

**Work Session Agenda
Staunton City Council
Caucus Room
September 27, 2018
5:45 p.m.**

Invocation/Moment of Silence—Oakes

- | | | |
|------------------|-------------------|---|
| 5:45 p.m. | 1. | Consideration of Work Session and Regular Meeting Agendas |
| 5:50 p.m. | 2. & B | Discussion of Resolution Declaring End of Local Emergency |
| 5:55 p.m. | 3. | Presentation Concerning Gypsy Hill Park |
| 6:15 p.m. | 4. | Economic Development Update |
| 6:35 p.m. | | Break |
| 6:45 p.m. | 5. | Closed Meeting for Consultation with Legal Counsel for Necessary Legal-Related Advice and Discussion Pertaining to (a) the Possible Filing of an Amicus Curiae Brief; (b) Specific Land Use and Zoning Matters; and (c) Federal Law Compliance and Legal Risk Management |
| 7:15 p.m. | | Break |

**Regular Meeting Agenda
Staunton City Council
Council Chambers
September 27, 2018
7:30 p.m.**

Call to Order

Pledge of Allegiance

Mayor's Report

Additional Items by Members of Council

Approval of Minutes

Work Session and Regular Meeting of September 13, 2018

REGULAR MEETING

A. Fire and Rescue Department Promotion

B. Consideration of Resolution Declaring End of Local Emergency

Matters from the City Manager

Matters from the Public

Adjournment

CITY COUNCIL



AGENDA BRIEFING

Staunton, VA

Meeting Date:	September 27, 2018	City Council
Item #	1	
Ordinance #		
Department:	City Council	
Council Vision:	Responsive, Efficient Government	
Subject:	Work Session and Regular Meeting Agendas	

Background: Consistent with Procedural Memorandum No. 3, attached are draft meeting agendas for City Council's consideration and for approval as Council prefers.

Suggested Motion: I move to approve the Work Session agenda and the Regular Meeting agenda [as presented] [with the following changes: as to the Work Session, the addition/deletion of _____; as to the Regular Session, the addition/deletion of _____].

City Manager: Stephen F. Owen

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Matters from the City Manager

Matters from the Public

Adjournment

CITY COUNCIL



AGENDA BRIEFING

Staunton, VA

Meeting Date:	September 27, 2018	Staff Member: Steve Owen
Item #	2 & B	
Ordinance #		
Department:	City Manager	
Council Vision:	Responsive, Efficient Government	
Subject:	Resolution Declaring End of Local Emergency	

Background: In anticipation of Hurricane Florence, forecast to affect the City of Staunton, the City Manager, in his capacity as Director of Local Emergency Management, declared a local emergency effective as of 7:30 p.m. on September 13, 2018.

By such a declaration, the City positioned itself to undertake measures in response to the storm, separately and in concert with Augusta County and Waynesboro as part of the Local Emergency Planning Committee. In accordance with state law, at its meeting on the same date, City Council contemporaneously adopted a resolution consenting to and confirming the declaration. A copy of the resolution is attached.

According to Fire and Rescue Chief Scott Garber, all emergency actions have been taken in connection with the local emergency, and it is now appropriate for Council to act to end the declared emergency, as required by state law.

City Manager's Recommendation: Recommend that Council take appropriate action to end the declared emergency.

Suggested Motion: I move that the local emergency declared by the City of Staunton, as consented to and confirmed by City Council by resolution adopted on September 13, 2018, now be declared ended, retroactively, as of September 18, 2018.

City Manager: Stephen F. Owen

**RESOLUTION
OF THE
COUNCIL OF THE CITY OF STAUNTON, VIRGINIA
CONSENTING TO AND CONFIRMING DECLARATION OF A LOCAL
EMERGENCY BEGINNING SEPTEMBER 13, 2018**

WHEREAS, Virginia Code § 44-146.21 authorizes the declaration of a local emergency;

WHEREAS, Section 11 of the Charter of the City of Staunton also grants broad powers to City Council;

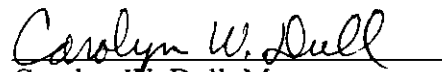
WHEREAS, Stephen F. Owen, the City Manager and Director of Emergency Management of the City of Staunton, Virginia, contemporaneously with the adoption of this resolution declares a local emergency as provided in the September 13, 2018, declaration issued and now attached and incorporated by reference; and

WHEREAS, these recitals are an integral part of this resolution.

