity, and developer.
3. The amendment defines the PUD's Concept Plan and General Design Plan steps and explains the materials and documentation necessary for each. An important feature is a development agreement executed between the City and the Developer. If a PUD is not developed, the underlying conventional zoning remains in effect on the property.
4. The amendment categorizes minimum and major modifications to the PUD special use permit.

Council Letter

City of Danville, Virginia



CL-2639

New Business E.

City Council Regular Meeting

Meeting Date: 10/07/2021

Subject: Consideration of Granting a Special Use Permit for for a Private Community Facility at 107 Walters Street (Parcel ID# 21027)

From: Doug Plachcinski, Planning Division Director

COUNCIL ACTION

Business Meeting: 10/07/2021

SUMMARY

Special Use Permit Application PLSUP2021-263, filed by Nadine Etchison, requests a SUP for 107 Walters Street (Parcel ID# 21027) for a private community facility in accordance with Article 3.E Section C.17. The applicant intends to develop an outdoor gathering space.

BACKGROUND

This applicant would like to establish a gathering space on the vacant lot. The applicant included a sketch with the application that proposes a variety of different activities. The City has many subdivided lots that may never have homes built on them, or at least not any time soon. The preponderance of these vacant lots can disconnect and disempower our communities and fracture neighborhoods. They are often devolving from an urban development form and back to nature. Regardless of the Planning Commission's review of this proposal, addressing vacant land activation must be an important part of the City's 2022 Comprehensive Plan.

The Planning Commission, at their September 13, 2021 meeting, voted 7-0 to recommend approval of Special Use Permit Application PLSUP2021-263 with conditions.

RECOMMENDATION

The Planning Commission recommended 7-0 that City Council adopt an Ordinance granting a Special Use Permit for a private community facility in accordance with Article 3.E Section C.17. of the Zoning Ordinance of the Code of City of Danville, Virginia 1986, as amended, at 107 Walters Street (Parcel ID#21027).

Attachments

Ordinance

PLANNING BACKUP

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2021-____.____

AN ORDINANCE APPROVING SPECIAL USE PERMIT APPLICATION 2021-263, FILED BY NADINE ETCHISON, FOR A PRIVATE COMMUNITY FACILITY IN ACCORDANCE WITH ARTICLE 3.E, SECTION C.17. OF DANVILLE ZONING ORDINANCE AT 107 WALTERS STREET (PARCEL ID# 21027).

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the report of the Planning Commission recommending approval of Special Use Permit Application PLSUP 2021-263, filed by Nadine Etchison, for a private community facility in accordance with Article 3.E, Section C.17. of the Danville Zoning Ordinance, at 107 Walters Street (Parcel ID# 21027), 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-2021-263, filed by Nadine Etchison, for a private community facility in accordance with Article 3.E, Section C.17. of the Danville Zoning Ordinance, at 107 Walters Street (Parcel ID# 21027), is hereby approved, with the following conditions:

1. Activities on the site are supervised by the property owners or representatives;
2. Activities on the site end before dusk;
3. That the Planning Commission review the project in 12 months and make a recommendation to the City Council whether to extend the Special Land Use Permit at that time.

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: SEPTEMBER 20, 2021
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
RE: SPECIAL USE PERMIT APPLICATION PLSUP 2021-263

REQUEST

Special Use Permit Application PLSUP2021-263, filed by Nadine Etchison, requests a SUP for 107 Walters Street (Parcel ID# 21027) for a private community facility in accordance with Article 3.E Section C.17. The applicant intends to develop an outdoor gathering space.

RECOMMENDATION

The Planning Commission, at their September 13, 2021 meeting, voted 7-0 to recommend approval of PLSUP 2021-263 with the following conditions:

- Activities on the site are supervised by the property owners or representatives;
- Activities on the site end before dusk; and
- That the Planning Commission review the project in 12 months and make a recommendation to the City Council whether to extend the Special Land Use Permit at that time.

Mr. Harold E. Garrison, Chair



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

City Planning Commission

STAFF REPORT

DATE: September 9, 2021
TO: Planning Commission
FROM: Doug Plachcinski, AICP, Planning Division Director + Zoning Administrator
RE: SPECIAL USE PERMIT APPLICATION – 107 WALTERS STREET

Special Use Permit Application PLSUP2021-263, filed by Nadine Etchison, requests a SUP for 107 Walters Street (Parcel ID# 21027) for a private community facility in accordance with Article 3.E Section C.17. The applicant intends to develop an outdoor gathering space.

BACKGROUND

This applicant would like to establish a gathering space on the vacant lot. The applicant included a sketch with the application that proposes a variety of different activities. The City has many subdivided lots that may never have homes built on them, or at least not any time soon. The preponderance of these vacant lots can disconnect and disempower our communities and fracture neighborhoods. They are often devolving from an urban development form and back to nature. Regardless of the Planning Commission's review of this proposal, addressing vacant land activation must be an important part of the City's 2022 Comprehensive Plan.

STAFF ANALYSIS

The applicant, Nadine Etchison, applied to the Planning Division for a private community facility in the OT-R, OLD TOWN RESIDENTIAL DISTRICT (Urban Areas Single Family Residential District). The application is attached to this report.

The City may allow a private community facility in the OT-R Zoning District. (Chapter 41 Zoning Ordinance, Article 3.E. §C.17.).

The Comprehensive Plan puts the subject property in the Southwyck 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 consideration of infill lots situated within the City's urban residential environs. Properties subject to this district shall be developed with the objective of preserving existing historic and natural features, providing adequate public facilities and infrastructure, promoting excellence in site organization and landscape design, and encouraging housing with a compatible scale and character of architecture to that which is found in many of the City's stable urban neighborhoods.

The neighboring adjacent properties neighborhood residential. If granted, this proposed Special Use Permit is in harmony with the character of adjacent properties and the surrounding neighborhoods, 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.

RECOMMENDATION

The Planning Division recommends the Planning Commission endorse Special Use Permit Application PLSUP-2021-263 for City Council approval for 12 months with the condition that the Planning Commission review the project in 12 months and make a recommendation to the City Council whether to extend the Special Land Use Permit at that time.

CITY PLANNING COMMISSION ALTERNATIVE ACTIONS

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

ATTACHMENTS

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

MEMORANDUM

DATE: SEPTEMBER 13, 2021

TO: PLANNING COMMISSION

FROM: PLANNING STAFF

SUBJECT: RESPONSE FROM NEIGHBORING PROPERTY OWNERS

REQUEST:

Special Use Permit Application PLSUP2021-263, filed by Nadine Etchison, requests a SUP for 107 Walters Street (Parcel ID# 21027) for a private community facility in accordance with Article 3.E Section C.17. The applicant intends to develop an outdoor gathering space.

RESPONSES:

Thirty-six (36) notices were sent to surrounding property owners within three hundred (300) feet of the subject property. (Five) 5 responses were received. Five (5) Unopposed (Crews, Crowell, Escalante, L & G Rentals LLC, and Pritchett). Zero (0) Opposed.

COMMENTS:

This will be great for the community. (Crews)



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#): 107 Walters St
Applicant: Nadine M. Etchison
Applicant's Address: 1910 Halifax Rd
Applicant's Phone Number: 770-364-8415
Applicant's E-mail: alwaysblessedbygod2018@gmail.com
Describe Proposed Development: See Attached

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.

See Attached

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:

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:

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:


Applicant Signature

Property Owner Signature
(if not applicant)

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 Application / Parcel # 21027
Article 6 Section B

1B. This detailed land use proposal is in line with the Comprehensive Plan as well as past and present land uses within the residential community of Almagro, in Danville, Va.

Almagro has always been a place that welcomes businesses that enhances the community, i.e. Winslow Hospital/Ashwood Home for Adults/Winslow Loving Care/Health Dept, several community churches, recreation ctr, Betts Grocery, barber shop, schools, Boys and Girls Club, etc. I believe that using my land in the community as a venue for community, family, and social events such as birthday parties, reunions, and graduation celebrations, as well as pop-up shops that promote entrepreneurship will do just that, enhance the community.

