

August 21, 2018

The Second Regular August meeting of the Danville City Council was held on August 21, 2018, at 7:00 p.m. in the Council Chambers located on the Fourth Floor of the Municipal Building. The following Council Members were present: James B. Buckner, L.G. "Larry" Campbell Jr., Mayor Alonzo L. Jones, Dr. Gary P. Miller, Sherman M. Saunders, Fred O. Shanks, III, Vice Mayor J. Lee Vogler, Jr., Adam J. Tomer and Madison J.R. Whittle (9).

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

Mayor Jones presided.

INVOCATION AND PLEDGE OF ALLEGIANCE

The Invocation was given by Sherman M. Saunders; the Pledge of Allegiance to the Flag followed.

CONSENT AGENDA

Mayor Jones opened the floor for a Public Hearing for the Budget Appropriation item. Notice of the Public Hearing was published in the *Danville Register & Bee* on August 14, 2018. No one present desired to be heard and the Public Hearing was closed.

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

Minutes from the Regular Council Meeting held on July 17, 2018. Draft copies had been distributed prior to the Meeting.

Budget Amendment – Consideration of Amending the FY2019 BAO for Comprehensive Services Act Funds

An Ordinance entitled Ordinance No. 2018-08.01, presented by its First Reading on August 9, 2018, Amending the Fiscal Year 2019 Budget Appropriation Ordinance by Appropriating Comprehensive Services Act Funds and Providing Local Matching Funds for a Total Amount of \$4,747,214.

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

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

APPOINTMENTS

Vice Mayor Vogler **moved** for adoption of the following Resolutions:

Resolution No. 2018-08.01- Reappointing Jeffrey L. Bond as a Member of the Commission of Architectural Review.

Resolution No. 2018-08.02 - Appointing Tyrell Payne as a Member of the Community Improvement Council.

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Resolution No. 2018-08.03 - Appointing Natalie B. Whitlow as a Member of the Danville Community Policy and Management Team.

Resolution No. 2018-08.04 - Appointing Philip Hall as a Member of the Airport Commission.

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

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

NEW BUSINESS

BUDGET APPROPRIATION - AMENDING THE FY 2019 BUDGET APPROPRIATION ORDINANCE FOR A VIRGINIA COMMISSION FOR THE ARTS GRANT IN THE AMOUNT OF \$4,500

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

ORDINANCE NO. 2018-08.07

AMENDING THE FISCAL YEAR 2019 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR A VIRGINIA COMMISSION FOR THE ARTS GRANT IN THE AMOUNT OF \$4,500, AND TO PROVIDE FOR THE LOCAL SHARE IN THE AMOUNT OF \$5,000 FOR A TOTAL GRANT OF \$9,500

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

PUBLIC HEARING - APPROVAL OF A FULL SERVICE AMBULANCE OPERATOR'S PERMIT TO LIFECARE

Mayor Jones opened the floor for a Public Hearing regarding approval of an ambulance operator's permit to LifeCare. Notice of the Public Hearing was published in the *Danville Register & Bee* on August 7, 2018 and August 14, 2018. 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. 2018-08.08

GRANTING A FULL-SERVICE AMBULANCE OPERATOR'S PERMIT TO LIFECARE MEDICAL TRANSPORTS, INC.

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

Council Member Miller noted several weeks ago there had been problems reported for delayed responses, but LifeCare has made a genuine effort to improve their service and noted Council should support this Ordinance. In response to Council Member Campbell, Dr. Miller

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noted the City Manager was looking into a common dispatch center with Pittsylvania County; he believed a regional 911 center would be an improvement. Council Member Shanks questioned if the City just revamped their E-911 center within the last few years and Mr. Larking noted they had. Mr. Larking stated he talked with the County recently to see if there was an interest in a joint dispatch, but the County is not interested in partnering with the City at this time; the possibility may exist in the future.

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

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

CITY CODE - AMENDING AND REORDAINING CHAPTER 32, ENTITLED "RETIREMENT SYSTEM" OF THE DANVILLE CITY CODE

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

ORDINANCE NO. 2018-08.09

REPEALING AND REORDAINING CHAPTER 32, ENTITLED "RETIREMENT SYSTEM" OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA, IN ITS ENTIRETY IN ORDER TO UPDATE AND REFLECT THE CURRENT PENSION AND RETIREMENT SYSTEMS FOR THE CITY OFFICERS AND EMPLOYEES

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

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

AUTHORIZING THE CITY MANAGER TO ENTER INTO AMERICAN MUNICIPAL POWER'S AGENCY DESIGNATION AGREEMENT

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

RESOLUTION NO. 2018-08.05

AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGENCY DESIGNATION SCHEDULE WITH AMERICAN MUNICIPAL POWER, INC.

