



**ROANOKE CITY COUNCIL
REGULAR SESSION**

**MAY 18, 2015
2:00 P.M.**

CITY COUNCIL CHAMBER

AGENDA

1. Call to Order--Roll Call. Council Member Rosen arrived late (3:28 p.m.)

The Invocation was delivered by Council Member Sherman P. Lea.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor David A. Bowers.

Welcome. Mayor Bowers.

NOTICE:

Today's Council meeting will be televised live and replayed on RVTV Channel 3 on Saturday, May 23 at 4:00 p.m., and Sunday, May 24 at 4:00 p.m.; and video streamed by internet through Rev.Net Technologies, Inc., at <http://www.wrev.net> Council meetings are offered with closed captioning for the hearing impaired.

ANNOUNCEMENTS:

THE PUBLIC IS ADVISED THAT MEMBERS OF COUNCIL RECEIVE THE CITY COUNCIL AGENDA AND RELATED COMMUNICATIONS, REPORTS, ORDINANCES AND RESOLUTIONS, ETC., ON THE THURSDAY PRIOR TO THE COUNCIL MEETING TO PROVIDE SUFFICIENT TIME FOR REVIEW OF INFORMATION.

THE CITY CLERK'S OFFICE PROVIDES THE MAJORITY OF THE CITY COUNCIL AGENDA ON THE INTERNET FOR VIEWING AND RESEARCH PURPOSES. TO ACCESS AGENDA MATERIAL, GO TO THE CITY'S HOMEPAGE AT WWW.ROANOKEVA.GOV, CLICK ON THE GOVERNMENT ICON.

NOTICE OF INTENT TO COMPLY WITH THE AMERICANS WITH DISABILITIES ACT. SPECIAL ASSISTANCE IS AVAILABLE FOR DISABLED PERSONS ADDRESSING CITY COUNCIL. EFFORTS WILL BE MADE TO PROVIDE ADAPTATIONS OR ACCOMMODATIONS BASED ON INDIVIDUAL NEEDS OF QUALIFIED INDIVIDUALS WITH DISABILITIES, PROVIDED THAT REASONABLE ADVANCE NOTIFICATION HAS BEEN RECEIVED BY THE CITY CLERK'S OFFICE.

PERSONS WISHING TO ADDRESS COUNCIL WILL BE REQUIRED TO CONTACT THE CITY CLERK'S OFFICE PRIOR TO THE TUESDAY COUNCIL MEETING, OR REGISTER WITH THE STAFF ASSISTANT AT THE ENTRANCE TO THE COUNCIL CHAMBER PRIOR TO COMMENCEMENT OF THE COUNCIL MEETING. ONCE THE COUNCIL MEETING HAS CONVENED, THERE WILL BE NO FURTHER REGISTRATION OF SPEAKERS, EXCEPT FOR PUBLIC HEARING MATTERS. ON THE SAME AGENDA ITEM, ONE TO FOUR SPEAKERS WILL BE ALLOTTED FIVE MINUTES EACH; HOWEVER, IF THERE ARE MORE THAN FOUR SPEAKERS, EACH SPEAKER WILL BE ALLOTTED THREE MINUTES.

ANY PERSON WHO IS INTERESTED IN SERVING ON A CITY COUNCIL APPOINTED AUTHORITY, BOARD, COMMISSION OR COMMITTEE MAY CONTACT THE CITY CLERK'S OFFICE AT 853-2541, OR ACCESS THE CITY'S HOMEPAGE TO OBTAIN AN APPLICATION.

THE COUNCIL OF THE CITY OF ROANOKE IS SEEKING APPLICATIONS FOR THE FOLLOWING CURRENT OR UPCOMING EXPIRATIONS OF TERMS OF OFFICE:

BUILDING AND FIRE CODE BOARD
OF APPEALS – THREE VACANCIES
(BUILDER, ENGINEER, AND CITIZEN AT LARGE)
FOUR YEAR TERMS OF OFFICE ENDING JUNE 30, 2019

**ROANOKE ARTS COMMISSION – ONE VACANCY
THREE-YEAR TERM OF OFFICE ENDING JUNE 30, 2018**

**ROANOKE VALLEY-ALLEGHANY REGIONAL COMMISSION
ONE VACANCY
CITY REPRESENTATIVE
THREE-YEAR TERM OF OFFICE ENDING JUNE 30, 2018**

**ROANOKE VALLEY GREENWAYS COMMISSION – ONE VACANCY
CITY REPRESENTATIVE
THREE YEAR TERM OF OFFICE ENDING JUNE 30, 2018**

**YOUTH SERVICES CITIZEN BOARD – VACANCIES
4-ONE, 4-TWO, 5-THREE, AS WELL AS TWO STUDENT MEMBERS
COMMENCING JULY 1, 2015**

2. PRESENTATIONS AND ACKNOWLEDGEMENTS:

Recognition of visitors from North Africa.

