

NOTICE OF SPECIAL MEETING

A SPECIAL MEETING OF THE CHARLOTTESVILLE CITY COUNCIL WILL BE HELD ON Monday, July 18, 2016, 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 – July 18, 2016

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

On motion by Ms. Szakos, seconded by Mr. Fenwick, Council voted, (Ayes: Mr. Bellamy, Ms. Szakos, Ms. Galvin, Mr. Signer, Mr. Fenwick; Noes: None), to meet in closed session for (1) Discussion, consideration and interviews of specific candidates for appointment to City boards and commissions, and for the City Manager's annual performance evaluation, as authorized by Virginia Code sec. 2.2-3711 (A) (1); and,

(2) Consultation with legal counsel and briefings by staff members pertaining to actual litigation between the City of Charlottesville and Charlottesville Parking Center, where such consultation in an open meeting would adversely affect the City's litigating posture, as authorized by Virginia Code sec. 2.2-3711 (A) (7); and,

(3) Discussion of the disposition of City-owned real property on Avon Street Extended in exchange for a public trail easement, and discussion of the acquisition of real property in the Downtown area for public parking purposes, where in both cases discussion in an open meeting would adversely affect the City's negotiating strategy, as authorized by Virginia Code sec. 2.2-3711 (A) (3); and,

(4) Discussion of the acquisition of real property and consultation with legal counsel, both as part of the negotiation of the terms and conditions of an agreement with Albemarle County providing for the co-location of the City and Albemarle County General District Courts, as authorized by Virginia Code sec. 2.2-3711 (A) (3) and (7).

On motion by Ms. Szakos, seconded by Mr. Bellamy, Council certified by the following vote (Ayes: Ms. Galvin, Ms. Szakos, Mr. Bellamy, Mr. Fenwick, Mr. Signer; 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 – July 18, 2016

CALL TO ORDER

Council met in regular session on this date with the following members present: Ms. Galvin, Ms. Szakos, Mr. Bellamy, Mr. Fenwick, Mr. Signer.

COUNCIL CHAMBER - July 18, 2016

AWARDS/RECOGNITIONS & ANNOUNCEMENTS

Mr. Signer read a proclamation in honor of Mr. James "Jim" Hingeley on the occasion of his retirement as public defender. Mr. Hingeley thanked Council for the proclamation.

Ms. Galvin announced the Parks and Recreation Advisory Board's public hearing about the Ragged Mountain trails on July 20 at the Jefferson School. She also announced the Citizen's Survey will go out in August and encouraged recipients to respond. She announced "It's About Choices" on July 21 at Burley Middle School. For more information, contact Mr. Alex Zan at (804) 321-3636, or visit the web site at www.Alex-Zan.com.

Ms. Szakos announced the Blue Ribbon Commission on Race, Memorials and Public Spaces will meet July 20 in the Basement Conference Room at 6:00 p.m. They will also hold a community forum on July 27 at the Jefferson Heritage Center auditorium. Call 970-3101 for more information. She also announced that the grade-separated intersection at Route 29 and Rio Road is reopening this evening. The final completion date is set for December.

Mr. Fenwick announced a joint City Council/CRHA work session will take place on Monday, July 25 at City Hall. He also announced the 27th Annual African American Cultural Arts Festival begins July 28 at the Jefferson School with "A Taste of Ghana". He announced other events for the festival and encouraged the community to attend. He also said there have been many computer attacks and warned citizens to be cautious when opening attachments.

Mr. Bellamy said the Community Bridge Builder Selection Committee has extended the deadline to August 12. Please contact the City Manager's office or visit the website www.charlottesville.org/humanrights for more information, or call 970-3115 to request a form. He also announced the Energize!Charlottesville art pitch winner, Matthew Slaats, has been installing his winning art concept around the City. For more information, go to www.energizecharlottesville.org/arts. He also requested a moment of silence for Denzel Morton, who was recently killed in Charlottesville. He invited all African-American males to participate in a Black Male Town Hall Summit next Tuesday at 7:00 p.m. at CitySpace; all members of the community are invited to attend in order to observe.

