

NOTICE OF SPECIAL MEETING

A SPECIAL MEETING OF THE CHARLOTTESVILLE CITY COUNCIL WILL BE HELD ON Monday, June 16, 2014, 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 Rice

SECOND FLOOR CONFERENCE ROOM – June 16, 2014

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

On motion by Ms. Szakos, seconded by Ms. Smith, Council voted, (Ayes: Mr. Huja, Ms. Galvin, Mr. Fenwick, Ms. Smith, Ms. Szakos; Noes: None), to meet in closed session for (1) Consultation with legal counsel regarding the negotiation of the terms and conditions for the acquisition of a public utility easement on McIntire Road, where discussion in an open meeting would adversely affect the City's negotiating strategy, as authorized by Va. Code sec. 2.2-3711 (A) (3) and (7); and, (2) Consideration of the acquisition of real property on Page Street for a public purpose, where discussion in an open meeting would adversely affect the City's negotiating strategy, as authorized by Va. Code sec. 2.2-3711 (A) (3); and, (3) Discussion and consideration of prospective candidates for appointment to City boards and commissions, as authorized by Va. Code sec. 2.2-3711 (A) (1).

On motion by Ms. Szakos, seconded by Ms. Smith, Council certified by the following vote (Ayes: Ms. Galvin, Mr. Fenwick, Ms. Smith, Ms. Szakos, Mr. Huja; 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 16, 2014

CALL TO ORDER

Council met on this date with the following members present: Ms. Smith, Ms. Galvin, Mr. Huja, Ms. Szakos, Mr. Fenwick.

AWARDS/RECOGNITIONS & ANNOUNCEMENTS

Ms. Galvin announced the Plugged in Virginia Pilot Program. She invited Lisa Climer to speak on the program and introduce the graduates present at the meeting.

Mr. Huja announced that the Homeowner Tax Relief Grant will be on the agenda tonight. Also, the Belmont Bridge will not be voted on tonight; a vote will take place in July.

Ms. Szakos announced that Charlene Greene was recognized as the Virginia Human Rights Staff Person of the Year at their annual conference earlier this month.

Ms. Szakos announced Juneteenth on Friday, June 20 at 6:00 p.m. at PVCC and on Saturday from 11:00 a.m. - 3:00 p.m. in the Dickinson Building parking lot. She said the Shenandoah National Park has Neighbor Day on Saturday; entrance is free.

Ms. Smith announced the Charlottesville High School string ensemble will perform a free concert on Thursday, June 19 at 7:30 p.m. at the CHS MLK Performing Arts Center.

Ms. Smith said Council will hold a worksession on Disproportionate Minority Contact on Thursday, June 26 at 5:00 p.m. in CitySpace.

Mr. Fenwick announced the Better Business Challenge Awards Ceremony on June 19 at the Paramount Theatre. Go to theparamount.net for tickets and more information.

Mr. Fenwick announced recycling changes will go into effect July 1. Go to www.charlottesville.org/recycling for more information and for size request forms.

Ms. Galvin announced the Bike and Pedestrian Master Plan Update will take place on June 18 from 4:30 - 6:30 p.m. at CitySpace. For more information about the plan update, go to www.charlottesville.org/bikeped.

MATTERS BY THE PUBLIC

Mr. Adam Rey, Elliot Ave., said his neighborhood has become involved in the bike/pedestrian plan because of a recent plan to designate previous parking spaces as a bike lane. Taking away parking spaces on the side of the road with a sidewalk is unsafe and will create safety issues for citizens, many of whom are elderly.

Ms. Emily Dreyfus, on behalf of the Legal Aid Justice Center, commented on the Disproportionate Contact report. She said the report does not give enough information on why there has been a decrease in juvenile arrests. She offered open conversation on the peer-to-peer network plan. She said police need additional training on contact with youth, including a training protocol for how police interact with youth.

Ms. Shymora Cooper, 713 6th St., said she is speaking on behalf of PHAR. She is the mother of three children and is concerned there is not enough support for programs in our community that empower our youth. There is unnecessary contact with the police that makes them feel harassed. She asked why more African American kids are incarcerated than their White counterparts. She said there are programs doing work in our community that are being overlooked for funding. She said the DMC task force should continue.

Ms. Deirdre Gilmore, 613 Hinton Ave., said there were community forums in July 2013 with over 200 people attending. Children have a lot of concerns and complaints. Parents do not know where to go to get children help with mental illness. Please help so that we do not lose more of our kids to the criminal justice system.