NOW, THEREFORE, BE IT RESOLVED, pursuant to Virginia Code § 44-146.21 and such other applicable laws, including but not limited to the powers granted by the Charter of the City of Staunton, Virginia, that on September 13, 2018, the Council of the City of Staunton, Virginia, **CONSENTS** to and **CONFIRMS** the declaration of a local emergency throughout the City of Staunton, Virginia; and

BE IT FURTHER CONFIRMED, RESOLVED, DECLARED AND ORDERED that during the existence of such emergency, the powers, functions, and duties of the Local Emergency Management Director and local emergency services planning organization or committee and City staff shall be those prescribed by Virginia law and the ordinances, resolutions, and approved plans of the City of Staunton in order to mitigate and otherwise address the effects of such emergency; and

BE IT FURTHER RESOLVED that Council **CONSENTS** to and **RATIFIES** and **AFFIRMS** that all City officials are granted such authority, pursuant to extant law, in such circumstances to take all actions, to the fullest extent permitted by law, to prevent or alleviate the damage, loss, hardship or suffering threatened or caused or being caused by such local emergency.


Carolyn W. Dull, Mayor

Attest: 
Suzanne F. Simmons, Clerk of Council

**DECLARATION OF LOCAL EMERGENCY
BY THE CITY OF STAUNTON
LOCAL DIRECTOR OF EMERGENCY MANAGEMENT**

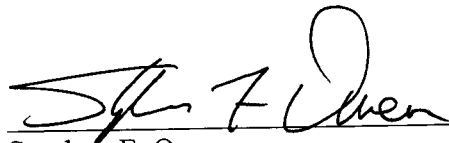
WHEREAS, due to Hurricane Florence, the City of Staunton, Virginia is facing dangerous conditions of sufficient scope, severity and magnitude to merit coordinated local government emergency management action to prevent or alleviate the damage, loss, hardship or suffering threatened or caused;

WHEREAS, such conditions necessitate the declaration of the existence of a local emergency, to the fullest extent permitted by law; and

WHEREAS, these recitals are an integral part of this declaration.

NOW, THEREFORE, pursuant to Virginia Code § 44-146.21, subject to and with the contemporaneous consent of the Council of the City of Staunton, Virginia, Stephen F. Owen, City Manager and Emergency Management Director for the City of Staunton, Virginia, declares the existence of a local emergency in the City of Staunton, to the fullest extent permitted by law; and

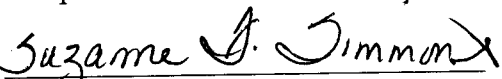
IT IS FURTHER DECLARED AND ORDERED that, to the fullest extent permitted by law, during the existence of such emergency the powers, functions, and duties of the Local Emergency Management Director and local emergency services planning organization or committee and City staff shall be those prescribed by state law and the ordinances, resolutions, and authorized plans of the City of Staunton in order to mitigate the effects and otherwise address such emergency.



Stephen F. Owen,
City Manager and
Emergency Management Director

Date: September 13, 2018

Time: 7:30 p.m.

Attest: 

Suzanne F. Simmons, Clerk of Council

CITY COUNCIL



AGENDA BRIEFING

Staunton, VA

Meeting Date:	September 27, 2018	Staff Members: Steve Owen Chris Tuttle
Item #	3	
Ordinance #		
Department:	City Manager Parks and Recreation	
Council Vision:	Culture	
Subject:	Presentation Concerning Gypsy Hill Park	

Background: During Council's work session on September 27, 2018, plans will be shared with Council for a proposed public-private partnership for improvements to Gypsy Hill Park.

City Manager's Recommendation: Not applicable.

Suggested Motion: Not applicable.

City Manager: Stephen F. Owen

CITY COUNCIL



AGENDA BRIEFING

Staunton, VA

Meeting Date:	September 27, 2018	Staff Members: Billy Vaughn Amanda DiMeo
Item #	4	
Ordinance #		
Department:	Economic Development	
Council Vision:	Economic Development	
Subject:	Economic Development Update	

Background: Economic Development staff will provide an update to City Council concerning the department's recent activities, marketing efforts, and plans and strategies for Staunton Crossing.

City Manager's Recommendation: Not applicable.

Suggested Motion: Not applicable.

