

NOTICE OF SPECIAL MEETING

A SPECIAL MEETING OF THE CHARLOTTESVILLE CITY COUNCIL WILL BE HELD ON Monday, November 21, 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 – November 21, 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 consultation with legal counsel pertaining to federal court litigation involving Council's Meeting Procedures, where a discussion in an open meeting would adversely affect the City's litigating posture, as authorized by Virginia Code sec. 2.2-3711 (A) (7).

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 - November 21, 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

Mr. Signer read a proclamation in honor of the Virginia Film Festival. Mr. Jody Kielbasa, Director of the Virginia Film Festival, was present to accept. He thanked Council for their support on behalf of his staff and the University of Virginia.

Mr. Signer read a proclamation for Small Business Saturday and encouraged residents to shop small businesses the Saturday after Thanksgiving, November 26.

Ms. Galvin announced City Offices will be closed for Thanksgiving starting Wednesday at 1:00 p.m., reopening Monday morning. She also announced upcoming City Council events, including the Joint City Council / School Board lunch on Tuesday, November 29 at 12:00 p.m. at CitySpace; the Joint City Council / Planning Commission / PLACE Work Session regarding the Code Audit on Wednesday, November 30 at 5:00 p.m. in the NDS Conference Room; the Our Town meeting for North Downtown, Little High, Locust Grove, Martha Jefferson, and Woodhaven neighborhoods on Thursday, December 1 at 6:00 p.m. at the Key Recreation Center; and the Holiday Heritage Parade on Saturday, December 3 at 10:00 a.m. on the Downtown Mall.

Mr. Fenwick announced the Digital Government Achievement award for the Free Smoke Alarm Program to the Charlottesville Fire Department and the City's Information Technology department. Chief Baxter accepted the award on behalf of the Fire Department; Ms. Parker was also present representing the IT department. The Charlottesville Fire Department representatives present were Captain Joe Hughes and Battalion Chief Rich Jones. The IT representatives present were Steve Hawkes, Mark Simpson, and Kangyoon Bae.

Ms. Szakos announced the Grand Illumination on the Downtown Mall on Friday, December 2 from 5:00pm – 8:00pm at Central Place. For information, go to www.charlottesville.org/grandillumination or "Like" the Facebook page @cvillegrandillumination. Also, the Toy Lift will take place on the Downtown Mall will take place from 9:00am – 4:00pm at the City Hall Plaza and will continue collecting donations from 5:00pm – 7:00pm at Central Place.

Mr. Signer announced the new Rivanna Executive Director, Mr. Bill Mawyer. Mr. Mawyer thanked Council for the welcome and said he is looking forward to serving the community. Ms. Galvin said we are lucky to have Mr. Mawyer, who is very qualified.

Mr. Bellamy thanked voters in the City of Charlottesville, who turned out in record numbers this year. He also thanked staff and volunteers for their hard work during the election. Absentee applications are now being accepted for next year's elections.

Mr. Bellamy announced Saturday, December 17 the 5th Annual Coat Drive and Give-away at First Baptist Church will take place at noon. Please bring donations to Virginia Organizing, First Baptist Church, or the Carver Recreation Center.

Mr. Fenwick thanked the students present this evening for attending the Council meeting. He also said JABA has a free insurance counseling service running until December 7.

CITY MANAGER RESPONSE TO MATTERS BY THE PUBLIC

Mr. Jones updated Council on Ms. Quinn's concerns about trash on the Downtown Mall. City staff will continue checking the alleyway in question as well as consider ways to improve enforcement along the Downtown Mall.

Ms. Szakos said this is the anniversary of the disappearance of Sage Smith, and she urged anyone with information to come forward to the Police Department.

MATTERS BY THE PUBLIC

Mr. Brandon Collins, PHAR staff member, discussed the Housing Advisory Committee's recommendations before Council this evening. He said public housing must be truly affordable and expanded. He said Council's contribution to affordable housing will be important; density should provide more affordable housing, including redevelopment.

Mr. Jeffrey Fogel, Spruce St., said the City has the means to make a significant impact on housing and poverty. He said Council should use public funding to ensure affordable housing will be provided for the poor and working class. He said residents can afford higher property taxes, and the City can use bonding and donations from institutions and organizations to secure additional funding.

Ms. JoJo Robertson said she believes there has been a decrease in participation since the new Council procedures were implemented. She shared some figures she put together.

Mr. John Heyden, Westwood Rd., said Council is not willing to address race and violent crime. He said race discussions must be two-sided.

