



City of Richmond

Special Meeting Minutes

900 East Broad Street
Richmond, VA 23219
www.richmondgov.com/cityclerk

Monday, May 6, 2019

5:00 PM

Council Chamber, 2nd Floor - City Hall

Councilmembers Present

The Honorable Cynthia Newbille, President
The Honorable Chris Hilbert, Vice President (late arrival)
The Honorable Andreas Addison
The Honorable Parker Agelasto
The Honorable Kim Gray (late arrival)
The Honorable Kristen Larson
The Honorable Ellen Robertson
The Honorable Reva Trammell

Absent

The Honorable Michael Jones

Council President Cynthia Newbille called the meeting to order at 5:04 p.m., and presided.

CHAMBER EMERGENCY EVACUATION PLAN

Upon the President's request, Deputy City Clerk RJ Warren provided information on the appropriate manner in which the Council Chamber is to be evacuated in the event of an emergency.

Councilor Kim Gray arrived at 5:06 p.m., and was seated.

MOTION TO STRIKE

Councilor Parker Agelasto moved that the following budget-related ordinance be stricken:

ORD. 2019-058

To amend and reordain City Code § 26-355, concerning the levy of tax on real estate, to increase the real estate tax rate from \$1.20 to \$1.29 for every \$100 of assessed value of real estate for the tax year beginning Jan. 1, 2020.

The motion was seconded and approved: Ayes 7, Robertson, Larson, Agelasto, Gray, Trammell, Addison, Newbille. Noes None. Hilbert had not yet arrived.

MOTION TO AMEND AND CONTINUE

Councilor Kim Gray moved that the following budget-related ordinances be amended and continued to Monday, May 13, 2019, as follows:

ORD. 2019-041

To adopt the General Fund Budget for the fiscal year commencing Jul. 1, 2019, and ending Jun. 30, 2020, and to appropriate the estimated revenues for such fiscal year for the objects and purposes stated in such budget.

Page 1, Line 11

After the words “sum of”, strike the dollar amount “\$757,932,953” and insert the dollar amount “\$746,161,605”

Page 2, Line 3

After the closing quotation marks following the semicolon after the word “Programs”, add the word “and”

Page 2, Line 4

At the beginning of the line, add the paragraph “WHEREAS, the City Council’s amendments to the Mayor’s recommended budget are as set out in the attachments to this ordinance entitled ‘FY 2020 Program Level Budget,’ ‘Richmond City Council, FY 2020 General Fund Budget Amendments,’ ‘Ordinance No. 2019-041, General Fund Budget, Text Amendments,’ and ‘Council FY 2020 District Funds;”

Page 2, Line 11

At the beginning of the line, strike the dollar amount “\$757,932,953” and insert the dollar amount “\$746,161,605”

Page 2, Line 12

After the word “entitled”, strike the text “‘Mayor’s Proposed Amendments to the Biennial Fiscal Plan for FY2020,’ including” and insert the text “‘FY 2020 Program Level Budget’ and”

Page 2, Line 15

After the closing quotation marks following the comma after the word “Programs”, insert the text “as those attachments are amended or supplemented by the attachments to this ordinance entitled ‘Richmond City Council, FY 2020 General Fund Budget Amendments,’ ‘Ordinance No. 2019-041, General Fund Budget, Text Amendments,’ and ‘Council FY 2020 District Funds,’”

Page 2, Line 20

After the words “sum of”, strike the dollar amount “\$757,932,953” and insert the dollar amount “\$746,161,605”

Page 3, Line 5

After the comma following the word “agencies”, insert the text “programs, subprograms, and line items”

Page 3, Line 6

At the beginning of the line, strike the word “attachment” and insert the word “attachments”
After the word “entitled”, strike the text “‘Mayor’s Proposed Amendments to the Biennial Fiscal Plan for FY2020.’” and insert the text “‘FY 2020 Program Level Budget’ and ‘FY2020 Non-Departmental Budget Programs,’ as those attachments are amended or supplemented by the attachments to this ordinance entitled ‘Richmond City Council, FY 2020 General Fund Budget Amendments,’ ‘Ordinance No. 2019-041, General Fund Budget, Text Amendments,’ and ‘Council FY 2020 District Funds.’”