Ms. Jane Foster, 6 Gildersleeve Wood, said the Black community has the impression that Black children are being treated differently than White children. She said the police need to put officers in neighborhoods that know how to interact with the children of the neighborhood.

Ms. Edith Goode, 305 2nd St., asked Council to provide training for the police so they are as aware and responsive to the delinquency of White children as they are to Black children. Please support the proposed recommendations of the task force.

Mr. Louis Shultz, 1809 E. Market St., said this is the eighteenth time he has come to Council accusing staff of violating code and civil rights statutes regarding Steephill Street.

Mr. Edward Brooks, resident of southern Albemarle, said there is a looming policy change for the library as of July 1 that will allow for open cell phone conversations and the opportunity to eat and drink in order to make it more inviting for young people. He said there was no option for existing patrons to give input. They may no longer feel welcome, and they will disappear. This policy needs public vetting.

Mr. Jeff Greer, 2708 Jefferson Park Ave., said he is here on behalf of the Fry's Spring Neighborhood Association regarding the potential down zoning. He asked for Council's support for advancing the debate. He said this debate has been taking place since 1999 and needs advancement.

Dr. Greg Gelburd, 1612 E. Market St., said he is a family physician and sees a lot of underserved patients at his practice. He is frustrated by those opposed to Medicaid expansion. He asked Council to come up with a way to steer us towards a better solution. People in our state desperately need help with healthcare.

Ms. Terri DiCintio, 2307 Highland Ave., said the Fry's Spring neighborhood has been grappling with the down zoning issue since 1999, and it is time to move the process forward and give it the public forum it deserves.

Ms. Lena Seville, 808 Altavista Ave., said she has attended many of the meetings on disproportionate minority contact. She said when they decide whether to detain youth, they use a number score assessment with mandatory and discretionary overrides. She said there are issues with this system.

COUNCIL RESPONSE

Mr. Fenwick thanked everyone who came out to speak on the DMC report. He said he supports addressing zoning in Fry's Spring. He said he will talk to the library about the new policy.

Ms. Smith said she was shocked to hear about the new library policy and would look into it. Council has publically stated their support for Medicaid expansions. She is glad to see corrective zoning on the agenda.

Ms. Szakos said she was on the DMC committee that produced the report and she supports its recommendations. She said we need to talk to all the different stakeholders, including parents and kids, to see what perceptions are there. She agreed with Ms. Gilmore that mental illness is an important issue. She said the rules of the library have not changed, and you must stop having a conversation if you get too loud, regardless if you are on a cell phone or not. She said she was appalled at the state budget, but the governor has not yet signed off on it, so there is still time for input.

CONSENT AGENDA

- a. **Minutes for June 2**
- b. **APPROPRIATION: Social Services Fund Balance Transfer for Office Space Re-Configuration - \$356,785.40 (2nd reading)**

Social Services Fund Balance Transfer for Office Space Re-Configuration

- c. **APPROPRIATION: Gordon Avenue Library Exterior Envelope Project - Albemarle County Reimbursement - \$2,462.43 (2nd reading)**

Gordon Avenue Library Exterior Envelope Project

- d. **RESOLUTION: Fund Transfer for Drainage Correction at Johnson School and Cherry Hill - \$30,000**

Fund Transfer for Drainage Correction at Johnson School and Cherry Hill

- e. **RESOLUTION: Flats at 852 West Main Comprehensive Signage Plan**
- f. **RESOLUTION: Fund Allocation for Hope Community Center Property Purchase - \$595,000**

Fund Allocation for Hope Community Center Property Purchase

- g. RESOLUTION: School Resolutions: Virginia Retirement System Rates and Employee Contributions for FY 2015**

School Resolutions: Virginia Retirement System Rates and Employee Contributions

- h. ORDINANCE: Second Extension of Cable Television Franchise Agreement (carried)**

Second Extension of Cable Television Franchise Agreement

- i. ~~ORDINANCE: William Taylor Plaza Land Purchase and Sale Agreement Amendment (2nd reading)~~ pulled for discussion**

William Taylor Plaza Land Purchase and Sale Agreement Amendment

Ms. Smith asked to remove item i for William Taylor Plaza.

Mr. Fenwick said the City is now renegotiating the contract for Comcast, and he said he would like to hear concerns from community members.

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

PUBLIC HEARING / RESOLUTION: Belmont Bridge Update and Alternative Selection

Belmont Bridge Update and Alternative Selection

Mr. Tolbert presented to Council.