City Manager: Stephen F. Owen

CITY COUNCIL



AGENDA BRIEFING

Staunton, VA

Meeting Date:	September 27, 2018	Doug Guynn City Attorney
Item #	5	
Ordinance #		
Department:	City Attorney	
Subject:	Closed Meeting for Consultation with Legal Counsel for Necessary Legal-Related Advice and Discussion Pertaining to (a) the Possible Filing of an Amicus Curiae Brief; (b) Specific Land Use and Zoning Matters; and (c) Federal Law Compliance and Legal Risk Management	

Suggested Motion:

Before the closed meeting: I move to enter a closed meeting for consultation with legal counsel for necessary legal-related advice and discussion pertaining to (a) the possible filing of an amicus curiae brief; (b) specific land use and zoning matters; and (c) federal law compliance and legal risk management, pursuant to Virginia Code § 2.2-3711(A)(8).

Second. Discussion. Vote – Clerk of Council to poll members of Council.

After the closed meeting: I move that Council reconvene in an open meeting and certify to the best of each member's knowledge that only lawfully exempted public business matters were discussed and that only public business matters as identified in the closed meeting motion were heard, discussed or considered in the meeting.

Second. Discussion. Vote –Clerk of Council to poll members of Council.

City Council
WORK SESSION
September 13, 2018
6:45 p.m.

Council Members Present: Mayor Dull, Vice Mayor Kier, Council Members Curren, Harrington, Holmes, Oakes, and Mead.

The Mayor called the meeting to order at 6:45 p.m. and the invocation/moment of silence was given by Ms. Mead.

1. Consideration of Work Session and Regular Meeting Agendas

Consistent with Procedural Memorandum No. 3, the agendas were presented for Council consideration.

Dr. Harrington moved to approve the Work Session agenda and the revised Regular Meeting agenda as presented.

The motion was seconded by Ms. Mead and carried unanimously as follows:

Vice Mayor Kier	aye	Mr. Holmes	aye
Ms. Mead	aye	Dr. Harrington	aye
Dr. Curren	aye	Ms. Oakes	aye
Mayor Dull	aye		

2. Application to the Virginia Department of Housing and Community Development (DHCD) for a Community Development Block Grant (CDBG) to Fund Virginia Individual Development Account (VIDA) Program

Billy Vaughn, Director of Economic Development, introduced Kathy Deacon, Executive Director of Staunton Creative Community Fund (SCCF). Ms. Deacon gave a presentation on the VIDA program on why it is important to community development. She stated the VIDA program is a financial

education and matched savings program administered by DHCD to assist low-income families in obtaining homes, business equipment and inventory. Participants receive financial management training while saving towards their goal; every dollar saved is matched by \$8, up to \$4,000. VIDA is designed to encourage savers and improve personal financial planning. The program helps individuals and families from economically disadvantaged backgrounds.

DHCD is the administrator of the VIDA program and is contracting with the Staunton Creative Community Fund (SCCF), as an intermediary through the City of Staunton, to recruit and work directly with program participants. DHCD has an agreement with Virginia Community Capital (VCC) bank for the establishment and management of one program account (match funds) and multiple individual savers' accounts.

SCCF is requesting that the City apply to DHCD for a 2019 Community Development Block Grant (CDBG) in the amount of \$200,000. The funds will be used by SCCF to serve as an intermediary for DHCD's VIDA program. The goal of the program is to provide financial education combined

with asset building for participants. The program objective is to educate participants and to help them regularly save money that will be matched 8:1 with funds from the CDBG grant, in turn leading to homeownership or the purchase of business development assets. Ms. Deacon noted participants need to be at 200% of the poverty level to qualify.

Ms. Deacon stated the VIDA savings and matches can be used on postsecondary education or job training, down payments to purchase a home or defray closing costs, or to start a small business. Participants will receive financial management training that will include topics on budgeting, credit repair, tax strategy, homeownership and business development.

Participants will work with financial, housing and business counselors through SCCF to develop an emergency cash fund prior to opening a VIDA account.

SCCF served as an intermediary for this program from 2012 through 2017. During that period, there were 27 savers who graduated from the program, with the program boasting a 78% graduation rate. Of the 27 graduated savers, nine were from Staunton. Out of the graduates, 86% were business savers who started businesses in lawn care, food service, publishing and carpentry renovations. SCCF's VIDA program graduates received \$77,374 in matching funds.

There is no match of grant funds requested. Therefore, a funding commitment from the City is neither required nor requested for the grant application or the program.