The Mayor recognized Limame Barbouchi from Morocco, Yomna Karoui from Tunisia and Amy Hatheway, Co-Vice President for Planning and Resource Development, TAP.

Presentation by Delegate Sam Rasoul of a Resolution from the General Assembly in recognition of the 100th Anniversary of the Municipal Building.

3. HEARING OF CITIZENS UPON PUBLIC MATTERS:

CITY COUNCIL SETS THIS TIME AS A PRIORITY FOR CITIZENS TO BE HEARD. ALL MATTERS WILL BE REFERRED TO THE CITY MANAGER FOR RESPONSE, RECOMMENDATION OR REPORT TO COUNCIL, AS HE MAY DEEM APPROPRIATE.

James Lynch, George Riles, Margie Lucas, Robert Gravely and Martin Jeffrey appeared before the Council.

4.

CONSENT AGENDA
(APPROVED 6-0)

ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE MEMBERS OF CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF DISCUSSION IS DESIRED, THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY. The Mayor called attention to C-7, an additional request for Closed Meeting to discuss the disposition of City-owned property, a request for Closed Meeting to discuss appointments of School Trustees; and one request for public hearing from the Director of Finance.

- C-1 A communication from Mayor David A. Bowers requesting that the Council convene in a Closed Meeting to discuss appointments of three School Trustees to serve on the Roanoke City School Board, for three-year terms, each, commencing July 1, 2015 and ending June 30, 2018, pursuant to Section 2.2-3711(A)(1), Code of Virginia (1950), as amended.
RECOMMENDED ACTION: **Concurred in the request.**
- C-2 A communication from the Director of Finance requesting that Council schedule a public hearing for Monday, June 15, 2015, at 7:00 p.m., or as soon thereafter as the matter may be heard, on the issuance of General Obligation Bonds, not to exceed \$27 million, for qualifying Capital Improvement Projects.
RECOMMENDED ACTION: **Concurred in the request.**
- C-3 Minutes of the Audit Committee held on Wednesday, April 15, 2015.
RECOMMENDED ACTION: **Received and filed.**
- C-4 A communication from the City Attorney reporting on a personal property tax exemption for disabled veterans.
RECOMMENDED ACTION: **Received and filed.**
- C-5 A communication from the City Manager with regard to the regulation of roosters within the City.
RECOMMENDED ACTION: **Received and filed.**

- C-6 Report of qualifications of Edward Garner as a Citizen City representative of the Blue Ridge Behavioral Healthcare Board of Directors for a term ending December 31, 2016; and Gordie L. Zeigler as a member of the Parks and recreation Advisory Board for a three-year term of office ending March 31, 2017.

RECOMMENDED ACTION: Received and filed.

- C-7 A communication from the City Manager requesting that Council convene in a Closed Meeting to discuss the disposition of City-owned property located at 120 Church Avenue, S. E., where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to Section 2.2-3711(A)(3), Code of Virginia (1950), as amended.

RECOMMENDED ACTION: Concurred in the request.

REGULAR AGENDA

5. PUBLIC HEARINGS: NONE.

6. PETITIONS AND COMMUNICATIONS:

- a. Request of the Roanoke Valley Resource Authority to present its Proposed 2015–2016 Annual Budget. Daniel D. Miles, Chief Executive Officer, Spokesperson. (Sponsored by the City Manager)
Adopted Resolution No. 40234-051815 (6-0).
- b. Presentation by Melanie Almeder, Associate Professor of Creative Writing and Literature, Roanoke College, regarding the Art by Bus Writing Program. (Sponsored by the City Manager)
No action taken.