Page 4, Line 4

After the section number “§ 5.”, add the paragraph “That, as permitted by section 6.07 of the Charter of the City of Richmond (2019), as amended, this appropriation ordinance itemizes

further than by departments. Appropriations are made at the program or subprogram level identified on the attachment to this ordinance entitled 'FY 2020 Program Level Budget,' and no transfer of funds between any such programs or subprograms, even if within the same department or agency, shall be permitted except by means of an ordinance adopted in accordance with chapter 6 of the Charter of the City of Richmond (2019), as amended, amending the budget and appropriations adopted by this ordinance."

Page 4, Line 11

At the beginning of the line, insert the section number "§ 6."

ORD. 2019-043

To adopt the General Fund Budget for the fiscal year commencing Jul. 1, 2019, and ending Jun. 30, 2020, and to appropriate the estimated revenues for such fiscal year for the objects and purposes stated in such budget.

Page 2, Line 13

After the comma following the text "Exhibit A", insert the text "as amended by the attachment to this ordinance entitled 'City Council Amendments, CIP Amendments for FY2020-FY2024,'"

Page 2, Line 19

After the comma following the text "Exhibit A", insert the text "as amended by the attachment to this ordinance entitled 'City Council Amendments, CIP Amendments for FY2020-FY2024,'"

Page 2, Line 23

After the text "Exhibit A", strike the period and insert a comma followed by the text "as amended by the attachment to this ordinance entitled 'City Council Amendments, CIP Amendments for FY2020-FY2024.'"

ORD. 2019-044

To adopt the General Fund Budget for the fiscal year commencing Jul. 1, 2019, and ending Jun. 30, 2020, and to appropriate the estimated revenues for such fiscal year for the objects and purposes stated in such budget.

Page 2, Line 9

After the section number "§ 2.", insert the text "That, pursuant to section 22.1-94 of the Code of Virginia (1950), as amended, the City Council appropriates and Richmond Public Schools shall spend appropriated funds for each major classification only as follows:

- (a) Instruction \$286,802,409;
- (b) Administration, attendance and health \$21,192,554;
- (c) Pupil transportation \$15,108,931;
- (d) Operation and maintenance \$29,369,032;
- (e) School food services and other noninstructional operations \$18,971,550;
- (f) Facilities \$409,265;
- (g) Debt and fund transfers \$6,276,466;
- (h) Technology \$8,566,044; and
- (i) Contingency reserves \$11,760,000."

Page 2, Line 21

At the beginning of the line, insert the section number “§ 3.”
After the word “That”, strike the article “the” and insert a colon

Page 3, Line 22

At the beginning of the line, add the subsection letter “(a)” followed by the text “It is the intent of the City Council that the funds appropriated by subsection (i) of section 2 of this ordinance for the ‘contingency reserves’ classification will be used only to support implementation of Dreams4RPS, the 2018-23 RPS Strategic Plan; accordingly, pursuant to section 22.1-94 of the Code of Virginia (1950), as amended, no funds appropriated by subsection (i) of section 2 of this ordinance may be expended for any of the purposes of any of the major classifications for which subsections (a) through (h), inclusive, of section 2 of this ordinance make appropriations except pursuant to an amendment to this ordinance adopted in accordance with section 6.16 of the Charter of the City of Richmond (2019), as amended; and”

Page 3, Line 7

At the beginning of the line, insert the subsection letter “(b)” followed by the article “The”

Page 4, Line 8

At the beginning of the line, strike the section number “§ 3.” and insert the section number “§ 4.”

Page 4, Line 14

At the beginning of the line, strike the section number “§ 4.” and insert the section number “§ 5.”

