

INTRODUCED: March 12, 2018

AN ORDINANCE No. 2018-100

As Amended

To amend City Code § 12-16, concerning the provisions of monthly financial synopses to the Council, and City Code § 12-32, concerning the disposition of funds from sale of real estate and certain insurance proceeds, for the purpose of revising the basis for calculating receipts to be credited to a special reserve assigned to support public schools in the city and requiring that monthly financial synopses provided to the City Council include activities with regard both to such special reserve and to another special reserve assigned to support the educational curriculum and programming of public schools in the city.

Patrons – Mr. Agelasto and Ms. Larson

Approved as to form and legality
by the City Attorney

PUBLIC HEARING: MAR 26 2018 AT 6 P.M.

THE CITY OF RICHMOND HEREBY ORDAINS:

§ 1. That sections 12-16 and 12-32 of the Code of the City of Richmond (2015) be and are hereby **amended** and reordained as follows:

Sec. 12-16. Monthly financial synopses.

The Chief Administrative Officer shall submit to the Council Chief of Staff on the fifteenth day of each month a written brief synopsis for the immediately preceding month that contains the following information:

AYES: 9 NOES: 0 ABSTAIN: _____

ADOPTED: APR 9 2018 REJECTED: _____ STRICKEN: _____

(1) Both for each agency or non-departmental line item and for the City's entire General Fund, the revenues, expenditures, and encumbrances as of the last day of the month immediately preceding the submission of the report, both for that month and for the fiscal year to date.

(2) A comparison of revenues and expenditures to the same period in the preceding fiscal year.

(3) A comparison of revenues and expenditures to the City's adopted budget, as amended through the last day of the month immediately preceding the submission of the report.

(4) An accounts payable aging report.

(5) A report on delinquent tax accounts, provided that no information the disclosure to the public of which Code of Virginia, § 58.1-3 prohibits shall be included.

(6) Economic indicators for the City in graphic or tabular form including, but not necessarily limited to, the following:

a. The unemployment rate.

b. The dollar value of new single-family, multi-family, and commercial construction, to the extent such information is available to the City.

c. The number and dollar value of new business licenses.

d. The dollar value of retail sales tax revenues.

e. The dollar value of transient lodging tax revenues.

f. The dollar value of meals tax revenues.

g. The dollar value of residential sales, to the extent such information is available to the City.

h. The number of foreclosures, to the extent such information is available to the City.

(7) With regard to activity during the immediately preceding month related to the special ~~[reserves]~~ reserve established by Section ~~[12-32(b)]~~ 12-32(b)(1) , the following information:

~~a. [For the special reserve established by Section 12-32(b)(1):~~

~~1.] All receipts from meals taxes credited to the special reserve [and the source of each of such receipts] pursuant to Section 12-37 .~~

~~[2.] b. All appropriations made from the special reserve and the purpose of each such appropriation.~~

~~[3.] c. All expenditures made pursuant to such appropriations and the purpose of each such expenditure.~~

~~[4.] d. The unencumbered and unexpended balance of such appropriations.~~

~~[5.] e. The unappropriated balance in the special reserve.~~

~~[b. For the special reserve established by Section 12-32(b)(3):~~

~~1. All receipts credited to the special reserve and the source of each of such receipts.~~

~~2. All appropriations made from the special reserve and the purpose of each such appropriation.~~

~~3. All expenditures made pursuant to such appropriations and the purpose of each such expenditure.~~

~~4. The unencumbered and unexpended balance of such appropriations.~~

~~5. The unappropriated balance in the special reserve.]~~

The written synopsis shall be posted on the webpage of the Department of Finance no later than five business days following submission of the written synopsis to the Council Chief of Staff.

Sec. 12-32. Disposition of funds from sale of real estate and certain insurance proceeds.

(a) *Utility properties.* When payments are made to the City of money arising from the sales of real estate acquired with funds provided by the gas utility, water utility, wastewater utility, stormwater utility or electric utility or from insurance payments for insured structures used by the gas utility, water utility, wastewater utility, stormwater utility or electric utility totally or substantially destroyed by fire or other causes, the Director of Finance shall credit such receipts to the Gas Utility Renewal Fund, Water Utility Renewal Fund, Wastewater Utility Renewal Fund, Stormwater Utility Renewal Fund or Electric Utility Renewal Fund, as the case may be.

