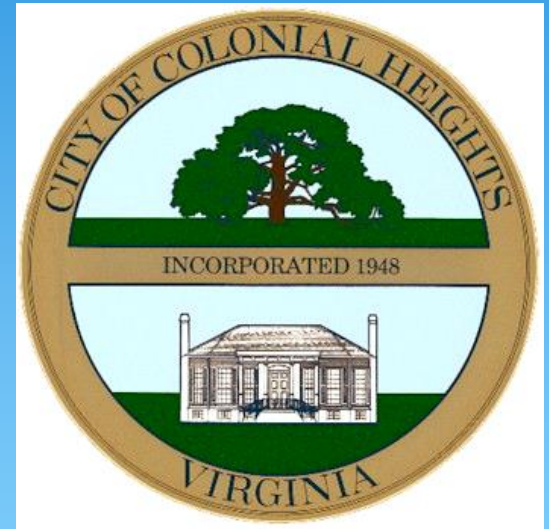


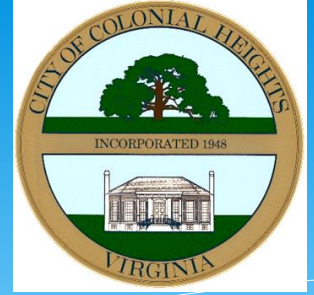
Colonial Heights City Council Meeting

July 12, 2016



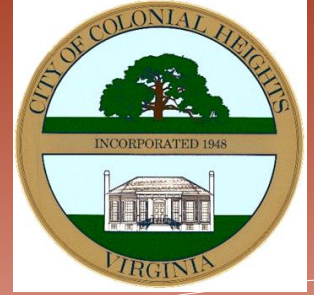
Colonial Heights City Council Meeting

July 12, 2016



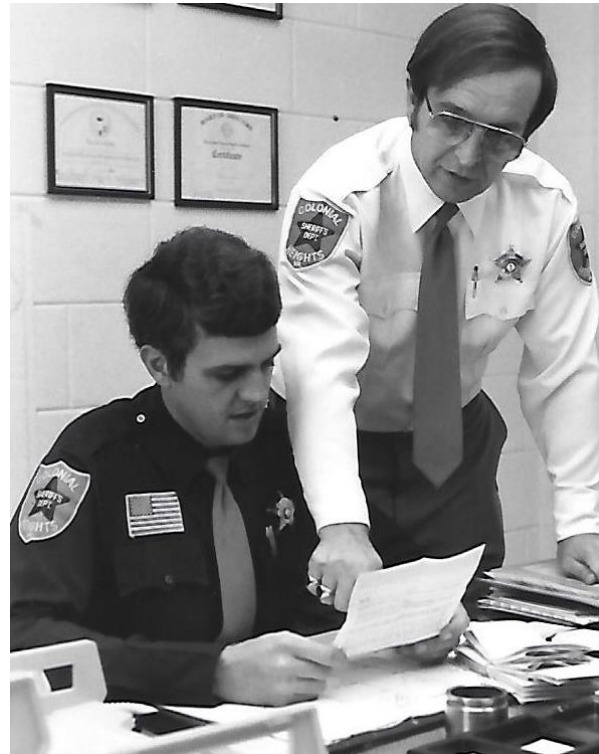
- 1. Call to Order**
- 2. Roll Call**
- 3. Devotion – Elizabeth G. Luck**
- 4. Pledge of Allegiance**
- 5. Adoption of Agenda**
- 6. Declarations of Personal Interest**

Colonial Heights City Council Meeting July 12, 2016



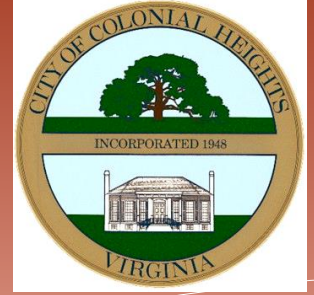
7. Commendations and Presentations

A. A RESOLUTION NO 16-15 In memory of James A. Pond



Colonial Heights City Council Meeting

July 12, 2016

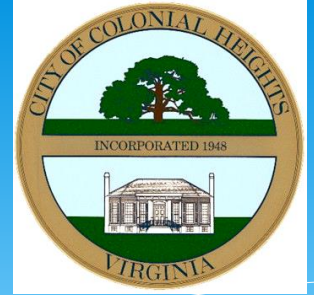


7. Commendations and Presentations

***B. A PROCLAMATION Recognizing GFWC
Swift Creek Woman's Club -
Celebrating 50 Years of Living the
Volunteer Spirit (Spring 2016)***

Colonial Heights City Council Meeting

July 12, 2016

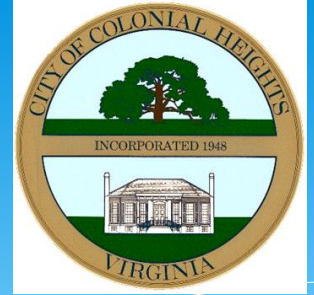


8. Reading of Manner Addressing Council

ANY MEMBER OF THE PUBLIC ADDRESSING THE COUNCIL SHALL APPROACH THE LECTERN, GIVE HIS NAME AND ADDRESS IN AN AUDIBLE TONE OF VOICE FOR THE RECORD, AND ADDRESS THE COUNCIL AS A BODY RATHER THAN SPEAK TO ANY MEMBER. UNLESS FURTHER TIME IS GRANTED BY COUNCIL, ANY MEMBER OF THE PUBLIC SHALL ADDRESS THE COUNCIL FOR A MAXIMUM OF FIVE (5) MINUTES, REGARDLESS OF THE NUMBER OF ISSUES HE DESIRES TO DISCUSS. PROVIDED HOWEVER, THAT THE MAIN PROPONENT OF ANY APPLICATION, PETITION, OR PLAN THAT IS THE SUBJECT OF A PUBLIC HEARING SHALL BE ALLOWED TO ADDRESS THE COUNCIL INITIALLY FOR A MAXIMUM OF TEN (10) MINUTES AND LATER IN REBUTTAL FOR A MAXIMUM OF THREE (3) MINUTES.

Colonial Heights City Council Meeting

July 12, 2016

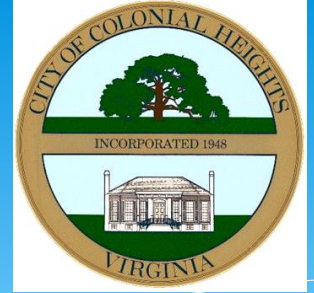


9. Written Petitions and Communications

A. Request for Special Use Permit - Lewis Waskey, 406, 408 and 410 Dupuy Avenue To request an increase of the total number of allowed companion animals

