

WAYNESBORO, VIRGINIA

CITY COUNCIL REGULAR BUSINESS MEETING MINUTES



Council for the City of Waynesboro, Virginia held a Regular Business Meeting on Monday, June 14, 2021 at 7:00 p.m. in the Council Chambers of the Charles T. Yancey Municipal Building, 503 West Main Street, Waynesboro, Virginia, with Mayor Henderson presiding and calling the meeting to order. This meeting was also viewable by accessing the City’s YouTube Channel.

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
Andrew Holloway, Fire Chief

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

ABSENT: None

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

The Mayor opened the meeting and welcomed everyone back to the Council Chambers. The City Manager reviewed the process for citizens to comment via telephone during the public hearing and citizen comment periods. Council member Hostetter then lead everyone in the Pledge of Allegiance to the Flag of the United States of America.

BUSINESS MEETING AGENDA

The Mayor recommended the following amendments to the Business Meeting Agenda:

Delete consideration of the resolution regarding Chinese Organ Harvesting and replacing it with a presentation of a proclamation acknowledging Juneteenth in the City of Waynesboro;

Replace the consideration of reappointing a member to the Central Shenandoah Planning District Commission with the appointment of viewers in regard to an application by Neuman Aluminum to vacate a portion of Genicom Drive.

Council member Hostetter moved to adopt the amended Business Meeting Agenda. Having been seconded and with no objection, **the amended Business Meeting Agenda was adopted 5:0:**

Mayor Henderson	Aye	Council member Allen	Aye
Vice Mayor Williams	Aye	Council member Short	Aye
		Council member Hostetter	Aye

Regular Business Meeting
Monday, June 14, 2021
Adopted June 28, 2021

APPROVAL OF MEETING MINUTES

Council member Allen moved to adopt the minutes from the May 24, 2021 Regular Business Meeting as presented. Having been seconded and with no objections, **the meeting minutes were adopted 5:0:**

Mayor Henderson	Aye	Council member Allen	Aye
Vice Mayor Williams	Aye	Council member Short	Aye
		Council member Hostetter	Aye

MATTERS FROM THE MAYOR

The Mayor acknowledged the retirements of two long-time City employees; namely Police Office Walter Wallace with 35 years in the Police Department and Ginny Henderson with more than 33 years with the Fire Department. Council thanked them for their service to the community and fellow staff.

MATTERS FROM COUNCIL MEMBERS

Council member Hostetter provided a COVID-19 update for the City, noting the state has lifted some mandates but recommendations are to get vaccinated and to continue to wear masks if not vaccinated.

PROCLAMATION – JUNETEENTH

The Mayor read the following proclamation, presenting it to Ms. Kayla Ross, Ms. Alicia Jackson, and Ms. Andrea Jackson:

JUNETEENTH PROCLAMATION (P19-10)

WHEREAS, President Abraham Lincoln signed the Emancipation Proclamation on January 1, 1863, declaring that “all persons held as slaves within any State or designated part of a State, the people whereof shall then be in rebellion against the United States, shall be then, thenceforward, and forever free,” paving the way for the passing of the 13th Amendment which formally abolished slavery in the United States of America; and

WHEREAS, word about the signing of the Emancipation Proclamation was delayed some two and one half years, to June 19, 1865, in reaching authorities and African-Americans in the South and Southwestern United States when on June 19, 1865, Union Major General Granger arrived in Texas and spread the word that slavery had been abolished; and

WHEREAS, Emancipation Day observations are held on different days in different states in the South and Southwest, and in other parts of the nation; and

WHEREAS, June 19th has a special meaning to African-Americans, and is called "JUNETEENTH" combining the words June and Nineteenth, and has been celebrated by the African-American community for over 150 years; and WHEREAS, a Juneteenth celebration will take place at Constitution Park on June 19, 2021.

NOW, THEREFORE, I, Robert Henderson, Mayor, on behalf of the Waynesboro City Council, do hereby declare June 19, 2021, as JUNETEENTH in the City of Waynesboro, Virginia, and urge all citizens to become more aware of the significance of this celebration in African American History and in the heritage of our nation and City.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Waynesboro, Virginia to be affixed this 14th day of June, 2021.