Ms. Maeve Curtin, UVA Student Liaison to City Council, invited everyone in the community to UVA's 16th Annual Lighting of the Lawn on December 1 from 7:00pm – 10:00pm. Go to www.lightingofthelawn.com for more information.

Mr. Phillip Jones, 1011 Forest Hills Ave., said the American dream has not worked for him. He lost his wife a few months ago. He was a fire fighter in the 1960s. He said his brother James Jones was the first Black police officer in the City in the early 1960s, and Carolyn Carter was the first African American fire fighter in the City. He hopes Council can find some information on his brother and Ms. Carter and honor them.

Ms. Nancy Carpenter, Rose Hill neighborhood, said water is life. She said this fall has seen an increase in homeless children. Families are being traumatized by the crisis in rental housing and wages. We should not have students leaving the third grade who cannot read. She asked Council to consider the housing studies to address these issues. This will depend on localities, because we will lose support from the federal government.

Ms. Shahem Faizan said she originally thought we should declare Charlottesville as a safe City, but then she realized we would lose federal funding. She asked Council to find a way to make it clear that bigoted and racially intolerant behavior would not be permitted in Charlottesville and to make people feel safe.

Mr. Bellamy asked that Mr. James Jones and Ms. Carolyn Carter be recognized for their service. He apologized for missing them initially but said we will recognize them.

Ms. Szakos reported that Mr. Bellamy and she just returned from a conference of the National League of Cities, and they offered sample language for cities to use as a template to

create a statement of principles and beliefs. She read the sample language and said Council will discuss this further under Other Business this evening.

Ms. Galvin said in order to generate opportunities for work for our local residents, she will offer a resolution to expand career and apprenticeships to build and repair infrastructure in the City.

CONSENT AGENDA

a. Minutes for November 7

b. APPROPRIATION: Grant for Construction of Water Street Trail - \$318,730 (2nd reading)

Grant for Construction of Water Street Trail

c. APPROPRIATION: Supplemental Nutrition Assistance Program Funding - \$34,584 (2nd reading)

Supplemental Nutrition Assistance Program Funding

d. APPROPRIATION: Local Emergency Management Performance Grant - \$7,500 (2nd reading)

Local Emergency Management Performance Grant

e. APPROPRIATION: State Criminal Alien Assistance Program Grant for 2016 - \$10,375 (2nd reading)

State Criminal Alien Assistance Program Grant

f. APPROPRIATION: CHS Check & Connect Student Engagement Grant - \$50,000 (2nd reading)

CHS Check & Connect Student Engagement Grant

g. APPROPRIATION: Disproportionate Minority Contact Research Project - \$100,000 (2nd reading)

Disproportionate Minority Contact Research Project

h. APPROPRIATION: Virginia Department of Health Child and Adult Care Food Program - \$32,000 (2nd reading)

Virginia Department of Health Child and Adult Care Food Program

- i. **APPROPRIATION: New Sidewalk, ADA Improvements, & Bicycle Improvements - \$295,000 (carried)**

[New Sidewalk, ADA Improvements, & Bicycle Improvements](#)

- j. **APPROPRIATION: US Department of Justice Bullet Proof Partnership Grant - \$6,737.50 (carried)**

[US DOJ Bullet Proof Partnership Grant](#)

- k. **RESOLUTION: Approval of Council Meeting Calendar for 2017**

[Approval of Council Meeting Calendar for 2017](#)

- l. **ORDINANCE: Technology Zone Reauthorization (2nd reading)**

[Technology Zone Reauthorization](#)

- m. **ORDINANCE: Sunrise Park Development Amendment (2nd reading)**

[Sunrise Park Development Amendment](#)

- n. **ORDINANCE: Agreement to Allow Installation of Fiberoptic Cable Over Ivy Road (2nd reading)**

[Agreement to Allow Installation of Fiberoptic Cable Over Ivy Road](#)

Ms. Szakos read the change for item l. on the consent agenda regarding the Technology Zone reauthorization, which changed the eligibility to seven years from five.

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

PUBLIC HEARING / APPROPRIATION: APPROPRIATION OF \$715,436.19 FROM RIVANNA WATER AND SEWER AUTHORITY (RWSA) FOR REIMBURSEMENT OF UTILITY BETTERMENT FOR ROUTE 250 BYPASS (carried)

[Appropriation of \\$715,436.19 from Rivanna Water and Sewer Authority \(RWSA\) for Reimbursement of Utility Betterment for Route 250 Bypass](#)

Mr. Tony Edwards, Development Services Manager for the City, presented to Council and answered clarifying questions.