Colonial Heights City Council Meeting

July 12, 2016

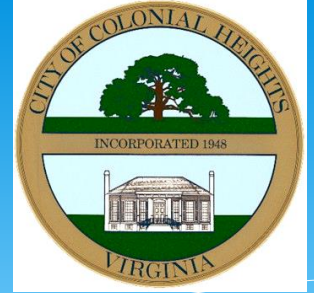


10. Advertised Public Hearing

❖ *None*

Colonial Heights City Council Meeting

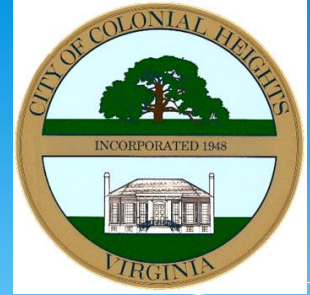
June 14, 2016



11. Hearing of Citizens Generally on Non-Agenda Items

Colonial Heights City Council Meeting

July 12, 2016

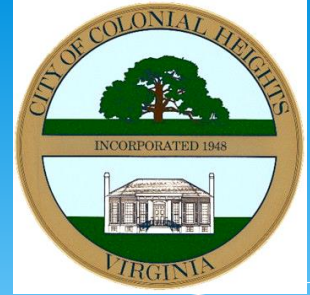


12. Consent Agenda

- A. *AN ORDINANCE NO 16-15 (Second Reading) To amend Chapter 250, Subdivision of Land, of the Code of the City of Colonial Heights by updating antiquated language and references contained within the Chapter, by adding Section 250-90, and by repealing Sections 250-4, 250-12, 250-40, 250-47, 250-48, 250-58, 250-66, 250-67, 250-68, 250-70, 250-72, 250-73, 250-74, 250-78, 250-80, 250-83, 250-84, and 250-86.***