ROBERT HENDERSON, MAYOR
CITY OF WAYNESBORO, VIRGINIA

Ms. Ross, Ms. Jackson and Ms. Jackson thanked Council for making the public aware of this acknowledgement and stated that they want a proclamation to be considered annually by Council.

ORDINANCE - CODE AMENDMENT – FIRE PREVENTION AND PROTECTION

The Deputy City Manager explained the reasons staff requested amending the Code of the City of Waynesboro Chapter 34 *Fire Prevention and Protection*. Council member Short moved to introduce an ordinance amending the City Code of Waynesboro, Chapter 34, Fire Prevention and Protection. Having been seconded and with no objections, the ordinance will be considered for approval at the June 28, 2021 Regular Business Meeting.

RECEIVE A REPORT ON THE STATUS OF THE COVID-19 UTILITY RELIEF PROGRAM AND THE UTILITY DISCONNECTION MORATORIUM

The Finance Director reviewed the status of the CARES Act funds paid out and still in reserve due to the emergency ordinance adopted May 7, 2020 regarding a moratorium on the City’s utility interest and penalties for utility non-payment and on utility disconnections. He stated that the City will resume disconnections on June 22, 2021, though funds are still available for qualifying customers who complete applications and are eligible for the relief. Council member Hostetter expressed his appreciation for the update. The City Manager explained that information is included with customer late notices and Council member Short requested that the relief fund information be include on social media outlets.

PUBLIC HEARING – ORDINANCES AMENDING FISCAL YEAR 2021 BUDGET

Multiple appropriation ordinances were presented to Council. The Finance Director explained that the public hearing is required by state code whenever a locality intends to amend its adopted budget by more than 1%. This public hearing was advertised in the News Virginian on June 5, 2021, and Council was asked to consider introducing and adopting the ordinances.

The public hearing was opened at 7:38 p.m. With no one signed up or phoned in to address the ordinances, the public hearing was closed.

Council member Short moved to introduce the following appropriation ordinances. Having been seconded and with no objections, the ordinances will be considered for adoption at the June 28, 2021 Regular Business Meeting:

- a. \$1,164,585 of assigned fund balance to the General Fund to transfer to the Capital Improvements Fund for the Fiscal Year 2022 Capital Investment.
- b. \$753,838 of unassigned fund balance to the General Fund to transfer to the Capital Improvements Fund for the Fiscal Year 2022 Capital Investment Program.
- c. \$502,084 to the School Operating Fund that was transferred from the General Fund.

Regular Business Meeting
Monday, June 14, 2021
Adopted June 28, 2021

- d. \$253,000 of unassigned fund balance to the General Fund to transfer to the Debt Fund for the retirement of Fiscal Year 2022 debt obligations.
- e. \$119,000 of net position to the Water Fund for a capital maintenance program and rate study and \$10,000 of net position to the Sewer Fund for a rate study.
- f. \$4,889 of assigned fund balance to the General Fund to transfer to the School Board.

Council member Hostetter moved to introduce and adopt the following appropriation ordinances. Having been seconded and with no objections, the ordinances were adopted 5:0:

Mayor Henderson	Aye	Council member Allen	Aye
Vice Mayor Williams	Aye	Council member Short	Aye
		Council member Hostetter	Aye

- a. CARES Act supplemental relief funding \$1,273,198 to the school funds. (2021-39)
- b. Interest to the Bond Fund for the 2018A Renovation bond \$654,000 to the bond fund. (2021-40)
- c. CARES Act funding in the amount of \$350,000 to the school funds. (2021-41)
- d. Federal Adult Literacy Grant Funding \$73,361 to the school funds. (2021-42)
- 9. Additional state funds for Officer Recruitment and Retention \$29,000 to the general fund. (2021-43)
 - a. Mental Health Development Grant \$7,000 to the school funds. (2021-44)
 - b. Miscellaneous Donations for the Parks and Recreation Department \$2,150 to the general fund. (2021-45)
 - c. Miscellaneous Donations and recovered cost for the Police Department \$605 to the general fund. (2021-46)

