



**CITY COUNCIL AGENDA  
Monday, February 6, 2017**

**6:00 p.m.** **Closed session as provided by Section 2.2-3712 of the Virginia Code**  
*Second Floor Conference Room* (Consultation with legal counsel regarding pending litigation with Charlottesville Parking Center, Inc.; consideration of specific individuals for appointment to boards and commissions; discussion of the acquisition of real property for a public purpose.)

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

**PLEDGE OF ALLEGIANCE  
ROLL CALL**

**AWARDS/RECOGNITIONS  
ANNOUNCEMENTS** Rev. Rufus Hayes Recognition

**CITY MANAGER RESPONSE TO MATTERS BY THE PUBLIC**

**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 pre-registered speakers are announced by noon the day of the meeting. An unlimited number of spaces are 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.)  
**5-0 (Szakos/Bellamy)**

a. Minutes for January 17

**b. APPROPRIATION:** Charlottesville City Schools (CCS) to the CCS Enhanced Entrance Security Project – \$7,582.49 (2<sup>nd</sup> of 2 readings)

**c. APPROPRIATION:** Charlottesville-Albemarle Health Department Restroom and Service Area Renovations Request from Returned City funds – \$49,034.80 (2<sup>nd</sup> of 2 readings)

d. APPROPRIATION: Additional Funding for Social Services Benefits Programs – \$14,519 (1<sup>st</sup> of 2 readings)

e. APPROPRIATION: Crisis Intervention Team Grant: Department of Criminal Justice Services – \$20,000 (1<sup>st</sup> of 2 reading)

f. APPROPRIATION: Check and Connect Student Engagement Continuation Grant – \$147,000 (1<sup>st</sup> of 2 readings)

g. APPROPRIATION: Donations for Community Risk Reduction Initiatives – \$3,246 (1<sup>st</sup> of 2 readings)

**h. RESOLUTION:** Honorary Street Name Designation – Rev. Rufus Hayes (1<sup>st</sup> of 1 reading)

**i. RESOLUTION:** Tax Payment Refund to Campus Investors C’Ville 1000 W Main LLC (1<sup>st</sup> of 1 reading)

**j. RESOLUTION:** Allocation of Charlottesville Affordable Housing Fund (CAHF) for Costs associated with the Purchase of 1406 Forest Ridge Road by the Thomas Jefferson Community Land Trust – \$4,595 (1<sup>st</sup> of 1 reading)

**k. ORDINANCE:** Amendment to Snow Removal Ordinance (2<sup>nd</sup> of 2 readings)

l. ORDINANCE: CenturyLink Communications Telecommunications Franchise Renewal (1<sup>st</sup> of 2 readings)

m. ORDINANCE: FiberLight Telecommunications Franchise Renewal (1<sup>st</sup> of 2 readings)

**2. PUBLIC HEARING / ORDINANCE\*** Grant of Easement for Electric Duct Bank under Emmett Street, Stadium Road, Jefferson Park Avenue and Monroe Lane to the University of Virginia (1<sup>st</sup> of 2 readings) – **Carried Szakos/Galvin**

**3. PUBLIC HEARING / ORDINANCE\*** Conditional Release of Bike/Pedestrian Access Easement on Meadowbrook Road to Accommodate Retail Development at 1200 Emmet Street (1<sup>st</sup> of 2 readings) – **Carried Fenwick/Galvin**

**4. RESOLUTION\*** Remove Robert E. Lee Statue and re-name Lee Park (1<sup>st</sup> of 1 reading) – **Passed (Szakos/Bellamy) 3/2 as Amended by Galvin**

**5. REPORT** Charlottesville Albemarle Airport Update –

**6. REPORT\*** YMCA Bus Service –

**7. REPORT\*** Retirement Commission Recommendations –

**OTHER BUSINESS** **RESOLUTION:** BRC Public Spaces Recommendations – **Passed (Galvin/Signer) 5-0 as Amended by Szakos, Signer and Bellamy**

