

INTRODUCED: October 12, 2020

AN ORDINANCE No. 2020-222

To authorize the Chief Administrative Officer to accept funds in the total amount of \$60,000.00 from Church Schools in the Diocese of Virginia and known as St. Catherine’s School and to appropriate the amount of \$60,000.00 to the Fiscal Year 2020-2021 Capital Budget by increasing estimated revenues and the amount appropriated to the Department of Public Works’ Pedestrian Safety Improvements with HAWKs and RRFBs (Federal) project in the Transportation category by \$60,000.00 for the purpose of funding the installation of a pedestrian hybrid beacon at the intersection of Grove Avenue and Somerset Avenue in the city of Richmond in accordance with certain proffered conditions accepted by the City pursuant to Ord. No. 2016-268, adopted Nov. 14, 2016.

Patron – Mayor Stoney

Approved as to form and legality
by the City Attorney

PUBLIC HEARING: NOV 9 2020 AT 6 P.M.

THE CITY OF RICHMOND HEREBY ORDAINS:

§ 1. That the Chief Administrative Officer is hereby authorized to accept funds in the amount of \$60,000 from Church Schools in the Diocese of Virginia and known as St. Catherine’s School for the purpose of funding the installation of a pedestrian hybrid beacon at the intersection of Grove Avenue and Somerset Avenue in the city of Richmond in accordance with certain proffered conditions accepted by the City pursuant to Ordinance No. 2016-268, adopted November 14, 2016.

AYES: 8 NOES: 0 ABSTAIN: _____

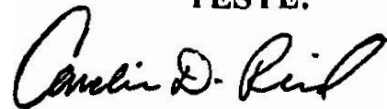
ADOPTED: NOV 9 2020 REJECTED: _____ STRICKEN: _____

§ 2. That the funds received are hereby appropriated to the Capital Budget for the fiscal year commencing July 1, 2020, and ending June 30, 2021, by increasing estimated revenues by \$60,000.00, increasing the amount appropriated for expenditures by \$60,000.00, and allotting to the Department of Public Works' Pedestrian Safety Improvements with HAWKs and RRFBs (Federal) project in the Transportation category the sum of \$60,000.00 for the purpose of funding the installation of a pedestrian hybrid beacon at the intersection of Grove Avenue and Somerset Avenue in the city of Richmond in accordance with certain proffered conditions accepted by the City pursuant to Ord. No. 2016-268, adopted November 14, 2016.

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

A TRUE COPY:

TESTE:

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

City Clerk



CITY OF RICHMOND

INTRACITY CORRESPONDENCE

O&R REQUEST

DATE: September 11, 2020 **EDITION:** 1

TO: The Honorable Members of City Council

THROUGH: The Honorable Levar M. Stoney; Mayor *J.M.S.*

THROUGH: Lenora Reid; Acting Chief Administrative Officer *lgr*

THROUGH: John Wack; Director of Finance *JW*

THROUGH: Jay Brown; Director of Budget & Strategic Planning *JAS*

THROUGH: Robert Steidel; Deputy Chief Administrative Officer *[Signature]*

THROUGH: Bobby Vincent Jr.; Director of Public Works *[Signature]*

THROUGH: M.S. Khara, P.E.; City Engineer *[Signature]*

FROM: Michael Sawyer, P.E.; City Transportation Engineer *MBS*

RE: TO AMEND THE FY 2021 ADOPTED CAPITAL IMPROVEMENT PROGRAM BUDGET AND TO AUTHORIZE THE CHIEF ADMINISTRATIVE OFFICER TO ACCEPT AND APPROPRIATE \$60,000 FROM ST. CATHERINE'S SCHOOL TO THE "PEDESTRIAN SAFETY IMPROVEMENTS WITH HAWKS AND RRFBS (FEDERAL)" FOR THE CONSTRUCTION OF A PEDESTRIAN HYBRID BEACON (HAWK) AT GROVE AVENUE AND SOMERSET AVENUE

ORD. OR RES. No. _____

PURPOSE: To amend Ord. No. 2020-051 adopted May 11, 2020, which adopted the Capital Improvement Plan for fiscal year 2020-2021 and to authorize the Chief Administrative Officer, for and on behalf of the City of Richmond, to accept funds in the total amount of \$60,000 from St. Catherine's School and appropriate the revenues to the Grove Avenue and Somerset Avenue Pedestrian Hybrid Beacon (HAWK) project and amend the FY2021-2025 Capital Improvement Program (CIP) Budget by appropriating \$60,000 to "Pedestrian Safety Improvements With HAWKS And RRFBs (Federal)" Award# 500939.

