



City of Harrisonburg

409 S. Main Street
Harrisonburg, VA 22801

Meeting Agenda - Final City Council

Mayor Deanna R. Reed
Vice-Mayor Richard A. Baugh
Council Member Ted Byrd
Council Member George Hirschmann
Council Member Christopher B. Jones

Tuesday, May 9, 2017

7:00 PM

Council Chambers

1. Roll Call
2. Invocation
3. Pledge of Allegiance
4. Special Recognition
 - 4.a. Proclamations

Review & Recommendation: Declaring May 7 - 13, 2017 as National Travel and Tourism Week
Recognizing May 20th, 2017 as Kids to Parks Day
Honoring Allen Litten
Recognizing Auxiliary Policy Unit
Recognizing may 14 - may 20th as National Police Weed.

Attachments: [Travel & Tourism Week](#)
[Kids to Parks Day](#)
[Allen Litten](#)
[Auxiliary Police](#)
[National Police Week](#)

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. City Council Minutes from April 25th, 2017 Meeting

Attachments: [Minutes](#)

- 5.b. Consider amending Section 4-2-62 (Levy of Tax; amount) and Section 7-4-1 (Schedule of rates and charges generally) of the City Code of Harrisonburg, Virginia

Review & Recommendation: Virginia Code Section 58.1-3814 permits localities to impose a tax on the consumers of the utility service or services provided by utilities such as electric, natural gas and water. The proposed ordinance amendments would amend Section 4-2-62 to increase the utility tax levied on electricity and natural gas and Section 7-4-1 to increase the utility tax levied on water.

Attachments: [Memorandum](#)
[Ordinance Sec 4-2-62 reflecting recommended amendments](#)
[Ordinance Sec 7-4-1 reflecting recommended amendments](#)
[PH Notice](#)

6. Public Hearings

- 6.a. Consider a request from Sunrise Church of the Brethren with representative Curtis Joiner to rezone four parcels zoned R-3, Medium Density Residential District to B-2C, General Business District Conditional, on property located at 1476 & 1486 South Main Street.

Review & Recommendation: Planning Commission recommended approval (5-2) of the R-3 to B-2C rezoning request on the 0.52 +/- acre site identified as tax map parcels 11-C-12 through 15.

Attachments: [Memorandum](#)
[Extract RZ 1476 S Main St R-3 to B-2C](#)
[Site Maps](#)
[Application and supporting documents](#)
[Surrounding Property Owners Notice](#)
[Presentation](#)

- 6.b. Consider a request from Davis Mill, LLC, Mary L. Shifflett, and Brent Mumbert with representative Blackwell Engineering to rezone a 4.34 +/- acre area zoned R-3, Medium Density Residential District to R-5C, High Density Residential District Conditional on property located at 2465, 2485, 2511, and 2521 Reservoir Street, and 2401, 2402, and 2408 Clubhouse Court.

Review & Recommendation: Planning Commission recommended approval (7-0) of rezoning request from R-3 to R-5C for the property identified as tax map parcels 81-A-7, 9, 10, 11 and a portion of 81-E-7. Parcel 81-E-7 is split-zoned and if the request is approved, the entire lot would be zoned R-5C.

Attachments: [Memorandum](#)
[Extract RZ Campus View R-3 to R-5C](#)
[Site maps](#)
[Application and supporting documents](#)
[Proposed site development layout](#)
[Public comment](#)
[Public Hearing Notice](#)
[Surrounding Property Owners Notice](#)
[Presentation](#)

7. Regular Items

- 7.a. Consider amending and re-enacting Section 11-1-11 of the Building Code Regulations - Fees for Permits

Review & Recommendation: The amendment is associated with fees for building, electrical, mechanical, plumbing, and related permits. The amendment does not add, remove, increase, or decrease existing fees but rather inserts the fee schedule for such permits into the Code rather than relying on the City's approval of the annual appropriation ordinances to demonstrate each fee.