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

Council Member Shanks explained this was an agreement to have AMP Ohio representatives read the meter at the Ringgold Solar farm, just as they do now at the Schoolfield Dam.

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

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

CITY CODE - RESCINDING ORDINANCE NUMBER 2005-09.12 PERTAINING TO THE APPROVAL PROCESS FOR MURALS IN DOWNTOWN DANVILLE

Vice Mayor Vogler **moved** for adoption of an Ordinance entitled:

ORDINANCE NO. 2018-08.10

REPEALING ORDINANCE NO. 2005-09.12 ENTITLED COLLABORATION BETWEEN THE CITY OF DANVILLE AND THE DOWNTOWN DANVILLE ASSOCIATION TO IMPLEMENT A MURAL PROGRAM IN DOWNTOWN DANVILLE.

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

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

APPROVING A PURCHASE AGREEMENT TO ACQUIRE THE DANIEL GROUP HANGAR AT DANVILLE REGIONAL AIRPORT

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

RESOLUTION NO. 2018-08.06

APPROVING A PURCHASE AGREEMENT TO ACQUIRE THE DANIEL GROUP HANGAR AT THE DANVILLE REGIONAL AIRPORT.

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

Council Member Tomer noted his concern is with how this piggy-backs on the next Ordinance. The City is using \$140,000 in taxpayer dollars to purchase a hangar in which the sole occupant can only be Averett and the lease is only going up \$800 a month; that is a 14-15 year payback. He does not know if that is a good deal for Danville and will be voting no on this motion. Council Member Shanks noted he understood Mr. Tomer's concerns, particularly in the payback period, however, this is the only hangar at the Airport that is not owned by the City of Danville and Averett is an important member of the community at the Airport with the Aviation School. Mr. Shanks noted in this particular instance, the payback period is appropriate and he will be supporting it. Council Member Campbell noted his support as well.

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

VOTE: 7-2
AYE: Buckner, Campbell, Jones, Miller, Saunders,
Shanks and Vogler (7)
NAY: Tomer, Whittle (2)

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**PUBLIC HEARING - APPROVAL OF A FIVE YEAR LEASE RENEWAL AGREEMENT
WITH AVERETT UNIVERSITY AT DANVILLE REGIONAL AIRPORT**

Mayor Jones opened the floor for a Public Hearing regarding a lease renewal with Averett University. Notice of the Public Hearing was published in the *Danville Register & Bee* on August 5, 2018 and August 15, 2018.

Mayor Jones recognized Elizabeth Rembold, 3616 Ringgold Church Road, Ringgold, VA, and General Aviation at the Danville Regional Airport. Ms. Rembold stated General Aviation is happy to support the City's decision to extend a five year lease to Averett University. They ask that the City extend the same courtesy to them and extend their lease for another five years so they can continue their operations at the Airport. No one further desired to be heard and the Public Hearing was closed.

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

RESOLUTION NO. 2018-08.07

APPROVING AN AGREEMENT LEASING HANGAR AND ADMINISTRATIVE SPACE AT THE DANVILLE REGIONAL AIRPORT TO AVERETT UNIVERSITY FOR IT'S FLIGHT CENTER.

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

VOTE: 8-1
AYE: Buckner, Campbell, Jones, Miller, Saunders,
Shanks, Vogler and Whittle (8)
NAY: Tomer (1)

**APPROVING A RESOLUTION OF SUPPORT OF THE HISTORIC TAX CREDIT
ENHANCEMENT ACT OF 2018**

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

RESOLUTION NO. 2018-08.08

URGING THE CITY OF DANVILLE'S CONGRESSIONAL DELEGATION TO SUPPORT THE HISTORIC TAX CREDIT ENHANCEMENT ACT OF 2018.

