

**CLOSED  
SESSION**

# CONSENT AGENDA

# PENDING LIST

# Pending City Councilor Request

Request	Date Voted/Requested	Vote/Reading	Format/Information Requested	Point Person	Meeting to be submitted
1 Public Works/Stormwater Public Outreach Brochure and Information Session	10/28/2014; 12/9/2014; 1/13/2015	2 <sup>nd</sup>		Ben Leach	
2 Beacon Update; RFP; Marketing Plan; Beacon LLC;	1/13/2015; Closed Session Requests		<ul style="list-style-type: none"> <li>Dates of Information Session</li> <li>Finished Brochure with Council Changes</li> <li>Report/Memo</li> </ul>	Mark Haley Stefan Calos	
3 Action List Update; Planned Work Sessions	2/10/2015			Stefan Calos	
4 Change Talent Bank Resume to exclude litigation question	2/10/2015		*See attached		
5 Revision of Council Rules and Procedures	2/10/2015				
6 Procedural guide for citizens and/or organizations requesting city funds	2/10/2015		Work Session Request		
7 Cost update on city taking control of Malonee Gym	2/10/2015		<ul style="list-style-type: none"> <li>Draft policy and form</li> </ul>	Mark Haley Jerry Whitaker	
8 Cost to build track at HHSS and practice football field inside of it	2/10/2015		<ul style="list-style-type: none"> <li>Data Sheet</li> </ul>	Mark Haley Ed Watson	
9 City Councilors to submit Advance topics to address	5/12/2015		<ul style="list-style-type: none"> <li>Data Sheet</li> </ul>	Mark Haley Ed Watson	
10 VML training for Directors, City Council and Admin.	5/12/2015		<ul style="list-style-type: none"> <li>E-mail format</li> <li>*See attached</li> </ul>		
11 Create internal policy to recap major events/emergencies and communication workflow	5/12/2015		Work Session Request		
12 Create budget policy w/set joint meeting dates w/-specific boards. Policy to include a process to know budget amounts prior to setting tax rate.	5/12/2015		<ul style="list-style-type: none"> <li>Requested copy of Water Restriction events report with American Water</li> </ul>	Mark Haley Herbert Bragg Ben Rupert	
13 City Logo's work session; compile all used locals for approval. Create official business packet/brochure to highlight incentives using official logos.	5/12/2015		<ul style="list-style-type: none"> <li>Draft policy and Quick Reference Chart/Tree</li> </ul>	Mark Haley Jerry Whitaker	
14 Streamlining agenda process	6/9/2015				
15 City Council requested staff to market existing tax abatement programs, in the Hopewell City Code; by placing them on the website, designing a brochure and placing an article in the "E-Currents" publication.	8/12/2014		<ul style="list-style-type: none"> <li>E-mail/Printed Logos collected used (before Work Session)</li> </ul>	Mark Haley	
16 Boards and Commission City Council Letter for Reports, Joint Meetings & Information (past/curr - /future projects; bylaws)	2013-Present		<ul style="list-style-type: none"> <li>Work Session Request</li> <li>Draft Brochure</li> </ul>	Mark Haley Herbert Bragg	
			<ul style="list-style-type: none"> <li>Letter/E-Mail Request and CC City Council</li> </ul>	City Clerk Staff Liaisons	

Goals & Ends	Request Date or Type	Point Person	Meeting to be submitted
Board, Commissions, and Authorities minimum eligibility for appointment age	Closed Session		Meeting to be submitted
Rules to appoint members to Beacon LLC	Regular Meeting		
RFP needed to rehire Beacon Manager	Regular Meeting		
Breach of Confidentially Sanctions	CCR; Closed Session		
Public Utility Service Program-Endorsement; RFP to receive funds	Service 3/24/2015; 5/12/2015		
How can City Council hire a Deputy Clerk to report to City Council	Closed Meeting		
Correct list of City appointed boards to enforce term limits	Work Session		
PG/Hopewell Health Families Funding Request & Change of Name of Organization	Request Date or Type	Point Person	Meeting to be submitted
National Park Service-Marketing battlefields as @City Point to highlight Hopewell	Regular Meeting		
Update list of all city boards, commission and/or authorities from prev. work session	Regular Meeting		
	Work Session; Regular Meeting		

Pending Work Sessions to be Scheduled <i>(Refer to calendar/printout to suggest dates)</i>			
Request Description	Request Date or Type	Point Person	Date City Council will submit availability and/or meeting month suggestions by
Carpools- Certificate of Appropriateness; Fees for Planning Commission payment	WS-3 2/17/2015		
Agenda Streamlining	CCR		
VML training	CCR		
Park and Recreation	CCR		
Revision of Council Rules and Procedures	CCR		
City Logo Revision			
Joint Meeting Requests <i>(Refer to calendar/printout to suggest dates)</i>			
Request Description	Request Date or Type	Point Person	Date City Council will submit availability and/or meeting month suggestions by
HDP	CCR		
Planning Commission	*Dual request		
School Board	CCR		
HRHA	CCR		
ARB	CCR		
EDA	*Dual request		

# **PUBLIC HEARINGS**

**NOTICE OF SPECIAL MEETING  
HOPEWELL CITY COUNCIL**

The Hopewell City Council will hold a special meeting on Tuesday, December 1, 2015, at 6:30 PM in City Council Chambers, 300 N. Main Street, Hopewell, Virginia, regarding the following items of business: proposed amendments to the city's charter. This notice is in accordance with Hopewell City Code Sec. 2-27 (Special meetings) and Rule 302 (Special Meetings) of the Rules of City Council.

**EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EMPLOYER**

PUBLIC HEARING NOTICE  
CITY OF HOPEWELL

The Hopewell City Council will hold a public hearing, in accordance with Virginia Code section 15.2-202, on Tuesday, December 1, 2015, at 6:30 PM in City Council Chambers, 300 N. Main Street, Hopewell, Virginia, regarding the following proposed amendments to the city's charter:

1. Amend Chapter IV (Council), Sec. 7 (Effective date of ordinances and resolutions; emergency measures) to change from four to five the number of council members required to affirmatively vote that emergency measures take effect at the time indicated in the ordinance or resolution.

2. Amend Chapter IV (Council), Sec. 8 (Legislative procedure) to change from four to five the number of council members required to affirmatively vote to dispense with the requirement that an ordinance be read at two regular meetings.

3. Amend Chapter IV (Council), Sec. 8 (Legislative procedure) to change from three to four the number of council members required to affirmatively vote for passage of all ordinances and resolutions.

4. Amend Chapter XXI (School Board), Sec. 1 (Composition; qualifications and appointment of members) to change from five to seven the number of members who shall constitute the school board.

5. Amend Chapter XXI (School Board), Sec. 1 (Composition; qualifications and appointment of members) to add that each of the seven wards of the city shall be represented on the school board by a trustee who resides in that ward.

6. Amend Chapter XXV (A.1) (Hopewell Regional Wastewater Treatment Facility Commission), Sec. 1 (Created; general function; composition; appointment and terms of members) to change the name of the commission to the Hopewell Water Renewal Commission.

7. Amend the charter by adding a chapter or section prohibiting guns and other weapons inside the Municipal Building (city hall) and at City Council meetings, unless in the lawful possession of federal, state, or local law enforcement personnel.

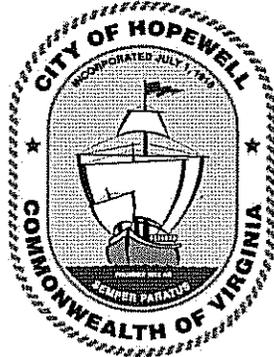
The hearing shall be open to the public. City Council shall permit persons an opportunity to present oral testimony within such reasonable time limits as shall be set by City Council.

EQUAL OPPORTUNITY/AFFIRMATIVE ACTION EM-

CITY OF HOPEWELL \* 300 N. MAIN ST. \* HOPEWELL, VA 23860

# MEETING NOTICE

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## Hopewell City Council Regular Meeting

**Tuesday  
December 15, 2015**

**COUNCIL CHAMBERS  
300 N MAIN STREET  
HOPEWELL, VA 23860**

Ross A. Kearney, III, City Clerk

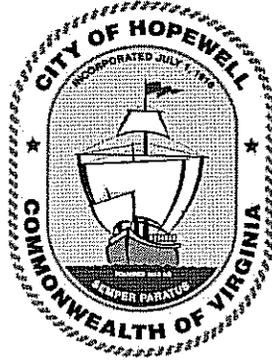
Inquiries: 541-2249

**ROUTINE  
APPROVAL  
OF WORK  
SESSIONS**

CITY OF HOPEWELL \* 300 N. MAIN ST. \* HOPEWELL, VA 23860

# MEETING NOTICE

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## Hopewell City Council Advance

**Friday**

**December 11, 2015  
12:00 P.M. – 6:00 P.M.**

**Saturday**

**December 12, 2015  
8:30 A.M. – 4:30 P.M.**

**Sands Anderson PC  
1111 E. Main St.  
24<sup>th</sup> Floor  
Richmond, VA 23219**

Ross A. Kearney, III, City Clerk

Inquiries: 541-2249

**PROCLAMATIONS**

§

**RESOLUTIONS**

§

**PRESENTATIONS**

## **2015 National Adoption Awareness Month**

**WHEREAS**, the health and safety of all Virginians is important to the happiness, prosperity and well-being of our Commonwealth's families and communities; and

**WHEREAS**, every child in Virginia, regardless of physical, medical or emotional challenges, age or race, needs love, support, security and a place to call home; and

**WHEREAS**, there are more than 4,700 children in Virginia's foster care program and more than 800 children have the goal of adoption and are available for placement in an adoptive home; and

**WHEREAS**, these children can thrive, reach their full potential, and spread their wings when given the loving and firm foundation of a family with a desire to parent a child who would otherwise not have permanency in life; and

**WHEREAS**, in addition to adoption from foster care, it is appropriate to recognize those who have chosen other adoption options to build a family. It is important for every child who cannot be raised by a birth parent to find a permanent home. Children have better outcomes when they are raised in families; and

**WHEREAS**, the collaboration of both public and private adoption agencies along with community agencies, religious organizations, businesses, and others should be recognized for their commitment to the needs of the children throughout the Commonwealth;

**NOW, THEREFORE**, I, Brenda Pelham, do hereby recognize November 2015 as **ADOPTION AWARENESS MONTH** in Hopewell, Virginia.

