

INTRODUCED: May 28, 2019

A RESOLUTION No. 2019-R017

To amend Res. No. 2007-R162-2008-29, adopted Feb. 11, 2008, as previously amended by Res. No. 2010-R91-118, adopted Jul. 26, 2010, Res. No. 2015-R18-23, adopted Mar. 23, 2015, Res. No. 2018-R065, adopted Jul. 2, 2018, and Res. No. 2018-R066, adopted Sept. 10, 2018, which adopted City Council Expenditure and Reimbursement Guidelines governing the use of Council District Funds and Council Operations Funds, for the purpose of ensuring that Council District Funds are not depleted before a newly-elected Council member takes office.

Patrons – Mr. Addison and Mr. Jones

Approved as to form and legality
by the City Attorney

PUBLIC HEARING: JUL 22 2019 AT 6 P.M.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF RICHMOND:

I. That Resolution No. 2007-R162-2008-29, adopted February 11, 2008, as previously amended by Resolution No. 2010-R91-118, adopted July 26, 2010, Resolution No. 2015-R18-23, adopted March 23, 2015, Resolution No. 2018-R065, adopted July 2, 2018, and Resolution No. 2018-R066, adopted September 10, 2018, be and hereby is amended as follows:

WHEREAS, the City’s annual budget may make available from year to year monies designated for use as Council District Funds and Council Operations Funds; and

AYES: 9 NOES: 0 ABSTAIN: _____

ADOPTED: JUL 22 2019 REJECTED: _____ STRICKEN: _____

WHEREAS, it is in the best interests of the City of Richmond that the Council adopt guidelines to govern the use of Council District Funds and Council Operations Funds.

NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF RICHMOND:

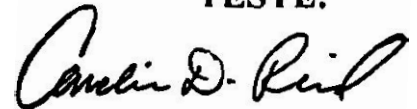
1. That the document entitled "City Council Expenditure and Reimbursement Guidelines," as revised, a copy of which is attached hereto, is hereby adopted for the purpose of governing the use of Council District Funds and Council Operations Funds.

2. That Resolution No. 2005-R203-204, adopted September 26, 2005, is hereby repealed and superseded by this resolution, except to the extent that Resolution No. 2005-R203-204 expressly repeals earlier resolutions on this subject.

II. This amendatory resolution shall be in force and effect upon adoption.

A TRUE COPY:

TESTE:



City Clerk

City Council Expenditure and Reimbursement Guidelines

As Revised, 2019

General Guidelines

Specific guidance is provided for those operating expenses associated with City Council members and City Council Office operations and have been distinguished as two separate funds:

I. Council District Funds

Funds to support individual district operations for each Council member. The district amount is established by Council annually and funds unexpended at the end of the fiscal year lapse in accordance with the City's generally accepted accounting rules and procedures and City Charter requirements. The Chief of Staff is responsible for instituting processes to track the use of these funds, by district, and providing monthly expenditure status reports to each Council member of spending in his/her respective district. Each Council member has some discretion in deciding how best to represent and support his/her constituency in terms of allocating funds to the different categories. District funds support the following expenditures:

The following general guidelines are applicable to all categories of Council District expenditures:

- a. All persons and entities receiving payment must complete the W-9 and vendor payment form.
- b. Recurring purchases from the same vendor are subject to the City's competitive procurement requirements.
- c. Any person or entity to whom cumulative payments from Council district funds during the course of a fiscal year exceed \$5,000 shall be submitted to the City Council for approval via resolution. Additional payments over \$5,000 shall require additional approval by resolution. The requirement for City Council approval via resolution shall not apply to payments from Council district funds made to City agencies or the School Board, or to payments made to a member of the City Council to reimburse the member for an expenditure which is an otherwise permissible use of Council district funds under these Guidelines.
- d. Only City purchasing, grant and contract documents may be used for purchases and grants with district or operating funds.
- e. For the purpose of ensuring that Council District Funds are not depleted before a newly-elected Council member takes office, during any calendar year in which an election is scheduled for a Council member's seat, that Council member may not obligate or expend more than 50 percent of the Council District Funds assigned to that Council member for the fiscal year commencing on July 1 of that calendar year prior to January 1 of the following calendar year. The Council Chief of Staff shall establish an appropriate procedure for ensuring compliance with this guideline.

