



# City of Harrisonburg

409 South Main Street  
Harrisonburg, VA 22801

## Meeting Agenda - Final City Council

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

---

Tuesday, November 11, 2014

7:00 PM

Council Chambers

---

### 1. Roll Call

### 2. Invocation

### 3. Pledge of Allegiance

#### 3.a. Recognition of the 2014 Citizens Academy graduates

**Review & Recommendation:** Members of the 2014 Harrisonburg Citizen Academy will be recognized by City Council.

### 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. Approvals of minutes

**Attachments:** [October 28, 2014 Draft Meeting Minutes](#)

#### 5.b. Consider amending and re-enacting Section 4-2-23 of the Harrisonburg City Code granting real estate tax exemption.

**Review & Recommendation:** This request is to amend Section 4-2-23 of the Harrisonburg City Code by granting a real estate tax exemption to qualified property owners who are at least 65 years of age or permanently and totally disabled by expanding the definition of those eligible for such exemption to include certain trusts and life estates. The suggested amendments also exclude from gross income determinations income of bona fide caregivers living with an applicant.

**Attachments:** [Public Hearing Notice - Tax Exemption](#)  
[Tax Exemption Ordinance](#)

**Legislative History**

10/28/14	City Council	approved on first reading
10/28/14	City Council	approved on first reading

### 6. Public Hearings

- 6.a.** Consider a request from WRockStreet, LLC, with representative Casey Stemper, for a special use permit per Section 10-3-85(1) of the Zoning Ordinance to allow manufacturing, processing and assembly operations for a proposed brewery, on property addressed as 120 West Wolfe Street

**Review & Recommendation:** Planning Commission recommended approval (7-0) of the special use permit to allow manufacturing, processing and assembly operations when not employing more than fifteen (15) persons on the premises in a single shift and provided that all storage and activities are conducted within a 21,400+/- square foot building on property zoned B-1C, Central Business District Conditional and identified as tax map parcels 35-O-4 & 5, with the following conditions:

1. One parking space per 300 SF of gross floor area and parking spaces shall be clearly delineated and,
2. If in the opinion of Planning Commission or City Council, the use becomes a nuisance, the SUP can be recalled for further review, which could lead to the need for additional conditions, restrictions, or the revocation of the permit.

**Attachments:** [Extract SUP 120 W Wolfe St](#)  
[120 West Wolfe Street Site Map](#)  
[Zoning In](#)  
[Staff Report 120 West Wolfe St. SUP Brewery Manufacturing](#)  
[Current 2011 Proffers](#)  
[Application, letter, floor plan](#)  
[Zoom Way Out for Parking Areas](#)  
[Public Hearing Notice](#)  
[Surrounding Neighbors Notification](#)

## 7. Regular Items

- 7.a.** Presentation of Proposed Stormwater Utility Ordinance and Fee

**Review & Recommendation:** The Stormwater Advisory Committee (SWAC) has evaluated methods to fund the City's MS4 stormwater permit program. On September 23, 2014, Council received the draft of the proposed Stormwater Utility Fee Ordinance and this evening, the SWAC and city staff will present the proposed fee/ billing rate. Open House meetings for the public will be hosted on November 12 at Thomas Harrison Middle School and on December 2 at Spotswood Elementary School. Both meetings will take place from 5:30pm-7:30pm. More information about the proposed Stormwater Utility Ordinance and Fee is available at [www.HarrisonburgVA.gov/stormwater-utility](http://www.HarrisonburgVA.gov/stormwater-utility).

**Attachments:** [Stormwater Utility Budget-Revenue Projections 2014-11-11](#)  
[StormwaterUtilityOpenHouseFlyer](#)  
[Harrisonburg Stormwater Utility Ordinance DRAFT 2014-09](#)  
[How is the Proposed Stormwater Utility Fee Calculated](#)

## 8. Supplementals

- 8.a.** Consider a supplemental appropriation for the Parks and Recreation Department in the amount of \$17,785.40

**Review & Recommendation:** Citizen advocacy group "Happy Dog's Unleashed" maintained an account with the Harrisonburg Rockingham Community Foundation to hold fund raising results. Funds from this account have been transferred to the City. This request is to place the funds back into the Parks and Recreation budget.

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

**8.b.** Consider a supplemental appropriation for the Public Works Department in the amount of \$500,000

**Review & Recommendation:** These funds represent additional funding above the original budget amount that will be received from the Virginia Department of Transportation's Revenue Sharing program for the City's Annual Pavement Overlay program. \$450,000 was originally budgeted for fiscal year 2015, however, \$950,000 has been approved by VDOT.

