

NOTICE OF SPECIAL MEETING

A SPECIAL MEETING OF THE CHARLOTTESVILLE CITY COUNCIL WILL BE HELD ON Monday, October 17, 2016, 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 – October 17, 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. Bellamy, Council voted, (Ayes: Ms. Galvin, Ms. Szakos, Mr. Bellamy, Mr. Fenwick, Mr. Signer; Noes: None), to meet in closed session for (1) Discussion and consideration of prospective candidates for appointment to City boards and commissions, and the removal of a specific appointee from a City commission, as authorized by Virginia Code sec. 2.2-3711 (A) (1); and, (2) Discussion of the acquisition of real property in the Downtown area for public parking, where a discussion in an open meeting would adversely affect the City's negotiating strategy, as authorized by Virginia Code sec. 2.2-3711 (A) (3).

On motion by Ms. Szakos, seconded by Mr. Fenwick, 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 - October 17, 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.

AWARDS/RECOGNITIONS & ANNOUNCEMENTS

The Cub Scouts Pack#36 lead the pledge of allegiance.

Ms. Galvin announced that the Virginia Section of the American Water Works Association recognized the City of Charlottesville with a 2016 Public Information Award. Following that

award, the City of Charlottesville was recognized on October 6 as a 2016 WaterSense Partner of the Year by the U.S. Environmental Protection Agency. Ms. Jill Greiner, Water Conservation Coordinator for the City of Charlottesville, accepted the awards. Ms. Kristel Riddervold was also present to accept. She also announced the HEAL Platinum Designation and presented it to Mr. Maurice Jones.

Ms. Szakos announced that she was at the Virginia Municipal League (VML) conference this past weekend, and Charlottesville won two awards. Ms. Kristel Riddervold was present to accept. The HEAL Platinum level award was also presented to City Manager Maurice Jones.

Mr. Bellamy said last month, the City of Charlottesville was recognized by the International City/County Management Association (ICMA) for its innovative, job-driven workforce development training program, GO Driver, which trains City residents to become bus drivers for Charlottesville Area Transit. Mr. Engel accepted the award on behalf of the City's Office of Economic Development and CAT. Ms. Trice was also present to accept.

Ms. Galvin acknowledged the Strategic Investment Area Plan for winning the Merit Award from the American Institute of Architects.

Mr. Fenwick recognized the CHS Band for their invitation to the New Year's Day parade in January 2018.

Mr. Fenwick announced Ms. Robbi Savage has a group of Batten School students here this evening and welcomed the group.

Mr. Fenwick announced JABA Open Enrollment for Medicare from October 15 until December 7th. He also announced the Efficiency Study community roundtables on October 18 and October 19 at the Carver Recreation Center. He announced the Charlottesville Time Bank's Repair Cafe on October 22 at IX Art Park. The Blue Ribbon Commission will meet this Wednesday at the TJPDC Water Street Center.

Mr. Bellamy announced October is Energy Action Month; visit www.energizecville.org for tips and resources.

Mr. Bellamy announced the ISA Gold Leaf Award for Outstanding Landscaping Beautification Activities was awarded to the Charlottesville Area Tree Stewards. Chairperson Rosanne Simon was present to accept. Ms. Ineke Dickman, representative of ISA, presented the award to Ms. Simon on behalf of CATS, the Charlottesville Tree Commission, and the many partners involved. Ms. Simon asked for volunteers November 5 for the second phase of tree planting. She thanked Mr. Chris Gensic from Parks and Recreation and Mr. Paul Josey from the City's Tree Commission.

Ms. Szakos announced information for voting in the November 8 election, including updated registration details. Call the Voter Registrar's Office at 970-3250 for more information. Also, the area Metropolitan Planning Organizations are meeting together on October 26 at 11:00am. For more information, go to the TJPDC website. "Doggy Howl-o-ween" will be held

on the Downtown Mall on October 28 at 6:00pm. She also read the updated Matters by the Public verbiage for the agendas.

