

**NOTICE OF SPECIAL MEETING**

A SPECIAL MEETING OF THE CHARLOTTESVILLE CITY COUNCIL WILL BE HELD ON Monday, January 6, 2014, AT 5:30 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 Rice

**SECOND FLOOR CONFERENCE ROOM – January 6, 2014**

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. Galvin, Council voted, (Ayes: Mr. Huja, Ms. Galvin, Mr. Norris, Ms. Szakos; Noes: None; Absent at time of vote: Ms. Smith), to meet in closed session for discussion and consideration of prospective candidates for (1) Discussion, consideration and interviews 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 for legal advice regarding the negotiation of the terms and conditions of a cost sharing agreement with the Albemarle County Service Authority for the costs of the Rivanna Pump Station and other capital wastewater projects, as authorized by Va. Code sec. 2.2-3711 (A) (7).

Council returned to open session at 6:50 p.m. Ms. Szakos moved that that the Closed Session be adjourned and that Council reconvene in Closed Session in the Second Floor Conference Room immediately following the end of the regular City Council meeting for the purpose of discussing appointments to City boards and commissions. Ms. Smith seconded the motion, which passed unanimously. (Ayes: Mr. Huja, Ms. Smith, Ms. Szakos, Ms. Galvin, Mr. Fenwick; Noes: None.)

**COUNCIL CHAMBERS - January 6, 2014**

**CALL TO ORDER**

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

**ORGANIZATIONAL MEETING: Council Election of Mayor and Vice Mayor**

Mr. Jones called the meeting to order and opened nominations for mayor.

Ms. Smith nominated Mr. Huja. Ms. Galvin seconded the nomination. The motion passed. (Ayes: Ms. Smith, Ms. Galvin, Mr. Huja, Mr. Fenwick; Noes: None; Abstain: Ms. Szakos.)

Nominations for the Vice Mayor were opened.

Mr. Fenwick nominated Ms. Smith as Vice Mayor. Mr. Huja seconded the nomination. The motion passed. (Ayes: Ms. Smith, Ms. Galvin, Ms. Huja, Mr. Fenwick, Ms. Szakos; Noes: None.)

Mr. Huja thanked his colleagues for their support. He welcomed Mr. Fenwick to Council. He thanked Ms. Szakos for her work as Vice Mayor over the past two years.

### **AWARDS/RECOGNITIONS & ANNOUNCEMENTS**

Ms. Galvin announced Tree pick-up, which will occur the week of January 6, 2014. Free mulch from recycled trees will be available starting February 1, 2014, at Darden Towe Park.

Ms. Szakos announced an art show by artists with disabilities will be on display for the 14th annual VSA Charlottesville/Albemarle Visual Art Show at the Martin Luther King, Jr. Performing Arts Center. The opening show is on Friday, January 10, 2014, from 6:30 - 8:00 p.m.

Mr. Fenwick announced City Offices will be closed for Lee Jackson Day and Martin Luther King Day. The next City Council meeting will take place January 21.

Ms. Smith announced the "Continuing the Dream" event at the Carver Center, January 20 from 1-3:00 p.m.

Mr. Jones announced the City is opening warming centers during tomorrow's extreme cold temperatures.

### **MATTERS BY THE PUBLIC**

Mr. John Heyden, Westwood Rd., said he believes violent crime has reached epic levels. He asked Council to direct police to form a Violent Crimes Taskforce.

Ms. Joanna Salidis, 129 Goodman St., said the context sensitive design resolution would be a good step forward for the City and urged Council to approve it at their next meeting. She supported a steering committee with broad representation.

Ms. Nancy Carpenter, 727 Denali Way, outlined her concerns about public transit, funding for Route 6 and discontinuation of Route 10 service.

Mr. Luis Shultz, 1809 E. Market St., said this is the seventh time he has come to Council to say staff has violated code. He said Councilors have not seen the evidence he has that Steephill Street is dangerous.

Mr. Zach Reid, 1000 Linden Ave., spoke about recent attacks on the Downtown Mall. He asked Council to support Chief Longo's \$150,000 request in order to improve safety on the Downtown Mall.