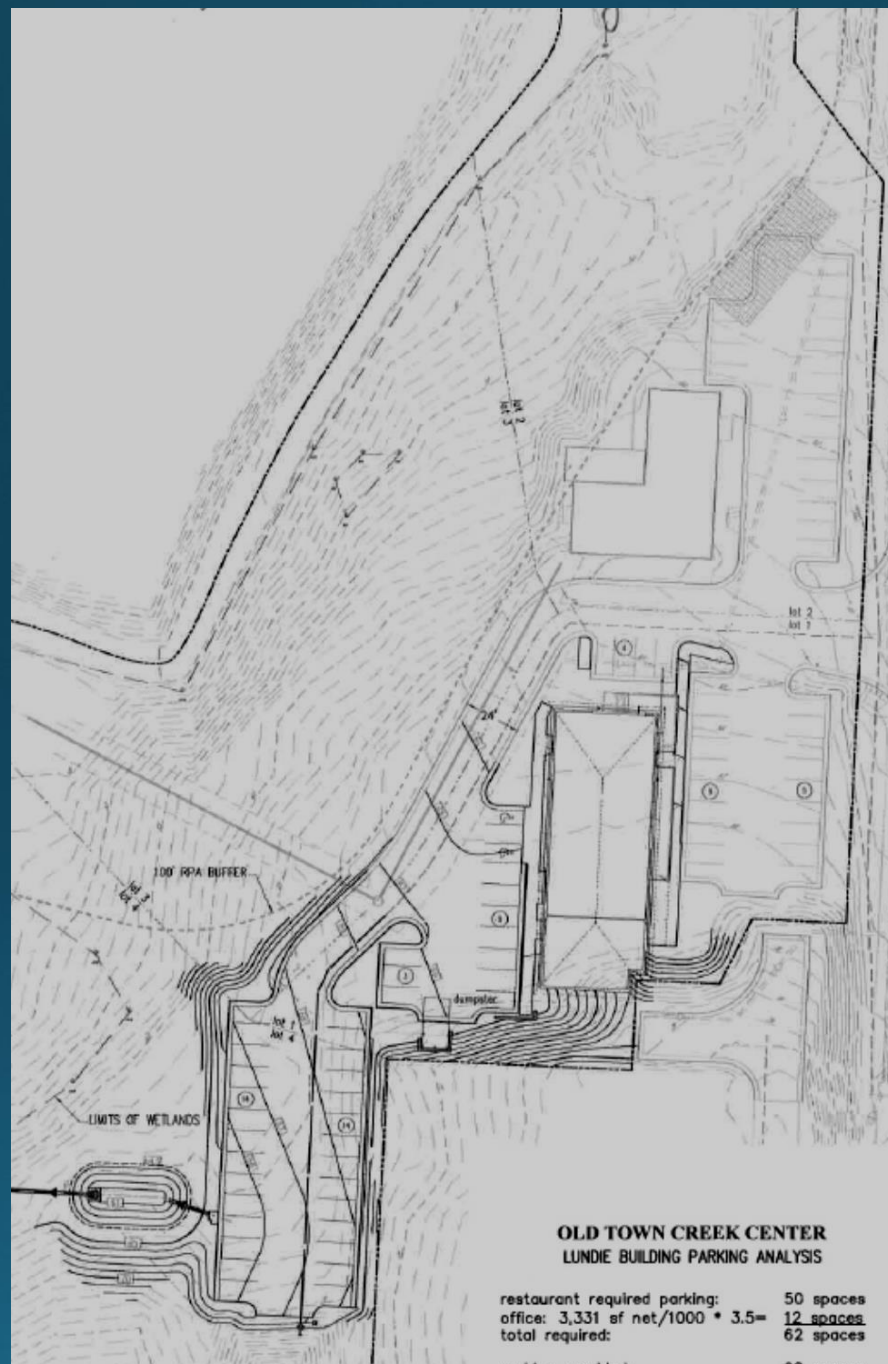
Colonial Heights City Council Meeting

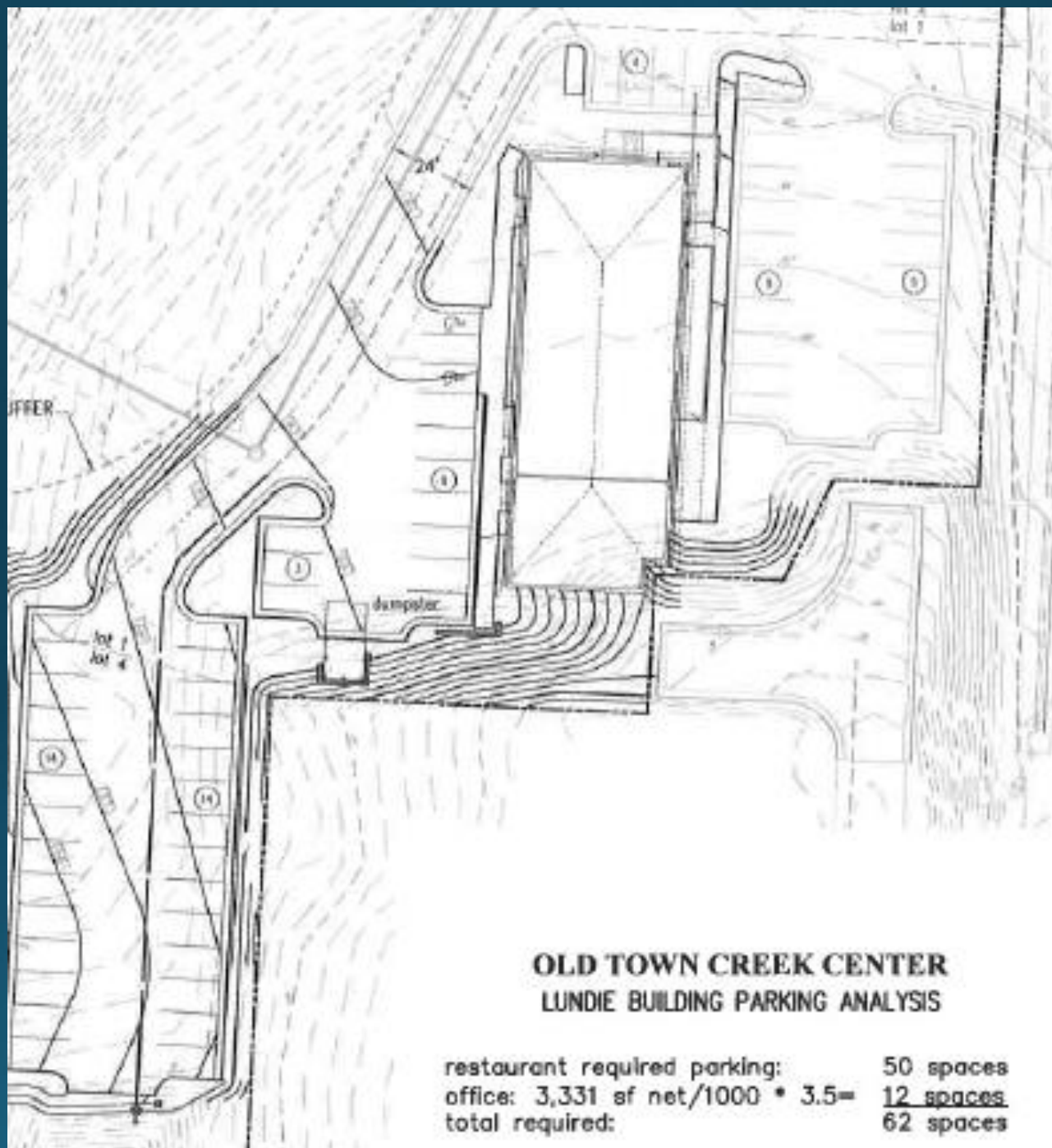
July 12, 2016



12. Consent Agenda

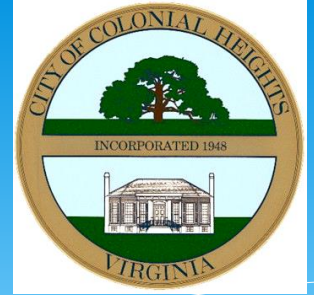
B. *AN ORDINANCE NO 16-19 (Second Reading) To grant a special use permit to Lundie Holdings LLC and C&T Land, LLC, to allow for an office and restaurant development located at 2500 Boulevard to operate with fewer parking spaces than the City Code specifies.*





