



City of Harrisonburg

409 S. Main Street
Harrisonburg, VA 22801

Meeting Agenda - Final City Council

Mayor Christopher B. Jones
Vice-Mayor Richard Baugh
Council Member Ted Byrd
Council Member Kai Degner
Council Member Abe Shearer

Tuesday, November 24, 2015

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. Minutes

Attachments: [November 10, 2015 Draft Meeting Minutes](#)

5.b. Consider amending and re-enacting Section 13-1-61 of the Harrisonburg City Code

**Review &
Recommendation:**

This ordinance amendment is proposed to permit residents of properties fronting on streets which do not allow on-street parking to receive two guest cards. In November, 2013, Council amended Section 13-1-61 to prohibit the issuance of parking permits to any property fronting on a street where on-street parking is not permitted. This was to prohibit residents from parking on a street where they do not live. There are some properties affected by 2013 ordinance amendment which have very limited onsite parking. The result is the residents of these properties are unable to have guests, or either the guests or residents must secure public parking for even short visits. The proposed amendment seeks to alleviate some of that hardship by allowing two guest cards to be issued to any property fronting on a street where on-street parking is not permitted. The guest cards are subject to the restrictions set forth in Section 13-1-66 and may not be used by renters or for long term parking.

Attachments: [Ordinance - original reflecting changes requested](#)
[Ordinance - final version pending approval](#)
[Ordinance for Reference 13-1-66](#)

Legislative History

11/10/15 City Council approved on first reading

5.c. Consider enacting Section 4-2-19 of the Harrisonburg City Code

Review & Recommendation:

The Harrisonburg Police Department is in the process of implementing an electronic summons system for traffic infractions and , eventually, for certain criminal infractions. Under the new system, when an officer stops a motorist for a traffic infraction, the officer will be able to swipe the motorist's driver license to retrieve the name, address, and other personal information of the motorist on file with the DMV. The information for the driver, the officer, court date, charge, and other required information will be auto populated in the system and printed out on a small printer in the police cruiser. The printed summons will be presented to the motorist and sent electronically to the court. This system will cut down on the time a driver must wait during a traffic stop, the amount of paper generated by the officer and court, and will result in easier to read, more accurate summons.

The Virginia General Assembly recently amended the Code of Virginia to permit localities to pass an ordinance assessing a fee of \$5.00 to be added to the costs of each criminal and traffic case prosecuted on a city warrant or summons in circuit court, general district court, or juvenile and domestic relations court. The \$5.00 fee will be collected by the applicable court and remitted to the city treasurer, and may be disbursed by council and HPD to fund the costs associated with the hardware, software, and other equipment necessary for the electronic summons system.

The proposed ordinance implements the \$5.00 fee authorized by Section 17.1-279.1 of the Code of Virginia.

Attachments: [Ordinance 4-2-19 - Electronic Summons System](#)

Legislative History

11/10/15 City Council approved on first reading

5.d. Consider a request to amend the Zoning Ordinance's Article G Off-Street Parking regulations Section 10-3-26 Location in Relation to Building or Use Served

Review & Recommendation:

Planning Commission recommended approval (7-0) of the Zoning Ordinance amendment that would modify subsection (a) (1) by adding the ability for business and professional office uses to meet minimum off-street parking requirements by locating such spaces on parcels that are not on the same or adjoining parcels from the use served. Such permission will only be allowed within specified downtown locations.

Attachments: [Extract ZO Amend 10-3-26 Off-Premise Parking](#)
[Staff Report ZO Amend Section 10-3-26 \(a\) \(1\)](#)
[Public Hearing Ad](#)

Legislative History

11/10/15 City Council approved on first reading

5.e. Consider a supplemental appropriation for the Economic Development Department in the amount of \$75,000

Review & Recommendation:

The City has received a Commonwealth Opportunity Fund award in the amount of \$75,000 that Governor McAuliffe has authorized for AxonAI, Inc. to utilize to recruit, hire, and train future workers. This supplemental appropriation places this state grant award into the Economic Development Department budget for payment to AxonAI, Inc.

