



DANVILLE CITY COUNCIL REGULAR MEETING AGENDA

MUNICIPAL BUILDING

September 3, 2024

7:00 PM

PRESIDING: Alonzo L. Jones, Mayor

CITY COUNCIL MEMBERS:	James B. Buckner	Dr. Gary P. Miller, Vice Mayor
	L.G. "Larry" Campbell, Jr.	Sherman M. Saunders
	Bryant Hood	J. Lee Vogler, Jr.,
	Barry P. Mayo	Madison J. Whittle

STAFF:	Ken F. Larking, City Manager	W. Clarke Whitfield, Jr., City Attorney
	Earl B. Reynolds, Jr., Deputy City Manager	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, who have signed up to speak at www.danvilleva.gov/council or by contacting the Office of the City Clerk, 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, and shall have three uninterrupted minutes. A representative of a group may have up to five uninterrupted minutes to make a presentation. The representative shall identify the group and a group may have no more than one spokesperson. Time will be kept using the electronic timer on the podium.

Guidelines for Public Hearings

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

MEETING CALLED TO ORDER

ROLL CALL

INVOCATION - J. LEE VOGLER, JR.

PLEDGE OF ALLEGIANCE TO THE FLAG

ANNOUNCEMENTS AND SPECIAL RECOGNITION

A. Presentation of Fire Department ISO 1 Public Protection Classification

By: Chief David Coffey

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.

PUBLIC HEARING

A. Consideration of Approval of Minutes from Regular Council Meeting held on August 6, 2024.

B. Consideration of Amending the Fiscal Year 2025 Budget Appropriation Ordinance for a DCJS Grant for the Office of Violence Prevention.

Council Letter Number CL - 1474.

An Ordinance Amending the Fiscal Year 2025 Budget Appropriation Ordinance by Increasing Revenue from Virginia Department of Criminal Justice Services – Fiscal Year 2025 Firearm Violence Intervention and Prevention Grant Program in the Amount of \$142,000 and Appropriating the Same.

Final Adoption

C. Consideration of Amending the Fiscal Year 2025 Budget Appropriation Ordinance for a Virginia Department of Conservation and Recreation Grant for White Mill Dam Removal.

Council Letter Number CL - 1475.

An Ordinance Amending the Fiscal Year 2025 Budget Appropriation Ordinance by Increasing Revenue from Virginia Department of Conservation and Recreation - Dam Safety, Flood Prevention and Protection Assistance Grant Program in the Amount of \$250,000 and a Local Share in the Amount of \$250,000 for a Total Appropriation of \$500,000 and Appropriating the Same.

Final Adoption

D. Consideration of Amending the Fiscal Year 2025 Budget Appropriation Ordinance for a Department of Criminal Justice JAG Grant to Purchase Equipment Shields.

Council Letter Number CL - 1500.

An Ordinance Amending the Fiscal Year 2025 Budget Appropriation Ordinance by Increasing Revenue from Virginia Department Criminal Justice Services – Fiscal Year 2024 Byrne/JAG Law Enforcement Equipment Grant in the Amount of \$12,000 and a Local Share in the Amount of \$4,000 for a Total Appropriation of \$16,000 and Appropriating Same.

Final Adoption

- E. Consideration of Amending the Fiscal Year 2025 Budget Appropriation Ordinance for a Department of Criminal Justice School Resource Officer Grant.

Council Letter Number CL - 1501.

An Ordinance Amending the Fiscal Year 2025 Budget Appropriation Ordinance by Increasing Revenue from Virginia Department Criminal Justice Services – Fiscal Year 2025 School Resource Officer Grant Program in the Amount of \$103,415 and a Local Share in the Amount of \$32,855 for a Total Appropriation of \$136,270 and Appropriating Same.

Final Adoption

APPOINTMENTS

- A. Consideration of Appointments to Boards and Commissions.

Council Letter Number CL - 1559.

Consideration of Appointments to the following Boards and Commissions:

1. A Resolution Reappointing Paul Liepe to the Commission of Architectural Review.
2. A Resolution Appointing Luke Ramsey to the Commission of Architectural Review.
3. A Resolution Reappointing Tyrell Payne to the Community Improvement Council.

NEW BUSINESS

- A. Consideration of a Special Use Permit Application filed by 400 Bridge LLC at 400 Bridge Street (Parcel 21490) to Request Waiver of Maximum Density.

Council Letter Number CL - 1543.

1. Public Hearing
2. An Ordinance Granting Special Use Permit Application PZ24-00331, filed by 400 Bridge LLC, Requesting a Special Use Permit to Allow a Waiver of Maximum Density at Parcel 21490 (400 Bridge Street) in Accordance with Article 3.L. Section C Item 13.

- B. Consideration of Amending the Fiscal Year 2025 Budget Appropriation Ordinance for Older Americans Act Grant Funding in the Amount of \$422,447.

Council Letter Number CL - 1526.

An Ordinance Amending the Fiscal Year 2025 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.

First Reading

- C. Consideration of Amending the Fiscal Year 2025 Budget Appropriation Ordinance for State Aviation Capital Funding.

Council Letter Number CL - 1532.

An Ordinance Amending the Fiscal Year 2025 Budget Appropriation Ordinance to Provide for State Aviation Capital Grant Funding to Complete Site Prep Construction Projects and Design Services for Improvements at the Danville Regional Airport in the Amount of \$3,514,729 and for the Local Share in the Amount of \$392,741 for a Total of \$3,907,470 and Appropriating the Same..

First Reading

COMMUNICATIONS FROM VISITORS

Communication from Visitors is an opportunity for citizens, who have signed up to speak at www.danvilleva.gov/council or by contacting the Office of the City Clerk, 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 three uninterrupted minutes. A representative of a group may have up to five 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.

COMMUNICATIONS

A. City Manager

B. Deputy City Manager

C. City Attorney

D. City Clerk

E. Roll Call

ADJOURNMENT

Council Letter
City of Danville, Virginia



CL - 1558

CONSENT AGENDA A.

City Council REGULAR MEETING

Meeting Date: September 3, 2024

Subject: Approval of Minutes from Regular Council Meeting held on August 6, 2024.

From: Susan DeMasi, City Clerk

COUNCIL ACTION

Consideration of Approval of Minutes from Regular Council Meeting held on August 6, 2024.

Attachments

1. Meeting Minutes
-

August 6, 2024

The Regular August meeting of the Danville City Council was held on August 6, 2024, at 7:00 p.m. in the Council Chambers located on the Fourth Floor of the Municipal Building. The following Council Members were present: James B. Buckner, L.G. "Larry" Campbell Jr., Bryant Hood, Mayor Alonzo L. Jones, Barry Mayo, Vice Mayor Gary P. Miller, Sherman M. Saunders, J. Lee Vogler, Jr., and Madison J.R. Whittle (9) *Madison J.R. Whittle entered the meeting at 7:05 p.m.*

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

Council Member James B. Buckner gave the Invocation followed by the Pledge of Allegiance.

MEETING MINUTES

Upon **Motion** by Council Member Buckner and **second** by Council Member Mayo, Minutes from the Regular Council Meeting held on July 2, 2024, were approved as presented. Draft copies of the minutes had been distributed prior to the meeting.

APPOINTMENTS

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

Resolution 2024-08.01 - A Resolution Appointing Jasmine Lipscomb as a Member of the Building Code Board of Appeals.

Resolution 2024-08.02 - A Resolution Appointing Bennis Butler as a Member of the Building Code Board of Appeals.

Resolution 2024-08.03 - A Resolution Appointing Shon Roberts as a Member of the Building Code Board of Appeals.

Resolution 2024-08.04 - A Resolution Appointing Lonnie Jones as a Member of the Building Code Board of Appeals.

Resolution 2024-08.05 - A Resolution Appointing Natalie Fitzgerald as a Member of the Social Services Advisory Board.

Resolution 2024-08.06 - A Resolution Reappointing Bryant Hood as a Member of the Dan River Business Development Center.

Resolution 2024-08.07 - A Resolution Reappointing Bryant Hood as a Member of the Danville Development Council.

Resolution 2024-08.08 - A Resolution Reappointing Sherman Saunders as a Member of the Employee Retirement System Board.

Resolution 2024-08.09 - A Resolution Reappointing Gary P. Miller as a Member of the West Piedmont Planning District Commission.

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Resolution 2024-08.10 - A Resolution Reappointing J. Lee Vogler, Jr., as a Member of the West Piedmont Planning District Commission.

Resolution 2024-08.11 - A Resolution Reappointing Gary P. Miller as a Member of the Metropolitan Planning Organization.

Resolution 2024-08.12 - A Resolution Reappointing J. Lee Vogler, Jr., as a Member of the Metropolitan Planning Organization.

Resolution 2024-08.13 - A Resolution Reappointing James B. Buckner as a Member of the Transportation Advisory Board.

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

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

OLD BUSINESS

CONSIDERATION OF THE FISCAL YEAR 2024-25 COMMUNITY DEVELOPMENT PROGRAM – ONE YEAR ACTION PLAN

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

RESOLUTION NO. 2024-07.04

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

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

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

NEW BUSINESS

CONSIDERATION OF A SPECIAL USE PERMIT APPLICATION FILED BY MICHAEL COSNER TO ALLOW INDOOR COMMERCIAL RECREATION FACILITIES AT 1417 SOUTH MAIN STREET

Mayor Jones opened the floor for a Public Hearing regarding a Special Use Permit at 1417 South Main Street. Notice of the Public Hearing was published in the *Danville Register & Bee* on July 23, 2024 and July 30, 2024.

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Mayor Jones recognized Brian Cosner who addressed Council and noted he and his dad wanted to open an arcade at 1417 South Main Street, he was available to answer any questions. No one further desired to be heard and the Public Hearing was closed.

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

ORDINANCE NO. 2024-08.01

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ24- 00245, FILED BY MICHAEL COSNER, REQUESTING A SPECIAL USE PERMIT TO ALLOW AN INDOOR COMMERCIAL RECREATION FACILITY AT PARCEL 77409 (1417 SOUTH MAIN STREET) IN ACCORDANCE WITH ARTICLE 3.M., SECTION C., ITEM 4.

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

Council Member Buckner noted his excitement about this project, and Mayor Jones asked when the arcade will be opening. Mr. Cosner stated the plan was to open sometime this summer but due to the planning and approvals, and some work to do, they were looking at another six weeks. Council Member Vogler noted his excitement about the project as well; Council has heard from citizens about having more family activities, this will be year-round and indoors. Mr. Cosner noted their focus will be on families and almost every game was one people could play with another person, for families to play together. Vice Mayor Miller asked what the hours of operation were, and Mr. Cosner noted they do not have the official hours yet, but it will probably be 4:00 p.m. to 8:00 p.m. or 2:00 p.m. to 8:00 p.m.

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 (0)

CONSIDERATION OF A SPECIAL USE PERMIT APPLICATION FILED BY ERIK CHAMBERS TO ALLOW MULTIFAMILY DWELLINGS AS PRINCIPAL USE AT 130 SOUTH RIDGE STREET

Mayor Jones opened the floor for a Public Hearing regarding a Special Use Permit at 130 South Ridge Street. Notice of the Public Hearing was published in the *Danville Register & Bee* on July 23, 2024 and July 30, 2024.

Mayor Jones recognized the applicant, Erik Chambers, who stated he was there to answer any questions regarding this application. 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. 2024-08.02

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ24- 00265, FILED BY ERIK CHAMBERS, REQUESTING A SPECIAL USE PERMIT TO ALLOW MULTIFAMILY

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DWELLINGS AS A PRINCIPAL USE AT PARCEL 20531 (130 –132 SOUTH RIDGE STREET) IN ACCORDANCE WITH ARTICLE 3.K., SECTION C., ITEM 10.