REASON: To accept and appropriate \$60,000 from St. Catherine's School for the installation of a Pedestrian Hybrid Beacon (HAWK) at the intersection of Grove Avenue and Somerset Avenue.

RECOMMENDATION: The Department of Public Works recommends approval of this ordinance.

BACKGROUND:

On September 7, 2016, the City of Richmond entered into a Proffered Conditions agreement with St. Catherine's School. Under the agreement, listed as number three and entitled "Grove Avenue Pedestrian Crossing Signal", the City of Richmond agrees to design and secure matching funds for the installation of a new pedestrian crossing signal (e.g. a high intensity actuated cross walk signal or similar accentuated high visibility cross walk as determined by the Director of Public Works or his/her designee) across Grove Avenue at its intersection with Somerset Avenue (west side of the intersection).

St. Catherine's School will in turn, pay the City of Richmond half of the City-estimated cost to design and install such pedestrian crossing signal, not to exceed sixty thousand dollars (\$60,000), considered the Pedestrian Signal Contribution.

Under the "Pedestrian Safety Improvements with HAWKs and RRFBs (FEDERAL)" project, \$150,000 GO Bond FY19 funding was allocated for Citywide Hawks and RRFBs. From these funds, \$60,000 matching funds were allocated for the installation of the Pedestrian Hybrid Beacon (HAWK) at the intersection of Grove Avenue and Somerset Avenue. The \$60,000 from St. Catherine's School will provide adequate funding to construct the project at this location for a total cost of \$120,000.

FISCAL IMPACT / COST: \$60,000 (50% cost) for CIP project expenses for matching funds budgeted in FY19 CIP.

FISCAL IMPLICATIONS: Not accepting these funds will result in the loss of potential revenue of \$60,000.

BUDGET AMENDMENT NECESSARY: Yes. Amend the Adopted FY2021-25 Capital Improvement Program (CIP) and appropriate \$60,000 to the "Pedestrian Safety Improvements with HAWKs and RRFBs (Federal)" project, Award# 500939, to construct a Pedestrian Hybrid Beacon (Hawk) located at the intersection of Grove Avenue and Somerset Avenue

REVENUE TO CITY: \$60,000. Under the St Catherine's "Proffered Conditions" agreement, school matches 50% of funding in the total amount of \$60,000

DESIRED EFFECTIVE DATE: Upon Adoption

REQUESTED INTRODUCTION DATE: October 12, 2020

CITY COUNCIL PUBLIC HEARING DATE: November 9, 2020

REQUESTED AGENDA: Consent Agenda

RECOMMENDED COUNCIL COMMITTEE: None

CONSIDERATION BY OTHER GOVERNMENTAL ENTITIES: Land Use, Housing and Transportation Standing Committee (LUHT) October 20, 2020

AFFECTED AGENCIES: Department of Public Works; Law Department; Planning and Development; Economic and Community Development; Department of Public Utilities; Finance Department; Budget and Strategic Planning; Copies also sent to: City Mayor (Levar M. Stoney); Acting Chief Administrative Officer (Lenora Reid); Deputy Chief Administrative Officer of Operation (Robert Steidel); and City Attorney (2).

RELATIONSHIP TO EXISTING ORD. OR RES.: None

REQUIRED CHANGES TO WORK PROGRAM(S): None.

ATTACHMENTS: Proffered Conditions Agreement

STAFF: Michael B. Sawyer, City Transportation Engineer, (646-3435)
Sandra D. Christian, Management Analyst, (646-3777)

PROFFERED CONDITIONS

The property owners/applicants in this rezoning case, pursuant to Section 15.2-2298 of the Code of Virginia (1950 as amended) and the Zoning Ordinance of the City of Richmond (the "City"), for themselves and their successors or assigns, proffer that the property under consideration (the "Property") will be developed according to the following proffers if, and only if, the rezoning request submitted herewith is granted with only those conditions agreed to by the applicants, or its agent. In the event this request is denied or approved with conditions not agreed to by the applicants or its agent, the proffers shall immediately be null and void and of no further force or effect.