APPOINTMENTS TO BOARDS & COMMISSIONS

On motion by Mr. Fenwick, seconded by Mr. Bellamy, the following appointments were made to boards and commissions: to the Community Development Block Grant Task Force:

Howard Evergreen (at-large), Kathy Johnson Harris (Ridge St.), Joy Johnson (10th & Page), Kelly Logan (social issues), Sarah Malpass (Fifeville), Megan Renfro (Belmont); to the Community Development Block Grant 10th & Page Priority Neighborhood Task Force: James Bryant, Joy Johnson, Seth Kelley, Vezena Howard; to the Housing Advisory Council: Erica Allen; to the Jefferson Area Board for Aging (JABA) Board of Directors: Elayne Phillips; to the Jefferson Area Board for Aging (JABA) Advisory Council on Aging: Richard "Chuck" Brugh, Joe Szakos; to the Charlottesville Sister City Commission: Annie Evans; to the PLACE Design Task Force: Kate Bennis (arts), Chris Henry (development), Fred Wolf (landscape / architect); to the Planning Commission: Lisa Green; to the Region 10 Community Services Board: Claudia Allen, Missy Wernstrom; to the Retirement Commission: Krisy Hammill; to the Social Services Advisory Board: Kathryn May Gallanosa, Christine Gough, Cathee Johnson Phillips, Jean Zearly, Judith Zeitler; to the Tree Commission: Brian Menard.

He said Council is still seeking applicants for other openings; contact Paige Rice at 970-3113 for more information.

Ms. Szakos recused herself from the vote on Mr. Szakos' reappointment.

The motion passed. (Ayes: Ms. Galvin, Ms. Szakos, Mr. Bellamy, Mr. Fenwick, Mr. Signer; Noes: None.)

Ms. Szakos gave a summary of the National League of Cities committee meetings in Kansas City that she attended in June.

CITY MANAGER RESPONSE TO MATTERS BY THE PUBLIC

Mr. Jones addressed costs to swim at Washington Park Pool and crosswalk safety nearby brought up by Mr. Raymond Mason. He reviewed pool rates and the pass programs available to youth in the community. The City's traffic engineer is looking at possibilities for improved pedestrian safety in that area. Staff members have met with Ms. Herndon regarding her concerns about fair housing and parking near her home. In response to Mr. Fogel's remarks about disproportionate minority contact (DMC), the DMC task force has actively been involved in discussions regarding disproportionate contact, and there is positive progress in this area. He reviewed strategies for training and community outreach; more work is planned. Mr. Louis Oyola's request for a memorial bench for Sage Smith has been addressed, with staff identifying a location along West Main Street; staff is following up with Mr. Oyola and the family on this matter.

MATTERS BY THE PUBLIC

Ms. Naomi Roberts, St. Clair Ave., said she wants Council to help her save her street. She wants her street rezoned to 50 feet lots. People should not be allowed to build two-story houses 10 feet apart. She said she is disappointed by Council's lack of response.

Ms. Joann Robertson, Stand for the Silent, said two young ladies in the community have come together to do something positive in light of everything negative going on in the media.

They gave ribbons to everyone at the meeting, including the Councilors. Please take a picture of what you are doing in the community to spread peace and love. This week, they are picking up trash in neighborhoods and making cookies for law enforcement. Go to Facebook and search for Stand for the Silent to post your pictures.

Dr. Rick Turner, City resident and president of the local NAACP, said we all have an obligation to have a racially diverse police force. He said he was disappointed that there was only one Black inductee out of nine at last week's new officer ceremony. He said he believes young African American boys and girls want to be police officers, but they must be engaged early.

Mr. Ram Venkatanarayana, said he realized his memory was not working as well as it used to and discovered after multiple visits and a lot of money that he had Lyme's disease. He said he does not want to kill deer, but something needs to be done for the sake of public health.

Ms. Marta Keane, JABA, said there is a widening gap between seniors' needs and available funding as the elderly population increases regionally.

Ms. Laura Jones, 106 Holly Ct., said bow hunting deer within City limits is irresponsible and comes with many problems. She said Charlottesville could not be proud of such a decision. We should focus on other community problems, such as traffic issues.

Mr. Michael Roddy, 403 12th St. NE, said he originally planned to speak on parking downtown as the owner of Rapture. However, something more important came up; this past Friday night, an amplified band played music so loudly that it drove away outdoor diners and cost him revenue. The ordinance in place was not enforced.

Ms. Szakos confirmed with Mr. Jones that staff will follow up with citizens on time-sensitive issues before the next Council meeting.

Mr. Signer announced that the first meeting in August is cancelled due to the scheduled summer break.

