

# WAYNESBORO, VIRGINIA

## CITY COUNCIL REGULAR BUSINESS MEETING MINUTES



Council for the City of Waynesboro, Virginia held a Regular Business Meeting on Monday, March 8, 2021 at 7:00 p.m. via “Zoom” with Council members participating remotely due to the Coronavirus COVID-19 pandemic and the Governor’s Executive Order on social distancing:

- PRESENT: Council Members: Bobby Henderson, Mayor  
Lana Williams, Vice Mayor  
Bruce Allen, Council member  
Terry Short, Jr., Council member  
Sam Hostetter, Council member
- City Staff: Michael Hamp, City Manager  
James Shaw, Deputy City Manager  
Julia Bortle, Clerk of Council  
Cameron McCormick, Finance Director  
Luke Juday, Planning Director  
Trafford McRae, Programs and Budget Manager, Public Works
- Planning Commission: Shannon Boyle, Chair  
Anthony Gibson  
Stephen Arey  
W. Lowrie Tucker  
Noelle Owen  
Sarah Severs
- Counsel: Melisa Michelsen, Esq., Litten & Sipe LLC
- ABSENT: None

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### **CALL TO ORDER**

The Mayor opened the meeting and reviewed the process for citizens to comment via email and telephone during the joint public hearing and the citizen comment period.

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### **BUSINESS MEETING AGENDA**

Council member Allen moved to adopt the Business Meeting Agenda. Having been seconded and with no objections, **the Business Meeting Agenda was adopted 5:0 by voice vote and a show of hands:**

<b>Mayor Henderson</b>	<b>Aye</b>	<b>Council member Allen</b>	<b>Aye</b>
<b>Vice Mayor Williams</b>	<b>Aye</b>	<b>Council member Short</b>	<b>Aye</b>
		<b>Council member Hostetter</b>	<b>Aye</b>

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**CONSENT AGENDA**

Council member Short moved to adopt the Consent Agenda as presented. Having been seconded and with no objections, **the Consent Agenda adopted 5:0 by voice vote and a show of hands:**

<b>Mayor Henderson</b>	<b>Aye</b>	<b>Council member Allen</b>	<b>Aye</b>
<b>Vice Mayor Williams</b>	<b>Aye</b>	<b>Council member Short</b>	<b>Aye</b>
		<b>Council member Hostetter</b>	<b>Aye</b>

- a. Council Meeting Minutes: Consider adopting the minutes from the February 17, 2021 Budget Work Session and the February 22, 2021 City Council Regular Business Meeting.
- b. Appropriation Ordinance – Brush Grinding Services (\$80,000) (2021-26)
- c. Appropriation Ordinance – SCADA System Upgrade (\$110,000) (2021-27)

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**MATTERS FROM THE MAYOR**

The Mayor and the Vice Mayor enjoyed the Black History performance for the community at the Zeus Theater, sponsored by RISE in honor of Black History Month. He received his COVID-19 vaccine and was pleased to report there were no allergic reactions.

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**MATTERS FROM COUNCIL MEMBERS**

Council member Hostetter stated vaccines are more available including Johnson & Johnson single-shots. Vaccines can be scheduled through the Augusta Health website with noted criteria.

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**JOINT PUBLIC HEARING – CITY COUNCIL AND PLANNING COMMISSION – REZONE PROPERTIES TO MX-B**

The Mayor welcomed the Planning Commission members to the meeting. Planning Commission Chair Boyles opened the Planning Commission meeting at 7:09 p.m., acknowledging all Planning Commission members were present for a joint public hearing with the City Council to receive public comment on a request by the Waynesboro Planning Commission to rezone certain parcels from L-I (Light Industrial) or L-B (Local Business) to MX-B (Mixed Business).

The Planning Director made a presentation on the MX-B Mixed Business Zone Rezoning (ZMA 20-004) that included highlights of the Basic City Outreach Project, current zoning and zoning issues, and the proposed new zone, MX-B Mixed Business (*attachment 47-07*).

The Planning Commission will make a formal recommendation to Council after their March 16, 2021 meeting. Mr. Juday confirmed that Council will have the opportunity to further alter the zoning after the Commission’s recommendation, and existing property zoning will be grandfathered.

The joint public hearing was opened at 7:34 p.m.

Adam Clung, stated he plans to purchase a building and wanted to confirm that the rezoning will not affect the use of the building currently housing McClung Printing. He was told the business would be a by-right use and not affected by the new zoning.

With no other callers and no written comments, the joint public hearing was closed at 7:38 p.m.

Chair Boyle adjourned the Planning Commission meeting on a unanimous vote of Planning Commissioners.