7. REPORTS OF CITY OFFICERS AND COMMENTS OF CITY MANAGER:

- a. CITY MANAGER:

BRIEFINGS:

- 2015 Community Carbon Emissions and Energy Summary - 30 minutes

ITEMS RECOMMENDED FOR ACTION:

1. Acceptance and appropriation of funds from the Virginia Department of Social Services for the Southwest Virginia Regional Employment Coalition to maintain existing services for Temporary Assistance to Needy Families (TANF) population.
Adopted Resolution No. 40235-051815 and Budget Ordinance No. 40236-051815 (6-0).
2. Appropriation of funds in the connection with the Federal Asset Forfeiture Sharing Program and the Department of Treasury Federal Asset Sharing Program, in order to replace equipment in the Police Department.
Adopted Budget Ordinance No. 40237-051815 (6-0).
3. Appropriation of funds in connection with the State Asset Forfeiture Sharing Program in order to acquire new and replacement equipment in the Police Department.
Adopted Budget Ordinance No. 40238-051815 (6-0).
4. Appropriation of Fleet Management Retained Earnings in connection with the completion of alternative fuel initiatives at the Public Works Service Center.
Adopted Budget Ordinance No. 40239-051815 (6-0).
5. Amendment of the City Code in connection with retirement benefits for Roanoke City employees, effective July 1, 2015.
Adopted Ordinance No. 40240-051815 (6-0).
6. Execution of Amendment No. 2 to the contract between the City of Roanoke and ThyssenKrupp for elevator/escalator maintenance and repair.
Adopted Resolution No. 40241-051815 (6-0).

COMMENTS OF CITY MANAGER.

The City Manager offered the following comments:

Carilion Clinic Children's Hospital Playground

- Grand opening was held on Friday, May 15, in Elmwood Park to officially welcome citizens to the playground, which has a Peter Pan narrative.

- First themed playground constructed in a Roanoke city park.
- Features include:
 - Captain Hook's ship with a rope bridge spanning to the Peter Pan and the Lost Boys' treehouse.
 - Historically designed treasure maps that highlight several of Roanoke's local amenities.
 - A sponge-like, rubberized surface that adds fall resistance and mimics the colors of the sea, beach and forest.
 - An expansive and custom crocodile head that breaks through the blue, ocean-like surface.
- Special thanks to Roanoke Parks and Recreation staff for all the great work done for the playground.
- Kudos to the Library staff for planning Peter Pan-related activities in conjunction with the grand opening – face painting, balloon animals, children's theater, and more.

Leadership College Reception & Graduation

- On May 18, a catered reception will be held in the Municipal Building Lobby from 6:15 p.m. to 6:45 p.m. Council is invited to attend and greet the graduates.
- Awarding of certificates will be done during 7:00 p.m. Council meeting.

Festivals and Activities Continue

- Local Colors event was held on Saturday, May 16.
- Several Neighborhood Month events occurred over the weekend.

Coming soon: Festival in the Park

- May 22 – 24, Friday through Sunday, in Elmwood Park.
- Information on specific events and performances available at www.roanokefestival.com.

Police to Conduct Community Walk

- DMI Community Walk in the Melrose area.
- Wednesday, May 27, at 6:00 p.m.
- Walk will begin at Fire Station #2 (1920 Orange Avenue, N. W.).
- The two respective neighborhood groups – Melrose/Loudon and Melrose/Rugby – will participate.
- The focus of this walk will be to identify problems in the specific areas such as trash, abandoned properties, graffiti removal, and any other issues that need to be addressed to enhance the quality of life for the community. City departments have been invited to participate in the walk as well.

Food Co-Op Recognized

- The National Co-op Grocers recently recognized Roanoke Natural Foods Co-op's, downtown co-op grocery store as one of the fastest growing in the nation.
- News of this success comes as the downtown co-op celebrates its second anniversary on the Historic City Market in Downtown Roanoke. In the first quarter of 2015, sales growth averaged 35 percent for the downtown co-op, which operates out of the first floor of Center in the Square.

b. CITY ATTORNEY:

1. Correction of scrivener's error in Resolution No. 40228-051115.
Adopted Resolution No. 40242-051815 (6-0).

8. REPORTS OF COMMITTEES: NONE.

9. UNFINISHED BUSINESS: NONE.

10. INTRODUCTION AND CONSIDERATION OF ORDINANCES AND RESOLUTIONS: NONE.

11. MOTIONS AND MISCELLANEOUS BUSINESS:

- a. Inquiries and/or comments by the Mayor and Members of City Council.
Council Member Ferris invited everyone to attend the Annual Lebanese Festival to be held on May 29 – 31, 2015, from 11:00 a.m. to 8:00 p.m., at St. Elias Church.
- b. Vacancies on certain authorities, boards, commissions and committees appointed by Council.

12. RECESS – 3:14 P.M.

THE COUNCIL MEETING WAS DECLARED IN RECESS FOR A CLOSED MEETING IN COUNCIL'S CONFERENCE ROOM, ROOM 451, FOURTH FLOOR, NOEL C. TAYLOR MUNICIPAL BUILDING.