Ms. Galvin asked Mr. Jones to ensure staff is following up with Ms. Roberts.

CONSENT AGENDA

- a. **Minutes for July 5**
- b. **APPROPRIATION: Virginia Department of Health Special Nutrition Program - \$90,000 (2nd reading)**

Virginia Department of Health Special Nutrition Program

- c. **APPROPRIATION: VDOT Primary Extension Paving Project Funds - \$282,421 (carried)**

VDOT Primary Extension Paving Project Funds

- d. **APPROPRIATION: Greenstone on 5th Corporation Sponsorship Agreement for Enhanced Police Coverage - \$82,184 (carried)**

Greenstone on 5th Corporation Sponsorship Agreement for Enhanced Police Coverage

- e. **APPROPRIATION: Piedmont Workforce Network Incumbent Worker Training Grant - \$3,610 (carried)**

Piedmont Workforce Network Incumbent Worker Training Grant

- f. **RESOLUTION:
CDBG/HOME Code Revision (1st of 1 reading)**

CDBG/HOME Code Revision

- g. **RESOLUTION: CDBG/HOME Citizen Participation Plan Update**

CDBG/HOME Citizen Participation Plan Update

- h. **RESOLUTION: 3-D Modeling Proposal for Strategic Investment Area**

3-D Modeling Proposal for Strategic Investment Area

- i. **RESOLUTION: Virginia Land and Water Conservation Fund Grant Application for Acquisition of Park Land on Moore's Creek - \$100,000**

Virginia Land and Water Conservation Fund Grant

- j. **APPROPRIATION: Piedmont Workforce Network Incumbent Worker Training Grant - \$4,730 (carried)**

Piedmont Workforce Network Incumbent Worker Training Grant

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

Ms. Galvin thanked the PLACE Design Task Force for their work on getting the 3D model for the SIA created.

**PUBLIC HEARING / ORDINANCE: POLLING PLACE CHANGE - BUFORD
ELECTION PRECINCT (carried)**

Polling Place Change - Buford Election Precinct

Ms. Anne Hemenway presented to Council. She reminded everyone that absentee voting starts in September, and the election is November 8. She answered clarifying questions from Council.

Ms. Szakos confirmed there will be signage at the Boys and Girls Club in case voters show up to direct them to the correct location. She made sure the new location complies with ADA requirements.

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

On motion by Ms. Szakos, seconded by Ms. Galvin, the ordinance carried.

PUBLIC HEARING / ORDINANCE: WEST MAIN STREET DENSITY

West Main Street Density

Mr. Haluska presented to Council and reviewed the Planning Commission's recommendation.

Mr. Signer asked if staff received feedback from anyone. The Pregnancy Center of Virginia did call in opposition to this, and staff offered a response to their concerns.

Ms. Szakos asked if renovation projects would still have to provide parking. Mr. Haluska said by-right uses do not require additional parking, but there may be exceptions for extenuating circumstances.

Mr. Fenwick asked if parking or traffic studies have been conducted. Mr. Haluska said the increase in density is related to the number of required parking spaces; studies have not been conducted.

On motion, the public hearing was opened.

Ms. Jean Hiatt, 1534 Rugby Ave., asked Council to preserve the remaining historic buildings on Main Street.

Mr. Peter Kleeman, 407 Hedge St., said increased traffic in a low-capacity travel zone is a more pressing issue than parking.

Ms. Gennie Keller asked Council not to raise the by-right density for West Main Street to 200 du/a. This would have negative outcomes for this area, and we are not ready for this decision. We should look at this more comprehensively in the future.

Ms. Valerie Long, 321 E. Main St., said on behalf of her clients, she is speaking in favor of increased by-right density. This will help address the affordable housing crisis, increase opportunities for entrepreneurial companies, and will help develop a critical mass on the West Main Street corridor in order to support business.

Ms. Sharon Marshall Davis, co-owner of 919, 915, and 917 West Main, currently inhabited by Habitat for Humanity, encouraged Council to follow the recommendations for the Planning Commission and seek more information before making a decision to increase density.

Having no further speakers, the public hearing was closed.