Ms. Galvin announced LEAP Home Energy Check-ups will take place through December 24. A home energy audit is also available. Contact Lesley Fore for more information at (434) 242-7065, or go to www.leap-va.org.

APPOINTMENTS TO BOARDS & COMMISSIONS

On motion by Mr. Fenwick, seconded by Ms. Szakos, Council made the following appointments to Boards and Commissions: to the CDBG Task Force, Matt Slaats; to the JAUNT Board, Ray Heron; to the Jefferson-Madison Regional Library, Kathy Johnson Harris; to the PLACE Design Task Force, Andres and Clarence. (Ayes: Ms. Galvin, Ms. Szakos, Mr. Bellamy, Mr. Fenwick, Mr. Signer; Noes: None.)

CITY MANAGER'S RESPONSE

Mr. Jones updated Council on speed cameras, which will be on the agenda in November for review as part of the legislative packet. Staff is following up with Ms. Quinn's concerns about restaurants and trash downtown; they plan to engage with the DBAC and downtown restaurants, and work with public works. Staff followed up with Ms. Laurie Talbot on her concerns about water damage in her rental unit, and there are no violations currently on site.

MATTERS BY THE PUBLIC

Ms. Robbi Savage, Executive Director of the Rivanna Conservation Alliance, thanked Mr. Signer and Ms. Szakos for attending the Virginia Conservation Network's recent event. She said recent clean-ups around the river have produced over three tons of trash. She thanked Mr. Chris Gensic for his assistance during the weekends with these clean-ups. She also thanked the Batten Class for attending.

Ms. Amy Berry, manager at Region 10 Community Services Board, said they have partnered with the Senior Center on community-based programming. She supported the center's request for funding of the Belvedere Project on the agenda this evening.

Mr. John Heyden, Westwood Rd., asked why Mr. Bellamy is allowed to engage in conduct against a business owner and said he believes it is against the City Council's code of conduct. People with differing opinions are shut down. He said if the racial roles were reversed, this would not be acceptable. He said Council does not want to be around people who do not agree with them.

Mr. Will Lyster, Louisa County, said it is unethical for an elected City official to single out a business owner. He said he will not pay his BPOL taxes if this continues. He asked Council to censure Mr. Bellamy.

Mr. Jeff Fogel said there is over-representation of African Americans in the stop-and-frisk activities of the City's Police Department. He said he requested data regarding stop-and-frisk, and the Police Department requested an extension because they were still compiling the information. He has yet to receive the statistics he has requested, some of which are presented in tonight's agenda package.

Ms. Maeve Curtain, UVA's liaison to Council, invited the community to attend upcoming events, including "Keep the Movement Coming On", a symposium in memory of Julian Bond on October 20 and 21 at the Special Collections Library and at the Paramount Theatre on the Downtown Mall. Also, Trick-or-Treating on the Lawn will take place from 4:00 – 6:00pm on Monday, October 31. Free parking will be available starting at 3:30pm at Scott Stadium and University Hall, as well as the Culbreth Garage.

Mr. Peter Kleeman, 407 Hedge St., clarified that the City Manager's response addresses both sessions of Matters by the Public.

CONSENT AGENDA

- a. **Minutes for October 3**
- b. **APPROPRIATION: Virginia Juvenile Community Crime Control Act Grant - \$452,704 (carried)**
- c. **APPROPRIATION: Runaway Emergency Shelter Program Grant - \$212,000 (carried)**
- d. **APPROPRIATION: Edward Byrne Memorial Justice Assistance Grant - \$27,198 (carried)**
- e. **RESOLUTION: Transportation Alternative Program Grant Application for Rugby Avenue Shared Use Path**
- f. **ORDINANCE:
Quitclaim Gas Easement to VDOT in 5th Street Station Parkway (carried)**

Mr. Fenwick called attention to the money coming into the City via grants.