**MATTERS BY THE PUBLIC**

**APPROPRIATION**

**Appropriation of Funds from Charlottesville City Schools (C.C.S.) to the C.C.S. Enhanced Entrance Security Project - \$7,582.49.**

**WHEREAS**, the Charlottesville City Schools has made a supplemental contribution to the C.C.S. Enhanced Entrance Security Project in the amount of \$7,582.49.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Charlottesville, Virginia that \$7,582.49 from CCS is to be appropriated in the following manner:

**Revenues - \$7,582.49**

Fund: 426                      Funded Program: SC-003                      G/L Account: 432085

**Expenditures - \$7,582.49**

Fund: 426                      Funded Program: SC-003                      G/L Account: 599999

Approved by Council  
February 6, 2017



Acting Clerk of Council

**RESOLUTION**  
**Authorization of Carryover for Charlottesville-Albemarle Health Department**  
**\$49,034.80**

**WHEREAS**, the City of Charlottesville, Virginia, has received \$28,099.97 from the Charlottesville-Albemarle Health Department as a settlement of fiscal year 2016 operating surplus and the Health Department has requested the use of those funds for building renovations;

**WHEREAS**, the City of Charlottesville, Virginia, Facilities Maintenance Department will be managing the project and the County of Albemarle is expected to contribute \$20,934.83 toward the cost of the renovations;

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Charlottesville, Virginia, that the sum of \$49,034.80 be appropriated and used to fund the renovations project at the Charlottesville-Albemarle Health Department.

**Revenues: \$49,034.80**

\$ 28,099.97	Fund: 107	WBS Element: FR-052 (P-00934-02-02)	G/L Account: 451999
\$ 20,934.83	Fund: 209	WBS Element: FR-052 (P-00934-02-02)	G/L Account: 432030

**Expenditures: \$49,034.80**

\$49,034.80	Fund: 107	WBS Element: FR-052 (P-00934-02-02)	G/L Account: 599999
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**BE IT FURTHER RESOLVED**, by the Council of the City of Charlottesville, Virginia, that this appropriation is conditioned upon the receipt of funding in an amount that is equal to or greater than \$20,934.80, and will be hereby considered as a continuing appropriation unless further altered by Council.

Approved by Council  
February 6, 2017



Acting Clerk of Council

**Resolution**

**Honorary Street Name Designation –  
Old 5<sup>th</sup> Street-800 Block 5<sup>th</sup> Street SW**

**WHEREAS**, City Council adopted a policy for Honorary Street Name Designation;

**WHEREAS**, City Staff has reviewed the application for appropriateness and verified the historical information;

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Charlottesville, Virginia that Old 5<sup>th</sup> Street shall be honorary named Bishop Rufus Hayes Way.

Approved by Council  
February 6, 2017



Acting Clerk of Council

**RESOLUTION**  
**AUTHORIZING REFUND TO CAMPUS INVESTORS C'VILLE 1000 W MAIN ST LLC**  
**OF REAL ESTATE TAXES PAID FOR 2016**

**WHEREAS**, the assessed value for the real property for Campus Investors C'ville 1000 W Main St LLC (the "Property") was changed for calendar year 2016; and

**WHEREAS**, the real property taxes for the Property for calendar year 2016 were paid on time and as billed; and

**WHEREAS**, the City Assessor has certified that the real property tax assessment for 2016 was reduced as a result of a taxpayer appeal, and determined that Campus Investors C'ville 1000 W Main St LLC, owner of the Property, is due a refund of \$16,733.37; and

**WHEREAS**, City Code Section 30-6(b) requires City Council approval for any tax refund exceeding \$2,500.00; now, therefore,

**BE IT RESOLVED** by the Council for the City of Charlottesville, Virginia, that the City Council hereby authorizes the City Treasurer to issue a refund of \$16,733.37, payable to Campus Investors C'ville 1000 W Main St LLC.