**WHEREAS**, the health and safety of all Virginians is important to the happiness, prosperity and well-being of our Commonwealth's families and communities; and

**WHEREAS**, every child in Virginia, regardless of physical, medical or emotional challenges, age or race, needs love, support, security and a place to call home; and

**WHEREAS**, these children can thrive, reach their full potential, and spread their wings when given the loving and firm foundation of family, a family with a desire to parent a child who would otherwise not have permanency in their lives; and

**WHEREAS**, in addition to adoption from foster care, it is appropriate to recognize those who have chosen other adoption options to build a family. It is important for every child who cannot be raised by a birth parent to find a permanent home. Children have better outcomes when they are raised in families; and

**WHEREAS**, there are more than 4,000 children in Virginia's foster care program and more than 750 children have the goal of adoption and are available for placement in an adoptive home; and

**WHEREAS**, these children are not all newborns; many are older youth living in foster care that feel that they may be too old to be adopted; brothers and sisters who are separated in the foster care system long to be adopted by the same family and all of these children want a sense of belonging that adoptive parents care provide; and

**WHEREAS**; Virginia Heart Galleries have been created around the Commonwealth to provide much needed exposure of the faces of our waiting children and these endeavors can continue their unprecedented successes in finding loving and permanent homes; and

**WHEREAS**, the collaboration of both public and private adoption agencies along with community agencies, religious organizations, businesses, Virginia's Adoption Champion, Deborah J. Johnston and others should be recognized for their commitment to the needs of the children throughout the Commonwealth;

**NOW, THEREFORE**, I, Terence R. McAuliffe, do hereby recognize November 2015 as **ADOPTION AWARENESS MONTH** in our **COMMONWEALTH OF VIRGINIA**, and I call this observance to the attention of all of our citizens.

**COMMUNICATIONS  
FROM CITIZENS**

**REGULAR  
BUSINESS**

**R-1**



# CITY OF HOPEWELL CITY COUNCIL ACTION FORM

**Strategic Operating Plan Vision Theme:**

- Civic Engagement
- Culture & Recreation
- Economic Development
- Education
- Housing
- Safe & Healthy Environment
- None (Does not apply)

**Order of Business:**

- Consent Agenda
- Public Hearing
- Presentation-Boards/Commissions
- Unfinished Business
- Citizen/Councilor Request
- Regular Business
- Reports of Council Committees

**Action:**

- Approve and File
- Take Appropriate Action
- Receive & File (no motion required)
- Approve Ordinance 1<sup>st</sup> Reading
- Approve Ordinance 2<sup>nd</sup> Reading
- Set a Public Hearing
- Approve on Emergency Measure

**COUNCIL AGENDA ITEM TITLE: Award of City of Hopewell Legacy Business Grants**

**ISSUE:** The EDA has completed its review of the application for the Council-initiated City of Hopewell Legacy Business Grant Program. The grant winners will be announced by the City Manager.

**RECOMMENDATION:** The EDA requests that the City Council approve the transfer of \$20,000 from the Downtown Façade Improvement Program to fund another round of grants under this program to be awarded around mid-year in 2016.

**TIMING:****BACKGROUND:**

**FISCAL IMPACT:** Current awards already funded by a City Council approved transfer of funds to the EDA. 2016 fund request of \$20,000 to come from existing funds in the Downtown Façade Improvement Program fund balance.

**ENCLOSED DOCUMENTS:**

**STAFF:** EDA  
 Assistant City Manager  
 Director of Development  
 City Attorney  
 Four Citizen Representatives

**SUMMARY:**

- |                          |                          |  |                          |                          |                                   |
|--------------------------|--------------------------|--|--------------------------|--------------------------|-----------------------------------|
| <b>Y</b>                 | <b>N</b>                 |  | <b>Y</b>                 | <b>N</b>                 |                                   |
| <input type="checkbox"/> | <input type="checkbox"/> | Vice Mayor Christina Luman-Bailey, Ward #1 | <input type="checkbox"/> | <input type="checkbox"/> | Councilor Wayne Walton, Ward #5   |
| <input type="checkbox"/> | <input type="checkbox"/> | Councilor Arlene Holloway, Ward #2         | <input type="checkbox"/> | <input type="checkbox"/> | Mayor Brenda Pelham, Ward #6      |
| <input type="checkbox"/> | <input type="checkbox"/> | Councilor Anthony Zevgolis, Ward #3        | <input type="checkbox"/> | <input type="checkbox"/> | Councilor Jackie Shornak, Ward #7 |
| <input type="checkbox"/> | <input type="checkbox"/> | Councilor Jasmine Gore, Ward #4            |                          |                          |                                   |

**R-2**



# CITY OF HOPEWELL CITY COUNCIL ACTION FORM

**Strategic Operating Plan Vision Theme:**

- Civic Engagement
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**Order of Business:**

- Consent Agenda
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**Action:**

- Approve and File
- Take Appropriate Action
- Receive & File (no motion required)
- Approve Ordinance 1<sup>st</sup> Reading
- Approve Ordinance 2<sup>nd</sup> Reading
- Set a Public Hearing
- Approve on Emergency Measure

**COUNCIL AGENDA ITEM TITLE:** Approve and file a request to subdivide lands of Shree Arihant Motel Inc. & Innkeeper of Hopewell forming Lots 1, 2, 3, 4 & 5 Colonial Corner Plaza.

**ISSUE:** A request from Bohler Engineering to subdivide property identified as Colonial Corner Plaza.

**RECOMMENDATION:** The City Administration recommends the approval of a request to subdivide Colonial Corner Plaza.

**TIMING:** City Council action is requested on November 24, 2015.

**BACKGROUND:** The purpose of this plat is to subdivide Colonial Corner into five lots in order to redevelop the Colonial Corner Plaza. The lots are increasing from three (3) lots to five (5) lots.

**FISCAL IMPACT:** Increase tax revenue (real estate and sales tax) through redevelopment

**ENCLOSED DOCUMENTS:**

- Attachment 1: Staff Report
- Attachment 2: Aerial Location Map
- Attachment 3: Proposed Subdivision Plat

**STAFF:**

Tevya W. Griffin, Director, Neighborhood Assistance & Planning  
Horace W. Wade, City Planner

**SUMMARY:**

Y N

- Vice Mayor Christina J. Luman-Bailey, Ward #1
- Councilor Arlene Holloway, Ward #2
- Councilor Anthony J. Zevgolis, Ward #3
- Councilor Jasmine E. Gore, Ward #4

Y N

- Councilor K. Wayne Walton, Ward #5
- Mayor Brenda Pelham, Ward #6
- Councilor Jackie M. Shornak, Ward #7

**SUBDIVISION CERTIFICATE**

THE SUBDIVISION OF LAND SHOWN HEREBY DESIGNATED AS LOTS 1, 2, 3, 4 & 5 COLONIAL CORNER PLAZA IS WITH THE FREE CONSENT AND IN ACCORDANCE WITH THE DESIRES OF THE UNDERSIGNED OWNERS, THE DEDICATION OF EASEMENTS ARE OF THE WIDTH AND EXTENT SHOWN ON THIS PLAT.

OWNER: SHREE ARIHANT MOTEL, INC.  
BY:

NAME \_\_\_\_\_ DATE \_\_\_\_\_

OWNER: INNKEEPER OF HOPEWELL, INC.  
BY:

NAME \_\_\_\_\_ DATE \_\_\_\_\_

**SURVEYOR'S CERTIFICATE**

TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL OF THE REQUIREMENTS SET FORTH IN THE ORDINANCE FOR APPROVING PLATS OF SUBDIVISION IN THE CITY OF HOPEWELL, VIRGINIA HAVE BEEN COMPLIED WITH.

ROBERT C. HARR, JR.  
PROFESSIONAL LAND SURVEYOR #5111

DATE \_\_\_\_\_

**CERTIFICATE OF APPROVAL**

THE SUBDIVISION OF LAND SHOWN ON THIS PLAT, DESIGNED AS COLONIAL CORNER PLAZA IS APPROVED IN ACCORDANCE WITH EXISTING SUBDIVISION REGULATIONS AND MAY BE COMMITTED TO RECORD.

DATE \_\_\_\_\_ MAYOR \_\_\_\_\_  
CITY OF HOPEWELL

DATE \_\_\_\_\_ CHAIRPERSON \_\_\_\_\_  
CITY OF HOPEWELL PLANNING COMMISSION

COMMONWEALTH OF VIRGINIA  
CITY/COUNTY OF \_\_\_\_\_ TO WIT:

A NOTARY PUBLIC IN AND FOR THE COMMONWEALTH OF VIRGINIA, STATE OF VIRGINIA, DO HEREBY CERTIFY THAT \_\_\_\_\_ WHOSE NAME IS SIGNED TO THE FORGOING SUBDIVISION CERTIFICATE HAS ACKNOWLEDGED THE SAME BEFORE ME IN MY STATE AFORESAID.  
GIVEN UNDER MY HAND THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

NOTARY PUBLIC \_\_\_\_\_ MY COMMISSION EXPIRES \_\_\_\_\_

COMMONWEALTH OF VIRGINIA  
CITY/COUNTY OF \_\_\_\_\_ TO WIT:

A NOTARY PUBLIC IN AND FOR THE COMMONWEALTH OF VIRGINIA, STATE OF VIRGINIA, DO HEREBY CERTIFY THAT \_\_\_\_\_ WHOSE NAME IS SIGNED TO THE FORGOING SUBDIVISION CERTIFICATE HAS ACKNOWLEDGED THE SAME BEFORE ME IN MY STATE AFORESAID.  
GIVEN UNDER MY HAND THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.

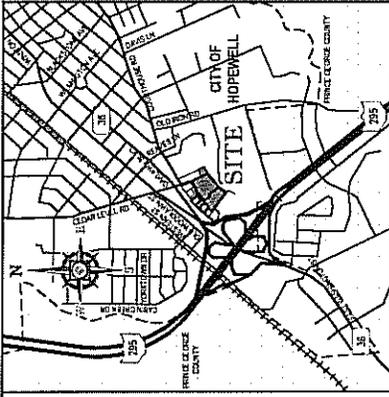
NOTARY PUBLIC \_\_\_\_\_ MY COMMISSION EXPIRES \_\_\_\_\_

**SOURCE OF TITLE**

TAX MAP # 105-0481  
PARCEL ONE(A)  
THE PROPERTY EMBRACED WITHIN THE LIMITS OF THIS SUBDIVISION WAS CONVEYED TO SHREE ARIHANT MOTEL, INC. BY DEED DATED NOVEMBER 27, 2009 AND RECORDED JANUARY 4, 2007 AS INSTRUMENT NUMBER 07060043, WHICH WAS CORRECTED AND RE-RECORDED JANUARY 10, 2007 AS INSTRUMENT NUMBER 07060018, ALL AMONG THE CLERKS OFFICE OF THE CIRCUIT COURT OF THE CITY OF HOPEWELL, VIRGINIA.

