

INTRODUCED: November 14, 2022

AN ORDINANCE No. 2022-329

To amend Ord. No. 2022-057, adopted May 9, 2022, which accepted a program of proposed Capital Improvement Projects for Fiscal Year 2022-2023 and the four fiscal years thereafter, adopted a Capital Budget for Fiscal Year 2022-2023, and determined a means of financing the same, by transferring \$52,000.00 from the Percent for Arts project; and to amend Ord. No. 2022-055, adopted May 9, 2022, which adopted the Fiscal Year 2022-2023 General Fund Budget and made appropriations thereto, by (i) creating a new line item in the Non-Departmental agency entitled “RRHA for Hillside Court Playground,” (ii) increasing estimated revenues by \$52,000.00, and (iii) appropriating \$52,000.00 to the new RRHA for Hillside Court Playground in the Non-Departmental agency, all for the purpose of providing funds for improvements to the Hillside Court community playground located at 1500 Harwood Street in the city of Richmond.

Patrons – Mayor Stoney and Ms. Robertson

Approved as to form and legality
by the City Attorney

PUBLIC HEARING: DEC 12 2022 AT 6 P.M.

THE CITY OF RICHMOND HEREBY ORDAINS:

§ 1. That Ordinance No. 2022-057, adopted May 9, 2022, which accepted a program of proposed Capital Improvement Projects for the fiscal year commencing July 1, 2022, and ending June 30, 2023, and the four fiscal years thereafter, adopted a Capital Budget for the fiscal year commencing July 1, 2022, and ending June 30, 2023, and determined a means of financing the same, be and is hereby amended by transferring funds in the amount of \$52,000.00 from the

AYES: 9 NOES: 0 ABSTAIN: _____

ADOPTED: DEC 12 2022 REJECTED: _____ STRICKEN: _____

Percent for Art project in the Capital Investment Opportunities category for the purpose of providing funds for improvements to the Hillside Court community playground located at 1500 Harwood Street in the city of Richmond.

§ 2. That Ordinance No. 2022-055, adopted May 9, 2022, which adopted a General Fund Budget for the fiscal year commencing July 1, 2022, and ending June 30, 2023, be and is hereby amended by:

(a) Creating a new line item in the Non-Departmental agency entitled “RRHA for Hillside Court Playground”;

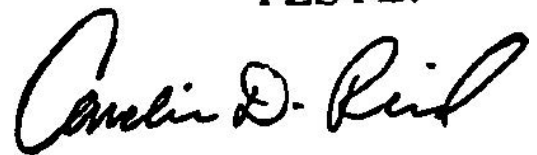
(b) Increasing estimated revenues by \$52,000.00 from the transfer of funds pursuant to section 1 of this ordinance; and

(c) Appropriating those transferred funds in the amount of \$52,000.00 to the new “RRHA for Hillside Court Playground” line item in the Non-Departmental agency created by subsection (a) of section 2 of this ordinance,

all for the purpose of providing funds for improvements to the Hillside Court community playground located at 1500 Harwood Street in the city of Richmond.

§ 3. This ordinance shall be in force and effect upon adoption.

**A TRUE COPY:
TESTE:**

A handwritten signature in black ink, appearing to read "Carole D. Reed". The signature is written in a cursive style with a large initial 'C'.

City Clerk



City of Richmond

Item Request

900 East Broad Street
2nd Floor of City Hall
Richmond, VA 23219
www.rva.gov

O & R Request

DATE: 1 November 2022

EDITION: 2

TO: The Honorable Members of City Council

THROUGH: The Honorable Levar M. Stoney, Mayor

THROUGH: J.E. Lincoln Saunders, Chief Administrative Officer

THROUGH: Sabrina Joy-Hogg, Deputy Chief Administrative Officer for
Finance and Administration

THROUGH: Sheila D. White, Director, Department of Finance

THROUGH: Jason P. May, Director, Department of Budget and Strategic Planning

THROUGH: Sharon L. Ebert, Deputy Chief Administrative Officer for
Economic Development and Planning