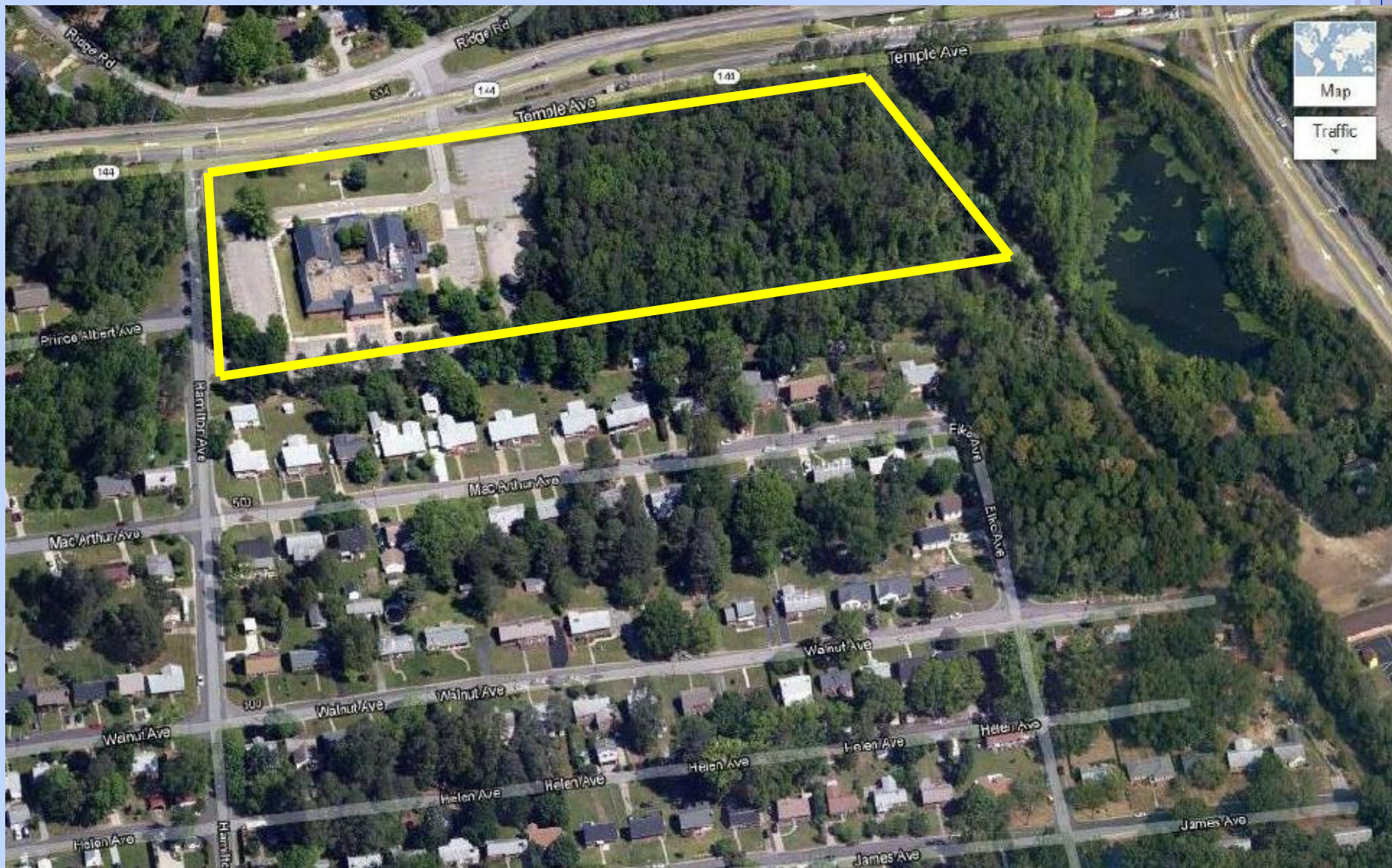
Colonial Heights City Council Meeting

July 12, 2016



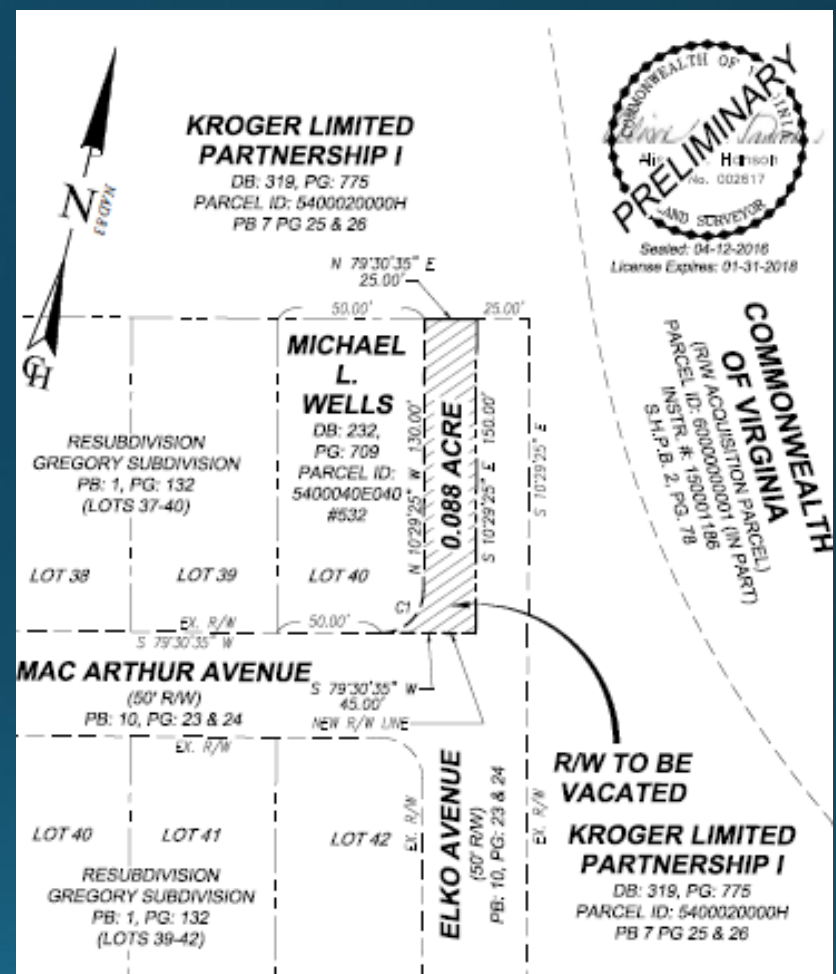
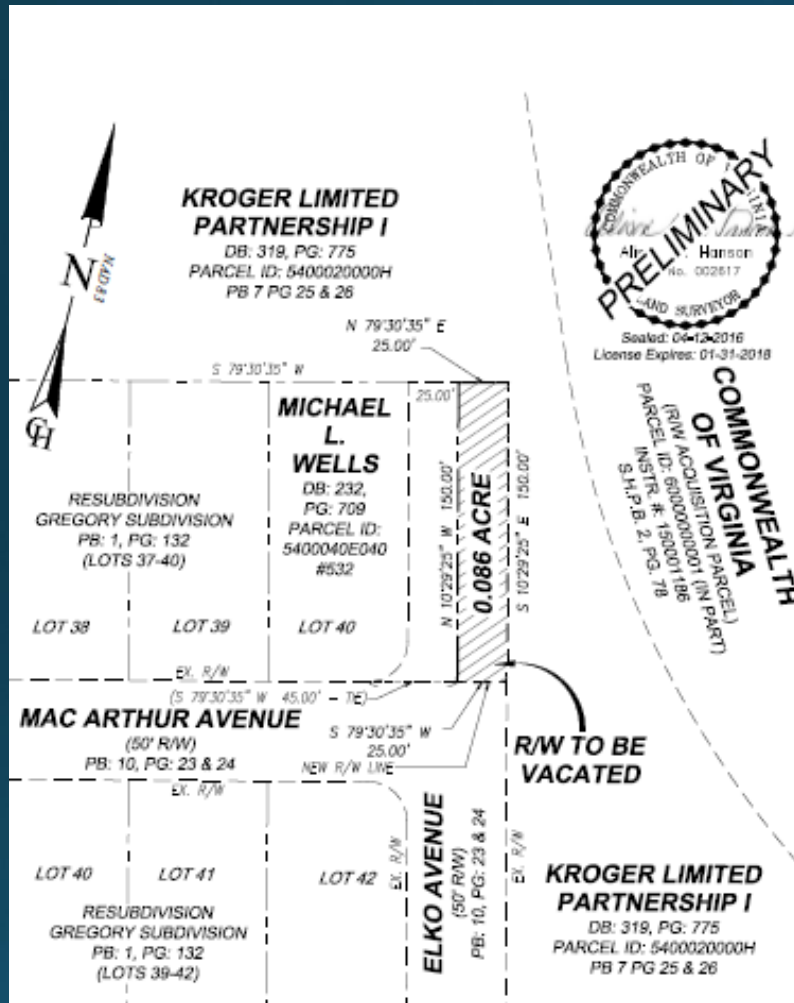
12. Consent Agenda

- C.** ***AN ORDINANCE NO 16-21 (Second Reading) To vacate an approximate 0.174 acre parcel of undeveloped public right-of-way, which is located near the corner of MacArthur Avenue and Elko Avenue, and which is adjacent to property owned by Kroger Limited Partnership I (parcel ID number 5400020000H) on its eastern boundary line and adjacent to property owned by Michael L. Wells (parcel ID number 5400040E040) on its western boundary line.***



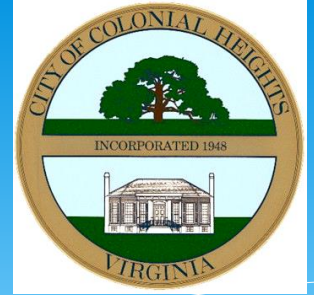
Map

Traffic



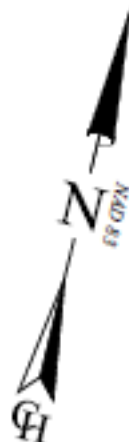
Colonial Heights City Council Meeting

June 14, 2016



12. Consent Agenda

- D.** ***AN ORDINANCE NO 16-22 (Second Reading) To vacate as public right-of-way an approximate 0.056 acre parcel which fronts Temple Avenue on its northern boundary line and is bounded by property owned by Kroger Limited Partnership I (parcel ID number 5400020000H) on its eastern, southern, and western boundary lines; such right-of-way being the former Temple Avenue entrance to the old courthouse parking lot.***



LINE	BEARING	DISTANCE
L1	N 09°14'11" W	42.80'
L2	S 80°32'46" W	40.05'
L3	S 09°23'55" E	48.74'
L4	N 78°36'36" E	61.73'



Sealed: 05-23-2016
License Expires: 01-31-2018

TEMPLE AVENUE

(VARIABLE WIDTH LIMITED ACCESS R/W)

VDOT PROJ: 0144-106-101, C501;

VDOT PROJ: 0144-106-101, RW201

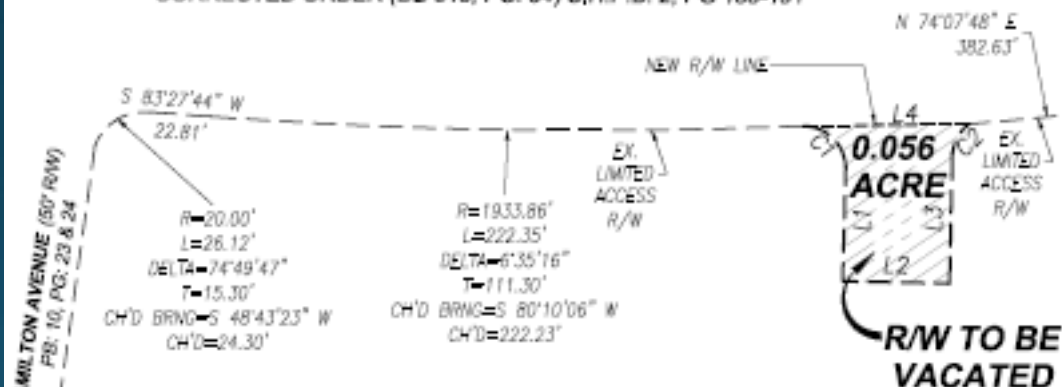
DB: 131, PG: 322; PB: 7, PG: 28

DB: 318, PG: 84

VDOT PROJ: 0095-106-122, C501

INSTR #:150000830 (DB: 313, PG: 593)