TAX MAP # 105-0483  
PARCEL D  
THE PROPERTY EMBRACED WITHIN THE LIMITS OF THIS SUBDIVISION WAS CONVEYED TO SHREE ARIHANT MOTEL, INC. BY DEED DATED NOVEMBER 27, 2009 AND RECORDED JANUARY 4, 2007 AS INSTRUMENT NUMBER 07060044 IN THE CLERKS OFFICE OF THE CIRCUIT COURT OF THE CITY OF HOPEWELL, VIRGINIA.

TAX MAP # 105-0485  
LOT 2B  
THE PROPERTY EMBRACED WITHIN THE LIMITS OF THIS SUBDIVISION WAS CONVEYED TO INNKEEPER OF HOPEWELL, INC. BY DEED DATED JANUARY 17, 1989 AND RECORDED FEBRUARY 3, 1989 AS INSTRUMENT NUMBER 89000293 IN THE CLERKS OFFICE OF THE CIRCUIT COURT OF THE CITY OF HOPEWELL, VIRGINIA.



**NOTES**

1. USE COMMERCIAL
2. ZONING B-3 (HIGHWAY COMMERCIAL DISTRICT)
3. WATER: VIRGINIA AMERICAN WATER
4. SEWER: CITY OF HOPEWELL
5. THIS PLAT WAS PREPARED FROM A SURVEY PREPARED BY BOHLER ENGINEERING THE FIELD WAS PREPARED DECEMBER 9, 2014 AND SEPTEMBER 12, 2015.
6. NUMBER OF LOTS: 5
7. ALL BUILDINGS SHALL CONFORM TO THE CITY OF HOPEWELL ZONING ORDINANCE.
8. THE PROPERTY IS LOCATED IN OTHER AREAS ZONE X (AREAS DETERMINED TO BE OUTSIDE THE 0.2% ANNUAL CHANCE FLOODPLAIN) PER MAP ENTITLED "FIRM FLOOD INSURANCE RATE MAP, CITY OF HOPEWELL, VIRGINIA, PANEL 14 OF 18", COMMUNITY-PANEL NUMBER 5102600014C, WITH A MAP EFFECTIVE DATE OF JUNE 10, 2011.

**AREA TABULATION**

ORIGINAL AREAS	
TM 105-0491	50,270 S.F. OR 1,154 AC.
TM 105-0493	329,885 S.F. OR 7,573 AC.
TM 105-0495	57,581 S.F. OR 1,322 AC.
TOTAL	437,736 S.F. OR 10,049 AC.

**NEW AREAS**

LOT 1 - TM 105-0480	30,570 S.F. OR 0,700 AC.
LOT 2 - TM 105-0481	28,593 S.F. OR 0,656 AC.
LOT 3 - TM 105-0482	143,157 S.F. OR 3,266 AC.
LOT 4 - TM 105-0483	211,421 S.F. OR 4,854 AC.
LOT 5 - TM 105-0484	24,019 S.F. OR 0,551 AC.
TOTAL	437,736 S.F. OR 10,049 AC.

PLAT SHOWING  
A SUBDIVISION OF THE LANDS OF  
SHREE ARIHANT MOTEL, INC.  
AND INNKEEPER OF HOPEWELL, INC.  
FORMING

LOTS 1, 2, 3, 4 & 5

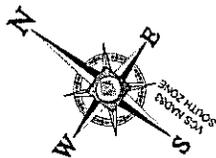
**COLONIAL CORNER PLAZA**

CITY OF HOPEWELL, VIRGINIA  
SCALE: N/A DATE: NOVEMBER 4, 2015  
SHEET 2 OF 2



**BOHLER ENGINEERING**

7206 DAVIS DRIVE, SUITE 120  
STAFFS, VIRGINIA 22690-1008  
TEL: 703-688-0000 FAX: 703-688-0001  
WWW.BOHLER-ENGINEERING.COM



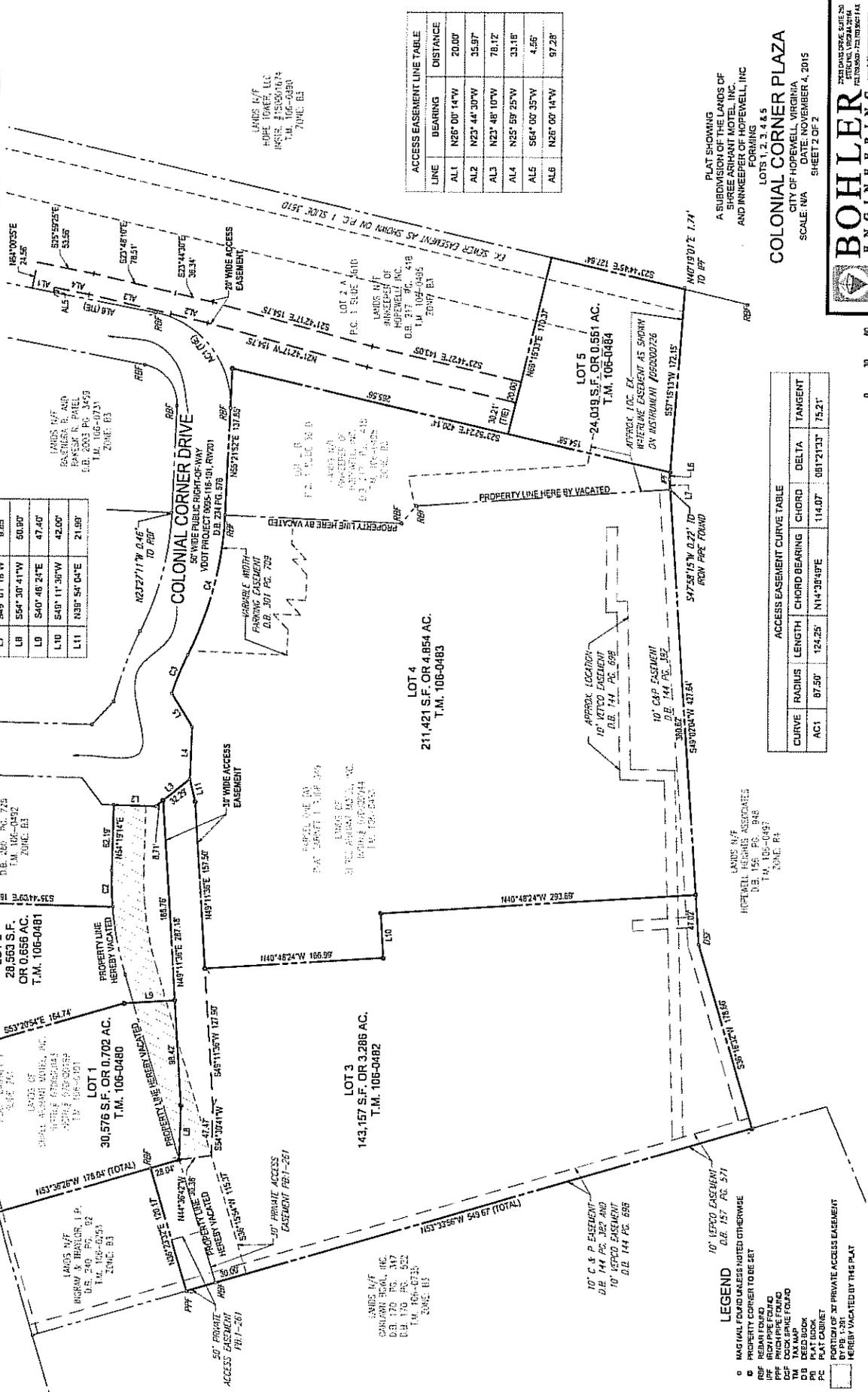
**OAKLAWN BOULEVARD-VA RTE. 36**

VARIABLE WIDTH PUBLIC RIGHT-OF-WAY  
VOOT PROJECTS 0036-074-01 C1

CURVE	RADIUS	LENGTH	CHORD BEARING	CHORD	DELTA	TANGENT
C1	1106.10'	244.38'	N42°42'34"E	243.88'	012°39'28"	122.65'
C2	315.00'	34.25'	N81°10'41"E	34.16'	008°13'15"	17.12'
C3	275.00'	39.25'	S75°20'02"W	39.22'	008°10'41"	10.65'
C4	325.00'	136.47'	N67°23'37"E	135.47'	054°03'33"	69.26'
C5	1106.16'	102.47'	S39°02'03"W	102.43'	005°18'25"	51.27'
C6	1106.16'	141.91'	S45°21'47"W	141.82'	007°21'02"	71.05'

LINE	BEARING	DISTANCE
L1	N30°23'32"E	53.26'
L2	S35°44'48"E	39.30'
L3	S75°48'18"E	41.00'
L4	N54°58'56"E	48.01'
L5	N21°09'57"E	36.64'
L6	S57°15'13"W	9.85'
L7	S49°01'18"W	9.85'
L8	S54°30'41"W	60.90'
L9	S40°46'24"E	47.40'
L10	S49°11'55"W	42.00'
L11	N39°54'04"E	21.69'

LINE	BEARING	DISTANCE
ALL	N28°00'14"W	20.00'
AL2	N23°44'30"W	35.97'
AL3	N23°48'10"W	78.12'
AL4	N25°59'25"W	33.18'
AL5	S64°06'35"W	4.56'
AL6	N28°00'14"W	97.28'



CURVE	RADIUS	LENGTH	CHORD BEARING	CHORD	DELTA	TANGENT
AC1	67.50'	124.25'	N14°38'49"E	114.07'	081°21'33"	75.21'

**COLONIAL CORNER PLAZA**  
LOT 5 T.M. 106-0484  
CITY OF HOPEWELL, VIRGINIA  
SCALE: N/A  
DATE: NOVEMBER 4, 2015  
SHEET 2 OF 2

**BOHLER ENGINEERING**  
2700 DAVIS DRIVE, SUITE 200  
HOPEWELL, VIRGINIA 22961  
TEL: 540-833-1111  
WWW.BOHLERENGINEERING.COM





The City  
of  
Hopewell, Virginia

300 N. Main Street · Department of Development · (804) 541-2220 · Fax: (804) 541-2318

SUBDIVISION /  
ADMINISTRATIVE RESUBDIVISION

APPLICATION

SUBDIVISION \_\_\_\_\_  
APPLICATION FEE: \$250

ADMIN. RESUB. \_\_\_\_\_  
APPLICATION FEE: \$50

APPLICANT: Bohler Engineering - Darrin R Smith, P.E.  
ADDRESS: 28 Blackwell Park Lane, Suite 201  
Warrenton, VA 20186

PHONE #: (540) 349-4500 FAX #: (540) 349-0321

INTEREST IN PROPERTY:  OWNER OR  AGENT

OWNER: Wal-Mart Real Estate Business Trust  
ADDRESS: 2001 SE 10th Street, SWDC  
Bentonville, AR 72716-0550

