

WAYNESBORO, VIRGINIA

CITY COUNCIL BUSINESS MEETING MINUTES



Council for the City of Waynesboro, Virginia held a Regular Business Meeting on Monday, January 14, 2019, at 7:00 p.m. in the Council Chambers of the Charles T. Yancey Municipal Building, 503 West Main Street, Waynesboro, Virginia, with Mayor Short presiding and calling the meeting to order:

PRESENT: Council Members: Terry Short, Jr., Mayor
Bobby Henderson, Vice Mayor
Elzena Anderson, Councilwoman
Sam Hostetter, Councilman

City Staff: Mike Hamp, City Manager
Jim Shaw, Deputy City Manager
Julia Bortle, Clerk of Council
Brian McReynolds, Public Works Director
Cameron McCormick, Finance Director
Alisa King, Deputy Finance Director
Gary Critzer, Emergency Operations Director

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

ABSENT: Bruce Allen, Councilman

PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA:

Mayor Short opened the meeting and asked Councilman Hostetter to lead everyone in the Pledge of Allegiance to the Flag of the United States of America.

CONSENT AGENDA:

Vice Mayor Henderson moved to adopt the consent agenda as presented. Having been seconded, the consent agenda was adopted 4:0 with affirmative votes from Council members Short, Henderson, Anderson and Hostetter, with Councilman Allen being absent.

- a) Council Meeting Minutes: Consider approving the December 10, 2018 Council Meeting minutes and dispense with the reading of the minutes.

Second consideration/adoption of the following previously-introduced appropriation ordinances:

- b) Police Department Fitness Equipment (\$6,000). **(2019-01)**
c) Schools Project Hope Grant (\$25,000). **(2019-02)**
d) Schools Immigrant Children & Youth Grant (\$3,073). **(2019-03)**
e) Schools No Child Left Behind Grant (\$48). **(2019-04)**
f) Schools Tiered System of Support PBIS State Grant (\$31,918). **(2019-05)**

Regular Business Meeting
Monday, January 14, 2019
Adopted January 28, 2019

COMMENTS FROM COUNCIL MEMBERS:

Vice Mayor Henderson thanked the Public Works Department and staff for their hard work clearing the streets from storm damage and from the recent snow.

Mayor Short thanked Delegate Bell and Senator Hanger for moving forward on the proposed Charter amendments. Staff and architects met regarding the Museum of Natural History.

RESOLUTION – AUTHORIZATION TO RECEIVE REAL PROPERTY:

Councilman Hostetter moved to adopt a resolution authorizing the City Manager and/or the Mayor to receive real property interests on behalf of the City of Waynesboro for the calendar year 2019.

**RESOLUTION ^(R19-01)
AUTHORIZING ACQUISITION OF REAL PROPERTY**

WHEREAS, City Council prefer that the City Mayor and/or the City Manager have the authority to acquire real property when it is in the best interest of the City.

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

1. Pursuant to and in accordance with City of Waynesboro Charter, the City Mayor and/or the City Manager, either of whom may act, have the authority to acquire real property when it is in the best interest of the City for the calendar year starting January 1, 2019 and ending December 31, 2019; and
2. The City Manager is hereby authorized to take any other actions that are reasonable and necessary to effectuate the acquisition of real property.

Having been seconded and with no objections, the resolution was adopted 4:0 with affirmative votes from Council members Short, Henderson, Anderson, and Hostetter, with Councilman Allen being absent.

STAFF BRIEFING: ICE STORM DEBRIS COLLECTION:

The Deputy City Manager provided a report regarding ongoing expenditures related to debris cleanup in the aftermath of the November 15, 2018 ice storm. It included clearing and opening roads, removing trees from power lines and returning basic service delivery. Crews are still performing cleanup duties, following the same collection areas as used for leaf collection. Crews are also performing leaf collection and inflow and infiltration work simultaneously with debris collection. Storm debris cleanup is anticipated to end within four weeks. Through the first January payroll, the cost of debris collection totaled nearly \$125,000 (approximately \$80,000 in labor and \$43,000 in equipment costs). The total anticipated cost may be as much as \$250,000, affecting the fund balance. This storm did not qualify for FEMA funds. Mr. Shaw stated that Council may want to discuss future storm damage response measures.