Page 4, Line 17

At the beginning of the line, strike the section number “§ 5.” and insert the section number “§ 6.”

Page 5, Line 4

At the beginning of the line, strike the section number “§ 6.” and insert the section number “§ 7.”

ORD. 2019-045

To adopt the General Fund Budget for the fiscal year commencing Jul. 1, 2019, and ending Jun. 30, 2020, and to appropriate the estimated revenues for such fiscal year for the objects and purposes stated in such budget

Page 1, Line 13

After the comma following the year “2020”, insert the words “as amended” followed by a comma

Page 1, Line 15

After the word “of”, strike the dollar amount “\$85,412,175” and insert the dollar amount
“\$85,056,971”

The motion was seconded and approved: Ayes 7, Robertson, Larson, Agelasto, Gray, Trammell, Addison, Newbille. Noes None. Hilbert had not yet arrived.

MOTION TO CONTINUE

Councilor Parker Agelasto moved that the following budget-related ordinances be continued to Monday, May 13, 2019:

ORD. 2019-042

To adopt the Special Fund Budgets for the fiscal year commencing Jul. 1, 2019, and ending Jun. 30, 2020, and to appropriate the estimated receipts of the Special Revenue funds for the said fiscal year.

ORD. 2019-046

To adopt the Internal Service Fund Budgets for the fiscal year commencing Jul. 1, 2019, and ending Jun. 30, 2020, and to appropriate the estimated receipts of the Internal Service funds for the said fiscal year.

ORD. 2019-047

To adopt the Department of Parks, Recreation and Community Facilities' Richmond Cemeteries Budget for the fiscal year commencing Jul. 1, 2019, and ending Jun. 30, 2020, and to appropriate the estimated receipts of the Richmond Cemeteries for the said fiscal year for the operation and management of the facilities.

ORD. 2019-048

To adopt the Department of Public Works' Parking Enterprise Fund Budget for Fiscal Year 2019-2020, and to appropriate the estimated receipts of the Department of Public Works' Parking Enterprise Fund for the said fiscal year for the operation and management of parking facilities.

ORD. 2019-049

To adopt the Electric Utility Budget for the fiscal year commencing Jul. 1, 2019, and ending Jun. 30, 2020; to appropriate the estimated receipts of the Electric Utility for the said fiscal year; and to make appropriations from the Electric Utility Renewal Fund or Operating Fund for renewing, rebuilding or extending the plant and distribution system of the Electric Utility and for the purchase of vehicles.

ORD. 2019-050

To adopt the Gas Utility Budget for the fiscal year commencing Jul. 1, 2019, and ending Jun. 30, 2020; to appropriate the estimated receipts of the Gas Utility for the said fiscal year; and to make appropriations from the Gas Utility Renewal Fund or Operating Fund for renewing, rebuilding or extending the plant and distribution system of the Gas Utility and for the purchase of vehicles.

ORD. 2019-051

To adopt the Department of Public Utilities' Stores Internal Service Fund Budgets for the fiscal year commencing Jul. 1, 2019, and ending Jun. 30, 2020, and to appropriate the estimated receipts of the Department of Public Utilities' Stores Internal Service Funds for the said fiscal year.

ORD. 2019-052

To adopt the Stormwater Utility Budget for the fiscal year commencing Jul. 1, 2019, and ending Jun. 30, 2020; to appropriate the estimated receipts of the Stormwater Utility for the said fiscal year; and to make appropriations from the Stormwater Utility Renewal Fund or Operating Fund for renewing, rebuilding or extending the stormwater utility and for the purchase of vehicles.

ORD. 2019-053

To adopt the Wastewater Utility Budget for the fiscal year commencing Jul. 1, 2019, and ending Jun. 30, 2020; to appropriate the estimated receipts of the Wastewater Utility for the said fiscal year; and to make appropriations from the Wastewater Utility Renewal Fund or Operating Fund for renewing, rebuilding or extending the plant and distribution system of the Wastewater Utility and for the purchase of vehicles.