PHONE #: (479)-273-4567 FAX #: \_\_\_\_\_

PROPERTY ADDRESS / LOCATION:  
4100 Oaklawn Blvd & Colonial Corner Drive, Hopewell, VA 23860  
106-0491; 106-0493;  
PARCEL #: 106-0495; 106-0496 ACREAGE: \_\_\_\_\_ ZONING: \_\_\_\_\_

ENGINEER/SURVEYOR: Bohler Engineering - Darrin R Smith, P.E.  
ADDRESS: 28 Blackwell Park Lane, Suite 201  
Warrenton, VA 20186

PHONE #: (540) 349-4500 FAX #: (540) 349-0321

SUBDIVISION / ADMIN. RESUB. TITLE:  
Plat Showing A Subdivision of the Lands of Shree Arihant Motel, Inc. And Innkeeper of  
Hopewell, Inc Forming Lots 1, 2, 3, 4 & 5

NUMBER OF EXISTING / PROPOSED LOTS: 3 / 5

LENGTH OF PROPOSED NEW PUBLIC STREETS:  
\_\_\_\_\_

<u>LOT INFO</u>	<u>MINIMUM REQUIRED</u>	<u>PROVIDED</u>
LOT SIZE		
LOT WIDTH AT SETBACK LINE		

*EIGHT (8) COPIES OF A PLAT OF THE SUBDIVISION / ADMINISTRATIVE RESUBDIVISION MUST ACCOMPANY THIS APPLICATION*

- FOR A SUBDIVISION, THE SUBDIVISION PLATS MUST BE ON 17" x 22" SHEETS AND FOLLOW THE GUIDELINES SET FORTH IN ARTICLE 6-13 OF THE SUBDIVISION ORDINANCE.
- FOR AN ADMIN. RESUB., THE "BOUNDARY LINE ADJUSTMENT" (BLA) PLATS MUST FOLLOW THE GUIDELINES SET FORTH IN ARTICLES 6-15 AND 6-16 OF THE SUBDIVISION ORDINANCE.

*AS OWNER OF THIS PROPERTY OR THE AUTHORIZED AGENT THEREFOR, I HEREBY CERTIFY THAT THIS APPLICATION AND ALL ACCOMPANYING DOCUMENTS ARE COMPLETE AND ACCURATE TO THE BEST OF MY KNOWLEDGE.*

  
 \_\_\_\_\_  
 APPLICANT SIGNATURE

*10-23-2015*  
 \_\_\_\_\_  
 DATE

OFFICE USE ONLY

DATE RECEIVED \_\_\_\_\_ DATE OF ACTION \_\_\_\_\_

\_\_\_\_\_ APPROVED \_\_\_\_\_ DENIED



## **Bohler Engineering**

Subdivide lands of Shree Arihant Motel Inc.  
& Innkeeper of Hopewell, Inc. forming Lots  
1, 2, 3, 4 & 5 Colonial Corner Plaza.

Staff Report prepared for the Hopewell City Council Regular  
Meeting

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*This report is prepared by the City of Hopewell Department of Development Staff to provide information to the City Council to assist them in making an informed decision on this matter.*

### **I. PUBLIC HEARINGS:**

Planning Commission	November 5, 2015	Recommended Approval
City Council	November 24, 2015	Pending

### **II. IDENTIFICATION AND LOCATIONAL INFORMATION:**

Existing Zoning:	B-3, Highway Commercial District
Parcel Size:	<ul style="list-style-type: none"><li>• 4100 Oaklawn Boulevard/Sub-Parcel #106-0493 / 7.91 acres</li><li>• Oaklawn Boulevard/Sub- Parcel # 106-0491 / 1.15 acres</li><li>• 3952 Courthouse Road/ Sub-Parcel #106-0495 / 1.95 acres</li></ul>
Owner:	Shree Arihant Motel, Inc. (4100 Oaklawn and Oaklawn Boulevard Innkeeper of Hopewell Inc. (3952 Courthouse Road)
Location of Property:	4100 Oaklawn Boulevard, property identified as Oaklawn Boulevard, and a portion of 3952 Courthouse Road
Election Ward:	Ward 7
Land Use Plan Recommendation:	Commercial Use
Strategic Plan Goal:	Economic Development
Map Location(s):	Sub-parcel ID's # 106-0493, 1063-0491, and 106-0495

Zoning of Surrounding Property:

North: B-3  
South: R-4  
East: B-3  
West: B-3

**III. EXECUTIVE SUMMARY:**

The City of Hopewell has received a request from Bohler Engineering to subdivide property identified as 4100 Oaklawn Boulevard, property identified as Oaklawn Boulevard, and a portion of 3952 Courthouse Road. The properties are located in the Ward 7 Election District. The City of Hopewell's 2001 Comprehensive Land Use Plan recommends this area for Commercial Use.

**IV. APPLICABLE CODE SECTIONS:**

The provisions of the Subdivision Ordinance that are germane to this subdivision request include the following:

*Article 6, Preparation, Approval and Recording of Subdivision Plats,  
Section 6-10, Approval of Preliminary Plat:*

"The City shall refer the preliminary plat to the Planning Commission and to the City Council for Council's information. The Planning Commission shall discuss the preliminary plat with the subdivider in order to determine whether or not the preliminary plat generally conforms to the requirements of the Subdivision Ordinance, Zoning ordinance and any other applicable City plans or ordinances. Within sixty (60) days of the preliminary plat submission to the Planning Commission, the subdivider shall be advised in writing by formal letter of approval, approval with conditions or disapproval of the preliminary plat."

*Article 6, Preparation, Approval and Recording of Subdivision Plats,  
Section 6-14, Approval of Final Plat:*

"The final plat shall not be approved until the subdivider has complied with the general requirements and minimum standards of design in accordance with this ordinance, and has made satisfactory arrangements for performance bond, cash or cash bond to cover the cost of necessary improvements, in lieu of construction, to the satisfaction of Council. Approval of final plat shall be written on the face of the plat by the Council."

**V. SUBJECT PROPERTY:**

The subject properties are zoned B-3, Highway Commercial District. Currently, there are three parcels, Sub-Parcel #106-0493, #106-0491, and 106-0495. The

parcel identified as 106-0493 (4100 Oaklawn Boulevard) will be divided into two lots; Lots 3 & 4. A portion of land from 3952 Courthouse Road (Sub-Parcel #106-0495) is combined to 4100 Oaklawn Boulevard to create Lot 4. Lot 5 is created from the remaining portion of the subdivided 3952 Courthouse Road property.

Sub-Parcel #106-0491, identified simply as Oaklawn Boulevard, adjacent to the Hopewell/Prince George Chamber of Commerce building, is being divided into two lots; Lots 1 & 2.

The purpose of the subdivision is for the redevelopment of Colonial Corner Plaza for commercial use. This subdivision will promote economic development along the Route 36 corridor.

**VI. ZONING/STAFF ANALYSIS:**

The plat complies with all of the requirements of the City of Hopewell's Zoning and Subdivision Ordinances.

Revisions recommended by the City's Real Estate and Development Office have been made and are reflected on the enclosed plat.

**VII. STAFF RECOMMENDATION:**

Staff recommends approval of the plat showing the Subdivision of lands of Shree Arihant Motel Inc. & Innkeeper of Hopewell, Inc. forming Lots 1, 2, 3, 4 & 5 Colonial Corner Plaza, dated November 4, 2015 submitted by Bohler Engineering. The plat meets all requirements of the Hopewell Zoning Ordinance and Subdivision Ordinance.

**VIII. PLANNING COMMISSION RECOMMENDATION:**

At their November 5, 2015 meeting, the Hopewell Planning Commission, in accordance with Article 6 of the Hopewell Subdivision Ordinance, recommended *approval in a vote of 5 to 0*, of the subdivision request submitted by Bohler Engineering to subdivide, lands of Shree Arihant Motel Inc. & Innkeeper of Hopewell, Inc. forming Lots 1, 2, 3, 4 & 5 Colonial Corner Plaza, dated November 4, 2015 submitted by Bohler Engineering. The plat meets all requirements of the Hopewell Zoning Ordinance and Subdivision Ordinance.

**IX. CITY COUNCIL RESOLUTION:**

The Council of the City of Hopewell *approves, denies*, a subdivision request submitted by Bohler Engineering to subdivide, lands of Shree Arihant Motel Inc. & Innkeeper of Hopewell, Inc. forming Lots 1, 2, 3, 4 & 5 Colonial Corner Plaza, dated November 4, 2015 submitted by Bohler Engineering.

**Attachments:**

1. Application for subdivision
2. Plat of proposed subdivision
3. Aerial map



**LEGEND**

----- Colonial Corner Plaza Subdivision Area

City aerial photography taken March 1, 2002. ( N.T.S.)



**Location Map**

**4100 Oaklawn Boulevard, Oaklawn Boulevard and  
3952 Courthouse Road**

**Hopewell, VA 23860  
City of Hopewell, Virginia**

Base mapping by: City of Hopewell, Virginia HWGIS



**R-3**



# CITY OF HOPEWELL CITY COUNCIL ACTION FORM

**Strategic Operating Plan Vision Theme:**

- Civic Engagement
- Culture & Recreation
- Economic Development
- Education
- Housing
- Safe & Healthy Environment
- None (Does not apply)

**Order of Business:**

- Consent Agenda
- Public Hearing
- Presentation-Boards/Commissions
- Unfinished Business
- Citizen/Councilor Request
- Regular Business
- Reports of Council Committees

**Action:**

- Approve and File
- Take Appropriate Action
- Receive & File (no motion required)
- Approve Ordinance 1<sup>st</sup> Reading
- Approve Ordinance 2<sup>nd</sup> Reading
- Set a Public Hearing
- Approve on Emergency Measure

**COUNCIL AGENDA ITEM TITLE:** Budget Resolution to Amendments Fiscal Year 2015-16 to appropriate funds to support economic development operating expenses.

**ISSUE:** There is no economic development budget for operating cost such as surveys, inspections, etc.

**RECOMMENDATION:** Staff recommends appropriating funds. If action is not approved, expenses such as surveys, inspections, etc. cannot be completed.

