



City of Harrisonburg

409 South Main Street
Harrisonburg, VA 22801

Meeting Agenda - Final-revised City Council

Mayor Ted Byrd
Vice-Mayor Charles Chenault
Council Member Kai Degner
Council Member Richard Baugh
Council Member Abe Shearer

Tuesday, June 24, 2014

7:00 PM

Council Chambers

1. Roll Call
2. Invocation
3. Pledge of Allegiance
4. Comments from the public, limited to five minutes, on matters not on the regular agenda. (Name and address are required)
5. Consent Agenda (any item placed on the consent agenda shall be removed and taken up as a separate matter, if so requested by any member of Council, otherwise all items will be voted on with one (1) motion)

5.a. Approval of minutes.

Attachments: [June 10 Draft Meeting Minutes](#)

5.b. Consider a request to amend sections of the City Code Sign Ordinance

Review & Recommendation: Staff is recommending modifications to the Sign Regulations in Section 11-7-2, 3, 6, 6.1, 7, 9, 12, and 14 to: 1) allow property owners the ability to have on-site advertising painted on structures; and 2) give M-1 zoned property owners having no street frontage the same ability as is currently allowed for B-2 property owners, in the same situation, the opportunity to apply for a variance to allow off-premises advertising for their use.

Attachments: [Staff Report - Sign Ordinance](#)
[Sign Ordinances](#)

5.c. Consider a supplemental appropriation for the Public Works Department in the amount of \$290,656.41

Review & Recommendation: This Supplemental Appropriation is to cover additional Snow and Ice Removal expenses incurred in FY 2014. As shown in the attached report the City experienced 11 different snow and ice events, which cost \$527,207.97. The 2014 FY budget included \$236,551 for snow and ice removal. The Public Works Department is requesting this supplemental appropriation to cover this budget deficit.

Attachments: [Public Works Supplemental](#)

- 5.d. Consider a supplemental appropriation for the Police Department in the amount of \$58,548.58

Review & Recommendation: These funds would be transferred from JMU Overtime Reimbursement into Operations Salaries/Wages OT.

Attachments: [JMU OT Supplemental Appropriation](#)
FY14JMUOTPayments

- 5.e. Consider a supplemental appropriation for the Police Department in the amount of \$15,564.18

Review & Recommendation: These funds would be transferred from the Internet Crimes Against Children Grant award to the investigation line items for overtime, training, equipment, supplies, hardware, software and service contracts. This has been through the approval tracking system and is recommended for approval.

Attachments: [ICAC2013 Grant Supplemental](#)

- 5.f. Consider a supplemental appropriation for the Police Department in the amount of \$5808.53

Review & Recommendation: These funds were used for overtime saturation patrols through a reimbursement grant, Drug Free Communities, provided by Sentara/RMH.

Attachments: [RMH OT Supplemental Appropriation](#)
[RMH OT MOU](#)

- 5.g. Consider a supplemental appropriation for the Police Department in the amount of \$5,823.48

Review & Recommendation: These funds will be reimbursed through a DOJ Bullet Proof Vest Grant. The City received the maximum amount of funding available to us for the 2013-2014 grant period.

Attachments: [DOJ BVP Grant Supplemental Appropriation](#)
[2014 BPV Award Confirmation](#)

- 5.h. Consider a supplemental appropriation for the Police Department in the amount of \$3,711.04

Review & Recommendation: These funds are provided through the ATF VIPER Task Force to reimburse overtime, training, travel and equipment expenses associated with work on the Roanoke Field area task force.

Attachments: [ATF OT Supplemental Appropriation](#)
[Harrisonburg PD MOA, signed](#)
[Harrisonburg PD MOU, amendment](#)
[Request for State and Local Overtime Funding 2014 - Harrisonburg PD](#)

- 5.i. Consider a request to amend and re-enact Section 7-1-9 of the Harrisonburg City Code

Review & Recommendation: The Public Utilities Department is requesting to amend Section 7-1-9 to reflect that no payment arrangements or extensions shall be accepted by the City. It also adds how the City will address returned payments.