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

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

CONSIDERATION OF A SPECIAL USE PERMIT APPLICATION FILED BY ANA AND BRIAN BIALEK TO ALLOW A DUPLEX RESIDENTIAL DWELLING AT 1116 RICHMOND BOULEVARD

Mayor Jones opened the floor for a Public Hearing regarding a Special Use Permit at 1116 Richmond Boulevard. Notice of the Public Hearing was published in the *Danville Register & Bee* on July 23, 2024 and July 30, 2024.

Mayor Jones recognized Brian and Ana Bialek, applicants who addressed Council regarding the project and their investment into the community, noting the property has been vacant for at least four years. Mr. Bialek noted the Planning Commission had recommended granting the Special Use Permit but with the restriction or condition that they create four off-street parking spaces on the property. Parking can be placed off street at the back of the property, however, there was no space for vehicle access within the property lines to the back of the property. The owners have spoken to and have an agreement with the owner of the property next door, to use that driveway to access the property for parking. Mr. Bialek asked that the restriction or condition on creating the off-street parking be lifted or not be enforced as they believe there was ample on-street parking on Richmond in front of the house and on Moana, the block next door; they do not think there was a parking congestion problem there presently. They were able to make the agreement with the owner of the property next door, however, if he sells the property, they have no guarantees that the future owner will honor that agreement. They want to make sure they were operating the duplex within the rules that have been stipulated. Their request was to move forward without the off-street parking included in the approval even though they have every intention, and have permission to use the driveway, they were going to create the off-street parking in the back.

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

Mayor Jones questioned City Attorney Clarke Whitfield about the applicant's request to remove the restriction of off-street parking, which was not in the ordinance, and Mr. Whitfield stated that Council could approve ordinance without the requirement of off-street parking.

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

ORDINANCE NO. 2024-08.03

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ24- 00269, FILED BY ANA AND BRIAN BIALEK, REQUESTING A SPECIAL USE PERMIT TO ALLOW A DUPLEX DWELLING AT PARCEL 04414 (1116 RICHMOND BOULEVARD) IN ACCORDANCE WITH ARTICLE 3.E., SECTION C., ITEM 2. **-without the off-street parking conditions.**

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

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Vice Mayor Miller asked if the owners asked the Planning Commission to lift those restrictions and Mr. Bialek noted he did ask for that restriction to be lifted. Council Member Campbell asked why there was a need for off-street parking, and Director of Planning, Renee Burton, stated it was a congested area with the intersecting streets of Richmond Boulevard and North Main Street. There was concern with the high volume of traffic that adding those additional spaces for at least four vehicles, potentially more, would create extra chaos that could be a hazard to others; that was why the condition was placed on it. Council Member Vogler stated he was comfortable voting for this the way it has been put on the floor. Council Member Buckner stated that he has worked with the Bialeks in the past and they were the type of honest developers that were wanted in the city; he has no issues voting on this item as presented. Council Member Saunders asked Ms. Burton about how many families this evening's zoning items could accommodate. Council Member Whittle asked if it was required for the parking pad to be paved or if it could be graveled, and Ms. Burton stated that gravel could be used.

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 (0)

CONSIDERATION OF A SPECIAL USE PERMIT APPLICATION FILED BY SOUTH WAKE HOME SOLUTIONS LLC TO ALLOW A DUPLEX RESIDENTIAL DWELLING AT 721 CHATHAM AVENUE

Mayor Jones opened the floor for a Public Hearing regarding a Special Use Permit at 721 Chatham Avenue. Notice of the Public Hearing was published in the *Danville Register & Bee* on July 23, 2024, and July 30, 2024.

Mayor Jones recognized Alan Baumann, owner of South Wake Home Solutions who noted he purchased the property in November. It had been vacant for several years, it was originally built in 1920 and metered as a duplex, advertised for sale as a duplex and on the tax roles as a duplex. The reason for the special use permit was the grandfather status passed because it was vacant for so long.

Mayor Jones recognized Howell Smith who stated he owned a home on that block and was in support of the Special Use Permit. No one further desired to be heard and the Public Hearing was closed.

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

ORDINANCE NO. 2024-08.04

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ24-00232, FILED BY SOUTH WAKE HOME SOLUTIONS, LLC, REQUESTING A SPECIAL USE PERMIT TO ALLOW A DUPLEX DWELLING AT PARCEL 53605 (721 CHATHAM AVENUE) IN ACCORDANCE WITH ARTICLE 3.E. SECTION C ITEM 2.

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 (0)

CONSIDERATION OF A SPECIAL USE PERMIT APPLICATION FILED BY CCKW, LLC TO ALLOW DUPLEX RESIDENTIAL DWELLINGS AT PARCEL 20615 (GRAY STREET)

Mayor Jones opened the floor for a Public Hearing regarding a Special Use Permit at Parcel 20615 (Gray Street). Notice of the Public Hearing was published in the *Danville Register & Bee* on July 23, 2024 and July 30, 2024.

Mayor Jones recognized Steven Gould, representing the applicant who was the developer of the Monument Berryman townhomes. This was the first of two Special Use Permit applications before Council this evening, for two lots on Gray Street, one at the intersection of Gray and Rison and one right next to that lot. The lots were currently unimproved, and their request was for new construction of a duplex on each of the properties. 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. 2024-08.05

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ24- 00290, FILED BY CCKW, LLC, REQUESTING A SPECIAL USE PERMIT TO ALLOW A DUPLEX DWELLING AT PARCEL 20615 (GRAY STREET) IN ACCORDANCE WITH ARTICLE 3.E., SECTION C., ITEM 2.

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

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

CONSIDERATION OF A SPECIAL USE PERMIT APPLICATION FILED BY CCKW, LLC TO ALLOW DUPLEX RESIDENTIAL DWELLINGS AT PARCEL 20816 (GRAY STREET)

Mayor Jones opened the floor for a Public Hearing regarding a Special Use Permit at Parcel 20816 (Gray Street). Notice of the Public Hearing was published in the *Danville Register & Bee* on July 23, 2024 and July 30, 2024.

Mayor Jones recognized Steven Gould representing the applicant, who noted this was the companion request to the item that was just approved; he was happy to answer any questions. No one further desired to be heard and the Public Hearing was closed.

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

ORDINANCE NO. 2024-08.06

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AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ24- 00291, FILED BY CCKW, LLC, REQUESTING A SPECIAL USE PERMIT TO ALLOW A DUPLEX DWELLING AT PARCEL 20816 (GRAY STREET) IN ACCORDANCE WITH ARTICLE 3.E., SECTION C., ITEM 2.

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

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

CONSIDERATION OF A REQUEST TO AMEND CHAPTER 41 ENTITLED “ZONING ORDINANCE” OF THE CITY OF DANVILLE, TO AMEND ARTICLE 3.P SECTION H OF THE ZONING CODE

Mayor Jones opened the floor for a Public Hearing to Amend the Zoning Code. Notice of the Public Hearing was published in the *Danville Register & Bee* on July 23, 2024 and July 30, 2024. 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. 2024-08.07

AN ORDINANCE AMENDING CHAPTER 41 ENTITLED, “ZONING ORDINANCE” OF THE CODE OF THE CITY OF DANVILLE, VIRGINIA, 1986, AS AMENDED, MORE SPECIFICALLY, TO AMEND ARTICLE 3.P., SECTION H., ITEM 10.

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

Council Member Whittle asked to be brought up to speed on this ordinance, and Ms. Burton stated this was a code amendment that will specifically be in the Cyber Park zoning classification. It will allow for outdoor equipment to be larger than the actual structure itself and will change the specifications on the way it was enclosed or fenced in as a barrier.

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 (0)

CONSIDERATION OF AMENDING THE FISCAL YEAR 2025 BUDGET APPROPRIATION ORDINANCE FOR THE CREATIVE COMMUNITIES ART GRANT

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

ORDINANCE NO. 2024-08.08

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AN ORDINANCE AMENDING THE FISCAL YEAR 2025 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.

COMMUNICATIONS FROM VISITORS

Mayor Jones recognized Cherie Tamson who addressed Council regarding the public taxpayer funded animal shelter, the Danville Area Humane Society, and spoke against tax dollars supporting mass euthanasia of animals when lifesaving opportunities were available. In 2016, the City entered into a fifteen-year contract with the shelter, and the contract was not holding the shelter responsible for performance measures. An RFP should be issued to allow organizations focused on saving animals to bid. Ms. Tamson spoke in favor of Best Friends.

Mayor Jones recognized Katherine Wall who thanked Council for their support of small businesses and congratulated Council Member Vogler on his appointment by the governor. Ms. Wall asked the City Manager if there was a plan in place for road paving and will there be shelters open for those who have no place to go when the storm hits. Ms. Wall asked with the substation upgrades, why was power going out on "sunshiny days". Ms. Wall asked about placing speed bumps on heavily congested streets and wished all the children starting school a great year.

Mayor Jones recognized Lisa Sanchez who addressed Council regarding the Danville Area Humane Society, and stated she tried to adopt a puppy from them and was told by Paulette Dean that due to her having cancer and her husband being schizophrenic, they were not a good fit as pet parents. She decided to go forward with the adoption and did a meet and greet between her service dog and the puppy. Ms. Sanchez stated that Ms. Dean lied and said that her service dog attacked the puppy causing injuries that there was no documentation of and when she called back the next day, the puppy had been put down.

Brian McCullough was not present.

Scottie Long was not present.

Mayor Jones recognized Tonya Martin who spoke out against the Danville Area Humane Society and the number of animals being killed there. Ms. Martin quoted the Danville City code regarding an animal shelter, and how Council was condoning the humane society's actions. Ms. Martin asked Council to consider forming a commission consisting of animal advocates to plan a shelter with a mission and operating procedures.

Mayor Jones recognized Debra McKague (through her ASL Interpreter) who thanked Council for having her tonight. Ms. McKague noted a spay and neuter clinic was needed in town, they needed to do a TNR program, and discussed SPAY Virginia, and a prisoner program, Felines and Offenders Rehabilitation with Affection Reformation and Dedication (FORWARD). The City budget for DAHS was \$234,050 and that was not enough, it needed to be raised substantially. Danville was paying for different programs, and that was great, however they do not have a spay and neuter clinic in the city and they need to have one.

Mayor Jones recognized Debra Dix, who spoke about Danville being an All-American city and being recognized for their police and resident partnership, student engagement, social media

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presence, upgrades to the downtown area, and the splashpads (which were all appreciated); but the city has a dark presence year after year. DAHS has one of the highest kill rates in the state of Virginia. Ms. Dix told Council that since the City was on the contract with DAHS that the city needs to take responsibility for the shelter, and gave suggestions on how the shelter should be controlled by Council.

COMMUNICATIONS

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

City Attorney, Clarke Whitfield, noted the Otterbots Appalachian League trophy was in Chambers and Mayor Jones asked the Otterbots representatives to come forward. Austin Sherer from the Otterbots told Council this would be the first of many trophies and quoted Lebron James, "Danville, this is for you". Mr. Whitfield reminded people with school starting, to slow down and be mindful while traveling this week.

Council Member Campbell stated he was glad to see the citizens of Danville speak their mind, that was democracy, that was what makes Danville great, and that was what makes Danville an All-American City.

Council Member Hood thanked the citizens who came up and spoke tonight, and gave a shout out to Ralph Raines with God's Last Call Ministries. With the storm coming up, someone mentioned sandbags being issued, where do citizens get those, and Mr. Larking noted he will find out and let Council know so citizens were aware.

Council Member Mayo thanked the citizens for coming and speaking tonight. The school year was here, they were off to a great start, and encouraged citizens to keep that momentum going. Mr. Mayo noted his congratulations to the Otterbots.

Vice Mayor Miller thanked the Mayor for the event yesterday with the schools, and congratulations to the Otterbots, Council was proud of them. Dr. Miller gave a shout out to James Ingram, an Otterbots superfan who has been to every game, noted the work being done at the casino site and how fast things are progressing.

