

WAYNESBORO, VIRGINIA CITY COUNCIL BUSINESS MEETING MINUTES



Council for the City of Waynesboro, Virginia held a Regular Business Meeting on Monday, April 10, 2023 at 7:00 p.m. in the Council Chambers of the Charles T. Yancey Municipal Building, 503 West Main Street, Waynesboro, Virginia, with Mayor Williams presiding and calling the meeting to order.

PRESENT: Council Members: Lana Williams, Mayor
Jim Wood, Vice Mayor
Bruce Allen, Council member
Terry Short, Jr., Council member (via telephone)
Kenny Lee, Council member

City Staff: Todd Wood, Assistant City Manager-Operations
Michael Wilhelm, Assistant City Manager-Public Safety
Cameron McCormick, Assistant City Manager-Finance
Julia Bortle, Clerk of the Council
Leslie Tate, Community Development Director
Dwayne Jones, Parks and Recreation Director

Counsel: Melisa Michelsen, Esq., Litten & Sipe LLC

ABSENT: Michael Hamp, City Manager

CALL TO ORDER AND PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA

The mayor opened the meeting, stating that due to medical reasons, Council member Short will be participating in the meeting via telephone. Council member Lee lead everyone in the Pledge of Allegiance to the Flag of the United States of America. The mayor then reviewed the procedure for the public hearing and citizen comment periods.

MEETING AGENDA

Council member Allen moved to adopt the meeting agenda. Having been seconded and with no objections, the meeting agenda was adopted 5:0:

Mayor Williams	Aye	Council member Allen	Aye
Vice Mayor Wood	Aye	Council member Short	Aye
		Council member Lee	Aye

MATTERS FROM THE MAYOR

The mayor had no additional comments to make.

MATTERS FROM COUNCIL MEMBERS

Council member Allen is still receiving citizen complaints regarding the inability to reach Public Works staff on the phone or in person when they have issues. He would like to meet with the city manager to discuss.

CONSENT AGENDA

Council member Allen moved to adopt the Consent Agenda as presented. Having been seconded and with no objections, the consent agenda was adopted 5:0:

Mayor Williams	Aye	Council member Allen	Aye
Vice Mayor Wood	Aye	Council member Short	Aye
		Council member Lee	Aye

- a. Consider adopting the minutes from the March 27, 2023 Regular Business Meeting.
- b. Second consideration/adoption of an ordinance appropriating \$7,580 from Restricted Fund balance to the General Fund, to enhance access control and security at the Gorsuch Building. **(2023-17)**
- c. Consider supporting a proclamation naming April 2023 as Child Abuse Prevention Month in the City of Waynesboro. **(P23-03)**

PROCLAMATION - NATIONAL ANIMAL CONTROL OFFICER APPRECIATION WEEK

Council member Lee read a proclamation naming April 10-17, 2023 as National Animal Control Officer Appreciation Week in the City of Waynesboro, and a signed proclamation was presented to Office Jennifer Anderson, Animal Control Police Officer for the City of Waynesboro:

PROCLAMATION (P23-04)

WHEREAS, the National Animal Care and Control Association has designated the second week of April each year as National Animal Control Officer Appreciation Week; and

WHEREAS, the Waynesboro Animal Control Officer is dedicated to helping pets and people in the Waynesboro community every day; and

WHEREAS, various federal, state, and local government officials throughout the country take this time to recognize, thank and commend all Animal Control Officers for the dedicated services they provide to the citizens, public safety and public service agencies across the nation; and

WHEREAS, every day, the Waynesboro Animal Control Officer puts herself in potentially dangerous situations by protecting people from dangerous animals and seeks justice in cases of abused, neglected and abandoned animals by conducting humane investigations and protecting the welfare of helpless animals and pets from injury, disease, and starvation; and

WHEREAS, the Waynesboro Animal Control Officer provides the essential functions of enforcing laws pertaining to animal care, while educating the public on the proper care of our community's pets; and

WHEREAS, the City of Waynesboro recognizes our Animal Control Officer for the many dedicated and long hours of service she performs in providing the highest and most efficient level of customer service to the residents of our community; and

NOW THEREFORE, I, Lana Williams, Mayor, on behalf of the City Council of the City of Waynesboro do hereby proclaim April 10th – 17th, 2023, as

NATIONAL ANIMAL CONTROL OFFICER APPRECIATION WEEK

in Waynesboro and encourage all citizens to join us in expressing their sincere appreciation for the service and dedication of our Animal Control Officer.