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

On motion by Mr. Bellamy, seconded by Mr. Fenwick, the appropriation carried for a second reading.

PUBLIC HEARING / APPROPRIATION: APPROPRIATION OF \$1,614,157.22 TO VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) FOR OVERPAYMENT OF FUNDS RECEIVED FOR ROUTE 250 BYPASS (carried)

Appropriation of \$1,614,157.22 to Virginia Department of Transportation (VDOT) for Overpayment of Funds Received for Route 250 Bypass

Mr. Tony Edwards, Development Services Manager, presented to Council and answered clarifying questions.

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

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

RESOLUTION: ACQUISITION OF 801 - 805 EAST MARKET STREET

Acquisition of 801 - 805 East Market Street

Mr. Brown presented to Council and answered clarifying questions.

Mr. Signer thanked Mr. Brown for his hard work on getting this deal completed and Mr. Jones for his direction. Mr. Fenwick said he wants the community to understand that no one who works for the establishments on the purchased property will lose their jobs as a result of this purchase.

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

RESOLUTION: REVENUE SHARING PROGRAM APPLICATIONS: \$9 MILLION BELMONT BRIDGE REPLACEMENT & \$2 MILLION MULTI-MODAL IMPROVEMENTS

Revenue Sharing Program Applications

Ms. Jeanette Janiczek, Urban Construction Initiative Program Manager, presented to Council and updated them on the Belmont Bridge project, including plans for community engagement.

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

Ms. Galvin introduced a resolution to expand career pipelines and apprenticeships within the City of Charlottesville for local residents.

RESOLUTION to Expand Career Pipelines & Paid Apprenticeships in the Building and Repair of Infrastructure within the City of Charlottesville, such as the Belmont Bridge for Local Residents

She read the following excerpt:

BE IT RESOLVED that Charlottesville City Council directs the City Manager and his staff to conduct an analysis of jobs required by the Belmont Bridge Project that can be performed in-house by city departments and linked to the Growing Opportunity GO apprenticeship programs as well as programs at CATEC and PVCC for the benefit of local residents within nine (9) months of passing this resolution; and

BE IT FURTHER RESOLVED that Charlottesville City Council directs the City Manager and his staff to work with the Virginia Department of Transportation (VDOT), the Thomas Jefferson Planning District Commission (TJPD), the local Metropolitan Planning Organization (MPO) and the Piedmont Workforce Network (PWN) Council and Board to develop strategies to promote local recruitment for VDOT training programs and hiring as they pertain to regionally significant transportation projects like the Belmont Bridge, within nine (9) months of passing this resolution.

Ms. Szakos seconded the motion.

Mr. Jones said staff needs time to examine the issues and ensure staff can comply with the resolution from a procurement perspective. Ms. Galvin said the nine-month time period is intended to give staff this time.

Mr. Signer recommended this be placed on the consent agenda for December 5. Council agreed to table a vote until the December 5 meeting.

REPORT: THOMAS JEFFERSON PLANNING DISTRICT (TJPD) & CITY LEGISLATIVE PACKAGES

[Thomas Jefferson Planning District Legislative Package](#)

[Thomas Jefferson Planning District - City Positions](#)

Mr. David Blount, TJPD Legislative Liaison, presented to Council. He reviewed the top three priorities in the draft program and accepted feedback from Council.

Ms. Szakos noted that in regard to the Chesapeake Bay Preservation Act (CBPA), the City does not oppose expansion of the CBPA beyond its current tidal river boundaries. Mr. Blount requested that Council approve the program, as the City's difference on the CBPA is noted in the City's package.

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

Ms. Lisa Robertson, Chief Deputy City Attorney, presented to Council on the City's positions and answered clarifying questions.

Ms. Szakos said she does not support speed cameras; the tickets and fines generated from them disproportionately affect low income residents.

Ms. Szakos said one of the Housing Advisory Committee (HAC) recommendations was for a straight-forward legislative change to use tax credits to maintain long-term affordability, as proposed in the HAC legislative agenda.

Ms. Galvin said she supports adding short-term housing as a priority to the City's package.

Mr. Signer said he also supported pulling out speed cameras. He said he is against robots conducting law enforcement, as it may eventually reduce jobs and could be viewed as a way to fund our budget.

Ms. Galvin said this is an option that gives us the ability to use an additional tool for speed enforcement. She said we have heard from a variety of citizens that speeding in our City is a primary concern. She sees this as working in support of law enforcement.

