

NOTICE OF SPECIAL MEETING

A SPECIAL MEETING OF THE CHARLOTTESVILLE CITY COUNCIL WILL BE HELD ON Monday, June 3, 2013, AT 6:00 p.m. IN THE Second Floor Conference Room.

THE PROPOSED AGENDA IS AS FOLLOWS:

Closed session as provided by Section 2.2-3712 of the Virginia Code

BY ORDER OF THE MAYOR

BY Paige Barfield

SECOND FLOOR CONFERENCE ROOM – June 3, 2013

Council met in special session on this date with the following members present: Mr. Huja, Ms. Smith, Ms. Galvin, Ms. Szakos, Mr. Norris.

On motion by Ms. Smith, seconded by Ms. Szakos, Council voted, (Ayes: Mr. Huja, Ms. Galvin, Ms. Smith, Ms. Szakos; Noes: None; Absent at time of vote: Mr. Norris), to meet in closed session for (1) discussion and consideration of prospective candidates for appointment to City boards and commissions, as authorized by Va. Code sec. 2.2-3711 (A) (1); and, (2) Consultation with legal counsel regarding specific legal matters involving the negotiation of the terms and conditions of an extension of the existing fire services agreement between the City and Albemarle County, as authorized by Va. Code sec. 2.2-3711 (A) (7).

On motion by Ms. Szakos, seconded by Mr. Norris, Council certified by the following vote (Ayes: Mr. Huja, Ms. Galvin, Ms. Smith, Ms. Szakos, Mr. Norris; Noes: None), that to the best of each Council Member's knowledge, only public business matters lawfully exempted from the open meeting requirements of the Virginia Freedom of Information Act and identified in the motion convening the closed session were heard, discussed or considered in the closed session.

COUNCIL CHAMBERS - June 17, 2013

CALL TO ORDER

Council met in regular session on this date with the following members present: Ms. Smith, Mr. Norris, Ms. Szakos, Ms. Galvin, Mr. Huja

ANNOUNCEMENTS

Mr. Huja announced the Democratic Primary on Tuesday, June 11. Call 970-3250 or go to charlottesville.org/vote for more information.

Mr. Huja announced the next Our Town meeting on Thursday, June 13 from 6:00 p.m. - 8:00 p.m. at Carver Recreation Center for the Locust Grove neighborhood.

Ms. Galvin announced the JABA "Chillin' and Grillin'" event at Jefferson School's Vinegar Hill Cafe on Thursday, June 6 at 5:00 p.m.

Ms. Galvin announced the City tax deadline for real estate and property tax bills is June 5. Call 970-3146 if you need to discuss your tax bill or payment.

Ms. Szakos announced June 6 is National Get Outdoors Day and encouraged citizens to go outside. Also, there will be a Father's Day festival on June 15 from 10:00 a.m. – 2:00 p.m. at Tonsler Park.

Ms. Smith congratulated the Department of Finance for receiving the Certificate of Achievement for Excellence in Financial Reporting from GFOA for its Comprehensive Annual Report.

Ms. Smith announced a City-wide safety kickoff called the “Bugs Campaign” by Alex Zan on Thursday, June 13 at 6:00 p.m., on the lower level of the Transit Center on Water Street.

Ms. Smith announced Sunday Sundowns at Washington Park Pool. The first one is Sunday, June 9 at 3:00 p.m. This event is free to the community, with free swimming to the first 300 patrons.

Mr. Norris announced that our City outdoor pools are now open for the 2013 summer season. Washington Park Pool bathhouse has recently been completed.

On motion by Mr. Norris, seconded by Ms. Smith, the following appointments were made to Boards and Commissions: to the Building Code of Appeals, Keith Woodard; to the CDBG, Matthews Slaats (Rose Hill representative); to CHART: Michael David Hurst and Adam Lees; to CPMT: Michelle Busby and Ronald K. Spears; to the Historic Resources Committee: John Baran, Liz Sargent, and Ellen Wagner; to the JABA Board of Directors: Adam Hastings; to the Parks and Recreation Board: Anne Bryan Hemenway; to the Planning Commission: Kurt Keesecker and John Santoski; to the PLACE Design Task Force: Claudette Grant and Mark Watson; to Region 10: Mary Frances Porter; to the Sister City Commission: Adam Hastings, Sarah Lawson, and Amy Lemley; to the Social Services Advisory Board: Rachel Thielmann; to the Tree Commission: Paul Josey; to the Charlottesville Youth Council: Addie Brown, Zyahna Bryant, and Tianna Washington. (Ayes: Mr. Norris, Ms. Smith, Ms. Szakos, Mr. Huja, Ms. Galvin; Noes: None.)