APPLICATION – MAD ANTHONY MUD RUN:

After correcting that the City organized five runs in 2018, Councilman Hostetter moved to approve a request from Parks and Recreation to serve beer (in accordance with all relevant ABC regulations) to participants in the Mad Anthony Mud Run in Coyner Spring Park on Saturday, February 23, 2019. Having been seconded and with no objections, the application was approved 4:0 with affirmative votes from Council members Short, Henderson, Anderson, and Hostetter, with Councilman Allen being absent.

APPROPRIATION ORDINANCES:

Solid Waste and Recycling System Evaluation: The City provides voluntary trash collection to approximately 8,000 residential properties and 220 businesses, operates the bulk waste collection service and the recycling center. The fiscal year 2019 Refuse Fund budget totals approximately \$1.2 million. The proposed ordinance would appropriate funds to pursue a Solid Waste and Recycling System Evaluation Study to assess the effectiveness and efficiencies of the overall system and explore alternatives to the current program, fee structures, and investigate potential privatization measures.

Councilwoman Anderson moved to introduce an ordinance **APPROPRIATING A PORTION OF THE REFUSE FUND RETAINED EARNINGS, IN THE AMOUNT OF \$52,000, TO THE REFUSE FUND, FOR AN EVALUATION OF THE SOLID WASTE AND RECYCLING SYSTEM.** Having been properly introduced, this ordinance will be considered again at the January 28, 2019 Regular Business Meeting.

A Street Bridge Replacement Project: Councilman Hostetter moved to introduce an ordinance **APPROPRIATING A PORTION OF THE GOVERNMENT FACILITY MAINTENANCE RESERVE, IN THE AMOUNT OF \$292,393, TO THE GENERAL FUND, FOR TRANSFER TO THE CAPITAL PROJECTS FUND, AND APPROPRIATING FUNDING FROM THE VDOT REVENUE SHARING AGREEMENT, IN THE AMOUNT OF \$292,393, TO THE CAPITAL PROJECTS FUND, FOR ENGINEERING AND CONSTRUCTION EXPENSES RELATED TO THE A STREET BRIDGE REPLACEMENT PROJECT.** Having been properly introduced, this ordinance will be considered again at the January 28, 2019 Regular Business Meeting.

Florence Avenue Bridge Project: Vice Mayor Henderson moved to introduce an ordinance **APPROPRIATING A PORTION OF THE VDOT RESTRICTED RESERVE, IN THE AMOUNT OF \$47,819, TO THE GENERAL FUND, FOR TRANSFER TO THE CAPITAL PROJECTS FUND, FOR DESIGN AND ENGINEERING SERVICES FOR THE FLORENCE AVENUE BRIDGE.** Having been properly introduced, this ordinance will be considered again at the January 28, 2019 Regular Business Meeting.

Community Development Block Grant Refinanced: Councilman Hostetter moved to introduce an ordinance **APPROPRIATING CDBG PROGRAM INCOME, IN THE AMOUNT OF \$14,180, TO THE CAPITAL PROJECTS FUND, FOR TRANSFER TO THE CDBG RESTRICTED RESERVE ACCOUNT TO BE USED FOR A FUTURE CDBG PROJECT.** Having been properly introduced, this ordinance will be considered again at the January 28, 2019 Regular Business Meeting.