Ms. Deacon stated SCCF also partners with Habitat for Humanity, United Way, and CAPSAW organizations.

Ms. Mead questioned if there are any statistics on whether participants continue to save after enrollment is completed. Ms. Deacon stated statistics haven't been studied as these are relatively new programs and have only been operating for approximately 7-8 years.

Vice Mayor Kier asked how individuals are identified to participate in the program. Ms. Deacon noted outreach is through churches, the Valley Mission and Habitat for Humanity. She stated they strive to reach the most diverse group of population in the community.

Mayor Dull asked Ms. Deacon if she was familiar with the home ownership program for which the PDC provides funding and if individuals could participate in both programs. Mayor Dull noted she thought more than nine participants would be from the Staunton area. Ms. Deacon stated it is a rigorous program and is difficult to get individuals to commit. Mayor Dull asked if there are more resources to be able to reach the general public. Ms. Deacon stated that is their goal and intent.

This will be Item B on the Regular meeting agenda.

3. Closed Meeting for Consultation with Legal Counsel for Necessary Legal-Related Advice and Discussion Pertaining to Specific Land Use and Zoning Matters

Ms. Oakes moved to enter a closed meeting for consultation with legal counsel for necessary legal-related advice and discussion pertaining to specific land use and zoning matters, pursuant to Virginia Code § 2.2-3711(A)(8).

Seconded by Dr. Harrington, the motion carried as follows:

Ms. Mead	aye	Dr. Harrington	aye
Dr. Curren	aye	Ms. Oakes	aye
Mayor Dull	aye	Vice Mayor Kier	aye
Mr. Holmes	aye		

Ms. Oakes moved that Council reconvene in an open meeting and certify to the best of each member's knowledge that only lawfully exempted public business matters were discussed and that only public business matters as identified in the closed meeting motion were heard, discussed or considered in the meeting.

Seconded by Dr. Harrington, the motion carried as follows:

Dr. Curren	aye	Ms. Oakes	aye
Mayor Dull	aye	Vice Mayor Kier	aye
Mr. Holmes	aye	Ms. Mead	aye
Dr. Harrington	aye		

The work session adjourned at 7:28 p.m.

Suzanne F. Simmons
Clerk of Council

REGULAR MEETING OF STAUNTON CITY COUNCIL
Thursday, September 13, 2018
7:30 p.m.
Council Chambers

PRESENT: Carolyn W. Dull, Mayor
Ophie A. Kier, Vice Mayor
James L. Harrington
R. Terry Holmes
Erik D. Curren
Andrea Oakes
Brenda O. Mead

ALSO PRESENT: Stephen F. Owen, City Manager
Steven Rosenberg, Deputy City Manager
Douglas L. Guynn, City Attorney
Suzanne F. Simmons, Clerk of Council

Mayor Dull called the meeting to order. The Pledge of Allegiance was recited in unison.

MAYOR'S REPORT

Mayor Dull read the following Proclamation and presented it to representatives of the Colonel Thomas Hughart, Augusta Parish, and Beverly Manor chapters of the Daughters of the American Revolution, who will be distributing copies of the proclamation to Staunton's schools for use in the schools' activities to recognize Constitution Week.

Constitution Week
September 17-23, 2018

WHEREAS, September 17, 2018 marks the two hundred and thirty-first anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS, it is fitting and proper to officially recognize the patriotic celebrations which will commemorate the occasion; and

WHEREAS, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week.

NOW, THEREFORE, BE IT PROCLAIMED, by Staunton City Council that September 17-23, 2018, is hereby designated as

Constitution Week

in the City of Staunton and all the City's citizens are asked to reaffirm the ideals established by the Framers of the Constitution in 1787.

Adopted this 13th day of September, 2018.

/s/ Carolyn W. Dull

Carolyn W. Dull, Mayor

ATTEST: /s/ Suzanne F. Simmons

Suzanne F. Simmons

Clerk of Council

Mayor Dull stated Mary Baldwin University students had toured downtown as well as City Hall over the weekend, and she invited them to attend City Council meetings. She felt very encouraged after listening to a recent webinar on Opportunity Zones and pointed out there are two on the west end of Staunton. Mayor Dull stated she hoped this would help with revitalization efforts along the west end of the city.

ADDITIONAL ITEMS BY MEMBERS OF COUNCIL

Ms. Oakes thanked the community for their support after the recent passing of her father.