Mr. Wiley Cooke, Architect and President of MMM Design Group, presented to Council. He reviewed the original design of the VDOT bridge in-kind replacement. He overviewed the site plan for the enhanced bridge design and the arch design, along with the effects of their construction.

Mr. Jim Rounsevell, representing a community-driven effort for the underpass replacement option, showed a video overviewing the underpass idea.

Mr. Chris Wellford, with Barton Mallon, presented on the initial conceptual estimates. es.

Mr. Tolbert said staff is not making a recommendation on approach. VDOT let staff know last week that there may actually be \$2 million less to do any of these projects. In response to an inquiry from Ms. Smith, Mr. Tolbert explained that HB2 requires all new projects go through a prioritization process. Mr. Fenwick confirmed that no matter what option we choose, we will potentially have less funding than originally believed.

Mr. Tolbert said we have not done a full economic study on all the options. Bolan Smart said they did not see any difference in any of the options.

On motion, the public hearing was opened.

Mr. David Repass, 227 E. Jefferson, said this all could have been avoided. There have been two years of discussions, and so many more questions have been raised. It is hard to answer them all in an objective way. An independent commission should be established that will look into this situation for all options, including costs and repair, with neighborhood, PLACE, and other representatives. He said a PLACE committee has already been established.

Ms. Aurora Nichols, 701 Maple St., said there is a negative impact to the local neighborhood businesses during construction and she requested relief for businesses. She said the quality of construction materials on the JPA bridge sidewalks are very slippery when wet.

Mr. Thomas Rahal, 904 Monticello Rd., spoke in support of the underpass and pedestrian bridge project. This makes the City safer and more connected for all.

Mr. Peter Krebs, 1022 Tufton Ave., thanked the Project Gateway team. Their design shows what the City deserves. He said the foot bridge is central to the project, and no one knows how that will be paid for.

Ms. Annette Wilcox, 1400 Monticello Rd., said we need to find a way to keep trains from blocking traffic.

Dr. Greg Gelburd, 1612 E. Market St., said he is concerned about health for our citizens. The current bridge is not inviting to pedestrians. It is dangerous and dusty. He said he supports the underpass design and believes it is brilliant.

Ms. Amy Gardner, 753 Belmont Ave., said our City cannot afford to miss this unique opportunity to create an innovative solution. This is more than just replacing a bridge. The underpass proposal creates many new opportunities.

Mr. Kevin Burk, 614 Park St., said too much time has passed without a real process. The underpass will take us to the next century. He agreed with Mr. Repass that we should be able to compare all designs fairly. He said we should follow vision, principles and process as you deliberate on this project.

Mr. Hunter Smith, 807 Bolling Ave., owner of Champion Brewing Company, said they have the most foot traffic of any company in the neighborhood. He supports the underpass because it provides connectivity and safe pedestrian access to businesses in Belmont. This gives the City an opportunity to eliminate a physical barrier.

Mr. Mark Kavit, 400 Altamont St., said ultimately the issue of the bridge is going to come down to money, but we should focus on what would be the most architecturally attractive

concept. He asked to delay a decision until the documents Councilor Fenwick requested have been provided. He supported forming a bridge commission.

Mr. Rolf Braun, 1120 E. High St., said the underpass is a bad idea and does not provide more than what the less expensive enhanced bridge does. The underpass makes access to the Martha Jefferson neighborhood worse than a bridge option.

Ms. Liz Bordonina, 910 Belmont Ave., said the current bridge was clearly built for cars, not pedestrians. She supports the underpass because it is best for pedestrians and bikers.

Mr. Brian Wimer, 712 Graves St., said he supports the underpass design. He said Council should not worry about funding, because it will come.

Ms. Rebecca Quinn, 104 4th St., said we have created a canyon on West Main Street, and another canyon will potentially be created on Market Street. We have an option to open space with an underpass. She said outrageously high cost estimates are made to scare us away from thoughtful alternatives.

Mr. Allan Webb, 854 Nalle St., said the Belmont Bridge is the only negative part of his daily pedestrian experience. An attractive pedestrian bridge will attract younger citizens.

Ms. Brooke Swill, 1018 Avon St., said fixing the current bridge was not put forward as an option tonight and should be added to the debate.

Mr. Adam Frazier, 707 Graves St., said he can see the bridge from his house. He said it seems CSX is commandeering our plans and asked why we have to do so much to accommodate them. Ten years from now, the railroad may not even be a viable economy. We should repair the bridge now and save for the underpass option.