Attachments: [Discontinuance of Service Ordinance](#)
[REVISED Discontinuance of Service](#)

- 5.j. Consider ordinance amendment Section 7-4-1 of the Harrisonburg City Code increasing water and sewer/authority rates

Review & Recommendation: The ordinance amendment would increase water rates charged by the City by \$.07 per one thousand (1,000) gallons on all customers with the exception of Rural large users. The ordinance amendment would increase authority rates charged by the City by \$.07 per one thousand (1,000) gallons on all City customers. This is an amendment to raise water and sewer/authority rates as approved by the Council for the FY 14-15 budget.

Attachments: [Rate Revision Effective 7.1.14.pdf](#)
[Public Hearing Notice](#)
[REVISED Rate Revision Effective 7.1.14](#)

- 5.k. Consider amending and re-enacting Section 13-1-15 of the Harrisonburg City Code

Review & Recommendation: Proposed amending and re-enacting ordinance section 13-1-15 to reflect approved fiscal budget.

Attachments: [Motor Vehicle Ordinance](#)

- 5.l. Consider enacting Title 7, Chapter 6, Illicit Discharge and Connection Ordinance, to the Harrisonburg City Code

Review & Recommendation: This is a new ordinance regulating illicit discharges and illicit connections into and from the City's Municipal Separate Storm Sewer System (the "MS4"). A copy of the draft ordinance is attached.

Attachments: [Illicit Discharges and Connections](#)

- 5.m. Consider referring the Park View Tank Project to Planning Commission for review.

Review & Recommendation: Harrisonburg Public Utilities is planning for the retirement of the existing "Park View Water Storage Tank" (PVT) and "Park View Pump Station" (PVPS); the priority sites that are being considered are not shown for this specific purpose in the City's current and adopted comprehensive plan. Pursuant to Virginia Code Section 15.2-2232 and Harrisonburg City Code Section 10-1-6, if a public facility is not shown on the comprehensive plan, the planning commission must determine whether the location, character, and extent of that public facility is in substantial accord with the comprehensive plan.

Attachments: [Project Development](#)
[Priority PVT site](#)

- 5.n. Consider a request from the City of Harrisonburg to amend the Zoning Ordinance Article Y Floodplain Zoning District by replacing the entire article with new and updated Floodplain regulations

Review & Recommendation: Planning Commission recommended approval (6-0) of the ordinance amendment, including removal of a formatting error in Section 10-3-173 (removal of "E") and removal of the definition of the term "Coastal Zone A" from Section 10-3-176, Definitions.

Attachments: [P.C. - Extract Ordinance Amendment Article Y Floodplain Regulations Extract](#)
[Staff Report - Article Y Flood Plain Ordinance Amendment](#)
[Draft Floodplain Ordinance 04-14-14](#)
[P.H. Surrounding Property Owners](#)
[REVISED Floodplain Ordinance](#)

6. Public Hearings

- 6.a. Consider a request for a supplemental appropriation to adjust the Fiscal Year 2014 budget to account for a recent bond issue.

Review & Recommendation: On June 5, 2014, the City sold \$56,285,000 in bonds to provide funding for several capital projects and to refinance existing debt.

\$13,610,000 in bonds were issued as General Obligation Public Improvement Bonds, Series 2014A to fund the City Hall project, energy efficiency project and Ramblewood athletic complex project.

\$42,675,000 in bonds were issued as General Obligation Public Improvement Refunding Bonds, Series 2014B to refinance the following debt:

1. General Obligation Bond, Series 2005
2. General Obligation Public Improvement Bonds, Series 2006

This request will appropriate funds for the respective debt service line items, bond issuance costs and the various capital project line items.

Attachments: [Supplemental Appropriation \(Bond Issue 2014\)](#)
[DNR \(Public Hearing Notice\)](#)

7. Regular Items

- 7.a. Consideration of approval for alarm monitoring company and adoption of alarm ordinance

Review & Recommendation: On October 22, 2013, the police department presented information to City Council in regards to false alarms in the City. A city staff committee including public safety personnel has been studying the issue of malfunctioning alarm systems, and the false alarms associated with them, and believes that they constitute a hazard to public safety personnel and the public in general. False alerts of intrusions or robberies increase the City's public safety costs, divert public safety resources from other critical areas of work and burden the Harrisonburg-Rockingham Emergency Communications Center. In order to preserve the integrity and efficiency of the City's police and fire and rescue emergency services, those who utilize automatic alarm systems should be required to maintain those systems in good working order, to familiarize themselves with the proper operation of those systems, and to promptly repair any defects which may cause those systems to trigger false alarms. Staff is requesting that council consider the adoption of the false alarms ordinance effective September 1, 2014 (please see attached) as well as direct the City Manager to enter into a contract with the company, PMAM, as the service provider for false alarm monitoring as allowed through cooperative procurement under Virginia procurement law.