Council Member Saunders asked the City Manager about animal shelters and if there were state agencies that regulate them, and Mr. Larking stated there were and Mr. Saunders asked if the city was in compliance with state law, and Mr. Larking noted Danville was. Mr. Saunders stated Council touched on the topic of bullying; with over 5,000 students going back to school around 25% get bullied. Mr. Saunders noted his concern was that some children go to school not they are not prepared mentally, or have the resources that others have, and were therefore picked on. Mr. Saunders encouraged parents to look after their children and make sure their needs were met. Council needed to look at a program to help assist the children in the school system; Mayor Jones stated that DPS had an organization assembled to address those needs and asked that the City Manager speak with Dr. Hairston about this issue.

Council Member Vogler thanked Council Member Saunders, and everyone who came up and spoke tonight, it was greatly appreciated. Mr. Vogler questioned the possibility of getting a schedule of some type online so that people can see when streets were being paved or worked on. Mr. Larking stated there was a page on the website where that information was posted but it does need to be updated. Mr. Vogler congratulated the Otterbots for a fantastic season; they

August 6, 2024

were great community partners and have done a lot for the youth and schools. Mr. Vogler reminded citizens there was still time to sign up for Parks and Rec football.

Council Member Whittle stated that he works for the taxpayers and so does the rest of Council; the best information they receive was at the podium and thanked all who spoke tonight. Mr. Whittle noted he attended a function at the Museum and there was substantial work that needed to be done at the building including the roof and the basement, as well as some painting. Mr. Larking noted that contract was still being worked on and should come before Council in the next few months. Mr. Whittle asked about the tennis courts at Bonner being set up for pickleball since only two were currently set up and asked that lighting be put in to make the courts more functional.

Council Member Buckner announced that Britain Heart was now a four-time champion. She defended her title this past weekend with over 15,000 people in attendance. To all the teachers and students, welcome back, Council was there for them; feel free to reach out to Council and their school board.

The meeting was adjourned at 8:46 p.m.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

**Council Letter
City of Danville, Virginia**



CL - 1474

CONSENT AGENDA B.

City Council REGULAR MEETING

Meeting Date: September 3, 2024

Subject: Amending the Fiscal Year 2025 Budget Appropriation Ordinance for a DCJS Grant for the Office of Violence Prevention.

From: Aisha Gwynn, Grant Administrator

COUNCIL ACTION

An Ordinance Amending the Fiscal Year 2025 Budget Appropriation Ordinance by Increasing Revenue from Virginia Department of Criminal Justice Services – Fiscal Year 2025 Firearm Violence Intervention and Prevention Grant Program in the Amount of \$142,000 and Appropriating the Same.

Final Adoption

SUMMARY

The Department of Criminal Justice Services has awarded the Office of Violence Prevention a multi-year grant award in the amount of \$142,000 with a period of performance from July 1, 2024 to June 30, 2026.

BACKGROUND

The Office of Violence Prevention applied for and received a grant award from the Department of Justice Services in the amount of \$142,000 to fund program personnel and associated costs.

RECOMMENDATION

It is recommended that the City Council adopt the attached ordinance amending the Fiscal Year 2025 Budget Appropriation Ordinance.

Attachments

1. Ordinance
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024-_____._____

AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUE FROM VIRGINIA DEPARTMENT OF CRIMINAL JUSTICE SERVICES – FISCAL YEAR 2025 FIREARM VIOLENCE INTERVENTION AND PREVENTION GRANT PROGRAM IN THE AMOUNT OF \$142,000 AND APPROPRIATING THE SAME.

WHEREAS the City of Danville has been awarded a grant from the Virginia Department of Criminal Justice Services – Firearm Violence Intervention and Prevention Program; and

WHEREAS the funding will be used for program personnel and associated costs in the Office of Violence Prevention. Grant funded personnel will assist in the coordination of direct services activities and programs for the prevention of youth and gang violence.

NOW THEREFORE BE IT ORDAINED by the Council of the City of Danville, Virginia that the Fiscal Year 2025 Budget Appropriation Ordinance be, and the same is hereby, amended by increasing revenue from the Virginia Department of Criminal Justice Services and appropriating the same as follows:

ANTICIPATED REVENUE

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Project Imagine – Firearm Violence Intervention and Prevention Program	61983000-47060	<u>\$142,000</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Project Imagine – Firearm Violence Intervention and Prevention Program	61983999-50	<u>\$142,000</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 2025 Budget Appropriation Ordinance, as amended, not hereby amended, shall continue in full force and effect unless and until hereafter further amended or repealed.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

Council Letter
City of Danville, Virginia



CL - 1475

CONSENT AGENDA C.

City Council REGULAR MEETING

Meeting Date: September 3, 2024

Subject: Amending the Fiscal Year 2025 Budget Appropriation Ordinance for a Virginia Department of Conservation and Recreation Grant for White Mill Dam Removal.

From: Aisha Gwynn, Grant Administrator

COUNCIL ACTION

An Ordinance Amending the Fiscal Year 2025 Budget Appropriation Ordinance by Increasing Revenue from Virginia Department of Conservation and Recreation - Dam Safety, Flood Prevention and Protection Assistance Grant Program in the Amount of \$250,000 and a Local Share in the Amount of \$250,000 for a Total Appropriation of \$500,000 and Appropriating the Same.

Final Adoption

SUMMARY

The City of Danville has received a grant from the Department of Conservation and Recreation in the amount of \$250,000 for the removal of the White Mill/Long Mill Dam.

BACKGROUND

The City applied for and received a 50/50 grant from the Department of Conservation and Recreation through the Virginia Dam Safety, Flood Prevention and Protection Assistance Fund to remove the White Mill/Long Mill Dam.

RECOMMENDATION

It is recommended that City Council approve the attached ordinance to appropriate Virginia Department of Conservation and Recreation Dam Safety, Flood Prevention and Protection Assistance Grant Program funds and the local share.

Attachments

1. Ordinance
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024-_____._____

AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUE FROM VIRGINIA DEPARTMENT OF CONSERVATION AND RECREATION - DAM SAFETY, FLOOD PREVENTION AND PROTECTION ASSISTANCE GRANT PROGRAM IN THE AMOUNT OF \$250,000 AND A LOCAL SHARE IN THE AMOUNT OF \$250,000 FOR A TOTAL APPROPRIATION OF \$500,000 AND APPROPRIATING THE SAME.

WHEREAS, the City of Danville has been awarded a grant from the Virginia Department of Conservation and Recreation - Dam Safety, Flood Prevention and Protection Assistance Grant Program; and

WHEREAS, the funding will be used for engineering, permitting, and construction cost to remove the White Mill, now known as Dan River Falls, dam.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia that the Fiscal Year 2025 Budget Appropriation Ordinance be, and the same is hereby, amended by increasing revenue from the Virginia Department of Conservation and Recreation in the amount of \$250,000, and a local share for said grant in the amount of \$250,000, for a total of \$500,000, such revenue and appropriation to be as follows:

ANTICIPATED REVENUE

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
White Mill Dam Removal		
Categorical State Aid - Recreation	61811000-47520	\$250,000
Local Share		
Transfer in From General Fund	61811000-6101	\$250,000
		<u>\$500,000</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
White Mill Dam Removal	61811999-50	<u>\$500,000</u>

AND BE IT FURTHER ORDAINED, that a transfer from Riverfront Park Capital Project 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>
Riverfront Park Transfer in From General Fund	61443000-6101	(\$250,000)
Project Expenditures	61443999-50	(\$250,000)

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

BE IT FINALLY ORDAINED that all other accounts and provisions of the Fiscal Year 2025 Budget Appropriation Ordinance, as amended, not hereby amended, shall continue in full force and effect unless and until hereafter further amended or repealed.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

Council Letter City of Danville, Virginia



CL - 1500

CONSENT AGENDA D.

City Council REGULAR MEETING

Meeting Date: September 3, 2024

Subject: Amending the Fiscal Year 2025 Budget Appropriation Ordinance for a Department of Criminal Justice JAG Grant to Purchase Equipment Shields.

From: Steve Richardson, Police Captain

COUNCIL ACTION

An Ordinance Amending the Fiscal Year 2025 Budget Appropriation Ordinance by Increasing Revenue from Virginia Department Criminal Justice Services – Fiscal Year 2024 Byrne/JAG Law Enforcement Equipment Grant in the Amount of \$12,000 and a Local Share in the Amount of \$4,000 for a Total Appropriation of \$16,000 and Appropriating Same.

Final Adoption

SUMMARY

The City of Danville has been awarded a grant from the Virginia Department of Criminal Justice Services 2024 Byrne/JAG – Law Enforcement Equipment Grant Funding Opportunity 525876 in the amount of \$12,000; with a local share in the amount of \$4,000 for a total appropriation of \$16,000.00.

The funding will be used to purchase (4) RTS Active Shooter Ballistic Shields for patrol deployment. The City is separated into (4) sectors and the deployment of one shield in each sector immediately improves officer and public safety by providing quick deployment.

BACKGROUND

RTS Active shooter shields allow for a safer response to active shooting incidents or threats. The shield allows for officers to move closer to a threat, with safe cover, to allow for verbal de-escalation efforts as well in barricaded or mental health responses with a threat as well. The addition of a shield for deployment in each sector of the City will increase safety with the ability to quickly deploy as needed. The shields will provide an additional tool to further the agencies' use of de-escalation in every response when possible.

RECOMMENDATION

It is recommended that City Council adopt the attached ordinance amending the Fiscal Year 2025 Budget Appropriation Ordinance.

Attachments

1. Ordinance
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024 - _____.

AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUE FROM VIRGINIA DEPARTMENT CRIMINAL JUSTICE SERVICES – FISCAL YEAR 2024 BYRNE/JAG LAW ENFORCEMENT EQUIPMENT GRANT IN THE AMOUNT OF \$12,000 AND A LOCAL SHARE IN THE AMOUNT OF \$4,000 FOR A TOTAL APPROPRIATION OF \$16,000 AND APPROPRIATING SAME.

WHEREAS, the City of Danville has been awarded a grant from the Virginia Department of Criminal Justice Services 2024 Byrne/JAG – Law Enforcement Equipment Grant Funding Opportunity 525876 in the amount of \$12,000; and

WHEREAS, the funding will used to purchase (4) RTS Active Shooter Ballistic Shields for patrol deployment. The City is separated into (4) sectors and the deployment of one shield in each sector immediately improves officer and public safety by providing quick deployment.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia that the Fiscal Year 2025 Budget Appropriation Ordinance be, and the same is hereby, amended by increasing revenue to anticipate the receipt of funds in the amount of \$12,000 from the Virginia Department of Criminal Justice Services – 2024 Byrne/JAG – Law Enforcement Equipment Grant Funding Opportunity and local match funds of \$4,000 for a total of \$16,000, such revenue and appropriation to be as follows:

ANTICIPATED REVENUE

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
DCJS Grant Byrne/JAG – Law Enforcement Equipment Grant		
Categorical Aid – State Public Safety	61980000-47060	\$12,000
Local Share		
Transfer In from General Fund	61980000-6101	4,000
		<u>\$16,000</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
DCJS Grant Byrne/JAG – Law Enforcement Equipment Grant	61980999-50	<u>\$16,000</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 Revenue Fund		
Transfer In from General Fund	60098000-6101	(\$ 4,000)
Unallocated	60098000-6999	(\$ 4,000)

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

BE IT FINALLY ORDAINED that all other accounts and provisions of the Fiscal Year 2025 Budget Appropriation Ordinance, as amended, not hereby amended, shall continue in full force and effect unless and until hereafter further amended or repealed.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

Council Letter City of Danville, Virginia



CL - 1501

CONSENT AGENDA E.

City Council REGULAR MEETING

Meeting Date: September 3, 2024

Subject: Amending the Fiscal Year 2025 Budget Appropriation Ordinance for a Department of Criminal Justice School Resource Officer Grant

From: Steve Richardson, Police Captain

COUNCIL ACTION

An Ordinance Amending the Fiscal Year 2025 Budget Appropriation Ordinance by Increasing Revenue from Virginia Department Criminal Justice Services – Fiscal Year 2025 School Resource Officer Grant Program in the Amount of \$103,415 and a Local Share in the Amount of \$32,855 for a Total Appropriation of \$136,270 and Appropriating Same.

