

INTRODUCED: February 11, 2019

AN ORDINANCE No. 2019-026

To authorize the Chief Administrative Officer to accept grant funds in the amount of \$24,129.00 from the Virginia Department of Fire Programs, and to appropriate the funds received to the Fiscal Year 2018-2019 Special Fund Budget by increasing estimated revenues and the amount appropriated to the Department of Fire and Emergency Services' State Fire Programs Special Fund by \$24,129.00 for the purpose of funding new and additional equipment for all emergencies and specialized training for Department of Fire and Emergency Services' fire suppression personnel.

Patron – Mayor Stoney

Approved as to form and legality
by the City Attorney

PUBLIC HEARING: FEB 25 2019 AT 6 P.M.

THE CITY OF RICHMOND HEREBY ORDAINS:

§ 1. That the Chief Administrative Officer, for and on behalf of the City of Richmond, is hereby authorized to accept funds in the amount of \$24,129.00 from the Virginia Department of Fire Programs for the purpose of funding new and additional equipment for all emergencies and specialized training for Department of Fire and Emergency Services' fire suppression personnel.

§ 2. That the funds received are hereby appropriated to the Special Fund Budget for the fiscal year commencing July 1, 2018, and ending June 30, 2019, by increasing estimated revenues

AYES: 8 NOES: 0 ABSTAIN: _____

ADOPTED: FEB 25 2019 REJECTED: _____ STRICKEN: _____

by \$24,129.00, increasing the amount appropriated for expenditures by \$24,129.00, and allotting to the Department of Fire and Emergency Services' State Fire Programs Special Fund the sum of \$24,129.00 for the purpose of funding new and additional equipment for all emergencies and specialized training for Department of Fire and Emergency Services' fire suppression personnel.

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



CITY OF RICHMOND
INTRACITY CORRESPONDENCE

O & R REQUEST

4-8514
JAN 17 2019

Office of the
Chief Administrative Officer

O&R REQUEST

DATE: January 14, 2019

EDITION: 1

TO: The Honorable Members of City Council

THROUGH: The Honorable Levar M. Stoney, Mayor

[Signature] 1/21/19

THROUGH: Selena Cuffee-Glenn, Chief Administrative Officer

THROUGH: Lenora Reid, Chief Deputy Administrative Officer of Finance

[Signature]

THROUGH: John Wack, Director of Finance

[Signature]

THROUGH: Jay Brown, Director of Budget and Strategic Planning

RECEIVED

FROM: Chief Melvin Carter, Fire Chief

[Signature]

JAN 31 2019

RE: Acceptance of Grant Funding

OFFICE OF CITY ATTORNEY

ORD. OR RES. No.

PURPOSE: To authorize the Chief Administrative Officer to accept \$24,129 from the Virginia Department of Fire Programs and appropriate \$24,129 to the Department of Fire and Emergency Services FY2019 Special Fund Budget.

REASON: The Virginia Department of Fire Programs has awarded a grant to the Richmond Department of Fire and Emergency Services through its Aid to Localities program that exceeds the amount that was appropriated for the Aid to Localities program as part of the Ordinance adopting the FY 2019 Special Budget, Ordinance number 2018-058 by \$24,129.

RECOMMENDATION: The City Administration recommends adoption of this Ordinance.

BACKGROUND: The City receives Aid to Locality program funding from the Virginia Department of Fire Programs for fire suppression related activities annually. As a part of the FY 2019 Special Fund Budget Ordinance adopting the Special Fund Budget, the Aid to Locality program was appropriated \$682,716. However, the actual amount of the Aid to Locality award was \$706,845 which exceeded the already appropriated by \$24,129. As a result, authorization to accept and appropriate the additional \$24,129 over the already appropriated amount is required.

FISCAL IMPACT / COST: The total amount of this award is \$24,129 with no matching funds requirement.

FISCAL IMPLICATIONS: Acceptance of this award will allow the City of Richmond's Department of Fire and Emergency Services to further its goal of supporting local fire suppression services.

BUDGET AMENDMENT NECESSARY: Yes to amend Special Fund Ordinance #2018-058

REVENUE TO CITY: The City of Richmond will receive a total of \$24,129 in grant funding from the Virginia Department of Fire Programs to be appropriated to the FY2019 Special Fund Budget.