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

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

**BUDGET AMENDMENT - CONSIDERATION OF AMENDING THE FY 2019 BUDGET
APPROPRIATION ORDINANCE FOR A GRANT FROM THE VIRGINIA HOUSING
DEVELOPMENT AUTHORITY**

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

ORDINANCE NO. 2018-08.11

AMENDING THE FISCAL YEAR 2019 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR GRANT FROM THE VIRGINIA HOUSING DEVELOPMENT AUTHORITY IN THE AMOUNT OF \$125,000 AND LOCAL SHARE IN THE AMOUNT OF \$75,000 AND APPROPRIATING THE SAME.

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

Mayor Jones recognized Lawrence Meder, resident of Chestnut Street, Danville, and Vice Chair of the neighborhood organization, Friends of the Old West. Mr. Meder noted when he first heard about the rehabilitation of the Jefferson Court Apartments he was skeptical and so were members of the Board. After learning more details, visiting the property and hearing the plan for the building, they thought accepting the grant would be in the best interest for Danville. Mr. Meder discussed the Friends of the Old West End, their newsletter, *The Old West End Gazette*, and development in the OWE. Mr. Meder encouraged Council's support of this grant.

Council Member Shanks commended Mr. Meder's and the organization's efforts in the Old West End and questioned Mr. Meder if he knew how much it would cost to renovate 205 Jefferson. Mr. Meder noted believed it would cost about \$1M to make it livable. Council Member Miller noted his reservations about the building. Mayor Jones stated he grew up in the community and thanked Mr. Meder for all they are doing.

Mayor Jones recognized Stephen Wilson, resident of the Old West End; Mr. Wilson distributed copies of pages from the Buki study, which included a map of the City and pages on the Old West End Findings. Mr. Wilson thanked Council for considering and pushing this project forward at 205 Jefferson.

COMMUNICATIONS

There were no communications from City Manager, Deputy City Manager, or City Clerk. City Attorney Clarke Whitfield reminded citizens that Friday night at 7:00 p.m. GW kicks off with their home opener against Lynchburg Christian Academy.

ROLL CALL

Council Members welcomed the Tunstall High School students to the meeting.

Council Member Buckner thanked everyone that came out to VIR this weekend. It was an amazing event; all the hotels and restaurants were full, with all the people that showed up for a great time.

Council Member Campbell asked the City Manager to elaborate on the process of the City buying vehicles, he has heard complaints from car dealers in town that the City does more out of City buying than in city; he thought it used procurement. Mr. Larking noted typically the City takes the lowest price option within the scope of what they are looking for; he will get Mr. Campbell more details. Mr. Campbell questioned a business development center on Main

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Street and Assistant Director of Economic Development Corrie Bobe explained River City Coworking Space will be opening next month on Main Street. They are leasing the lower level of the Solex Architecture building.

Mayor Jones noted to all those that attended the Ruby Archie dedication at the Library, it was a great event; thanks to all the Council members and City staff that were there. Mayor Jones stated he had a meeting with the former Mayors of the City, it was encouraging and enlightening to listen to them. Mayor Jones thanked the citizens of the community that are helping move the City forward.

Dr. Miller noted the Ruby Archie dedication was a great event; the last Music on Main was tomorrow night and encouraged citizens to attend.

Council Member Saunders welcomed the former Chairman of the Board of Supervisors, Jessie Barksdale. The dedication of the Ruby Archie Library was a wonderful event, the AKA raised a lot of money and were in attendance as well. Special thanks to the City Manager and his 1,100 employees, and all the citizens for supporting the City's efforts.

Council Member Shanks noted he remembered his government class and the study of the Constitution, and encouraged the Tunstall students to become familiar with it. Mr. Shanks noted he missed Mr. Barksdale from the RIFA Board, and it was an honor to have him at the Council meeting.

Vice Mayor Vogler discussed the City's efforts to attract data centers and thanked Council for taking this issue on. Mr. Vogler noted he and the Mayor met with Senator Stanley last week when he was touring the schools, and Council Member Buckner and he spent time with Senator Kaine showing him the River District and the improvements that have been happening there. He enjoys opportunities to show the work they are doing in Danville, and what they can still use some help with.

Council Member Whittle noted VIR brought 10,000 people in this weekend with a huge impact on filling up the City's hotels. Mr. Whittle stated if citizens haven't seen it, it is a fabulous facility and an good economic driver for the City.

The meeting adjourned at 7:49 p.m.

APPROVED:

MAYOR

ATTEST:

CITY CLERK