Vice Mayor Kier stated “Building Bridges for the Greater Good” will hold an event on September 22, at Montgomery Hall Park. He noted there is a food deficit for a lot of local families and the Allegheny Mountain Institute and Blue Ridge Area Food Bank would be participating in a food distribution.

Dr. Curren shared that Johnson Street was named after a gentleman who was influential in getting Virginia to pass the Constitution.

APPROVAL OF MINUTES

Mr. Holmes moved to approve the work session and regular meeting minutes of August 23, 2018.

The motion was seconded by Dr. Curren and carried as follows:

Vice Mayor Kier	aye	Ms. Mead	aye
Dr. Curren	aye	Dr. Harrington	aye
Ms. Oakes	abstain	Mayor Dull	aye
Mr. Holmes	aye		

REGULAR MEETING

A. Consideration of Final Plat of Red Oaks, Section 5

Rodney Rhodes, Senior Planner, stated S & H Associates of Staunton has submitted a final plat for Section 5 of Red Oaks Subdivision and that, if approved, it would create five new lots.

Mr. Rhodes stated in 2001, City Council approved the preliminary plat for the Red Oaks development and a Special Use Permit for the 71 lot Red Oaks development. Forty-three of lots have been created previously by recordation of plats approved by City Council over the past 17 years. He noted the five new lots will be utilized for single-family dwellings which is in

accordance with the Comprehensive Plan designation for that area. Mr. Rhodes stated the proposed lot layout meets the requirements of the subdivision ordinance and the Special Use Permit, and is consistent with the preliminary plat; therefore, the Planning Commission at its August 13, 2018 meeting, on a 5-0 vote, recommended its approval.

Ms. Mead moved that City Council approve the final plat of Red Oaks Subdivision, Section 5, as recommended by the Planning Commission.

The motion was seconded by Mr. Holmes and carried as follows:

Dr. Curren	aye	Dr. Harrington	aye
Ms. Oakes	aye	Mayor Dull	aye
Mr. Holmes	aye	Vice Mayor Kier	aye
Ms. Mead	aye		

B. Consideration of Application to the Virginia Department of Housing and Community Development (DHCD) for a Community Development Block Grant (CDBG) to Fund Virginia Individual Development Account (VIDA) Program

Kathy Deacon, Executive Director of Staunton Creative Community Fund (SCCF), stated SCCF is requesting that the City apply to DHCD for a 2019 Community Development Block Grant (CDBG) in the amount of \$200,000. The funds will be used by SCCF to serve as an intermediary for DHCD's VIDA program. The goal of the program is to provide financial education combined with asset building for participants. The program objective is to educate participants and to help them regularly save money that will be matched 8:1 with funds from the CDBG grant, in turn leading to homeownership or the purchase of business development assets.

Ms. Deacon stated the VIDA program is a financial education and matched savings program administered by DHCD to assist low-income families in obtaining homes, business equipment and inventory. Participants receive financial management training while saving towards their goal; every dollar saved is matched by \$8, up to \$4,000. She noted participants have two years in which to save in order for their savings to be matched.

Ms. Deacon stated the participants of the program must be at 200% of the poverty level which would include the most economically disadvantaged citizens in the community.

SCCF served as an intermediary for this program from 2012 through 2017. During that period, there were 27 savers who graduated from the program, with program boasting a 78% graduation rate. Of the 27 graduated savers, nine were from Staunton. Out of the graduates, 86% were business savers who started businesses in lawn care, food service, publishing and carpentry renovations. SCCF's VIDA program graduates received \$77,374 in matching funds.

Ms. Deacon noted SCCF partners with Habitat for Humanity, United Way, and CAPSAW to work with program participants.

Vice Mayor Kier thanked Ms. Deacon for pushing forward with the program as well as City staff for making the program happen and felt it would help approximately 48 families to become homeowners. He noted currently rent exceeds mortgage payments and that this is a tremendously

viable program to the community.

Dr. Curren moved to adopt the resolution approving an application by the City of Staunton, Virginia to the Virginia Department of Housing and Community Development, for a grant under the department's Community Development Block Grant program to fund the Virginia Individual Development Account program with SCCF serving as the intermediary, as presented, and to authorize the City Manager or his designee to complete any actions necessary in connection with such grant.