Mr. Scott Bandy, 1639 Cherry Ave., said he does not trust that there have not been overruns on this project. He said the underpass compares to the grade separated interchange project on 29.

Mr. Brevy Cannon, 710 Ridge St., said the underpass is a strong example of citizen leadership.

Ms. Lena Seville, 808 Altavista Ave., thanked staff and Barton Mallow for the independent review of grades and costs. She said the underpass may not be safe for trucks and possibly buses. The underpass is not as pedestrian friendly with the grades. The pedestrian bridge should not be confused with the underpass.

Having no further speakers, the public hearing was closed.

Council took a brief recess.

Mr. Fenwick said he did not know until tonight that we were going to see \$2 million less from VDOT. He said he did not receive the MMM report until Friday afternoon, and he understands why people feel out of the loop. He agreed with Mr. Repass's idea about a bridge commission.

Ms. Smith said she liked the suggestion of getting a schematic of the span of the current bridge imposed on each of the design alternatives to get a perspective. She said we should see the various slopes of the alternatives from minimum to maximum and asked about ADA compliance. She asked about the pedestrian bridges and their availability to Pavilion events.

Ms. Galvin said it is important to have consistent drawings on the same scale. She would like to see scale drawings and a site plan for the underpass option. She outlined her standards for evaluating the project.

Ms. Szakos said she appreciated the community's participation over the past five years and agreed that a simple replacement would be a missed opportunity.

Mr. Tolbert requested the vote be moved to July 21 to allow for ample time to compile materials. Mr. Huja agreed.

REPORT: CITY MARKET DESIGN

City Market Design

Mr. Brian Daly reviewed the timeline of the City Market project. Mr. Huja asked each Councilor to say which plan they favor.

Mr. Fenwick said all proposals contained good information. He said the four main constituent groups are local citizens, citizens from surrounding counties, vendors, and the tourists. Based on feedback from those four groups, he favors the Market Plaza design by Keith Woodward. He said it is the best deal financially for the City.

Ms. Smith said she had several one-on-one conversations with vendors. All proposals were interesting, but none of them had everything that was important for vendors. The WVS plan is too much, and she feared we would not be able to absorb a development of that size. She preferred the Market Plaza design. She said she is concerned with how much financial risk the City will assume with any of the proposals.

Ms. Szakos said she worked to consider all constituents and make the decision that is best for the entire City. She supports the Market Plaza design because it best addresses most of the needs of the market. The City will have control over the public plaza where the market takes place, which the other proposals did not offer. She said she is concerned about access to vendor vehicles, the need to have water and outlets for the vendors, and deliveries to the retail establishments in the building.

Ms. Galvin said she appreciates that Council is reaching a consensus on the Market Plaza so easily. It provides an important balance, including much-needed office space and genuine public space with the open plaza.

Mr. Huja said he appreciated Council's support of the RFP. He also supports the Market Plaza. He thanked Dick Schenk for bringing this idea up again after many years. He says this provides very good mixed use development as well as an important public space for the market itself. The City will control the plaza, which is important.

On motion by Ms. Szakos, seconded by Mr. Fenwick, Council voted to accept the proposal from Market Plaza and begin negotiations for sale. (Ayes: Ms. Szakos, Ms. Smith, Ms. Galvin, Mr. Fenwick, Mr. Huja; Noes: None.)

REPORT: DISPROPORTIONATE MINORITY CONTACT AND RACIAL DISPARITIES IN THE JUVENILE JUSTICE SYSTEM

Disproportionate Minority Contact

Mr. Mike Murphy presented to Council. He thanked members of the task force and staff for their work on this project. He overviewed the outcomes from the report and offered conclusions and recommendations. He said African American children are entering the system in disproportionate numbers. However, once they are in, there does not seem to be a difference in treatment. Recommendations include regular training for police, youth, and the juvenile justice professionals, independent from grant money; providing greater delinquency prevention and support to families within the community; analysis of policies and procedures; and support for the School Board in continuing to implement policies and programs to reduce the occurrence of disproportionately in suspensions, school-based arrests, and referrals.

Mr. Todd Warner and Ms. Tammi Walker, project researchers from the University of Virginia, came forward to answer questions.

Ms. Smith asked if they looked for any correlation with kids who are getting into trouble and their academic achievement, particularly literacy. They said they have not; she encouraged them to do so. She said it is important going forward to use evidence-based solutions and have accountability for the data we are using.