FROM: Kevin J. Vonck, Director, Department of Planning and Development Review

RE: Public Art Commission funds transfer per § 12-14 City Code

ORD. OR RES. No. #####

PURPOSE: This O&R request is for two ordinances: (1) to transfer \$52,000 from the Percent for Arts project in the FY23 capital budget to the general fund and to appropriate that amount to a new Non-Departmental line item titled "Richmond Redevelopment and Housing Authority (Hillside Court Public Art)" for the purpose of funding a grant to the Richmond Redevelopment and Housing Authority (RRHA) for the installation of art improvements at the Hillside Court public housing complex, and (2) to authorize the Chief Administrative Officer to execute, for and on behalf of the City of Richmond, a contract to effect and for the administration of such grant.

REASON: The Public Art Commission (PAC) selected, and City Planning Commission approved, an artist for an installation as part of the *playground+* project at the Hillside Court Apartment complex. Since the work will be installed on property owned by the RRHA, not the City, the PAC is requesting to grant the funds for the project to RRHA in the amount of fifty-two thousand dollars (\$52,000.00). RRHA will then contract with the artist and architect for the installation of the work and will own the work thereafter. This option was preferred over (i) City

contracting for and owning the work and (ii) accompanying establishment of a City easement for the work on RRHA property.

RECOMMENDATION: Approve as submitted.

BACKGROUND: Councilmember Ellen Robertson approached the PAC requesting a public art installation be created for the Hillside Court Apartments as part of a larger playground renovation that was in underway. Although the PAC cannot typically apply its funding to non-Capital Improvement projects, its FY22 budget included a \$306,396 cash contribution that the Department of Budget & Strategic Planning (DBSP) explained as follows: “Several years ago, City Council added funding to Percent for the Arts and the funding was not appropriated; this caused the funding to move to a fund balance account for Percent for the Arts. To clean up our CAFR, DBSP moved the funding from the fund balance and into the project for this year.” DBSP confirmed that this unique source of funding can be used by the PAC to pursue a few non-CIP commissions. On Monday, 7 March 2022, the Planning Commission approved a § 17.05 City Charter location, character, and extent (LCE) review for the project.

FISCAL IMPACT / COST: The Department of Planning and Development Review will incur a cost of \$52,000, the source of which is a portion of the PAC’s appropriated funds. The Department does not anticipate any impact to the City’s future fiscal years.

FISCAL IMPLICATIONS: Staff time for administration of grant contract, to include work with the RRHA to complete an artist’s contract in accordance with the conditions of approval per the PAC and the City Planning Commission.

BUDGET AMENDMENT NECESSARY: Yes, through this ordinance.

REVENUE TO CITY: \$0

DESIRED EFFECTIVE DATE: Upon adoption

REQUESTED INTRODUCTION DATE: Monday, 14 November 2022 or sooner if a special meeting is called.

CITY COUNCIL PUBLIC HEARING DATE: Monday, 14 November 2022

REQUESTED AGENDA: Consent

RECOMMENDED COUNCIL COMMITTEE:

For Budget Amendment: No committee referral pursuant to Rule VI(B)(4);

For Grant Contract: Land Use, Housing, and Transportation

CONSIDERATION BY OTHER GOVERNMENTAL ENTITIES:

For Budget Amendment: City Planning Commission;

For Grant Contract: None.

AFFECTED AGENCIES: Department of Planning and Development Review
Department of Budget and Strategic Planning
Office of Chief Administrative Officer
Law Department (for preparation of grant contract)

RELATIONSHIP TO EXISTING ORD. OR RES.: None.

REQUIRED CHANGES TO WORK PROGRAM(S): None.

ATTACHMENTS:

1. Staff Report to PAC and Proposed Artwork
2. PAC Report to CPC

STAFF: Kevin J. Vonck, Director, Department of Planning and Development Review
kevin.vonck@rva.gov, 804-646-3741