



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 10, 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: [October 27, 2015 Draft Meeting Minutes](#)

6. Public Hearings

- 6.a. 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](#)

- 6.b. Consider a request from Erica and Brock Dorsey to amend an existing special use permit allowing a Major Family Day Home in the R-1, Single Family Residential District per Section 10-3-34 (6) of the Zoning Ordinance

Review & Recommendation: The existing special use permit was approved in July 2014 with the condition that the day home at 1214 Windsor Road be limited to 10 children. Planning Commission recommended approval (7-0) to allow the maximum 12 children under the age of 13, exclusive of any children who reside in the home, on the 21,444+/- square foot property identified as tax map 84-E-4 with the condition of:

If in the opinion of Planning Commission or City Council, parking becomes a nuisance, the special use permit 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 MFDH 1214 Windsor Rd](#)
[Staff Report SUP MFDH 1214 Windsor Road](#)
[Application and Supporting Documents](#)
[Site Maps](#)
[Surrounding Property Notice](#)
[Public Hearing Ad](#)

- 6.c. Consider a request from Michael's Auto Body and KAR Towing, with representative Eddie Edwards Signs, Inc., for a sign ordinance variance to allow off-premises signage to be located at 3120 South Main Street

Review & Recommendation: Section 11-7-9 of the City Sign Ordinance permits variances allowing off-premises signs to be located in the B-2, General Business District and M-1, General Industrial District for uses on parcels having no road frontage.

Attachments: [Sign Variance Memo](#)
[Supporting Documents](#)
[Surrounding Property Notice](#)
[Public Hearing](#)

7. Regular Items

- 7.a. Consider a Memorandum of Understanding by and between the Commonwealth of Virginia Department of Emergency Management and the City of Harrisonburg on behalf of Division 2 Search and Technical Rescue / Urban Search and Rescue (USAR) Team

Review & Recommendation: The Virginia Department of Emergency Management (VDEM) has established a Technical Rescue/Urban Search and Rescue program whereby VDEM has selected several localities across the state and identified them as Regional Technical Rescue/Urban Search and Rescue teams, to provide services to the rest of the state. Harrisonburg Fire Department is part of a composite team comprised of personnel and equipment from Harrisonburg, Rockingham and Augusta counties, Staunton, and Waynesboro, with Harrisonburg being the lead agency for the team.

As a regional team, VDEM has invested hundreds of thousands of dollars in both equipment and training in the past several years. However, there has never been a mechanism for localities to recover personnel costs for responses to other jurisdictions. Harrisonburg Fire has been very active in pursuing a system in which localities can recoup their personnel costs when responding to other areas. The attached agreement is the result of that effort.

Attachments: [Memorandum of Understanding](#)

- 7.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](#)

7.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](#)

8. Supplementals

8.a. 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](#)

8.b. 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 \(COPS More Grant\)](#)

9. Other Matters

10. Boards and Commissions

10.a. Harrisonburg Redevelopment and Housing Authority

Review &

Recommendation:

Mr. Timothy Smith's first term expires on November 29, 2015. Mr. Smith has submitted a re-appointment application. Mr. Wong supports Mr. Smith's re-appointment due to his participation in monthly meeting and insight on community issues. The second application, William Greene, I had on file from last year and he is still interested in serving.

Attachments:

[Timothy Smith Re-appointment Application](#)

[William Greene Application](#)

10.b. Community Policy and Management Team

Review &

Recommendation:

Ms. Mary Ellen Chewing and Mr. Dane Byers' terms expire on December 31, 2015. A letter from the CPMT Chairman is attached recommending reappointments for one year for both individuals.

Attachments:

[Letter](#)

11. Adjournment