In witness whereof, I have hereunto set my hand and caused the seal of the City of Waynesboro to be affixed this the 10th day of April 2023.

LANA WILLIAMS, MAYOR
CITY OF WAYNESBORO, VIRGINIA

PROCLAMATION - NATIONAL PUBLIC SAFETY TELECOMMUNICATIONS WEEK

Vice Mayor Wood read a proclamation naming the week of April 10-17, 2023 as National Public Safety Telecommunicators Week in the City of Waynesboro, VA. The proclamation was presented to Mr. Gary Critzer, Emergency Operations Director, thanking Council for recognizing the hard work that the telecommunicators perform.

PROCLAMATION (P23-05)

WHEREAS, across the nation in times of intense personal crisis and community-wide disasters, the first access point for those seeking all types of emergency assistance and homeland security information is the 9-1-1 center, and

WHEREAS, the Waynesboro Department of Emergency Management, Emergency Communications Center staff receives these calls and have emerged as the first and single point of contact for persons seeking immediate emergency assistance and are expected to multi-task under stressful emergency conditions with compassion, accuracy, and professionalism throughout the year; and

WHEREAS, this week, celebrated annually, honors the thousands of men and women who respond to emergency calls, dispatch emergency professionals and equipment, and render life-saving assistance to the citizens, residents, and visitors of Waynesboro and throughout the country.

NOW, THEREFORE, I, Lana Williams, Mayor, on behalf of the City Council of the City of Waynesboro do hereby proclaim April 10th – 17th, 2023, as

NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK

in Waynesboro and encourage all citizens to join us in expressing their sincere appreciation for the service and dedication of our members of the Waynesboro Department of Emergency Management, Emergency Communications Center.

In witness whereof, I have hereunto set my hand and caused the seal of the City of Waynesboro to be affixed this the 10th day of April 2023.

LANA WILLIAMS, MAYOR
CITY OF WAYNESBORO, VIRGINIA

PUBLIC HEARING - CONDITIONAL USE PERMIT REQUEST AT 1305 13TH STREET, UNIT C2, WAYNESBORO VA

The Community Development Director made a presentation reviewing the request for a conditional use permit to allow for a hair salon and skincare center at the residential office district at 1305 13th Street, Unit C2, Waynesboro, VA, tax map no. 44-1-12-C2 (*attachment 47-63*). The proposed uses are permitted in the district by conditional use permit. The property owner association supports the request. The Planning Commission and staff recommend approval of the application with no conditions.

The public hearing was opened at 7:11 p.m. The applicant was present but had no comments and no one signed up to speak on the matter. The public hearing was closed. Council member Allen moved to introduce the ordinance granting a **CONDITIONAL USE PERMIT TO ALLOW A HAIR, NAIL, TANNING OR PROFESSIONAL CARE SERVICES IN THE R-O (RESIDENTIAL OFFICE) DISTRICT AT 1305 13TH STREET, UNIT C2, TAX MAP NO. 44-4-12-C2, WAYNESBORO, VIRGINIA**. Having been seconded and with no further discussion the ordinance will be considered for adoption at the April 24, 2023 regular business meeting.

PUBLIC HEARING - REZONE A PORTION OF THE PROPERTY AT 1930 ROSSER AVENUE, WAYNESBORO VA

The Community Development Director made a presentation reviewing the request to rezone a portion of the property at 1930 Rosser Avenue, Waynesboro, tax map no. 51-12-46 from Planned Unit Development to Highway Business (*attachment 47-64*). The 2023 concept eliminates the residential consideration previously planned with the entire parcel now being commercial. The 2023 revised proffers were reviewed including inter-parcel connections and infrastructure. The Planning Commission and staff recommended approval of the request.

The public hearing was opened at 7:22 p.m.