ORD. 2019-054

To adopt the Water Utility Budget for the fiscal year commencing Jul. 1, 2019, and ending Jun. 30, 2020; to appropriate the estimated receipts of the Water Utility for the said fiscal year; and to make

appropriations from the Water Utility Renewal Fund or Operating Fund for renewing, rebuilding or extending the plant and distribution system of the Water Utility and for the purchase of vehicles.

ORD. 2019-055

To amend section II of the Pay Plan adopted by Ord. No. 2018-319 on Jan. 14, 2019, to provide a 3% pay increase for classified and unclassified permanent City employees who are not in the step based pay system for police and fire employees.

ORD. 2019-056

To amend sections III(B)(4)(b), III(B)(11), III(B)(12), and III(B)(25)(e) of the Pay Plan adopted by Ord. No. 2018-319 on Jan. 14, 2019, to (i) suspend the police and fire career development program until Jun. 30, 2020, (ii) provide the Commonwealth Attorney's Office with \$828,229 for salary supplements and \$194,229 for Virginia Retirement System contributions and the Commonwealth Attorney with a \$49,586 salary supplement and a \$10,006 Virginia Retirement System contribution, (iii) provide the Sheriff's Office with \$1,685,683 for salary supplements and the Sheriff with a \$27,154 supplement, and (iv) to suspend the education incentive for police and fire program until Jun. 30, 2020.

ORD. 2019-057

To amend section III(B)(40) of the Pay Plan adopted by Ord. No. 2018-319 on Jan. 14, 2019, to modify the step-based pay system for sworn firefighters and police officers from a 14-step system to an 18-step system.

ORD. 2019-059

To amend ch. 26 of the City Code by adding therein a new art. XVIII, consisting of sections numbered 26-1277 through 26-1287, concerning the levy of a cigarette tax, for the purpose of imposing a new tax on the sale of cigarettes.

ORD. 2019-060

To amend and reordain the fees set forth in Appendix A of the City Code for § 2-729(c), concerning fees applicable to subscribers who use the City's emergency communications systems and for whom the Department installs, maintains, or repairs equipment in vehicles, to establish revised charges for such services.

ORD. 2019-061

To amend and reordain the fees set forth in Appendix A of the City Code for sections 7-6(a) and (c) (concerning cemetery fees) and 7-92 (concerning fees for care of burial spaces and lots) to increase the charges for internments, disinternments, reinternments, and entombments.

ORD. 2019-062

To amend and reordain the fees set forth in Appendix A of the City Code for City Code §§ 7-122 for the scattering gardens, and 7-132, for the purchase of memorial site for cremation bench, to establish revised charges therefor.

ORD. 2019-063

To amend and reordain City Code § 8-274, concerning the issuance of permits and conditions for concessions in public parks and playgrounds of the City, and the fees set forth in Appendix A of the City Code for § 8-274(a)(2), for the purpose of providing for permit fees for the issuance of permits for concessions in public parks and playgrounds of the City.

ORD. 2019-064

To amend the fees set forth in Appendix A of the City Code for sections 12-120(a)(4), 12-120(a)(5), 12-120(a)(6), 12-120(a)(7), 12-120(a)(9), 12-120(a)(15), 12-120(a)(16), 12-120(a)(17), 12-120(a)(21), and 12-120(a)(22), concerning rates and discounts for parking facilities operated by the City.

ORD. 2019-065

To amend City Code § 27-219, concerning fines for parking violations, for the purpose of adjusting the fines for certain violations.

ORD. 2019-066

To amend City Code § 14-152, concerning permits and fees for erosion and sediment control; and to amend and reordain Appendix A of the City Code by adding therein a new fee for § 14-152(c).

ORD. 2019-067

To amend and reordain the fees set forth in Appendix A of the City Code for section 24-365 (concerning fees for installing gaslights) of the City Code, effective as of the date of rendering bills for Cycle I in July, 2019, to establish revised charges for such services.