Attachments: [Memorandum](#)
[Current ordinance reflecting proposed amendments](#)
[Extract of October 25, 2011 City Council Minutes](#)
[Existing Permit Fee Schedule](#)
[Presentation](#)

7.b. Consider adopting the appropriation ordinance of the City of Harrisonburg, Virginia for the Fiscal Year Ending June 30, 2018 for the second reading

Review & Recommendation: A public hearing was held on the FY 2017-2018 budget during the April 25, 2017 Council Meeting with the budget being approved on a first reading. The draft ordinance incorporates the changes approved by City Council on the first reading.

Attachments: [Memorandum](#)
[Appropriation Ordinance](#)

7.c. Consider approval of HUD FY2017 Action Plan and 2017-2021 Consolidated Plan

Review & Recommendation: The City of Harrisonburg has prepared its Five Year Consolidated Plan for the period of FY 2017-2021, and Annual Action Plan for HUD FY 2017. The City will apply for FY 2017 Community Development Block Grant (CDBG) funds from the U.S. Department of Housing and Urban Development (HUD). The required thirty day public comment period has closed. The final allocation amount from HUD has not yet been announced, so staff is asking that council consider the Consolidated Plan and Annual Action Plan for approval as they currently stand. Once the final allocation amount has been announced, the plans will be adjusted based on the contingency plan included in the current Action Plan. This contingency plan will be also be outlined at the 5/9/17 council meeting.

Attachments: [Memorandum](#)
[Funding Recommendations](#)

7.d. Consider amending and re-enacting Section 5-2-35 - Fire Chief: Appointment; duties; term of office and enacting Section 5-2-41 - Powers and duties of fire marshal; assistants.

Review & Recommendation: The amendment to Section 5-2-35 and the new Section 5-2-41 update the language to be consistent with the City's current practice and the language of the Code of Virginia regarding the powers and duties of the Fire Chief, in his or her capacity as the City's appointed fire marshal, and the authority to appoint one (1) or more assistant fire marshal(s)..

Attachments: [Memorandum](#)
[Current ordinance 5-2-35 reflecting recommended amendments](#)
[Proposed Ordinance 5-2-41](#)

8. Special Event Application Requests

8.a. Consider a special event application for Farm to City June 24, 2017

Review & Recommendation: To consider the event application request for Farm to City to be held on Friday, June 24, 2017. Certificate of Insurance and Endorsement will be provided.

Attachments: [Memorandum](#)
[Application](#)
[Map](#)

8.b. Consider the special event request for the Youth TryAthlon on August 12, 2017

Review & Recommendation: To consider the event application request for the Youth TryAthlon to be held on Saturday, August 12, 2017.

Attachments: [Memorandum](#)
[Application](#)
[Map1](#)
[Map2](#)
[Map3](#)
[Map4](#)

8.c. Consider a special event application request for Fundfest, to be held on May 17, May 31, June 14, June 28, July 12, July 26, August 9, and August 23 from 5:30 p.m. to 8:00 p.m.

Review & Recommendation: For over fifteen years, Rockingham-Harrisonburg SPCA has hosted this fundraising event featuring live entertainment in downtown Harrisonburg. Proceeds benefit SPCA as well as other area non-profits. No Streets or parking lots will be closed for this event, organizers will utilize the grassy lot next to the Turner Pavilion, Public Works will collect trash the following morning, Harrisonburg Police Department will provide one officer for support due to alcohol service and insurance and ABC license documentation will be provided prior to first event.

Attachments: [Memorandum](#)
[Application](#)
[Map](#)

9. Supplementals

9.a. Consider a supplemental appropriation for the Police and Fire Departments in the amount of \$225,859

Review & Recommendation: The Police and Fire Departments have been awarded several grants throughout the course of the year. This supplemental appropriation will place the funds into the respective budget departments for the Police and Fire Departments.

Attachments: [Memorandum](#)
[Supplemental Appropriation](#)

10. Other Matters

10.a. Comments from the public, limited to five minutes, on matters not on the regular agenda. (Name and address are required)

10.b. City Council and Staff

11. Adjournment