Ms. Galvin asked if there is a budget for sustaining and institutionalizing this effort. Ms. Szakos asked if UVA can participate in bringing resources in to this effort. Mr. Murphy said we may be ready to do phase one of the training with current grant money. Doing more extensive training across the board may require money from Council, and that may come up in the FY16 budget. In response to an inquiry from Ms. Galvin, Mr. Murphy said we will continue pursuing opportunities to involve and engage youth.

Ms. Szakos said she is glad so many constituencies came together to discuss this problem. She said this work enables us to get grants more easily.

Mr. Fenwick asked what it is about the intake process that causes disproportionate contact. Mr. Warner said there are differences in the types of crimes kids are getting referred to intake for. Mr. Murphy said more African American children are referred to intake than their White counterparts, but what happens during the process is not different.

REPORT: SOCIAL SERVICES ADVISORY BOARD ANNUAL REPORT

Social Services Advisory Board Annual Report

Ms. Anne Broccoli gave an overview of the Social Services Advisory Board's annual report to Council.

Ms. Szakos asked about rapid rehousing, peer-to-peer talk, and the need to examine foster care for disparities. She asked if there is disproportionality by race in foster care. Ms. Kuknyo said some may be based on race, but much of it seems to be based more on economics. Reunification rates for Black and multi-cultural families within 12 months is better than for White families.

Mr. Fenwick asked how many children are waiting for foster care. Ms. Kuknyo said there are never children waiting for care because of the nature of the program, but there is always a need for foster parents.

Ms. Smith thanked Ms. Kuknyo for working with Ms. Holly Edwards on her research and concerns about foster care. She said Council needs a snapshot of what the reasons children go into foster care are, because this can help inform our decisions. She said research shows how traumatic it can be to take children from their homes, even in abusive situations. She said Social Services should explore a navigator program. Ms. Kuknyo said discretionary funds are important for programs like this.

Ms. Galvin said she is concerned there is a disconnect between the Office of Economic Development, Social Services, and adult education opportunities.

RESOLUTION: FRANKLIN STREET ONE-WAY PILOT

Franklin Street One-Way Pilot

Ms. Donovan Branche presented to Council. She summarized the request for Franklin Street and reviewed the options and their potential positive and negative consequences. Ms. Szakos asked if the pilot can run for less than a year. Ms. Branche said that was possible. Ms. Szakos suggested running Franklin Street one way southbound for six months, seeking a lot of public and business engagement and input.

Mr. Watts said CARS needs it to go north to south in order to get to the hospital.

Ms. Smith asked if we considered shutting it down all together past the current business.

Ms. Galvin asked if we could look at truck routes at the same time. She asked if removing trucks would make it feasible to make it two-way again. She said we should study the ramifications of traffic patterns in the region around Franklin Street.

Ms. Julie Coiner, 411 2nd St. NE, said her family owns part of the Self Storage. She said if the street is one way going south, trucks cannot come in from Market St. because there is not enough room to make the corner.

Mr. Bill Emory agreed it would be devastating to say the Self Storage can only be approached from the north. He suggested implementing one way traffic from Market Street to 131 Franklin Street, then open it to two ways to the south.

Ms. Carrie Rainey said there are some inherent problems with having a street one way mid-block. It would have to be heavily regulated by signage. Ms. Szakos asked if we could have a stop sign at the entrance to the business. Ms. Branche said we would have to do a warrant before installing a stop sign.

Ms. Coiner said there are already signs on Market St. telling trucks they cannot turn there. That is why all trucks come from the other way. She said there does not seem to her to be much pedestrian traffic there.

Ms. Szakos moved to approve a six month pilot from Market St. to the driveway of the existing business with appropriate signage, conduct a traffic study, and engage citizens and businesses. Ms. Galvin seconded, with the addition of a clearly marked pedestrian pathway. Ms. Smith said we should be sure we give adequate notice to the neighborhoods. The resolution passed. (Ayes: Ms. Szakos, Ms. Smith, Mr. Huja, Mr. Fenwick, Ms. Galvin; Noes: None.)

RESOLUTION: CONSIDERATION OF POTENTIAL DOWNZONING IN FRY'S SPRING NEIGHBORHOOD

Consideration of Potential Downzoning in Fry's Spring Neighborhood

Mr. Tolbert presented to Council.

Ms. Szakos asked who has standing to bring a request for rezoning. Mr. Brown said rezoning can be initiated by Council. Ms. Szakos asked if this would stand legally because of the impression of spot zoning. She would not support rezoning ultimately, so she does not think it is a good use of time to institute a study. She said she does not hear support from three Councilors.

Ms. Galvin said the neighborhood has asked for a public hearing. We are proponents of engagement, and this is one way to engage this community about issues related to their land management.