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

PUBLIC HEARING/ORDINANCE: RELEASE SEWER EASEMENT AT 324 OAK STREET (carried)

Release Sewer Easement at 324 Oak Street

Ms. Lauren Hildebrand presented to Council and answered clarifying questions.

On motion, the public hearing was opened.

Ms. Joey Conover said she acquired the lot in 2008, and the sewer ran directly through the lot. She explained the process she and her husband have undertaken in the building at this location and requested Council's support for abandonment of this easement.

Having no further speakers, the hearing was closed.

On motion by Ms. Galvin, seconded by Mr. Fenwick, the ordinance carried for a second reading.

RESOLUTION: NATIONAL ENDOWMENT FOR THE ARTS GRANT CHANGES APPROVAL

National Endowment for the Arts Grant Changes Approval

Ms. Tierra Howard presented to Council and answered clarifying questions.

Ms. Szakos made a motion to accept the grant proposal change. Ms. Galvin seconded the motion.

Mr. Slaats presented to Council and gave details about the proposed project, which has not changed since the original submission; only the partnership has changed.

Ms. Galvin asked for a brief overview of the response to recent changes in the Strategic Investment Area (SIA), including increased involvement of the Piedmont Housing Alliance in the Friendship Court development and the public housing community engagement efforts. Mr. Slaats said they are responsive and flexible in response to the many groups involved with the SIA.

In response to an inquiry from Ms. Szakos, Mr. Slaats explained the recent rocket project his group has done.

Council passed the resolution. (Ayes: Ms. Galvin, Ms. Szakos, Mr. Bellamy, Mr. Fenwick, Mr. Signer; Noes: None.)

REPORT: INVESTIGATIVE DETENTIONS UPDATE

Investigative Detentions Update

Mr. Jones presented to Council. He clarified that what Mr. Fogel requested in his FOIA request was different from what is being presented this evening.

Chief Alfred Thomas of the Charlottesville Police Department presented to Council. At Ms. Szakos' request, he explained what an investigative detention is.

Mr. Bellamy said we need to examine how to decrease the number of contacts with minorities.

Ms. Szakos said the City's willingness to collect this data, which started with Chief Longo, is a good thing. She asked Chief Thomas to explain the recent grant the City received to study proportionality.

Ms. Galvin asked if the goal for longitudinal data in these reports was to show change across time. Chief Thomas confirmed that it was the goal.

Council called a brief recess at 8:45 p.m. and returned at 8:53 p.m.

REPORT: Technology Zone Reauthorization

Technology Zone Reauthorization

Mr. Chris Engel, Director of Economic Development, presented to Council.

Mr. Signer asked Council to consider adding additional benefits for certain areas, extending the duration of the benefit period, and extending the credit to personal property tax.

Mr. Engel said the period can be extended for up to 10 years. There are some companies with remaining eligibility, and they would not like to see this go away, which is a problem with changing the benefits drastically.

Mr. Divers said it is important that the program remain streamlined and easy to administer. The City encourages companies to wait until their revenues have grown before taking advantage of the tax credit. He pointed out that the Fredericksburg plan is not administered by the Commissioner of Revenue.

Ms. Szakos said she supports the second option.

Mr. Signer asked Council if they support extending the time on the benefit, or exploring a longer duration. He also asked if Council supported including Business Personal Property tax. Ms. Galvin said she supports looking into these options. Mr. Fenwick said the current system is working fine, and he does not see any reason to add on or extend it.

Mr. Signer confirmed Council consensus for encouraging local hiring.

Ms. Szakos said we have a lot of businesses in the City that are not technology programs, and she does not want to give money away to only one sector.

Council supported the program as it stands for the time being, and then exploring the possibility of adding on to it later. Mr. Jones said staff will bring this back to Council with the ordinance at the November 7 meeting, then move forward with possible additions after that time.

REPORT: MAJOR SNOW STORMS: RESPONSES & ORDINANCE REVIEW

Major Snow Storms: Responses & Ordinance Review

Ms. Judy Mueller presented to Council. She discussed driver training, issues with dead ends and cul-de-sacs, options for contracting, options for clearing sidewalks, and different types of plows.