Attachments: [Supplemental Appropriation](#)

Legislative History

11/10/15 City Council approved on first reading

5.f. Consider a supplemental appropriation for the Police Department in the amount of

\$62,500

Review &

Recommendation:

These funds were awarded through the 2015 Community Oriented Policing Services Grant with the Department of Justice. The total \$500,000 award will be used to fund 75 percent of the entry-level salary and fringe benefits of four new police officer positions for a 36-month grant period, with a minimum 25 percent match from the City. These positions will staff a specialized Mental Illness Crisis Team (MICT) to focus on issues of the mentally ill. One of the primary goals of the MICT team is to establish a positive collaborative relationship with mental health professionals throughout the area, and to work with them as partners when dealing with mentally ill individuals.

The first six month appropriation will be \$62,500. The grant will continue for 36 months totaling \$500,000 from the grant and a match of 208,564.00.

Attachments:

[Supplemental Appropriation \(COPS More Grant\)](#)

Legislative History

11/10/15

City Council

approved on first reading

6. Public Hearings

- 6.a. Consider the issuance of up to \$10 million in general obligation bonds that will finance various capital projects

Review &

Recommendation:

The city is required by the Code of Virginia to hold a public hearing in advance of the issuance of debt. The proceeds from this issuance will be used to fund the Park View water tank project, a portion of the Reservoir Street improvements project, a portion of the Pleasant Valley Road bridge project, and Fire Station No. 1 renovation project. The public hearing was advertised in the Daily News-Record on November 10, 2015 and November 17, 2015.

Attachments:

[Public Hearing Notice](#)

[Bond Resolution](#)

7. Regular Items

- 7.a. Consider adopting alignment for the Pleasant Valley Road Bridge Replacement Project

Review &

Recommendation:

The Department of Public Works held a Design Public Hearing for this project on October 15, 2015 at Pleasant Valley Elementary School to receive public comment. The Design Public Hearing was conducting in accordance with VDOT's Public Involvement Manual and properly advertised in the Daily News-Record. A total of six (6) Citizens attended the Design Public Hearing and five (5) comments were received by Public Works. Comments were supportive of the improvements, but focused on the planned detour and its impacts. There weren't any significant design changes proposed as a result of the public hearing. Council is asked to adopt the alignment by Resolution. Right of way and easement negotiations and acquisitions can begin following adoption.

Attachments:

[Memo to the City Manager](#)

[Pleasant Valley Road Bridge Resolution](#)

[Combined Hearing Summary](#)

[Handout](#)

[Public Hearing Display](#)

[Public Hearing Display2](#)

7.b. Discussion regarding Garbers Church Road School site construction costs

Review & Recommendation: At the November 10, 2015, City Council meeting there was discussion under "Other Matters" relative to pending site construction costs associated with the new elementary school that will be built on Garbers Church Road. Council had received an update memo (copy attached) from the City Manager on this issue. Councilman Degner had requested that the matter be brought back to council on November 24 to allow for more time to study the issue.

Attachments: [11-10-15 Memo re School Site Work](#)

7.c. Consider cancellation of the December 22, 2015, City Council meeting

Review & Recommendation: Council historically has cancelled the second meeting in December. Formal council action on this cancellation is required.

8. Supplementals**8.a. Consider a supplemental appropriation for the Police Department in the amount of \$28,703.39 to purchase scheduling software**

Review & Recommendation: The Harrisonburg Police Department is requesting the transfer of \$28,703.39 from the federal seized assets (funds to be used for Law Enforcement purposes only) account for the purchase of POSS (Police Officer Scheduling Software). POSS Scheduling Solution is a software platform that allows officers and supervisors to create yearlong schedules based on police officer shifts that are then viewable by the department system wide.

Attachments: [Supplemental Appropriation \(Asset Forfeiture\)](#)
[Request for POSS](#)
[POSS Scheduling Benefits](#)

8.b. Consider a supplemental appropriation for the Emergency Communications Center (ECC) in the amount of \$150,000

Review & Recommendation: This is a grant awarded by the Virginia Department of Emergency Management to the ECC's Radio Cache team. The funding is earmarked for outdated equipment replacement (2006), training, planning and exercising. The Radio Cache program has been identified as one of the most crucial and successful outcomes of the Commonwealth's effort to improve interoperable communications.