Growing up in Danville, Va, on the other side of Oak Hill Cemetery, in Liberty View projects, Almagro played a big part in my life, memories I hold fondly.

It seems that my proposal is not only in harmony with the Adopted Comprehensive Plan for Danville, Va, but also in line with the character of this community. I recently read an article where Rev. Bridgeforth is pushing for the revitalization of Almagro and I believe that there will be improvements made and it is my desire to be an asset to the revitalization process as we all work together to help Almagro come back better.

Some of the things I wish to do at The Venue

- **Rent spots for Pop-Up Shoppes- 2-4 weekends per month**
- **August - Back - To - School Fun Day and Supplies giveaway**
- **October - Trunk-o-Treat safety zone**
- **December - Christmas Wish Program**
- **March - Spring outdoor revival services**
- **April - Easter egg hunt for the children**
- **Rent Venue for various type celebrations**

2B. This residential district is adequately served by the essential public services and I intend to have the necessary services connected on the property to include public restrooms.

3B. The use I am proposing does not result in the loss or damage of any feature determined to be of significant ecological, scenic, or historic importance. On the contrary, it is my intention to add to the future scenic beauty of Almagro through the requested revitalization process of the community. I intend to increase the historic importance of the community by placing various plaques throughout the property which will depict and tell the history of the important role that Almagro has played in the lives of the African Americans in Danville, Va and surrounding areas.

4B. It is my desire that the landscape and use of this lot will not only encourage the appropriate upgrading of homes but also increase their value, and also encouraging surrounding neighborhoods to do the same.

Article 6 Section D3

3a. See attached site plan

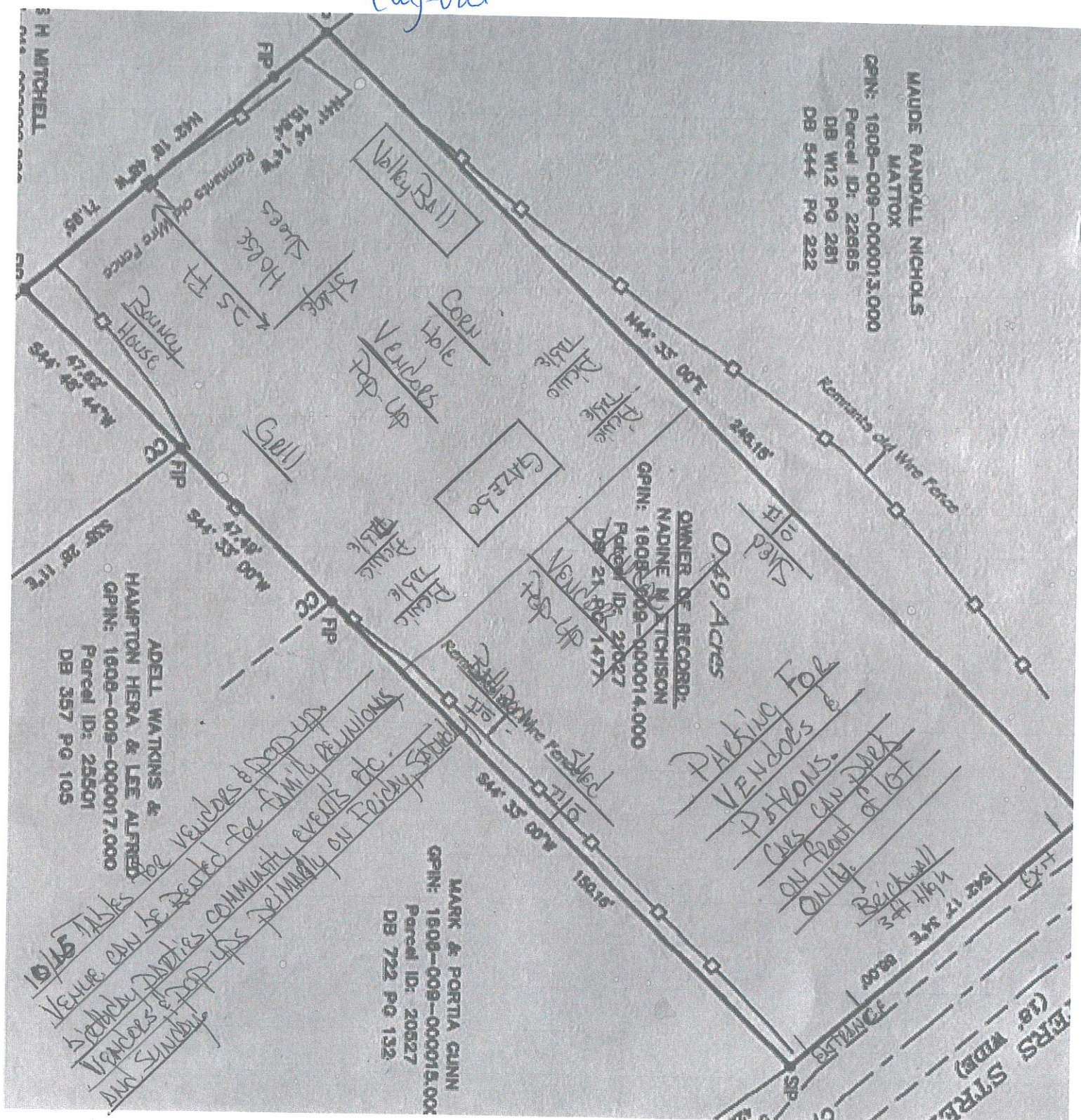
3b. See attached site plan

3c.

1. The Danville Comprehensive plan for the Neighborhood Revitalization Plan mentions "The preservation of Danville's historic neighborhoods is critical to maintaining elements of the city's character and vitality" which is an inevitable part of how I plan to use this land by including historical plaques on it that is sure to strike up historical conversations during social and recreational gatherings that will help to keep the history of this community vital.
2. The zoning district is OT-R
3. The surrounding properties consist of several adjoining lots (two empty), three residential homes (two empty), one church, the old Winslow Hospital, Edwin A. Gibson school, Boys and Girls Club, and historic Peters Park.
4. At present Almagro is in much need of revitalization, to include infrastructure improvements. I believe that the intended use of my land will surely add to that revitalization.
- 5 There will be ample space on the lot for vendor and patron parking, with separate marked entrance and exit to ensure easy flow of vehicles. This will minimize vehicle parking off-site.

6 Once approved I plan to have water, electricity, and public restrooms on-site.

Lay-out



SPECIAL USE PERMIT REQUEST DATA SHEET PLSUP 2021-263

PUBLIC HEARING DATES:	SEPTEMBER 13, 2021 PLANNING COMMISSION AT 3PM
LOCATION OF PROPERTY:	107 WALTERS STREET
PRESENT ZONE:	OT-R OLD TOWN RESIDENTIAL
PROPOSED ZONE:	NO CHANGE
ACTION REQUESTED:	THE APPLICANT REQUESTS A SPECIAL USE PERMIT FOR A AN OUTDOOR GATHERING SPACE
PRESENT USE OF PROPERTY:	VACANT
PROPOSED USE OF PROPERTY:	SAME
FUTURE LAND USE DESIGNATION:	RESIDENTIAL
PROPERTY OWNER (S):	NADINE ETCHISON
NAME OF APPLICANT (S):	NADINE ETCHISON
PROPERTY BORDERED BY:	RESIDENTIAL AND VACANT
ACREAGE:	0.43 ACRES TOTAL
CHARACTER OF VICINITY:	RESIDENTIAL NEIGHBORHOOD
INGRESS AND EGRESS:	WALTERS AND BROADNAX
TRAFFIC VOLUME:	RESIDENTIAL STREET – NO RECENT COUNTS



2019 AERIAL VIEW OF AREA SURROUNDING SUBJECT PROPERTY



Prepared by:
Planning Division
8/27/2021

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.