**TIMING:** November 24, 2015 Meeting

**BACKGROUND:** Council supposes economic development.

**FISCAL IMPACT:** \$25,000 in Local funds.

**ENCLOSED DOCUMENTS:** None

**STAFF:** Charles E. Dane

**SUMMARY:** Adopt budget resolution to appropriate funds for economic development expenses.

Y	N		Y	N	
<input type="checkbox"/>	<input type="checkbox"/>	Mayor, Brenda S. Pelham, Ward #6	<input type="checkbox"/>	<input type="checkbox"/>	Councilor Anthony Zevgolis, Ward #3
<input type="checkbox"/>	<input type="checkbox"/>	Vice Mayor Christina J. Luman-Bailey, Ward #1	<input type="checkbox"/>	<input type="checkbox"/>	Councilor Jasmine E. Gore, Ward #4
<input type="checkbox"/>	<input type="checkbox"/>	Councilor Arlene Holloway, Ward #2	<input type="checkbox"/>	<input type="checkbox"/>	Councilor Wayne Walton, Ward #5
			<input type="checkbox"/>	<input type="checkbox"/>	Councilor Jackie Shornak, Ward #7

**R-4**



# CITY OF HOPEWELL CITY COUNCIL ACTION FORM

**Strategic Operating Plan Vision Theme:**

- Civic Engagement
- Culture & Recreation
- Economic Development
- Education
- Housing
- Safe & Healthy Environment
- None (Does not apply)

**Order of Business:**

- Consent Agenda
- Public Hearing
- Presentation-Boards/Commissions
- Unfinished Business
- Citizen/Councilor Request
- Regular Business
- Reports of Council Committees

**Action:**

- Approve and File
- Take Appropriate Action
- Receive & File (no motion required)
- Approve Ordinance 1<sup>st</sup> Reading
- Approve Ordinance 2<sup>nd</sup> Reading
- Set a Public Hearing
- Approve on Emergency Measure

**COUNCIL AGENDA ITEM TITLE:** Budget Resolution to Amendments Fiscal Year 2015-16 to appropriate funds to support the warming settle efforts.

**ISSUE:** Homeless population needs a place of refuse during the harsh winter months.

**RECOMMENDATION:** Staff recommends appropriating funds. If action is not approved, part of our population will be exposed to the harsh conditions of the winter months.

**TIMING:** November 24, 2015 Meeting

**BACKGROUND:** Council supposed providing settle to our homeless population in the past and wishes to continue this effort.

**FISCAL IMPACT:** \$20,000 in Local funds.

**ENCLOSED DOCUMENTS:** None

**STAFF:** Mark A. Haley

**SUMMARY:** Adopt budget resolution to appropriate funds to St. James for the warming settle initiative.

Y	N		Y	N	
<input type="checkbox"/>	<input type="checkbox"/>	Mayor, Brenda S. Pelham, Ward #6	<input type="checkbox"/>	<input type="checkbox"/>	Councilor Anthony Zevgolts, Ward #3
<input type="checkbox"/>	<input type="checkbox"/>	Vice Mayor Christina J. Luman-Bailey, Ward #1	<input type="checkbox"/>	<input type="checkbox"/>	Councilor Jasmine E. Gore, Ward #4
<input type="checkbox"/>	<input type="checkbox"/>	Councilor Arlene Holloway, Ward #2	<input type="checkbox"/>	<input type="checkbox"/>	Councilor Wayne Walton, Ward #5
			<input type="checkbox"/>	<input type="checkbox"/>	Councilor Jackie Shornak, Ward #7

**R-5**



# CITY OF HOPEWELL CITY COUNCIL ACTION FORM

**Strategic Operating Plan Vision Theme:**

- Civic Engagement
- Culture & Recreation
- Economic Development
- Education
- Housing
- Safe & Healthy Environment
- None (Does not apply)

**Order of Business:**

- Consent Agenda
- Public Hearing
- Presentation-Boards/Commissions
- Unfinished Business
- Citizen/Councilor Request
- Regular Business
- Reports of Council Committees

**Action:**

- Approve and File
- Take Appropriate Action
- Receive & File (no motion required)
- Approve Ordinance 1<sup>st</sup> Reading
- Approve Ordinance 2<sup>nd</sup> Reading
- Set a Public Hearing
- Approve on Emergency Measure

**COUNCIL AGENDA ITEM TITLE: Public Safety Salary Adjustments**

**ISSUE:** Hopewell Police and Fire personnel salaries are lower than all surrounding jurisdictions. The low salaries has had direct impact on recruitment and more importantly the retention of our public safety personnel. The proposed salary increases will also include senior officers and supervisors to prevent compression.

**RECOMMENDATION:** Increase the salaries of Public Safety personnel to make us more competitive with surrounding jurisdictions. Also adjust the salaries of the senior officers and supervisors to prevent the compression issue.

**TIMING:** Adjust the salaries by January 6, 2016 pay period within this budget year. Will be a reoccurring expense in the 2016/17 budget.

**BACKGROUND:** In the past two years, Fire and police personnel have left employment with the City mainly for financial reasons to surrounding jurisdictions with higher pay. Both the police and fire Departments are very young. The pay adjustments will tremendously help us with retention of our young officers and firefighters.

**FISCAL IMPACT:** Fire Department estimated Jan-June, 2015 (Not incl. Admin. Asst. or Chief) \$58,112.15 Next fiscal year \$116,224.30. Police Department estimated Jan.-June, 2015 (Not include Chief) is \$69,000. Next fiscal year is \$138,000.

**Total estimated fiscal impact: Jan-June, 2015 - \$127,200, Fiscal Year 2016/17 - \$254,200 (reoccurring expense)**

**SUMMARY:**

Y N

- Mayor, Brenda S. Pelham, Ward #6
- Vice Mayor Christina J. Luman-Bailey, Ward #1
- Councilor Arlene Holloway, Ward #2

Y N

- Councilor Anthony Zevgolts, Ward #3
- Councilor Jasmine E. Gore, Ward #4
- Councilor Wayne Walton, Ward #5
- Councilor Jackie Shornak, Ward #7



**ENCLOSED DOCUMENTS: Powerpoint Presentation**

**STAFF: Directors - John Keohane, Donald Hunter, Jerry Whitaker, and Gail Vance**

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**SUMMARY:**

Y N

- Mayor, Brenda S. Pelham, Ward #6
- Vice Mayor Christina J. Luman-Bailey, Ward #1
- Councilor Arlene Holloway, Ward #2

Y N

- Councilor Anthony Zevgolis, Ward #3
- Councilor Jasmine E. Gore, Ward #4
- Councilor Wayne Walton, Ward #5
- Councilor Jackie Shornak, Ward #7



# Police and Fire Salary Issues

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# Issues

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- Lowest paid in region – Not competitive
- Current staff is experiencing salary compression
- Retention (Police and Fire):
  - Fire – 29 of 33 firefighters (88%) under 5 years experience
  - Police – 32 of 50 police officers (64%) under 5 years experience
- Cost of training/equipment:
  - Fire - \$12000 per new firefighter
  - Police - \$7500 per new police officer

# Pay Comparison

## Police Officer Salaries in the Region

Jurisdiction	Entry Level	Certified	Retirement	CDP
Henrico Co.	\$43,000	N/A	VRS 1.85	Yes
Chesterfield Co.	\$42,000	Neg.	VRS 1.85	Yes
Prince George Co.	\$41,468	\$43,000	VRS 1.85	In Dev.
Hanover County	\$41,321	Neg.	VRS 1,85	Yes
City of Richmond	\$41,000	Neg.	City 2%	Yes
<b>Hopewell PROPOSED</b>	\$41,000	N/A	VRS 1.7	Yes
Petersburg	\$40,688	\$43,500	VRS 1.7	No
Colonial Heights	\$40,102	\$43,500	VRS 1.85	Yes
<b>Hopewell CURRENT</b>	<b>\$ 38,600</b>	<b>N/A</b>	<b>VRS 1.7</b>	<b>Yes</b>

# Proposed Salary Adjustments – Effective First Pay Period in January 2016

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- Increase Starting Salary- \$41,000 (equates to approximately 6.2%)
- Police:
  - 30 Police Officers will receive a 6.2% increase
  - 9 Police Officers will receive a 5% increase
  - 8 Police Officers will receive a 4% increase
  - Police Supervisors (excluding Police Chief) will receive a 4% increase
- Fire:
  - *Firefighters* will receive a 6.2% increase
  - *Captains* will receive a 5% increase
  - *Fire Administration* (excluding Fire Chief) will receive a 4% increase

# Fiscal Impact (Estimated)

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## January - June 2016

- Police: \$69,000
- Fire: \$58,000

## FY 2016/17

- Police: \$138,000 (reoccurring costs)
  - Budget (Salary/Benefits) will not see a increase due to salary savings
- Fire: \$116,000 (reoccurring costs)
  - Budget (Salary/Benefits) will increase because salary savings were seen in previous budget years of \$494,000

# Benefits of Salary Adjustments

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- Competitive Edge
- Addresses Retention
  - “Training Ground” for other agencies
- Improves morale
- Reduces training and equipment costs
- Reduces recruitment/hiring costs  
(background, physicals, psych testing, and polygraphs, etc.)

**R-6**



# CITY OF HOPEWELL CITY COUNCIL ACTION FORM

**Strategic Operating Plan Vision Theme:**

- Civic Engagement
- Culture & Recreation
- Economic Development
- Education
- Housing
- Safe & Healthy Environment
- None (Does not apply)

**Order of Business:**

- Consent Agenda
- Public Hearing
- Presentation-Boards/Commissions
- Unfinished Business
- Citizen/Councilor Request
- Regular Business
- Reports of Council Committees

**Action:**

- Approve and File
- Take Appropriate Action
- Receive & File (no motion required)
- Approve Ordinance 1<sup>st</sup> Reading
- Approve Ordinance 2<sup>nd</sup> Reading
- Set a Public Hearing
- Approve on Emergency Measure

**COUNCIL AGENDA ITEM TITLE: R-6**

**ISSUE:** 2016 Council Legislative Agenda

**RECOMMENDATION:** Approve Items identified in November 18, 2015 Legislative Memo

**TIMING:** Action Requested November 24, 2015 (support statements) and December 1, 2015<sup>1</sup> (Charter changes)

**BACKGROUND:** Each year Council establishes a Legislative Committee (Ms. Gore and Mr. Zevgolis are the current representatives) that reviews various legislative items and positions that are important to the City. The City also relies on the leadership of the Virginia Municipal League (VML), Virginia First Cities (VFC), Virginia Association of Municipal Wastewater Agencies (VAMWA), and other groups to provide guidance and assistance in legislative matters.

The attached "legislative memo" contains the various legislative items to be taken to the Virginia General Assembly 2016 session. However, only items **8 thru 18** of the memo are to be considered by Council at the November 24, 2015 meeting. These items are statements showing Hopewell's support for various legislative matters put forward by the VML, VFC, etc.

Items **1 thru 7** are proposed revisions to the City Charter, which require a Public Hearing soliciting input from the public before action taken by Council. These items will be brought before Council on December 1<sup>st</sup> following the Public Hearing. Changes to the City Charter must be submitted to the GA legislative services no later than December 7, 2015 to be considered in the 2016 Session.