Ms. Lena Seville, 808 Altavista Ave., member of the Transit Riders Association of Charlottesville (TRAC), spoke about the process of changes. People should not lose bus service in the winter. There should be more outreach when there are changes. Signage regarding the changes is inadequate, visible only to two seats on the bus. She requested more riders on the City advisory panel.

Mr. Philip Jones, 1011 Forest Hills Ave., said he is a veteran. He was disappointed that no Councilors or County Supervisors were present at the Veteran's Assembly on November 11.

### **COUNCIL RESPONSE**

Mr. Fenwick said he appreciated Mr. Reid coming down to speak; it is not always easy. He encouraged citizens to use this opportunity to bring forth ideas as well as concerns.

Ms. Smith said we will be dealing with the context-sensitive streets issue soon. She thanked transit riders for their input. She asked to ensure a City Councilor will be on the transit board.

Ms. Galvin thanked Ms. Salidis for her comments about the context-sensitive streets resolution. She said the community engagement piece of the transit changes needs our careful attention. She asked that Mr. John Jones report to Council in the next quarter after monitoring the current changes. She said safety is a big issue, particularly in light of our upcoming budget discussions. She said she would have been at the Veterans' ceremony if she were in town, and she greatly appreciates the service of all veterans.

Ms. Szakos said we need an additional online tool to give people the opportunity to weigh in on important issues like transit. She said she has been to every Veteran's Day event since she has been on Council, and she was at a conference in Seattle on November 11 this year.

Mr. Huja said he was also in Seattle and supports Veterans. He asked staff to examine the possibility of keeping the stop at Water Street open, especially for local shoppers and the elderly. He recommended Ms. Seville be appointed to the Transit Committee.

On motion by Ms. Smith, seconded by Mr. Fenwick, Mr. Jonathan Doer was appointed to the Social Services Advisory Board, and terms for the Human Rights Commissioners were assigned. (Ayes: Ms. Smith, Ms. Szakos, Ms. Galvin, Mr. Fenwick, Mr. Huja; Noes: None.)

Mr. Fenwick pulled item i from the consent agenda for discussion.

On motion by Ms. Smith, seconded by Ms. Galvin, the consent agenda passed with the exception of letter i. (Ayes: Ms. Smith, Ms. Szakos, Ms. Galvin, Mr. Fenwick, Mr. Huja; Noes: None.)

**CONSENT AGENDA**

**a. Minutes for December 16**

Minutes for December 16

**b. APPROPRIATION: Appropriation and Transfer for the Thomas Jefferson Area Coalition for the Homeless Collaborative - 65,000 (2nd reading)**

Appropriation and Transfer for the Thomas Jefferson Area Coalition for the Homeless Collaborative

**c. APPROPRIATION: FY 2014 JAUNT Pass-through Funding - \$480,724 (2nd reading)**

FY 2014 JAUNT Pass-through Funding

**d. APPROPRIATION: 2013 Edward Byrne Memorial Justice Assistance Grant (JAG) - \$27,039 (carried)**

2013 Edward Byrne Memorial Justice Assistance Grant

**e. APPROPRIATION: Thomas Jefferson Crisis Interview Team Asset Forfeiture Transfer Program - \$111,726 (carried)**

Thomas Jefferson Crisis Interview Team Asset Forfeiture Transfer Program

**f. APPROPRIATION: 2014 Department of Motor Vehicles Virginia Highway Safety Grant for Alcohol Enforcement - \$13,950 (carried)**

2014 Department of Motor Vehicles Virginia Highway Safety Grant for Alcohol Enforcement

**g. APPROPRIATION: 2014 Department of Motor Vehicles Virginia Highway Safety Grant for Speed Enforcement - \$6,720 (carried)**

2014 Department of Motor Vehicles Virginia Highway Safety Grant for Speed Enforcement

**h. APPROPRIATION: Appropriation of Funds from the Freeman Dunn Law Firm to the Fontaine Fire Station Project - \$262.48**

Appropriation of Funds from the Freeman Dunn Law Firm to the Fontaine Fire Station Project

**i. ~~ORDINANCE: Cable Franchise Agreement Extension (2nd reading)~~**

**j. APPROPRIATION: FY12-13 HOME Funds - \$89,902 (1st of 2 readings)**

FY12-13 HOME Funds**PUBLIC HEARING / RESOLUTION: Permit Parking: 10th & Page and Fifeville Neighborhoods**Permit Parking: 10th & Page and Fifeville Neighborhoods

Mr. Buchanan presented to Council. After research, NDS staff has requested to pursue experimental permits, starting in February. Permits will be free of charge until the end of the trial period, which is August 2015.