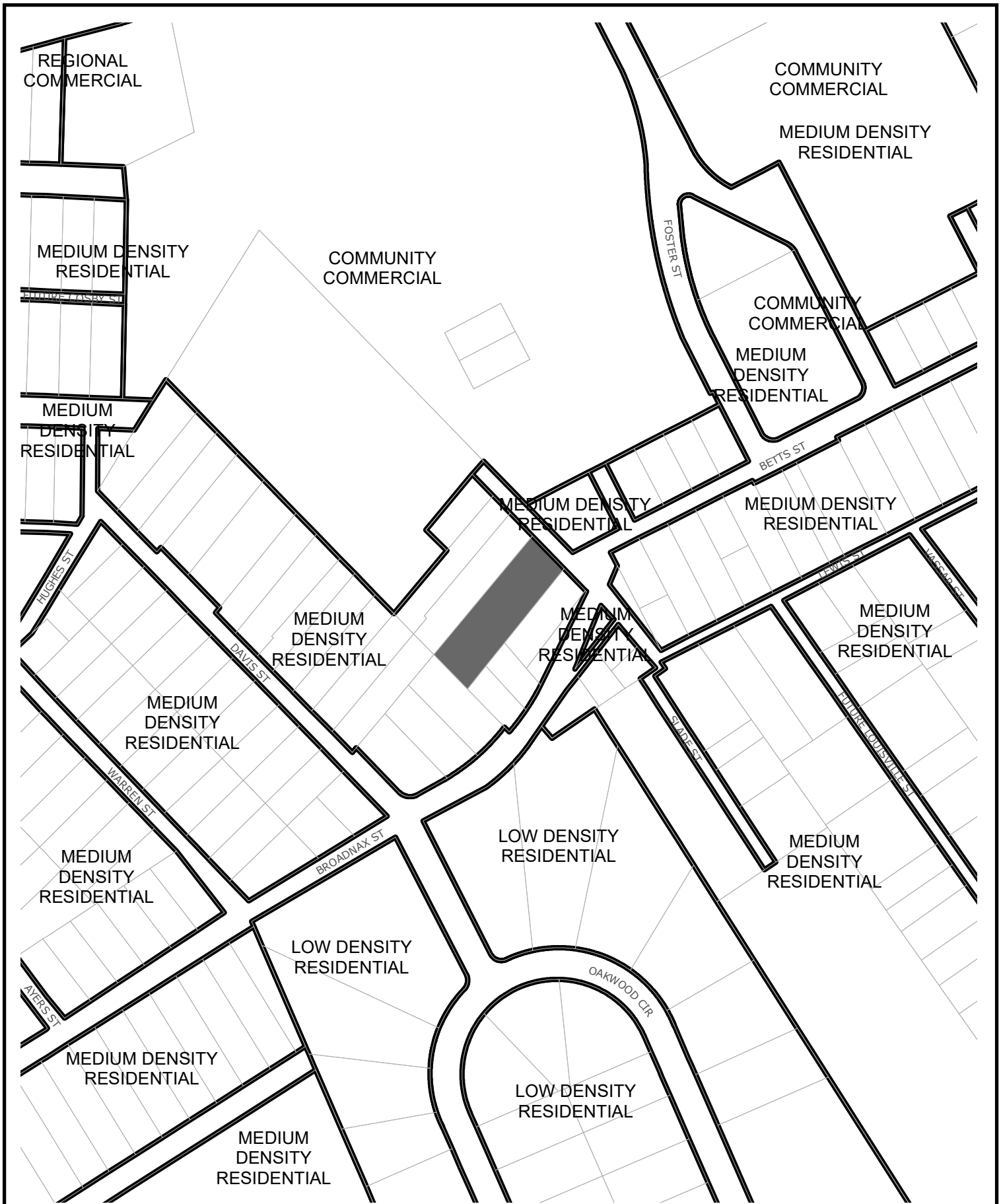


SURROUNDING PROPERTY OWNERS AND ZONING WITHIN 300 FEET OF SUBJECT PROPERTY



Prepared by:
Planning Division
8/27/2021

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YEAR 2030 LAND USE PLAN FOR AREA SURROUNDING SUBJECT PROPERTY

Prepared by:
Planning Division
8/27/2021

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-2643

New Business F.

City Council Regular Meeting

Meeting Date: 10/07/2021

Subject: Consideration of Granting a Special Use Permit for an Accessory Building at 409 Arnett Boulevard (Parcel ID# 75710)

From: Doug Plachcinski, Planning Division Director

COUNCIL ACTION

Business Meeting: 10/07/2021

SUMMARY

Special Use Permit Application PLSUP2021-297, filed by Trinity United Methodist Church, requests a Special Use Permit for 409 Arnett Boulevard (Parcel ID# 05074) for an accessory building or accessory use without a primary building located on the parcel, in accordance with Article 3.E Section C.23. The applicant intends to develop an outreach supply storage and distribution building.

BACKGROUND

This applicant would like to put a small building on the vacant lot next to the Church's parking lot.

The Planning Commission, at their September 13, 2021 meeting, voted 7-0 to recommend approval of Special Use Permit Application PLSUP2021-297.

RECOMMENDATION

The Planning Commission recommended 7-0 that City Council adopt an Ordinance granting a Special Use Permit 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 Zoning Ordinance of the Code of City of Danville, Virginia 1986, as amended, at 409 Arnett Boulevard (Parcel ID#05074).

Attachments

Ordinance

PLANNING BACKUP

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2021-____.____

AN ORDINANCE APPROVING SPECIAL USE PERMIT APPLICATION 2021-297, FILED BY TRINITY UNITED METHODIST CHURCH, 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 DANVILLE ZONING ORDINANCE, AT 409 ARNETT BOULEVARD (PARCEL ID# 05074).

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the report of the Planning Commission recommending approval of Special Use Permit Application PLSUP 2021-297, filed by Trinity United Methodist Church, 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 409 Arnett Boulevard (Parcel ID# 05074) 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 2021-297, filed by Trinity United Methodist Church, 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 409 Arnett Boulevard (Parcel ID# 05074), 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: SEPTEMBER 20, 2021
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
RE: SPECIAL USE PERMIT APPLICATION PLSUP 2021-297

REQUEST

Special Use Permit Application PLSUP2021-297, filed by Trinity United Methodist Church, requests a SUP for 409 Arnett Boulevard (Parcel ID# 05074) for an accessory building or accessory use without a primary building located on the parcel in accordance with Article 3.E Section C.23. The applicant intends to develop an outreach supply storage and distribution building.

RECOMMENDATION

The Planning Commission, at their September 13, 2021 meeting, voted 7-0 to recommend approval of PLSUP 2021-297.

Mr. Harold E. Garrison, Chair



City Planning Commission

STAFF REPORT

DATE: September 9, 2021
TO: Planning Commission
FROM: Doug Plachcinski, AICP, Planning Division Director + Zoning Administrator
RE: SPECIAL USE PERMIT APPLICATION – 409 ARNETT BOULEVARD

Special Use Permit Application PLSUP2021-297, filed by Trinity United Methodist Church, requests a SUP for 409 Arnett Boulevard (Parcel ID# 05074) for an accessory building or accessory use without a primary building located on the parcel in accordance with Article 3.E Section C.23. The applicant intends to develop an outreach supply storage and distribution building.

BACKGROUND

This applicant would like to put a small building on the vacant lot next to the Church's parking lot.

STAFF ANALYSIS

The applicant applied to the Planning Division for an accessory building or accessory use without a primary building in the OT-R, OLD TOWN RESIDENTIAL DISTRICT (Urban Areas Single Family Residential District). The application is attached to this report.

The City may allow an accessory building or accessory use without a primary building in the OT-R Zoning District. (Chapter 41 Zoning Ordinance, Article 3.E. §C.23.).