Approved by Council  
February 6, 2017



Acting Clerk of Council

**RESOLUTION**

**Allocation of Charlottesville Affordable Housing Fund (CAHF) for the  
Thomas Jefferson Community Land Trust - \$4,595**

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Charlottesville, Virginia, that the sum of \$4,595 be allocated from previously appropriated funds in the Charlottesville Affordable Housing Fund to the Thomas Jefferson Community Land Trust for the purpose of administrative costs related to land acquisition on a first-time homebuyer project.

Fund: 426

Project: CP-084

G/L Account: 530670

Thomas Jefferson Community Land Trust \$4,595

Approved by Council  
February 6, 2017



Acting Clerk of Council

**AN ORDINANCE  
AMENDING AND REORDAINING SECTION 28-25 OF CHAPTER 28  
OF THE CHARLOTTESVILLE CITY CODE, 1990, AS AMENDED,  
ALLOWING EXTENSION OF THE TIME ALLOWED PROPERTY OWNERS  
TO CLEAR SNOW AND ICE FROM THE PUBLIC RIGHT-OF-WAY.**

**BE IT ORDAINED** that Section 28-25 of Chapter 28 of the Code of the City of Charlottesville, 1990, as amended, is hereby amended and reordained, as follows:

**Sec. 28-25. Removal of snow, sleet and ice from sidewalks.**

- (a) It shall be the duty of every owner and/or occupant of every house or lot which abuts or fronts on, or is otherwise situated on, a paved sidewalk or walkway to have all snow or ice removed from such sidewalk or walkway within twenty-four (24) hours after the same has ceased falling. This requirement shall exist whether or not an unpaved strip of publicly-owned property runs between the paved sidewalk and the private property line and the words "abuts," "fronts on," "otherwise situated on," should be interpreted in accord with such requirement. ~~The duty of snow removal imposed on each owner and/or occupant by this section extends only to that portion of a particular paved sidewalk or walkway which runs in front of that particular owner's or occupant's private property.~~

If the total accumulation of snow and ice from one or more snowfalls exceeds twelve (12) inches, the City Manager may extend the amount of time allowed for removal of snow and ice as required by this section for a period not to exceed seventy-two (72) hours after the same has ceased falling. The duration of the extension, as determined by the City Manager, shall be based on the total amount of accumulation of snow and ice, the projected temperatures in the City, and any other relevant weather conditions.

- (b) The provisions of subsection (a) of this section shall apply to ice or sleet on sidewalks or walkways, except that the same, when it cannot be removed without damage to the sidewalk or walkway, shall be covered, within the period of time specified, with sand, ashes or some other substance which will render it safe for travel.
- (c) Whenever any house or lot is unoccupied, it shall be the duty of the owner or the agent of the owner thereof to have the snow or ice removed from the sidewalk or walkway abutting, fronting on, or otherwise situated on such owner's property as is required by this section.
- (d) A warning shall be issued for a violation of this section. The warning shall be posted on the property or delivered by hand to the property owner and/or occupant, and shall provide the owner and/or occupant twenty-four (24) hours in which to correct the conditions. If after such warning and the passage of twenty-four (24) hours, the owner or occupant of the property affected by the provisions of this section shall fail to abate or obviate the condition, the director of neighborhood development services may do so and charge and collect the cost thereof from the owner or occupant of the property affected in any manner provided by law for the collection of Commonwealth or local taxes.

Approved by  
Council



Acting Clerk of Council

**RESOLUTION  
TO REMOVE THE STATUE OF ROBERT E. LEE FROM LEE PARK**

**BE IT RESOLVED** that the City of Charlottesville shall remove the statue of Robert E. Lee from the park currently known as Lee Park; and

**BE IT FURTHER RESOLVED**, that Council hereby directs staff to bring Council a range of recommended options for moving forward with decisions on destination and design within 60 days for Council consideration.

Approved by Council  
February 6, 2017

A handwritten signature in cursive script, appearing to read "Saw Brad", is written over a horizontal line.