CORRECTED ORDER (DB 318, PG. 84) S,H.P.B. 2, PG 188-191

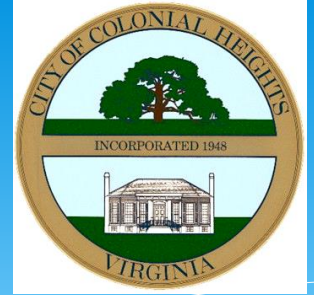


GRAPHIC SCALE



Colonial Heights City Council Meeting

July 12, 2016

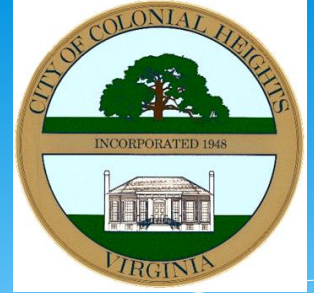


12. Consent Agenda

- E. AN ORDINANCE NO 16-FIN-11 (Second Reading) To amend the General Fund Budget for the fiscal year beginning July 1, 2015 and ending June 30, 2016, to transfer \$14,415 from Reserve – Asset Forfeiture- Federal – Commonwealth Attorney to Judicial to provide partial funding for replacement of case management software in the Commonwealth Attorney’s Office.***

Colonial Heights City Council Meeting

July 12, 2016



12. Consent Agenda

***F. Regular Meeting Minutes
October 13, 2015***

***G. Special Meeting Minutes
October 20, 2015***

***H. Special Meeting Minutes
May 10, 2016***

***I. Special Meeting Minutes
June 14, 2016***

Colonial Heights City Council Meeting

July 12, 2016

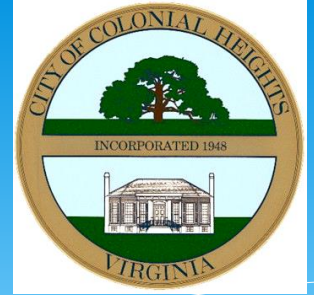


13. Introduction and Consideration of Ordinances and Resolutions

- A. *AN ORDINANCE NO 16-FIN-13 (First Reading) To amend the General Fund Budget for the fiscal year beginning July 1, 2016 and ending June 30, 2017, to appropriate funds in the aggregate amount of \$9,338 to net Constitutional Office recoveries to be added to Contingencies; and \$227,104 in reallocations and modifications of budget and general salary adjustment effective July 1, 2016, modification of existing positions, and updating of employee salary lapse amounts***

Colonial Heights City Council Meeting

July 12, 2016

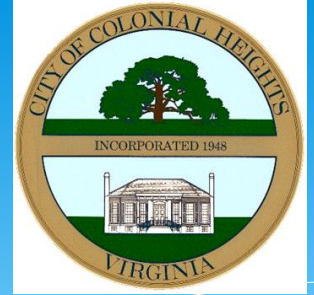


13. Introduction and Consideration of Ordinances and Resolutions

B. AN ORDINANCE NO 16-23 (First Reading) To adopt a revised General Pay Plan Class and Salary Range that includes new grade assignments for the Director of Information Technology, Paralegal/Deputy City Clerk, Executive Assistant, and Administrative Assistant; and adopts revised job descriptions for three of the positions

Colonial Heights City Council Meeting

July 12, 2016

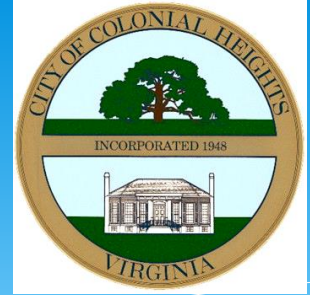


13. Introduction and Consideration of Ordinances and Resolutions

C. *AN ORDINANCE NO.16-FIN-12 (First Reading) To amend the Capital Projects Fund Budget to appropriate \$11,000,000 in Future Debt instruments; \$5,500,00 for the Public Safety Radio Communications System and \$5,500,000 for the School Board CIP*

Colonial Heights City Council Meeting

July 12, 2016

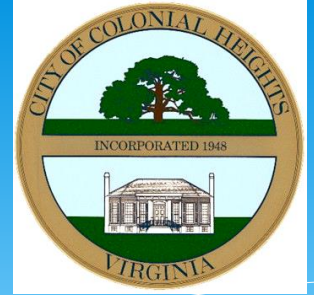


13. **Introduction and Consideration of Ordinances and Resolutions**

- D. AN ORDINANCE NO.16-FIN-14 (First Reading) To amend the General Fund Budget for the fiscal year beginning July 1, 2016 and ending June 30, 2017, to appropriate funds in the aggregate amount of \$121,957, which consists of \$111,855 in State funding changes (\$92,589 allocated to street maintenance; a reduction of \$1,094 in library funding; and \$20,360 allocated to contingencies), a reduction of \$1,898 in administrative charges that were estimated in the original budget, and \$12,000 in funds from the Department of Conservation to the Office on Youth for the Pocahontas State Work Program***

Colonial Heights City Council Meeting

July 12, 2016

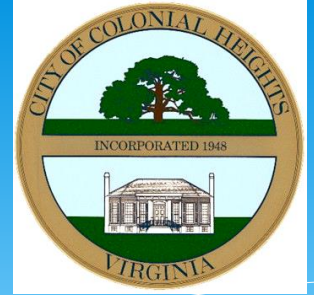


13. Introduction and Consideration of Ordinances and Resolutions

***E. A RESOLUTION NO 16-24 Providing
signatory authority to the City
Manager to execute the Fourth
Amendment to the Special Project
Service Agreement with the Central
Virginia Waste Management Authority
(CVWMA) for Residential Recycling and
Drop-off Services***

Colonial Heights City Council Meeting

July 12, 2016

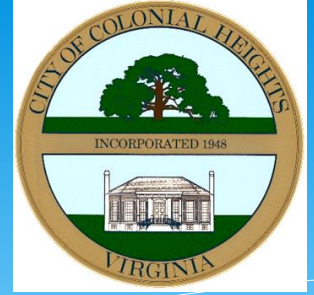


13. Introduction and Consideration of Ordinances and Resolutions

***F. A RESOLUTION NO 16-25 Providing
signatory authority to the City
Manager to execute the Special Project
Service Agreement with the Central
Virginia Waste Management Authority
(CVWMA) for the Collection and
Recycling of Lead-Acid Batteries***

Colonial Heights City Council Meeting

July 12, 2016

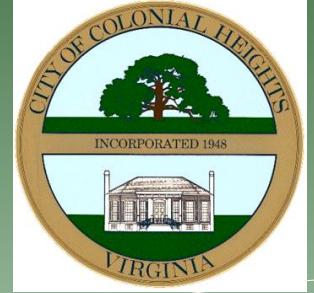


14. Unfinished Business, Contested Ordinances and Resolutions, and Items Removed from the Consent Agenda

****None***

Colonial Heights City Council Meeting

July 12, 2016



15. Reports of Officers and Documents Related Thereto

A. *City Manager*

1. Update on CHPD Body-Worn Camera Program

Colonial Heights Police Department Body Worn Camera Program(BWC)

Presented by Colonel Jeffrey W. Faries

Benefits of a body camera program

- Decreased liability
- Increased transparency and accountability.
- Protects the agency against misconduct.
- Protects the officer and agency against false accusations.
- May help to de-escalate conflict.
- Aids in court prosecution.
- Can be used in training.