Attachments: [PMAM-City of Harrisonburg VA Contract](#)
[False Alarm Ordinance](#)

7.b. Ordinance amending and re-enacting Section 16-7-10; Pawnbrokers, junk dealers, etc.

Review & Recommendation:

Over the last several years, the Harrisonburg Police Department has seen an increase in the amount of pawn shops, precious metals, and scrap dealers, and the amount of items being passed through these respective businesses. Many times over the past years, HPD has conducted investigations in which these stores are used to pass stolen goods. This presents a challenge to law enforcement in the aspect of attempting to quickly track down stolen items. Under the current City Code, pawn dealers and like businesses are required to report all items taken in to their business to the police department within a 24 hour period of them taking possession of an item. Until recently, these items were reported on a facsimile sheet or spread sheet which would be emailed to the records unit. This created massive piles of paper that had no categorization to it and made attempting to locate stolen/pawned items almost impossible.

In July of 2013, the Harrisonburg Police Department purchased an online pawn reporting program (Leads Online) that has greatly increased the efficiency of the Harrisonburg Police Department and has cut down on the amount of work required by pawn dealer and like businesses. It is the intent of HPD to try and update and modify our City ordinance to now require all pawn dealers and like business to be mandated to use this online reporting program. This will expedite us learning about items that are stolen within our local pawn and like businesses. In addition, this program maintains a searchable database that can be accessed years later if needed to look for stolen property that may have been pawned. Most local pawn dealers are currently using this program, but are not currently required to by code. Our current ordinance, does also not specifically address any required reporting by scrap metal buyers. Over the past several years, the Harrisonburg Police Department has worked numerous investigations in which large amounts of scrap metal have been stolen from businesses, construction sites, etc., and sold for cash value and there is no reporting to law enforcement of these activities.

Leads Online is a national database that hundreds of law enforcement and pawn dealers use across the United States. When a pawn shop, or like business, enters their items into this database, it automatically checks the item against the national stolen records list, via serial number /model/description. It then alerts the agency that a possible stolen item is in possession of the pawn dealer. Leads online also allows the Harrisonburg Police Department to cross check stolen items against the database by very detailed or limited description and this cross check occurs throughout the US with those agencies that utilize Leads Online.

Attachments: [Section 16-7-10 Pawnbreakers Ordinance](#)

7.c. Public Works Project Update.

Review & Recommendation:

Public Works staff will update Council on the Bluestone Trail, Reservoir Street projects, and Main Street Streetscape Phase II.

7.d. Parks & Recreation Project Update.

Review & Recommendation:

Parks & Recreation staff will update Council on the Smithland Road Dog Park project.

8. Reallocations

8.a. Consider a reallocation of budgeted funds in the amount of \$495,000 from the ECC Fund to the ECC Capital Projects Fund.

Review & Recommendation: These funds will be transferred to the ECC Capital Projects Fund in order to fund an upgrade to the E911 system. The state will be providing \$150,000 in funding for this project. The reason for the reallocation request is the 9-1-1 system manufacturer has been delayed in releasing a new system originally anticipated in spring 2014. The newest version of the system is expected to be released in fall 2014 with project completion by spring of 2015.

Attachments: [Budget Reallocation \(E911 System Upgrade\)](#)
[Expenditure Budget](#)

- 8.b.** Consider a reallocation of budgeted funds in the amount of \$250,000 from the IT Department to the General Capital Projects Fund.

Review & Recommendation: These funds will be transferred to the General Capital Projects Fund for the IT Strategic Plan. The funds will be used for CAMA software in the Commissioner of the Revenue's office and for the new revenue software.

Attachments: [Budget Reallocation \(IT\)](#)
[Expenditure Budget](#)

9. Other Matters

10. Boards and Commissions

Visit <http://www.harrisonburgva.gov/boards> to see current and upcoming vacancies.

- 10.a.** Consider replacing Vice-Mayor Chenault on the Central Shenandoah Planning District Commission.

11. Adjournment