Final Adoption

SUMMARY

The City of Danville has been awarded a grant from the Virginia Department of Criminal Justice Services SRO Grant Program and Fund in the amount of \$103,415, with a local share in the amount of \$32,855 for a total appropriation of \$136,270.

BACKGROUND

This is the third year the City of Danville has received an award from the DCJS SRO Grant Program and Fund. The grant continues funding for two officers, one is assigned to George Washington High School and the other one will be assigned to Westwood Middle School. The School Resource Officers will respond to calls for service and deal with incidents on school property during school hours or during school-sanctioned events. They will attempt to identify at-risk juveniles and provide intervention, counseling, or other assistance as needed.

RECOMMENDATION

Staff recommends that City Council adopt the attached ordinance amending the Fiscal Year 2025 Budget Appropriation Ordinance.

Attachments

1. Ordinance
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024 - _____.

AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET APPROPRIATION ORDINANCE BY INCREASING REVENUE FROM VIRGINIA DEPARTMENT CRIMINAL JUSTICE SERVICES – FISCAL YEAR 2025 SCHOOL RESOURCE OFFICER GRANT PROGRAM IN THE AMOUNT OF \$103,415 AND A LOCAL SHARE IN THE AMOUNT OF \$32,855 FOR A TOTAL APPROPRIATION OF \$136,270 AND APPROPRIATING SAME.

WHEREAS, the City of Danville has been awarded a grant from the Virginia Department of Criminal Justice Services SRO-SRO Grant Program and Fund in the amount of \$103,415; and

WHEREAS, the funding will used to hire two School Resources Officers, one will be assigned to the George Washington High School and the other one will be assigned to the Westwood Middle School, and the School Resource Officers will respond to calls for service and deal with incidents on school property during school hours or during school sanctioned events. They will attempt to identify at-risk juveniles and provide intervention, counseling, or other assistance as needed.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia that the Fiscal Year 2025 Budget Appropriation Ordinance be, and the same is hereby, amended by increasing revenue to anticipate the receipt of funds in the amount of \$103,415 from the Virginia Department of Criminal Justice Services – SRO-SRO Grant Program and Fund and local match funds of \$32,855, for a total of \$136,270, such revenue and appropriation to be as follows:

ANTICIPATED REVENUE

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
DCJS SRO Grant		
Categorical Aid – State Public Safety	61819000-47060	\$103,415
Local Share		
Transfer In from General Fund	61819000-6101	\$32,855
		<u>\$ 136,270</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
DCJS SRO Grant	61819999-50	<u>\$136,270</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 Revenue Fund		
Transfer In from General Fund	60098000-6101	(\$ 32,855)
Unallocated	60098000-6999	(\$ 32,855)

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 2025 Budget Appropriation Ordinance, as amended, not hereby amended, shall continue in full force and effect unless and until hereafter further amended or repealed.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

Council Letter
City of Danville, Virginia



CL - 1559

APPOINTMENTS A.

City Council REGULAR MEETING

Meeting Date: September 3, 2024

Subject: Appointments to Boards and Commissions.

From: Susan DeMasi, City Clerk

COUNCIL ACTION

Consideration of Appointments to the following Boards and Commissions:

1. A Resolution Reappointing Paul Liepe to the Commission of Architectural Review.
2. A Resolution Appointing Luke Ramsey to the Commission of Architectural Review.
3. A Resolution Reappointing Tyrell Payne to the Community Improvement Council.

Attachments

1. Resolutions
-

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2024 – _____. ____

**A RESOLUTION REAPPOINTING PAUL LIEPE AS A MEMBER OF THE
COMMISSION OF ARCHITECTURAL REVIEW.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Paul Liepe be, and he is hereby reappointed as a member of the Commission of Architectural Review for a five-year term commencing September 1, 2024 and ending August 31, 2029.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2024 – _____. ____

**A RESOLUTION APPOINTING LUKE RAMSEY AS A MEMBER OF THE
COMMISSION OF ARCHITECTURAL REVIEW TO FILL AN UNEXPIRED TERM.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Luke Ramsey be, and he is hereby appointed as a member of the Commission of Architectural Review to fill an unexpired term ending August 31, 2027.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2024 – ____.

**A RESOLUTION REAPPOINTING TYRELL PAYNE AS A MEMBER OF THE
COMMUNITY IMPROVEMENT COUNCIL.**

BE IT RESOLVED by the Council of the City of Danville, Virginia, that Tyrell Payne be, and he is hereby reappointed as a member of the Community Improvement Council for a two-year term commencing September 1, 2024, and ending August 31, 2026.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

Council Letter City of Danville, Virginia



CL - 1543

NEW BUSINESS A.

City Council REGULAR MEETING

Meeting Date: September 3, 2024

Subject: Special Use Permit Application 400 Bridge Street (Parcel 21490).

From: Renee Burton, Division Director of Planning

COUNCIL ACTION

1. Public Hearing
2. An Ordinance Granting Special Use Permit Application PZ24-00331, filed by 400 Bridge LLC, Requesting a Special Use Permit to Allow a Waiver of Maximum Density at Parcel 21490 (400 Bridge Street) in Accordance with Article 3.L. Section C Item 13.

SUMMARY

The applicant, 400 Bridge, LLC, is requesting a Special Use Permit for a waiver of density in accordance with Article 3.L Section C Item 13 at 400 Bridge Street. 400 Bridge Street is a 0.17 acre parcel that contains a three-story brick structure with zero setbacks from the property line.

Article 3.L. Section C Item 13 states that the maximum density for a development in the TW-C, Tobacco Warehouse Commercial zoning district is 24 units per net acre. The applicant is requesting to create a multifamily complex with 25 one and two-bedroom apartments. This request exceeds the maximum density allowed, therefore, a waiver must be granted for the project.

Adaptive reuse of existing structures in the River District for multifamily dwelling units is common and compatible with the 2030 Comprehensive Plan.

Twenty-four (24) notices were sent out to property owners within three hundred (300) feet. Thirteen (13) notices were received. Twelve (12) were opposed, one (1) was unopposed.

On August 12, 2024, the City Planning Commission voted 6-0 to recommend approval of Special Use Permit PZ24-00331 to allow a waiver to the maximum density in accordance with Article 3.L. Section C Item 13 at 400 Bridge Street (Parcel ID 21490) with the following condition:

1. The multi-family redevelopment at 400 Bridge Street may contain no more than twenty-five (25) units.

RECOMMENDATION

It is recommended that City Council adopt an Ordinance to grant a Special Use Permit to allow a waiver of maximum density in accordance with Article 3.L. Section C Item 13 at Parcel ID 21490 (400 Bridge Street) with the following condition:

1. The multi-family development at 400 Bridge Street may contain no more than twenty-five (25) units.

Attachments

1. Ordinance
 2. Application
 3. 400 Bridge Street - ALTA Survey - 11-20-23 copy
 4. 400 Bridge Street - Unit Layout - 2-5-24
 5. 400 Bridge Street - Aerials
 6. 400 Bridge - Owners
 7. 400 Bridge Street - Landuse
 8. Planning Commission Recommendation
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024____.

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ24-00331, FILED BY 400 BRIDGE LLC, REQUESTING A SPECIAL USE PERMIT TO ALLOW A WAIVER OF MAXIMUM DENSITY AT PARCEL 21490 (400 BRIDGE STREET) IN ACCORDANCE WITH ARTICLE 3.L., SECTION C., ITEM 13.

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 PZ23-00331, filed by 400 Bridge LLC, requesting a Special Use Permit to allow a waiver of maximum density at Parcel ID 21490 (400 Bridge Street) in accordance with Article 3.L., Section C., Item 13, be, and the same is hereby, received; with the following condition:

1. The multi-family redevelopment at 400 Bridge Street may contain no more than twenty-five (25) units.

AND BE IT FURTHER ORDAINED that in consideration of said report and the public hearing this day held by Council, Special Use Permit Application PZ23-00331, filed by 400 Bridge LLC, requesting a Special Use Permit to allow a waiver of maximum of density at Parcel ID 21490 (400 Bridge Street) in accordance with Article 3.L., Section C., Item 13, is hereby granted and approved with the following condition:

1. The multi-family redevelopment at 400 Bridge Street may contain no more than twenty-five (25) units.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney



CITY PLANNING COMMISSION

SPECIAL USE PERMIT APPLICATION

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 of \$360.
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.

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#): 400 Bridge Street (Parcel ID# 21490)

Applicant: 400 Bridge, LLC (Brent Cochran)

Applicant's Address: PO Box 1079 Roanoke, VA 24005

Applicant's Phone Number: 540-597-6914

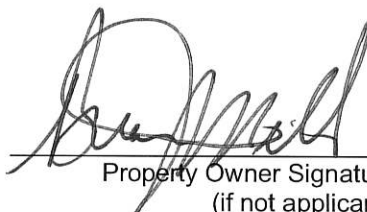
Applicant's E-mail: Brentgcochran@gmail.com

Describe Proposed Request: _____

Proposed redevelopment of existing vacant
warehouse into 25 one & two bedroom residential
apartments



Applicant Signature 7/2/24
date



Property Owner Signature 7/3/24
(if not applicant) date

NOTES:

1. THIS PLAT HAS BEEN PREPARED FROM AN ACTUAL FIELD SURVEY AS PER DATE OF THIS PLAT AND THERE ARE NO READILY APPARENT EASEMENTS OR ENCROACHMENTS EXCEPT AS SHOWN.
2. THIS PLAT HAS BEEN PREPARED WITH THE BENEFIT OF A TITLE REPORT PROVIDED BY FIRST AMERICAN TITLE AND INSURANCE COMPANY, COMMITMENT #19-1258.
3. THE AREA SHOWN HEREON IS NOT LOCATED IN A 100 YEAR FLOOD HAZARD ZONE PER FEMA FLOOD MAP 51143C0634E EFFECTIVE 09/29/2010.
4. THIS SURVEY DOES NOT ADDRESS THE EXISTENCE, DETECTION, OR DELINEATION OF ANY ENVIRONMENTALLY SENSITIVE AREAS OR ANY ENVIRONMENTAL PROBLEMS LOCATED ON THE SURVEYED PREMISES.
5. NO 811 UTILITY TICKET WAS PLACED AS PART OF THIS SURVEY.

RECORD DESCRIPTION:

LOT E2, CONTAINING 0.172 ACRE, FRONTING 37.24 FEET ON THE SOUTHWESTERN MARGIN OF BRIDGE STREET, RUNNING 192.13 FEET ON ON THE SOUTHERN MARGIN OF WILSON STREET, ALONG LINE ON SOUTHEASTERN MARGIN OF LOT E2, AS SHOWN ON PLAT OF SURVEY FOR DIMON INCORPORATED AND DANVILLE LAND DEVELOPMENT COMPANY DATED MARCH 24, 2005, MADE BY SHANKS ASSOCIATES, P.C., RECORDED ON MAY 9, 2005 (THE "PLAT").

THIS CONVEYANCE SPECIFICALLY INCLUDES A .003 ACRE STRIP OF PROPERTY ALONG THE SOUTHEASTERN MARGIN OF THE SUBJECT PROPERTY AS SHOWN ON THE PLAT.