MATTERS BY THE PUBLIC

Ms. Joanie Freeman, 522 Ridge St., said the HEAL resolution has awesome stuff in it, but our community is a very active community, including Center for Nonprofit Excellence (CNE),

which pulled a lot of organizations together and formed a food hub. Bundling services is important. She asked for Council's help in bringing healthy food to our community.

Ms. Nancy Carpenter, 727 Denali Way, said telling the truth is not a crime, so free Bradley Manning now. She said ACRJ is holding a meeting about how to utilize resources more efficiently. HEAL is a good national initiative, and she agreed with Ms. Freeman that we need to bring all existing initiatives together.

Mr. Bryan Wimer, 704 Belmont, said community involvement is important. Random Row Books may be nonexistent; you are about to lose an institution. They have been very active in the community. They are getting displaced by a Courtyard Marriott. He is starting a petition against Courtyard Marriott to show the community does not support displacing businesses that contribute to the community.

Mr. Mark Kavit, 400 Altamont St., said most would agree the Human Rights Commission is a good thing, but it is a program that will benefit a few at a high monetary cost. This money could be better spent on other areas that would improve human rights relations. He thanked Councilor Galvin for having the courage to vote no.

Mr. John Pfaltz, Rugby Rd., said he spoke about the stretch objectives for the City Manager's pay increase at the last Council meeting. They should be given to Mr. Jones and the public this month, not in October. He asked what the final price tag on the Fontaine Fire Station was.

Ms. Nikah Walker, 503 Druid Ave., said she was alarmed when she saw the article in the *Cville* about unaffordable housing. She is disturbed that Friendship Court could be sold. She said there is a lot of diversity in the neighborhood, and there is a lot of focus on integration. The City should be honest about what the plan for the property is.

Ms. Riahnon Williams, 422 Friendship Ct., said no one is speaking to the residents about Friendship Court being sold. There are numerous people who live in Friendship Court who are educated and have been pillars of the community. Her daughter was unfairly placed in foster care because of her address, and other children who have been neglected are not being properly taken care of by the system.

Ms. Shamanda Green, 420 F Garret Square (now Friendship Court), said the neighborhood has benefited from the financial investment they received in 2002, and it is important to continue to support the community as it is rebuilding itself.

Ms. Rosemary Casey, 1124 E. Jefferson St., current president of the McGuffey Arts Center, said this year marks a critical turning point, and she asked the City to continue supporting McGuffey.

Mr. Wes Bellamy, 1002 Linden Ave., said this Saturday at Lee Park is the "Community Come Together Day" from 3:00 – 6:00 p.m. Come for free food, music, and drinks.

COUNCIL RESPONSES TO MATTERS BY THE PUBLIC

Ms. Smith thanked Ms. Freeman for sharing the list of Charlottesville's great resources and agreed that we need to pull it all together. She agreed with Ms. Carpenter that preserving African American history is important. She agreed that Random Row is a great community resource. She hopes we will be kept informed as the Friendship Court deadline approaches, and she asked residents to stay involved.

Ms. Szakos responded to Mr. Pfaltz about the stretch objectives. If we are ready to talk about what that is sooner, that would be great. Mr. Jones said it does not have to wait until October. Ms. Szakos said she only heard about the candidate forum at Random Row yesterday, and she is hoping the word will get out. Random Row is located on private property, so the City cannot force the owners to sell or not. She thanked the Friendship Court residents for coming and said the PHA have been very aware of the impending deadline and is looking at ways it can be extended and renewed. She said she is sorry Ms. Williams has to face this difficult situation with her daughter.

Ms. Galvin said we can add language to the HEAL resolution to address the need for coordination and be sure we are not stepping on the grass roots of the other efforts that are in motion right now. She told Mr. Wimer we are making focused efforts to engage the community and integrate them with planning. She asked the Friendship Court residents to leave their information with the Clerk so they can get involved with this process.