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**RESOLUTION – LOTH SPRINGS NATURAL AREA PROJECT UPDATE**

The Public Works Programs Manager made a presentation regarding the designation of the City of Waynesboro properties at the Arch Avenue South River Greenway Access as a Public Recreation Facility. The purpose is to create a recreation area providing a natural open trail with enhanced wildlife habitat along the South River, and to reduce stormwater runoff pollution. There will be limited amenities, but it will enable walking and running, bird watching, and low-impact activities. The City has funding in the amount of \$1.3 million from the Waynesboro DuPont settlement for habitat restoration and on-site water quality improvements. Approximately \$190,000 is currently available for project design and the remaining \$1.1 million is for construction and will be made available upon design. Limited local funds are anticipated.

Trustees requested that City Council adopt a resolution dedicating the Loth Springs natural area as a good-faith show that the trustees and the Council have a shared vision for the site. If Council adopts the resolution, an engineering firm will be selected and in April the firm should begin design. Designing should take approximately a year including required permitting. Construction is anticipated to begin in summer 2022 and wrap up in 2023.

Council member Hostetter asked about the term Public Recreation Facility, and he was told it was a term used to stay within the Comprehensive Plan. He also asked about any impact on the stormwater runoff agreement, and he was told this project should have moderate gains toward those goals. He asked about the local funds required, and at this time those conversations are preliminary but may include items such as signage.

Council member Short moved to adopt a resolution designating the City of Waynesboro Properties at the Arch Avenue South River Greenway Access as a Public Recreation Facility:

**RESOLUTION <sup>(R21-07)</sup>  
DESIGNATING THE CITY OF WAYNESBORO PROPERTIES AT THE ARCH  
AVENUE SOUTH RIVER GREENWAY ACCESS  
AS A PUBLIC RECREATIONAL FACILITY**

**WHEREAS**, the City of Waynesboro (the “City”) is the owner of certain lots (the “Critzler Property”) formerly known as the Critzler Trailer Court, located on Race Avenue, and identified on the City tax maps as tax parcels 55-1-16-30, 55-1-16-37, 55-1-15-21, and 55-1-15-29, being the same real estate conveyed from Alan Painter to the City by deed dated June 29, 2005, which deed is recorded in the land records of the Clerk’s Office of the Circuit Court of Waynesboro, Virginia (the “Clerk’s Office”) as Instrument Number 050002153; and

**WHEREAS**, the City is also the owner of a parcel of land (the “Loth Springs Parcel”) containing 4.413 acres, more or less, and identified on the City tax map as tax parcel 55-2-F, being the same real estate conveyed from E.I. Du Pont De Nemours and Company to the City by quitclaim deed recorded February 8, 2019 in the Clerk’s Office as Instrument Number 190000247. The Loth Springs Parcel provides access from Arch Avenue to the South River Greenway; and

**WHEREAS**, the City is also the owner of a parcel of land (the “SRP Parcel”) containing 5.0 acres, more or less, fronting on the North side of the South River, acquired from South River Partners, LLC, by deed dated January 6, 2021. The SRP Property is adjacent to the Loth Springs Parcel and the contains a portion of the South River Greenway. The conveyance of the SRP Property to the City was approved and funded by the Trustees of the DuPont Waynesboro - South River/South Fork Shenandoah River/Shenandoah River Natural Resource Damage Assessment and Restoration (“NRDAR”) Restoration Plan/Environmental Assessment (the "Restoration Plan"), subject to certain restrictions contained in the aforesaid deed; and

**WHEREAS**, the Critzer Property, Loth Springs Parcel, and SRP Parcel are referred to herein as the “Property”; and

**WHEREAS**, the City has also entered into a Cooperative Agreement to accept additional funds from the Restoration Plan to improve habitat and water quality within the South River by treating runoff from urban sources, reducing phosphorous and nitrogen loads and lessening the volume of runoff reaching the river from the Property; and

**WHEREAS**, Virginia Code § 15.2-1806 authorizes the City to establish recreation facilities; and

**WHEREAS**, the Property acquisition and improvements have been approved by the Trustees with the understanding the Property would be designated by the City as a public recreational area; and

**WHEREAS**, the City Council desires to designate the Property as a public recreational area.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WAYNESBORO, VIRGINIA AS FOLLOWS:**

1. The Property is hereby designated as a public recreational facility; and
2. The City Manager is hereby authorized to take any actions or execute any documents that are reasonable and necessary to designate and use the Property as a public recreational area in compliance with restrictions established by the NRDAR Trustees.

Resolved this 8<sup>th</sup> day of March, 2021.