THIS CONVEYANCE IS MADE SUBJECT TO ALL EASEMENTS, RIGHT OF WAY AND RESTRICTIVE COVENANTS OF RECORD AND AFFECTING SAID PROPERTY AND SPECIFICALLY SUBJECT TO THE FOLLOWING:

- A. THIS CONVEYANCE IS MADE SUBJECT TO THE PARTY WALL EASEMENT AGREEMENT DATED DECEMBER 1, 2004 FROM DIMON INCORPORATED TO MICHAEL G. BENTON AND PHYLLIS CREWS BENTON RECORDED IN THE CLERK'S OFFICE AS INSTRUMENT NO. 04-6312 FOR THE CONNECTION AND SUPPORT OF THE "ELEVATED WALKWAY" WHICH CROSSES BRIDGE STREET AS SHOWN ON THE PLAT.
- B. THE GRANTOR GRANTS AND CONVEYS TO THE GRANTEE ITS RIGHT, TITLE AND INTEREST IN A JOINT RECIPROCAL EASEMENT FOR VERTICAL AND LONGITUDINAL SUPPORT FOR THAT PORTION OF THE BUILDING WHICH IS LOCATED AT POINT "D" TO "E" AS SHOWN ON THE PLAT, AS GRANTED TO IT BY DIMON INCORPORATED IN THE DEED DATED APRIL 29, 2005, RECORDED IN THE CLERK'S OFFICE AS INSTRUMENT NO. 05-2237.

THAT SAID PROPERTY LINE EXISTS FOR A HEIGHT OF THREE FLOORS AND THE OWNER OF THE ADJOINING PROPERTY AND THE OWNER OF THE PROPERTY HERBY CONVEYED ARE SUBJECT TO AN EASEMENT TO SUPPORT THAT PORTION OF THE BUILDING OWNED BY THE OTHER INCLUDING, BUT NOT LIMITED TO, MAINTAINING SUPPORT BEAMS WHICH EXTEND THROUGH BOTH PROPERTIES AND TO MAINTAIN ANY WALL OR DOORS THAT SEPARATE THE PROPERTIES AT THE PROPERTY LINE.

THE PARTIES TO THIS DEED AND THEIR SUCCESSORS IN TITLE SHALL HAVE A LICENSE AND ARE PERMITTED TO ENTER UPON THE PREMISES OF THE OTHER TO MAKE NECESSARY REPAIRS AND MAINTENANCE OF EACH RESPECTIVE BUILDING, EACH PARTY PRESERVES THE RIGHT TO PLACE A PERMANENT WALL BETWEEN THE PROPERTY LINE IF THE SAME DOES NOT VIOLATE ANY CITY ORDINANCE OR DOES NOT CREATE A VIOLATION OF ANY ORDER BY PLACEMENT OF A PERMANENT WALL.

IN THE EVENT EITHER PROPERTY IS DESTROYED BY FIRE OR OTHER CASUALTY, THE RIGHT TO REQUIRE SUPPORT WILL NOT BE EXTINGUISHED EXCEPT BY AN AGREEMENT SIGNED BY BOTH PARTIES AND THEIR SUCCESSORS IN TITLE.

THE COST OF MAINTAINING SUPPORT ON EITHER SIDE OF THE PROPERTY LINE SHALL BE BORNE BY EACH RESPECTIVE PROPERTY OWNER AND ITS SUCCESSORS IN TITLE.

THIS RECIPROCAL SUPPORT AGREEMENT MAY NOT BE MODIFIED, AMENDED, OR TERMINATED WITHOUT A WRITTEN AGREEMENT SIGNED BY THE PARTIES OR THEIR SUCCESSORS IN TITLE.

THIS COVENANT OF SUPPORT SHALL RUN WITH THE LAND AND BE BINDING UPON AND INURE TO THE BENEFIT OF THE PARTIES HERETO AND THEIR RESPECTIVE HEIRS, LEGAL REPRESENTATIVES SUCCESSORS IN TITLE AND ASSIGNS.

- C. THE GRANTOR FURTHER GRANTS AND CONVEYS TO THE GRANTEES ALL OF IT RIGHT, TITLE AND INTEREST IN AND TO AN EASEMENT FOR THE USE OF TEN (10) PARKING SPACES LOCATED IN THE PARKING LOT WHICH JOINS THE SOUTHEAST BOUNDARY OF THE PROPERTY HEREBY CONVEYED AND PROPERTY FORMERLY OWNED BY DIMON INCORPORATED (TAX PARCEL NO. 24373). THE TEN (10) PARKING SPACES ARE DESIGNATED BY "YELLOW" MARKINGS TO INDICATE SPECIFIC SPACES AND USE OF SAID SPACES SHALL BE WITHOUT THE PAYMENT OF RENT AND RUN WITH THE LAND AND BE BINDING UPON AND INURE TO THE BENEFIT OF THE PARTIES TO THIS DEED AND THEIR SUCCESSORS IN TITLE.

THE EASEMENT FOR THE USE OF TEN (10) PARKING SPACES MAY NOT BE MODIFIED OR TERMINATED WITHOUT AN AGREEMENT IN WRITING BETWEEN THE PARTIES TO THIS DEED OR THEIR SUCCESSORS IN TITLE.

TO: FIRST AMERICAN TITLE INSURANCE COMPANY & MILLSAN PROPERTIES, LLC

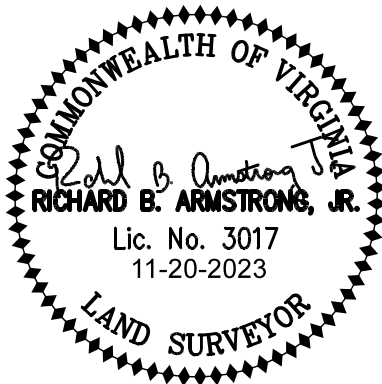
THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH THE 2021 MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/NSPS LAND TITLE SURVEYS, JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND NSPS, AND INCLUDES ITEMS 1,2,3,4,7A,7C,8,10,12,13,14,& 16 OF TABLE A THEREOF. THE FIELD WORK WAS COMPLETED ON 11/20/2023.

Richard B. Armstrong, Jr.

11/20/2023

RICHARD B. ARMSTRONG, JR., LICENSE #L-3017

DATE



SHEET 1 OF 2

DRAWN BY: JRM

DATE: 11/20/2023

PROJECT # 230276

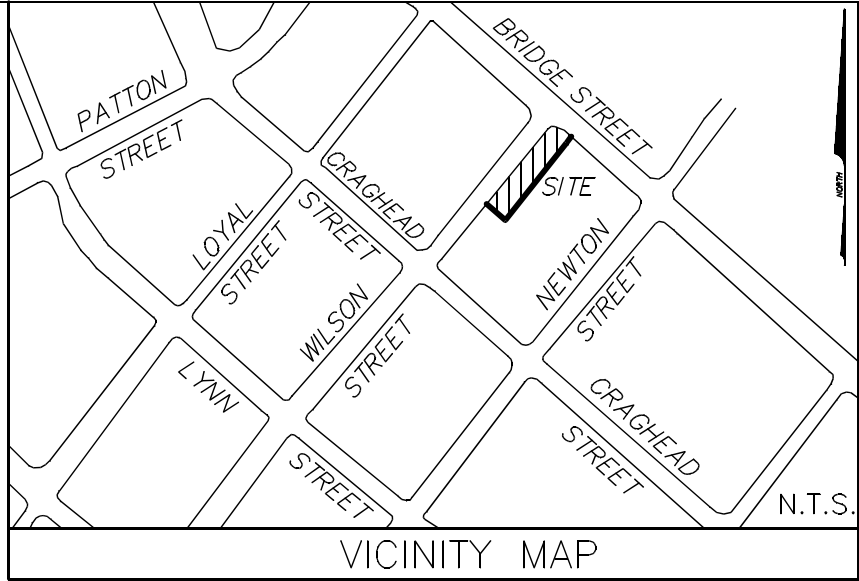
PLAT SHOWING
ALTA SURVEY OF THE PROPERTY OF
MILLSAN PROPERTIES, LLC
THE CITY OF DANVILLE, VIRGINIA

SOURCE OF TITLE:

INST#19-4065

PLAT OF REFERENCE:

INST# 05-2238



ZONING

PROPERTY IS ZONED TWC PER DANVILLE GIS
(TOBACCO WAREHOUSE COMMERCIAL)

BELOW ARE THE EXCEPTIONS IN TITLE COMMITMENT FURNISHED FIRST AMERICAN TITLE INSURANCE COMPANY DATED SEPTEMBER 24, 2019(COMMITMENT #19-1258) WHICH APPLY

7 EXCEPTION #7

RESTRICTIONS APPEARING OF RECORD IN DEED DATED APRIL 29, 2005, AS INSTRUMENT NO. 05-2237, BUT DELETING ANY COVENANT, CONDITION OR RESTRICTION INDICATING A PREFERENCE, LIMITATION OR DISCRIMINATION, BASED ON RACE, COLOR, RELIGION, SEX, HANDICAP, FAMILIAL STATUS, OR NATIONAL ORIGIN TO THE EXTENT SUCH COVENANTS, CONDITIONS OR RESTRICTION VIOLATE USC 3605(C).

- PARTY WALL EASEMENT AGREEMENT BLANKET IN NATURE, ELEVATED WALKWAY SHOWN HEREON
- JOINT AND RECIPROCAL EASEMENT FOR VERTICAL AND LONGITUDINAL SUPPORT BLANKET IN NATURE, PARTY WALL SHOWN HEREON
- EASEMENT FOR THE USE OF TEN (10) PARKING SPACES OWNED BY THE ADJACENT PROPERTY TO THE EAST APPLIES. SURVEYOR IS UNABLE TO DETERMINE WHICH SPACES ARE REFERENCED AS ALL PAINT MARKINGS ARE NOW WHITE.

8 EXCEPTION #8

PARTY WALL EASEMENT AGREEMENT DATED DECEMBER 1, 2004, FROM DIMON INCORPORATED TO MICHAEL G. BENTON AND PHYLLIS CREWS BENTON RECORDED IN THE CLERK'S OFFICE AS INSTRUMENT NO. 04-6312 FOR THE CONNECTION AND SUPPORT OF THE "ELEVATED WALKWAY" WHICH CROSSES BRIDGE STREET AS SHOWN ON PLAT DATED MARCH 24, 2005, MADE BY SHANKS ASSOCIATES, P.C., RECORDED IN THE CLERK'S OFFICE AS INSTRUMENT NO. 05-2238, RECORDED ON MAY 9, 2005 (THE PLAT).

- SEE EXCEPTION 7

9 EXCEPTION #9

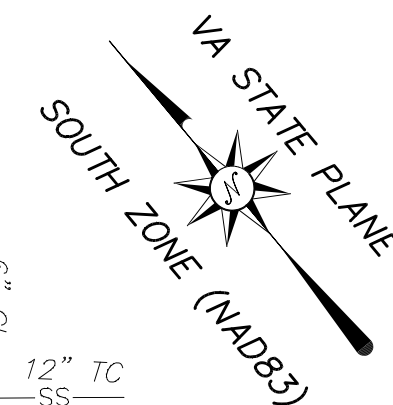
JOINT RECIPROCAL EASEMENT FOR VERTICAL AND LONGITUDINAL SUPPORT FOR THAT PORTION OF THE BUILDING WHICH IS LOCATED AT POINT "D" TO "E" AS SHOWN ON THE PLAT, AS GRANTED BY DIMON INCORPORATED IN THE DEED DATED APRIL 29, 2005, RECORDED IN THE CLERK'S OFFICE AS INSTRUMENT NO. 05-2237