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 consideration of infill lots situated within the City's urban residential environs. Properties subject to this district shall be developed with the objective of preserving existing historic and natural features, providing adequate public facilities and infrastructure, promoting excellence in site organization and landscape design, and encouraging housing with a compatible scale and character of architecture to that which is found in many of the City's stable urban neighborhoods.

The neighboring adjacent properties are neighborhood residential. If granted, this proposed Special Use Permit is in harmony with the character of adjacent properties and the surrounding neighborhoods, 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.

RECOMMENDATION

The Planning Division recommends the Planning Commission endorse Special Use Permit Application PLSUP-2021-297 for City Council approval.

CITY PLANNING COMMISSION ALTERNATIVE ACTIONS

1. Recommend approval of the Special Use Permit Application as submitted;
2. Recommend approval of the Special Use Permit Application with conditions per Staff;

3. Recommend approval of the Special Use Permit Application with conditions per Planning Commission;
or
4. Recommend denial of the Special Use Permit Application.

ATTACHMENTS

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

MEMORANDUM

DATE: SEPTEMBER 13, 2021

TO: PLANNING COMMISSION

FROM: PLANNING STAFF

SUBJECT: RESPONSE FROM NEIGHBORING PROPERTY OWNERS

REQUEST:

Special Use Permit Application PLSUP2021-297, filed by Trinity United Methodist Church, requests a SUP for 409 Arnett Boulevard (Parcel ID# 05074) for an accessory building or accessory use without a primary building located on the parcel in accordance with Article 3.E Section C.23. The applicant intends to develop an outreach supply storage and distribution building.

RESPONSES:

Forty-two (42) notices were sent to surrounding property owners within three hundred (300) feet of the subject property. (12) 12 responses were received. Seven (7) Unopposed (Clark, Dalton, Furr, Jeb Realty, Jones, M & C Development and Moore). Five (5) Opposed (Bohannon, Congiagioco, Osborne, Terry and Worsham).

COMMENTS:

See Attached Letters.

Council Letter

City of Danville, Virginia



CL-2644

New Business G.

City Council Regular Meeting

Meeting Date: 10/07/2021

Subject: Consideration of Rezoning 924 Arnett Boulevard

From: Doug Plachcinski, Planning Division Director

COUNCIL ACTION

Business Meeting: 10/07/2021

SUMMARY

Rezoning Application PLRZ2021-255, initiated by the City Planning Director, requests to rezone 924 Arnett Boulevard (Parcel ID# 00319) from OT-R Old Town Residential to HR-C Highway Retail Commercial. The owner plans commercial uses on the site as it was developed in 1950.

BACKGROUND

The property owner requested a use change at the property to a more intense use: used car sales. Article 7 of the Zoning Ordinance regulates non-conforming uses and the City Planning Director determined that the change did not meet the criteria outlined in the ordinance. At some point, the City rezoned this commercially developed property to residential. The Planning Director initiated the zoning ordinance amendment so the property owner and Planning Commission could determine the appropriate zoning district for the development after a public hearing for neighbor input. The property owner did not attend the August Planning Commission public hearing, but neighbors did, and raised several concerns. The property owner, Richard Holbrook, contacted the Division and told them he had worked out the neighbor issues and would attend the September Planning Commission meeting. He did not attend the meeting or contact the Division, so the Planning Commission recommended denial of the proposed rezoning based on the public hearing input.

RECOMMENDATION

The Planning Commission recommends that City Council adopt a resolution denying rezoning 924 Arnett Boulevard (Parcel ID# 00319) from OT-R Old Town Residential zoning district to HR-C, Highway Retail Commercial zoning district.

Attachments

Resolution

Approval Ordinance

PLANNING BACKUP

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2021-_____

A RESOLUTION MAINTAINING 924 ARNETT BOULEVARD (PARCEL ID# 00319) IN THE OT-R, OLD TOWN-RESIDENTIAL ZONING DISTRICT.

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Danville, Virginia, that the report of the Planning Commission recommending denial of Rezoning application PLRZ 2021-255, to rezone 924 Arnett Boulevard (Parcel ID# 00319) from OT-R, Old Town -Residential to HR-C, Highway Retail - Commercial, is hereby received; and

BE IT FURTHER RESOLVED, that in consideration of said report and the public hearing held this day by Council, Rezoning application PLRZ 2021-255, to rezone 924 Arnett Boulevard (Parcel ID# 00319) from OT-R, Old Town - Residential to HR-C, Highway Retail -Commercial, is hereby denied; and

BE IT FINALLY RESOLVED, that 924 Arnett Boulevard (Parcel ID# 00319) hereby maintains OT-R, Old Town - Residential zoning.

APPROVED:

Mayor

ATTEST:

City Clerk

APPROVED AS TO
FORM AND LEGAL SUFFICIENCY:

City Attorney

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2021____.____

AN ORDINANCE REZONING 924 ARNETT BOULEVARD (PARCEL ID# 00319) FROM OT-R, OLD TOWN RESIDENTIAL TO HR-C, HIGHWAY RETAIL COMMERCIAL.

WHEREAS, in accordance with the Code of the City of Danville, Virginia, 1986, as amended, the City Planning Director requested to rezone 924 Arnett Boulevard (Parcel ID# 00319) from OT-R, Old Town Residential to HR-C, Highway Retail Commercial.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the report of the Planning Commission recommending approval of Rezoning Application 2021-255, to rezone 924 Arnett Boulevard (Parcel ID# 00319) from OT-R, Old Town Residential to HR-C, Highway Retail Commercial, is hereby received; and

BE IT FURTHER ORDAINED that in consideration of said report and the public hearing this day held by Council, Rezoning Application 2021-255, to rezone 924 Arnett Boulevard (Parcel ID# 00319) from OT-R, Old Town Residential to HR-C, Highway Retail Commercial, is hereby approved; and

BE IT FINALLY ORDAINED, that 924 Arnett Boulevard (Parcel ID# 00319) on the City of Danville, Virginia Zoning District Map is hereby amended to reflect the same.

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: SEPTEMBER 20, 2021
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
RE: ZONING ORDINANCE MAP AMENDMENT – PLRZ 2021-255

REQUEST

Rezoning Application PLRZ2021-255, initiated by the City Planning Director, requests to rezone 924 Arnett Boulevard (Parcel ID# 00319) from OTR Old Town Residential to HR-C Highway Retail Commercial. The owner intends to operate commercial uses on the site as it was developed in 1950.

RECOMMENDATION

The Planning Commission, at their September 13, 2021 meeting, voted 7-0 to recommend City Council deny rezoning 924 Arnett Boulevard (Parcel ID# 00319) from OTR Old Town Residential to HR-C Highway Retail Commercial.

Mr. Harold E. Garrison, Chair



City Planning Commission

STAFF REPORT

DATE: September 9, 2021
TO: Planning Commission
FROM: Doug Plachcinski, AICP, Planning Division Director + Zoning Administrator
RE: REZONING APPLICATION – 924 ARNETT BOULEVARD

Rezoning Application PLRZ2021-255, initiated by the City Planning Director, requests to rezone 924 Arnett Boulevard (Parcel ID# 00319) from OTR Old Town Residential to HR-C Highway Retail Commercial. The owner plans commercial uses on the site as it was developed in 1950.

UPDATE

The property owner, Richard Holbrook, contacted the Division and told me he had worked out the neighbor issues and would attend the Planning Commission meeting.

BACKGROUND

The property owner requested a use change at the property to a more intense use, used car sales. Article 7 of the zoning ordinance regulates non-conforming uses and I determined that the change did not meet the criteria outlined in the ordinance. At some point, the City rezoned this commercially developed property to residential. I initiated the zoning ordinance amendment to allow the property owner and planning commission to determine the appropriate zoning district for the development after a public hearing for neighbor input.

STAFF ANALYSIS

The proposed rezoning's future land use designation in the Comprehensive Plan is "Medium Density Residential". The adjacent land use along Piney Forest Road is planned "regional commercial". The site is adjacent to sub-area 3 in the Piney Forest Road Planning Area. Sub Area 3 includes 20 acres of transitional office and highway retail commercial.