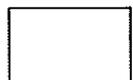
**FISCAL IMPACT:** Positive as some items (EX: School Funding) if approved by the GA could bring additional funding from the State

**ENCLOSED DOCUMENTS:** Legislative memo, **Public Hearing Announcement on suggested Charter Changes**

**STAFF:** Mark Haley  
Herbert Bragg  
Stefan Calos

**SUMMARY:**

- | Y                        | N                        |  | Y                        | N                        |                                   |
|--------------------------|--------------------------|--|--------------------------|--------------------------|-----------------------------------|
| <input type="checkbox"/> | <input type="checkbox"/> | Vice Mayor Christina Luman-Bailey, Ward #1 | <input type="checkbox"/> | <input type="checkbox"/> | Councilor Wayne Walton, Ward #5   |
| <input type="checkbox"/> | <input type="checkbox"/> | Councilor Arlene Holloway, Ward #2         | <input type="checkbox"/> | <input type="checkbox"/> | Mayor Brenda Pelham, Ward #6      |
| <input type="checkbox"/> | <input type="checkbox"/> | Councilor Anthony Zevgolis, Ward #3        | <input type="checkbox"/> | <input type="checkbox"/> | Councilor Jackie Shornak, Ward #7 |
| <input type="checkbox"/> | <input type="checkbox"/> | Councilor Jasmine Gore, Ward #4            |                          |                          |                                   |





## *Interoffice Memorandum*

### *From the Office of the City Manager*

To: The Honorable City Council and Legislative Committee

From: Mark A. Haley, City Manager

A handwritten signature in black ink, appearing to read "Mark A. Haley", is written over the name in the "From:" field.

cc: Herbert Bragg, Legislative Liaison

Date: November 18, 2015

Re: Summary Listing of Proposed 2016 General Assembly Legislative Priorities

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Please find attached a summary listing of the Proposed 2016 General Assembly Legislative Priorities for the City of Hopewell as suggested by individual Council members, Hopewell Schools, City staff as well as Virginia Municipal League and Virginia First Cities. Items 1 -7 are suggested changes to the City Charter which require a Public Hearing to take place before any action of Council. The hearing is scheduled for December 1, 2015 at 6:30 p.m. in Council Chambers.

The remaining items (8-18) are supporting position statements regarding legislative initiatives of the VML, VFC that do not require a public hearing and therefore are ready for action on November 24, 2015.

1. Amend Chapter IV (Council), Sec. 7 (Effective date of ordinances and resolutions; emergency measures) to change from four to five the number of council members required to affirmatively vote that emergency measures take effect at the time indicated in the ordinance or resolution.
2. Amend Chapter IV (Council), Sec. 8 (Legislative procedure) to change from four to five the number of council members required to affirmatively vote to dispense with the requirement that an ordinance be read at two regular meetings.
3. Amend Chapter IV (Council), Sec. 8 (Legislative procedure) to change from three to four the number of council members required to affirmatively vote for passage of all ordinances and resolutions.
4. Amend Chapter XXI (School Board), Sec. 1 (Composition; qualifications and appointment of trustees) to change from five to seven the number of members who shall constitute the school board.
5. Amend Chapter XXI (School Board), Sec. 1 (Composition; qualifications and appointment of members) to add that each of the seven wards of the city shall be represented on the school board by a trustee who resides in that ward.
6. Amend Chapter XXV (A.1) (Hopewell Regional Wastewater Treatment Facility Commission), Sec. 1 (Created; general function; composition; appointment and terms of members) to change the name of the commission to the Hopewell Water Renewal Commission.

7. Amend the charter by adding a chapter or section prohibiting guns and other weapons inside the Municipal Building (city hall) and at City Council meetings, unless in the lawful possession of federal, state, or local law enforcement personnel.
- 
8. The City of Hopewell REQUESTS the elimination of local fines and fees by the Commonwealth of Virginia. The Virginia Municipal League and the Virginia First Cities Coalition calls for an end to the state seizure of local fines and forfeitures, which began in 2012 based upon a misinterpretation of the Code of Virginia. If allowed to exist, these funds will continue to have a major impact on the City's public safety program. **STAFF RECOMMENDATION: Approval**
  9. The City of Hopewell REQUESTS recognition from the General Assembly and Governor of the Commonwealth of Virginia recognizing the 100th Year Anniversary of the City of Hopewell's incorporation from July 1, 1916- July 1, 2016. **STAFF RECOMMENDATION: Approval**
  10. The City of Hopewell SUPPORTS full funding for state aid to Local Police Department (HB599) to assist with fighting crime and criminal activity. **STAFF RECOMMENDATION: Approval**
  11. The City of Hopewell SUPPORTS full funding for K-12 education. It is essential that the state meet its constitutional responsibility to adequately fund K-12 education, including full funding of all state mandates from the General Assembly and updated to the Standards of Quality (SOQ) to reflect actual education costs. **STAFF RECOMMENDATION: Approval**
  12. The City of Hopewell SUPPORTS changes in state assessment and accountability system for K-12 schools. Specifically, the revision to the state report card - eliminate A-F school rating system. In addition, (1) Revise state accountability Standards of Learning (SOL) System to better reflect skills students will need to be successful in the 21st Century global economy (2) Test administration flexibility and (3) Increase use of technology for SOL testing (resources needed). **STAFF RECOMMENDATION: Approval**
  13. The City of Hopewell SUPPORTS funding for high poverty school districts. Funding is critical to the following: (1) retaining qualified teachers (2) funding for wraparound services to support interagency programing for children and parents of poverty (3) funding to support literacy initiatives and (4) funding to support professional development activities for teachers and administrators in high poverty districts. **STAFF RECOMMENDATION: Approval**
  14. The City of Hopewell SUPPORTS continued funding of the Water Quality Improvement Fund to help municipalities further reduce nutrient discharges into State Waters. Hopewell Regional Wastewater Treatment Facility is currently constructing a \$74 million nitrogen reduction project using 60% grant funding from the Water Quality Improvement Fund (WQIF). The project is scheduled for completion in early 2017. **STAFF RECOMMENDATION: Approval**
  15. The City of Hopewell SUPPORTS the creation of a Virginia Manufacturers Nutrient Growth Pool of nitrogen and phosphorus wastewater load allocation to promote economic and community growth. However, the allocation must not be taken from existing discharges to the Chesapeake Bay and its tributaries. This potentially will affect the Hopewell Regional Wastewater Treatment Facility because part of the HRWTF's current allocation could be taken which could require the facility to install more treatment at a very expensive cost and have a negative impact on local industrial growth. **STAFF RECOMMENDATION: Approval**

16. The City of Hopewell SUPPORTS a James River Study on Nutrient Allocation. In 2010, EPA adopted a Total Maximum Daily Load (TMDL) for nitrogen, phosphorus and sediment for the James River. The TMDL resulted in much more stringent nutrient reductions than Virginia had deemed necessary. Since that time, Virginia has studied the river water quality and has noted deficiencies in EPA's TMDL study. The Virginia TMDL contains more reasonable standards and wastewater allocations and should replace the EPA TMDL. EPA's TMDL would require the Hopewell Regional Wastewater Treatment Facility to install additional expensive treatment to meet the EPA requirements. **STAFF RECOMMENDATION: Approval**
  
17. The City of Hopewell SUPPORTS and endorse the Virginia First Cities Coalition Proposed 2016 Community Wealth Building Legislative Agenda (see attached proposed agenda). **STAFF RECOMMENDATION: Approval**
  
18. The City of Hopewell SUPPORTS and endorse the Virginia Municipal League 2016 Legislative Program (see attached program). **STAFF RECOMMENDATION: Approval**

*From the desk of...*

**Mark A. Haley**

*City Manager  
City of Hopewell  
300 N. Main Street  
Hopewell, VA 23860  
541-2243  
FAX: 541-2248*



## Virginia First Cities Coalition

### *\* Proposed 2016 Community Wealth Building Legislative Agenda \**

Virginia First Cities is a coalition of sister cities that advocates for increased support and better policies from the state, particularly in education, transportation, housing and urban redevelopment. We are also engaged in sharing best practices among members. Our cities have made remarkable gains, but more remains to be accomplished so that all citizens of our cities have the opportunity to live in healthy communities with educational promise.

The VFC legislative agenda for 2016 is a holistic package of policies and legislative requests that will bring needed resources to our cities. We are taking a page out of several of our members' policy initiatives and call this the **VFC Community Wealth Building Agenda for 2016**.

Fostering resilient communities and building wealth in our local economies is critical to achieving long-term and short-term economic security, healthier communities, and a vibrant and competitive Commonwealth. Resilient communities will increase asset ownership, anchor jobs locally, expand public services and ensure local economic stability. Further, it will equalize a disturbing trend in many of our cities of divisions between the "haves" and "have-nots."

By leveraging local and state resources to generate local equity and community-owned initiatives, the VFC Community Wealth Building Agenda is designed to take an integrated approach to bringing our cities poverty rates down. We realize that the issues and causes of poverty are myriad and cut across many different functional local government areas. It is imperative that the solutions must be integrated into comprehensive strategies that are both measurable and participatory at all levels of government.

A mounting body of evidence demonstrates that when sector-based investments in education, housing, microenterprise, job training, health care, community development, and prisoner reentry are connected through a framework of asset building, the impacts are stronger and more sustainable. Through this strategic approach, the Commonwealth of Virginia can increase the scale and scope of work, and more effectively shift the trajectory from vulnerability to opportunity for all citizens of the state.

Consistent with the VFC mission to target policies that have a disproportionate impact upon our cities, this effort encompasses inter-related policies that impact our cities as reflected in our proposed Virginia Community Wealth Building Fund.

### **Critical Issues that Link Policy Areas**

*So many of the policy positions enumerated in our legislative program truly cut across all policy areas. However, the following issues are critically important and demand a focused, multi-disciplinary effort.*

*(Items with an \* indicate VFC-specific legislative program action items.)*

- **\* Virginia Community Wealth Building Fund (VCWBF)** – Most VFC localities experience a higher than average poverty rate relative to national standards. And VFC member localities that don't have an overall poverty rate higher than the national average have pockets of exceptionally high poverty that stifle and further polarize the local community.

Several VFC members have developed comprehensive poverty reduction strategies that tie together complementary initiatives in workforce development, economic development, education, public safety, housing and transportation. Harnessing local resources (public, private, nonprofit) into high impact plans will extend greater opportunities to residents of high-poverty communities. However, local resources are no longer enough. Virginia First Cities requests that in FY 2017, the State invest in the Virginia Community Wealth Building Fund, initially capitalized at \$10 million to support a state-local matching grant application program available to any Virginia locality (county, city or town) that has either: 1) a focused anti poverty office(r); and/or 2) a poverty level of 20% or more; or 3) a census tract or neighborhood with concentrated poverty in excess of 25%.