- SEE EXCEPTION 7

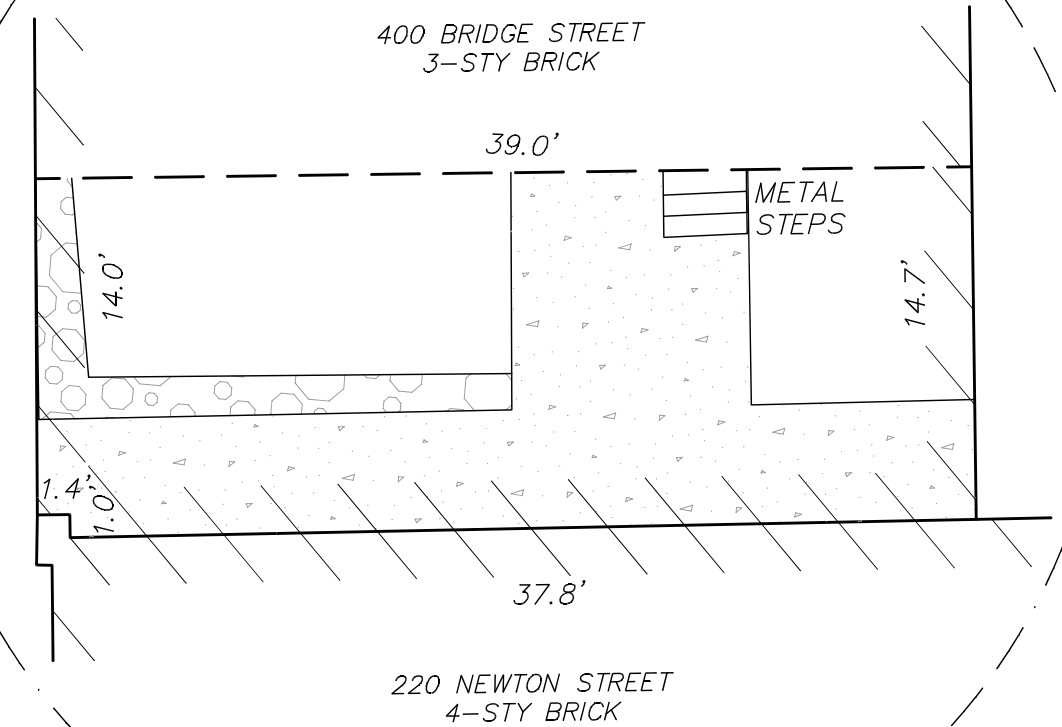
10 EXCEPTION #10

EASEMENT FOR THE USE OF TEN (10) PARKING SPACES LOCATE IN THE PARKING LOT WHICH JOINS THE SOUTHEAST BOUNDARY OF THE SUBJECT PROPERTY FORMERLY OWNED BY DIMON INCORPORATED (TAX PARCEL NO. 24373), AS GRANTED BY DIMON INCORPORATED IN THE DEED DATED APRIL 29, 2005, RECORDED IN THE CLERK'S OFFICE AS INSTRUMENT NO. 05-2237.

- SEE EXCEPTION 7

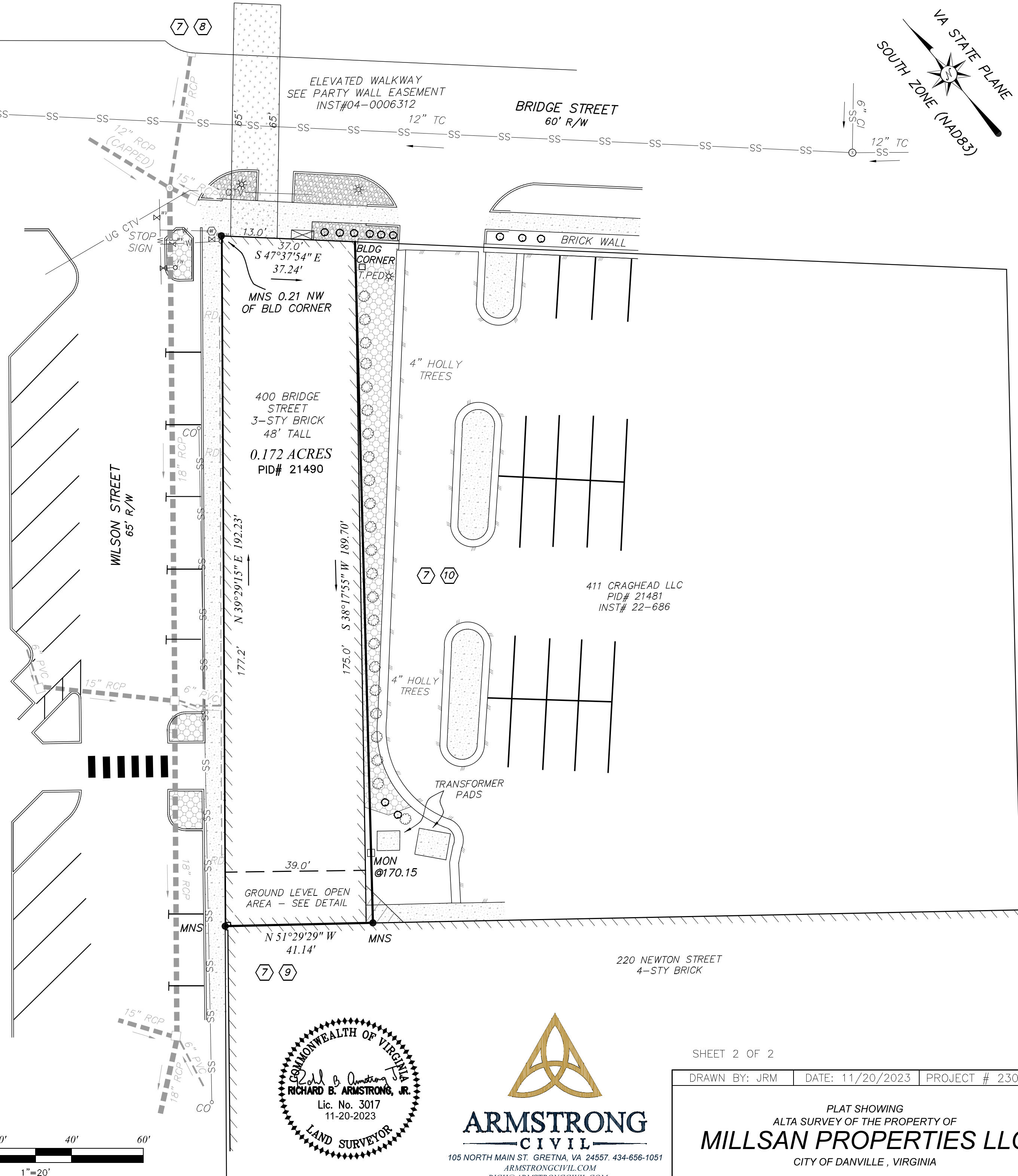
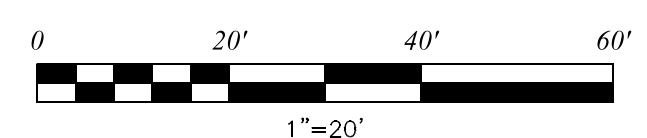


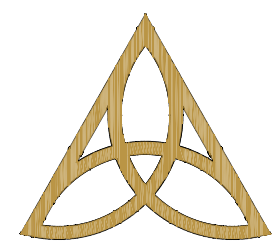
DETAIL OF OPEN AREA
1"=50'



LEGEND

- RF REBAR FOUND
- MON CONCRETE MONUMENT FOUND
- MNS MAG NAIL SET
- WATER VALVE
- FIRE HYDRANT
- T.PED TELEPHONE PEDESTAL
- SANITARY SEWER MANHOLE
- STORM SEWER MANHOLE
- SS UNDERGROUND SANITARY SEWER
- W UNDERGROUND WATERLINE
- UG CTV UNDERGROUND CATV
- TC TERRA COTTA
- RCP REINFORCED CONCRETE PIPE
- PVC POLYVINYL CHLORIDE PIPE
- CO CLEANOUT
- RD ROOF DRAIN
- TREE
- TREE
- EDGE OF PAVEMENT
- CONCRETE
- RIP-RAP
- LANDSCAPING AREA

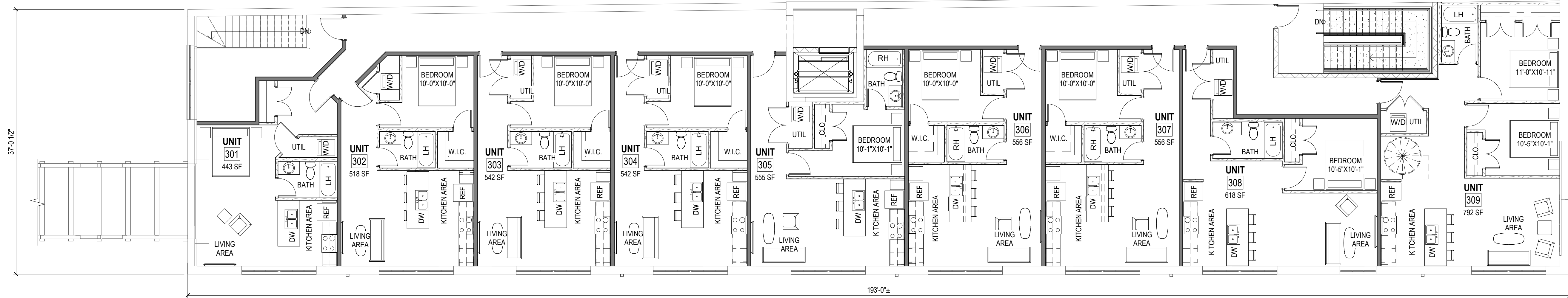



ARMSTRONG
CIVIL
105 NORTH MAIN ST. GRETN, VA 24557. 434-656-1051
ARMSTRONGCIVIL.COM
RICH@ARMSTRONGCIVIL.COM

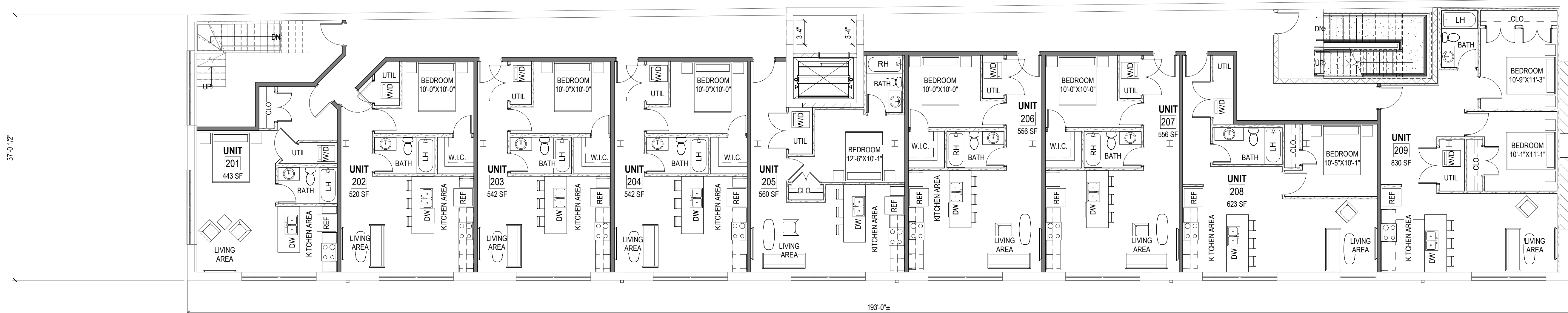
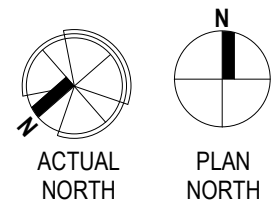
SHEET 2 OF 2