RECOMMENDATION

The Planning Division recommends that the Planning Commission endorse Rezoning Application PLRZ2021-255 for City Council approval.

CITY PLANNING COMMISSION ALTERNATIVE ACTIONS

1. Recommend continuation to a future meeting.
2. Recommend approval as submitted.
3. Recommend approval with conditions determined by the Planning Commission.
4. Recommend denial.

ATTACHMENTS

- ✓ Application
- ✓ Data Sheet

- ✓ Property Ownership/Zoning Map
- ✓ Existing Land Use Map
- ✓ Future Land Use Map

MEMORANDUM

DATE: August 9, 2021

TO: PLANNING COMMISSION

FROM: PLANNING STAFF

SUBJECT: RESPONSE FROM NEIGHBORING PROPERTY OWNERS

REQUEST:

Rezoning Application PLRZ2021-255, initiated by the City Planning Director, requests to rezone 924 Arnett Boulevard (Parcel ID# 00319) from OTR Old Town Residential to HR-C Highway Retail Commercial. The owner intends to operate commercial uses on the site as it was developed in 1950.

RESPONSES:

Thirty-four (34) notices were sent to surrounding property owners within three hundred (300) feet of the subject property. (Six) 6 responses were received. Three (3) Unopposed (MJRW Inc., Nester Holdings LLC and Wood). Three (3) Opposed (Hughes, Inge and Mosley).

COMMENTS:

DATA SHEET PLRZ 2021-255

PUBLIC HEARING DATES:	AUGUST 9, 2021 PLANNING COMMISSION AT 3PM
LOCATION OF PROPERTY:	NORTH SIDE OF ARNETT BOULEVARD JUST EAST OF PINEY FOREST ROAD
PRESENT ZONE:	OT-R OLD TOWN RESIDENTIAL
PROPOSED ZONE:	HR-C HIGHWAY RETAIL COMMERCIAL
ACTION REQUESTED:	REZONE PROPERTY
PRESENT USE OF PROPERTY:	VACANT COMMERCIAL - NONCONFORMING
PROPOSED USE OF PROPERTY:	COMMERCIAL
FUTURE LAND USE DESIGNATION:	MEDUIM DENSITY RESIDENTIAL
PROPERTY OWNER(S):	RICHARD AND JANE HOLBROOK
NAME OF APPLICANT(S):	RICHARD AND JANE HOLBROOK
PROPERTY BORDERED BY:	HIGHWAY COMMERCIAL TO THE WEST AND NEIGHBORHOODS TO THE NORTH, EAST, AND SOUTH
ACREAGE:	0.34 ACRES TOTAL
CHARACTER OF VICINITY:	BORDER BETWEEN PINEY FOREST ROAD CORRIDOR AND NEIGHBORHOOD RESIDENTIAL
INGRESS AND EGRESS:	ARNETT BOULEVARD
TRAFFIC VOLUME:	NO RECENT COUNTS



2019 AERIAL VIEW OF AREA SURROUNDING SUBJECT PROPERTY



Prepared by:
Planning Division
7/21/2021

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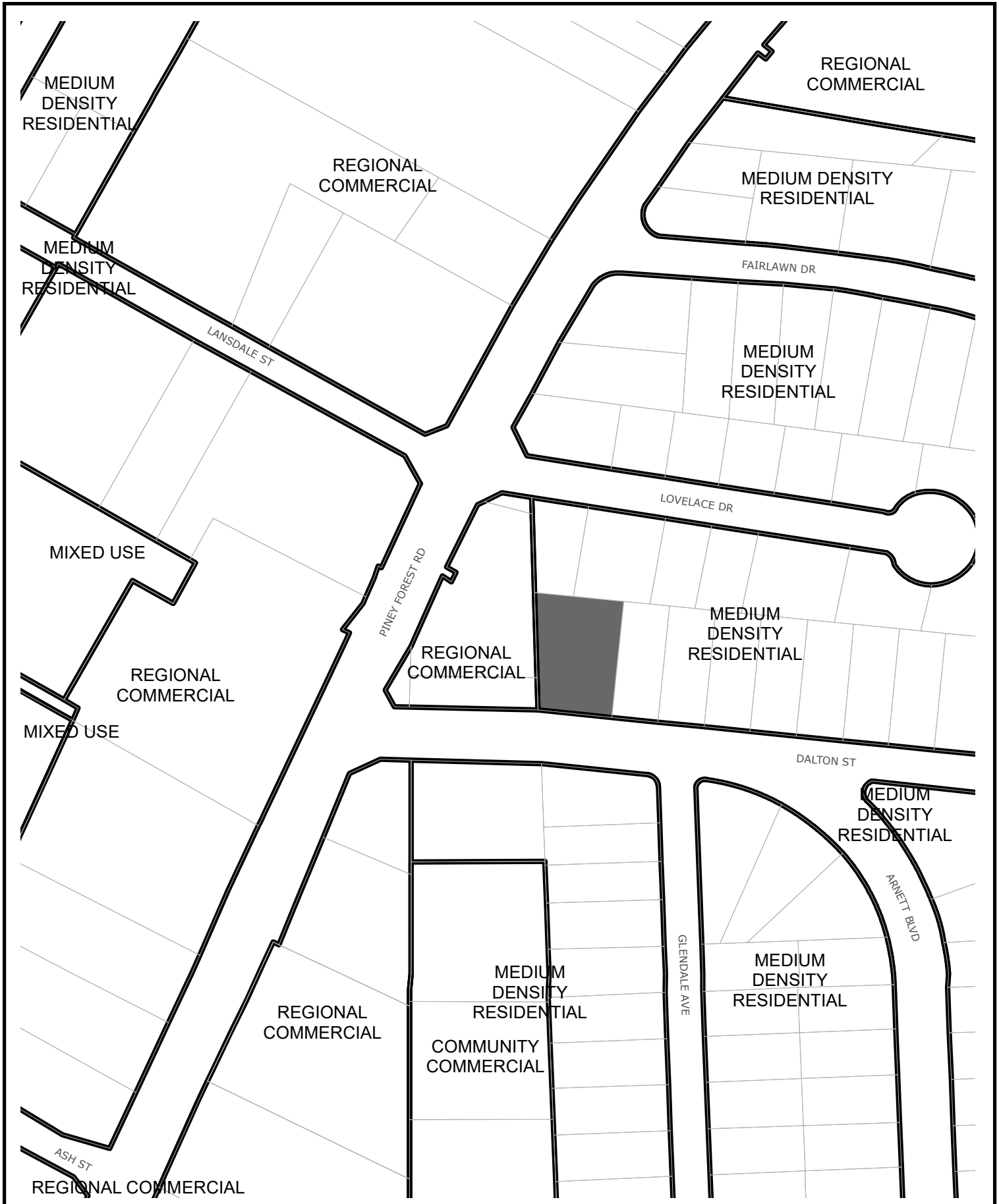


SURROUNDING PROPERTY OWNERS AND ZONING WITHIN 300 FEET OF SUBJECT PROPERTY



Prepared by:
Planning Division
7/21/2021

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YEAR 2030 LAND USE PLAN FOR AREA SURROUNDING SUBJECT PROPERTY

Prepared by:
Planning Division
7/21/2021

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-2609

New Business H.

City Council Regular Meeting

Meeting Date: 10/07/2021

Subject: Acceptance of Deed of Gift of Real Property Identified as Parcel 22179

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

COUNCIL ACTION

Business Meeting: 10/07/2021

SUMMARY

City Staff is seeking approval to accept the donation of an undeveloped lot of land along the Dan River behind the Carrington Pavilion on Craghead Street, to incorporate the land into the River Walk trail.