1. Building Height. New buildings constructed on the Property shall not have a height greater than three hundred thirty six (336) feet above sea level.
2. Maple Avenue and Grove Avenue Traffic Control Signal. Within ten (10) business days after the Director of Public Works, or his/her designee, sends written notice to the owner of the parcel of land identified on the City's tax map as Tax Map Number W0210381008 that the City has completed design work and secured matching funds for the installation of a new traffic control signal at the intersection of Maple Avenue and Grove Avenue (the "Traffic Signal"), such property owner shall pay to the City half of the City-estimated cost to design and install such traffic control signal, not to exceed One Hundred Fifty Thousand and No/100 Dollars (\$150,000.00) (the "Traffic Signal Contribution"). In the event that installation of the Traffic Signal does not commence within five (5) years after the date of the aforesaid notice, then the Traffic Signal Contribution shall be returned to the aforesaid property owner by the City. Copies of the written bids or invoices for the design and installation of the Traffic Signal shall be provided by the City to the owner of the aforementioned parcel within ninety (90) days after completion of the Traffic Signal, together with any reimbursement if the amount of the Traffic Signal Contribution exceeds half of the actual cost to design and install such traffic control signal.
3. Grove Avenue Pedestrian Crossing Signal. Within ten (10) business days after the Director of Public Works, or his/her designee, sends written notice to the owner of the parcel of land identified on the City's tax map as Tax Map Number W0210381007 that the City has completed design work and secured matching funds for the installation of a new pedestrian crossing signal (e.g. a high intensity actuated cross walk signal or similar accentuated high visibility cross walk as determined by the Director of Public Works or his/her designee) across Grove Avenue at its intersection with Somerset Avenue (west side of the intersection) (the "Pedestrian Signal"), such property owner shall pay to the City half of the City-estimated cost to design and install such pedestrian crossing signal, not to exceed Sixty Thousand and No/100 Dollars (\$60,000.00) (the "Pedestrian Signal Contribution"). In the event that installation of the Pedestrian Signal does not commence within five (5) years after the date of the aforesaid notice, then the Pedestrian Signal Contribution shall be returned to the aforesaid property owner by the City. Copies of the written bids or invoices for the design and installation of the Pedestrian Signal shall be provided by the City to the owner of the aforementioned parcel within ninety (90) days

after completion of the Pedestrian Signal, together with any reimbursement if the amount of the Pedestrian Signal Contribution exceeds half of the actual cost to design and install such traffic control signal.

4. Restricted Parking Area Entrance onto St. Catherine's Lane. The parking area located immediately south of the athletic field shall only have one entrance on to St. Catherine's Lane. This entrance shall be gated and its use restricted to (i) only buses and emergency vehicles, and (ii) on campus special events (such as athletic games, performances or events in the school auditoriums, and schoolwide events such as "Daisy Days" and graduation) during which all types of vehicles may use the entrance. This restriction shall not apply to the entrance on to St. Catherine's Lane for the parking area serving the building located at the intersection of St. Catherine's Lane and Three Chopt Road and shall not apply to any entrance on to St. Catherine's Lane north of the athletic field.
5. Parking Lot Lighting Height. Parking lot lighting standards within the parking area located immediately adjacent to the south and east sides of the athletic field shall not exceed twenty (20) feet in height as measured from the grade of the lighting standard.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK.]

[SIGNATURE PAGE TO FOLLOW.]

CHURCH SCHOOLS IN THE DIOCESE OF
VIRGINIA, a Virginia corporation, d/b/a St.
Catherine's School

By: Peter Pastore
Peter Pastore, Chief Financial Officer
Dated: Sept 7, 2016

ST. CATHERINE'S SCHOOL FOUNDATION,
a Virginia corporation

By: Peter Pastore
Peter Pastore, Treasurer
Dated: Sept 7, 2016

7799981-5 040987 00001