The applicant, Mr. Seth Robert, Design Studios, representing the property owner, spoke about the change of plans from residential portion to fully commercial with a national restaurant and hotel being potential businesses. With no one else signed up to speak, the public hearing was closed at 7:27 p.m. Council member Lee moved to introduce an ordinance **REZONING A PORTION OF 1930 ROSSER AVENUE, WAYNESBORO, VIRGINIA, TAX MAP NUMBER 51-12-46 FROM PLANNED UNIT DEVELOPMENT TO HIGHWAY BUSINESS**. Having been seconded and with no further discussion, the ordinance will be considered for adoption at the April 24, 2023 regular business meeting.

PUBLIC HEARING - TAX RATE FOR THE 2023 REASSESSMENT

Council is required to hold a public hearing on the lowered tax rate resulting from the 2023 reassessment. The city's calculated lowered tax rate is \$.74 per \$100 of assessed value. The related notices were published with the current tax rate of \$.90 tax rate as the city had not yet completed the reassessments. There will be an additional public hearing on the proposed new tax rate when that has been established.

The public hearing was opened at 7:30 p.m.

Earl Lunsford, Waynesboro: asked council to lower the tax rate.

Alfred Swicegood, Waynesboro: asked council to postpone unnecessary projects and consider adopting the equalized tax rate.

William Yancey, Waynesboro: opposed to a higher tax rate for Waynesboro, noting Albemarle County residents would pay a lower tax rate than Waynesboro.

Andrea Jackson, Waynesboro: asked the city not do a one-sized-fit-all tax rate, and she reminded citizens that the city offers tax relief for qualified residents.

Scott Mares, Waynesboro: is already experiencing an increase in their mortgage due to the increased reassessment. He suggested the city lower the tax rate and then conduct the reassessment.

Sheila Lilly, Waynesboro: requested Council a tax-neutral rate they don't have to raise rental rates and residents don't have to look elsewhere to live.

The public hearing was closed at 7:47 pm.

COMMUNICATION, CORRESPONDENCE, CALENDAR, MATTERS FROM THE MANAGER

Cemetery Care: The Parks and Recreation Director made a presentation regarding setting standards for rules and regulations for city cemetery care and maintenance. Council was asked to consider the information presented and consider adopting a code amendment codifying the proposed rules and regulations. The City Manager will follow up with Council on the matter.

CITIZEN COMMENT PERIOD

Andrea Jackson, Waynesboro: suggested a tax rate of \$.85 per \$100 of assessed value as it would be lower than it is now but would enable the city to provide for projects and services.

CLOSED MEETING

Council member Lee moved to reconvene in a closed meeting per Code of Virginia 2.2-3711(3) to discuss:

Consultation with legal counsel regarding specific legal matters requiring the provision of legal advice, as authorized by section 2.2-3711(A)(8) of the Virginia Code. The subject matters of the meeting are the Sheri Smith Estate and a matter termination of a city contract; and

Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community, as permitted by Virginia Code section 2.2-3711(A)(5); namely, a business which has indicated an interest in relocating to the City or expanding its operations within the City.

Regular Business Meeting
Monday, April 10, 2023
Unapproved Draft

Having been seconded and with no objections, the closed meeting was convened at 8:02 p.m. on a roll call vote:

Mayor Williams	Aye	Council member Allen	Aye
Vice Mayor Wood	Aye	Council member Short	Aye
		Council member Lee	Aye

At 8:53 p.m., Council member Lee moved to come out of closed meeting and reconvene in open meeting and adopt the following resolution:

RESOLUTION ^(R23-13)

WHEREAS, the City Council of Waynesboro has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by this City Council that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of Waynesboro hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the City Council of Waynesboro.

Having been seconded and with no further discussion, the resolution was adopted 5:0 on a roll call vote:

Mayor Williams	Aye	Council member Allen	Aye
Vice Mayor Wood	Aye	Council member Short	Aye
		Council member Lee	Aye

ADJOURN

Council member Allen moved to adjourn the meeting. Having been seconded and with no objections, the meeting was adjourned at 8:54 p.m. on an affirmative 5:0 vote:

Mayor Williams	Aye	Council member Allen	Aye
Vice Mayor Wood	Aye	Council member Short	Aye
		Council member Lee	Aye

Julia Bortle, MMC, Clerk of Council

Lana Williams, Mayor