Attachments: [Supplemental Appropriation \(ECC\)](#)

9. Reallocations**9.a. Consider the reallocation of budgeted revenues in the amount of \$578,000**

Review & Recommendation: In August, City Council reduced the originally approved fiscal year 2016 real estate tax rate from \$0.735 to \$0.72. This budget reallocation reduces budgeted real estate tax revenue by \$578,000.

Attachments: [Budget Reallocation \(Budget Revenues\)](#)

10. Other Matters**11. Boards and Commissions**

11.a. Board of Equalization

Review & Recommendation: Mr. Rodney Eagle's term is due to expire on December 31, 2015. Mr. Eagle is interested in serving another term and his re-appointment application is attached. There is another application attached that is dated November 11, 2014, but he is still interested in an opportunity to serve.

Attachments: [Chris Pipkins](#)
[Rodney Eagle](#)

11.b. Board of Zoning Appeals

Review & Recommendation: Mr. Fleming's term has expired and he is interested in serving another term. The city clerk has emailed an applicant that had their application on file, but has not heard back from him so it isn't attached. This term would expire March 20, 2020.

Attachments: [Chris Pipkins](#)
[Dany Fleming](#)

11.c. Building Code Board of Appeals

Review & Recommendation: There are three upcoming vacancies and the city clerk has notified the individuals that are up for re-appointment and hasn't heard anything to date. The city clerk has also contacted an individual that had their application on file to see if he was still interested in serving. These three terms would expire November 30, 2018.

11.d. Deer Population Task Force

Review & Recommendation: There are two current vacancies. The city clerk hasn't received any applications and there aren't any applications on file.

11.e. Harrisonburg Transportation Safety Commission

Review & Recommendation: Mr. Russell Presnell (NW) and Mr. Calvin Ferrell's (SE) terms will expire December 31, 2015. Mr. Ferrell has contacted the city clerk stating he is not interested in serving another term. The city clerk has not heard from Mr. Presnell about his interest in serving another term. There are two applications attached, one is for the southeast vacancy and the other is for the northwest vacancy. These terms would expire December 31, 2018.

Also, Mr. Bill Blessing (NE) and Mr. Leonard VanWyk (SW) were reappointment while Mr. Joshua Humphries (at-large) was appointed with terms to expire December 31, 2017. However, to make terms consistent with the ordinance two of the names listed above need to have the expiration date of their terms changed to reflect expiration dates of December 31, 2016.

Attachments: [Chance Ebersold \(SE\)](#)
[Chris Pipkins \(NW\)](#)

11.f. Industrial Development Authority

Review & Recommendation: There are three current vacancies and two of the members are unable to serve an additional term. Appointment made for these terms would expire April 24, 2019. There is another vacancy due to a member moving from the area and that an appointment to this term would be an unexpired term to expire April 24, 2016.

Attachments: [Chris Pipkins](#)

11.g. Parks and Recreation Commission

Review & Recommendation: There are two at-large upcoming vacancies on the Parks and Recreation Commission that are due to expire December 31, 2015. Ms. Ritchie Vaughan is interesting in serving another term after filling an unexpired term. The city clerk has contacted Mr. Anthony Hill, current member, and hasn't heard about their interest in serving. Both terms when filled will expire December 31, 2019.

Attachments: [Chris Pipkins](#)
[Ritchie Vaughan](#)

11.h. Planning Commission

Review & Recommendation: There is one upcoming vacancy on the Planning Commission to expire December 31, 2015. Henry Way, the current member, is interested in serving an additional term. Attached are other individuals interested in serving until December 31, 2019. There was an application on file and the city clerk is awaiting a response to see if he was still interested in serving.

Attachments: [Chance Ebersold](#)
[Chris Pipkins](#)
[Henry Way](#)

12. Closed Session

12.a. Virginia Freedom of Information Act, Virginia Code Section 2.2-3711(A)(1) for the evaluations of specific city employees

13. Adjournment