BACKGROUND

The owners, by inheritance, of an undeveloped lot along the southern bank of the Dan River behind the Carrington Pavilion, identified as Parcel #22179 Craghead Street, wish to donate the land to the City. The City currently owns an adjacent parcel of land, ensuring access to Parcel #22179. City Staff wishes to obtain the lot to facilitate its use within the River Walk trail, and to better protect a utility power line crossing the lot.

RECOMMENDATION

City staff recommends adopting a resolution accepting the donation of Parcel #22179 Craghead Street.

Attachments

Resolution

Deed

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2021-____.____

A RESOLUTION APPROVING AND AUTHORIZING THE ACCEPTANCE OF REAL PROPERTY IDENTIFIED AS PARCEL 22179 CRAGHEAD STREET TO ENHANCE SCENIC OUTDOOR RECREATION ACTIVITIES.

WHEREAS, there exists upon the southern bank of the Dan River in the City of Danville a parcel of undeveloped land owned by Archer Gravely III, Charles Gravely, Fenton Gravely Jr., and Lois Simmons, and identified as Parcel #22179; and

WHEREAS, the owners have kindly offered to donate the Parcel to the City of Danville to be used as part of the City's scenic outdoor recreation trails; and

WHEREAS, it is in the interest of public health and the general welfare to offer Danville residents expanded scenic outdoor recreational opportunities along the Dan River.

NOW THEREFORE, BE IT RESOLVED, by the City Council of Danville, Virginia, that the donation of Parcel #22179 is hereby accepted by the City of Danville, Virginia; and

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

APPROVED:

MAYOR

ATTEST:

CITY CLERK

Approved as to
Form and Legal Sufficiency:

CITY ATTORNEY

Tax PIN # 22179

*This deed is exempt from
Grantor's tax pursuant to Va.
Code § 58.1-811(D), and from
Grantee's tax pursuant to Va.
Code § 58.1-811(A)(3).*

THIS **DEED OF GIFT** made this the ____ day of _____, 202__, by
and between **ARCHER R. GRAVELY, III, CHARLES L. GRAVELY, FENTON N.
GRAVELY, JR., and LOIS ANNE GRAVELY SIMMONS, GRANTORS**, and the
**CITY OF DANVILLE, VIRGINIA, a municipal corporation of the Commonwealth
of Virginia, GRANTEE**,

W I T N E S S E T H:

AS A GIFT, and not for consideration, the Grantor does hereby give and grant,
with general warranty and English covenants of title, unto the Grantee, in fee simple
absolute, all that certain parcel of land, together with improvements thereon and
appurtenances thereto belonging, situate in the City of Danville, Virginia, and more
particularly described as follows:

TAX PIN #22179 – CRAGHEAD STREET, DANVILLE, VIRGINIA

ALL THAT CERTAIN LOT in the City of Danville. Virginia, in rear of the
former American Tobacco Company storage warehouse, and being a part of the
lot of land conveyed to R. L. Dibrell and A. W. Carrington by E. E. Bouldin,
Trustee, by deed of record in the Clerk's Office of the Circuit Court of Danville,
Virginia in Deed Book 63, at page 392 and being all of that lot of land conveyed
to Louise Glass Dibrell by deed of A. B. Carrington, Jr., and the First National
Bank of Danville, Virginia, Executors under the will of A. B. Carrington, Sr.,
dated March 10, 1937, recorded in the aforesaid Clerk's Office in Deed Book
171, at page 121, and that certain other deed of Louis N. Dibrell and the First
National Bank of Danville, Virginia, Executors under the will of R. L. Dibrell,
dated February 18, 1921, recorded in the aforesaid Clerk's Office in Deed Book
112, at page 148.

BEING IN FACT, the same property conveyed to Archer R. Gravely, Jr. and
Fenton N. Gravely from Louise Glass Dibrell and Louis Nelson Dibrell, by deed

dated January 28, 1950 and recorded in the aforesaid Clerk's Office in Deed Book 240, at page 230.

Archer R. Gravely, Jr., died intestate on November 3, 1987, vesting full ownership of his half share in his heirs at law, Archer R. Gravely III and Charles L. Gravely.

Fenton N. Gravely died intestate on July 9, 1985, vesting full ownership of his half share in his heirs at law, Fenton N. Gravely, Jr. and Lois Anne Gravely Simmons.

This conveyance is made subject to all easements, rights of way, or restrictive covenants now of record or affecting said property.

This conveyance having been accepted by the City Council of Danville, Virginia by Resolution No. _____ adopted on _____, 202__, pursuant to a public hearing held in accordance with Va. Code § 15.2-1800.

(Remainder of this page intentionally left blank)

WITNESS the following signatures and seals:

GIVEN BY:

ARCHER R. GRAVELY, III

STATE OF _____
COUNTY OF _____, to-wit:

The foregoing Deed was acknowledged before me this the _____ day of _____, 202__, by **Archer R. Gravelly III**.

My commission expires: _____

Notary registration number: _____

GIVEN BY:

CHARLES L. GRAVELY

STATE OF _____
COUNTY OF _____, to-wit:

The foregoing Deed was acknowledged before me this the _____ day of _____, 202__, by **Charles L. Gravelly**.

My commission expires: _____

Notary registration number: _____

GIVEN BY:

FENTON N. GRAVELY, JR.

STATE OF _____
COUNTY OF _____, to-wit:

The foregoing Deed was acknowledged before me this the _____ day of _____, 202__, by **Fenton N. Gravely, Jr..**

My commission expires: _____

Notary registration number: _____

GIVEN BY:

LOIS ANNE GRAVELY SIMMONS

STATE OF _____
COUNTY OF _____, to-wit:

The foregoing Deed was acknowledged before me this the _____ day of _____, 202__, by **Lois Anne Gravely Simmons.**

My commission expires: _____

Notary registration number: _____

ACCEPTED BY:

**THE CITY OF DANVILLE, VIRGINIA,
a municipal corporation of the
Commonwealth of Virginia**

BY: _____
KEN F. LARKING
City Manager

STATE OF VIRGINIA
CITY OF DANVILLE, to-wit:

The foregoing Deed was acknowledged before me this the _____ day of
_____, 202__, by **Ken F. Larking**, acting in his capacity as **City
Manager**, on behalf of the City of Danville, Virginia.

BY: _____
NOTARY PUBLIC

My commission expires: _____

Notary registration number: _____

Council Letter

City of Danville, Virginia



CL-2622

New Business I.

City Council Regular Meeting

Meeting Date: 10/07/2021

Subject: Fiscal Year 2021-22 Community Development Block Grant Programs

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

COUNCIL ACTION

First Reading: 10/07/2021

Final Adoption: 10/21/2021

SUMMARY

The City of Danville is a participating jurisdiction under the U.S. Department of Housing and Urban Development (HUD). Under this designation, the City receives Community Development Block Grant (CDBG) and HOME Investments Partnership Program (HOME) funds annually. The City has received its funding agreement from HUD in the amount of \$1,245,901 and needs to appropriate the money to be used for housing related programs.

BACKGROUND

In July, City Council approved a new five-year Consolidated Plan and Fiscal Year 2021-22 Annual Action Plan, specifying projects and activities that will be funded in the fiscal year. A large majority of the CDBG funds have historically been used for neighborhood revitalization efforts, and it is proposed to continue focusing on this effort in the 2020-21 Plan. In addition, there is a public service category which can be funded with up to 15% of the annual allocation. It provides funding to assist non-profit organizations to carry out programs that benefit low- to moderate-income individuals and/or households.

The City has received the program agreement from HUD for a total budget of \$1,245,901 for Fiscal Year 2020-21, comprised of \$907,295 CDBG funds, \$273,606 HOME funds, and \$65,000 estimated program income generated from loan repayments and the sale of houses currently under city programs.

RECOMMENDATION

It is recommended that City Council adopt the attached Budget Appropriation Ordinance appropriating \$1,245,901 from HUD for Fiscal Year 2021-22 for use in Housing related programs.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2021-____.____

A ORDINANCE AMENDING THE FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE FOR PROJECTS TO BE OR BEING UNDERTAKEN TO IMPROVE THE DANVILLE COMMUNITY FINANCED WITH COMMUNITY DEVELOPMENT BLOCK GRANT, HOME INVESTMENT PARTNERSHIP FUNDS FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, AND ESTIMATED PROGRAM INCOME FOR A TOTAL APPROPRIATION OF \$1,245,901.00.