History of BWC program

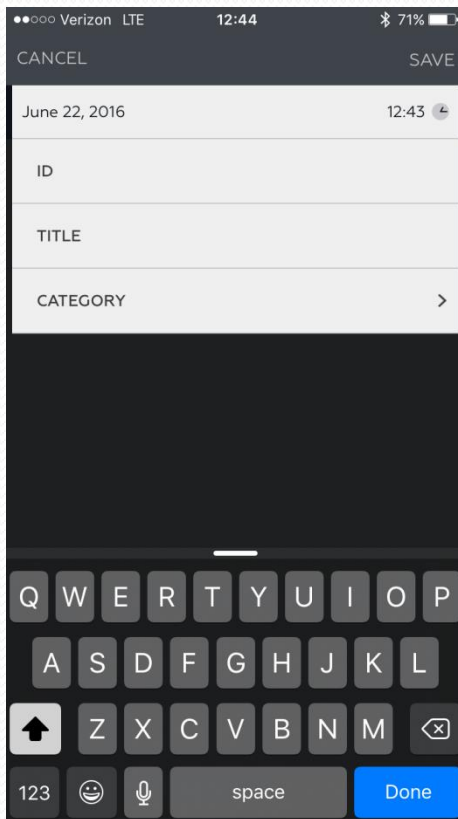
- The Colonial Heights Police Department deployed 42 Taser Axon Flex devices in December 2014. This outfitted every uniformed police officer with a camera to include our school resource officers.
- Since then, Officers have been required to record all incidents and/or contacts considered a police action.
- We chose a cloud based storage solution known as Evidence.com. This system allows officers to store, recover and share any video almost instantaneously from any computer. It also provides a secure storage solution that is free from cyber attacks and from officer manipulation.
- To date, Officers have recorded 42,954 BWC videos.
 - Of those videos, 7,561 have been evidentiary and 32,236 have been non-evidentiary. These numbers grow every minute of everyday as more videos are generated.

Example of BWC Video



Axon Mobile App

- Officers are able to use a smart phone and add a case number to videos immediately after recording.



Evidence.com Redaction Capability



Use of BWC to Respond to Citizen Complaint

From: RACIE BAILEY [mailto:raciebailey@colonialheights.org]
Sent: Wednesday, March 23, 2016 11:00 AM
To: William Anspach
Cc: Jeffrey Faries; [redacted]
Subject: Accident Report Case # [redacted]

Captain William Anspach,

I am writing to notify you of the unlawful conduct demonstrated by members of your Uniform Patrol Division, resulting from an automobile accident (case # [redacted]) in which I was involved on Janu 21, 2016. Officer Brian Glinn Drake –Badge # 170 (Case Report Signing Officer) and his unidentifi partner provided false information to DMV concerning the incident. I suspect the reason was in retaliation against me for questioning their practices in collecting information/evidence or inexperience in effective communication with a hearing impaired individual.

Even though the accident damages were minimal, I requested police support after the other vehicle driver, Mr. [redacted] refused to admit to his aggressive driving. Mr. [redacted] who was speeding in a larger vehicle, initially approached me following too close from the rear and then infringing on my lane as he was passing on my left. His actions resulted in him side swiping my car. Upon arriving on the scene, the Patrol Officers immediately displayed preferential treatment toward Mr. [redacted] a fellow uniform wearer. Mr. [redacted] is a member of the US Military. I notified the police officers of my hearing impairment (as I had been trained to do in a handicap seminar); informed them I was wear hearing aids; said I was having difficulty hearing the conversation betwe the three men (two police officers and Mr. [redacted]); and requested that they speak so I could hear. Upon my notifications and request, I felt dismissed when one of the officers requested that I return to my vehicle to obtain my vehicle registration while they continued to engage in conversati with the other driver. Upon returning to their conversation and providing my registration and drivers license [redacted], the police officers returned to their patrol car. The officer reemerged from the patrol car with a completed, "Colonial Heights Police Department ACCIDENT REPORT (DMV NON-REPORTABLE)" form baring the Case # [redacted]. The officers explained I report documented the incident had occurred, but based on the evidence it could not be determine who was at fault. We were told the incident would not be reported to DMV and each of us would be responsible for our individual damages. I was not satisfied with the police finding as I knew Mr. [redacted] was at fault, but I did not protest.

I received a February 3, 2016 letter from DMV questioning my ability to safely operate a motor veh and requiring that I submit a Customer Medical Report (CMR) by March 5, 2016, 12:01 a.m.. It sta the CMR will initiate a DMV review of my personal private medical records to determine whether to suspend my privilege to drive. DMV stated the basis of this inquisition as my accident on January 2016 in which I was at fault and I advised Law Enforcement "I do not hear or see very well." The information provided by Patrol Officers and the Colonial Heights Police Department initiating DMV's concern is false and unsubstantiated by the accident report. I was not at fault. There was no reference by me or questions from the officers concerning my ability to see. There were no questio from the officers or references to my ability to safely drive. The accident report heading used to

document the accident states it is DMV NON-REPORTABLE; the report states nothing concerning either vehicle causing the accident nor does it reference any concerns about my ability to see, hear, or drive.

I am an intelligent, well educated, Eighty year old, African American, woman who has been a life-long law abiding contributor to this community. I have a life time of race, gender and more recently handicapped related experiences, which have left me capable of recognizing when I am being disrespected and not provided with impartial, competent, and courteous service. During intelligent effective communication, people should be able to express their feelings and expect understanding and compassion, not retaliation. The Patrol Officers unjustified conduct of using their police authority to provide false information to DMV infringes on my individual liberty and undermines my individual civil rights; for this act, I intend to hold all involved accountable.

I have expended a large amount of my personal resources working with my doctors to satisfy DMVs requirements by March 5, 2016. I am continuing to obtain advisement from professional services authorities pertaining to how best to handle and resolve this matter. I worked diligently with my doctors and provided DMV the CMR, which concludes no medical, hearing, or vision issues that impact my driving. When contacting DMV on March 05, 2016 to verify receipt of all their requested documentation needed to evaluate my capabilities, DMV informed me that my privilege to drive was been revoked while DMV evaluates my case. I have not been able to drive a motor vehicle since March 05, 2016; as DMV continues to evaluate my case. The impact, of this unjustified act, on my existence is increasingly resource intensive. I find it concerning the level to which my situation has escalated without any verification and validation or checks and balances concerning "Claims and Accusations."