**Attachments:** [Supplemental Appropriation \(Paving\)](#)  
[FY2015 Appendix A Repaving](#)

**8.c.** Consider a supplemental appropriation for the Public Works Department in the amount of \$292,244

**Review & Recommendation:** These funds represent monies that will be received from the Virginia Department of Transportation's Safe Routes to School grant program for new sidewalks and traffic signal at Stone Spring Elementary to improve pedestrian safety to and from school.

**Attachments:** [Supplemental Appropriation \(Stone Spring SRTS\)](#)  
[Signed VDOT App A 12/17/13](#)

## 9. Other Matters

## 10. Boards and Commissions

### 10.a. Board of Equalization

**Review & Recommendation:** Gerald Bland's term expires December 31, 2014 and is eligible for another term. Mr. Bland is interested in serving another term and his reappointment application is attached.

Historically, in Council election years Council has waited until its reorganization meeting on January 2 to make board and commission appointments for terms expiring on December 31 of the election year.

**Attachments:** [Gerald Bland - Reappointment Application](#)

### 10.b. Building Code Board of Appeals

**Review & Recommendation:** There are three upcoming term expirations on November 30, 2014. Wayne Lilly has contacted the three individuals and has been informed by John Sease and Bob Landes they are interested in serving another term. However, Cynthia Runnells is not interested in another term. Wayne Lilly has contacted the owner of Engineering Business, Mark Viola, and he is interested in serving. All applications are attached.

Historically, in Council election years Council has waited until its reorganization meeting on January 2 to make board appointments for terms expiring on December 31 of the election year.

**Attachments:**      [Mark Viola](#)  
                                 [Robert Landes](#)  
                                 [John Sease](#)

#### 10.c. Central Shenandoah Emergency Medical Services Council

**Review & Recommendation:**      Fire Chief Shifflett recommends Travis Karicofe to be appointed to the CSEMSC to replace Morgan McComas after his third term expires on November 22, 2014. If appointed, Travis Karicofe's first term will expire November 22, 2017.

#### 10.d. Harrisonburg Redevelopment Housing Authority

**Review & Recommendation:**      Mr. Wong, Executive Director, has notified the clerk that Elroy Miller is interested in serving again. Mr. Miller's first term expires November 29, 2014 and he is eligible for a second term. Mr. Miller's reappointment application is attached.

**Attachments:**                      [Elroy Miller - Reappointment Application](#)

#### 10.e. Harrisonburg Electric Commission

**Review & Recommendation:**      Peter Yates and Doug Light's second terms expire December 31, 2014 and they are unable to serve another term. HEC has submitted a panel of names for both vacancies and they are attached.

**Attachments:**                      [HEC - Letter - Pete Yates](#)  
   [HEC - Letter - Doug Light](#)

#### 10.f. Industrial Development Authority

**Review & Recommendation:**      There are two vacancies due to resignations and both terms were due to expire on April 24, 2016. Appointments that are made will be filling an unexpired term.

#### 10.g. Parks and Recreation Commission

**Review & Recommendation:**      Mr. Joseph Riley's first term expires on December 31, 2014.

Historically, in Council election years Council has waited until its reorganization meeting on January 2 to make board appointments for terms expiring on December 31 of the election year.

#### 10.h. Planning Commission

**Review & Recommendation:**      Judith Dilts and Debra Stevens Fitzgerald's first terms expire on December 31, 2014. Mrs. Dilts and Mrs. Stevens Fitzgerald are able to serve another term and both have submitted re-appointment applications.

Historically, in Council election years Council has waited until its reorganization meeting on January 2 to make board and commission appointments for terms expiring on December 31 of the election year.

**Attachments:**                      [Dilts, Judith - Reappointment Application](#)  
   [Fitzgerald, Deb - Reappointment Application](#)

#### 10.i. Transportation Safety & Advisory Commission

**Review &  
Recommendation:**

There is currently one at-large position opening and two upcoming due to term expirations. William Blessing and Leonard VanWyk's terms expire on December 31, 2014 and both are interested in serving another term. There is an application from Joshua Humphries attached for the at-large position. Brad Reed, Public Works, spoke to Mr. Humphries and he plans to stay in the area after graduating from JMU.

Historically, in Council election years Council has waited until its reorganization meeting on January 2 to make board appointments for terms expiring on December 31 of the election year.

**Attachments:**

[Leonard VanWyk Reappointment](#)

[William Blessing Reappointment](#)

[Joshua Humphries](#)

## 11. Adjournment