Mr. Norris asked if Mr. Jones could clarify the cost of the Fontaine Fire Station. Mr. Jones said costs are estimated between \$14-15 million, but the project is not yet complete. Mr. Norris seconded the comments supporting Ms. Freeman's initiatives and the many healthy projects coming up through grass roots initiatives. He said there is a great disconnect between the Human Rights Commission and the collective understanding. The Commission will address instances of systemic, institutional racism, and they may or may not hear any cases that involve enforcement. He said we should be doing more to support our small businesses and low income families who need housing. He said we need to get to the bottom of the 15 year agreement at Friendship Court, because that was not what was originally agreed upon.

Mr. Huja said he is concerned about the options that would face the families of Friendship Court.

CONSENT AGENDA

- a. ~~Minutes for May 20~~ *deferred*
- b. **APPROPRIATION: Contribution from Albemarle County Service Authority for Ragged Mountain Project - \$765,000 (carried)**

Contribution from Albemarle County Service Authority for Ragged Mountain Project

c. RESOLUTION: Refund of Tax Overpayment for 853 West Main Street

Refund of Tax Overpayment for 853 West Main Street

d. RESOLUTION: RSWA Local Government Support Agreement

RSWA Local Government Support Agreement

e. RESOLUTION: Transfer of Fire Department Funds - Fontaine Ave. Fire Station Networking and Telephone Equipment - \$140,000

Transfer of Fire Department Funds - Fontaine Ave. Fire Station Networking and Telephone Equipment

f. ORDINANCE: City Code Change - Chapter 26 - Solid Waste, Article V - Large Item Refuse Collection and Disposal (2nd reading)

City Code Change - Chapter 26 - Solid Waste, Article V - Large Item Refuse Collection and Disposal

g. ORDINANCE: Increases in Certain Parking Fines (carried)

Increases in Certain Parking Fines

h. ORDINANCE: Franchise Agreement for Teleconnect Long Distance Services and Systems Company (carried)

Franchise Agreement for Teleconnect Long Distance Services and Systems Company

i. ORDINANCE: Homeowner Tax Relief Grant - 2013 (carried)

Homeowner Tax Relief Grant - 2013

Mr. Huja asked if we should go forward with item g. Ms. Szakos was going to add "and a policy for forgiving first time tickets" to the language on the first reading. Mr. Huja supported that amendment.

Ms. Smith asked to defer approval of the minutes.

Ms. Smith said on item b, some of the \$765,000 is for trees, and she wanted to be sure we are thinking about replacing our canopy trees. She asked for a report on the whole solid waste picture; it is currently been given in pieces. She asked about timing for the Homeowner's Tax Relief Grant. She asked if we can schedule it so that people can apply for tax relief as soon as they get their bill.

On motion by Ms. Szakos, seconded by Ms. Smith, the agenda was passed as amended. (Ayes: Mr. Norris, Ms. Smith, Ms. Szakos, Mr. Huja, Ms. Galvin; Noes: None.)

PUBLIC HEARING / RESOLUTION: McGuffey Art Center Lease

McGuffey Art Center Lease

Mr. Lance Stewart presented to Council. The current five-year lease is expiring at the end of June, and staff recommends extending the lease by one year while discussions continue.

On motion by Mr. Huja, the public hearing was opened. Having no speakers, the public hearing was closed.

Ms. Smith asked for clarification on the issues. Mr. Stewart said this has been a straight forward lease agreement, but they are interested in exploring how they might potentially reorganize themselves for long term security in the building. The City is interested in supporting this effort.

Mr. Bob Anderson, 310 12th Street NE, incoming president of the McGuffey Art Center, said they are working to be as all-inclusive as possible. Any Councilor who is interested is welcome to join the discussion.

Mr. Huja thanked Mr. Anderson and said McGuffey is a very important institution in our City.

On motion by Mr. Norris, seconded by Ms. Szakos, the resolution passed unanimously. (Ayes: Mr. Norris, Ms. Smith, Ms. Szakos, Mr. Huja, Ms. Galvin; Noes: None.)

RESOLUTION* ADA Transition Plan

ADA Transition Plan

Mr. Jim Herndon presented to Council. He described the work that has gone into the ADA Transition Plan.