Mr. Alex Ikefuna presented to Council and discussed tiered system options.

Ms. Galvin asked about enforcement for sidewalk clearance. She said the status quo does not seem sustainable. Mr. Ikefuna said the responsibility was transferred to NDS from the police. NDS cannot enforce against dumping snow from the sidewalk into the street.

Ms. Szakos said NDS staff has more flexibility than Public Works staff during snow falls. She said measuring inches does not get at the issue, because it depends on the type of precipitation that is falling. She said she does not want to wait 72 hours before making sidewalks accessible to pedestrians. She suggested that the City Manager could be authorized in an extraordinary event to declare a weather emergency and suspend enforcement for a specified amount of time. She added that anyone living on a 35 mph street be exempt from extensions because it is too dangerous for pedestrians to have to walk in the roads along these routes.

Mr. Fenwick thanked the City Manager and staff for bringing this up in a timely manner. Safety should be the primary concern.

Council gave general support for exploring options for increased budgetary support for improved snow clearing. Councilors gave support for the idea of giving the City Manager discretion in extraordinary snow falls; Mr. Fenwick objected to this approach. City Attorney Craig Brown recommended that specific guidelines be put in place.

REPORT: SENIOR CENTER GRANT REQUEST FOR BELVEDERE - \$2,000,000

Senior Center Grant Request: Belvedere - \$2,000,000

Mr. Peter Thompson presented to Council. President Hi Edwald and several other board members were also present.

Mr. Fenwick asked if the current center would remain open. The president said the current facility would be sold once the new one is inhabitable. Mr. Fenwick asked if the Senior Center has received public money in the past. Mr. Thompson said they have been privately funded. Mr. Fenwick said he appreciates their efforts, but there is already a City facility, and this is City money.

Mr. Bellamy said he appreciated efforts made by the Senior Center to try to diversify and bring together different generations and ethnicities. He said he would support their work in the community in any way possible, finances aside.

Ms. Szakos said Millennials and retirees are two parallel populations in the City that both benefit the City and have a lot of similar needs. She recognized the Senior Center for their efforts in the community in engaging options for a variety of needs. She said she supports this project and wants the City to participate in making this possible.

Ms. Galvin said the 300 parking spaces surrounding the building does not seem to suggest this is indeed a walkable project. She said they are asking for a 50/50 split with the County and asked if this reflects the ratio of users. Mr. Thompson said members are 30% City, 60% County and 10% surrounding counties. They do not have the same data for guest usage, but it is probably about the same percentage-wise.

Ms. Galvin asked how access to Belvedere for the low-income community would be facilitated. Mr. Edwald said the CAT bus route 11 is a major access point, and a volunteered shared ride program and JAUNT will also service this area. Mr. Thompson said advocating for the Regional Transit Authority is a priority. Belvedere was as walkable community as the board could find. Parking is still a necessity as long as vehicular travel is a reality.

Ms. Galvin said she is willing to move this forward, but she would evaluate this need in context with the City's many capital projects.

Mr. Thompson offered to meet with any groups from the City or the County to better understand what their residents want.

Mr. Signer said he wants more evidence and specifics for what other localities are doing with this type of project. He agreed with Ms. Galvin that he will have to look at this in context with the City's other capital requests.

MATTERS BY THE PUBLIC

Mr. Elliott Harding, Albemarle County, said he does criminal defense for a living. The statistics that came out in the Police Department's report said a large percentage of stops were disproportionately African Americans. He said the best policing is self-policing. He requested facts going forward, such as whether the caller identified themselves, if the report included stops predicated on a consensual stop, if force was used, what percentage of stops was force used at some point, force used by racial make-up, what percentage of stops were accompanied by frisk, and what percentage of stops resulted in finding contraband or weapons.

Ms. Szakos said these are figures Council has asked for in the past, and she expects they will receive this information in the future.

Meeting adjourned at 10:40 p.m.