At this point, Council Member Rosen entered during the Closed Meeting. (3:28 p.m.)

At 4: 24 p.m., the meeting reconvened in the Council Chamber.

Appointed Richard “Dick Willis, Jr., Laura Day Rottenborn and Mark K. Cathey as Trustees of the Roanoke City School Board for three-year terms of office, each commencing July 1, 2015 and ending June 30, 2018.

The City Attorney was instructed to prepare a resolution appointing the abovementioned Trustees for adoption at the 7:00 p.m. session.

CERTIFICATION OF CLOSED MEETING. (7-0).

AT 4:28 P.M., THE COUNCIL MEETING WAS DECLARED IN RECESS TO BE RECONVENED AT 7:00 P.M., IN THE CITY COUNCIL CHAMBER, ROOM 450, NOEL C.TAYLOR MUNICIPAL BUILDING.



ROANOKE CITY COUNCIL REGULAR SESSION

**MAY 18, 2015
7:00 P.M.**

CITY COUNCIL CHAMBER

AGENDA

Call to Order--Roll Call. All present.

The Invocation was delivered by Mayor David A. Bowers.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Bowers.

Welcome. Mayor Bowers.

NOTICE:

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A resolution appointing three School Board Trustees on the Roanoke City School Board for three-year terms of office, each, commencing July 1, 2015 and ending June 30, 2018.

Adopted Resolution 40243-051815 (7-0).

A. PRESENTATIONS AND ACKNOWLEDGEMENTS:

Recognition of the Patrick Henry High School Forensic Team.

The Mayor recognized the Forensic Team.

Recognition of Leadership College Graduates.

The Mayor presented certificates to the graduates.

B. PUBLIC HEARINGS:

1. Request of Shakers Restaurant Corporation to rezone property located at 1909 Valley View Boulevard, N. W., from CG, Commercial General, to CLS, Commercial Large Site, subject to certain proffered conditions. Tim Scoggin, Agent, Spokesperson.
Adopted Ordinance No. 40244-051815 (7-0).
2. Request of the Western Virginia Water Authority and Carilion Clinic Properties, LLC, to rezone three portions of property located at 2012 Jefferson Street, S. E., bearing Official Tax Map No. 4060502; a 2.0379 acre portion of property from ROS, Recreation and Open Space District, to INPUD, Institutional Planned Unit Development District; a 0.2518 acre portion of the property in the northwest corner adjoining Jefferson Street, S. E., from ROS, Recreation Open Space, to IN, Institutional District; and a 0.4453 acre portion of the property in the northwest corner adjoining Jefferson Street, S. E., from ROS, Recreation Open Space, to I-2, Heavy Industrial District. Maryellen F. Goodlatte, Attorney, Spokesperson.
Adopted Ordinance No. 40245-051815 (6-0, Vice-Mayor Trinkle abstained from the vote).
3. Request of the City of Roanoke to vacate and release the public's right to use said portion of real property located at 2012 Jefferson Street, S. E., designated as Official Tax Map No. 4060502, known as Crystal Spring Park, owned by the Western Virginia Water Authority. Christopher P. Morrill, City Manager.
Adopted Ordinance No. 40246-051815 (6-0, Vice-Mayor Trinkle abstained from the vote).
4. Receive citizen comments with regard to Botetourt County becoming a member locality with the Western Virginia Water Authority. Michael T. McEvoy, Executive Director, Western Virginia Water Authority, Spokesperson.
Adopted No. Resolution 40247-051815 (7-0).

At this point, Council Member Rosen left the meeting. (8:38 p.m.)

5. Request of Child Health Investment Partnership (commonly known as CHIP), for designation of its real property located at 1215 3rd Street, S. W., known as Official Tax Map No. 1023008, as exempt from taxation. Christopher P. Morrill, City Manager.

Adopted Ordinance No. 40248-051815 (6-0).

D. HEARING OF CITIZENS UPON PUBLIC MATTERS:

CITY COUNCIL SETS THIS TIME AS A PRIORITY FOR CITIZENS TO BE HEARD. ALL MATTERS WILL BE REFERRED TO THE CITY MANAGER FOR RESPONSE, RECOMMENDATION OR REPORT TO COUNCIL, AS HE MAY DEEM APPROPRIATE.

Jeff Artis, Carrie Poff, Jim Thompson and David Hess appeared before the Council.

E. ADJOURNED – 9:19 P.M.