WHEREAS, the United States Department of Housing and Urban Development has made available \$907,295 in Community Development Block Grant (CDBG) and \$273,606 in HOME Partnership Program (HOME) Entitlement funds to be used for projects to improve the Danville community; and

WHEREAS, it is projected that an aggregated amount of \$25,000 in CDBG program income and \$40,000 in HOME program income will be generated during the period from July 1, 2021 through June 30, 2022 from the Community Development Block Grant and HOME Entitlement funds which will be used to improve the Danville Community.

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

CDBG/HOME FUND
ESTIMATED/ANTICIPATED REVENUES

<u>Description</u>		<u>Account No.</u>	<u>Amount</u>
Federal Aid-CDBG:	FY2022	61689000-48025	\$907,295
Federal Aid-HOME:	FY2022	61690000-48030	\$273,606
CDBG Program Income:	FY2022	61689000-44381	\$ 25,000
HOME Program Income:	FY2022	61690000-44361	<u>\$ 40,000</u>
TOTAL:			<u>\$1,245,901</u>

ESTIMATED/ANTICIPATED EXPENDITURES

<u>Description</u>		<u>Account No.</u>	<u>Amount</u>
H & D ADMIN	FY2022		
Salaries & Wages		61670000-51100	\$54,800
FICA Taxes		61670000-51450	\$4,100
Retirement		61670000-51525	\$3,800
Group Hospital		61670000-51600	\$6,500
Group Life Insurance		61670000-51630	\$200
HSA Cont Exp		61670000-51632	\$1,100
Maintenance Service Contracts		61670000-52225	\$1,200
AVL Service Contracts		61670000-52226	\$100
Advertising		61670000-52275	\$600
Vehicles		61670000-52550	\$1,800
Print Shop – Supplies		61670000-52655	\$1,000
Postal Service		61670000-54050	\$900
Telephone/Internet		61670000-54100	\$1,900
General Liability Insurance		61670000-54650	\$100
Travel/Training		61670000-54900	\$1,300
Materials & Supplies		61670000-55930	\$900
TOTAL:			<u>\$80,300</u>

CDBG REHAB ADMIN:	FY2022		
Salaries & Wages		61671000-51100	\$201,900
FICA Taxes		61671000-51450	\$14,400
Retirement		61671000-51525	\$11,600
Group Hospital		61671000-51600	\$35,200
Group Life Insurance		61671000-51630	\$500
HAS Cont Exp		61671000-51632	\$5,000
Legal Services		61671000-52170	\$400
Maintenance Service Contracts		61671000-52225	\$500
Outside Services		61671000-52349	\$20,100
Vehicles Radio		61671000-52500	\$200
Vehicles		61671000-52550	\$5,400

Print Shop - Supplies	61671000-52655	\$300
Telephone	61671000-54100	\$1,700
General Liability Insurance	61671000-54650	\$100
Travel/Training	61671000-54900	\$2,100
Materials & Supplies	61671000-55930	\$35,200
Uniforms & Apparel	61671000-56050	\$1,200
Dues & Memberships	61671000-56242	\$1,100
	TOTAL:	<u>\$336,900</u>

REHABILITATION: FY2022

CDBG Housing Rehab Projects	61691000-50	\$306,919
	TOTAL:	<u>\$306,919</u>

FAIR HOUSING FY2022

Fair Housing Admin	61692000-50	\$23,176
	TOTAL:	<u>\$23,176</u>

PUBLIC SERVICE
ACTIVITIES (PSA): FY2022

Head Start/CIC	61694068-55005	\$40,000
College Bound	61694069-55005	\$12,000
Center for Housing Counselling	61694117-55005	\$3,000
Big Brothers/Big Sisters	61694122-55005	\$12,000
Neighbors Helping Neighbors	61694125-55005	\$15,000
Haven of the Dan River	61694131-55005	\$9,000
Legal Aid	61694415-55005	\$13,000
Ex-Offenders Program	61694416-55005	\$9,000
Temporary Shelter	61694135-55005	\$12,000
Danville Speech and Hearing	61694136-55005	\$10,000
	TOTAL:	<u>\$135,000</u>

PRT PUBLIC FACILITIES
WESTMORELAND FY2022

61693999-50	\$50,000
	<u>\$50,000</u>

HOME ADMIN FY2022

Salaries & Wages	61672000-51100	\$15,080
Salaries & Wages, Adjustment	61672000-51417	\$1,080
FICA Taxes	61672000-51450	\$1,080
Retirement	61672000-51525	\$1,080
Group Hospital	61672000-51600	\$3,080
Group Life Insurance	61672000-51630	\$100

HSA Cont Exp	61672000-51632	\$500
	TOTAL:	<u>\$22,000</u>
HOME REHABILITATION: FY2022		
HOME Housing Rehab Projects	61695999-50	\$210,734
	TOTAL:	<u>\$210,734</u>
HOME CHDO/HABITAT FOR HUMANITY FY2022		
CHDO Set Aside Rehab of Private Property	61696065-52230	\$30,000
CHDO Administration Expense	61696000-55815	\$9,900
	TOTAL	<u>\$39,900</u>
HOME CHDO/SOUTHSIDE FY2022		
CHDO Set Aside Rehab of Private Property	61697065-52230	\$37,247
CHDO Administration Expense	61697000-55815	\$3,725
	TOTAL:	<u>\$40,972</u>
	GRAND TOTAL	<u><u>\$1,245,901</u></u>

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

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

APPROVED:

Mayor

ATTEST:

Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

Council Letter

City of Danville, Virginia



CL-2624

New Business J.

City Council Regular Meeting

Meeting Date: 10/07/2021

Subject: Assistance to Firefighters Grant

From: David Coffey, Fire Chief

COUNCIL ACTION

First Reading: 10/07/2021

Final Adoption: 10/19/2021

SUMMARY

The City has received notification from the Department of Homeland Security that the Danville Fire Department has been approved to receive funding from the 2020 Assistance to Firefighters Program in the amount of \$115,360.91 for the purchase of vehicle extrication equipment for three fire trucks, with local funding of \$11,536.09.

BACKGROUND

Funds from the Department of Homeland Security are given to the Assistance to Firefighters Program, to assist in helping localities throughout the Commonwealth upgrade their equipment for the safety of the public and firefighters, with respect to fire and fire-related hazards. The grant must be used within twenty-four months of receipt of funds.

RECOMMENDATION

It is recommended that City Council approve the attached Ordinance Amending the Fiscal Year 2022 Budget by increasing the revenue to anticipate the receipt of the grant funds from the Department of Homeland Security.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2022-____.____

AN ORDINANCE AMENDING THE FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR A GRANT FROM THE VIRGINIA DEPARTMENT OF EMERGENCY MANAGEMENT IN AN AMOUNT OF \$115,360.91 AND A LOCAL SHARE IN THE AMOUNT OF \$11,536.09 FOR EXTRICATION EQUIPMENT FOR THREE FIRE TRUCKS FOR A TOTAL APPROPRIATION IN THE AMOUNT OF \$126,897.00, AND APPROPRIATING SAME.

WHEREAS, the City has been notified by the Department of Homeland Security that the Danville Fire Department has been awarded a grant; and

WHEREAS, the grant funds are to be used to upgrade the extrication equipment of three fire trucks.