A. Grants

A monetary grant to a civic, cultural, charitable, community, public school organization or association may be made, provided that the City is authorized to make a grant to such an organization or association by the City Charter or the Code of Virginia (e.g., City Charter § 2.02(f) or (g) or Va. Code § 15.2-953). The organization or association must either be located within the city limits or provide services to City of Richmond residents. Grants shall not be authorized for religious or political purposes. Organizations receiving grants must acknowledge that any organization receiving funding from the City may be subject to an audit review per Ordinance No. 2007-80-116. Council members shall not authorize grants to any organization within a 90 day period prior to City Council Elections.

B. Meetings and Events

Meetings or events prepared or conducted by a Council member in the representation of the Council member’s district. Includes cost of any expenses incurred for providing refreshments for constituents in meetings and events open to the public.

C. Constituent Outreach

Communications with constituents to promote civic involvement and public awareness of City operations, services, programs, policies, and matters pending before the City Council and to elicit input from constituents regarding such matters.

D. Printed and Electronic Materials - Communications and Distribution

Includes the mailing, publication or distribution, whether by electronic means or otherwise, of newsletters, posters, door hangers, signs, advertisements, notices, trinkets or similar items containing an individual Council member’s name, picture, photograph or likeness. Distribution of this communication is subject to the provisions of section 2-34 of the Code of the City of Richmond (2015), as amended, which prohibits issuance of such communication within 90 days of an election. An exception to this guideline will be permitted in the occurrence of any catastrophic event as determined and approved by the Council President (or Council Vice President in President’s absence) and subsequently reported to Council as expeditiously as possible.

E. Specialized Software and Equipment

Includes specialized software, specialized computer equipment or additional equipment to support a Council member’s effective representation of his/her district beyond what is consistently made available for individual Council members.

F. Advertisements

Any placement of a message in any newspaper, magazine or on any broadcast system or electronic medium promoting a Council member sponsored event primarily for district participation.

G. Membership Dues

Any membership in a governmental association or organization outside of those budgeted elsewhere. Membership dues budgeted elsewhere shall include the National League of Cities,

Virginia Municipal League, Virginia First Cities, International City Managers Association, Sister Cities Commission.

H. Local Mileage

Mileage that is incurred by a Council member or his/her liaison that is attributable to district work, excluding mileage for attendance at regular council meetings.

II. Council Operations Funds

Funds to support costs generally associated with office operations on behalf of the legislative body. The Chief of Staff or designee thereof is granted authority to use discretion in providing oversight and signoff on expenditures of these funds, including, but not limited to those listed below.

The following general guidelines are applicable to all categories of Council Operations expenditures:

- a. All persons and entities receiving payment must complete the W-9 and vendor payment form.
- b. Recurring purchases from the same vendor are subject to the City’s competitive procurement requirements.
- c. Only City purchasing, grant and contract documents may be used for purchases and grants with district or operating funds.

A. Office Supplies, Services and Equipment

Routine duplicating, copier costs, and paper; routine computer equipment, repair and maintenance; supplies for awards and presentations at City Council meetings.

B. Council-Sanctioned Activities

Includes, but is not limited to the following activities: lobbyist contract, public broadcasting contract, studies.

C. Travel Associated with Specific Organizations

Includes travel related to a Council member’s participation in the National Convention and/or the Congressional Cities Conference of the National League of Cities, the annual convention of the Virginia Municipal League or annual meeting of Virginia First Cities, or the United States Conference of Mayors. All Council member travel authorizations must be approved by the Council President, Council Vice President, or Finance Committee Chair in advance.

D. Publication Subscriptions

Includes any publication as part of a membership in an organization; a publication specific to government, land use, finance, economics, public safety, parks and recreation services, or other area of municipal governance; and any local publication containing information of general interest to the community.