(b) *School properties.*

(1) When payments are made to the City of money arising from the sales of real estate owned by the City in accordance with Section 8-11 or transferred to the City in accordance with Code of Virginia, § 22.1-129, the Director of Finance shall credit such receipts, except for the withholding described in Subsection (b)(2) of this section, to a special reserve assigned to support public schools in the city. The City Council may appropriate funds from this reserve for the construction of new public school facilities or for the capital repair or renovation of existing active school properties.

(2) The Director of Finance shall withhold from the payments described in Subsection (b)(1) of this section the City's actual costs incurred for maintenance, upkeep and sale of the real estate from the time the City assumes control of the property until the property is sold. The City's costs incurred may include, but shall not be limited to, boarding windows and building safety, maintaining grass and landscaping, security, repairs related to roofing and other internal systems, operating and maintaining pipes and other utilities, [~~marketing expenses,~~] reproduction of building plans, [~~advertising,~~] closing costs, including attorney's fees, and appraisal services.

(3) When payments of real estate taxes from properties described in Subsection (b)(1) of this section are made to the City, the Director of Finance shall credit such receipts to a special reserve assigned to support the educational curriculum and programming of public schools in the city. The City Council may appropriate funds from this special reserve for the general operating budget of public schools as submitted by the School Board of the City of Richmond.

(c) *Parks, recreation and community facilities properties.* When payments are made to the City of money arising from the sales of real estate owned by the City and last used before such sale by the Department of Parks, Recreation and Community Facilities, the Director of Finance shall credit such receipts to a special reserve assigned to fund improvements, enhancements and upgrades to Department of Parks, Recreation and Community Facilities properties. The City Council may appropriate funds from this reserve to fund improvements, enhancements and upgrades to Department of Parks, Recreation and Community Facilities properties.

(d) *Other City properties.* When payments are made to the City of money arising from the sales of all other real estate or from insurance payments for all other insured structures totally or substantially destroyed by fire or other causes, the Director of Finance shall credit such receipts to the reserve fund for permanent public improvements.

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



Richmond City Council

The Voice of the People

Richmond, Virginia

Office of the Council Chief of Staff

Ordinance/Resolution Request

TO Allen Jackson, Richmond City Attorney
Richmond Office of the City Attorney

THROUGH Lou Brown Ali *LB*
Council Chief of Staff

FROM William E. Echelberger, Jr, Council Budget Analyst *WE*

COPY Parker C. Agelasto, 5th District Representative
Kristen N. Larson, 4th District Representative
Haskell Brown, Deputy City Attorney
Meghan K. Brown, Deputy Council Chief of Staff *MKB*
Amy E. Robins, 5th District Liaison
Bryce H. Lyle, 4th District Liaison

DATE March 2, 2018

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TITLE Funds from Sale of School Property

RECEIVED

MAR 02 2018

OFFICE OF CITY ATTORNEY

This is a request for the drafting of an Ordinance Resolution

REQUESTING COUNCILMEMBER/PATRON

Parker C. Agelasto, 5th District Representative and Kristen N. Larson, 4th District Representative

SUGGESTED STANDING COMMITTEE

Finance and Economic Development

ORDINANCE/RESOLUTION SUMMARY

The Patrons requests an ordinance to make the following changes to the Richmond City Code regarding funds from sale of school property:

1. Strike "marketing expenses" and "advertising" from the list of costs that may be withheld from such funds, as set out in § 12-32 (b) (2);
2. Require that the activity in the special fund established for school facilities in subsection § 12-32 (b) (1) is to be included in the monthly financial synopses required by § 42-16;
3. Require that the activity in the special fund established for school operating cost in subsection § 12-32 (b) (3) is to be included in the monthly financial synopses required by § 42-16;
4. Require that such synopses of the activity in the special funds established by subsections § 12-32 (b) (1) and (b)(3) include, but not be limited to, separate identification of the two funds, the monthly deposits into each fund, monthly uses of monies from each fund, and the cumulative balance for each fund; and
5. Require that such synopsis of the activity in the special fund established for school facilities be made available to the public through the city's website.