I am informing the Colonial Heights Police Department of the undue hardship I am experiencing as a result of Officers actions as well as the potential life long implications I may endure of losing my privilege to drive. I request the Colonial Heights Police Department take the immediate corrective actions required to result in DMV dismissal of their investigation. I request a proactive stance be taken by the Colonial Heights Police Department by notifying DMV that your department provided incorrect information concerning my involvement in the January 21, 2016 accident and the information collected did not warrant DMV investigation of my ability to safely operate a vehicle. I also request the incident be investigated to better understand the intent of the Officers action. The severity of their disciplinary action should be dependent and justified based on the investigation findings. I would expect minimal disciplinary actions to consist of documentation of incident in the officers employee records and coaching and sensitivity training so a future similar situation can be avoided.

Use of BWC to Respond to Citizen Complaint

William Anspach

From: William Anspach
Sent: Thursday, March 24, 2016 1:55 PM
To: [REDACTED]
Cc: Jeffrey Faries
Subject: RE: Accident Report Case [REDACTED]

Mrs. [REDACTED]

Let me begin by saying that I am happy that neither you nor the other driver was injured in this incident. I would also like to thank you for bringing your concerns to my attention.

I will tell you that during this particular incident, both officers were wearing body worn cameras as they investigated your accident. During your conversation with Officer Drake, you advised him that you had difficulty with your eyesight. It was for this reason, that the officers completed a DMV medical review. The review is intended to ensure not only the safety of other drivers, but also for your safety. When driver's make statements about their medical conditions that could possibly impair their ability to drive, Officers have the authority and duty to request a medical review from the Department of Motor Vehicles. I apologize and do sympathize with you that this was a costly endeavor, but hope that you understand that it is our duty to protect all driver's on the roadway.

Additionally during the review, I witnessed Officer Drake speaking with you as well as the other driver of the accident. I watched as Officer Drake first spoke with you, then the other driver. Upon the completion of his investigation he explained the reason to the other driver as to why a non-reportable accident report was completed. You advised Officer Drake that you did not hear the conversation. Officer Drake then proceeds to explain to you, what he stated to the other citizen. At no time during their conversation, did I hear either Officer Drake or Officer Harris give information to you or the other driver that was either incorrect, inconsistent or in any other manner that could be construed as improper.

Finally, as I listen to both officers discussing the facts of the accident that included statements from both you and the other driver, I believe that they were correct in completing a non-reportable accident form. At the time of the incident there were no independent witnesses, no surveillance video and no physical evidence that would indicate which party was at fault and from the damage that I could see, the cost to repair both vehicles appeared to be under \$1000.

Again I apologize that you were inconvenienced, but hope that you will understand that we are trying to keep everyone on the roads safe. I also hope that if you have a poor perception of our Agency, that you will give us an opportunity to show you that we are a professional group of men and women that work to keep you safe. Take care and if I can be of further assistance or if you would like to view the video please let me know and we can coordinate our schedules.

Captain William H. Anspach
Colonial Heights Police Department
Operations Division Commander
100-A Highland Avenue
Colonial Heights, Virginia 23834
Office 804-520-9310 fax 804-520-9226
anspachw@colonialheightsva.gov

Annual Repair Costs for Staying with Current System

- All current equipment is now out of warranty.
- The “Controller/Battery” is approximately \$300 and we have discovered that several of these have needed to be replaced this past year.
- The Camera is approximately \$500 and does not have an approximate lifespan. These have proven durable and since their acquisition, we have only purchased one replacement and sent one out for repair.
- One “dock” which charges and downloads the devices was recently replaced out of warranty at a cost of \$1500.
- Cords, Holsters and Mounts need to be replaced periodically due to normal wear and tear.

Current Retention vs. Proposed Unlimited Retention

Current Data Retention

- Our current plan allows us to retain a total of 8TB of video. We currently are using 2TB, but that is because we currently purge non-evidentiary videos from the system 90 days after their creation. If we were to keep all of the videos indefinitely, we would exceed 8TB in approximately 7 months.

Proposed Data Retention

- Under the proposed unlimited retention plan, all videos would be retained indefinitely. This would eliminate the possibility that a video could be lost, because it was improperly categorized. It would also ensure that we would be in compliance with the Library of VA records retention act were they to deem body worn videos a public record.

Equipment Currently Deployed



- Taser Axon Flex
- 2-Piece Unit
- No removable battery, meaning entire controller unit must be replaced
- 30 second buffer only
- No optional mute
- System being replaced by Taser for a newer model.

Proposed Body Camera



- Taser Axon Body II
- Simple 1-Piece unit with a battery that can be removed and replaced at a cost of approximately \$30.
- HD quality audio and video
- 2-Minute buffer.
- Optional ability to mute.
- Wireless activation possible.

Current Cost vs. Proposed Cost

Cost of Current Contract

- \$15,645.00 per year
- Does not include any cost of replacement equipment.
- In 2015 CHPD spent \$5,265 on repairs and replacement parts. Total spent \$20,910
- Allows for only 8TB total of data storage.

Cost of Proposed Contract

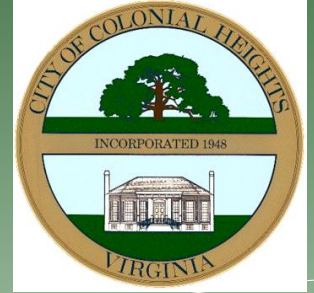
- Year one \$37,333
- Subsequent years \$42,828
- Includes unlimited data storage, use of Evidence.com with redaction capabilities.
- Includes new equipment upfront as well as every 2.5 years.
- While under contract, all equipment is covered under warranty.

Summary

- The Colonial Heights Police Department was the first agency in the Richmond-Metro area to implement a body camera program. At that time, no vendor on the market offered a program that allowed for unlimited cloud based storage. Now, with the evolution of body camera systems that require even more data storage and the desire of agencies to keep data for longer periods of time, unlimited data storage is essential to have a successful body camera program that meets the needs of the Department, Courts and the Community.