Ms. Szakos asked if we could explore creating a system to support the mobile application. Mr. Herndon said staff is interested in investigating this further.

Ms. Galvin said the plan is very thorough. She asked about the complete streets resolution in the appendix and confirmed that it was adopted in 2010. She said the Institute of Transportation Engineers (ITE) Manual has another side of the coin. Another dimension to consider is the design of walkable thoroughfares. She asked for a resolution as a companion to the complete streets resolution. She asked for action steps to be linked to the resolution.

Ms. Szakos asked for a date update on Chapter 3, page 13 of the plan.

On motion by Ms. Szakos, seconded by Ms. Galvin, the ADA Transition Plan was approved. (Ayes: Ms. Smith, Mr. Norris, Ms. Szakos, Ms. Galvin, Mr. Huja; Noes: None.)

ORDINANCE* Proposed Utility Rates for FY 2014 (2nd reading)

Proposed Utility Rates for FY 2014

Ms. Smith asked if facility fees are kept separate or if they are comingled. Ms. O'Hare said funds are not comingled.

The Proposed Utility Rates ordinance passed. (Ayes: Ms. Smith, Ms. Szakos, Mr. Huja, Ms. Galvin; Noes: Mr. Norris.)

RESOLUTION* Meadowcreek Stream Valley Master Plan Adoption

Meadowcreek Stream Valley Master Plan Adoption

Mr. Chris Gensic gave a presentation to Council. He reviewed the Parks and Recreation Department's efforts engaging the public and other stakeholders using the adopted park master planning process to develop a master plan for the parklands. A final plan is now ready for adoption. He reviewed park plans and updates. He presented the plan for Michie Drive field, the plan for trails, and plans for future recreational uses.

Ms. Smith asked how long the bike trail is. Mr. Gensic said it is about two and a quarter miles, but the overall loop with the bike trail going in will be a five to six mile loop. Ms. Smith said we should explore a bike share program.

Ms. Szakos asked if there been any thought about a multi-use sport court near the flat place next to Michie Drive. Mr. Gensic said the Planning Commission determined this was not a good use in this space. We are continuing to pursue other opportunities for sport courts.

Ms. Galvin said it is good to see the planning process and the amount of public engagement. She said the bike share is a great idea, and we should explore finding funding outside of City funds. It can be an economic driver.

Ms. Szakos asked if the name could be "Meadow Creek Valley Park". Mr. Gensic said the Parks and Recreation Advisory Board has to formally adopt the name, which they have not done, so there is time to change it.

On motion by Ms. Smith, seconded by Mr. Norris, the Meadowcreek Stream Valley Master Plan Adoption was approved. (Ayes: Ms. Smith, Mr. Norris, Ms. Szakos, Ms. Galvin, Mr. Huja; Noes: None.)

RESOLUTION* Healthy Eating Active Living (HEAL) Resolution

Healthy Eating Active Living (HEAL) Resolution

Ms. Carla Jones from the Institute for Public Health Innovation presented to Council on the HEAL initiative. She reviewed the program, the policy assistance and technical assistance they provide, and reviewed other campaigns occurring locally and regionally.

Ms. Szakos said she has been on the initial state steering advisory committee for HEAL, and it offers a lot of technical support for initiatives we are already doing.

Mr. Huja asked to add an element regarding coordination of existing programs.

Ms. Szakos said we could add language about a Food Policy Task Force to section 3.

Ms. Galvin said we may need a taskforce for the HEAL program in its entirety to engage the public and businesses as to what HEAL means and to determine steps that have already been taken at the community and grassroots level.

Mr. Norris said that language would be excellent and would be in line with what Ms. Kendra Hamilton shared with Council earlier in the day.

Mr. Huja said he agreed it would be nice to see a task force working on this. Mr. Norris said he is hesitant to get specific before discussing with current entities about whether that would be helpful. Mr. Huja said it does not have to be a City task force. If you form policies and do not have a group following it, it will get dropped. Ms. Galvin said we may be tripping over ourselves by adding yet another task force. We should add language that it is incumbent upon staff to enlist the support of existing task forces in related areas, both internal and external, as well as public input.

Ms. Smith said she liked that the resolution spoke to inequities in income and education. This is where City government should be held accountable. She recommended adding "facilities" under "Built Environment". We should look at our stairwells and encourage people to use stairs. If they are attractive, they are more likely to be used.