ORD. 2019-068

To amend and reordain the fees set forth in Appendix A of the City Code for sections 28-191(2) and 28-191(3) (concerning fees for residential gas service), 28-192(2) (concerning fees for residential gas peaking service), 28-193(2) (concerning fees for general gas service), 28-195(f) and 28-196(f) (concerning fees for transportation service), 28-198(2) (concerning fees for municipal gas service), 28-202(c) (concerning fees for large volume gas sales service), 28-203(c) (concerning fees for large volume, high load factor, gas sales service) and 28-204(b) (concerning fees for natural gas vehicle gas service) of the City Code, effective as of the date of rendering bills for Cycle I in July 2019, to establish revised charges for such services.

ORD. 2019-069

To amend the fees set forth in Appendix A of the City Code for sections 28-923 (concerning fees for residential stormwater service) and 28-924 (concerning fees for developed residential properties stormwater service) of the City Code, effective as of the date of rendering bills for Cycle I in July, 2019, to establish revised charges for the stormwater utility's services.

ORD. 2019-070

To amend and reordain certain fees set forth in Appendix A of the City Code for sections 28-650 (concerning fees for residential wastewater service), 28-651 (concerning fees for commercial wastewater service), 28-652 (concerning fees for industrial wastewater service), 28-653 (concerning fees for state and federal wastewater service), 28-654 (concerning fees for municipal wastewater service) and 28-799 (concerning fees for discharge of hauled materials into designated septage receiving stations by contractors) of the City Code, effective as of the date of rendering bills for Cycle I in July, 2019, to establish revised charges for such services.

ORD. 2019-071

To amend and reordain the fees set forth in Appendix A of the City Code for sections 28-326 (concerning fees for residential water service), 28-327 (concerning fees for commercial water service), 28-328 (concerning fees for industrial water service), 28-329 (concerning fees for municipal water service), 28-330 (concerning fees for state and federal water service), 28-458 (concerning fees for water for fire protection) and 28-549 (concerning fees for water use during conservation periods) of the City Code, effective as of the date of rendering bills for Cycle I in July, 2019, to establish revised charges for such services.

ORD. 2019-072

To amend and reordain the fees set forth in Appendix A of the City Code for section 23-42 (concerning fees for solid waste) of the City Code, effective as of the date of rendering bills for Cycle I in July, 2019, to establish revised charges for such services.

ORD. 2019-073

To authorize the issuance of general obligation public improvement bonds of the City of Richmond in the maximum principal amount of \$48,365,559 to finance the cost of school projects and general

capital improvement projects of the City for the following purposes and uses: construction, reconstruction, improvements and equipment for public schools; construction, reconstruction, improvement and equipment for various infrastructure needs, including traffic control facilities, streets, sidewalks and other public ways, bridges, storm sewers, drains and culverts, and refuse disposal facilities; participation in redevelopment, conservation and community development programs, including the construction, reconstruction, improvement and equipment for targeted public facilities included in these programs; construction, reconstruction, improvements and equipment for public institutional, operational, cultural, educational and entertainment buildings and facilities, including but not limited to the theaters, parks, playgrounds, cemeteries, libraries and museums; acquisition of real property therefor as appropriate; and the making of appropriations to the City's Economic Development Authority ("EDA") to be used by the EDA to finance capital expenditures or to make loans or grants to finance capital expenditures for the purposes of promoting economic development; to authorize the Director of Finance, with the approval of the Chief Administrative Officer, for and on behalf of the City, to sell such bonds for such capital improvement projects, to provide for the form, details and payment of such bonds; to authorize the issuance of notes of the City in anticipation of the issuance of such bonds; and to authorize the issuance of taxable bonds, for the same purposes and uses, in the same maximum principal amount and payable over the same period as such general obligation public improvement bonds.