Mr. Fenwick said he does not envision this system as robotic. This is a way to ease the burden on our Police Department.

Mr. Bellamy said he is conflicted about this matter, but he favors including it in the legislative package.

Mr. Signer asked that the record reflect Ms. Szakos' and his objection to the use of speed cameras.

On motion by Ms. Galvin, seconded by Mr. Bellamy, the City's package passed. (Ayes: Ms. Galvin, Ms. Szakos, Mr. Bellamy, Mr. Fenwick, Mr. Signer; Noes: None.)

Council took a brief recess at 9:17 p.m. and returned at 9:30 p.m.

REPORT: HOUSING STUDY RECOMMENDATIONS

Housing Study Recommendations

Ms. Stacy Pethia presented to Council and summarized the Housing Advisory Committee (HAC) recommendations.

Ms. Szakos asked to use "moderately priced housing" instead of workforce housing in order to characterize the housing itself rather than the people who live there. Ms. Galvin said this should also be noted in the comprehensive plan update. Mr. Bellamy and Mr. Fenwick supported this change as well.

Mr. Signer said the best outcome would be to come out with a discrete number of goals that Council and staff can accomplish proactively.

Mr. Fenwick said identifying what we have done well and what we have not done well should guide our future actions.

Ms. Szakos said we could do a cost, feasibility and impact study for things that can be given a score. Ms. Galvin said she would like to see more policy discussion.

Mr. Signer asked Mr. Jones if staff can sort this out over the next few months in advance of the budget season. Mr. Jones said staff will come back to Council for a work session in February with information on feasibility, cost and impact as suggested by Ms. Szakos.

Mr. Bellamy agreed with Ms. Galvin that we should benchmark progress and provide target dates.

REPORT: REGION 10 / MOHR CENTER UPDATE

Region 10 / Mohr Center Update

Mr. Robert Johnson, Region 10 Executive Director, presented to Council.

Mr. Bellamy said we are not taking our opiate crisis seriously enough and should start working with our partners to truly help people.

In response to a question from Ms. Szakos, Ms. Marsha Becker with Region 10 said those who currently go to the inebriate shelter would instead go to the jail once the shelter is closed.

Ms. Galvin said she is concerned the Mohr Center is a resource the City's Police Department very much wants and needs. She said the City needs to evaluate the need for a public inebriate center along with their other budgetary priorities.

Mr. Bellamy said these folks have an illness, and they do not belong in jail.

Mr. Johnson said the second option would take care of all the individuals frequently involved with the Mohr Center.

Mr. Signer said Council cannot make a decision at this meeting and asked that this be considered in the proper setting, along with Council's other budget recommendations. Mr. Jones said staff will have a discussion with the jail and Police Department and will return to Council with a staff recommendation.

OTHER BUSINESS

Ms. Szakos said she would like to put forward a statement of principle regarding inclusion for our community. Council also received a request from the University of Virginia via their student liaison. Mr. Signer said he would like to incorporate some of the language from Alexandria, Virginia's resolution. Council should discuss how specific they want to be with their statement.

Council will work with Mr. Jones on modeling a statement for the December 5 Council meeting. Ms. Galvin requested that Mr. Brown review the statement as well.

MATTERS BY THE PUBLIC

Ms. Nancy Carpenter, Rose Hill neighborhood, suggested a housing program for the twelve highest users of the inebriate shelter along with other programs to address the issues of reoccurring users.

Mr. Brandon Collins, 418 Fairway Ave., agreed with Ms. Carpenter's remarks. He said housing experts and Region 10 experts gave Council their opinion on what the community needs, and Council was hesitant to give them money without benchmarks and facts. He said Council needs to focus on area median incomes between 30-80%. The Planning Commission is not focused on income levels when it comes to density.

Ms. Rebecca Quinn, 104 4th St., said the mayor needs to offer space to additional speakers when there are empty spots. She said the Council agenda did not list a purpose for the closed session tonight. She asked if Council has changed their position on allowing localities to use alternatives to newspapers for publishing notices. She said people can avoid speeding tickets by not speeding. There may be benefits to having a robot measure traffic, such as removing disproportionate minority contact from the equation. The City's trash collection company seems to depend on rain to wash away oil and grease. She said the collectors have voiced concerns over lack of enforcement. She said Region 10 did not address the needs of women. She asked that staff identify themselves by name and title when presenting at a Council meeting.

Mr. Brown stated the closed session topic and said staff decided today to meet on this matter.

Meeting adjourned at 11:01 p.m.