ATTEST: \_\_\_\_\_

Clerk, City Council City of Waynesboro, Virginia	Mayor, City Council City of Waynesboro, Virginia
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Having been seconded and with no objections, the resolution was adopted 5:0 by voice and a show of hands:

<b>Mayor Henderson</b>	<b>Aye</b>	<b>Council member Allen</b>	<b>Aye</b>
<b>Vice Mayor Williams</b>	<b>Aye</b>	<b>Council member Short</b>	<b>Aye</b>
		<b>Council member Hostetter</b>	<b>Aye</b>

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**RESOLUTION – ELECTION/APPOINTMENT OF THE CITY MANAGER**

Council member Allen moved to adopt a resolution electing Michel G. Hamp II as City Manager for the City of Waynesboro, Virginia:

**RESOLUTION** (R21-08)  
**ELECTING CITY MANAGER**  
**FOR THE CITY OF WAYNESBORO, VIRGINIA**

**WHEREAS**, Section 4.1 of the Charter and Section 2-166 Code of the City of Waynesboro, Virginia requires the City Council to elect a manager for the City of Waynesboro (the “City”) who shall be the chief executive officer of the City;

**WHEREAS**, Michael G. Hamp, II has been providing these services to the City since July 1, 2008,

**WHEREAS**, the City Council wishes to elect Michael G. Hamp, II as the City Manager.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WAYNESBORO, VIRGINIA THAT:**

1. Effective July 1, 2020, Michael G. Hamp, II is appointed as City Manager and shall provide such services to the City as described in Chapter 4 of the Charter and Article IV of the City Code of the City of Waynesboro, in accordance with the terms and conditions as set forth in a mutually agreed upon Employment Agreement.

2. This resolution shall take effect immediately upon adoption by the City Council.

Resolved this 8th day of March 2021.

ATTEST: \_\_\_\_\_  
Clerk, City Council

\_\_\_\_\_  
Mayor, City Council

Having been seconded and with no objections, the resolution was adopted 5:0 by voice and a show of hands:

<b>Mayor Henderson</b>	<b>Aye</b>	<b>Council member Allen</b>	<b>Aye</b>
<b>Vice Mayor Williams</b>	<b>Aye</b>	<b>Council member Short</b>	<b>Aye</b>
		<b>Council member Hostetter</b>	<b>Aye</b>

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**COMMUNICATION, CORRESPONDENCE, AND CALENDAR**

**Budget Work Session:** Council was reminded there will be a budget work session on Wednesday, March 17, 2021 at 6:00 p.m. to discuss capital improvements, debt, and the fund balance.

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**CITIZEN COMMENT PERIOD**

*The following citizens phoned in to state their comments. If their name was inaudible, the caller was listed as "resident":*

*Chanda McGuffin, Waynesboro:* thanked the City Manager, Mayor and Vice Mayor for participating in the community meeting at the Zeus Theater sponsored by RISE for the Black History Month program, also sponsored by the Waynesboro Historical Commission on February 26.

The following citizens stated their reasons for opposing the funding of the Middle River Regional Jail expansion:

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Unapproved Draft

*Connie Wright Zink, Middlebrook*  
*Ms. Carter, Waynesboro*  
*Mitch Narduzzi, Staunton*  
*Resident, Waynesboro*  
*A.J. Young, Waynesboro*

*Resident, Waynesboro*  
*Resident, Waynesboro*  
*Andrea Jackson, Waynesboro*

The following citizens submitted their comments on the City’s website, opposing the expansion of the Middle River Regional Jail:

*Katy Craley, Harrisonburg*  
*Paul Lam, Waynesboro*  
*Sharon Van Name, Waynesboro*  
*Taylor Evans, Harrisonburg*

*Quintin Petersen, Harrisonburg*  
*Kathy Yoder, Harrisonburg*

Noted after Citizen Comment Period: Council member Short recommended that a discussion of the Middle River Regional Jail expansion be included on the April 12, 2021 Council meeting agenda. Council and staff will discuss what the Jail Authority Board is considering and evaluating with respect to the other jurisdictions and the comments submitted by citizen.

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**ADJOURN**

Having no further business to discuss, Council member Allen moved to adjourn the meeting. Having been seconded and with no objections, the meeting was adjourned 5:0 by voice vote and a show of hands at 8:24 p.m.:

<b>Mayor Henderson</b>	<b>Aye</b>	<b>Council member Allen</b>	<b>Aye</b>
<b>Vice Mayor Williams</b>	<b>Aye</b>	<b>Council member Short</b>	<b>Aye</b>
		<b>Council member Hostetter</b>	<b>Aye</b>

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Julia Bortle, MMC, Clerk of Council

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Bobby Henderson, Mayor