Ms. Szakos asked what the rationale is for including the whole neighborhood when only two streets show high percentages of parking issues. Mr. Buchanan said if you narrow the permit parking, it moves would-be parkers out to neighboring streets. This is an effort to combat that phenomenon.

Mr. Fenwick asked if staff would distribute notices to nearby construction sites and University employees. Mr. Buchanan said he will communicate this to construction crews; the Office of Community Relations at UVA is communicating with their employees.

Ms. Galvin asked if there is information or background about UVA's accommodations for parking for their staff. Mr. Buchanan said employees have an off-site parking/shuttle option. Ms. Galvin asked staff to closely monitor the impacts over time and ensure this is not generating concerns in different parts of the neighborhood.

Ms. Smith confirmed that the survey was conducted June 11-13, when UVA was not in session. Mr. Buchanan confirmed this.

On motion, the public hearing was opened.

Ms. Josephine Morrison, 920 Page St., said parking in the 900 block of Page Street is a big problem. She said lack of parking for UVA employees is not the neighborhood's problem. She is a prisoner in her own house because if she leaves her home, there will be nowhere for her to park when she returns.

Mr. Justin Pincham, 900 Page St., said he supports the permit parking trial. This affects the elderly neighbors disproportionately.

Ms. Vacima Howard, 822 Aniston Street, president for 10th and Page neighborhood, said parking in her neighborhood continues to be a problem. She said she is a University worker, and they do not provide good parking. It is a problem.

Ms. Brenda Casteneda, 206 9th Street NW, said she has lived in her neighborhood for 10 years, and parking has never been a problem. She does not believe the parking issue reaches the threshold for permits. She asked Council to vote against the resolution.

A citizen from 819 Page St., said he has never had a problem finding parking on the 800 block of Page Street. He said Council would be jumping the gun to force this when adequate evidence is not present.

Mr. Justin Sarafin, 1001 Page St., urged Council to vote in favor of the trial permit period. He said elderly residents are impacted by lack of access to parking near their walkways. He asked Council to vote in favor of the trial.

Having no further speakers, the hearing was closed.

Mr. Huja said Mr. Gaines sent an email for public record in support of the permits.

Ms. Smith said the survey does not meet the threshold to support permits, but she is concerned about neighbors having access to parking at or near their homes. She said the survey numbers do not look reliable.

Ms. Galvin said the resolution should show 9th St. to West St., not Preston Ave.

Ms. Smith said we should wait and see if neighboring streets require permits, because she does not think spill-over will necessarily be a problem that far out.

Ms. Szakos said she is inclined to accept the resolution for the entire area because the numbers seem low given the survey was conducted while school was out of session.

On motion by Ms. Szakos, seconded by Ms. Galvin, the resolution was approved pending termination in August 2015 unless Council takes further action. Ms. Smith asked if Council would entertain doing Page, Paoli, and nearby streets for starters. Ms. Galvin said she trusts staff analysis. Ms. Szakos said the neighborhood association supports this. Mr. Huja said he supports the motion because it will give staff a chance to find out whether or not this is a problem. Ms. Galvin asked for more information on UVA's parking policies for their employees.

Ms. Smith said she agrees with some permit parking, but this is too extensive. Ms. Szakos said when there is a cost to it, she may agree.

(Ayes: Ms. Szakos, Ms. Galvin, Mr. Fenwick, Mr. Huja; Noes: Ms. Smith.)

## **REPORT: Rivanna Quarterly Update**

### Rivanna Quarterly Update

Mr. Frederick reported to Council on Rivanna's quarterly activities, including water treatment plant granular activated carbon (GAC) improvements, strategic planning, the capital improvement plan, Ragged Mountain Dam, Rivanna Pump Station, cost share agreements, and the Ivy Materials Utilization Center.