### **Economic Development/Redevelopment/Blight**

*Healthy Communities invest in redevelopment and work diligently to get blighted and delinquent properties back on the tax rolls. As the linchpin for attracting business development, both large and small, the Enterprise Zone Program and the Brownfields Restoration Fund are two initiatives that the VFC continues to champion because we know it provides our members with value-added opportunities. Blighted industrial and residential tracts tend to feed a culture of hopelessness. The Enterprise Zone and Brownfields programs create opportunities for job creation and healthier communities.*

- **\* Enterprise Zone Program.** Increase funding for this economic development program targeted at distressed communities to eliminate real property improvement grant proration. Current funding provides only 69 percent of the advertised benefits, diminishing the incentive power of the program.
- **\* Brownfields Restoration Funding.** Funding of \$3 million in each year so that localities can move beyond the property assessment phase to mitigation, abatement and remediation.

#### **Other Community Redevelopment Priority Areas:**

- Support legislation to enable land banks as a community redevelopment tool.
- Support legislation that will restrict predatory lending practices

### **Education**

*Our schools and our communities are inextricably linked in multisided, complex, interconnected, systemic ways, so that any attempts to reform other sectors of community public policy must be approached from the standpoint of education reform. The factors associated with poverty are established risk factors that can be harmful to the physical, socio-emotional, and cognitive well being of children. The staggering statistics of the achievement gap in our urban schools are*

*troubling for a number of reasons. Children from lower-income families are more likely than students from wealthier backgrounds to have lower test scores, and they are at higher risk of dropping out of school. Those who complete high school are less likely to attend college than students from higher-income families. For some children, the effects of poverty on education present unique challenges in breaking the cycle of generational poverty and reduce their chances of leading rewarding, productive lives. Strategies to reduce the achievement gap for schools with high levels of poverty are essential to the health of communities.*

- **\* Extended Year School Funding.** Appropriations for local school divisions to implement extended school day/year programming are making a difference and should be encouraged. Funding for Extended Year Schools should be reliable, consistent and sustainable, to help close the achievement gap at our at-risk schools.
- **\* Expand Teacher Residency Programs for Urban Schools.** Virginia First Cities champions extending state funding for teacher residency programs that bring highly trained teachers to hard-to-staff schools. \$500,000 was appropriated for an initial grant to expand the program to cities such as Norfolk in FY 2016.
- **\* Virginia Preschool Initiative.** The per-pupil amount has remained at \$6,000 per enrolled child since 2008 and is not keeping pace with program cost increases. Per pupil payments should be increased minimally at 2% or from \$6,000 to \$6,120 for a full day and from \$3,000 to \$3,060 for a half day. Low payment rates are one of the main reasons given by localities for leaving about 25 percent of the program slots unused. As a comparison, federal Head Start program rates are based on per pupil funding of about \$8,000. Continue to support efforts to fund and support greater VPI usage while encouraging diverse participation.
- **\* Virginia Teacher Improvement Incentive Fund.** VFC is proposing a new program to encourage local efforts to attract and retain quality teachers in hard-to-staff schools. The proposed Virginia Teacher Improvement Incentive Fund would be like Extended School Year/Day funding in that it would require local consensus and support. The Teacher Improvement Fund is envisioned as a competitive grant program that combines improving professional teacher development with performance-based teacher and principal compensation systems combined with individual student progress in high-needs schools.

### **Other Education Support Initiatives**

- The Virginia Tiered Systems of Support – Research and Implementation Center (VTSS-RIC) was founded in the fall of 2014 by the Virginia Department of Education to assist school divisions in building capacity to decrease disciplinary actions, increase student academic potential, and to collaborate across systems to integrate wraparound services including mental health supports for students in need. VTSS promotes systems change at the local level by advancing academic achievement, promoting a positive and restorative approach to student behavior, and connecting students and families with community services promoting a positive and restorative approach to student behavior.

### **Public Safety**

*Virginia First Cities supports efforts to: promote trust and ensure legitimacy through procedural*

*justice, transparency, accountability and honest recognition of past and present obstacles; encourage the implementation of policies that support community-based partnerships; balance the embrace of technology and digital communications with local needs, privacy, and assessment and monitoring; and to support officer wellness, safety, training and education. These items are hallmarks of the President's Task Force on 21<sup>st</sup> Century Policing. All have a place in building and sustaining a healthy community. Breaking the cycle of crime and punishment and rehabilitating criminals to return to be productive members of the community takes a commitment to reentry programs. Wraparound services are imperative to ensure, as much as possible, that offenders are prepared and have the necessary support. Innovative and comprehensive treatment programs in prisons, coupled with state-of-the-art diversionary measures for mentally ill arrestees and prisoner community reentry programs must be pursued to prevent a high rate of recidivism and morbidity of prisoners and to facilitate their adjustment in the community. Likewise, 21<sup>st</sup> century policing entails police workforce development and training. Police departments need to have the funding to acquire, train, and implement technology to be most effective.*

- **Reinstate State Funding for Community Diversion/Day Reporting Centers** that were cut during the recession. These centers provided treatment alternatives rather than jail sentencing for non-violent offenders. Breaking the cycle of jail/prison and improving support from family and community is the best hope for reducing the jail/prison population and reducing burdensome and repetitive costs to our local governments. This funding will support programs emphasizing work and paid jobs that provide employment counseling, substance abuse education, NA/AA groups, basic education/GED preparation, and independent living skills. Pre-trial release and community corrections programs are effective, but additional funding is necessary to help them expand. State funding for day reporting centers, for example, was eliminated during the recession. Virginia data shows that judges want more alternatives to jail/prison.

#### **Other Public Safety Priority Issues:**

- Aid to Localities with Police Departments (HB 599 Funding); fund according to statute (§9.1-169) with a formula that is responsive to urban police departments.
- Increase the threshold for felony larceny; at \$200, it is the lowest in the country.
- Adequately fund Jail per Diems.
- Funding for police body cameras, administrative and IT costs associated with body cameras.
- Create a funding nexus between local/regional jails and the Virginia Community Service Boards (CSBs) for treatment of mentally ill prisoners.
- Increase funding for local community-based treatment alternatives for juvenile offenders (VJCCCA).
- Increase funding for correctional education programs at the Department of Corrections.
- School-to-Prison Pipeline; In order to stem the tide of the ever-growing school to prison pipeline, several focused changes to eligibility for Comprehensive Services Act (CSA) services are needed. Creating a collaborative system of services and funding that is child-centered, family-focused and community-based when addressing the strengths and needs of troubled and at-risk youths and their families in the Commonwealth will be bolstered by changes to CSA.

#### **Human Services/CSA**

*Wraparound services to support vibrant, healthy communities are imperative if we are to propel wealth-building strategies into concrete actions.*

- Increase funding for the “Smart Beginnings” and “Healthy Families” programs that are effective programs proven to enhance school achievement and prevent the cycle of poverty.
- Expand Medicaid to include adults up to 138% of Federal Poverty Level (FPL) under the Affordable Care Act.
- Increase funding for local social services administration and staffing.

### **Tax Policy**

*Providing people with additional income will encourage greater savings and help inject more dollars into local and the Commonwealth economies*

- **Index for inflation the \$3,000 single, \$6,000 married, Standard Income Tax Deduction.** This policy will reduce the tax burden on the working poor.

### **Transportation**

*Focus resources on existing infrastructure and support land use policy initiatives that augment city redevelopment and discourage dispersed development patterns. Strengthening public transportation, especially in areas experiencing high poverty is essential.*

- **Increase Regional Transit Access to Jobs.** Encourage financial participation by all urban/suburban localities in a region.
- **Street Maintenance/Primary and Urban Funds. Adequately fund city and town street maintenance by increasing lane mileage rates.** Virginia First Cities’ members spend more than state street maintenance payments provide. City and town streets are a vital part of the regional transportation network. They are more costly to maintain due to heavy use, age, and the need to accommodate pedestrian, bus, auto and truck service and complex adjacent utilities.

### **Other**

- **Local Fines and Fees to Remain Local.** The state seizure of local fines and forfeitures should end. After separate examinations, neither the State Inspector General nor the State Attorney General found any legal or policy justification for the seizure of local funds.

*\* The 2016 VFC Legislative Agenda was approved by the Virginia First Cities Coalition Board of Directors, comprised of representatives from each Member City. Each item included in the VFC Legislative Agenda may not be officially supported by every Member City.*

# VML 2016 Legislative Program

The Virginia Municipal League adopts the following legislative program for the 2016 session of the General Assembly.

## Top Legislative Priorities

### Education Funding

**VML opposes state policies that push more expenses onto localities while simultaneously increasing accreditation mandates and graduation requirements. We believe state education funding formulae must be based on realistic costs.**

**Why?** A strong public school system is essential to economic development and prosperity. The state must be a reliable funding partner in accordance with the Virginia Constitution and state statutes. The Standards of Quality should recognize the resources, including positions, required for a high-quality public education system. VML opposes changes in methodology and changes in the division of financial responsibility that result in a shift of funding responsibility from the state to localities. As an example, VML opposes the elimination or decrease of state funding for state-mandated benefits for school employees.

Further, VML opposes policies that lower state contributions but do nothing to address the cost of meeting the requirements of the Standards of Accreditation and Standards of Learning. The State Board of Education should identify areas within the Standards of Quality and other educational requirements, such as mandates for expenditures in the area of student health services that can be modified or eliminated in order to provide localities with greater flexibility in their use of scarce education funds.

VML supports a JLARC or other state study that examines the ways other states fund education and whether the Commonwealth should use a funding strategy that establishes a more realistic base foundation amount per pupil – plus add-on funding to reflect higher costs for educating at-risk, disabled, ESL, and gifted students, etc. as well as funding for capital costs.

VML supports a study by the Joint Legislative Audit and Review Commission to determine how the SOQ may be revised and adequately funded to meet the requirements contained in the Standards of Learning and Standards of Accreditation. VML also supports implementation of JLARC recommendations to promote 3<sup>rd</sup> grade reading performance.

Any approach to improving low-performing schools must include adequate state financial support. VML supports increased state funding for the Virginia Preschool Initiative, the K-3 reduced class size program and Early Reading Intervention program. VML also supports increased state stipends for highly effective teachers in high-poverty schools, and other innovative programs.

The state has consistently underfunded the state Standards of Quality and other state accountability programs. In the absence of increased state funding, VML opposes any efforts that would transfer to the state additional local funding that localities choose to provide to school divisions. Such local funds exceed the amounts the state requires for SOQ and other state-local match programs.

## **State Assistance to Local Police Departments (HB 599)**

Almost 70 percent of Virginians live in communities served by police departments. The state created a program of financial assistance to local police departments, but has increasingly de-emphasized this funding obligation as a priority. VML calls for the state to honor its commitment to public safety by funding the program in FY16 and onward as stipulated in the Code of Virginia.