DESIRED EFFECTIVE DATE: Upon adoption

REQUESTED INTRODUCTION DATE: February 11, 2019

CITY COUNCIL PUBLIC HEARING DATE: February 25, 2019

REQUESTED AGENDA: Consent Agenda

RECOMMENDED COUNCIL COMMITTEE: Public Safety

CONSIDERATION BY OTHER GOVERNMENTAL ENTITIES: N/A

AFFECTED AGENCIES: The Department of Finance, the Department of Budget and Strategic Planning and the City of Richmond Department of Fire and Emergency Services

RELATIONSHIP TO EXISTING ORD. OR RES.: Adopted Special Fund Ordinance #2018-058

REQUIRED CHANGES TO WORK PROGRAM(S): None

ATTACHMENTS: Grant Award Letter

STAFF: Fire Chief Melvin Carter, 804-646-5451



Commonwealth of Virginia
Department of Fire Programs

FY-20 19 FIRE PROGRAMS FUND DISBURSEMENT AGREEMENT

Statutory Authority: §38.2-401 of the Code of Virginia

This Agreement, made effective as of the 1st day of July, _____, by the DEPARTMENT OF FIRE PROGRAMS (the "Agency") and the LOCALITY noted below (the "Receiving Locality"), governs the distribution and use of the Receiving Locality's annual entitlement from the Fire Programs Fund ("the Fund"), as provided for in §38.2-401 of the Code of Virginia as amended (the "Statute").

WHEREAS, the Statute in effect as of the date first written above is incorporated herein by reference; and

WHEREAS, the Receiving Locality is thereunder required to execute a "Fire Programs Fund Disbursement Agreement" and forward same to the Agency as a condition of receiving any allocation or disbursement from the Fund;

NOW, THEREFORE, in consideration of the foregoing and of the mutual covenants herein set forth, the parties hereto agree as follows:

- 1. Representations of the Agency.** The Agency represents that the Agency is duly organized and the Executive Director duly appointed by the Governor and confirmed by the General Assembly as provided for by the *Code of Virginia*, and that the Executive Director or his designee is duly authorized to enter into this agreement.
- 2. Representations of the Receiving Locality.** The Receiving Locality represents that (a) its authorized representative whose signature appears below has read and understands the referenced sections of the Statute and any Policies & Definitions adopted thereunder, (b) it agrees to comply with all applicable provisions of the Statute and any Policies & Definitions adopted thereunder, including the use of such funds and all reporting and audit requirements and (c) it is duly authorized to execute this Agreement and to perform its obligations hereunder and has taken all necessary action to authorize such execution and performance.
- 3. Availability of Funds.** It is understood and agreed by the parties hereto that the AGENCY shall be bound hereunder only to the extent of the funds available or which may hereafter become available for the purposes of this Agreement. The Recipient shall deposit funds in an interest-bearing account or normal risk and with a demand restriction, if any, not exceeding 30 calendar days until they are needed. The Recipient must be able to account for both the principal and the interest amounts.

4. **Merger; Severability; Governing Law.** This writing constitutes the entire Agreement between the parties, supersedes any existing agreement or understanding, oral or written, relative to the matters contained herein, and may be modified only in a writing executed by all parties hereto.

If any provision of this Agreement is determined to be invalid by a court of competent jurisdiction, it shall not render the remaining portions of this Agreement void or unenforceable. This Agreement shall in respects be governed by the laws of the Commonwealth of Virginia.

5. **Counterparts.** This Agreement may be executed in several counterparts, each of which shall be an original and all of which together shall constitute but one and the same instrument.

IN WITNESS WHEREOF, the parties hereto have by their duly authorized representatives executed this Agreement effective as of the date first written above, intending to be bound thereby.

Commonwealth of Virginia
Department of Fire Programs

BY:



RECEIVING LOCALITY: Richmond, Virginia
Name of Locality

BY:



Signature

10/25/10
Date

Selena Cuffee-Glenn

Name

Chief Administrative Officer

Title

(Non-P.O.)

Office Address: City of Richmond, Municipal Government
600 East Broad Street
Richmond, Virginia 23219

Mailing Address: City of Richmond, Municipal Government
600 East Broad Street
Richmond, Virginia 23219

E-mail Address: Selena.Cuffee-Glenn Telephone Number: 804-646-7978

Annual Report on Aid to Localities from the Fire Programs Fund

Code of Virginia § 38.2-401:B(6) "In order to remain eligible for such funds, each receiving locality shall report annually to the Department (of Fire Programs) on the use of the funds allocated to it for the previous year and shall provide a completed Fire Programs Fund Disbursement Agreement form " for the upcoming fiscal period.

A1 Enter the exact legal title of the locality being reported upon - check one and complete entry/ County of Richmond, Virginia
 Incorporated Town of _____

A2 Enter Employer Identification Number (EIN) for [A1] above
 5 4 6 0 0 1 5 5 6

A3 If an incorporated town, enter County in which located - otherwise - check n/a Not Applicable

B1	Enter fiscal period being reported upon Commonwealth fiscal periods commence on July 1 st of the prior calendar year and end on June 30 th of that same numbered calendar year.		FY - 2018
B2	Enter the total balance remaining, if any, from Add to Localities from the Fire Programs Fund received in fiscal periods PRIOR to that identified in [B1] above Enter any interest earned on prior FY balance (not required)	<input type="checkbox"/> None \$ 2,683,193.00	
B3	Enter total amount received FOR the fiscal Period Identified in [B1]	\$ 682,716.00	
B4	Add lines [B2] and [B3] and enter total Amount to be accounted for in this report	\$ 3,365,909.00	

Code of Virginia § 38.2-401:B(2) "Funds allocated to the counties, cities and towns ... shall not be used directly or indirectly to supplement or replace any other funds appropriated by the counties, cities and towns for fire service operations."