Ms. Smith said the difference between hybrid and full scale GAC is \$2 million. Ms. Smith asked if we can go full scale after we go with the hybrid, or if the equipment would have to be replaced. Mr. Frederick said the program is designed to be modular in nature, and it will not require equipment replacement to go full scale.

Ms. Smith asked if Rivanna is planning for South Fork water, which is dirtier, or are they planning to rehabilitate for the current raw water supply. Mr. Frederick said the functions are very similar for both. The rehabilitation observatory will accommodate South Fork water.

Ms. Smith asked if they are going to open up the Sugar Hollow Pipe entirely to fill the Ragged Mountain Reservoir; the Sugar Hollow Pipe has a fairly limited capacity. Mr. Frederick said the plan is to fill the Reservoir as quickly as reasonably possible. The pipe will flow to near capacity, but there are some limitations, such as what is available in the Sugar Hollow reservoir and new rules affecting the release of water to the Moorman's River. Ms. Smith asked if there are plans to use another source besides the Moormans to fill it up more quickly. Mr. Fredrick said in a drought situation, to the extent there is excess capacity in the Beaver Creek system, that water could be released to South Fork after Crozet's needs have been met.

Ms. Galvin wanted to ensure Rivanna is in contact with the Woolen Mills Neighborhood Association regarding the Woolen Mills Pump Station.

Mr. Fenwick asked how long it will take to fill the reservoir. Mr. Frederick said it will depend on the weather. This can be anywhere from three months in wet conditions to one to two years if conditions are extremely dry.

Mr. Fenwick asked what would happen if we do not meet EPA requirements. Mr. Frederick said EPA has the option to issue fairly substantial fines and penalties. Mr. Fenwick said \$17.3 million is the projected price, not the bid price. This is an engineer's best estimate on design.

**REPORT: PVCC Annual Update (Written Report only - no presentation)**

PVCC Annual Update

**ORDINANCE: Cable Franchise Agreement Extension (2nd reading)**

Cable Franchise Agreement Extension

Mr. Fenwick asked if Comcast knew the deadline was approaching, and why they need a six month extension. Mr. Jones said staff recognized we need a committee in place to review the contract with Comcast. The ordinance passed unanimously. (Ayes: Ms. Smith, Ms. Szakos, Ms. Galvin, Mr. Fenwick, Mr. Huja; Noes: None.)

## **OTHER BUSINESS**

Mr. Fenwick said the brickwork on the Downtown Mall outside the Regal Theatre has been damaged for a number of years. He asked why the general contractor, MMM, has not taken responsibility for repairs.

Mr. Huja asked staff to look into this matter. Mr. Jones asked Mr. Brown to speak to this issue. Mr. Brown said the City acted as its own general contractor on this project. MMM was the consulting engineering firm. We also had a construction management firm, and several separate contracts.

Ms. Galvin said they are still liable for the drawings, and this is a valid concern.

Mr. Jones said staff is looking into a solution for this and will provide an update to Council.

Ms. Galvin said the cross section should have been designed differently to accommodate the loads of vehicles, and this could be a liability concern. Mr. Jones said this will be examined.

Mr. Huja said the temporary asphalt fix is not attractive. Mr. Jones said staff is working to address this.

## **MATTERS BY THE PUBLIC**

Mr. Alex Hancock, Eaton Rd., said the discussion about permit parking points to a lack of infrastructure to address parking needs throughout neighborhoods. He said it was nice to hear Ms. Smith ask intellectual questions about water usage, and it made him think about things from a different perspective.

Ms. Szakos clarified that parking is by zone, so anyone who lives within that zone can park in that zone.

Council reconvened in Closed Session in the Second Floor Conference Room. At the conclusion of the closed session City Council opened the meeting.

On motion by Ms. Szakos, seconded by Ms. Smith, Council certified by the following vote (Ayes: Mr. Huja, Ms. Galvin, Mr. Norris, Ms. Smith, Ms. Szakos; 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.

Meeting adjourned.



Clerk of Council