The motion was seconded by Dr. Harrington and carried unanimously as follows:

Ms. Oakes	aye	Mayor Dull	aye
Mr. Holmes	aye	Vice Mayor Kier	aye
Ms. Mead	aye	Dr. Curren	aye
Dr. Harrington	aye		

**RESOLUTION APPROVING AN APPLICATION BY THE CITY OF STAUNTON TO
THE VIRGINIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT
FOR A COMMUNITY DEVELOPMENT BLOCK GRANT TO FUND
A VIRGINIA INDIVIDUAL DEVELOPMENT ACCOUNT PROGRAM
ON BEHALF OF THE STAUNTON CREATIVE COMMUNITY FUND**

WHEREAS, the Virginia Department of Housing and Community Development (DHCD) has implemented the Virginia Individual Development Account (VIDA) program, which is funded through its Community Development Block Grant (CDBG) program, to provide financial education and matched savings program to assist low-income families in obtaining homes, business equipment and inventory; and

WHEREAS, Staunton Creative Community Fund (SCCF) is requesting the City of Staunton to apply for a 2019 DHCD CDBG in the amount of \$200,000; and

WHEREAS, the funds will be used by SCCF to serve as an intermediary for DHCD's VIDA program; and

WHEREAS, the goal of the VIDA program is to provide financial education combined with asset building for participants, with the objective to educate participants and to help them regularly save money that will be matched 8:1 with funds from the CDBG grant, in turn leading to homeownership or the purchase of business development assets; and

WHEREAS, City Council, as outlined in its Vision for 2025, has as a desire and priority to encourage small business development and to afford all citizens the opportunity to reach their highest potential through education and career training;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF
STAUNTON, VIRGINIA THAT:**

1. The submittal of an application to DHCD for a CDBG grant, in the amount of \$200,000, to be used by SCCF to serve as an intermediary for DHCD's VIDA program, is hereby endorsed and authorized.

2. The City understands that a funding commitment from the City is neither required nor requested for the grant application or the VIDA program, and Council's endorsement and authorization of submittal of an application to DHCD is conditioned upon the same.

3. The City Manager or his designee is hereby authorized to sign and submit appropriate documents for the submittal of this VIDA program proposal.

Adopted this 13th day of September, 2018.

/s/ Carolyn W. Dull

Carolyn W. Dull, Mayor

ATTEST: /s/ Suzanne F. Simmons

Suzanne F. Simmons

Clerk of Council

C. Consideration of Resolution Consenting to and Confirming Declaration of Local Emergency

Mr. Owen, City Manager, noted Scott Garber, Fire Chief, and Colton Lotts, of the Fire and Rescue Department, were present. Mr. Owen stated earlier he had signed a declaration in anticipation of Hurricane Florence, forecast to affect the City of Staunton in the next few days. The City Manager is able to enact this in his capacity as Director of Local Emergency Management, in case of an emergency, giving rise for the need to receive reimbursement from the Federal Emergency Management Agency.

By such a declaration, the City will position itself to undertake measures in response to the storm, separately and in concert with Augusta County and Waynesboro as part of the Local Emergency Planning Committee. Under state law, the City Council must consent to such a declaration.

Chief Garber noted the Fire and Rescue Department is continuing to track and update storm conditions. Mr. Owen and Mayor Dull thanked City staff for their hard work and dedication in preparation for the storm.

Dr. Harrington moved to adopt the resolution consenting to and confirming the declaration of a local emergency beginning September 13, 2018, in the City of Staunton.

The motion was seconded by Mr. Holmes and carried unanimously as follows:

Mr. Holmes	aye	Vice Mayor Kier	aye
Ms. Mead	aye	Dr. Curren	aye
Dr. Harrington	aye	Ms. Oakes	aye
Mayor Dull	aye		

**RESOLUTION
OF THE
COUNCIL OF THE CITY OF STAUNTON, VIRGINIA
CONSENTING TO AND CONFIRMING DECLARATION OF A LOCAL
EMERGENCY BEGINNING SEPTEMBER 13, 2018**

WHEREAS, Virginia Code § 44-146.21 authorizes the declaration of a local emergency;

WHEREAS, Section 11 of the Charter of the City of Staunton also grants broad powers to City Council;

WHEREAS, Stephen F. Owen, the City Manager and Director of Emergency Management of the City of Staunton, Virginia, contemporaneously with the adoption of this resolution declares a local emergency as provided in the September 13, 2018, declaration issued and now attached and incorporated by reference; and

WHEREAS, these recitals are an integral part of this resolution.