Mr. Huja said you have to prove what change has happened to warrant initiation. Ms. Galvin said she wants the neighborhood to feel heard but does not want to give them false hope for change. Ms. Smith said we do not have the information we need to make a decision.

Mr. Brown said Council has received feedback from the Cresmont area but not from other neighbors, and some may not be aware of this. Mr. Tolbert said we would distribute notice, but some may be caught off guard.

Ms. Smith moved to initiate the downzoning consideration. Ms. Galvin asked why certain properties were singled out. Mr. Tolbert said the Fry's Spring Neighborhood Association has not looked at these properties as being in their neighborhood for many years.

Mr. Huja suggested having a public hearing before deciding to initiate the rezoning process.

Ms. Smith's motion was seconded by Mr. Fenwick.

Council voted to initiate the downzoning consideration. (Ayes: Ms. Smith, Mr. Huja, Mr. Fenwick, Ms. Galvin; Noes: Ms. Szakos.)

ORDINANCE: AMENDMENT TO CHAPTER 30 - TRANSIENT OCCUPANCY AND MEAL TAXES FOR GOVERNMENTAL ENTITIES (passed: 1st and 2nd readings)

Amendment to Chapter 30

Mr. Todd Divers presented to Council. The Business Tax Supervisor, Mr. Popelaum, said they are responding to requests from the business community to clarify how they handle UVA with respect to transient occupancy tax and meals tax. The request is to do away with the state and local government exemption when it comes to occupancy and clarify when state and local governments would get the exemption for meals tax.

On motion by Ms. Szakos, seconded by Ms. Galvin, the ordinance was moved to a second reading. On motion by Ms. Szakos, seconded by Ms. Smith, Council voted to waive the second reading and pass the ordinance. (Ayes: Ms. Szakos, Ms. Smith, Mr. Huja, Mr. Fenwick, Ms. Galvin; Noes: None.)

ORDINANCE: HOMEOWNER TAX RELIEF GRANT - 2014 (passed: 1st and 2nd readings)

Homeowner Tax Relief Grant - 2014

On motion by Ms. Smith, seconded by Ms. Szakos, the ordinance was moved to a second reading. On motion by Ms. Szakos, seconded by Ms. Smith, Council voted to waive the second reading and pass the ordinance. (Ayes: Ms. Szakos, Ms. Smith, Mr. Huja, Mr. Fenwick, Ms. Galvin; Noes: None.)

REPORT: WHALE TAIL SCULPTURE

Whale Tail Sculpture

Mr. Brian Daly presented to Council. He reviewed the maintenance lease from 2012, which expires in July of this year.

Ms. Szakos asked if Art In Place would put something in the space immediately. Staff said the jury will take place in July for placement in October.

Ms. Szakos said she has enjoyed the whale tail very much but is willing to let it go and move on. This space was meant to be transient.

On motion by Mr. Fenwick, seconded by Ms. Galvin, Council voted to extend the lease by six months then require removal of the sculpture upon the lease expiration. (Ayes: Ms. Szakos, Ms. Smith, Mr. Huja, Mr. Fenwick, Ms. Galvin; Noes: None.)

OTHER BUSINESS: William Taylor Plaza Land Purchase and Sale Agreement Amendment

Ms. Smith asked where the right of way was that would require a supermajority. Mr. Brown said it is on the Ridge Street side. Mr. Armstrong said the right of way they are proposing to require is not the sidewalk; it is behind the sidewalk.

Ms. Smith said she strongly disagrees that this is legal. Ms. Szakos said we have been through the process on this item.

Council voted to pass the ordinance. (Ayes: Ms. Szakos, Mr. Huja, Ms. Galvin; Noes: Ms. Smith, Mr. Fenwick.)

OTHER BUSINESS: Albemarle County Office Building Rezoning Request

Ms. Szakos read a resolution to initiate a rezoning of the Albemarle County Office Building. Ms. Galvin seconded the resolution.

The resolution passed. (Ayes: Ms. Szakos, Mr. Huja, Ms. Galvin, Ms. Smith, Mr. Fenwick; Noes: None.)

OTHER BUSINESS

Ms. Szakos requested adding online engagement to an upcoming agenda. Mr. Huja said we will discuss this at the next meeting. Ms. Szakos requested the Our Town website be updated.

MATTERS BY THE PUBLIC

Mr. Bill Emory, 1604 E. Market St., said a map should be part of Council materials when road issues are being discussed.

Meeting adjourned.