Code of Virginia § 38.2-401:B(3) "Such funds shall be used solely for the purposes of training volunteer or career firefighting personnel in each of the receiving localities; handling fire prevention and public safety education programs; constructing, improving and expanding regional or local fire service training facilities; purchasing emergency medical care and equipment for fire personnel; payment of personnel costs related to fire and medical training for fire personnel; or for purchasing personal protective equipment, vehicles, equipment and supplies for use in the receiving locality specifically for fire service purposes."

NOTE →

Enter by category the total amount disbursed during the fiscal period identified above in [B1]. Enter ONLY those amounts paid from that received as Aid to Localities from the Fire Programs Fund. Report ONLY disbursements for fire service purposes which did NOT otherwise supplant or replace locally appropriated funds. (Enter "None" wherever appropriate.)

C1	Expenditures for ... the training of firefighting personnel NOT reported in [C6]	\$	471,018.96	
C2	... public (Fire) safety education programs	\$	-	
C3	... LOCAL Fire Service training facilities as such principally or solely serves the locality identified in [A1] above	\$	11,740.00	
C4	... Any/ALL other Fire Service training facilities including those that are Regional/multi-jurisdictional	\$	-	
C5	... emergency medical care & equipment for Fire Personnel	\$	-	
C6	... personnel costs related to fire and medical training for Fire Personnel NOT reported in [C1]	\$	-	
C7	... Personal (Fire) Protective Equipment	\$	696,805.03	
C8	... (Fire) Vehicles including Apparatus	\$	1,616.77	
C9	... Fire Fighting Equipment and Supplies	\$	1,247,079.98	
C10	ADD Items [C7] through [C9] Enter TOTAL	\$		2,428,280.74

D1	SUBTRACT [C10] from [B4] and Enter the difference	\$		937,648.26
	Should either be ZERO or a POSITIVE figure representing the amount being carried forward into the succeeding fiscal period and thereafter to be accounted for.			
D2	Future Spending Plan for remaining balance: Below provide a detail explanation of how the carry forward balance shown in this section will be spent. Explanation should include itemlines, amounts and category in which funds will be spent. Spending plan can be updated annually to reflect agency needs.	\$		937,648.26

E1	Has ANY part of the amounts listed above in [C1] through [C9] inclusive been used to "supplant or replace" local funding; the foregoing including that for either or both Operators & Capital Improvements?	<input checked="" type="checkbox"/>	Yes No
E2	Has ANY part of the amounts listed above in [C1] through [C9] inclusive been used for OTHER than solely "fire service purposes"?	<input checked="" type="checkbox"/>	Yes No

F1	Identify a Principal Point of Contact as the party who should be contacted about: <ul style="list-style-type: none"> • Questions concerning this report • To make arrangements to audit records, - or - • Other similar needs 	Last Name, First, MI, Title Walker, Anna, M. Street Address including Zip Code 201 East Franklin Street, Richmond, Virginia 23219-2211 Telephone Number 804-646-5432 FAX Number E-Mail Address Anna.Walker@richmondgov.com
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G1	Certification – to be completed by: <ul style="list-style-type: none"> • County Administrator /OR/ Deputy, City Manager /OR/ Deputy, Town Mayor / Town Manager, or ... • Other duly authorized official whereby the report is accompanied by a copy of an "Ordinance" or other such instrument clearly granting that party such authority. This report is entered on behalf of the Jurisdiction identified above [A1] with the knowledge and belief that all representations herein made are true and correct.
Signature: <i>Anna Walker</i> Typed / Printed Name: <u>Selena W. Fleckman</u> Title: <u>CAD</u> Date: <u>12/25/18</u>	

(All applications must be notarized to be considered – Incomplete forms shall be returned.)

State of Virginia
Notary Public
Commonwealth of Virginia
7784505
MY COMMISSION EXPIRES DEC 31, 2022

On this 25th day of October (month) in 2018 (year), before me, the undersigned a Notary Public for the Commonwealth of Virginia, personally appeared _____ to me known (or to me proved) to be the identical person named herein and having in my presence executed the above, and acknowledged that he executed same as his voluntary act and deed.

My Commission expires: _____

Date: 12/31/22
Notary Public: *Anna Walker* (Seal)

THE UNIVERSITY OF CHICAGO

PHYSICS DEPARTMENT

CHICAGO, ILLINOIS