NOW, THEREFORE, BE IT RESOLVED, pursuant to Virginia Code § 44-146.21 and such other applicable laws, including but not limited to the powers granted by the Charter of the City of Staunton, Virginia, that on September 13, 2018, the Council of the City of Staunton, Virginia, **CONSENTS** to and **CONFIRMS** the declaration of a local emergency throughout the City of Staunton, Virginia; and

BE IT FURTHER CONFIRMED, RESOLVED, DECLARED AND ORDERED that during the existence of such emergency, the powers, functions, and duties of the Local Emergency Management Director and local emergency services planning organization or committee and City staff shall be those prescribed by Virginia law and the ordinances, resolutions, and approved plans of the City of Staunton in order to mitigate and otherwise address the effects of such emergency; and

BE IT FURTHER RESOLVED that Council **CONSENTS** to and **RATIFIES** and **AFFIRMS** that all City officials are granted such authority, pursuant to extant law, in such circumstances to take all actions, to the fullest extent permitted by law, to prevent or alleviate the damage, loss, hardship or suffering threatened or caused or being caused by such local emergency.

/s/ Carolyn W. Dull
Carolyn W. Dull, Mayor

Attest: /s/ Suzanne F. Simmons
Suzanne F. Simmons
Clerk of Council

**DECLARATION OF LOCAL EMERGENCY
BY THE CITY OF STAUNTON
LOCAL DIRECTOR OF EMERGENCY MANAGEMENT**

WHEREAS, due to Hurricane Florence, the City of Staunton, Virginia is facing dangerous conditions of sufficient scope, severity and magnitude to merit coordinated local government emergency management action to prevent or alleviate the damage, loss, hardship or suffering threatened or caused;

WHEREAS, such conditions necessitate the declaration of the existence of a local emergency, to the fullest extent permitted by law; and

WHEREAS, these recitals are an integral part of this declaration.

NOW, THEREFORE, pursuant to Virginia Code § 44-146.21, subject to and with the contemporaneous consent of the Council of the City of Staunton, Virginia, Stephen F. Owen, City Manager and Emergency Management Director for the City of Staunton, Virginia, declares the existence of a local emergency in the City of Staunton, to the fullest extent permitted by law; and

IT IS FURTHER DECLARED AND ORDERED that, to the fullest extent permitted by law, during the existence of such emergency the powers, functions, and duties of the Local Emergency Management Director and local emergency services planning organization or committee and City staff shall be those prescribed by state law and the ordinances, resolutions, and authorized plans of the City of Staunton in order to mitigate the effects and otherwise address such emergency.

/s/ Stephen F. Owen
Stephen F. Owen,
City Manager and
Emergency Management Director

Date: September 13, 2018

Time: 7:30 p.m.

Attest: /s/ Suzanne F. Simmons
Suzanne F. Simmons, Clerk of Council

Matters from the City Manager

Mr. Owen stated he had received a letter from a couple in Florida who recently moved their son to Staunton. Their letter praised all of their Staunton encounters as being a wonderful and helpful experience.

Matters from the Public

Fritz Fairfield, 118 Thornrose Avenue, stated she was asking that the taxpayers be able to vote on the proposed name change of Robert E. Lee High School.

There was no one else wishing to speak.

Adjournment

There being no further business to come before Council, the meeting adjourned at 8:01 p.m.

Suzanne F. Simmons
Clerk of Council

CITY COUNCIL



AGENDA BRIEFING

Staunton, VA

Meeting Date:	September 27, 2018	Staff Members: Steve Owen Scott Garber
Item #	A	
Ordinance #		
Department:	City Manager Fire and Rescue	
Council Vision:	Responsive, Efficient Government	
Subject:	Fire and Rescue Department Promotion	

Background: Perry Weller has been promoted and will be sworn to his new promoted position. To increase public awareness and recognize the continuing highly professional service provided by the Fire and Rescue Department, his oath of office will be administered publicly at the Council meeting.

Oath of Office: "I, Perry Weller, do solemnly swear that I will support the Constitution of the United States and the Constitution of the Commonwealth of Virginia; and that I will faithfully and impartially discharge and perform all the duties incumbent upon me as Deputy Fire Chief for the City of Staunton Fire and Rescue Department, according to the best of my ability, so help me God."

City Manager's Recommendation: Oath of office to be administered by Mayor and City Manager and badge to be pinned by family members.

Suggested Motion: Not applicable.

City Manager: Stephen F. Owen