## **State and Local Government Fiscal Relationship**

**VML believes that the Commonwealth and local governments should be partners in providing essential services to their citizens. Therefore, the Commonwealth must fully fund its obligations in this partnership and must not unjustly curtail, redirect or eliminate local tax authority.**

**Why?** Governance at the local level becomes ever more challenging as the Commonwealth and the federal government add new programs, or modify existing program guidelines, and promulgate complex regulations and higher standards for local governments to implement. It is not uncommon for the state and federal governments to either underfund their share of the costs or to ignore them altogether.

To that end, the Virginia Municipal League holds as essential these principles on local taxing and budget authority.

1. Specific local revenue authority and sources cannot be further restricted without first granting and providing alternative revenue authority with reliable, sustainable revenue sources. This includes, without limitation, the BPOL and M&T taxes.
2. Local general fund revenue and special funds cannot be confiscated or re-directed to the state treasury.
3. Local governments cannot be expected to bear the expenses related to the imposition of new funding requirements or the expansion of existing ones on

services delivered at the local level without a commensurate increase of state financial assistance or new local taxing authority.

4. Shifting traditional state funding responsibilities onto local governments, for such services including public education, law enforcement and public safety activities, is bad fiscal policy, resulting in the stress of local finances without reductions in overall program costs.
5. Piggybacking state fees, taxes or surcharges on local government services frustrates transparency at both the state and local level.
6. Placing additional administrative burdens on local governments without sufficient resources or administrative flexibility jeopardizes the quality of services delivered at the local level.
7. Any efforts at tax reform should begin with a thorough examination of state tax reform and state spending reform.
8. State budget cuts to state mandated and other high priority programs should specify the programs to be affected by the cuts.

**The Commonwealth should:**

1. Enter into a dialogue with local governments to examine state requirements and service expansions that can be suspended or modified to alleviate to the degree possible the financial burden on state and local taxpayers. Specifically, the Commonwealth should:
  - Critique the Standards of Accreditation and Standards of Learning to determine which standards impose costs on local governments that are not recognized in state funding formulas. In particular, changes adopted since 2009 to SOAs and SOLs should be examined as state funding on a per-pupil basis is now below 2009 levels.
  - Re-examine those Standards of Quality that the Board of Education has adopted, but that the General Assembly has not funded. These standards reflect prevailing practices necessary to improve children's academic performance. Their academic performance is crucial to students and schools meeting the accountability standards under the SOL and SOA. If funding is not available to pay for prevailing practices, the accountability standards should be adjusted so that local governments are not in the position of having to bear the entire burden of meeting these unfunded mandates.
  - Conduct a study that examines the ways other states fund education and whether the Commonwealth should use a funding strategy that establishes a more realistic base foundation amount per pupil – plus add-on funding to reflect higher costs for educating at-risk, disabled, ESL, and gifted students, etc. as well as funding for capital costs.
2. Develop spending and revenue priorities that support economic development, public safety, education and other public goals. State tax credits, tax deductions and tax relief policies must receive the same scrutiny as spending programs as part of the prioritization process.

3. In times of revenue crises, review ways to increase revenues to meet constitutional and statutory obligations to Virginia citizens after all other actions have been taken including eliminating unnecessary programs, achieving greater program efficiencies, and streamlining service delivery.
4. Include local government representatives on any “blue ribbon” commission or other body established by the state that has as its purpose changes to local revenue authority or governance.

## **Transportation Funding**

VML recognizes the importance and critical support provided by the Commonwealth for local and regional transportation and transit capital needs. To that end, VML believes the projected decline in state funding over the upcoming biennium will negatively affect the movement of people and goods, thereby hindering economic development, jeopardizing public safety and degrading the quality of life in our localities.

The state should continue to financially support transportation and transit capital needs, exploring all options including the issuance of Commonwealth bonds.

## **Water Quality Funding**

VML requests the General Assembly to provide sufficient appropriations to the Water Quality Improvement Fund (WQIF) to fulfill point source upgrade contracts with local governments as well as cost-share payments to farm operators for the implementation of agricultural best management practices. Additionally, VML requests the General Assembly to provide sufficient appropriations, including dedicated revenues to the Stormwater Local Assistance Fund (SLAF) to address costs associated with permit requirements tied to federal Municipal Separate Storm Sewer Systems (MS4) and new EPA regulations.

## **Wastewater Discharge/Pollutant Allocation Limits**

VML opposes any legislation that reduces or limits local government’s sewage discharge capacity, including nutrient allocations, as such capacity and allocations are critical to our members’ economic development efforts.

# Other legislative positions

## Local Fines and Fees to Remain Local

VML calls for an end to the state seizure of local fines and forfeitures, which began in 2012 based on a misinterpretation of the Code of Virginia. After separate examinations, neither the State Inspector General nor the State Attorney General found any legal or policy justification for this seizure of local funds. Yet the seizure of funds continues, affecting the ability of affected communities to fund basic services such as public safety.

## First Day Introduction for Bills with Local Fiscal Impact

VML **supports** reinserting the requirement for first day introduction of bills with a local fiscal impact in the procedural resolution that governs the conduct of the General Assembly session.

This recommendation was supported in the last session by the Governor's Task Force for Local Government Mandate Review and the Task Force for Fiscal Impact Review. The intent is to provide local governments more time to assess the fiscal impact of proposed legislation. During the 2014 session, delegates and senators had ten days after the start of the session to introduce legislation, leaving local governments with roughly three weeks to review bills, notify the Commission on Local Government about potential fiscal impacts and to lobby.

## Fines and Costs Collections by Treasurers

VML seeks the repeal of language in the 2014 and 2015 Appropriation Acts that effectively bars local Treasurers from collecting delinquent fines and costs. Commonwealth's Attorneys should have the option to choose the most efficient and effective collection agent regardless of whether the agent is a public or private entity. VML does not support efforts to monopolize collection services.

## Line of Duty Act

The cost of the current Line of Duty Act is not sustainable for either the state or local governments. VML supports recommendations and options made by the Joint Legislative Audit and Review Commission on the Line of Duty Act program that would ensure the fiscal sustainability of the program and ensure that the benefits are available to those who need and deserve them.

## **Price Floor for Regional Gas Taxes**

VML supports an amendment to Virginia Code § 58.1-2295 which would establish a protective floor price for the 2.1 percent regional gas tax, much as was done for the statewide fuels tax in §58.1-2217. Such a floor concept is essential to provide a more stable, dedicated revenue source needed for long-term financing of regional projects.

## **Taxing, Licensing and Regulating Internet-based Businesses & Services**

**VML believes that public policies affecting public safety, taxation and land use need to adapt to major economic changes but that the state must preserve localities' ability to protect all citizens and to regulate all types of businesses fairly.**

**Why?** If the Commonwealth should take action to regulate private enterprises employing a business model that emphasizes the use of the Internet to either provide retail or facilitate lodging or ride-sharing services, then local government interests should be acknowledged and localities should be included in the decision-making. As general principles, VML believes state and local policies should (1) encourage a level playing field for competing services in the market place; (2) seek to preserve and/or replace local and state tax revenues; and (3) ensure safety, and reliability and access for consumers, providers and the general public; and (4) protect local government's ability to regulate businesses whether they are traditional, electronic, Internet-based, virtual or otherwise.

## **State Corporation Commission Jurisdiction Over Local Utilities**

Because the State Corporation Commission lacks jurisdiction over local government utilities under the Virginia constitution, the General Assembly should not enact any legislation that purports to grant the SCC any regulatory powers over local utilities.

## **Workers Compensation – Medical Costs on a Scheduled Fee Basis**

Virginia should adopt Medicare-based fee schedules for setting medical provider fees in workers' compensation cases, instead of the prevailing community rate standard now used. This will make providing workers' compensation coverage more affordable and will adequately protect the financial interests of the medical providers of Virginia.

## **Non-partisan Redistricting that Preserves Jurisdictional Boundaries**

VML **supports** redistricting reform, including the use of a non-partisan independent commission to draw state legislative and Congressional lines based on specified and consistent criteria, including insofar as possible preservation of the integrity of existing city, town, county and precinct lines.

## **Municipal Net Metering**

VML requests the General Assembly grant local governments the right to aggregate the electric load of their buildings, facilities, and any other governmental operations for the purpose of net energy metering. Additionally, VML requests the General Assembly raise the net-metering limit from 1,000 kilowatts to 2,000 kilowatts for non-residential customers.

## **Regional Greenhouse Gas Initiative & Commonwealth Resilience Fund**

VML urges the General Assembly to address greenhouse gas emissions targets through a Regional Greenhouse Gas Inventory (RGGI) carbon credit auction, and/or a carbon emissions tax. All proceeds derived from the auction of credits should be used to establish the “Commonwealth Resilience Fund”, a special state dedicated fund to assist localities in addressing flooding, energy efficiency improvements, and economic development.

## **Synthetic Plastic Microbeads**

VML requests the General Assembly prohibit the manufacture and sale of personal care products and over-the-counter medicines that contain synthetic plastic microbeads. Toxins associated with microbeads, such as PCBs, have the potential to contaminate water supplies so that they exceed safe levels for consumption. Because sewage treatment plants are not equipped to remove microbeads from wastewater and large-scale removal of this pollutant from surface waters would be difficult and costly, the best solution is source reduction.

## **Local Authority to Regulate Plastic Bags**

VML requests the General Assembly grant localities the authority regulate and curtail the use of retail plastic bags. This authority will provide local governments an additional tool to reduce litter and improve local water quality.

## 2016 VML Legislative Committee

**Chair:** Ophie Kier, Vice Mayor, City of Staunton

**Vice Chair:** Don Harris, Mayor, Town of Bluefield

### **City Section**

Ophie Kier, Vice Mayor, City of Staunton

Elizabeth Minor, Mayor, City of Winchester

Brian Thrower, City Manager, City of Emporia

Andrea Oakes, Council Member, City of Staunton

Gene Teague, Council Member, City of Martinsville

Guy Odum, Council Member, City of Bristol

### **Town Section**

Don Harris, Mayor, Town of Bluefield

Tim Taylor, Mayor, Town of Strasburg

Sheila Olem, Council Member, Town of Herndon

Cathy Lowe, Vice Mayor, Town of Abingdon

Edward Owens, Mayor, Town of South Boston

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Thomas R. Smigiel, Jr., Council Member, City of Norfolk

Tina L. Vick, Council Member, City of Newport News

**REPORTS OF  
THE CITY  
ATTORNEY**

**REPORTS  
OF THE  
CITY CLERK**

# **REPORTS OF THE CITY COUNCIL**

- **COMMITTEES**
- **INDIVIDUAL REQUEST**
- **ANY OTHER COUNCILOR**

**CITIZEN/  
COUNCILOR  
REQUEST**

**COUNCIL  
COMMUNICATIONS**

**ADJOURN**