ORD. 2019-074

To authorize the issuance of public utility revenue bonds of the City of Richmond in the maximum principal amount of \$87,191,049 to finance the cost of capital improvement projects of the gas, water and wastewater utilities and public utilities buildings and facilities for the following purposes and uses: enlargement, extension, repair, replacement, improvement and equipping of the gas plant and transmission lines; enlargement, extension, repair, replacement, improvement and equipping of the waterworks plant and transmission lines; enlargement, extension, repair, replacement, improvement and equipping of the wastewater plant and intercepting lines; construction, reconstruction, repair, replacement, and improvement of sanitary and storm water sewers, pumping stations, drains and culverts; construction, reconstruction, repair, replacement, improvement and equipping of public utility buildings and facilities therefor, including but not limited to the stores division; and acquisition of real property and real property rights (including without limitation easements and rights-of-way) therefor as appropriate; to authorize the Director of Finance, with the approval of the Chief Administrative Officer, for and on behalf of the City, to sell such bonds for such capital improvement projects; to provide for the form, details and payment of such bonds; to approve the form of supplemental indenture of trust; to authorize the issuance of notes of the City in anticipation of the issuance of such bonds; and to authorize the issuance of taxable bonds, for the same purposes and uses, in the same maximum principal amount and payable over the same period as such public utility revenue bonds.

ORD. 2019-075

To authorize the issuance of general obligation equipment notes of the City of Richmond in the maximum principal amount of \$5,291,067 to finance the cost of equipment for the following purposes and uses: acquisition of computer, radio, office, solid waste collection, office furniture and miscellaneous equipment and vehicles for the various departments, bureaus and agencies of the City, and equipment for City schools; and to authorize the Director of Finance, with the approval of the Chief Administrative Officer, for and on behalf of the City, to sell equipment notes to finance the acquisition of such equipment, and to authorize the issuance of taxable notes, for the same purposes and uses, in the same maximum principal amount and payable over the same period as such general obligation equipment notes.

The motion was seconded and approved: Ayes 7, Robertson, Larson, Agelasto, Gray, Trammell, Addison, Newbille. Noes None. Hilbert had not yet arrived.

INTRODUCTION OF NEW LEGISLATION

The following budget-related ordinances were introduced for public hearing on Monday, May 13, 2019, at 6:00 p.m.:

ORD. 2019-123

To amend and reordain ch. 22, art. VII of the City Code by adding therein a new section numbered 22-206, concerning a voluntary retirement incentive program, to be effective Jul. 1, 2019, for the purposes of providing for (i) the alternate computation of benefits in connection therewith and (ii) a limited period during which qualified members of the Richmond Retirement System's defined benefit and enhanced defined benefit plans shall be eligible to retire with a one-time incentive payment.

Patron: City Council

Committee referral waived pursuant to Rule VI(B)(2).

ORD. 2019-124

To amend City Code § 26-2, concerning the commission for the collection, accounting, and remission of meals taxes, for the purpose of increasing the commission percentage from 1.5 percent to three percent of the amount of such tax due and accounted for.

Patron: City Council

Committee referral waived pursuant to Rule VI(B)(2).

Vice President Chris Hilbert arrived at 5:15 p.m., and was seated.

MOTION TO APPROVE PETITION FOR SPECIAL ELECTION

Councilor Kristen Larson moved that the Council approve the filing of a petition to the Circuit Court of Richmond to issue a writ of election to hold a special election on the date of the next general election in November to fill the remaining portion of the regular term of the office of the Council Member for Election District 5, whose resignation dated April 23, 2019, takes effect on November 30, 2019.

The motion was seconded and approved: Ayes 8, Robertson, Larson, Agelasto, Gray, Trammell, Addison, Hilbert, Newbille. Noes None.

Councilor Kim Gray inquired from city administration when city employees would receive the 3% pay increase proposed by the mayor in their pay check.

Jay Brown, budget and strategic planning director, stated increases would begin with the July 6 – July 19 pay period.

ADJOURNMENT

There being no further business before the Council, the meeting adjourned at 5:18 p.m.

CITY CLERK