APPOINT VIEWERS – VACATE PORTION OF RIGHT-OF-WAY GENICOM DRIVE – NEUMAN ALUMINUM

Council member Short moved to appoint the following citizens as viewers for a request from VA Waynesboro Genicom, LLC to vacate a portion of right of way along Genicom Drive, north of Hopeman Parkway:

- Mr. Mark Stephens, Chair
- Mr. Greg Bruno
- Ms. Edith Eckman
- Ms. Doris Hulvey (Alternate)

Having been seconded and with no objections, the appointments were adopted 5:0:

Mayor Henderson	Aye	Council member Allen	Aye
Vice Mayor Williams	Aye	Council member Short	Aye
		Council member Hostetter	Aye

APPOINTMENTS – SAW MPO TECHNICAL ADVISORY COMMITTEE AND BRITE TRANSIT ADVISORY COMMITTEE

Council member Short moved to appoint Ms. Alisande Tombarge, City Associate Planner, to the following committees:

- Staunton-Augusta-Waynesboro (SAW) Metropolitan Planning Organization (MPO) Technical Advisory Committee as an alternate;
- BRITE Transit Advisory Committee

Having been seconded and with no objections, the appointments were adopted 5:0:

Mayor Henderson	Aye	Council member Allen	Aye
Vice Mayor Williams	Aye	Council member Short	Aye
		Council member Hostetter	Aye

COMMUNICATION, CORRESPONDENCE, AND CALENDAR

The City Manager noted that citizens may notice a disruption in City-owned property maintenance and services due to labor market issues affecting various departments. He reviewed the multiple employment opportunities available throughout the City organization and encouraged interested citizens to apply for them.

He stated that his intention is to engage the procurement process to secure an architect to assist with the second fire station project. It is intended to get the partially-funded project off to a meaningful progress.

It was noted that a vote was required on the appointment of viewers for the right-of-way request (as shown above).

CITIZEN COMMENT PERIOD

In-person:

The following citizens spoke regarding their request for the City of Waynesboro to end their Mutual Aid Agreement with the Augusta County Sheriff Department over the Sheriff Office's refusal to supply their sheriffs and deputies with body cameras and/or dash cameras:

Kine Khalfani, Richmond, VA
Bonnie Chapman, Fishersville, VA
Resident, Waynesboro, VA
McKenzie McQueary, un stated residence
Carter Nepler, Waynesboro, VA
Kayla Ross, Waynesboro, VA
Alisha Jackson, Waynesboro, VA
Chanda McGuffin, Waynesboro, VA
Dewan Bellamy, representing the Black Panther Party
(If the name is unrecognizable, listed as resident)

Craig Scott, Waynesboro: spoke about the benefits or privatization of city utilities and optimization of services.

Phone Caller:

There were no phone callers.

CLOSED MEETING

Vice Mayor Williams moved that the meeting be recessed and that the City Council of Waynesboro immediately reconvene in a closed meeting for the purpose of a discussion and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by our attorney, as authorized by section 2.2-3711(A)(8) of the Virginia Code. The subject matter of the meeting is changes in the Virginia Code regarding employee representation and City elections.

Regular Business Meeting
Monday, June 14, 2021
Adopted June 28, 2021

Having been seconded and with no objections, Council reconvened in Closed Meeting at 8:26 p.m on a roll call vote by the Clerk of the Council on a 5:0 vote:

Mayor Henderson	Aye	Council member Allen	Aye
Vice Mayor Williams	Aye	Council member Short	Aye
		Council member Hostetter	Aye

Council came out of the closed meeting at 9:07 p.m. **Vice Mayor Williams moved to adopt the following certification resolution as read in its entirety:**

CERTIFICATION RESOLUTION ^(R21-10)

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, namely the Chicurel Road development.

Having been seconded and with no objections, the certification resolution was adopted 5-0 on the unanimous affirmative roll call vote as follows:

Mayor Henderson	Aye	Council member Allen	Aye
Vice Mayor Williams	Aye	Council member Short	Aye
		Council member Hostetter	Aye

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 at 9:08 p.m.:

Mayor Henderson	Aye	Council member Allen	Aye
Vice Mayor Williams	Aye	Council member Short	Aye
		Council member Hostetter	Aye

Julia Bortle, MMC, Clerk of Council

Bobby Henderson, Mayor