Colonial Heights City Council Meeting

July 12, 2016

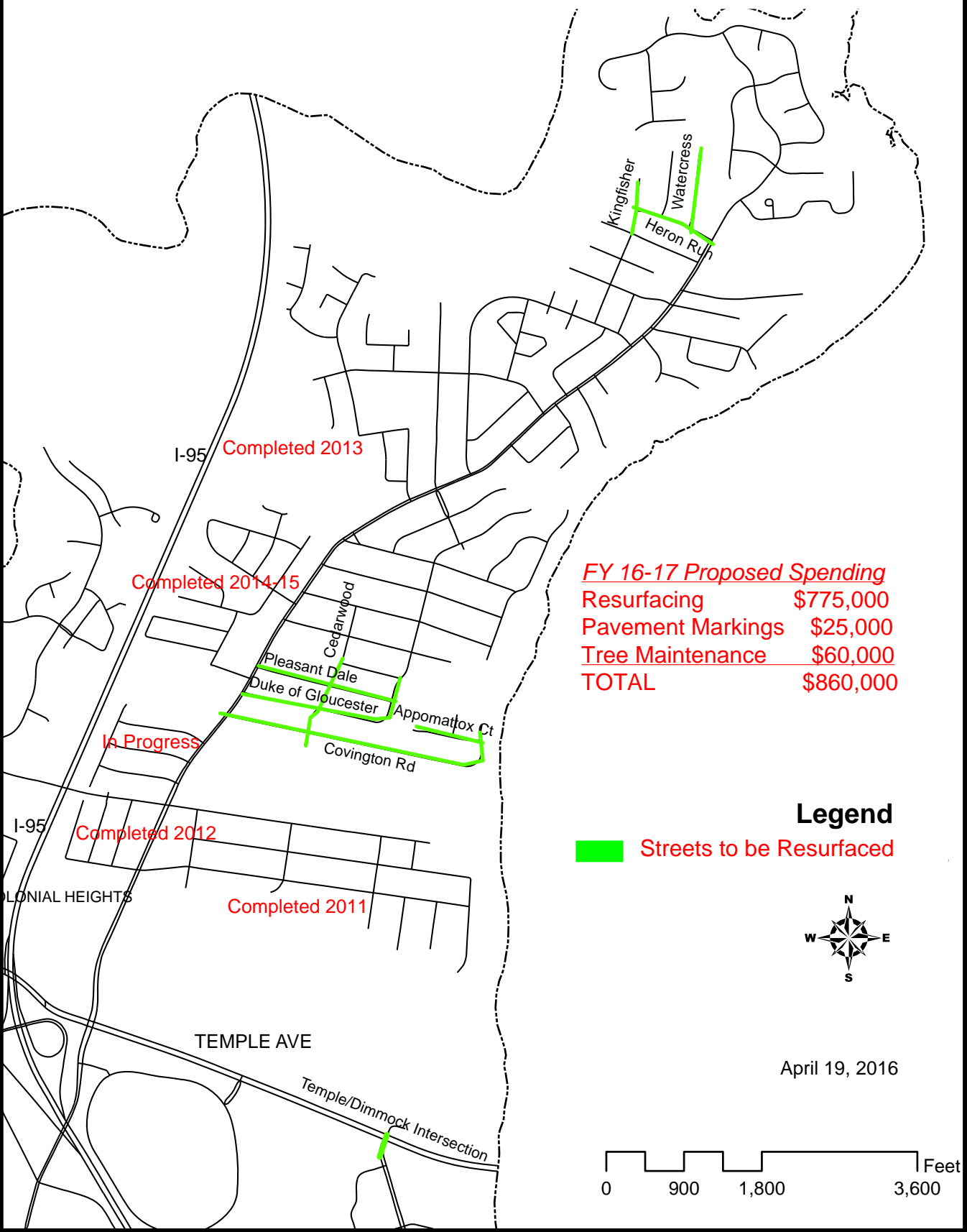


15. Reports of Officers and Documents Related Thereto

A. *City Manager*

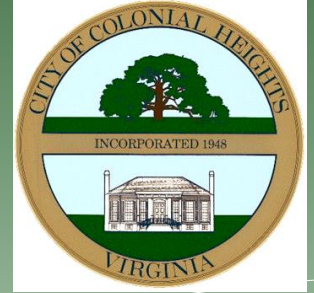
2. Review of FY16-17 Street Resurfacing/Reconstruction Program Funding and Management

FY 2016-2017 SPENDING PLAN FOR CONTRACT STREET MAINTENANCE



Colonial Heights City Council Meeting

July 12, 2016



15. Reports of Officers and Documents Related Thereto

A. *City Manager*

3. General Activity Report and/or Project Update

Schedule for Economic Development Strategic Plan

July 12, 2016 rev.3

PHASE 1 – Winter 2015

- Economic Development Leadership Seminar 11/8/14 ☒
- Economic Development Survey to City Council ☒
- Recap of Leadership Seminar and Discussion of Survey Results at Council Retreat (1/16/15) ☒
- Create Vision Statement for City of Colonial Heights from Retreat Discussion ☒
- Brief EDA on Strategic Plan and Their Role in the Process at EDA Organizational Meeting in January ☒

PHASE 2 – Spring 2015

- Feedback from City Council on *Economic Development **DRAFT** Vision Statement* ☒
- Identify Which Partners/Stakeholders to Involve in Informational Sessions (Chamber, VGR, VSU, PC, EDA) ☒
- Select Date(s) and Facility for Initial Stakeholder Meeting - 9/25 and 10/16 @ JTCC ☒
- Select Facilitator for Stakeholder Meeting(s) – Dr. Julie Ranson, John Tyler CC ☒
- Update EDA on Strategic Plan Progress and Share *Vision Statement* for Input ☒

Schedule cont'd.

PHASE 3 – Summer 2015

- Mail invitation Letter to Partners/Stakeholders for 9/25 and 10/16 Meetings (early August) ☒
- Include SWOT Survey for Completion Prior to 9/25 Meeting
- Process Survey Results from Partners/Stakeholders ☒
- Have Members of Citizens Government Academy Complete Survey ☒
- Incorporate Feedback from Citizens Government Academy Participants (3) ☒
- Refine *SWOT Analysis* Results with EDA ☒

PHASE 4 – Fall 2015 / Winter 2016

- Process Final Survey Results ☒
- Research Local Data via Virginia Employment Commission and
U.S. Census Bureau ☒
- Begin Drafting Document Based on Input and Research ☒

Schedule cont'd.

- Present Draft EDSP to EDA
- Incorporate EDA Comments into Draft Plan
- Present Draft EDSP to Planning Commission
- Incorporate PC comments into Draft Plan

Scheduled Meeting on July 28, 2016
August 2016
September 2016
October 2016

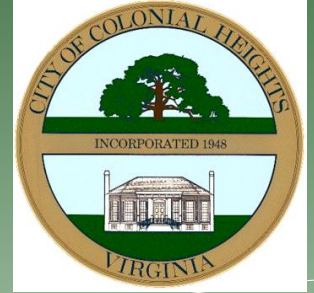
PHASE 5 –Summer / Winter 2016

- Present Draft EDSP to City Council
- Incorporate Council's Comments
- Adoption of Economic Development Strategic Plan

November 2016
December 2016
January 2017

Colonial Heights City Council Meeting

July 12, 2016

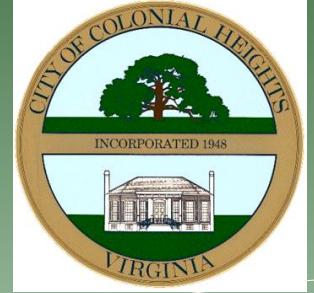


15. Reports of Officers and Documents Related Thereto

B. City Attorney

Colonial Heights City Council Meeting

July 12, 2016

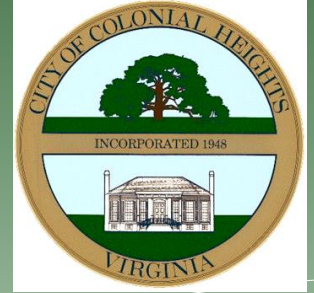


15. Reports of Officers and Documents Related Thereto

C. *Director of Planning and Community Development*

Colonial Heights City Council Meeting

July 12, 2016



16. Consideration of Claims.

17. Adjournment

Colonial Heights City Council Meeting

July 12, 2016