Ms. Szakos said we examined if our buildings have stairs that are more accessible and visible than the elevator, and we do in City Hall.

Ms. Smith asked the Parks department to keep a close eye on the Key center and report back if charging fees for recreational use is lowering use for basketball.

Mr. Huja said healthy food in schools should be encouraged. Ms. Szakos said we can encourage the School Board to participate. Mr. Huja and Mr. Norris agreed that we should include the schools. Ms. Smith said we have to lead by example. Ms. Galvin said we have to be

wary of dictating policy to the City schools. We can be a good example. Mr. Huja said there is nothing wrong with stating that we encourage healthy food in the schools.

Ms. Galvin asked to add language about pursuing walkable thoroughfares in 2013.

On motion by Ms. Szakos, seconded by Ms. Galvin, the resolution was approved with the suggested changes. (Ayes: Ms. Smith, Mr. Norris, Ms. Szakos, Ms. Galvin, Mr. Huja; Noes: None.)

REPORT: RWSA Quarterly Update

RWSA Quarterly Update

Mr. Tom Frederick presented to Council. He updated Council on current projects, including the water treatment plant Granular Activated Carbon (GAC) improvements project, adopted budgets for the next fiscal year that resulted in a wholesale rate decrease for the coming year, and ongoing discussions on solid waste. He said the organization is working on a long-term plan, which has been needed for many years. He said they will support technical questions from either side amidst the cost share agreement negotiations, but they are not participating actively in this decision making process. He provided a brief update on the Rivanna Pump Station project. There is strong interest in the project among contractors, and the bid process will begin in September. There was a productive open house on the pump station in the Woolen Mills neighborhood. The Ragged Mountain Dam project is still on target and is scheduled to be completed in December. The contract completion date is March.

Mr. Norris asked about the issue of odors from the pump station. There have been renewed complaints from the Belmont/Carlton area, and he asked why this might be. Mr. Frederick said they are working to respond to concerns, and they continue to conduct research, but the answer can be hard to find. Running odor control on a very small budget in comparison to the size of the facility can be difficult. There has been some success with low budget measures.

Ms. Szakos asked if they have talked to potential contractors about hiring local folks, including Section 3. Mr. Frederick said they have.

Ms. Galvin asked about the ongoing discussion about the Rivanna Solid Waste Authority. We should be aware of what we want and not react in responsive mode to what Albemarle County does. Ms. Szakos said we had those conversations about two years ago, and we have voiced our support for the recycling center.

Ms. Smith asked if GAC takes out fuel in a spill situation. Mr. Frederick said it can, but most facilities do not use it because of the cost. Ms. Smith confirmed that Sugar Hollow water is now diverted to the reservoir. She asked why that had to be done. Mr. Frederick said this was a cost issue. Ms. Smith asked if the City is being reimbursed for putting in trails. Mr. Frederick said the RWSA is open to negotiation about cost. At Ms. Smith's request, Mr. Frederick gave an update on the status of dredging. Ms. Smith asked about the status of the Four Party Agreement.

Mr. Brown said there is a notice requirement before it ends. It continues as long as there are bonds outstanding.

OTHER BUSINESS - LIGHT SYNCHRONIZATION ON 29N

Mr. Huja said the lights synchronization project on 29N was discussed at the recent PACC meeting. He asked Council to consider supporting this project because it effects City and County both. The cost would be \$25,000-\$30,000 for each section.

Mr. Jones said we received some cost estimates for this project, which would be about \$400,000 for the intersections from the University to Ivy and \$50,000 to do the intersections at Hydraulic.

Ms. Szakos asked where their funding is coming from. The county money is coming from the state.

Mr. Norris said he thought we just did this several years ago. Ms. Szakos said this is a different project than what is currently in place; it is more advanced and interactive.

Ms. Szakos said she does not know where we would find \$500,000 in the current budget, but she is interested in the project.

Ms. Galvin said she would like to see the measured studies showing that this would in fact benefit businesses.

Mr. Norris said this is exactly what we should be doing instead of spending \$300 million on the bypass.

Ms. Szakos said she would like a report but would not want to make a decision yet. Mr. Norris said we need to make sure access to Michie Drive and light synchronization is part of the discussion.

The meeting was adjourned.