Ms. Galvin made a motion for an alternate ordinance, which changes the last two items referencing density. She proposed the following revisions: to Sec. 34-621, Density: Residential density shall not exceed sixty four (64) DUA; however, up to one hundred eighty (180) DUA may be allowed by special use permit. (West of the Drewary Brown Bridge), and to Sec. 34-641, Density: Residential density shall not exceed forty-three (43) DUA; however, up to one hundred twenty (120) DUA may be allowed by special use permit. (east of the Drewary Brown Bridge.)

Mr. Bellamy seconded the motion.

Councilors discussed the proposed motion.

Ms. Galvin entertained an amendment to send this back to the Planning Commission for review. Mr. Fenwick moved to defer this and send it back to the Planning Commission. Ms. Szakos amended the motion to include forwarding the work Ms. Galvin has done. Mr. Signer asked for consideration of supply and demand issues in Charlottesville with the housing stock.

Mr. Bellamy accepted the proposed amendments.

Mr. Signer said he is interested in evidence-based analysis on supply and demand.

Ms. Galvin said she still views this as an interim solution, and ultimately we should get rid of the SUP, predicated on having a robust supply of parking where we need it.

The motion to return this to the Planning Commission carried. (Ayes: Ms. Galvin, Ms. Szakos, Mr. Bellamy, Mr. Fenwick, Mr. Signer; Noes: None.)

Council took a recess at 9:01 p.m. and returned at 9:14 p.m.

PUBLIC HEARING / ORDINANCE: WATER STREET DISTRICT CORRIDOR REZONING (1st of 2 readings)

Water Street District Corridor Rezoning

Mr. Haluska presented to Council and answered clarifying questions.

Ms. Valerie Long, representing Midway Manor residents, thanked Council for their rezoning actions in March. She reviewed the proposals the zoning amendment would achieve.

On motion, the public hearing was opened.

Ms. Jean Hiatt, Preservation Piedmont, said they are pleased about proposed regulations for the Water Street district corridor. She urged Council to support the additional regulations for this corridor.

Ms. Gennie Keller, 504 North 1st St., said the Planning Commission is fully supportive of the zoning text amendments and appreciates the owners volunteering these.

Having no further speakers, the public hearing was closed.

Ms. Szakos moved to approve the zoning text amendment and thanked Midway Manor for being a good neighbor in this process, and by providing needed affordable housing. Ms. Galvin seconded the motion. The ordinance carried.

REPORT: URBAN DEER MANAGEMENT

Urban Deer Management

Mr. David Kocka with the Virginia Department of Game and Inland Fisheries presented to Council on urban deer management and answered clarifying questions for Council.

Ms. Szakos said we are already culling deer in inhumane ways, such as by hitting them with cars. The idea of urban hunting makes her very squeamish, but she realizes something must be done.

Mr. Signer asked for recommendations. Mr. Kocka recommended clarifying the ordinance in order to make it clear that discharging a bow is legal. The City could also join the urban archery group. Mr. Signer asked about deer meat programs. Mr. Kocka said decisions about what to do with the deer would be up to the individual land owners. Mr. Signer said this is free and decentralized, which makes this an attractive option.

Ms. Galvin said she is interested in a much more controlled culling option with a comparative cost estimate provided. Mr. Kocka estimated that it would cost \$400-\$500 per deer to hire sharp shooters for a controlled cull.

Council said they are interested in exploring targeted culling options including cost figures, as well as speaking to their peer localities. Mr. Signer asked for pros and cons to the decentralized approach to urban deer hunting. Mr. Fenwick said we need to make sure we solicit public comment. Mr. Jones will consult with staff and report back.

REPORT: CHARLOTTESVILLE AFFORDABLE HOUSING FUND UPDATE**Charlottesville Affordable Housing Fund Update**

Ms. McHugh presented an update on the Charlottesville Affordable Housing Fund to Council and answered clarifying questions.

Ms. Galvin and Ms. Szakos thanked Ms. McHugh for all she has done for the City and for professionalizing the City's care of housing.

Ms. Galvin said form-based code is not a down-zoning and suggested having a conversation with the Housing Advisory Committee so there is improved understanding.

MATTERS BY THE PUBLIC

Ms. Rebecca Quinn, 104 4th St., said she is glad the discussion about managing deer population is back on the table. She asked if there are statistics about Lyme disease. Car insurance rates are set by jurisdiction, and a lot of factors go into those rates. She asked how much of our premium is related to deer impact and wondered if the City could lower rates by culling the population. She said bow hunters always wait until they have a good shot because they only have one.

Adjourned.