Acting Clerk of Council



**RESOLUTION  
TO RE-NAME LEE PARK**

**BE IT RESOLVED** that the park currently known as Lee Park in the City of Charlottesville shall be renamed; and

**BE IT FURTHER RESOLVED** that City Council hereby directs staff to bring Council a range of recommended options, within 60 days for our consideration, for a new park name.

Approved by Council  
February 6, 2017

A handwritten signature in cursive script, appearing to read "Sarah Bragg", is written over a horizontal line.

Acting Clerk of Council

**RESOLUTION**  
**BLUE RIBBON COMMISSION PUBLIC SPACES RECOMMENDATIONS**

**WHEREAS** to transform the City of Charlottesville's core public spaces in keeping with the recommendations of the Blue Ribbon Commission on Race, Memorials and Public Spaces (BRC) such that a more complete history of race is told and the City's commitment to truth, freedom and equity is affirmed; and

**WHEREAS** the Charlottesville City Council made a clear commitment to reveal and tell the full story of race through our City's public spaces when it established the BRC in August 2016; and

**WHEREAS** the BRC's Final Report acknowledged that far too often our public spaces and histories have ignored, silenced or suppressed African American history, as well as the legacy of white supremacy and the unimaginable harms done under that cause; and

**WHEREAS** the public spaces of Charlottesville's Historic North Downtown and Court Square Districts contain the Robert E. Lee statue in Lee Park\*, the Stonewall Jackson statue in Jackson Park, the slave auction block and the Reconstruction era's Freedman's Bureau;

**BE IT RESOLVED** that the City Council of Charlottesville directs staff to:

- In consultation with community and stakeholder groups chosen at the discretion of the City Manager such as the Jefferson School African American Heritage Center, the PLACE Design Task Force, the Human Rights Commission and the Historic Resources Commission to write and issue (within 90 days of the adoption of this Resolution) a Request for Proposal (RFP) for professional design services to create a Master Plan for the Historic North Downtown and Court Square Districts that would;
  - Redesign and transform Jackson Park through the addition of a new memorial to Charlottesville's enslaved population while retaining its ability to function as a community gathering space,
  - Redesign Lee Park, independent of the Lee statue while retaining its ability to function as a community gathering space,
  - Replace the current plaque at the slave auction block with one that is legible,
  - Identify and acknowledge the site of the Freedman's Bureau.

**BE IT FURTHER RESOLVED** that all submissions through the RFP process shall:

- Provide at least two preliminary Master Plan options of the above inclusive of new site plans, elevations and sections, 3D visualizations, and specifications for signage, commemorative plaques, lighting and landscape elements as appropriate throughout this historic precinct so as to create a coherent narrative.
- Engage the community at large in a manner that ensures that those underrepresented communities are fulsomely included in the process, as well as the Board of Architectural Review (BAR) the Historic Resources Commission, the Human Rights Commission, the PLACE Design Task Force, Planning Commission and City Council.
- Provide preliminary cost estimates on all options.
- Establish a timeline to be completed within 12 months of contract signing.
- Allow for the development, design and implementation of a final Master Plan as adopted by City Council, with a projected estimated budget not to exceed \$1,000,000.00\*\*

**BE IT FURTHER RESOLVED**, that the City Council of Charlottesville, Virginia, supports re-naming Jackson Park and hereby directs staff to bring Council a range of options on how and what to rename the park within 60 days of the adoption of this Resolution for its consideration.

Approved by Council  
February 6, 2017

A handwritten signature in cursive script, appearing to read "Sam Bradford", is written over a horizontal line.

Acting Clerk of Council

\* The City Council voted to relocate the Robert E. Lee statue per a majority vote taken on February 6, 2017.

\*\* Should the fabrication and installation of a new memorial for Charlottesville's enslaved population exceed the established budget, additional grants and private funds shall be raised to supplement the City's contribution.