NOW THEREFORE, BE IT ORDAINED, by the Council of the City of Danville, Virginia, that the Fiscal Year 2022 Budget Appropriation Ordinance be, and is hereby, amended by increasing revenue from the Department of Homeland Security for extrication equipment upgrades and such revenue and appropriation to be as follows:

ANTICIPATED REVENUE

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Federal: Fire Extrication Equipment	61716000-47670	<u>\$115,360.91</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Fire Extrication Equipment	61716999-50	<u>\$115,360.91</u>

AND BE IT FURTHER ORDAINED, that a transfer from Special Grants Unallocated revenue and appropriation is hereby authorized to cover the local share as follows:

TRANSFER FROM

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Special Grants Unallocated Transfer In From General Fund	60098000-6101	\$11,536.09
Special Grants Unallocated	60098000-6999	<u>\$11,536.09</u>

TRANSFERRED TO

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Fire Extrication Equipment Transfer In From General Fund	61716000-6101	\$11,536.09
Fire Extrication Equipment	61716999-50	<u>\$11,536.09</u>

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

BE IT FINALLY ORDAINED, that all other accounts and provisions of the Fiscal Year 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:

Clerk

Approved as to
Form and Legal Sufficiency:

Deputy City Attorney

Council Letter

City of Danville, Virginia



CL-2640

New Business K.

City Council Regular Meeting

Meeting Date: 10/07/2021

Subject: Virginia Juvenile Community Crime Control Act Funding Appropriation

From: Scott Booth, Police Chief

COUNCIL ACTION

First Reading: 10/07/2021

Final Adoption: 10/21/2021

SUMMARY

The Virginia Juvenile Community Crime Control Act (VJCCCA) requires the locality to develop and submit a plan outlining how the City will serve juvenile offenders before intake on complaints, or from the court, on petitions alleging the juvenile is delinquent, in need of services, or in need of supervision, with allocated funds. The locality's plan and funding was approved for Fiscal Year 2022. The VJCCCA Plan for Fiscal Year 2022 will continue to provide the Electronic Monitoring and Outreach Detention Programs. It is projected that ten (10) juveniles will be served in the Outreach Detention Program and thirty-five (35) will be served in the Electronic Monitoring Program. The plan will also offer Prevention Services for Non-DJJ and Pro-Social Skills Program for DJJ youth referred to the program through the City's Youth and Gang Violence Prevention Coordinator. It is projected the program will serve eight (8) juveniles in each program for a period of 90 days. During Fiscal Year 2022, the City will receive \$86,999 from the Department of Juvenile Justice to support the delivery of programs and services to juvenile offenders; the City will provide a match of \$39,830. The total allocation to operate the VJCCCA Programs is \$126,829.

BACKGROUND

In 1995, the General Assembly enacted the Virginia Juvenile Community Crime Control Act (VJCCCA) which appropriated additional funds to localities to implement non-secure detention programs and services to meet the needs of juveniles involved with the Juvenile & Domestic Relations Court Services Unit. The City has been the recipient of VJCCCA funds since its inception. The VJCCCA funding allows the W. W. Moore, Jr. Detention Home to operate an Electronic Monitoring and Outreach Detention Program and provide other identified services based on the needs of the juveniles referred by the Danville Juvenile & Domestic Relations Court and the community. Without these programs and services, it is possible many of these juveniles would be placed in secure detention or an out-of-home placement, resulting in a greater cost to the locality.

RECOMMENDATION

It is recommended that City Council approve the attached Ordinance appropriating funds to operate non-secure detention programs to provide services for offenders in the Juvenile Justice System and other juveniles at risk of offending.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2021-____.____

AN ORDINANCE AMENDING THE FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE FOR A GRANT FROM THE DEPARTMENT OF JUVENILE JUSTICE IN THE AMOUNT OF \$86,999 AND A LOCAL SHARE OF \$39,830 FOR A TOTAL APPROPRIATION OF \$126,829, TO PROVIDE FOR THE ELECTRONIC MONITORING AND OUTREACH DETENTION PROGRAMS AND PREVENTION SERVICES/PRO-SOCIAL SKILLS PROGRAM FOR THE CITY OF DANVILLE AT THE W. W. MOORE JR. DETENTION HOME AND APPROPRIATING SAME.

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 to anticipate revenues from a grant in the amount of \$86,999 from the Virginia Juvenile Community Crime Control Act for the purpose of operating programs which provide alternatives to detention and appropriating same in the Special Grants Fund, and \$39,830 be appropriated from the General Fund Account such revenues and appropriation to be as follows:

ANTICIPATED REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Categorical Aid-State: Virginia Juvenile Community Crime Control Act (VJCCCA)	61681000-47240	\$86,999
Local Share: Transfers from General Fund	61681000-6101	<u>39,830</u>
	TOTAL:	<u><u>\$126,829</u></u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
W. W. Moore, Jr. Detention Home Electronic Monitoring, Outreach Detention Program And DJJ Youth Prevention Services and Non-DJJ Youth Pro-Social Skills Program.		
FT Sal/Wages Reg	61681000 51100	\$92,582
FICA	61681000 51450	9,249

Retirement ERS	61681000 51525	7,384
Telephone	61681000 54100	854
Materials & Supplies	61681000 55930	2,760
Travel/Train Exp	61681000 54900	7,000
Equipment Leased	61681000 54750	7,000
	TOTAL:	<u>\$126,829</u>

AND BE IT FURTHER 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:

Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

Council Letter

City of Danville, Virginia



CL-2642

New Business L.

City Council Regular Meeting

Meeting Date: 10/07/2021

Subject: USDA Grant for Food Services at W. W. Moore, Jr. Detention Home

From: Scott Booth, Police Chief

COUNCIL ACTION

First Reading: 10/07/2021

Final Adoption: 10/21/2021

SUMMARY

Each year, the W. W. Moore, Jr. Detention Home receives funds from the United States Department of Agriculture (USDA) as a result of the detention home's participation in the National School Nutrition Program. The revenue from the USDA offsets some of the costs related to the Food Service Operation at the detention home. It is projected the City will receive \$38,681 for Fiscal Year 2022. The amount of funds received may be more or less depending on changes in the daily population.

BACKGROUND

The W. W. Moore, Jr. Detention Home will participate in the National School Nutrition Program during Fiscal Year 2022. The anticipated revenue is projected, and an appropriation is requested based on utilization rates, reimbursement rates, and the number of days each meal or snack is reimbursed. The USDA reimbursement rates provided by the Department of Juvenile Justice Food Service Operations Unit for Fiscal Year 2022 are as follows: Breakfast - \$2.46; Lunch - \$4.32; and Snack - \$1.00. Breakfast and Lunch meals are reimbursed 365 days per year. Snacks are reimbursed 104 days per year. There is no reimbursement for Dinner meals. Based on the Average Daily Population of fifteen last Fiscal Year, and the number of days meals and snacks are reimbursed, the W. W. Moore, Jr. Detention Home expects to receive approximately \$38,681. USDA funds are received quarterly by the City of Danville.

RECOMMENDATION

It is recommended that City Council adopt the attached Ordinance appropriating funds within the Special Grants Fund for expenses related to the Food Service Operation at the W. W. Moore, Jr. Detention Home.

Attachments

Ordinance

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2021-____.____

AN ORDINANCE AMENDING THE FISCAL YEAR 2022 BUDGET APPROPRIATION ORDINANCE FOR A FEDERAL GRANT IN THE AMOUNT OF APPROXIMATELY \$38,681 TO AID THE FOOD SERVICE OPERATIONS AT W. W. MOORE, JR. DETENTION HOME AND APPROPRIATING SAME.

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 to anticipate revenue from a grant in the amount of approximately \$38,681 from the United States Department of Agriculture to the W. W. Moore, Jr. Detention Home for the purpose of aiding the food service operations and appropriating same in the Special Grants Fund for Fiscal Year 2022, such revenues and appropriation to be as follows:

ANTICIPATED REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Categorical Aid-State: USDA - Detention Home	60114000-47210	<u>\$38,681</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
W. W. Moore, Jr. Detention Home Food Supplies/Food Services	60114000-55825	<u>\$38,681</u>

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

BE IT FINALLY ORDAINED, that all other accounts and provisions of the Fiscal Year 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:

Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney