



DANVILLE CITY COUNCIL REGULAR MEETING AGENDA

MUNICIPAL BUILDING

November 7, 2024

7:00 PM

PRESIDING: Alonzo L. Jones, Mayor

**CITY COUNCIL
MEMBERS:**

James B. Buckner
L.G. "Larry" Campbell, Jr.
Bryant Hood
Barry P. Mayo

Dr. Gary P. Miller, Vice Mayor
Sherman M. Saunders
J. Lee Vogler, Jr.,
Madison J. Whittle

STAFF:

Ken F. Larking, City Manager
Earl B. Reynolds, Jr., Deputy City Manager

W. Clarke Whitfield, Jr., City Attorney
Susan M. DeMasi, City Clerk

The City Council is the City of Danville's legislative body and is composed of nine Council members. Council members are elected to serve a four year term of office and elects one of its own to serve as Mayor and presiding officer for a two year term.

Time and Place of Meeting

The public is invited and encouraged to attend and participate in the City Council meetings. The City Council meets in the City Hall, Fourth Floor, Council Chambers at 7:00 p.m. on the first and third Tuesday of each month. All meetings of the Council are open to the public.

Communications from Visitors

Communication from Visitors is an opportunity for citizens, 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 - L.G. "LARRY" CAMPBELL, JR.

PLEDGE OF ALLEGIANCE TO THE FLAG

ANNOUNCEMENTS AND SPECIAL RECOGNITION

- A. Proclamation: Shop Small, Shop Local Month
Presented to: Diana Schwartz, River District Association
- Proclamation: Disability Rights and Resource Center Awareness Day
Presented to: Carol Tunning, Disability Rights and Resource Center
- Presentation: Danville-Pittsylvania Community Services Annual Report
Presented by: DPCS Board

MEETING MINUTES

- A. Consideration of Approval of Minutes from Regular Council Meeting held on October 1, 2024.
Council Letter Number CL - 1651.
- Approval of Minutes from Regular Council Meeting held on October 1, 2024.

NEW BUSINESS

- A. Consideration of a Special Use Permit Application filed by Lightshift Energy to Allow a Public Utilities Facility at 900 Mount Cross Road.
Council Letter Number CL - 1644.
1. Public Hearing
 2. An Ordinance Granting Special Use Permit Application PZ24- 00482, filed by Lightshift Energy, Requesting a Special Use Permit to Allow a Public Utilities Facility at Parcel 72885 (900 Mt Cross Road) in Accordance with Article 3.M., Section C., Item 13.
- B. Consideration of a Request for Tax Exempt Status by Present Help Ministries.
Council Letter Number CL - 1650.
1. Public Hearing
 2. An Ordinance to Designate Present Help Ministries as Being Exempt from Local Real and Personal Property Taxation.
- C. Consideration of Authorizing the Issuance of Bonds of the City of Danville, Virginia.
Council Letter Number CL - 1597.
1. Public Hearing
 2. An Ordinance Authorizing the Issuance of Bonds of the City of Danville, Virginia, in

the Maximum Aggregate Principal Amount of \$16,000,000 to Finance the Acquisition, Construction and Equipping of Various Capital Projects.

FIRST READING

- D. Consideration of a Proposed Battery Storage System on Mount Cross Road.
Council Letter Number CL - 1606.

A Resolution Authorizing and Approving the City of Danville, Virginia to Enter into an Agreement for 12 Megawatts of Battery Energy Storage Capacity to be Constructed within the Danville Utilities Service Territory.

- E. Consideration of Amending the Fiscal Year 2025 Budget Appropriation Ordinance for Virginia Department of Health Lead Service Line Inventory Grants.
Council Letter Number CL - 1614.

An Ordinance Amending the Fiscal Year 2025 Budget Appropriation Ordinance to Provide for two (2) Virginia Department of Health Grants in the Amount of \$250,000 each to Assist with the City's Lead Service Line Inventory Efforts as Directed by the Environmental Protection Agency for Total Funding of \$500,000 and Appropriating the Same.

FIRST READING

COMMUNICATIONS FROM VISITORS

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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 - 1651

MEETING MINUTES A.

City Council REGULAR MEETING

Meeting Date: November 7, 2024

Subject: Approval of Meeting Minutes.

From: Susan DeMasi, City Clerk

COUNCIL ACTION

Approval of Minutes from Regular Council Meeting held on October 1, 2024.

Attachments

1. Meeting Minutes
-

October 1, 2024

The Regular October meeting of the Danville City Council was held on October 1, 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 P. Mayo, Vice Mayor Gary P. Miller, Sherman M. Saunders, J. Lee Vogler, Jr., and Madison J.R. Whittle (9). *Mr. Whittle entered the meeting at 7:08 p.m.*

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

Mayor Jones presided.

INVOCATION AND PLEDGE OF ALLEGIANCE

Council Member Sherman M. Saunders gave the Invocation followed by the Pledge of Allegiance.

ANNOUNCEMENTS AND SPECIAL PRESENTATIONS

Proclamation: Crop Walk Week
Presented to: Sherri Tuck

Ms. Tuck thanked Council for their constant support of the Danville Area Crop Hunger Walk. Ms. Tuck reviewed the statistics on hunger and food insecurity in the US, the work of God's Storehouse in Danville, and their goal of continuing to work and walk until every human being has access to food and clean water. Ms. Tuck invited everyone to join the fight against hunger and poverty. Karen Harris, Executive Director of God's Storehouse, explained they were a beneficiary of the Crop Hunger Walk, receiving 25% of what was raised, and encouraged people to volunteer.

Presentation: Trophy from God's Storehouse Bats and Badges Softball Tournament
Presented by: Shelby Irving, Division Chief of Community Risk Reduction, Danville Fire Department

Ms. Irving noted they were a part of what God's Storehouse was doing as well, who sponsored the Second Annual Softball Tournament. The tournament was between the Fire Department, Sheriff's Department, and Life Saving Crew, made up of City and County employees. Last year, the county won, this year, the City won.

MEETING MINUTES

Upon **Motion** by Council Member Buckner and **second** by Council Member Campbell.

Minutes from the Regular Council Meeting held on August 6, 2024 were approved as presented.
Draft copies of the minutes had been distributed prior to the meeting.

APPOINTMENTS

Vice Mayor Miller noted the Committee on Appointments met earlier this evening and made the following recommendations, to be voted on at the next business meeting:

Reappoint Vanessa Cain and Faye Brown to the Danville Redevelopment and Housing Authority.

Reappoint Andrew Hessler and Courtney Nicholas to the River District Design Commission.

October 1, 2024

NEW BUSINESS

CONSIDERATION OF A SPECIAL USE PERMIT APPLICATION FILED BY SEVEN DIAMONDS LLC AT 521 BRIDGE STREET TO REQUEST WAIVER OF MAXIMUM DENSITY

Mayor Jones opened the floor for a Public Hearing regarding a Special Use Permit at 521 Bridge Street. Notice of the Public Hearing was published in the *Danville Register & Bee* on September 17, 2024, and September 24, 2024.

Mayor Jones recognized Robert Pilkington, an architect with Balzer & Associates, appearing on behalf of their client, Seven Diamonds, to request a Special Use Permit for 521 Bridge Street. The current zoning has a maximum density of units and they were requesting an increase in that to twenty-one units. 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. 2024-10.01

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ24- 00421, FILED BY SEVEN DIAMONDS LLC, REQUESTING A SPECIAL USE PERMIT TO ALLOW A WAIVER OF MAXIMUM DENSITY AT PARCEL 21485 (521 BRIDGE STREET) IN ACCORDANCE WITH ARTICLE 3.L. SECTION C. ITEM 13.

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

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

CONSIDERATION OF A SPECIAL USE PERMIT APPLICATION FILED BY TREMELL JEFFRIES TO ALLOW AN INDOOR COMMERCIAL RECREATION ESTABLISHMENT AT 750 MAIN STREET

Mayor Jones opened the floor for a Public Hearing regarding a Special Use Permit at 750 Main Street. Notice of the Public Hearing was published in the *Danville Register & Bee* on September 17, 2024, and September 24, 2024.

Mayor Jones recognized Tremell Jeffries, appearing on behalf of J&J Consultants and Off the Grid Event Center to request a Special Use Permit at 750 Main Street. They were looking to have an event space as well as a dining experience, and he was there to answer any questions. No one further desired to be heard and the Public Hearing was closed.

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

ORDINANCE NO. 2024-10.02

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ24- 00358, FILED BY TREMELL JEFFRIES, REQUESTING A SPECIAL USE PERMIT TO ALLOW AN INDOOR COMMERCIAL RECREATION ESTABLISHMENT (COMMERCIAL KITCHEN) AT PARCEL 26402 (750 MAIN STREET) IN ACCORDANCE WITH ARTICLE 3.K. SECTION C ITEM 5.

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The Motion was **seconded** by Vice Mayor Miller 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 AUTHORIZING AND APPROVING A LEASE AGREEMENT WITH THE DANVILLE MUSEUM OF FINE ARTS AND HISTORY

Mayor Jones opened the floor for a Public Hearing regarding a Lease with the Danville Museum. Notice of the Public Hearing was published in the *Danville Register & Bee* on September 24, 2024.

Mayor Jones recognized Sonja Ingram, Director of the Danville Museum of Fine Arts and History who noted she was speaking on behalf of the Board and staff, to thank City Council and City Administration for allowing the Museum to be in the Sutherlin Mansion for the last fifty years. This was their fiftieth anniversary, and they were looking forward to another fifty years. No one further desired to be heard and the Public Hearing was closed.

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

RESOLUTION NO. 2024-10.01

A RESOLUTION APPROVING AND AUTHORIZING THE LEASE AGREEMENT PROVIDING FOR THE LEASE, USE, AND OCCUPANCY OF THE SUTHERLIN MANSION BY THE DANVILLE MUSEUM OF FINE ARTS AND HISTORY FOR A TERM OF FIFTEEN (15) YEARS AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME ON BEHALF OF THE CITY.

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 PROPOSED CITY OF DANVILLE CHARTER AMENDMENTS

Mayor Jones opened the floor for a Public Hearing regarding Proposed Charter Amendments. Notice of the Public Hearing was published in the *Danville Register & Bee* on September 17, 2024, and September 24, 2024. No one present desired to be heard and the Public Hearing was closed.

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

RESOLUTION NO. 2024-10.02

A RESOLUTION REQUESTING THAT THE GENERAL ASSEMBLY AMEND THE CHARTER OF THE CITY OF DANVILLE, VIRGINIA.

October 1, 2024

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

Council Member Campbell noted this was important, was glad to see that the City was updating this and wanted to commend the City Manager and Council for doing this. Council Member Whittle noted this talked about a simple majority, and Assistant City Attorney Ryan Dodson explained around 1995 the Virginia Legislature updated the rules that govern City Councils and County Boards of Supervisors. They state that if there was a majority of all people who were present and voting, that was typically enough to pass most types of ordinances. The Virginia Constitution requires that it be a majority of the entire Council, a majority of the nine, which would be five voters. Mr. Dodson stated the City was constitutionally required to require five council members on anything dealing with money, debt, criminal enforcement and items like that. The Virginia Code Section 15.2, was basically a set of guidelines for what localities can do and in some cases, what they must do. Staff has gone through and reviewed all of 15.2 compared against the Charter to find where the City was deviating from what the state said. Mr. Whittle questioned what was wrong with the old system, and Mr. Larking explained that sometimes it was not in compliance with state law, a lot of this was making it consistent with that.

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

VOTE: 8-0-1
AYE: Buckner, Campbell, Hood, Jones, Mayo, Miller,
Saunders, and Vogler (8)
NAY: Whittle (1)

CONSIDERATION OF AUTHORIZING AND APPROVING THE TRANSFER OF OWNERSHIP OF THIRTY-SEVEN SURPLUS VACANT LOTS TO THE DANVILLE REDEVELOPMENT AND HOUSING AUTHORITY

Mayor Jones opened the floor for a Public Hearing regarding Transfer of Ownership of Lots. Notice of the Public Hearing was published in the *Danville Register & Bee* on September 24, 2024. No one present desired to be heard and the Public Hearing was closed.

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

RESOLUTION NO. 2024-10.03

A RESOLUTION DECLARING CERTAIN CITY-OWNED PROPERTY TO BE SURPLUS TO THE NEEDS OF THE CITY AND AUTHORIZING THE CITY MANAGER TO CONVEY SUCH PROPERTY TO THE DANVILLE REDEVELOPMENT AND HOUSING AUTHORITY.

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

VOTE: 7-0-2
AYE: Buckner, Campbell, Mayo, Miller,
Saunders, Vogler, and Whittle (7)
NAY: None (0)
ABSTAIN: Hood, Jones (2)

CONSIDERATION OF FINANCIAL POLICIES UPDATES

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

RESOLUTION NO. 2024-10.04

A RESOLUTION APPROVING AND AMENDING THE CITY OF DANVILLE FINANCIAL POLICIES TO CHANGE ITEM 4.1 ENTITLED "UNASSIGNED & UNRESTRICTED FUND BALANCES"; TO ALLOW FOR AN INCREASE OF MINIMUM GENERAL FUND BALANCE FROM 20% TO 25% OF ANNUAL BUDGETED REVENUES; AS WELL AS OTHER REVISIONS FOR CLARITY AND ALIGNMENT WITH ANTICIPATED CITY CHARTER CHANGES.

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

Council Member Vogler asked the City Manager to give citizens a brief synopsis of this item. City Manager Ken Larking noted having a higher minimum threshold for the general fund balance reflects very well when the credit rating agencies look at the City's financial policies and practices. Chief Financial Officer Michael Adkins explained the City was very well rated at AA. If the City was looking forward to a better credit rating and lower borrowing costs, they need to do things to put the City in a position to be competitive with the localities that were higher rated than Danville. Those localities typically have a 25% sometimes 30% fund balance policy. The timing of this was good, the City had a good Fiscal Year 2024, the reserves were built up and the City has the capacity to move from 20% to 25%. Mr. Vogler noted they hear citizens say the City was receiving more money and asked Council to save some, this was something to let the citizens know they were being smart with the revenue coming in. Council Member Campbell noted his agreement, that it was wise to save funds for the future, and thanked the City Manager and staff for what they were doing. Vice Mayor Miller noted it was important that the City have savings; no one can predict the future and cannot know what will happen five years from now.

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 AN AVIATION PROMOTION GRANT

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

ORDINANCE NO. 2024-10.03

AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR A STATE DEPARTMENT OF AVIATION GRANT FOR THE PURPOSE OF PROVIDING FUNDING TO PROMOTE AVIATION AWARENESS AT THE DANVILLE REGIONAL AIRPORT IN THE AMOUNT OF \$5,000 AND FOR THE LOCAL SHARE IN THE AMOUNT OF \$5,000 TO BE PROVIDED BY THE GENERAL FUND SUPPORT OF GRANTS FOR A TOTAL APPROPRIATION OF \$10,000 AND APPROPRIATING SAME.

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

October 1, 2024

**CONSIDERATION OF AMENDING THE FISCAL YEAR 2025 BUDGET APPROPRIATION
ORDINANCE TO PROVIDE FUNDS FOR THE HOUSING STUDY ACTION PLAN**

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

ORDINANCE NO. 2024-10.04

AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FUNDING FROM UNASSIGNED GENERAL FUND BALANCE FOR THE HOUSING STUDY ACTION PLAN IN THE AMOUNT OF \$2,000,000 AND APPROPRIATING SAME.

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

COMMUNICATIONS FROM VISITORS

Mayor Jones called for Amber Brooks, who did not appear.

COMMUNICATIONS

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

City Attorney Clarke Whitfield noted his condolences to the Covington family.

Mayor Jones recognized Dr. Angela Hairston, Superintendent of Danville Public Schools, Vice Chair of the School Board Tyrell Payne and School Board Members Keisha Walker and Charles McWilliams. Mayor Jones noted five Danville schools earned full accreditation for the first time in a decade, Park Avenue, Westwood, Schoolfield, Forest Hills and Galileo. Woodberry has improved in their scores as well, and George Washington High School only missed accreditation in one subject. Mayor Jones thanked the School Board for their work; Council made education their number one priority, and everyone has worked extremely hard. Mr. Payne noted this was a great time for the City and they need to celebrate; they hit some bumps in the road, but they stayed the course and stayed in the fight together. Council Members thanked the School Board for their work and were proud of the students for their accomplishments.

Council Member Vogler noted his thoughts were with the people affected by the storms locally and in North Carolina, and asked citizens to keep those people affected in their prayers. This morning he had an opportunity to spend time with the Governor, Delegate Marshall and Senator Mulchi at the Institute; they had a great event going on focused on agriculture, with people from thirty-five different states.

Council Member Whittle noted he feels the Danville School System was moving onward and feels good about that. Mr. Whittle questioned if Danville Utility workers were helping other localities, and Mr. Larking noted they were out working in Dry Fork to restore power as quickly as possible.

Council Member Buckner noted their mentoring city was Greenville, and Greenville got hit by the storm; it was heartbreaking to see what they were going through. People were still missing from Asheville, and Black Mountain was gone. Mr. Buckner asked citizens to keep those people in their prayers, including those in Pittsylvania County.

October 1, 2024

Council Member Campbell noted he remembered joining the Rotary years ago, and their mission was to eliminate polio around the world, and now there are hardly any cases left in the world. Rev Campbell noted hearing what was going on now, would like to see Danville become more pro-climate action.

Council Member Hood thanked the Danville Historical Society, he had the opportunity to visit them last week; they continue to provide historic research and artifacts for the region. Mr. Hood noted Ace Academy starts again tomorrow; the focus was to provide young people with an outlet for creativity. His thoughts were with the families affected by the hurricane and was glad to see the relief efforts going on around the City.

Council Member Mayo noted their prayers were with Asheville, North Carolina and the surrounding areas affected by the storm, there was a lot of devastation, and also with those people in Dry Fork. Mr. Mayo noted his condolences to the Covington family; he was a tremendous athlete. The Job and Resource Fair was coming up on November 14th at Danville Community Market, 10 a.m. to 4:00 p.m.; they currently have about seventy-four vendors and over 740 jobs.

Vice Mayor Miller reminded citizens National Night Out was next Tuesday, and this year, it does not conflict with a Council Meeting; it begins at 4:30 at Westmoreland. Dr. Miller noted they go to VML every year, last year they sat with the people from Galax and Mayor Willie Green who was on TV the other night because they had no power or water because of the storm, along with the areas in North Carolina who are cut off from civilization.

Council Member Saunders requested Council think about the timeframe of National Night Out; oftentimes it was dark before Council can make it to all the places, and maybe move the time back. Mr. Saunders thanked the City Attorney and his staff for all they do. Mr. Saunders recognized Dr. Hairston and thanked her for her work. Mr. Saunders noted they need to look at their growing population, at housing and infrastructure and hoped they continued to try and find ways to grow the City.

Mayor Jones noted his thoughts were on the people affected by the recent storms and noted he wished people didn't wait for a storm to treat their neighbors with the same kindness they treat them with when a storm comes. Mayor Jones encouraged citizens to pray for those affected. Early voting has begun and encouraged citizens to get out and vote, and thanked Council Members for what they have done for the City.

ADJOURNED: 8:31 p.m.

APPROVED:

MAYOR

ATTEST:

CITY CLERK

Council Letter City of Danville, Virginia



CL - 1644

NEW BUSINESS A.

City Council REGULAR MEETING

Meeting Date: November 7, 2024

Subject: Special Use Permit Application at 900 Mt Cross Road.

From: Renee Burton, Division Director of Planning

COUNCIL ACTION

1. Public Hearing
2. An Ordinance Granting Special Use Permit Application PZ24- 00482, filed by Lightshift Energy, Requesting a Special Use Permit to Allow a Public Utilities Facility at Parcel 72885 (900 Mt Cross Road) in Accordance with Article 3.M., Section C., Item 13.

SUMMARY

Lightshift™ Energy (formerly Delorean Power) is requesting a Special Use Permit to operate a public utility at 900 Mt. Cross Road. 900 Mt. Cross Road is a 2.6 acre parcel owned by the City of Danville that contains a vacant block structure. Lightshift™ Energy, with a land use lease agreement with the City of Danville, is requesting to install a battery storage facility with a capacity of up to 12 megawatts of energy storage. The proposed facility will provide local energy storage in an effort to lower rising transmission, capacity and congestion charges; this will provide benefits to ratepayers of Danville Utilities. The energy storage will interconnect with the City's electric system.

The Zoning Code defines public utility as: *[a] use or structure which is engaged in conducting the supply of utility services to the public which is of public consequence and whose operations have little or no potential to negatively impact the environment in terms of noise, odor and personal harm (i.e. electric transformer, natural gas, telecommunications facilities, water and sewer transmission, collection, distribution and metering devices and water and sewerage pumping stations).*

If approved, this will be the second battery storage facility for energy operated by Lightshift Energy for the City of Danville. The first facility received approval from City Council in 2021 and is located at 864 Monument Street. The facility being reviewed today will mimic the Monument Street facility in design, but will not have the same level of visibility to the public. The equipment for the Mt. Cross Road facility will be located behind the existing structure and down the natural slope of the property. This arrangement has limited visibility for passersbys and the neighboring property owners.

This project and lease agreement between Lightshift Energy and the City of Danville received unanimous approval when presented to the Utility Commission during their August meeting.

This project is in compliance with the Zoning Code and Comprehensive Plan and will provide a benefit to ratepayers of Danville utilities.

Thirteen (13) notices were sent out to property owners within three hundred (300) feet. Five (5) opposed responses were received. Four (4) responses were from Jerry Davis with the comment "I

would like to purchase this parcel and develop since I own the land on both sides.". One opposing response was received from Jack Neal.

On October 7, 2024, the City Planning Commission voted 7-0 to recommend approval of Special Use Permit PZ24-00482 to allow a public utilities facility in accordance with Article 3.M. Section C Item 13 at 900 Mt Cross Road (Parcel ID 72885) with the following condition:

1. The Special Use Permit shall become void if the facility is not under contract with the City of Danville Utility Department and interconnected to the City of Danville's electric system.

RECOMMENDATION

It is recommended that City Council adopt an Ordinance granting a Special Use Permit to allow a public utility facility in accordance with Article 3.M Section C Item 13 at Parcel ID 72885 (900 Mt Cross Rd) with the following condition:

1. The Special Use Permit shall become void if the facility is not under contract with the City of Danville Utility Department and interconnected to the City of Danville's electric system.

Attachments

1. Ordinance
 2. Application
 3. Questions
 4. Application Information
 5. Preliminary Layout
 6. 900 Mt Cross Rd Aerials Map
 7. 900 Mt Cross Rd Owners Zoning Map
 8. 900 Mt Cross Rd Land Use Map
 9. Planning Commission Recommendation
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024____.____

AN ORDINANCE GRANTING SPECIAL USE PERMIT APPLICATION PZ24-00482, FILED BY LIGHTSHIFT ENERGY, REQUESTING A SPECIAL USE PERMIT TO ALLOW A PUBLIC UTILITIES FACILITY AT PARCEL 72885 (900 MT CROSS ROAD) IN ACCORDANCE WITH ARTICLE 3.M., 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 PZ24-00482, filed by Lightshift Energy, requesting a Special Use Permit to allow a public utilities facility at Parcel ID 72885 (900 Mt. Cross Road) in accordance with Article 3.M. Section C Item 13, be, and the same is hereby, received with the following condition:

1. That the Special Use Permit shall become void if the facility is not under contract with the City of Danville Utility Department and interconnected to the City of Danville's electric system.

AND BE IT FURTHER ORDAINED that in consideration of said report and the public hearing this day held by Council, Special Use Permit Application PZ24-00482, filed by Lightshift Energy, requesting a Special Use Permit to allow a public utilities facility at Parcel ID # 72885 (900 Mt Cross Road) in accordance with Article 3.M.. Section C., Item 13, is hereby granted and approved with the following condition:

1. That the Special Use Permit shall become void if the facility is not under contract with the City of Danville Utility Department and interconnected to the City of Danville's electric system.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney



CITY OF DANVILLE

Community Development Division of Planning and Zoning

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 \$400.00.*
2. *If the request for a special use permit has been denied by the City Council, a request in substantially the same form shall not be resubmitted within one (1) year of the date of denial.*

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#) 900 Mount Cross Rd, Danville, VA 24540 / Parcel ID: 72885

Applicant: Delorean Power LLC dba Lightshift Energy

Applicant's Address: 1201 Wilson Boulevard Floor 27, Arlington, VA 22209

Applicant's Phone Number: (812) 606-4996

Applicant's E-mail: michaelherbert@lightshift.com

Applicant's Signature 

Date 9/6/2024

PLEASE ATTACH THE FOLLOWING:

1. A preliminary site plan in accordance with the Site Plan Regulations.
2. A description of the proposed use and, where applicable, the hours of operation and the proposed number of employees/patrons.
3. A written statement of proposed project compatibility with the following:
 - A) The Comprehensive Plan.
 - B) The applicable zoning district.
 - C) The surrounding properties.
 - D) Current and future neighborhood conditions.
 - E) Pedestrian and vehicular traffic patterns, on-site and off-site.
 - F) Adequate public facilities.
4. 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:
 - A) The architectural elevations and floor plans of proposed building(s).
 - B) Traffic impact analysis.
 - C) Fiscal impact analysis.
 - D) Parking and site circulation analysis.
 - E) Photographs of property and surrounding area.
 - F) Environmental impact statement.

Special Use Permit Application 9-6-24

Final Audit Report

2024-09-05

Created:	2024-09-05
By:	Kevin Dawkins (kevindawkins@deloreanpower.com)
Status:	Signed
Transaction ID:	CBJCHBCAABAAuPQtV-NV3W7vTrbXa-LGsZ5p5TgbGHX

"Special Use Permit Application 9-6-24" History

-  Document created by Kevin Dawkins (kevindawkins@deloreanpower.com)
2024-09-05 - 9:43:48 PM GMT
-  Document emailed to Michael Herbert (michaelherbert@lightshift.com) for signature
2024-09-05 - 9:43:53 PM GMT
-  Email viewed by Michael Herbert (michaelherbert@lightshift.com)
2024-09-05 - 9:48:18 PM GMT
-  Document e-signed by Michael Herbert (michaelherbert@lightshift.com)
Signature Date: 2024-09-05 - 9:48:31 PM GMT - Time Source: server
-  Agreement completed.
2024-09-05 - 9:48:31 PM GMT

PROPOSED PROJECT COMPATIBILITY QUESTIONS ON PERMIT PORTAL

The Comprehensive Plan

- The Comprehensive Plan adopted September 15th, 2015 places our project in Planning Area 2: PIEDMONT DRIVE/MT. CROSS ROAD. Commercial development growth that has occurred in the Planning Area 2 has led to increased power needs in the area. Our battery storage project will allow Danville Utilities to manage power demand peaks in the area, which will help to keep electric rates low and allow Danville to continue attracting businesses and further economic development in support of the Comprehensive Plan's goals.

The Applicable Zoning District

- The property is currently zoned Highway Retail Comm (HR-C). Danville's Zoning Ordinance defines the Purpose and Intent of the HR-C district to allow for commercial and business uses along with supporting public utility infrastructure, which are allowed by the granting of a Special Use Permit. The project is commercial in nature and serves to promote tax revenues and economic opportunities for the City of Danville. Our proposed battery project will also support the power needs of existing commercial and business uses within the HR-C zoning district, conforming with the intent of the HR-C zoning district. Additionally, the HR-C zoning district calls for adequate transportation and site planning of uses that have the goal of minimizing conflicts with through-traffic movements along the entrance City's corridors and major arterial streets. Our proposed project will have minimal impact on existing through-traffic movements during construction activities. Once the battery project is operational, there will be no impact on traffic.

The Surrounding Properties

- The surrounding adjacent parcels consist of wooded vacant lots to the North, East, and West. To the South there is Mt. Cross Road itself serving as a barrier to the residential homes on the other side. Due to existing setbacks, topographical shielding, buffering, and the low height of our project, there will be de minimis impacts to any of the surrounding properties as a result of placing the battery project at the 900 Mt. Cross Road site. This will allow for our project to be seamlessly integrated into the surrounding community in a compatible manner.

Current and Future Neighborhood Conditions

- The site is currently performing a utility use and has been established with this same use in the neighborhood for many years. Our proposed use will not have any change to the current viewshed or character of the property and surrounding properties. Once construction is complete and the project is placed into service, there will be no changes to future neighborhood conditions as well due to site existing setbacks, topographical shielding, buffering and continued public utility use of the property.

Pedestrian and Vehicular Traffic Patterns, On-Site and Off-Site

- Lightshift will prepare a Traffic Management Plan to minimize traffic impacts during the construction process. All construction equipment and material will be transported to the site utilizing standard width trucks. No road improvements will be necessary as a result of our proposed project.

Adequate Public Facilities

- The property, having served a utility use, has existing access to electrical and water access via a fire hydrant at front of the property. Our proposed use does not need water or sewer to operate.

SPECIAL USE PERMIT APPLICATION

BATTERY ENERGY STORAGE SYSTEM

900 Mount Cross Rd, Danville, VA

Proposed by:



September 2024

Lightshift Energy
www.lightshift.com
(703) 679-7609
1201 Wilson Boulevard, Fl 27
Arlington, VA 22209

September 6, 2024

Danville Community Development Department
Planning and Zoning – Renee Burton, Director
427 Patton Street, Room 207
Danville, VA 24541

Dear Ms. Burton,

Lightshift Energy is pleased to present the following Special Use Permit (“SUP”) application for our second battery energy storage system (BESS) in Danville, VA. This SUP application is for the construction of a BESS project on a single parcel of City of Danville owned land located at 900 Mount Cross Rd, Danville, VA 24540. Alongside Danville Utilities, Lightshift has carefully considered the best location for equipment placements on the property to proactively mitigate any viewshed or noise concerns for the project while striving to maintain most of the property’s current use, aesthetics and feel for the community.

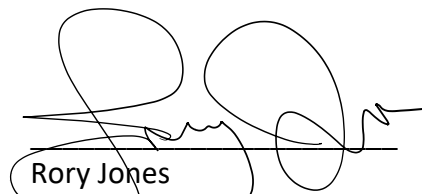
We have been working collaboratively with Danville Utilities on the project and designing it to reduce power costs for Danville Utilities customers, reduce greenhouse gas emissions, bolster electric grid resiliency, and create economic development benefits for the community. In addition to the significant power cost savings, the project will result in an increase in tax revenue for the City of Danville, while preserving the property’s character, viewshed, and possibilities for additional and/or complementary uses.

We look forward to our continued partnership with the City of Danville on this exciting project.

Sincerely,



Michael Herbert
Managing Partner
Lightshift Energy
michaelherbert@lightshift.com
(812) 606-4996



Rory Jones
Managing Partner
Lightshift Energy
roryjones@lightshift.com
(617) 852-1686

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Part 1 – Project Overview

Lightshift Energy (“Lightshift”), formerly known as Delorean Power, in collaboration with Danville Utilities, proposes to develop, build, own and operate our second Battery Energy Storage System (“BESS”) project in the City of Danville (the “Project”). The Project is proposed to be located on the 2.655-acre parcel owned by the City of Danville at 900 Mount Cross Road Danville VA 24540, Parcel ID: 72885 (the “Property”). Of the 2.665 acres, approximately 0.5 acres will be used for the BESS project. The remaining 2.165 acres of the parcel will serve to maintain property-line setbacks, vegetative buffers, and viewshed preservation. Diligence on the property inclusive of a Cultural Study, Threatened and Endangered Species Study, and Wetland Delineation have been conducted with no issues identified. The Property is currently zoned Highway Retail Comm (HRC), necessitating our pursuit of the SUP, and as demonstrated herein, the proposed BESS project satisfies all SUP requirements at the proposed location.

Lightshift is proposing to build a 12.5-megawatt (“MW”) BESS system utilizing safe and reliable BESS technology solutions to provide local grid resiliency benefits, save customers money, and offer numerous economic benefits to the City of Danville. BESS projects are an integral component of the future power grid in Virginia and will be essential to mitigating grid constraints experienced from the growing load in the City of Danville and the Commonwealth at large. Compared to alternative investments in fossil-fuel generation, traditional wires infrastructure or renewable energy generation, battery energy storage offers numerous advantages:

- **Higher quality, lower cost electricity** – unlike traditional fossil-fuel generation which can take several minutes to respond to operator dispatch signals, energy storage discharges electricity instantaneously, providing more efficient and lower cost peaking capabilities for moments when demand is highest.
- **Improved grid resilience** – energy storage enhances reliability during outages and severe weather by offering grid hardening and power quality benefits and by providing backup power for critical infrastructure.
- **Environmental sustainability** – energy storage neither consumes nor discharges water, thus posing no threat of contamination or consumption of scarce water resources in the community. It also produces zero emissions, translating to cleaner air compared to fossil-fuel alternatives.
- **Improved grid stability** – energy storage plays a major role in mitigating negative impacts to the power system caused by the growing number of intermittent resources such as wind and solar power generation, by being able to absorb excess generation and to inject energy to the grid when needed.

- **Fewer wires and less local generation** – energy storage can mitigate the need for costly new investments in transmission, distribution and conventional local generation, meaning fewer overhead wires to support load growth in the City of Danville.
- **Grid Modernization** – software-based control systems are programmable to provide numerous services and can be tailored over the project’s life to ensure long-term value for both the project and the community.
- **Compact Design** – energy storage occupies a very small footprint relative to renewable or fossil fuel generation and has a very low profile (less than 10 feet tall), translating to high economic impact per acre of development, easy visual screening and no negative impacts on community viewsheds and aesthetics.
- **Remote Operations and Maintenance** – with no external fuel inputs and no moving parts, most battery storage maintenance is performed remotely through communications software, translating to very few site visits and minimal impact to existing traffic patterns in the neighborhood.

Part 2 – Proposed Use

This would be the second BESS Project collaboratively developed between Danville Utilities and Lightshift. This Project, like the first, will be used to reduce peak system demand for Danville Utilities and reduce their wholesale power costs. This is achieved by charging the battery during off peak times and then discharging it during the peak hours that are used by American Electric Power (AEP) and the PJM Interconnection to assess Danville Utilities its transmission charges and capacity charges, respectively. The battery system will also be able to sell ancillary services into the PJM market and arbitrage wholesale energy prices. These additional benefits help reduce the cost of offering peak shaving services to Danville and ensure even greater savings are delivered by the project. With recent increases in PJM capacity prices and AEP transmission costs, the value of the Project has grown significantly, and we have worked with Danville Utilities to estimate and maximize its economic impact.

By keeping electric rates low through power cost-saving Projects like this, Danville will be able to continue to attract businesses and further economic development in the region. The Project will also help build out the supply chain and contractor expertise for BESS deployments and create jobs and workforce training in the energy sector, especially through the engineering design, construction, and operations and maintenance activities for the project. Lightshift and Danville would use local project partners and contractors as much as possible, providing direct investment into the community and building a knowledge base in the region for additional battery storage deployments in the future.

This local source of clean power will also help reduce transmission and capacity needs for the broader region, supporting resource adequacy and reliability requirements for Danville Utilities, AEP, and PJM. Charging the BESS during off peak times and discharging it during peak times also offers greenhouse gas

and toxic emissions reductions benefits as the grid is much more carbon intensive during peak periods due to a heavier reliance on fossil fuel generation sources during these times. Lightshift has been monitoring the environmental impacts of our first BESS project in Danville and would plan to track and quantify such impacts for this project as well.

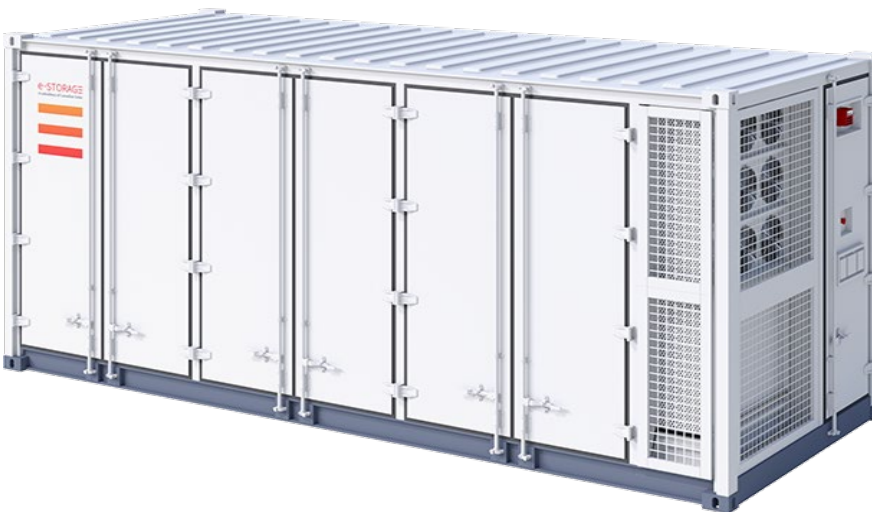
The Project will be a 12.5 MW / 4-hour duration BESS, and the major equipment to be deployed at the site is expected to include the following:

- Thirteen (13) 8' X 20' fully integrated battery storage containers. We have included an image of the proposed battery containers below.
- Four (4) 4.39 MVA inverters
- Four (4) 4.39 MVA transformers
- Two (2) pad-mounted medium voltage distribution bus switchboards
- Two (2) auxiliary power transformers and auxiliary power distribution switchboards
- One (1) site communications enclosure
- Balance of plant including all electrical and communications wiring, connections and equipment

Site interconnection will be through two (2), independent existing overhead 12.47KV circuits. The site is split electrically for interconnection purposes, but the two systems will operate similarly.

The battery will be operational 24/7, 365 days per year but will not require any full-time employees. Occasional site visits will be made for routine maintenance of the system.

e-STORAGE Battery Storage Solution Imagery:



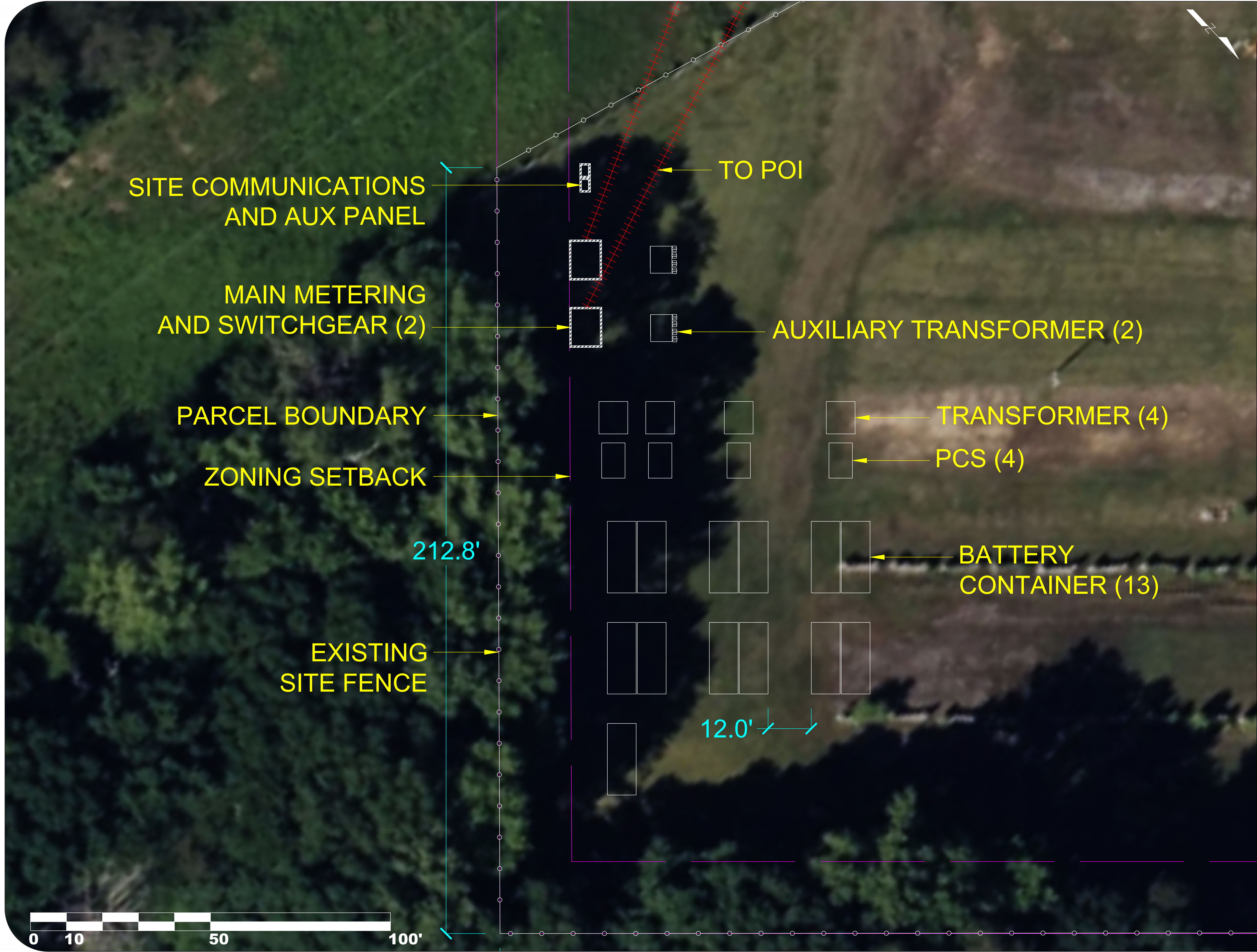
Part 3 – Community Outreach Process

Community outreach and engagement on projects is a top priority for the Lightshift team. Community member feedback is very valuable information we take into account when creating our development plans. We are happy to report that we were able to meet with all landowners that we sent letters to, as described below, and no concerns with our project development plans were raised by any landowners. Everyone we met with was very thankful that we took the time to follow up in person on our letter and wished us well in our efforts to improve grid reliability and incur power cost savings for the City of Danville.

Concerning specifics on our community outreach process, we made a list of landowners within an 800Ft radius of the Project that yielded (14) landowners along Mt. Cross Road that are in close proximity. We mailed out letters informing them about our intentions to develop the Project at the Mt. Cross Road site for Danville Utilities' use. No opposition or concerns were received from the letter outreach. In the letter, we provided some context on who our company is, how this will be the second BESS project we've developed in the City of Danville for Danville Utilities' use, and how we would be making ourselves available for in-person meetings between August 26-28 to allow for landowners to provide any comments and feedback they have on the Project. We were then able to meet with all landowners that we sent letters to and everyone we met with appreciated us coming by to meet with them in-person and no concerns on our project development plans were raised. People appreciated hearing, in-person, that we would be doing a second project in the City of Danville to help with reliability and power cost savings for Danville Utilities.

Part 4 – Preliminary Project Site Plan and Project Design

See Exhibit: [Preliminary-Layout_9-6-24.pdf](#)



General Notes

1. PRELIMINARY DRAWING; NOT FOR CONSTRUCTION. FINAL SITE LOCATION, LAYOUT AND DESIGN SUBJECT TO ENGINEERING DESIGN AND REVIEW.
2. LAYOUT SHOWS GENERAL FOOTPRINT REQUIRED FOR FACILITY. SITE LOCATION AND DETAILED LAYOUT AND CONSTRUCTION DRAWINGS TO BE DEVELOPED LATER.

SYSTEM RATING		
12.5 MW, 4HR		
INTERCONNECTING VOLTAGE		
12.47 KV		
FACILITY POWER AT POI		
12.5 MW		
FACILITY ENERGY AT POI		
58.5 MWH		
SITE AREA		
~0.5 ACRE		
INVERTER MANUFACTURER		
POWER ELECTRONICS		
BATTERY MANUFACTURER		
E-STORAGE		

No.	Revision/Issue	Date

LIGHTSHIFT
-///-ENERGY

1201 WILSON BLVD, FL 27
ARLINGTON, VA 22209
571-447-9180

Project Name and Address

Danville VA BESS 2
900 Mt. Cross Rd.
Danville, VA 24540
36.6052, -79.4368

Drawing Number DWG-005-C	Sheet
Date 9/6/2024	01
Scale 1" = 1'	



General Notes

1. PRELIMINARY DRAWING; NOT FOR CONSTRUCTION. FINAL SITE LOCATION, LAYOUT AND DESIGN SUBJECT TO ENGINEERING DESIGN AND REVIEW.
2. LAYOUT SHOWS GENERAL FOOTPRINT REQUIRED FOR FACILITY. SITE LOCATION AND DETAILED LAYOUT AND CONSTRUCTION DRAWINGS TO BE DEVELOPED LATER.

SYSTEM RATING

12.5 MW, 4HR

INTERCONNECTING VOLTAGE

12.47 KV

FACILITY POWER AT POI

12.5 MW

FACILITY ENERGY AT POI

58.5 MWH

SITE AREA

~0.5 ACRE

INVERTER MANUFACTURER

POWER ELECTRONICS

BATTERY MANUFACTURER

E-STORAGE

No.	Revision/Issue	Date

LIGHTSHIFT
-///-ENERGY

1201 WILSON BLVD, FL 27
ARLINGTON, VA 22209
571-447-9180

Project Name and Address

Danville VA BESS 2
900 Mt. Cross Rd.
Danville, VA 24540
36.6052, -79.4368

Drawing Number
DWG-005-C

Date
9/6/2024

Scale
1/2" = 1'

Sheet

02

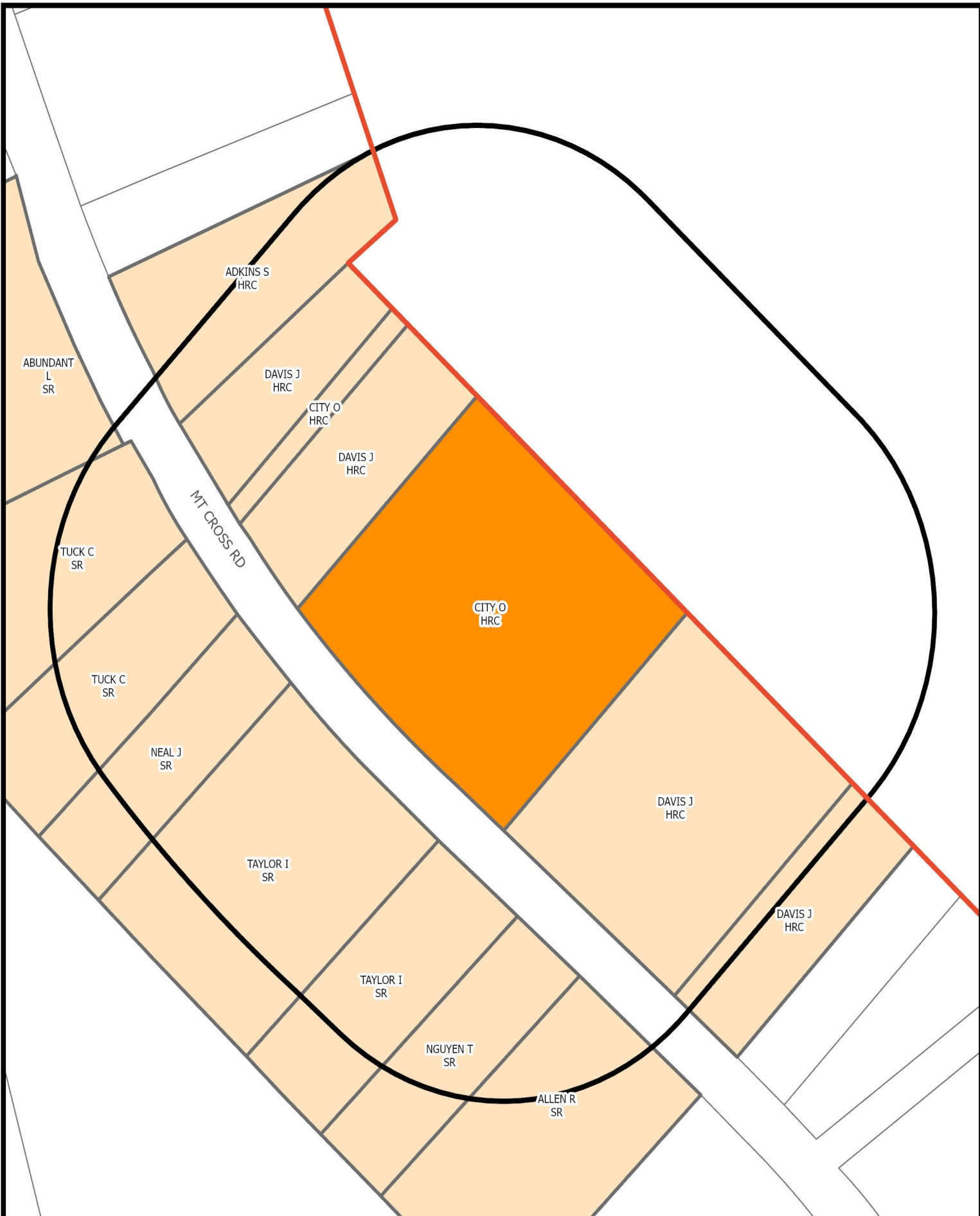


2023 AERIAL IMAGERY OF SUBJECT PROPERTY

Prepared by:
Planning Division
9/10/2024



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.



SURROUNDING PROPERTY OWNERS AND ZONING WITHIN 300 FEET OF SUBJECT PROPERTY

Prepared by:
Planning Division
9/10/2024



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 SURROUNDING SUBJECT PROPERTY

Prepared by:
Planning Division
9/10/2024



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: OCTOBER 7, 2024
TO: CITY COUNCIL
FROM: CITY PLANNING COMMISSION
RE: SPECIAL USE PERMIT APPLICATION PZ24-00482

REQUEST

Special Use Permit application PZ24-00482 filed by Lightshift Energy to allow a public utilities facility in accordance with Article 3.M Section C Item 13 at 900 Mt Cross Road (Parcel 72885).

RECOMMENDATION

The Planning Commission, at their October 7, 2024, meeting voted 7 - 0 to recommend approval of Special Use Permit Request PZ24-00482 with the following condition:

1. That the Special Use Permit shall become void if the facility is not under contract with the City of Danville Utility Department and interconnected to the City of Danville's electric system.


Mr. Steve Petrick, Chair

Council Letter City of Danville, Virginia



CL - 1650

NEW BUSINESS B.

City Council REGULAR MEETING

Meeting Date: November 7, 2024

Subject: Request for Tax Exempt Status.

From: Susan DeMasi, City Clerk

COUNCIL ACTION

1. Public Hearing
2. An Ordinance to Designate Present Help Ministries as Being Exempt from Local Real and Personal Property Taxation.

SUMMARY

Present Help Ministries, of Danville, Virginia, has requested tax-exempt status for three of their properties located at 711 Jefferson Street, 835 Stokes Street and 839 Stokes Street.

BACKGROUND

In accordance with the provisions of subsection 6(A)6 of Article X of the Constitution of Virginia and Chapter 36, Article 4.1, Section 58.1-3651 of the Code of Virginia, 1950, as amended, City Council will consider applications for the designation of property as tax-exempt. The city is in receipt of an application for Tax Exempt Status from Present Help Ministries. Present Help Ministries provides educational help including adult education, and for students expelled from school, working in partnership with Danville Public Schools, as well as Pittsylvania County, Halifax and Caswell Counties. They also provide an out reach ministry with housing and services for victims of sexual assault/rape and homeless women and children.

RECOMMENDATION

Staff makes no recommendation as tax exemption is solely a function of the Danville City Council.

Attachments

1. Ordinance
 2. Application - 711 Jefferson
 3. Application - 835 Stokes Street
 4. Application - 839 Stokes Street
 5. PHM Trustees
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024 - _____.____

AN ORDINANCE TO DESIGNATE PRESENT HELP MINISTRIES AS BEING EXEMPT FROM LOCAL REAL AND PERSONAL PROPERTY TAXATION.

WHEREAS, PRESENT HELP MINISTRIES has been providing services for the common good of the citizens of the City of Danville; and

WHEREAS, PRESENT HELP MINISTRIES, is a 501(c)(3) organization established for charitable purposes; and

WHEREAS, PRESENT HELP MINISTRIES owns real property in the City of Danville and tangible personal property in the City of Danville; and

WHEREAS, PRESENT HELP MINISTRIES does not have a current alcoholic beverage license for serving alcoholic beverages for use on any property being requested to be exempt from taxation; and

WHEREAS, PRESENT HELP MINISTRIES asserts that no director, officer or employee of the organization is paid compensation in excess of a reasonable allowance for salaries or other compensation for other personal services with such director, officer or employee actually renders; and

WHEREAS, the net earnings of PRESENT HELP MINISTRIES do not inure to the benefit of any specific individual but are used for the benefit of individuals which qualify for their services; and

WHEREAS, PRESENT HELP MINISTRIES provides outreach ministries for homeless women and children, women who are victims of sexual assault and rape, and provides adult education and tutoring services; and

WHEREAS, a substantial part of the activities of PRESENT HELP MINISTRIES, does not involve carrying on propaganda or otherwise attempt to influence

legislation and that PRESENT HELP MINISTRIES, does not participate or intervene in any political campaign on behalf of any candidate for public office; and

WHEREAS, in accordance with Section 37-49.2 of the Code of the City of Danville, Virginia, 1986, as amended, and Section 58.1-3651 of the Code of Virginia 1950, as amended, the Council of the City of Danville has advertised and conducted a public hearing on the issue of granting an exemption from local property taxes to PRESENT HELP MINISTRIES.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia:

1. That the Council of the City of Danville, Virginia hereby designates, PRESENT HELP MINISTRIES, as a charitable organization within the context of §6(a)(6) of Article X of the Constitution of Virginia; and
2. That the personal property owned by PRESENT HELP MINISTRIES, located within the City of Danville as well as its real property located at 711 Jefferson Street, Parcel ID# 20334, 835 Stokes Street, Parcel ID 21015 and 839 Stokes Street, Parcel ID 22622 are used for charitable purposes on a nonprofit basis and are hereby exempt from local property taxation; and
3. The effective date of these exemptions shall be the 1st day of July 2025.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

City of Danville, Virginia
Office Of The City Clerk

APPLICATION FOR PROPERTY TAX EXEMPTION

PROPERTY OWNER: Present Help Ministries, Inc.
PARCEL TAX MAP NO.: 20334
PROPERTY ADDRESS: 711 Jefferson St.
MAILING ADDRESS: 3 Park Ave., Danville, VA 24541
PERSONAL PROPERTY: _____
CONTACT NAME: Alfriea Bennett
DAYTIME TELEPHONE & FAX: 434-770-3360

1. Is the property owner chartered or incorporated under the laws of the Commonwealth of Virginia?

YES ☒ NO ☐

If yes, attach a copy of the Charter or Articles of Incorporation and Bylaws or any other documents governing the property owner entity.

2. For what purpose is the owner chartered, incorporated or otherwise in existence?

An outreach ministry for homeless women/women with children, battered women, sexual assault women and respite for children up to age 2.

3. For what purpose is the property currently being used? Be specific. If there are several types of use, indicate such usages by areas of the buildings, floor locations and land allocations.

A school for tutoring, education credit recovery, and adult education.

4. Does any individual or entity other than the property owner occupy or use any part of the premises?

YES ☒ NO ☐

If yes, provide details: Church Base Tutorial Program,

5. Is any income received from the use of any portion of the property considered as rent or reimbursement for services incurred?

YES ☐ NO ☒

If yes, provide details: _____

6. Provide a copy of the application and supporting documents submitted to the Internal Revenue Service (IRS) for 501 (c) tax-exempt status, together with copies of all responses from the IRS.
7. Provide a copy of the Internal Revenue Service (IRS) form 990, 990-EZ or 990PF together with any schedules and attachments most recently filed with the IRS for the previous calendar year or an explanation why such was not filed.
8. Attach your most recent financial statements; including where applicable, forms filed with the IRS, reflecting income and expenditures for the most current 12 month reporting period. All submitted documents will become part of this application.

The attached financial statement is for the period JULY 1, 2022 to JUNE 30, 2023.

Attach a list containing the names of all trustees.

9. Does the property owner hold a current Alcoholic Beverage License for use on the subject property?

YES ☐ NO ☒

10. List by name, title and amount any director, officer or employee of the organization whose annual compensation is in excess of \$60,000.

There are no paid persons in this ministry.
All present Help Ministry persons are volunteers.

11. Does any part of the net earnings of the property owner inure to the benefit of any individual?

YES _____

NO ✓

If yes, list by name, and amount: _____

ORGANIZATION: Present Help Ministries, Inc.
By: Officer's Name Afrieta Bennett
Officer's Title President
Date 4-18-23

COMMONWEALTH OF VIRGINIA
CITY OF DANVILLE

Afrieta Bennett (Officer's Name) being duly sworn, deposes
and states that as the Board Chairman / President (Officer's Title) of the
Present Help Ministries, Inc.
(Legal Name of Ownership Organization)

he or she has read this application and knows the contents thereof and that the matters stated are true.

Afrieta Bennett
(Signature of Officer)

Subscribed and sworn to before me this 18th day of April, 2023 RMR

Robin Moschler Rosson 9-30-26
(Notary Public) (Notary Expires)

271782
(Notary Registration Number)

ROBIN MOSCHLER ROSSON
NOTARY PUBLIC
REGISTRATION # 271782
COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES
SEPTEMBER 30, 2026

INTERNAL REVENUE SERVICE
P. O. BOX 2508
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date: **NOV 26 2014**

PRESENT HELP MINISTRIES
3 PARK AVENUE EXT
DANVILLE, VA 24541-0000

Employer Identification Number:
36-4758578
DLN:
26053724002354
Contact Person:
CUSTOMER SERVICE ID# 31954
Contact Telephone Number:
(877) 829-5500
Accounting Period Ending:
June 30
Public Charity Status:
509(a)(2)
Form 990/990-EZ/990-N Required:
Yes
Effective Date of Exemption:
March 4, 2013
Contribution Deductibility:
Yes
Addendum Applies:
No

Dear Applicant:

We're pleased to tell you we determined you're exempt from federal income tax under Internal Revenue Code (IRC) Section 501(c)(3). Donors can deduct contributions they make to you under IRC Section 170. You're also qualified to receive tax deductible bequests, devises, transfers or gifts under Section 2055, 2106, or 2522. This letter could help resolve questions on your exempt status. Please keep it for your records.

Organizations exempt under IRC Section 501(c)(3) are further classified as either public charities or private foundations. We determined you're a public charity under the IRC Section listed at the top of this letter.

If we indicated at the top of this letter that you're required to file Form 990/990-EZ/990-N, our records show you're required to file an annual information return (Form 990 or Form 990-EZ) or electronic notice (Form 990-N, the e-Postcard). If you don't file a required return or notice for three consecutive years, your exempt status will be automatically revoked.

If we indicated at the top of this letter that an addendum applies, the enclosed addendum is an integral part of this letter.

For important information about your responsibilities as a tax-exempt organization, go to www.irs.gov/charities. Enter "4221-PC" in the search bar to view Publication 4221-PC, Compliance Guide for 501(c)(3) Public Charities, which describes your recordkeeping, reporting, and disclosure requirements.

Letter 5436

PRESENT HELP MINISTRIES

Sincerely,

Tamara Rippanda

Director, Exempt Organizations

Electronic Notice (e-Postcard)

OMB No. 1545-2085

Department of the Treasury
Internal Revenue Service

for Tax-Exempt Organization not Required to File Form 990 or 990-EZ

2021

Open to Public Inspection

A For the 2021 Calendar year, or tax year beginning 2021-07-01 and ending 2022-06-30

B Check if available

☐ Terminated for Business☒ Gross receipts are normally \$50,000 or lessC Name of Organization: PRESENT HELP MINISTRIES3 Park Avenue, Danville, VA,US, 24541

D Employee Identification

Number 36-4758578

E Website:

F Name of Principal Officer: Alfrieta Bennett123 Fairmont Circle,Danville, VA, US, 24541

Privacy Act and Paperwork Reduction Act Notice: We ask for the information on this form to carry out the Internal Revenue laws of the United States. You are required to give us the information. We need it to ensure that you are complying with these laws.

The organization is not required to provide information requested on a form that is subject to the Paperwork Reduction Act unless the form displays a valid OMB control number. Books or records relating to a form or its instructions must be retained as long as their contents may become material in the administration of any Internal Revenue law. The rules governing the confidentiality of the Form 990-N is covered in code section 6104.

The time needed to complete and file this form and related schedules will vary depending on the individual circumstances. The estimated average times is 15 minutes.

Note: This image is provided for your records only. Do Not mail this page to the IRS. The IRS will not accept this filing via paper. You must file your Form 990-N (e-Postcard) electronically.

Present Help Ministries, INC
3 Park AVE
Danville, VA 24541
(434) 770-3360 (c)

Financial Statement
Fiscal Year July 1, 2022 – June 30, 2023

Income: \$43,806.00

Utilities: \$15,934.63 (711 & 717 Jefferson ST, 835 & 839 Stokes ST, 341 Holbrook ST,
4 Park AVE – 5 months, 3 Park AVE)*

Insurance: Van - \$\$1,168.50
835 Stokes ST – 927.00
839 Stokes ST - \$621.00
711 Jefferson ST – \$791.00

Assets:	Estimated Worth:
835 Stokes ST	\$75,000
839 Stokes ST	\$79,000
832 Stokes ST	\$10,000
711 Jefferson ST	\$79,000
717 Jefferson ST	\$55,000
Vacant Lot Lee ST	\$12,000
2002 Ford E-250 Van	\$ 5,000

Expenses:

717 Jefferson ST Renovation - \$37,838.22
711 Jefferson - \$2,538.60

General Expenses:

Total Income: \$43,806.00

Total Expenditures: \$59,818.95

Net Income: -\$16,012.95

*For 5 months our homeless women resided at 4 Park AVE.

*When there are insufficient funds, our Visionary pays the difference.

ARTICLES OF INCORPORATION

OF

"PRESENT HELP" MINISTRIES, INC.

We do hereby associate to form a nonstock, nonprofit corporation under the provisions of Chapter 10 of Title 13.1 of the Code of Virginia, no part of the earnings of which shall inure to the benefit of any private individual, and to that end set forth the following:

I

The name of the corporation shall be "Present Help" Ministries, Inc.

II

The purposes for which the corporation is organized are as follows:

A. To provide temporary housing for battered women and their children, emergency shelter for persons whose homes have been destroyed by fire, storms, earthquake and/or other natural disasters, and temporary housing for the homeless.

B. To provide financial assistance to persons of the aforementioned status, and

C. To provide food, clothing, furnishing, etc. to persons of aforementioned status.

III

The corporation shall have members consisting of charter members and general members.

A. Charter members shall consist of no more than three members and shall have one vote in the general election of board members, but shall be subject to suspension or expulsion as provided in the by-laws.

B. General members shall be those persons who have voluntarily pledged themselves to the support and furtherance of this ministry, but shall have no vote.

IV

There shall be a Board of Directors who shall manage the corporation without interference from the membership, which shall number five, which number can only be changed by amendment to the Articles of Incorporation, three of whom shall be elected by Alfrieta Jeannette Bennett, Founder of "Present Help" Ministries, Inc., holding a lifetime seat as a charter member and two of whom shall be elected by charter members. At the demise of Alfrieta Jeannette Bennett, all five members shall be elected by charter members. The names and addresses of persons who are to serve as initial directors are:

Alfrieta Jeannette Bennett
1345 N. Main Street
Danville, VA 24540

Tommy Adams, Sr.
Post Office Box 282
Blairs, VA 24527

Tommy Lee Bailey
1700 Green Tree RD, Apt. 102
Fredericksburg, VA 22406

Jayne D. Reynolds
234 N. Davis Drive
Danville, Virginia 24540

Ramsey Yeatts
2 N. Main Street
Chatham, Virginia 24531

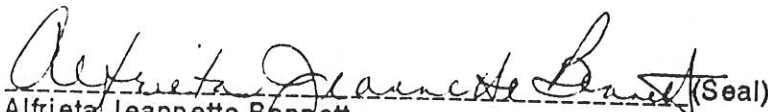
V

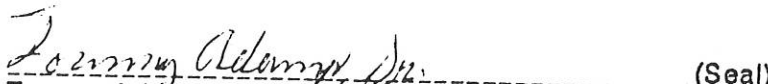
The initial registered office of the incorporation shall be 1345 N. Main Street, Danville, Virginia 24540, which Post Office address is in the City of Danville, Virginia and the name of the initial registered agent at such address shall be Alfrieta Jeannette Bennett, a licensed and ordained Baptist minister in the State of Virginia, an initial director of the corporation and a resident of the State of Virginia.

VI

The corporation is not organized for pecuniary profit, and no part of its net earnings shall inure to the benefit of any member, director or individual, except, however, that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered by active employees of the corporation and to make distributions in furtherance of the purposes set forth in Articles II hereof. In the event of the dissolution of the corporation shall cease to carry out the objects and purposes set forth, all the business property and assets of the corporation shall be distributed to any such nonprofit corporation as may be selected by the Board of Directors of this corporation, so that the business properties and assets of this corporation shall in that event be used for and devoted to the purpose of carrying on a nonprofit, charitable purpose, and in no event shall any of the assets or property of this corporation or the proceeds in any of such assets or property in the event of dissolution thereof, be distributed to members, either for reimbursement of any sums subscribed, donated or contributed by such members or for any purpose.

Given under our hands and seals this 19th day of June, 1995.

 (Seal)
Alfrieta Jeannette Bennett

 (Seal)
Tommy Adams, Sr.

ARTICLES OF AMENDMENT OF

Present Help Ministries

The undersigned, on behalf of the nonstock corporation set forth below, pursuant to Title 13.1, Chapter 10, Article 10 of the Code of Virginia, states as follows:

1. The name of the corporation is Present Help Ministries.
2. The purpose for which the corporation is organized are as follows:
 - A. To provide temporary housing for battered women and/or battered women and their children, emergency shelter for persons whose homes have been destroyed by fire, storms, earthquake and/or other natural disasters, temporary housing for homeless women and/or homeless women and their children and a temporary home for sexual assault/rape victims.
 - B. To provide financial assistance, education and counseling to persons of the aforementioned status,
 - C. To provide food, clothing, furnishing and transitional housing to persons of the aforementioned status. Emergency utility assistance will be for other qualifying low to moderate income persons.
3. The corporation shall have members consisting of charter members and general members.
 - A. Charter members shall consist of no more than three members and shall have one vote in the general election of board members, but shall be subject to suspension or expulsion as provided in the by-laws.
 - B. General members shall be those persons who have voluntarily pledged themselves to the support and furtherance of this ministry, but shall have no vote.
4. There shall be a Board of Directors who shall manage the corporation without interference from the membership, which shall number a minimum of three and a maximum of seven, which number can only be changed by amendment to the Articles of Incorporation, three of whom shall be elected by Alfrieta Jeannette Bennett, Founder of Present Help Ministries, Inc., holding a lifetime seat as a charter member and two of

whom shall be elected by charter members. At the demise of Alfrieta Jeannette Bennett, all of three to seven members shall be elected by charter members and board members.

5. The corporation is not organized for pecuniary profit, and no part of its net earnings shall inure to the benefit of any member, director or individual, except, however, that the corporation shall be authorized and empowered to pay reasonable compensation for the services rendered by active employees of the corporation and to make distributions in the furtherance of the purposes set forth in Articles 2 hereof. In the event of the dissolution of the corporation shall cease to carry out the objects and purposes set forth, all the business property and assets of the corporation shall be distributed to any such nonprofit corporation as may be selected by the Board of Directors of this corporation, so that the business properties and assets of this corporation shall in that event be used for and devoted to the purpose of carrying on a nonprofit, charitable purpose, and in no event shall any of the assets or property of this corporation or the proceeds in any of such assets or property in the event of dissolution thereof, be distributed to members, either for reimbursement of any sums subscribed, donated or contributed by such members or for any purpose.

The adoption of the amendment(s) was duly approved by the board of directors by a majority vote of the directors in office. Member approval of the amendments(s) was not required because the corporation has no members with voting rights.

Executed in the name of the corporation by:

Alfrieta Bennett
Signature

Alfrieta Bennett
Printed Name

0761850-7
Corporate ID Number

Date: July 31, 2014

President
Title

434-799-3480
Telephone

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

June 22, 1995

The State Corporation Commission has found the accompanying articles submitted on behalf of

"PRESENT HELP" MINISTRIES, INC.

to comply with the requirements of law, and confirms payment of all related fees.

Therefore, it is ORDERED that this

CERTIFICATE OF INCORPORATION

be issued and admitted to record with the articles of incorporation in the Office of the Clerk of the Commission, effective June 22, 1995.

The corporation is granted the authority conferred on it by law in accordance with the articles, subject to the conditions and restrictions imposed by law.

STATE CORPORATION COMMISSION

By



Commissioner

CORPACPT
CIS20461
95-06-22-0063

Commonwealth of Virginia



STATE CORPORATION COMMISSION

Richmond, March 4, 2013

This is to certify that the certificate of incorporation of

Present Help Ministries

was this day issued and admitted to record in this office and that the said corporation is authorized to transact its business subject to all Virginia laws applicable to the corporation and its business. Effective date: March 4, 2013



State Corporation Commission

Attest:

Joel H. Beck
Clerk of the Commission

City of Danville, Virginia
Office Of The City Clerk

APPLICATION FOR PROPERTY TAX EXEMPTION

PROPERTY OWNER: Present Help Ministries, Inc.
PARCEL TAX MAP NO.: 21015
PROPERTY ADDRESS: 835 Stokes St.
MAILING ADDRESS: 3 Park Ave., Danville, VA 24541
PERSONAL PROPERTY: _____
CONTACT NAME: Aisrieta Bennett
DAYTIME TELEPHONE & FAX: 434-770-3360

1. Is the property owner chartered or incorporated under the laws of the Commonwealth of Virginia?

YES ☒

NO ☐

If yes, attach a copy of the Charter or Articles of Incorporation and Bylaws or any other documents governing the property owner entity.

2. For what purpose is the owner chartered, incorporated or otherwise in existence?

An outreach ministry for homeless women/women with children, battered women/women with children, sexual assault and respite for children up to age 2.

3. For what purpose is the property currently being used? Be specific. If there are several types of use, indicate such usages by areas of the buildings, floor locations and land allocations.

Sexual Assault Victims.

4. Does any individual or entity other than the property owner occupy or use any part of the premises?

YES _____

NO ☒ _____

If yes, provide details: _____

5. Is any income received from the use of any portion of the property considered as rent or reimbursement for services incurred?

YES _____

NO ☒ - No income

If yes, provide details: _____

6. Provide a copy of the application and supporting documents submitted to the Internal Revenue Service (IRS) for 501 (c) tax-exempt status, together with copies of all responses from the IRS.