DRAWN BY: JRM	DATE: 11/20/2023	PROJECT # 230276
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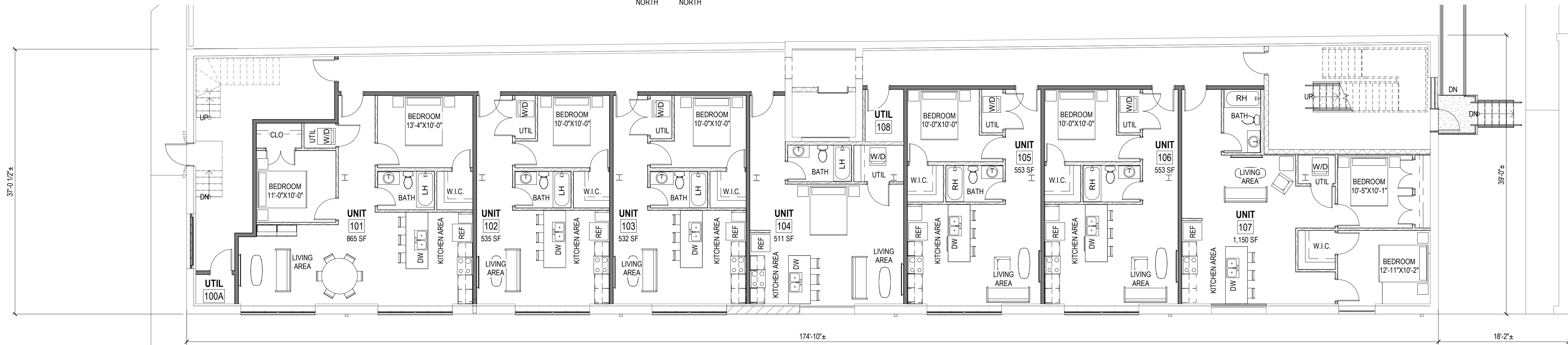
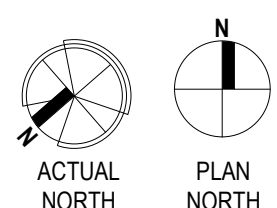
PLAT SHOWING
ALTA SURVEY OF THE PROPERTY OF
MILLSAN PROPERTIES LLC
CITY OF DANVILLE, VIRGINIA



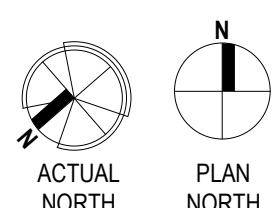
3
A1
RENOVATION THIRD FLOOR PLAN
1/8" = 1'-0"

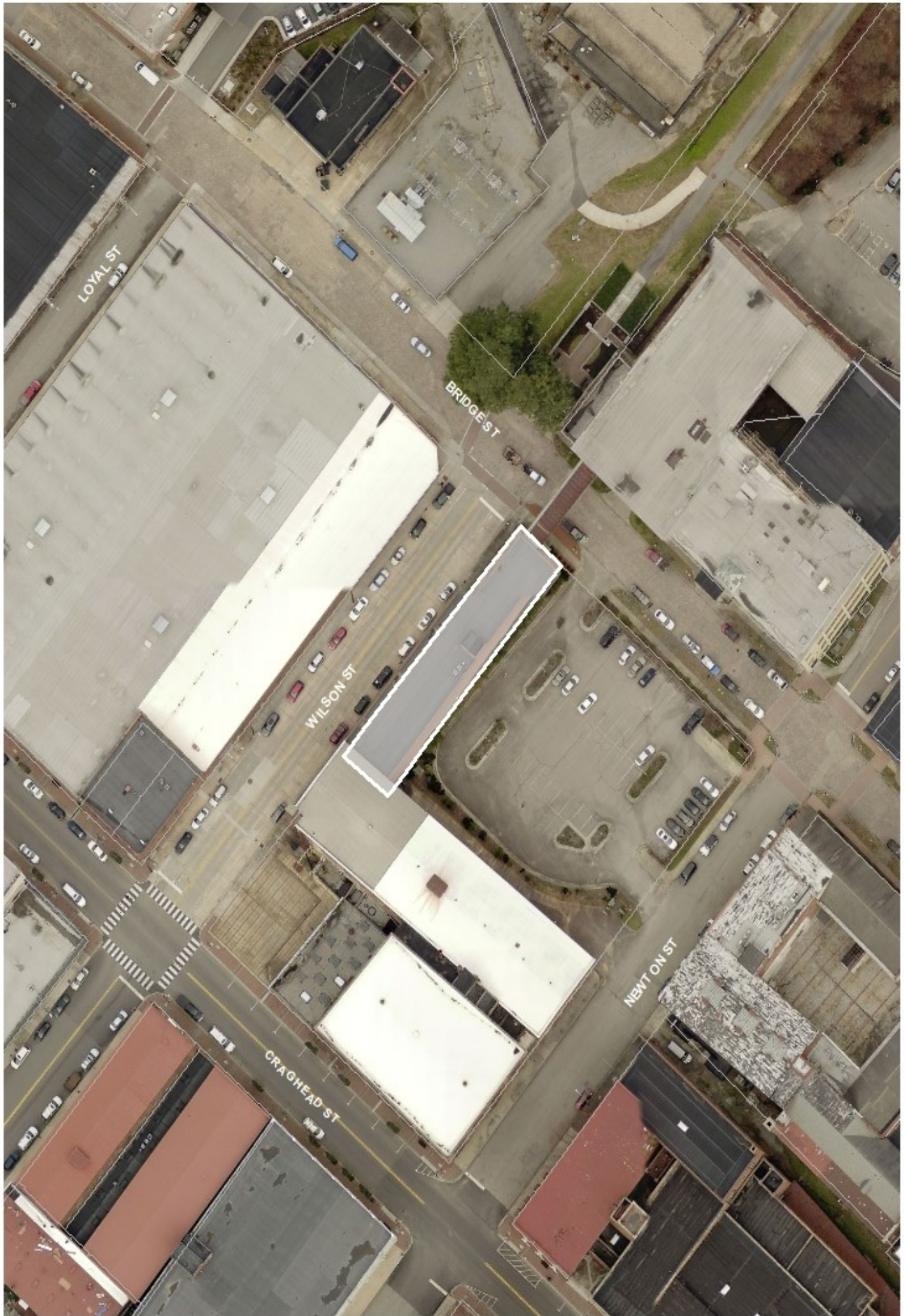


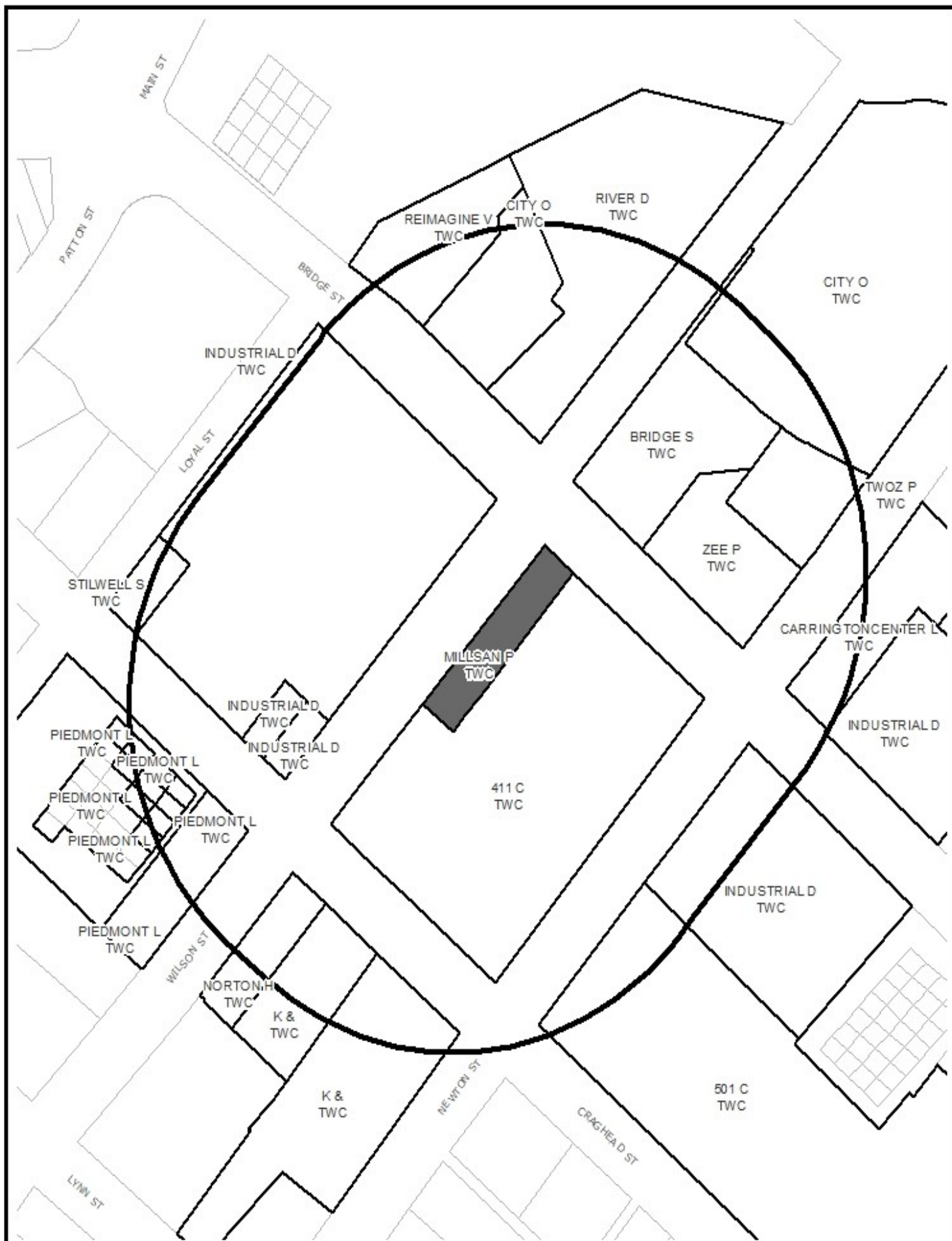
2
A1
RENOVATION SECOND FLOOR PLAN
1/8" = 1'-0"



1
A1
RENOVATION FIRST FLOOR PLAN
1/8" = 1'-0"





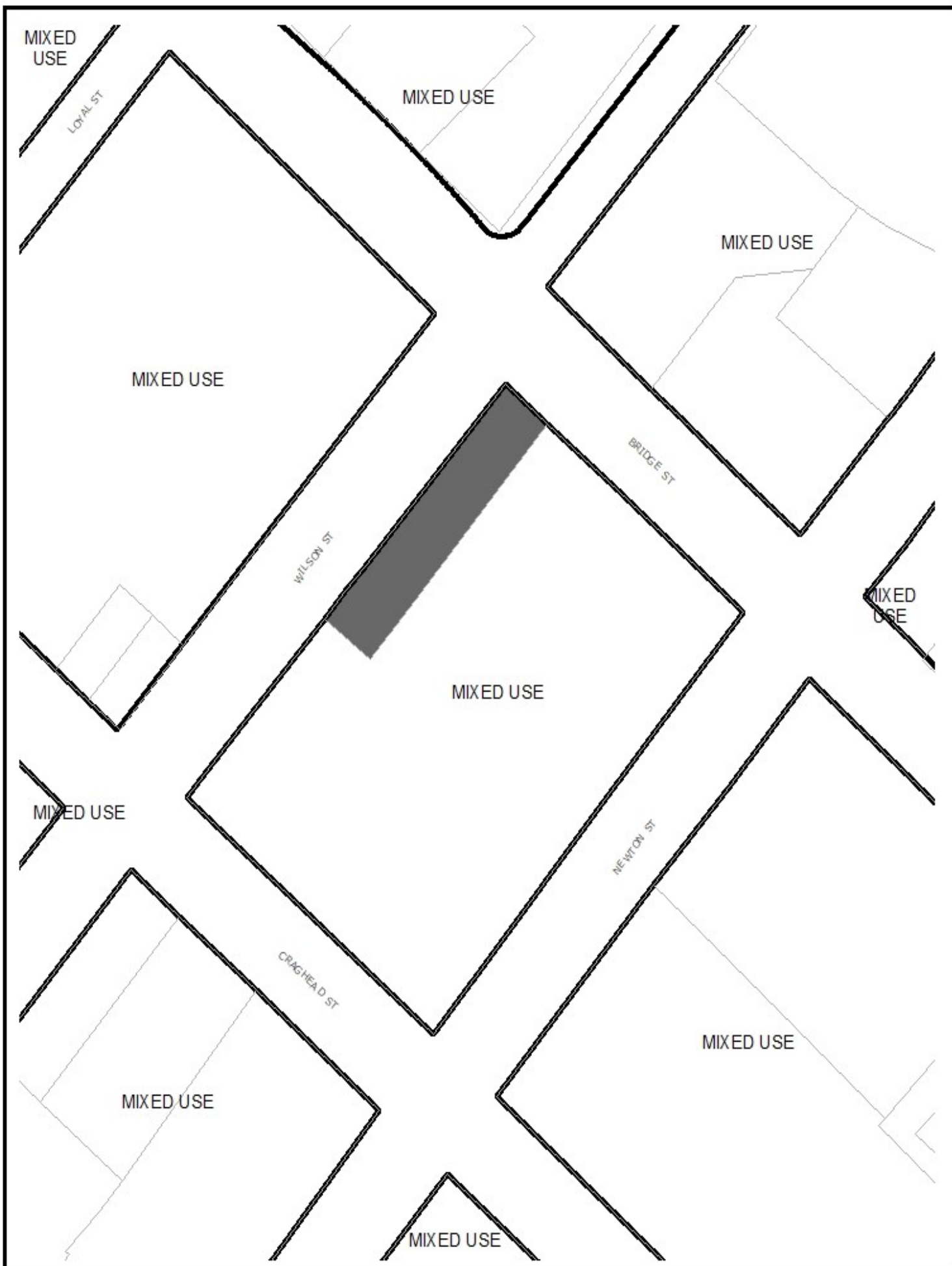


SURROUNDING PROPERTY OWNERS AND ZONING WITHIN 300 FEET OF SUBJECT PROPERTY



Prepared by:
Planning Division
4/23/2024

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



YEAR 2030 LAND USE PLAN FOR AREA SURROUNDING SUBJECT PROPERTY

Prepared by:
Planning Division
4/23/2024

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.