Downtown Restaurant Trash Receptacles: Vice Mayor Henderson moved to introduce an ordinance **APPROPRIATING A PORTION OF UNUSED FUNDS IN THE PLANNING DEPARTMENT, IN THE AMOUNT OF \$7,000, TO THE CAPITAL PROJECTS FUND, TO CONSTRUCT A SECURE ENCLOSURE FOR STORAGE OF TRASH RECEPTACLES FOR DOWNTOWN RESTAURANTS.** Having been properly introduced, this ordinance will be considered again at the January 28, 2019 Regular Business Meeting.

School Debt Service Payment: Councilwoman Anderson moved to introduce an ordinance **APPROPRIATING A PORTION OF THE SCHOOL RENOVATION RESERVE, IN THE AMOUNT OF \$576,040, TO THE GENERAL FUND FOR THE DEBT SERVICE PAYMENT ON THE 2018 BONDS.** Having been properly introduced, this ordinance will be considered again at the January 28, 2019 Regular Business Meeting.

Regular Business Meeting
Monday, January 14, 2019
Adopted January 28, 2019

Ridgeview Park Tree Clean-Up: Councilman Hostetter moved to introduce an ordinance **APPROPRIATING A PORTION OF THE GOVERNMENT FACILITY MAINTENANCE RESERVE, IN THE AMOUNT OF \$30,748, TO THE GENERAL FUND, FOR TREE CLEAN-UP AT RIDGEVIEW PARK.** Having been properly introduced, this ordinance will be considered again at the January 28, 2019 Regular Business Meeting.

Plumb House Maintenance: Vice Mayor Henderson moved to introduce an ordinance **APPROPRIATING A PORTION OF THE GOVERNMENT FACILITIES MAINTENANCE RESERVE, IN THE AMOUNT OF \$13,000, TO THE GENERAL FUND, FOR REPLACEMENT OF A RETAINING WALL, STEPS, AND WALKWAY AT THE PLUMB HOUSE.** Having been properly introduced, this ordinance will be considered again at the January 28, 2019 Regular Business Meeting.

COMMUNICATION, CORRESPONDENCE, AND CALENDAR: With no comments from staff, the meeting continued.

CITIZEN COMMENT PERIOD:

Mr. David Geiger, 701 Locust Avenue: thanked the City Council for introducing the ordinance to fund maintenance issues at the Plumb House. He asked that the ordinance be adopted at the next business meeting so that the needed repairs can be made.

CLOSED MEETING:

Vice Mayor Henderson moved to recess into a closed meeting in order to consult with legal counsel regarding specific legal matters requiring the provision of legal advice by our attorney, as authorized by section 2.2-3711(A)(7) of the Virginia Code. The subject matter of the meeting is pending litigation involving Waynesboro Village and threatened litigation by a citizen relating to an alleged violation of his Second Amendment rights.

The motion was adopted on a roll call vote as follows

| | |
|-------------------------------------|---------------|
| Mayor Terry Short, Jr., | Aye |
| Vice Mayor Robert Henderson | Aye |
| Councilman Bruce Allen | Absent |
| Councilwoman Elzena Anderson | Aye |
| Councilman Sam Hostetter | Aye |

Council recessed into Closed Meeting at 7:41 p.m.

Council came out of the closed meeting at 7:54 p.m.

Vice Mayor Henderson moved to adopt the following resolution as read in its entirety:

CERTIFICATION RESOLUTION (R19-02)

With respect to the just-concluded closed session, and to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements under The Virginia Freedom of Information Act and (ii) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by the Council.

The resolution was adopted on a roll call vote as follows

| | |
|-------------------------------------|---------------|
| Mayor Terry Short, Jr., | Aye |
| Vice Mayor Robert Henderson | Aye |
| Councilman Bruce Allen | Absent |
| Councilwoman Elzena Anderson | Aye |
| Councilman Sam Hostetter | Aye |

With no further business to discuss, the meeting was adjourned at 7:55 p.m. on a motion Councilwoman Anderson.

Julia Bortle, MMC, Clerk of Council

Terry Short, Jr., Mayor