7. Provide a copy of the Internal Revenue Service (IRS) form 990, 990-EZ or 990PF together with any schedules and attachments most recently filed with the IRS for the previous calendar year or an explanation why such was not filed.

8. Attach your most recent financial statements; including where applicable, forms filed with the IRS, reflecting income and expenditures for the most current 12 month reporting period. All submitted documents will become part of this application.

The attached financial statement is for the period JULY 1, 2022 to JUNE 30, 2023.

Attach a list containing the names of all trustees.

9. Does the property owner hold a current Alcoholic Beverage License for use on the subject property?

YES _____

NO ☒ _____

10. List by name, title and amount any director, officer or employee of the organization whose annual compensation is in excess of \$60,000.

11. Does any part of the net earnings of the property owner inure to the benefit of any individual?

YES _____

NO ☒ _____

If yes, list by name, and amount: _____

ORGANIZATION: Present Help Ministries, Inc.
By: Officer's Name Aisweta Bennett
Officer's Title Board Chairman / President
Date 4-18-23

COMMONWEALTH OF VIRGINIA
CITY OF DANVILLE

Aisweta Bennett (Officer's Name) being duly sworn, deposes
and states that as the Board Chairman / President (Officer's Title) of the
Present Help Ministries, Inc.
(Legal Name of Ownership Organization)

he or she has read this application and knows the contents thereof and that the matters stated are true.

Aisweta Bennett
(Signature of Officer)

Subscribed and sworn to before me this 18th day of April, 2023 RMR

Robin Moschler Rosson
(Notary Public)

9-30-26
(Notary Expires)

271782
(Notary Registration Number)

ROBIN MOSCHLER ROSSON
NOTARY PUBLIC
REGISTRATION # 271782
COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES
SEPTEMBER 30, 2026

INTERNAL REVENUE SERVICE
P. O. BOX 2508
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date: **NOV 26 2014**

PRESENT HELP MINISTRIES
3 PARK AVENUE EXT
DANVILLE, VA 24541-0000

Employer Identification Number:
36-4758578
DLN:
26053724002354
Contact Person:
CUSTOMER SERVICE ID# 31954
Contact Telephone Number:
(877) 829-5500
Accounting Period Ending:
June 30
Public Charity Status:
509(a)(2)
Form 990/990-EZ/990-N Required:
Yes
Effective Date of Exemption:
March 4, 2013
Contribution Deductibility:
Yes
Addendum Applies:
No

Dear Applicant:

We're pleased to tell you we determined you're exempt from federal income tax under Internal Revenue Code (IRC) Section 501(c)(3). Donors can deduct contributions they make to you under IRC Section 170. You're also qualified to receive tax deductible bequests, devises, transfers or gifts under Section 2055, 2106, or 2522. This letter could help resolve questions on your exempt status. Please keep it for your records.

Organizations exempt under IRC Section 501(c)(3) are further classified as either public charities or private foundations. We determined you're a public charity under the IRC Section listed at the top of this letter.

If we indicated at the top of this letter that you're required to file Form 990/990-EZ/990-N, our records show you're required to file an annual information return (Form 990 or Form 990-EZ) or electronic notice (Form 990-N, the e-Postcard). If you don't file a required return or notice for three consecutive years, your exempt status will be automatically revoked.

If we indicated at the top of this letter that an addendum applies, the enclosed addendum is an integral part of this letter.

For important information about your responsibilities as a tax-exempt organization, go to www.irs.gov/charities. Enter "4221-PC" in the search bar to view Publication 4221-PC, Compliance Guide for 501(c)(3) Public Charities, which describes your recordkeeping, reporting, and disclosure requirements.

Letter 5436

PRESENT HELP MINISTRIES

Sincerely,

Tamara Rippanda

Director, Exempt Organizations

Electronic Notice (e-Postcard)

OMB No. 1545-2085

Department of the Treasury
Internal Revenue Service

for Tax-Exempt Organization not Required to File Form 990 or 990-EZ

2021

Open to Public Inspection

A For the 2021 Calendar year, or tax year beginning 2021-07-01 and ending 2022-06-30

B Check if available

☐ Terminated for Business☒ Gross receipts are normally \$50,000 or lessC Name of Organization: **PRESENT HELP MINISTRIES****3 Park Avenue, Danville, VA,****US, 24541**

D Employee Identification

Number **36-4758578**

E Website:

F Name of Principal Officer: **Alfrieta Bennett****123 Fairmont Circle,****Danville, VA, US, 24541**

Privacy Act and Paperwork Reduction Act Notice: We ask for the information on this form to carry out the Internal Revenue laws of the United States. You are required to give us the information. We need it to ensure that you are complying with these laws.

The organization is not required to provide information requested on a form that is subject to the Paperwork Reduction Act unless the form displays a valid OMB control number. Books or records relating to a form or its instructions must be retained as long as their contents may become material in the administration of any Internal Revenue law. The rules governing the confidentiality of the Form 990-N is covered in code section 6104.

The time needed to complete and file this form and related schedules will vary depending on the individual circumstances. The estimated average times is 15 minutes.

Note: This image is provided for your records only. Do Not mail this page to the IRS. The IRS will not accept this filing via paper. You must file your Form 990-N (e-Postcard) electronically.

Present Help Ministries, INC
3 Park AVE
Danville, VA 24541
(434) 770-3360 (c)

Financial Statement
Fiscal Year July 1, 2022 – June 30, 2023

Income: \$43,806.00

Utilities: \$15,934.63 (711 & 717 Jefferson ST, 835 & 839 Stokes ST, 341 Holbrook ST,
4 Park AVE – 5 months, 3 Park AVE)*

Insurance: Van - \$\$1,168.50
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Assets:	Estimated Worth:
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832 Stokes ST	\$10,000:
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717 Jefferson ST	\$55,000
Vacant Lot Lee ST	\$12,000
2002 Ford E-250 Van	\$ 5,000

Expenses:

717 Jefferson ST Renovation - \$37,838.22
711 Jefferson - \$2,538.60

General Expenses:

Total Income: \$43,806.00

Total Expenditures: \$59,818.95

Net Income: -\$16,012.95

*For 5 months our homeless women resided at 4 Park AVE.

*When there are insufficient funds, our Visionary pays the difference.

ARTICLES OF INCORPORATION

OF

"PRESENT HELP" MINISTRIES, INC.

We do hereby associate to form a nonstock, nonprofit corporation under the provisions of Chapter 10 of Title 13.1 of the Code of Virginia, no part of the earnings of which shall inure to the benefit of any private individual, and to that end set forth the following:

I

The name of the corporation shall be "Present Help" Ministries, Inc.

II

The purposes for which the corporation is organized are as follows:

A. To provide temporary housing for battered women and their children, emergency shelter for persons whose homes have been destroyed by fire, storms, earthquake and/or other natural disasters, and temporary housing for the homeless.

B. To provide financial assistance to persons of the aforementioned status, and

C. To provide food, clothing, furnishing, etc. to persons of aforementioned status.

III

The corporation shall have members consisting of charter members and general members.

A. Charter members shall consist of no more than three members and shall have one vote in the general election of board members, but shall be subject to suspension or expulsion as provided in the by-laws.

B. General members shall be those persons who have voluntarily pledged themselves to the support and furtherance of this ministry, but shall have no vote.

IV

There shall be a Board of Directors who shall manage the corporation without interference from the membership, which shall number five, which number can only be changed by amendment to the Articles of Incorporation, three of whom shall be elected by Alfrieta Jeannette Bennett, Founder of "Present Help" Ministries, Inc., holding a lifetime seat as a charter member and two of whom shall be elected by charter members. At the demise of Alfrieta Jeannette Bennett, all five members shall be elected by charter members. The names and addresses of persons who are to serve as initial directors are:

Alfrieta Jeannette Bennett
1345 N. Main Street
Danville, VA 24540

Tommy Adams, Sr.
Post Office Box 282
Blairs, VA 24527

Tommy Lee Bailey
1700 Green Tree RD, Apt. 102
Fredericksburg, VA 22406

Jayne D. Reynolds
234 N. Davis Drive
Danville, Virginia 24540

Ramsey Yeatts
2 N. Main Street
Chatham, Virginia 24531

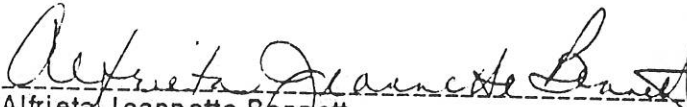
V

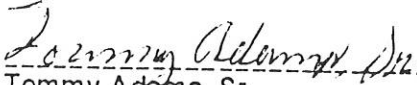
The initial registered office of the incorporation shall be 1345 N. Main Street, Danville, Virginia 24540, which Post Office address is in the City of Danville, Virginia and the name of the initial registered agent at such address shall be Alfrieta Jeannette Bennett, a licensed and ordained Baptist minister in the State of Virginia, an initial director of the corporation and a resident of the State of Virginia.

VI

The corporation is not organized for pecuniary profit, and no part of its net earnings shall inure to the benefit of any member, director or individual, except, however, that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered by active employees of the corporation and to make distributions in furtherance of the purposes set forth in Articles II hereof. In the event of the dissolution of the corporation shall cease to carry out the objects and purposes set forth, all the business property and assets of the corporation shall be distributed to any such nonprofit corporation as may be selected by the Board of Directors of this corporation, so that the business properties and assets of this corporation shall in that event be used for and devoted to the purpose of carrying on a nonprofit, charitable purpose, and in no event shall any of the assets or property of this corporation or the proceeds in any of such assets or property in the event of dissolution thereof, be distributed to members, either for reimbursement of any sums subscribed, donated or contributed by such members or for any purpose.

Given under our hands and seals this 19th day of June, 1995.


Alfrieta Jeannette Bennett (Seal)


Tommy Adams, Sr. (Seal)

ARTICLES OF AMENDMENT OF

Present Help Ministries

The undersigned, on behalf of the nonstock corporation set forth below, pursuant to Title 13.1, Chapter 10, Article 10 of the Code of Virginia, states as follows:

1. The name of the corporation is Present Help Ministries.
2. The purpose for which the corporation is organized are as follows:
 - A. To provide temporary housing for battered women and/or battered women and their children, emergency shelter for persons whose homes have been destroyed by fire, storms, earthquake and/or other natural disasters, temporary housing for homeless women and/or homeless women and their children and a temporary home for sexual assault/rape victims.
 - B. To provide financial assistance, education and counseling to persons of the aforementioned status,
 - C. To provide food, clothing, furnishing and transitional housing to persons of the aforementioned status. Emergency utility assistance will be for other qualifying low to moderate income persons.
3. The corporation shall have members consisting of charter members and general members.
 - A. Charter members shall consist of no more than three members and shall have one vote in the general election of board members, but shall be subject to suspension or expulsion as provided in the by-laws.
 - B. General members shall be those persons who have voluntarily pledged themselves to the support and furtherance of this ministry, but shall have no vote.
4. There shall be a Board of Directors who shall manage the corporation without interference from the membership, which shall number a minimum of three and a maximum of seven, which number can only be changed by amendment to the Articles of Incorporation, three of whom shall be elected by Alfrieta Jeannette Bennett, Founder of Present Help Ministries, Inc., holding a lifetime seat as a charter member and two of

whom shall be elected by charter members. At the demise of Alfrieta Jeannette Bennett, all of three to seven members shall be elected by charter members and board members.

5. The corporation is not organized for pecuniary profit, and no part of its net earnings shall inure to the benefit of any member, director or individual, except, however, that the corporation shall be authorized and empowered to pay reasonable compensation for the services rendered by active employees of the corporation and to make distributions in the furtherance of the purposes set forth in Articles 2 hereof. In the event of the dissolution of the corporation shall cease to carry out the objects and purposes set forth, all the business property and assets of the corporation shall be distributed to any such nonprofit corporation as may be selected by the Board of Directors of this corporation, so that the business properties and assets of this corporation shall in that event be used for and devoted to the purpose of carrying on a nonprofit, charitable purpose, and in no event shall any of the assets or property of this corporation or the proceeds in any of such assets or property in the event of dissolution thereof, be distributed to members, either for reimbursement of any sums subscribed, donated or contributed by such members or for any purpose.

The adoption of the amendment(s) was duly approved by the board of directors by a majority vote of the directors in office. Member approval of the amendments(s) was not required because the corporation has no members with voting rights.

Executed in the name of the corporation by:

Alfrieta Bennett
Signature

Alfrieta Bennett
Printed Name

0761850-7
Corporate ID Number

Date: July 31, 2014

President
Title

434-799-3480
Telephone

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

June 22, 1995

The State Corporation Commission has found the accompanying articles submitted on behalf of

"PRESENT HELP" MINISTRIES, INC.

to comply with the requirements of law, and confirms payment of all related fees.

Therefore, it is ORDERED that this

CERTIFICATE OF INCORPORATION

be issued and admitted to record with the articles of incorporation in the Office of the Clerk of the Commission, effective June 22, 1995.

The corporation is granted the authority conferred on it by law in accordance with the articles, subject to the conditions and restrictions imposed by law.

STATE CORPORATION COMMISSION

By



Commissioner

CORPACPT
CIS20461
95-06-22-0063

Commonwealth of Virginia



STATE CORPORATION COMMISSION

Richmond, March 4, 2013

This is to certify that the certificate of incorporation of

Present Help Ministries

was this day issued and admitted to record in this office and that the said corporation is authorized to transact its business subject to all Virginia laws applicable to the corporation and its business. Effective date: March 4, 2013



State Corporation Commission

Attest:

Joel H. Beck
Clerk of the Commission

City of Danville, Virginia
Office Of The City Clerk

APPLICATION FOR PROPERTY TAX EXEMPTION

PROPERTY OWNER: Present Help Ministries, Inc.
PARCEL TAX MAP NO.: 22622
PROPERTY ADDRESS: 839 Stokes St.
MAILING ADDRESS: 3 Park Avenue, Danville, VA 24541
PERSONAL PROPERTY: _____
CONTACT NAME: Alfrieta Bennett
DAYTIME TELEPHONE & FAX: 434-770-3360

1. Is the property owner chartered or incorporated under the laws of the Commonwealth of Virginia?

YES ☒

NO ☐

If yes, attach a copy of the Charter or Articles of Incorporation and Bylaws or any other documents governing the property owner entity.

2. For what purpose is the owner chartered, incorporated or otherwise in existence?

An outreach ministry for homeless women/women with children/battered women/women with children, sexual assault and respite for children up to age 2.

3. For what purpose is the property currently being used? Be specific. If there are several types of use, indicate such usages by areas of the buildings, floor locations and land allocations.

A home for total care residents.

4. Does any individual or entity other than the property owner occupy or use any part of the premises?

YES _____

NO ☒ _____

If yes, provide details: _____

5. Is any income received from the use of any portion of the property considered as rent or reimbursement for services incurred?

YES ☒ _____

NO _____

If yes, provide details: The monthly fee for the residents
include Room and board.

6. Provide a copy of the application and supporting documents submitted to the Internal Revenue Service (IRS) for 501 (c) tax-exempt status, together with copies of all responses from the IRS.
7. Provide a copy of the Internal Revenue Service (IRS) form 990, 990-EZ or 990PF together with any schedules and attachments most recently filed with the IRS for the previous calendar year or an explanation why such was not filed.
8. Attach your most recent financial statements; including where applicable, forms filed with the IRS, reflecting income and expenditures for the most current 12 month reporting period. All submitted documents will become part of this application.

The attached financial statement is for the period JULY 1, 2022 to JUNE 30, 2023.

Attach a list containing the names of all trustees.

9. Does the property owner hold a current Alcoholic Beverage License for use on the subject property?

YES _____

NO ☒ _____

10. List by name, title and amount any director, officer or employee of the organization whose annual compensation is in excess of \$60,000.

11. Does any part of the net earnings of the property owner inure to the benefit of any individual?

YES _____

NO ☒ _____

If yes, list by name, and amount: _____

ORGANIZATION: Present Help Ministries, Inc.
By: Officer's Name Alfrieta Bennett
Officer's Title Board Chairman / President
Date 4-18-23

COMMONWEALTH OF VIRGINIA
CITY OF DANVILLE

Alfrieta Bennett (Officer's Name) being duly sworn, deposes
and states that as the Board Chairman / President (Officer's Title) of the
Present Help Ministries, Inc.
(Legal Name of Ownership Organization)

he or she has read this application and knows the contents thereof and that the matters stated are true.

Alfrieta Bennett
(Signature of Officer)

Subscribed and sworn to before me this 18th day of April, 2023 RMR

Robin Moschler Rosson
(Notary Public)

9-30-26
(Notary Expires)

271782
(Notary Registration Number)

ROBIN MOSCHLER ROSSON
NOTARY PUBLIC
REGISTRATION # 271782
COMMONWEALTH OF VIRGINIA
MY COMMISSION EXPIRES
SEPTEMBER 30, 2026

INTERNAL REVENUE SERVICE
P. O. BOX 2508
CINCINNATI, OH 45201

DEPARTMENT OF THE TREASURY

Date: **NOV 26 2014**

PRESENT HELP MINISTRIES
3 PARK AVENUE EXT
DANVILLE, VA 24541-0000

Employer Identification Number:
36-4758578
DLN:
26053724002354
Contact Person:
CUSTOMER SERVICE ID# 31954
Contact Telephone Number:
(877) 829-5500
Accounting Period Ending:
June 30
Public Charity Status:
509(a)(2)
Form 990/990-EZ/990-N Required:
Yes
Effective Date of Exemption:
March 4, 2013
Contribution Deductibility:
Yes
Addendum Applies:
No

Dear Applicant:

We're pleased to tell you we determined you're exempt from federal income tax under Internal Revenue Code (IRC) Section 501(c)(3). Donors can deduct contributions they make to you under IRC Section 170. You're also qualified to receive tax deductible bequests, devises, transfers or gifts under Section 2055, 2106, or 2522. This letter could help resolve questions on your exempt status. Please keep it for your records.

Organizations exempt under IRC Section 501(c)(3) are further classified as either public charities or private foundations. We determined you're a public charity under the IRC Section listed at the top of this letter.

If we indicated at the top of this letter that you're required to file Form 990/990-EZ/990-N, our records show you're required to file an annual information return (Form 990 or Form 990-EZ) or electronic notice (Form 990-N, the e-Postcard). If you don't file a required return or notice for three consecutive years, your exempt status will be automatically revoked.

If we indicated at the top of this letter that an addendum applies, the enclosed addendum is an integral part of this letter.

For important information about your responsibilities as a tax-exempt organization, go to www.irs.gov/charities. Enter "4221-PC" in the search bar to view Publication 4221-PC, Compliance Guide for 501(c)(3) Public Charities, which describes your recordkeeping, reporting, and disclosure requirements.

Letter 5436

PRESENT HELP MINISTRIES

Sincerely,

Tamera Rippenda

Director, Exempt Organizations

Form 990-N

Electronic Notice (e-Postcard)

OMB No. 1545-2085

Department of the Treasury
Internal Revenue Service

for Tax-Exempt Organization not Required to File Form 990 or 990-EZ

2021

Open to Public Inspection

A For the 2021 Calendar year, or tax year beginning 2021-07-01 and ending 2022-06-30

B Check if available

☐ Terminated for Business☒ Gross receipts are normally \$50,000 or lessC Name of Organization: PRESENT HELP MINISTRIES3 Park Avenue, Danville, VA,US, 24541

D Employee Identification

Number 36-4758578

E Website:

F Name of Principal Officer: Alfrieta Bennett123 Fairmont Circle,Danville, VA, US, 24541

Privacy Act and Paperwork Reduction Act Notice: We ask for the information on this form to carry out the Internal Revenue laws of the United States. You are required to give us the information. We need it to ensure that you are complying with these laws.

The organization is not required to provide information requested on a form that is subject to the Paperwork Reduction Act unless the form displays a valid OMB control number. Books or records relating to a form or its instructions must be retained as long as their contents may become material in the administration of any Internal Revenue law. The rules governing the confidentiality of the Form 990-N is covered in code section 6104.

The time needed to complete and file this form and related schedules will vary depending on the individual circumstances. The estimated average times is 15 minutes.

Note: This image is provided for your records only. Do Not mail this page to the IRS. The IRS will not accept this filing via paper. You must file your Form 990-N (e-Postcard) electronically.

Present Help Ministries, INC
3 Park AVE
Danville, VA 24541
(434) 770-3360 (c)

Financial Statement
Fiscal Year July 1, 2022 – June 30, 2023

Income: \$43,806.00

Utilities: \$15,934.63 (711 & 717 Jefferson ST, 835 & 839 Stokes ST, 341 Holbrook ST,
4 Park AVE – 5 months, 3 Park AVE)*

Insurance: Van - \$1,168.50
835 Stokes ST – 927.00
839 Stokes ST - \$621.00
711 Jefferson ST – \$791.00

Assets:	Estimated Worth:
835 Stokes ST	\$75,000
839 Stokes ST	\$79,000
832 Stokes ST	\$10,000
711 Jefferson ST	\$79,000
717 Jefferson ST	\$55,000
Vacant Lot Lee ST	\$12,000
2002 Ford E-250 Van	\$ 5,000

Expenses:

717 Jefferson ST Renovation - \$37,838.22
711 Jefferson - \$2,538.60

General Expenses:

Total Income: \$43,806.00

Total Expenditures: \$59,818.95

Net Income: -\$16,012.95

*For 5 months our homeless women resided at 4 Park AVE.

*When there are insufficient funds, our Visionary pays the difference.

ARTICLES OF INCORPORATION

OF

"PRESENT HELP" MINISTRIES, INC.

We do hereby associate to form a nonstock, nonprofit corporation under the provisions of Chapter 10 of Title 13.1 of the Code of Virginia, no part of the earnings of which shall inure to the benefit of any private individual, and to that end set forth the following:

I

The name of the corporation shall be "Present Help" Ministries, Inc.

II

The purposes for which the corporation is organized are as follows:

A. To provide temporary housing for battered women and their children, emergency shelter for persons whose homes have been destroyed by fire, storms, earthquake and/or other natural disasters, and temporary housing for the homeless.

B. To provide financial assistance to persons of the aforementioned status, and

C. To provide food, clothing, furnishing, etc. to persons of aforementioned status.

III

The corporation shall have members consisting of charter members and general members.

A. Charter members shall consist of no more than three members and shall have one vote in the general election of board members, but shall be subject to suspension or expulsion as provided in the by-laws.

B. General members shall be those persons who have voluntarily pledged themselves to the support and furtherance of this ministry, but shall have no vote.

IV

There shall be a Board of Directors who shall manage the corporation without interference from the membership, which shall number five, which number can only be changed by amendment to the Articles of Incorporation, three of whom shall be elected by Alfrieta Jeannette Bennett, Founder of "Present Help" Ministries, Inc., holding a lifetime seat as a charter member and two of whom shall be elected by charter members. At the demise of Alfrieta Jeannette Bennett, all five members shall be elected by charter members. The names and addresses of persons who are to serve as initial directors are:

Alfrieta Jeannette Bennett
1345 N. Main Street
Danville, VA 24540

Tommy Adams, Sr.
Post Office Box 282
Blairs, VA 24527

Tommy Lee Bailey
1700 Green Tree RD, Apt. 102
Fredericksburg, VA 22406

Jayne D. Reynolds
234 N. Davis Drive
Danville, Virginia 24540

Ramsey Yeatts
2 N. Main Street
Chatham, Virginia 24531

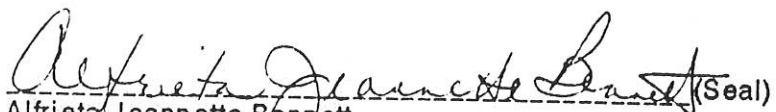
V

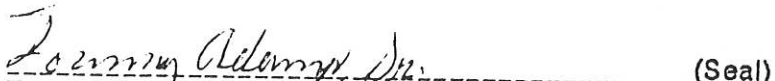
The initial registered office of the incorporation shall be 1345 N. Main Street, Danville, Virginia 24540, which Post Office address is in the City of Danville, Virginia and the name of the initial registered agent at such address shall be Alfrieta Jeannette Bennett, a licensed and ordained Baptist minister in the State of Virginia, an initial director of the corporation and a resident of the State of Virginia.

VI

The corporation is not organized for pecuniary profit, and no part of its net earnings shall inure to the benefit of any member, director or individual, except, however, that the corporation shall be authorized and empowered to pay reasonable compensation for services rendered by active employees of the corporation and to make distributions in furtherance of the purposes set forth in Articles II hereof. In the event of the dissolution of the corporation shall cease to carry out the objects and purposes set forth, all the business property and assets of the corporation shall be distributed to any such nonprofit corporation as may be selected by the Board of Directors of this corporation, so that the business properties and assets of this corporation shall in that event be used for and devoted to the purpose of carrying on a nonprofit, charitable purpose, and in no event shall any of the assets or property of this corporation or the proceeds in any of such assets or property in the event of dissolution thereof, be distributed to members, either for reimbursement of any sums subscribed, donated or contributed by such members or for any purpose.

Given under our hands and seals this 19th day of June, 1995.


Alfrieta Jeannette Bennett (Seal)


Tommy Adams, Sr. (Seal)

ARTICLES OF AMENDMENT OF

Present Help Ministries

The undersigned, on behalf of the nonstock corporation set forth below, pursuant to Title 13.1, Chapter 10, Article 10 of the Code of Virginia, states as follows:

1. The name of the corporation is Present Help Ministries.
2. The purpose for which the corporation is organized are as follows:
 - A. To provide temporary housing for battered women and/or battered women and their children, emergency shelter for persons who homes have been destroyed by fire, storms, earthquake and/or other natural disasters, temporary housing for homeless women and/or homeless women and their children and a temporary home for sexual assault/rape victims.
 - B. To provide financial assistance, education and counseling to persons of the aforementioned status,
 - C. To provide food, clothing, furnishing and transitional housing to persons of the aforementioned status. Emergency utility assistance will be for other qualifying low to moderate income persons.
3. The corporation shall have members consisting of charter members and general members.
 - A. Charter members shall consist of no more than three members and shall have one vote in the general election of board members, but shall be subject to suspension or expulsion as provided in the by-laws.
 - B. General members shall be those persons who have voluntarily pledged themselves to the support and furtherance of this ministry, but shall have no vote.
4. There shall be a Board of Directors who shall manage the corporation without interference from the membership, which shall number a minimum of three and a maximum of seven, which number can only be changed by amendment to the Articles of Incorporation, three of whom shall be elected by Alfrieta Jeannette Bennett, Founder of Present Help Ministries, Inc., holding a lifetime seat as a charter member and two of

whom shall be elected by charter members. At the demise of Alfrieta Jeannette Bennett, all of three to seven members shall be elected by charter members and board members.

5. The corporation is not organized for pecuniary profit, and no part of its net earnings shall inure to the benefit of any member, director or individual, except, however, that the corporation shall be authorized and empowered to pay reasonable compensation for the services rendered by active employees of the corporation and to make distributions in the furtherance of the purposes set forth in Articles 2 hereof. In the event of the dissolution of the corporation shall cease to carry out the objects and purposes set forth, all the business property and assets of the corporation shall be distributed to any such nonprofit corporation as may be selected by the Board of Directors of this corporation, so that the business properties and assets of this corporation shall in that event be used for and devoted to the purpose of carrying on a nonprofit, charitable purpose, and in no event shall any of the assets or property of this corporation or the proceeds in any of such assets or property in the event of dissolution thereof, be distributed to members, either for reimbursement of any sums subscribed, donated or contributed by such members or for any purpose.

The adoption of the amendment(s) was duly approved by the board of directors by a majority vote of the directors in office. Member approval of the amendments(s) was not required because the corporation has no members with voting rights.

Executed in the name of the corporation by:

Alfrieta Bennett
Signature

Alfrieta Bennett
Printed Name

0761850-7
Corporate ID Number

Date: July 31, 2014

President
Title

434-799-3480
Telephone

COMMONWEALTH OF VIRGINIA
STATE CORPORATION COMMISSION

June 22, 1995

The State Corporation Commission has found the accompanying articles submitted on behalf of

"PRESENT HELP" MINISTRIES, INC.

to comply with the requirements of law, and confirms payment of all related fees.

Therefore, it is ORDERED that this

CERTIFICATE OF INCORPORATION

be issued and admitted to record with the articles of incorporation in the Office of the Clerk of the Commission, effective June 22, 1995.

The corporation is granted the authority conferred on it by law in accordance with the articles, subject to the conditions and restrictions imposed by law.

STATE CORPORATION COMMISSION

By

A handwritten signature in black ink, appearing to read "J. V. Morrison". The signature is written in a cursive, flowing style.

Commissioner

CORPACPT
CIS20461
95-06-22-0063

Commonwealth of Virginia



STATE CORPORATION COMMISSION

Richmond, March 4, 2013

This is to certify that the certificate of incorporation of

Present Help Ministries

was this day issued and admitted to record in this office and that the said corporation is authorized to transact its business subject to all Virginia laws applicable to the corporation and its business. Effective date: March 4, 2013



State Corporation Commission

Attest:

Joel H. Beck
Clerk of the Commission

Present Help Ministries
3 Park AVE
Danville, VA 24541
(434) 770-3360 (c)

Trustees

1. Charlie F. Reaves
2. Robert Wall
3. Allen Doby
4. Jayne Reynolds
5. Phyllis Hairston

Council Letter City of Danville, Virginia



CL - 1597

NEW BUSINESS C.

City Council REGULAR MEETING

Meeting Date: November 7, 2024

Subject: Consideration of Authorizing the Issuance of Bonds of the City of Danville, Virginia.

From: Michael Adkins, Chief Financial Officer

COUNCIL ACTION

1. Public Hearing
2. An Ordinance Authorizing the Issuance of Bonds of the City of Danville, Virginia, in the Maximum Aggregate Principal Amount of \$16,000,000 to Finance the Acquisition, Construction and Equipping of Various Capital Projects.

FIRST READING

SUMMARY

The City's Charter grants the ability to issue bonds, within a specified annual limit, without a referendum. Each year's bond capacity may carry forward to the next fiscal year, if the authorization is granted by Council prior to June 30. Approving the attached Ordinance does not allow the City to issue debt, it only reserves the capacity to issue debt based on the Fiscal Year 2025 legal limits for issuing debt without a referendum. This capacity is only available from now until the end of the subsequent fiscal year (June 30, 2026). Council would need to approve a Resolution for the issuance or refunding of debt before the City can actually issue debt. A separate Resolution will be presented at a future meeting for approval in order to issue new bonds to finance the FY 2025 Capital Improvement Plan in accordance with Council's adopted budget for Fiscal Year 2025.

BACKGROUND

The City's Charter grants the ability to issue up to \$6,000,000 principal amount of bonds to finance any capital expenditures other than expenditures relating to the City's water, sewer, gas, and/or electric systems. Further, the Charter grants authority to issue up to \$10,000,000 principal amount of bonds to finance capital expenditures related to the City's water, sewer, gas, and electrical systems, or other specific undertakings from which a revenue may be derived. The Charter also allows an additional \$25,000,000 in principal amount of bonds to be issued to finance capital expenditure relating to the City's water treatment, wastewater treatment, storm water treatment, solid waste disposal, or recycling facilities, and any extraordinary maintenance improvements or expansion of transmission and distribution infrastructure for the electric or gas systems. Each of the amounts may be authorized annually without referendum and may carry forward one fiscal year, if authorized prior to June 30.

The Fiscal Year 2025 budget for capital projects includes potential bond financing of approximately \$6 million of general governmental projects and \$10 million of utility projects. The passing of this Ordinance will allow access to the borrowing capacity needed to finance these approved projects, but does not actually authorize the issuance of the bonds. A separate Resolution to authorize bonds will

need to be approved in order to issue the debt.

RECOMMENDATION

It is recommended City Council approve the attached Ordinance authorizing utilization of the City's Fiscal Year 2025 borrowing capacity to issue General Obligation bonds of the City of Danville, Virginia, that will potentially utilize up to \$6,000,000 of the FY 2025 capacity, pursuant to Section 9-7A of the City Charter, as well as utilize up to \$10,000,000 of the FY 2025 capacity, pursuant to Section 9-7D of the City Charter

Attachments

1. Ordinance
-

PRESENTED: November 5, 2024

ADOPTED: November 19, 2024

ORDINANCE NO. 2024 - ____.

AN ORDINANCE AUTHORIZING THE ISSUANCE OF BONDS OF THE CITY OF DANVILLE, VIRGINIA, IN THE MAXIMUM AGGREGATE PRINCIPAL AMOUNT OF \$16,000,000 TO FINANCE THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF VARIOUS CAPITAL PROJECTS.

WHEREAS, Section 9-7A of the City Charter allows the City of Danville, Virginia (the "City"), to issue each fiscal year up to \$6,000,000 principal amount of bonds to finance any capital expenditures other than for capital expenditures relating to the City's water, sewer, gas and/or electric systems, without submitting the question of their issuance to the voters; and

WHEREAS, the Council of the City (the "Council") has not authorized or issued any bonds pursuant to Section 9-7A for the fiscal year that began July 1, 2024, and the Council now desires to authorize the issuance of up to \$6,000,000 principal amount of bonds in accordance with such Charter provision; and

WHEREAS, Section 9-7D of the City Charter allows the City to issue each fiscal year up to \$10,000,000 principal amount of bonds to finance capital expenditures relating to the City's water, sewer, gas and electric systems or other specific undertaking or undertakings from which the City may derive a revenue, without submitting the question of their issuance to the voters; and

WHEREAS, the Council has not authorized or issued any bonds pursuant to Section 9-7D for the fiscal year that began July 1, 2024, and the Council now desires to authorize the issuance of up to \$10,000,000 principal amount of bonds in accordance with such Charter provision.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Danville, Virginia, that:

1. It is determined to be necessary and expedient for the City to plan, design, acquire, construct, extend, renovate and/or improve the Projects described below, all of which are determined to promote the development and public welfare of the City, to borrow money for such purposes and to issue the City's bonds therefor.

2. Pursuant to Section 9-7A of the City Charter, there are authorized to be issued general obligation bonds in the maximum principal amount of \$6,000,000 to finance and pay, together with other available funds, the costs to plan, design, acquire, construct, extend, renovate and/or improve: (a) parks and recreational facility improvements, (b) fire and police equipment, (c) information technology software and equipment, (d) public building improvements (including, without limitation, roof, elevator and HVAC improvements), (e) acquisition and installation of emergency generators, (f) sidewalk, street and parking lot improvements, (g) capital improvements for the municipal airport, (h) stormwater system upgrades, and (i) any other capital expenditures (other than for capital expenditures relating to the City's water, sewer, gas and/or electric systems) (collectively, the "9-7A Project"). Proceeds of the bonds may be applied to pay, in addition to 9-7A Project costs, related financing and issuance costs. Such bonds may be issued as one or more separate issues or may be combined with bonds authorized for other purposes and issued as a single issue.

3. Pursuant to Section 9-7D of the City Charter, there are authorized to be issued general obligation and/or revenue bonds in the maximum principal amount of \$10,000,000 to finance and pay, together with other available funds, the costs to plan, design, acquire, construct, extend, renovate and/or improve: (a) distribution and treatment infrastructure improvements for the water system, (b) substations and distribution infrastructure improvements for the electric system, and (c) any other capital expenditures relating to the City's water, sewer, gas and/or electric systems or other specific undertaking or undertakings from which the City may derive a revenue (collectively, the "9-7D Project" and, together with the 9-7A Project, the "Projects"). Proceeds of the bonds may be applied to pay, in addition to 9-7D Project costs, related financing and issuance costs. Such bonds may be issued as one or more separate issues or may be combined with bonds authorized for other purposes and issued as a single issue.

4. The bonds shall conform to Section 9-5 of the City Charter and shall bear such date or dates, mature at such time or times, bear interest at such rate or rates, be in such denominations and form, be executed in such manner, and be sold at such time or times and in such manner as the Council shall hereafter provide by appropriate resolution or resolutions. All bonds issued to finance capital expenditures shall be made payable within the average probable period of usefulness of the improvements or undertakings to be financed. The Council shall make such determinations pursuant to such resolution or resolutions.

5. As determined by Council pursuant to subsequent resolution, the bonds shall be issued as general obligations of the City to which the City's full faith and credit shall be irrevocably pledged, or, in the alternative for purposes of financing the 9-7D Project, the bonds may be issued as revenue obligations to which the revenues derived from any such specified undertakings shall be irrevocably pledged.

6. The City Clerk, in collaboration with the City Attorney, is authorized and directed to see to the immediate filing of a certified copy of this Ordinance in the Circuit Court of the City of Danville.

7. This Ordinance shall take effect immediately.

Approved:

Mayor

Attest:

City Clerk

Approved as to
Form and Legal Sufficiency:

City Attorney

Council Letter City of Danville, Virginia



CL - 1606

NEW BUSINESS D.

City Council REGULAR MEETING

Meeting Date: November 7, 2024

Subject: Proposed Battery Storage System on Mount Cross Road.

From: Jason Grey, Director of Utilities

COUNCIL ACTION

A Resolution Authorizing and Approving the City of Danville, Virginia to Enter into an Agreement for 12 Megawatts of Battery Energy Storage Capacity to be Constructed within the Danville Utilities Service Territory.

SUMMARY

Danville Utilities is continuing to evaluate ways to lower electric demand costs during transmission and capacity peak hours. Approximately 40% of the City's power supply costs are demand related and can be partially mitigated by various types of peak shaving. These grid related costs are increasing 10-15% annually due to the increased demand for electricity, and the transition from fossil fueled resources to carbon free generation resources. The City has been successful, in partnership with Lightshift Energy, with the 10.6 megawatt battery energy storage system that was commissioned in 2022. This project has already helped reduce the City's rising transmission, capacity, and congestion charges. Staff proposes entering a second project with Lightshift Energy that would consist of 20-year capacity agreement. Lightshift Energy would construct, own, and operate the proposed 12-megawatt lithium-ion battery storage system at 900 Mount Cross Road in the City of Danville; this City property has been vacant for 50 years. The transmission and capacity savings from the project would be used to off-set other power supply related increases to help avoid future rate increases.

BACKGROUND

The City has been successful in partnership with Lightshift Energy in operating the 10.6 megawatt battery storage facility since 2022. Their proposal is unique in that they bill the City based on the performance of the system during transmission and capacity peaks rather than the available capacity of the system. Their battery storage proposal was the only response that offered this incentive.

RECOMMENDATION

Staff recommends Danville City Council authorize the City Manager to enter into a capacity agreement for 12 megawatts of battery energy storage capacity to be constructed within the City of Danville as recommended by the Danville Utility Commission.

Attachments

1. Resolution
 2. Mount Cross Road BESS Project
-

PRESENTED: _____

ADOPTED: _____

RESOLUTION NO. 2024-____.____

A RESOLUTION AUTHORIZING AND APPROVING THE CITY OF DANVILLE, VIRGINIA TO ENTER INTO AN AGREEMENT FOR 12 MEGAWATTS OF BATTERY ENERGY STORAGE CAPACITY TO BE CONSTRUCTED WITHIN THE DANVILLE UTILITIES SERVICE TERRITORY.

WHEREAS, the Utility Commission recommends approval of entering into a twenty-year capacity agreement with Lightshift Energy for 12 megawatts of battery storage capacity to be constructed at 900 Mount Cross Road within the Danville Utilities territory; and

WHEREAS, the resource would benefit the ratepayers of Danville Utilities by providing local energy storage system in an effort to lower rising transmission, capacity and congestion charges; and

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Danville, Virginia, that it does hereby authorize and approve Danville Utilities to enter into a land lease located at 900 Mount Cross Road, interconnection agreement, and twenty-year capacity agreement with Lightshift Energy for 12 megawatts of energy storage which provides capacity during peak demand periods and to be constructed at 900 Mount Cross Road within the Danville Utilities service territory; and

BE IT FURTHER RESOLVED, by the Council of the City of Danville, Virginia, that the City Manager, be, and is hereby, authorized and directed to execute or sign the agreements necessary to complete the project.

APPROVED:

MAYOR

ATTEST:

CLERK

Approved as to
Form and Legal Sufficiency:

City Attorney



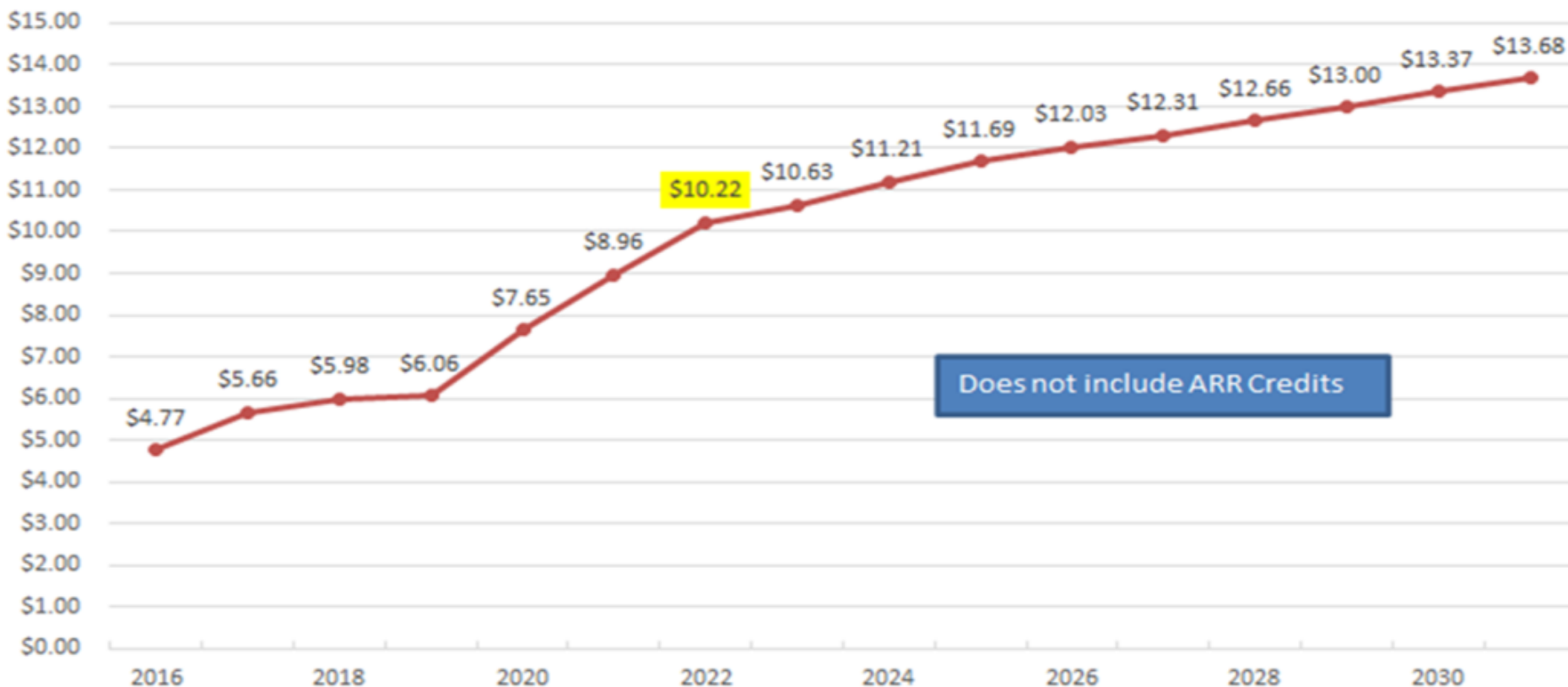
Mount Cross Road Battery Energy Storage System Project

Peaking Capacity

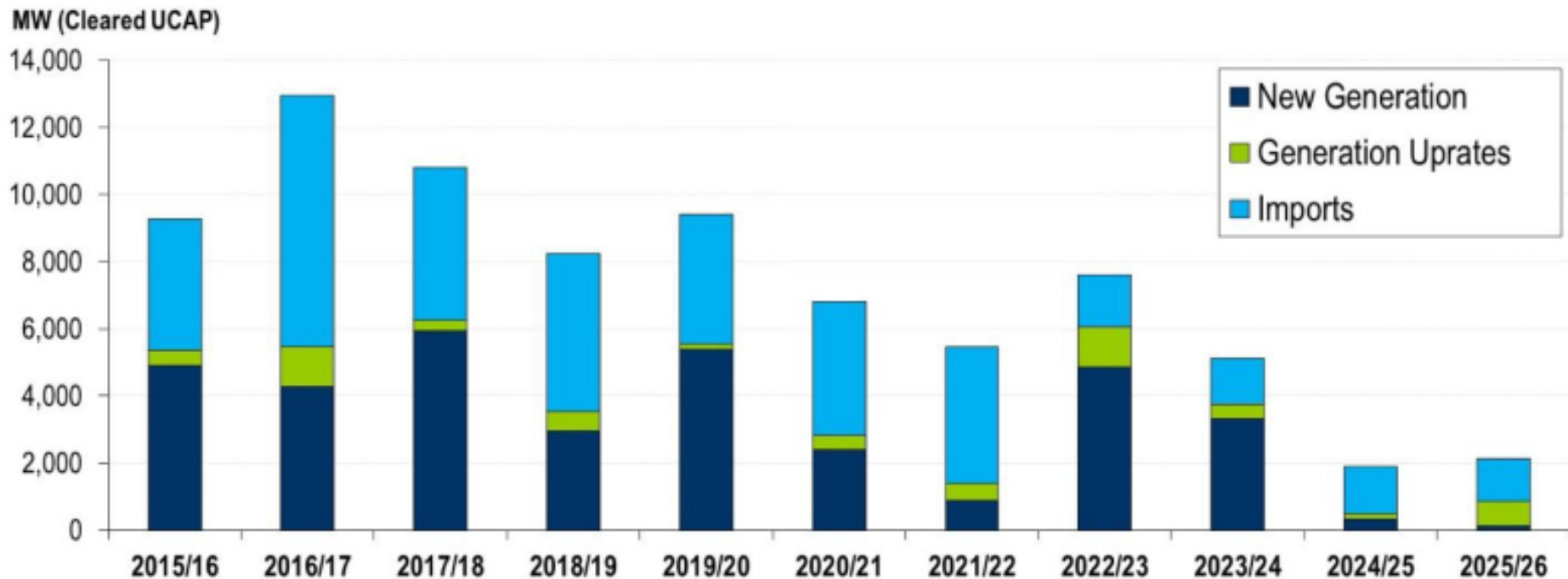
- Seeking summer/winter resource
- Rising transmission and capacity costs
 - 2025 AEP Transmission rate-\$12/kW-month
 - 2025/26 PJM Capacity rate- \$0.96/kW-month to \$8.29/kW-month (900% increase)
- Dispatch based on AEP transmission single peak hour
- Dispatch based on PJM capacity five peak hours (June-September)

Forecasted AEP Transmission Rates

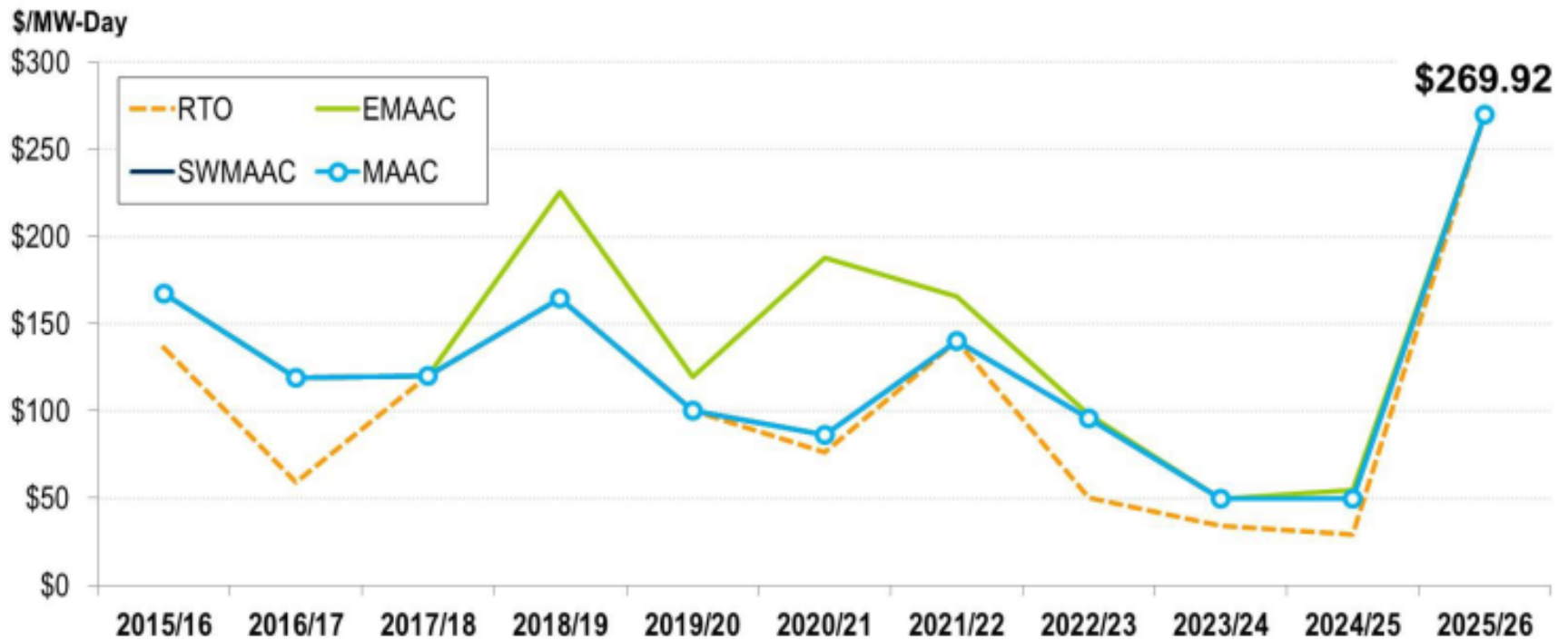
AEP Total Transmission Rates (\$ / kW-mo)



Peaking Capacity

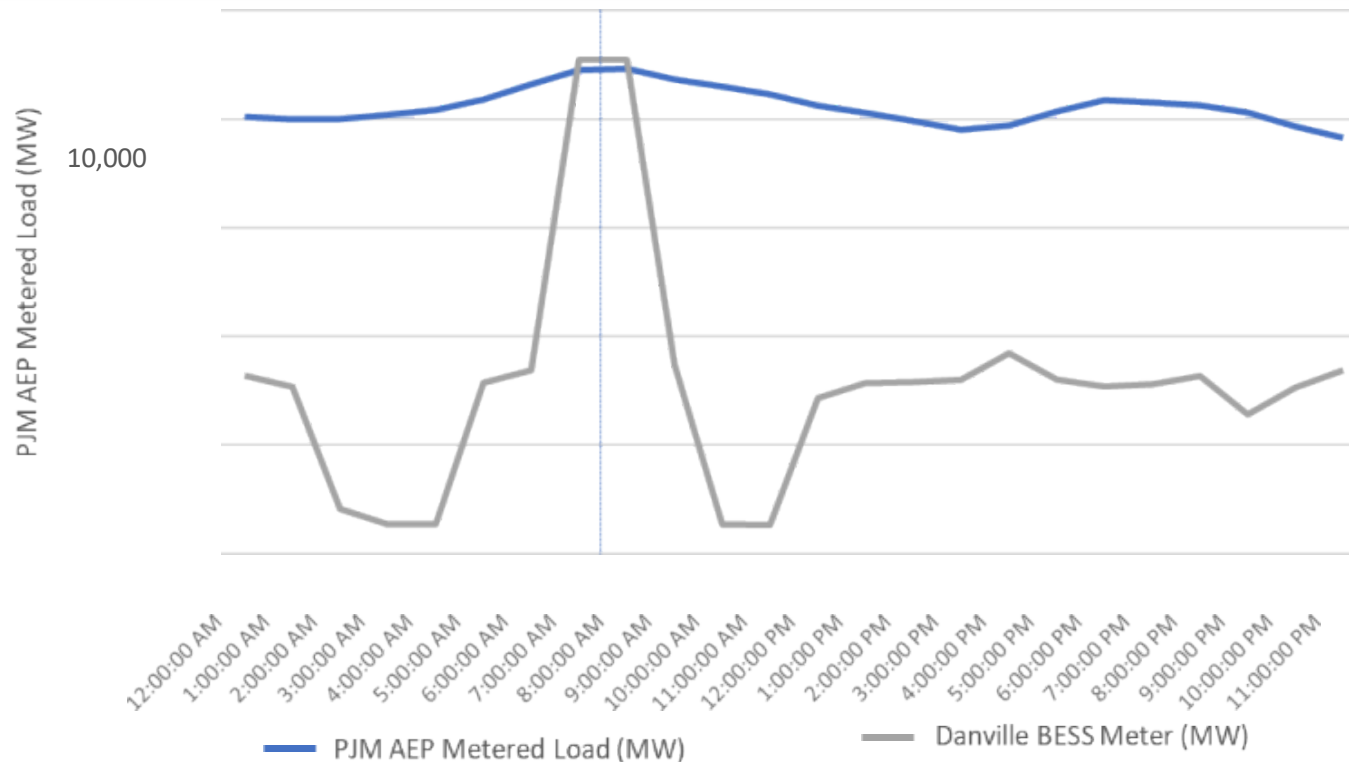


Peaking Capacity (continued)