CITY OF DANVILLE

Community Development Division of Planning and Zoning

MEMORANDUM

DATE: AUGUST 12, 2024
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
RE: SPECIAL USE PERMIT APPLICATION PZ24-00331

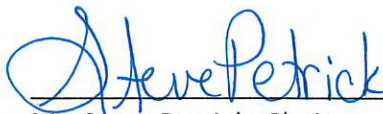
REQUEST

Special Use Permit Application PZ24-00331 filed by 400 Bridge LLC requesting a special use permit at 400 Bridge Street (Parcel 21490) to request waiver of maximum density in accordance with Article 3.L Section C Item 13.

RECOMMENDATION

The Planning Commission, at their August 12, 2024, meeting voted 6 - 0 to recommend approval of Special Use Permit Request PZ24-00331 with the following condition:

1. The multi-family redevelopment at 400 Bridge Street may contain no more than twenty-five (25) units

 RB

Mr. Steve Petrick, Chair

Council Letter City of Danville, Virginia



CL - 1526

NEW BUSINESS B.

City Council REGULAR MEETING

Meeting Date: September 3, 2024

Subject: Consideration of Amending the Fiscal Year 2025 Budget Appropriation Ordinance for Older Americans Act Grant Funding in the Amount of \$422,447.

From: Marc Adelman, Director of Transportation Services

COUNCIL ACTION

An Ordinance Amending the Fiscal Year 2025 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.

First Reading

SUMMARY

The City of Danville applies annually for federal Older Americans Act funds and state transportation funds to serve as a contractor for the Southern Area Agency on Aging to provide transportation services for senior citizens ages sixty and over. For the period July 1, 2023, through June 30, 2024, senior ridership increased to 14,729 one-way trips compared to 12,668 trips that were completed the previous year. However, passenger activity remains low compared to the period prior to the pandemic when 18,000 to 20,000 senior trips were completed annually.

BACKGROUND

The Transportation Services Department requests the City Council's approval to appropriate Title III-B Older Americans Act Grant funds for the federal fiscal year from October 1, 2024, through September 30, 2025, in the amount of \$49,773. In addition, this request applies to the appropriation of \$22,444 in State Transportation funds and Program income of \$300 for Transportation Services. The funding level for FY25 has been reduced by \$22,500 compared to funds appropriated the previous year. The Ordinance includes an appropriation for in-kind services for the Title III-B Older Americans Act Grant in the amount of \$349,929. These charges are appropriated in the Transportation Services budget as well. The appropriation for in-kind service is necessary for administrative and reporting activities to complete operational and supervisory duties to support the Senior Transportation program and includes in-kind revenue, 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 2025.

Attachments

1. Ordinance
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024____.

AN ORDINANCE AMENDING THE FISCAL YEAR 2025 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 2025 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 \$49,773; 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, 2024, and ending September 30, 2025; \$300 program income and \$349,929 In-Kind Services for a total of \$422,447, and appropriating such funds within the Special Grants Fund, such revenue and appropriations to be as follows:

ANTICIPATED REVENUE

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Categorical Aid – Federal:		
Older Americans Act		
Title III-B Funds (FY24-25)	61985000-48050	\$ 72,218
Local Share:		
Older Americans Act		
Title III-B Program Income (FY24-25)	61986000-44650	300
Title III-B In Kind (FY24-25)	61987000-44890	349,929
	TOTAL	<u>\$ 422,447</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Older Americans Act Title III-B (FY24-25):		
Salary and Wages	61985000-51200	\$ 22,500
FICA	61985000-51450	1,721
Mass Transit Services	61985000-52660	47,997
	Subtotal	\$ 72,218

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Older Americans Act Title III-B Program Income (FY24-25):		
Mass Transit Services	61986000-52660	300
	Subtotal	\$ 300

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Older Americans Act Title III-B In Kind (FY24-25):		
Postage	61987000-54050	\$ 903
Telephone	61987000-54100	1,400
Travel/Training Expense	61987000-54900	1,833
Office Supplies	61987000-55820	1,000
Salary and Wages	61987000-59500	310,000
FICA	61987000-59510	23,058
Outside Services	61987000-59610	550
Print Shop	61987000-59620	3,000
Lease/Rent Buildings	61987000-59670	8,185
	Subtotal	\$349,929
	TOTAL	\$422,447

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 2025 Budget Appropriation Ordinance, as amended, not hereby amended, shall continue in full force and effect unless and until hereafter further amended or repealed.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

Council Letter City of Danville, Virginia



CL - 1532

NEW BUSINESS C.

City Council REGULAR MEETING

Meeting Date: September 3, 2024

Subject: Consideration of Amending the Fiscal Year 2025 Budget Appropriation Ordinance for State Aviation Capital Funding.

From: Marc Adelman, Director of Transportation Services

COUNCIL ACTION

An Ordinance Amending the Fiscal Year 2025 Budget Appropriation Ordinance to Provide for State Aviation Capital Grant Funding to Complete Site Prep Construction Projects and Design Services for Improvements at the Danville Regional Airport in the Amount of \$3,514,729 and for the Local Share in the Amount of \$392,741 for a Total of \$3,907,470 and Appropriating the Same..

First Reading

SUMMARY

The Virginia Department of Aviation has recommended funding for site prep construction and design service projects to support the construction of the Aviation Training Facility and development of corporate hangars located in the T-hangar building area and adjacent to the south ramp.

BACKGROUND

Last fiscal year, the Virginia Department of Aviation provided funding for site prep design services related to the aviation training facility and for future corporate hangar development in the t-hangar building area. The planned aviation training facility includes an area to construct a 12,532 square foot building and an 80' x 80' hangar. This fiscal year, the Virginia Department of Aviation also approved funding to complete site prep construction work for these projects as well as funding for site prep design services to support the future construction of a 12,000 square foot hangar, 30-space parking lot and access road that would be located adjacent to the south ramp. Additional state funding was also recommended to finance the cost of extra design services required for the aviation training facility site to support storm water improvements for the project.

RECOMMENDATION

It is recommended that City Council approve the attached Budget Appropriation Ordinance appropriating state aviation grant funds to complete site prep construction work activities and design services for development projects at the Danville Regional Airport.

Attachments

1. Ordinance
 2. Approved Aviation Projects - August 2024
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024____.

AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR STATE AVIATION CAPITAL GRANT FUNDING TO COMPLETE SITE PREP CONSTRUCTION PROJECTS AND DESIGN SERVICES FOR IMPROVEMENTS AT THE DANVILLE REGIONAL AIRPORT IN THE AMOUNT OF \$3,514,729 AND FOR THE LOCAL SHARE IN THE AMOUNT OF \$392,741 FOR A TOTAL OF \$3,907,470 AND APPROPRIATING THE SAME.

WHEREAS, the Virginia Department of Aviation recommended funding to complete improvement projects for the Danville Regional Airport; and

WHEREAS, the planned projects support future development objectives at the Danville Regional Airport; and

WHEREAS, the Virginia Aviation Board has approved state funding to complete site prep construction projects and site prep engineering services for the aviation training facility project and future corporate hangar development.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia that the Fiscal Year 2025 Budget Appropriation Ordinance be, and it is hereby, amended by increasing revenues for grants from the Virginia Department of Aviation in the amount of \$3,514,729 with a local match of \$392,741 for a total of \$3,907,470, such funds to be appropriated as follows:

ANTICIPATED REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Box Hangar & Aviation Training Facility Site Preparation (Construction)		
State Aviation Funds	61915001-45712	\$ 1,557,609
Local Share		
FY25 Capital & Special Projects Plan	N/A	164,900
Bonds – 2022	61915001-43022	8,168
	Sub-total	173,068
	Total	<u>1,730,677</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Box Hangar & Aviation Training Facility Site Preparation (Construction)	61915999-50	\$ 1,565,777
FY25 Capital & Special Projects Plan	N/A	164,900
	Total	<u>\$ 1,730,677</u>

ANTICIPATED REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Corporate Hangar Taxiway H State Aviation Funds	61934000-45712	\$ 1,823,376
Local Share FY25 Capital & Special Projects Plan	N/A	202,598
	Total	<u>\$ 2,025,974</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Corporate Hangar Taxiway H	61934999-50	\$ 1,823,376
FY25 Capital & Special Projects Plan	N/A	202,598
	Total	<u>\$ 2,025,974</u>

ANTICIPATED REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Box Hangar & Training Facility Site Prep & Parking Lot Expansion (Design) - Increase State Aviation Funds	61915009-45712	\$ 15,937
Local Share Bonds – 2022	61915009-43022	3,985
	Total	<u>\$ 19,922</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Box Hangar & Training Facility Site Prep & Parking Lot Expansion (Design) - Increase	61915999-50	<u>\$ 19,922</u>

ANTICIPATED REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
South Ramp Box Hangar Site Prep (Design) State Aviation Funds	61988009-45712	\$ 117,807
Local Share Bonds – 2022	61988009-43022	13,090
	Total	<u>\$ 130,897</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
South Ramp Box Hangar Site Prep (Design)	61988999-50	<u>\$ 130,897</u>

AND BE IT FURTHER ORDAINED that a transfer from Government Capital Projects bond funds and appropriation is hereby authorized to cover the local share as follows:

TRANSFER FROM

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Corporate Hangar Taxiway H Bonds - 2022	61934000-43022	(\$ 25,243)
Project Budget	61934999-50	(\$ 25,243)

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 2025 Budget Appropriation Ordinance, as amended, not hereby amended, shall continue in full force and effect unless and until hereafter further amended or repealed.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney



#1 Site prep construction for aviation training facility building
Area, 12,532 sq. ft.

#1 Site prep construction for new 80'x 80' hangar area

#2
Automobile Parking lot Construction

#2
Site prep construction for corporate hangar development area

#3 Engineering services for site prep construction and access road for future hangar development

South Ramp

#1 Site prep construction - Aviation Training Facility and Hangar
Total Cost – \$1,730,677, State Aid, \$1,557,609, Local, \$173,068

#2 Site prep construction – Corporate/box hangar Site and construction of automobile parking lot
Total Cost - \$2,025,974, State Aid, \$1,823,377, Local, \$202,597

#3 Design services to complete site prep construction for hangar project and access road to be located adjacent to the south ramp
Total Cost - \$130,897, State Aid, \$117,807, Local, \$13,090