E. Educational Seminars/Conferences/Training

Attendance of Council members in educational seminars, conferences, and/or training that specifically improves or enhances skills or helps to better inform them of issues impacting City operations, services, and programs.

F. Council Gifts for Visiting Dignitaries and Guests of the City and City Council

Council President and Vice President may approve gift(s) purchased on behalf of City Council for certain official visitors and dignitaries to the City. Such expenditures must be within current budget appropriation and will be administered in accordance with Council's public information guidelines. The maximum purchase is not to exceed \$500 per incident.

G. Liaison Costs

The following individual liaison costs may be included when approved by the respective Council member and when adequate funds are available:

1. Liaison training
2. Liaison educational seminars, conferences, and conventions
3. Liaison professional membership dues

III. Unauthorized Expenditure of Public Funds

Certain expenditures are considered unauthorized and will not be paid for with City funds. They include, but are not limited to:

1. Campaign-related expenses,
2. Political or religious contributions or events,
3. Personal portions of any travel,
4. Personal automobile expenses, i.e., traffic citations, insurance, repairs,
5. Personal losses incurred while on City business, and
6. Training or other educational endeavor undertaken by the Council member or his/her staff to ensure compliance with campaign financing laws; or other laws, rules or regulations associated with the Council member's activities as a political candidate.



Richmond City Council

The Voice of the People

Richmond, Virginia

Office of the Council Chief of Staff

Council Ordinance/Resolution Request

TO Allen L. Jackson, Richmond City Attorney

THROUGH Meghan Brown, Interim Council Chief of Staff *MKB*

FROM Joyce L. Davis, Council Policy Analyst *JLD*
Office of the Council Chief of Staff

COPY Andreas Addison, 1st District Council member
Michael Jones, 9th District Council member
Haskell Brown, Deputy City Attorney

DATE May 10, 2019

PAGE/s 1 of 2

TITLE: Amend Res. No. 2018-R066 –Establish Guidelines to Use Council District Funds For First Six Months of Fiscal Year During an Election Year

This is a request for the drafting of an **Ordinance** **Resolution**

REQUESTING COUNCILMEMBER/PATRON

Council member Addison and Council member Jones

SUGGESTED STANDING COMMITTEE

Governmental Operations

ORDINANCE/RESOLUTION SUMMARY

Resolution to establish that during an election year, only half of each Councilmember's district funds will be available to spend during the first 6 months of the fiscal year (July 1- Dec 31).

BACKGROUND

The patrons requests that a section to the general guidelines be created regarding Council District Funds to establish that during an election year, only half of each Councilmember's district funds will be available to spend during the first 6 months of the fiscal year (July 1- Dec 31).

The City's annual budget may make available for the upcoming fiscal year, Council District funds designated for each member's use to support individual district operations for each Council member. The district amount is established by Council

annually, and funds unexpended at the end of the fiscal year lapse in accordance with the City's generally accepted accounting rules and procedures and City Charter requirements. Each Council member has some discretion in deciding how best to represent and support his/her constituency in terms of allocating funds to the different categories.

As these funds are allocated by fiscal year, this proposed change will restrict the use of half the funds during the first half of the fiscal year. This will allow the succeeding Council member to have Council District funds available for the remaining six months of the fiscal year and during the first six months (Jan 1– June 30) of their term, when installed in January following the election cycle in November.

In accordance with Res. No. 2018-R066 (as amended), the General Guidelines, state, "The Council Chief of Staff is responsible for instituting processes to track the use of these funds, by district, and providing monthly expenditure status reports to each Council member of spending in his/her respective district. Council staff will continue to implement safeguards to ensure compliance of this proposed change to guidelines.

FISCAL IMPACT STATEMENT

Fiscal Impact	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Budget Amendment Required	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Estimated Cost or Revenue Impact		

Attachment/s Yes No

Richmond City Council Ordinance, Resolution Request Form, updated 1.10.2019/MS