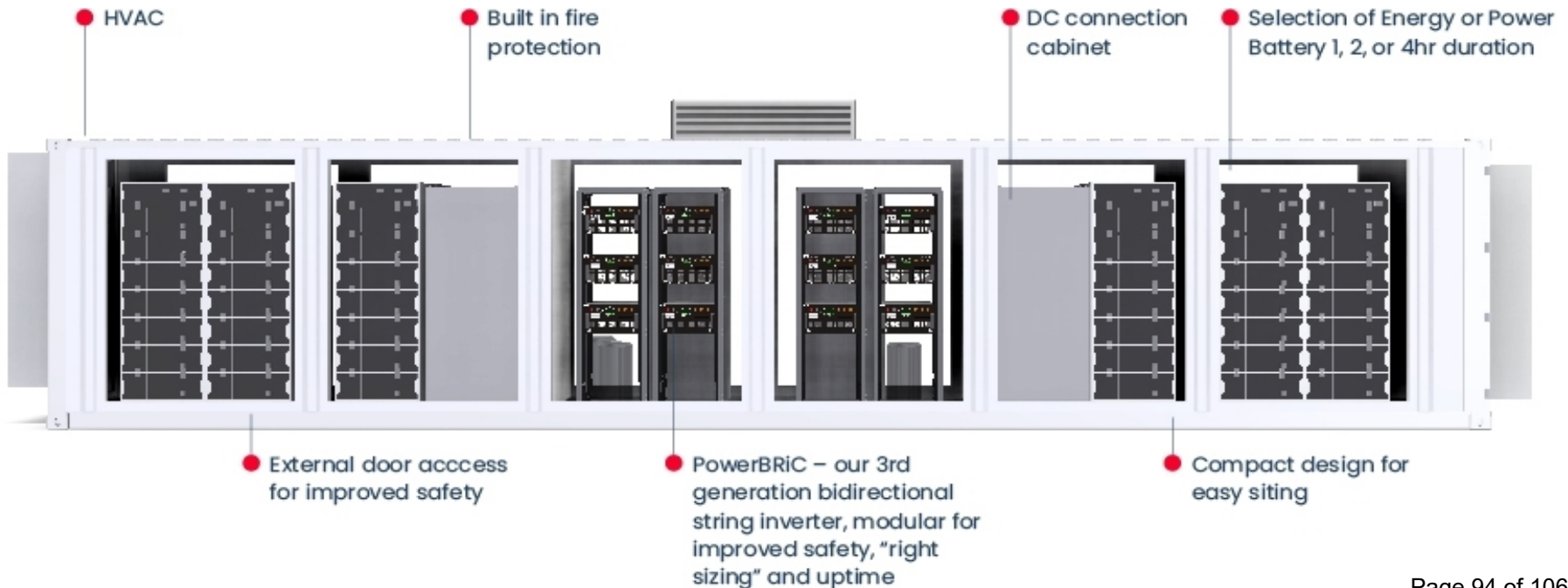
Current Project Performance

Rank	Area	Load (MW)	Date	Net Discharge (MWh)	%
1	AEP	22,318*	01/17/2024	10.404	100%



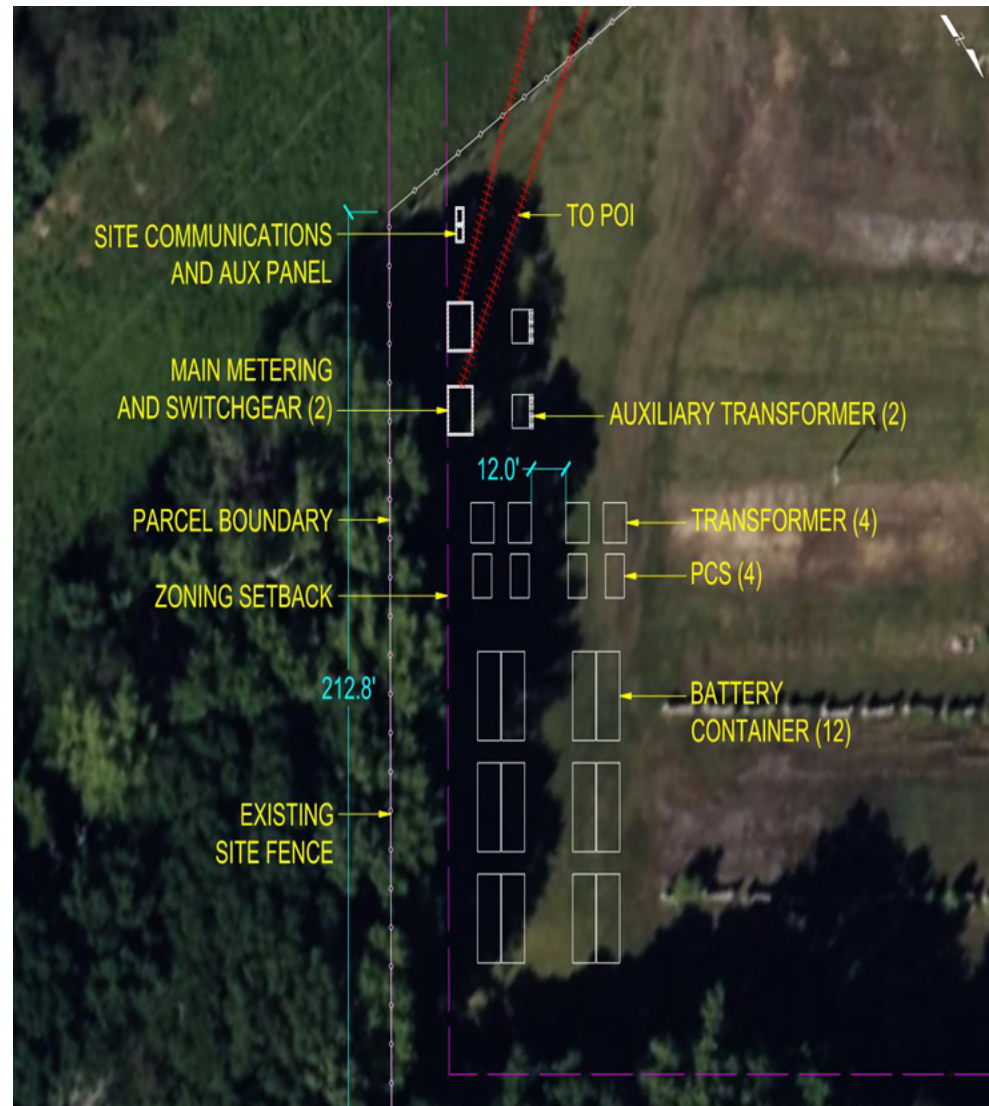
Battery Energy Storage Technology

- Used solely for peak shaving
 - Charge during off-peak hours and discharge during on-peak periods
 - Reduce exposure to rising transmission and capacity rates
 - Batteries and production degrade approximately 1.5% annually



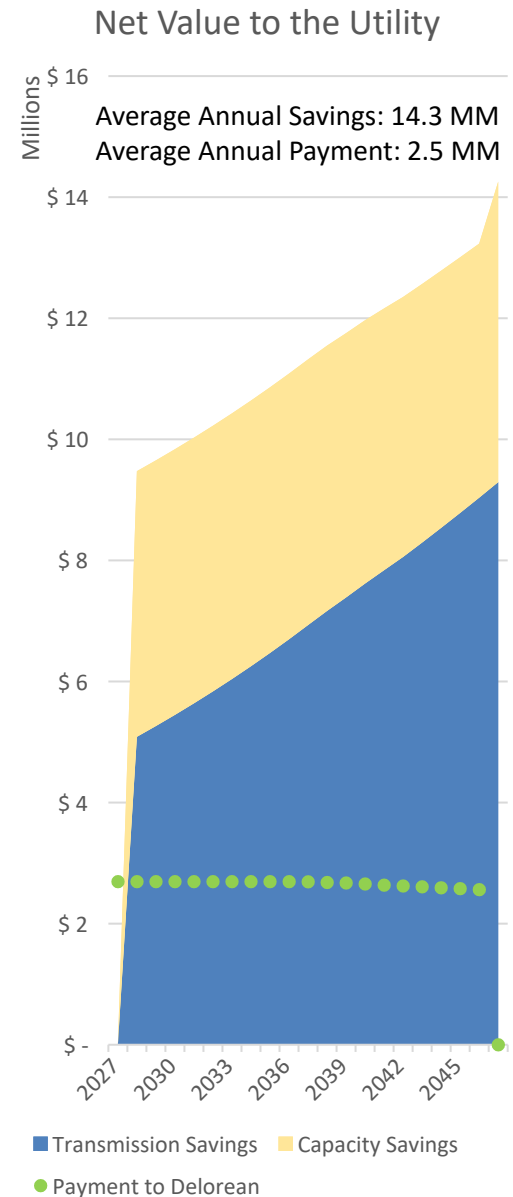
Project Site

- 900 Mount Cross Road
- Former propane plant
- Unused since 1950s
- Partner with Lightshift Energy
- Partner with same developer on Utilities Warehouse project
- Look to enter a purchase power agreement
- Submitting application for TRRC grant



Project Economics

- 4-hour up to 12 MW-Month
- Not to exceed \$6.50/kW-month
- Project completion April 2026
 - Material coming from China
 - New tariffs go into effect January 1, 2026







Questions?

Council Letter City of Danville, Virginia



CL - 1614

NEW BUSINESS E.

City Council REGULAR MEETING

Meeting Date: November 7, 2024

Subject: Virginia Department of Health Lead Service Line Inventory Grants.

From: Jason Grey, Director of Utilities

COUNCIL ACTION

An Ordinance Amending the Fiscal Year 2025 Budget Appropriation Ordinance to Provide for two (2) Virginia Department of Health Grants in the Amount of \$250,000 each to Assist with the City's Lead Service Line Inventory Efforts as Directed by the Environmental Protection Agency for Total Funding of \$500,000 and Appropriating the Same.

FIRST READING

SUMMARY

The City has received two, \$250,000 grants from the Virginia Department of Health as part of the Federal Bipartisan Infrastructure Law bill of 2021. These grants will be used to complete and improve the City's public and private water service line inventory as required by the Virginia Department of Health and Environmental Protection Agency.

BACKGROUND

All water utilities are required to submit an inventory of the material of both the public and private side of a customer's water service line. The inventory has to be improved over the next three years with all lead material being removed after ten years. These two \$250,000 grants will cover the inventory requirements of the EPA and Virginia Department of Health's lead service line inventory mandate.

Future funds have been requested to cover possible replacement of any lead service lines that are discovered.

RECOMMENDATION

It is recommended that City Council approve the attached Ordinance amending the fiscal year 2025 budget appropriation ordinance by increasing revenue for grant funds received from the Virginia Department of Health.

Attachments

1. Ordinance
 2. Award Letter - Drinking Water
 3. Award Letter - BIL
-

PRESENTED: _____

ADOPTED: _____

ORDINANCE NO. 2024____.____

AN ORDINANCE AMENDING THE FISCAL YEAR 2025 BUDGET APPROPRIATION ORDINANCE TO PROVIDE FOR TWO (2) VIRGINIA DEPARTMENT OF HEALTH GRANTS IN THE AMOUNT OF \$250,000 EACH TO ASSIST WITH THE CITY'S LEAD SERVICE LINE INVENTORY EFFORTS AS DIRECTED BY THE ENVIRONMENTAL PROTECTION AGENCY FOR TOTAL FUNDING OF \$500,000 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 the same is hereby, amended by increasing revenues for two (2) grants in the amount of \$250,000 each from the Virginia Department of Health for a total of \$500,000, such funds to be appropriated in the Utility Water Capital Project fund as follows:

ANTICIPATED REVENUES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Lead & Copper Water Line Inventory		
FY 2022 Bipartisan Infrastructure Law (BIL-29L-22)		
VA Department of Health – Federal	61904000-48070	\$250,000
FY 2023 Bipartisan Infrastructure Law/ Financial Assistance (BIL-04L-23)		
VA Department of Health – Federal	61904000-48070	<u>\$250,000</u>
	TOTAL	<u>\$500,000</u>

ANTICIPATED EXPENDITURES

<u>Description</u>	<u>Account No.</u>	<u>Amount</u>
Lead & Copper Water Line Inventory	61904999-50	<u>\$ 500,000</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



COMMONWEALTH of VIRGINIA

Department of Health
P O BOX 2448
RICHMOND, VA 23218

TTY 7-1-1 OR
1-800-828-1120

Karen Shelton, MD
State Health Commissioner

R. Christopher Lindsay
Chief Operating Officer

February 15, 2024

Subject: City of Danville
Water – City of Danville
City of Danville LSL Inventory Project
BIL-04L-23

Sent via Electronic Mail

Mr. Jason Grey
City of Danville
1040 Monument Street
Danville, Virginia 24541

Re: Virginia Drinking Water State Revolving Fund
FY 2023 Bipartisan Infrastructure Law (BIL)/Financial Assistance
BIL Award

Dear Mr. Grey:

The Virginia Department of Health has received your email dated December 27, 2023, accepting our funding offer and conditions as identified in our December 11, 2023, initial offer letter. Your project is being included in this year's draft intended funding list. **The total BIL funding package for your project is \$250,000. The funding package consists of \$250,000 as principal forgiveness.**

The VDH Division of Financial & Construction Assistance Programs (FCAP) administers BIL funds. You must successfully complete or satisfy all our requirements and conditions (including those identified in the initial offer letter) before VDH will authorize finalization of the principal forgiveness agreement. In accordance with the Drinking Water State Revolving Fund Program

Design Manual, VDH reserves the right to by-pass any project that has not executed the assistance agreements/ initiated construction within 12 months of the original award date.

VDH also requires regular updates on the commitments you have made in response to our initial offer including any adjustments of user rates.

Any increase or decrease in BIL funding assistance necessary for the project must be requested in writing. VDH is committing these funds and assistance to help you finalize the project. I encourage you to proceed in earnest by completing any requirements necessary for the administrative loan closing.

Your priority contact for this project is Tamara Anderson, VDH-FCAP Project Manager. The FCAP Project Manager will act as “gatekeeper” and is to receive all project information and requests from you. She may be contacted directly at 804-370-2439 or at tamara.anderson@vdh.virginia.gov. Please include your project name and project number on all correspondence.

On behalf of VDH and ODW, I congratulate you and look forward to a successful project.

Sincerely,

DocuSigned by:

2/15/2024 | 2:23:10 PM EST



8C1C79E9EDA547F...

Kelly Ward, Director

Financial & Construction Assistance Programs

Ec: Ray Weiland, P.E., Deputy Field Director, Danville Field Office
Keith Kornegay, P.E., FCAP Project Team Leader
Tamara Anderson, FCAP Project Manager, Danville Field Office
Howard Eckstein, FCAP Project Officer, Richmond Central Office
Joe Bergeron, VRA, Director of Financial Services and Investments
FCAP Project File @ Richmond Central Office



COMMONWEALTH of VIRGINIA

Department of Health
P O BOX 2448
RICHMOND, VA 23218

TTY 7-1-1 OR
1-800-828-1120

Karen Shelton, MD
Acting State Health Commissioner

November 27, 2023

Subject: City of Danville
Water - City of Danville
Lead Service Line Inventory
BIL-29L-22

Sent via Electronic Mail

Mr. Jason Grey, Director of Utilities
City of Danville
1040 Monument Street
Danville, Virginia 24541

Re: FY 2022 Bipartisan Infrastructure Law (BIL)
BIL Award

Dear Mr. Grey:

The Virginia Department of Health has received your letter dated September 13, 2023, accepting our funding offer and conditions as identified in our September 13, 2023, initial offer letter. Your project is being included in this year's draft intended funding list. **The total BIL funding package for your project is \$250,000. The funding package consists of \$250,000 as principal forgiveness.**

The VDH Division of Financial & Construction Assistance Programs (FCAP) administers BIL funds. You must successfully complete or satisfy all our requirements and conditions (including those identified in the initial offer letter) before VDH will authorize finalization of the principal forgiveness agreement. In accordance with the Drinking Water State Revolving Fund Program Design Manual, VDH reserves the right to by-pass any project that has not executed the assistance agreements/ initiated construction within 12 months of the original award date.

VDH also requires regular updates on the commitments you have made in response to our initial offer including any adjustments of user rates.

Any increase or decrease in BIL funding assistance necessary for the project must be requested in writing. VDH is committing these funds and assistance to help you finalize the project. I encourage you to proceed in earnest by completing any requirements necessary for the administrative loan closing.

Your priority contact for this project is Tamara Anderson, VDH-FCAP Project Manager. The FCAP Project Manager will act as “gatekeeper” and is to receive all project information and requests from you. She may be contacted directly at 804-370-2439 or at tamara.anderson@vdh.virginia.gov. Please include your project name and project number on all correspondence.

Your coordinator for other types of VDH assistance related to building technical, managerial, and financial capacity for your waterworks and for training opportunities is Jeanean Francis, VDH-ODW Sustainability Coordinator, who may be contacted directly at 804-292-5681 or at jeanean.bustamante@vdh.virginia.gov.

On behalf of VDH and ODW, I congratulate you and look forward to a successful project.

Sincerely,

DocuSigned by:

8C1C79E9EDA547F...

11/27/2023 | 10:08:00 AM EST

Kelly Ward, Director
Financial & Construction Assistance Programs

Ec: Ray Weiland, P.E., Deputy Field Director, Danville Field Office
Keith Kornegay, P.E., FCAP Project Team Leader
Tamara Anderson, FCAP Project Manager
Jeanean Francis, ODW Sustainability Coordinator
Joe Bergeron, VRA, Director of Financial Services and Investments
FCAP Project File @ Richmond Central Office