



CITY COUNCIL AGENDA
Tuesday, January 3, 2017

6:00 p.m. **Closed session as provided by Section 2.2-3712 of the Virginia Code**
Second Floor Conference Room
(Consideration of specific individuals for appointment to boards and commissions.)

7:00 p.m. **Regular Meeting - CALL TO ORDER**
Council Chambers

PLEDGE OF ALLEGIANCE
ROLL CALL

AWARDS/RECOGNITIONS
ANNOUNCEMENTS

APPOINTMENTS TO BOARDS AND COMMISSIONS
Passed 5-0 (Fenwick/Bellamy)

MATTERS BY THE PUBLIC Public comment is provided for up to 12 speakers at the beginning of the meeting (limit 3 minutes per speaker.) Pre-registration is available for up to 9 of these spaces and are published by noon the day of the meeting. An unlimited number of spaces is available at the end of the meeting.

1. CONSENT AGENDA* (Items removed from consent agenda will be considered at the end of the regular agenda.)

Passed 5-0 (Szakos/Galvin)

- a. Minutes for December 19
- b. APPROPRIATION: Fiscal Year 2017 Transit Grants – \$576,676 (1st of 2 readings)
- c. RESOLUTION: ~~East McIntire Park Critical Slope Waiver~~ (1st of 1 reading) *pulled for discussion*
- d. RESOLUTION: **Acting Clerk of Council** (1st of 1 reading)
- e. ORDINANCE: **Conveyance of Rougemont** (2nd of 2 readings)
- f. ORDINANCE: Closing of Portion of Ware Street Extended (Unaccepted) (1st of 2 readings)
- g. APPROPRIATION: National Endowment for the Arts Our Town Grant Match Appropriation – \$25,000 (1st of 2 readings)

2. PUBLIC HEARING / APPROPRIATION* HB2 / SMART Scale grant funding for High Street, Fontaine Avenue and Emmet Street – \$29,452,721 (1st of 2 readings) **carried (Galvin/Bellamy)**

3. APPROPRIATION* Hillsdale Drive Extension – Appropriation of \$322,943.79 & Transfer of \$117,641.50 (1st of 2 readings) **carried (Szakos/Fenwick)**

4. REPORT Audit Presentation for Fiscal Year 2016

5. REPORT 2016 City Market Composting Program Results

RESOLUTION: **East McIntire Park Critical Slope Waiver** **Passed 5-0 (Szakos/Galvin)**

OTHER BUSINESS

MATTERS BY THE PUBLIC

*ACTION NEEDED

**RESOLUTION
APPOINTMENT OF ACTING CLERK OF COUNCIL**

BE IT RESOLVED by the Council for the City of Charlottesville, Virginia, that Sarah Brazelton, employed by the City of Charlottesville as the Assistant to the Clerk of Council, is hereby appointed Acting Clerk of Council during the time that Paige Rice, Clerk of Council, is on extended leave.

**AN ORDINANCE
AUTHORIZING THE CONVEYANCE OF
A PORTION OF CITY-OWNED LAND ON ROUGEMONT AVENUE
TO CHRISTOPHER AND APRIL HOFFMAN**

WHEREAS, the City of Charlottesville is the owner of land which was formerly Rougemont Avenue right-of-way in the City of Charlottesville, acquired by the City under a recorded Deed of Vacation dated October 24, 2016; and

WHEREAS, Christopher and April Hoffman own property at 1011 Rougemont Avenue and wish to acquire a small portion of the City-owned land (1200 square feet, hereinafter the "Property") to combine with their abutting property to provide adequate frontage in order to build a home; and

WHEREAS, the Property is located near land owned by the City that is being managed by the Parks and Recreation department, but the proposed conveyance will not affect the City's access to other lands owned by the City; and

WHEREAS, there is a sanitary sewer line located on the Property but a perpetual utility easement has been reserved to the City in the above-referenced Deed of Vacation; and

WHEREAS, the directors of Public Utilities and Parks and Recreation have reviewed the request and have no objection to conveyance of the Property; and

WHEREAS, in accordance with Va. Code § 15.2-1800(B), a public hearing was held on December 19, 2016, and notice of the public hearing was duly advertised and posted on the Property, to give the public an opportunity to comment on the proposed conveyance of City land as requested by the Hoffmans; now, therefore,

BE IT ORDAINED by the Council for the City of Charlottesville, Virginia that the Mayor is authorized to execute a Quitclaim Deed, in form approved by the City Attorney, to convey said Property to Christopher and April Hoffman, being a total of approximately 1200 square feet in area, for the purchase price of Thirteen-hundred and Twenty Dollars (\$1320), subject to the following conditions:

1. The Hoffmans shall be responsible for the preparation of a plat of the Property sufficient for inclusion as an attachment to the Quitclaim Deed, and all associated costs, including but not limited to the cost of a survey of the Property.
2. The Hoffmans shall promptly dismiss pending BZA Appeal #16-05-002, and shall forever waive any and all claims of any nature, whether monetary or otherwise, associated with the subject of said appeal.

The City Attorney shall verify that the above conditions are met, and is thereafter authorized to take whatever steps are necessary to effect the closing of said property conveyance.

**RESOLUTION APPROVING A REQUEST FOR WAIVER
OF CRITICAL SLOPES PROVISIONS
PURSUANT TO CITY CODE SECTION 34-1120(b)(6)
FOR A PORTION OF THE CITY'S MCINTIRE PARK**

WHEREAS, on behalf of the City Council, the owner of property designated on City Tax Map 41 as Parcel 1 and on City Tax Map 42 as Parcel 6, consisting of approximately 151 acres, and established by the City as "McIntire Park" (the "Property"), the City's Department of Parks and Recreation seeks a waiver of the critical slopes requirements of City Code Sec. 34-1120(b)(6) in connection with a project described as follows: convert an existing turf golf course to a woodland and/or meadow, install multi-use and pedestrian trails, establish a botanical garden, and construct a visitor's center and related improvements, such as parking, pavilions, restrooms and scenic overlooks, within approximately 40.25 acres within the eastern portion of McIntire Park (the "Project"); and

WHEREAS, the Planning Commission held their regular meeting on December 13, 2016, to give the public an opportunity to comment; and

WHEREAS, the Planning Commission recommended approval of the request to waive the critical slopes requirements, pursuant to City Code §34-1120(b)(6)(d)(i); and

WHEREAS, upon consideration of the information and materials provided by the applicant, and the recommendation of the Planning Commission, the City Council finds and determines pursuant to City Code Sec. 34-1120(b)(6)(d)(i) that the benefits of allowing disturbance of the critical slopes in connection with the Project outweigh the public benefits of the undisturbed slopes; NOW, THEREFORE,

BE IT RESOLVED by the Council for the City of Charlottesville, Virginia that the request by the City's Department of Parks and Recreation for a waiver of the critical slopes requirements for the above-described Project to be developed on the Property, is hereby granted.