



CITY COUNCIL AGENDA
Monday, November 20, 2017

6:30 p.m. **Closed session as provided by Section 2.2-3712 of the Virginia Code**
Second Floor Conference Room (Discussion of the conveyance of City right-of-way adjacent to a business at the west end of the Downtown Mall)

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

PLEDGE OF ALLEGIANCE
ROLL CALL

AWARDS/RECOGNITIONS & ANNOUNCEMENTS Helen Cauthen – GO Program; Small Business Saturday

CITY MANAGER RESPONSE TO MATTERS BY THE PUBLIC

MATTERS BY THE PUBLIC Public comment is provided for up to 15 speakers at the beginning of the meeting (limit 3 minutes per speaker.) Pre-registration is available for up to 10 spaces, and pre-registered speakers are announced by noon the day of the meeting. The number of speakers is unlimited 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/Bellamy)

a. Minutes for November 6, 2017

b. **APPROPRIATION:** Local Contributions for Crisis Intervention Team – \$105,910 (2nd of 2 readings)

c. **APPROPRIATION:** Runaway Emergency Shelter Program Grant – \$209,444 (2nd of 2nd reading)

d. **APPROPRIATION:** Additional Funding for Employment not Welfare (VIEW) Program – \$22,881
(1st of 2 readings)

e. **APPROPRIATION:** Check and Connect Student Engagement Continuation Grant – \$110,250 (1st of 2 readings)

f. **APPROPRIATION:** Charlottesville City Schools' Check and Connect Student Engagement Grant – \$50,000
(1st of 2 readings)

g. **RESOLUTION:** MCI 5th Street Land Acquisition (1st of 1 reading)

h. **RESOLUTION:** Discontinue Drought Warning Stage Restrictions (1st of 1 reading)

i. **ORDINANCE:** ~~Water Street Parking Garage Parking Spaces Lease (2nd of 2 readings)~~ pulled for discussion

j. **ORDINANCE:** Proposed Changes to Dog License (2nd of 2 readings)

2. PUBLIC HEARING/ORDINANCE*: Abandon Portion of Gas Easement in Dunlora Park Subdivision (1st of 2 readings)
Carried (Szakos/Galvin)

3. PUBLIC HEARING/ORDINANCE*: Vacate Sewer Easement at 600 Brandon Ave (UVA) (1st of 2 readings)
Carried (Galvin/Szakos)

4. PUBLIC HEARING/ORDINANCE*: Land Bank Corporation Plan (1st of 2 readings)
vote deferred to early 2018, soliciting public feedback and HAC recommendation

5. RESOLUTION*: Implementation Plan for the Charlottesville Landlord Risk Reduction Fund – \$75,000
(1st of 1 reading)
Passed 5-0 as amended (Szakos/Bellamy)

6. REPORT*: Legislative Package Review
RESOLUTION: Regional Legislative Package (1st of 1 reading)
Passed 5-0 as amended (Szakos/Galvin)
RESOLUTION: Local Legislative Package (1st of 1 reading)

7. REPORT*: Civilian Review Board Recommendation

8. ORDINANCE*: Park Street Planned Unit Development Rezoning Request (2nd of 2 readings)

9. REPORT*: Incarceration Diversion Opportunities for Low Risk Offenders
Passed 5-0 (Fenwick/Szakos)

10. ORDINANCE: Water Street Parking Garage Parking Spaces Lease (2nd of 2 readings) pulled for discussion

Passed 3-2 (Noes: Bellamy, Szakos)

APPROPRIATION

\$105,910

Local Agency Contributions for Crisis Intervention Team

WHEREAS, the City of Charlottesville, through the Thomas Jefferson Crisis Intervention Team and the Charlottesville Police Department, receives from local agencies \$105,910 per fiscal year;

WHEREAS, the City of Charlottesville, through the Thomas Jefferson Crisis Intervention Team and the Charlottesville Police Department, receives from other local agencies, funding to support Crisis Intervention Team programs;

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the lump sum of \$105,910, received from local Agencies is hereby appropriated in the following manner:

Revenues: \$105,910

\$88,410	Fund: 209	Cost Center: 3101003000	G/L Account: 432080
\$17,500	Fund: 209	Cost Center: 3101003000	G/L Account: 434410

Expenditures: \$105,910

\$79,825	Fund: 209	Cost Center: 3101003000	G/L Account: 519999
\$26,085	Fund: 209	Cost Center: 3101003000	G/L Account: 599999

BE IT FURTHER RESOLVED, by the Council of the City of Charlottesville, Virginia, that this appropriation is conditioned upon the receipt of funding by the participating agencies listed above.

APPROPRIATION
Runaway Emergency Shelter Program
\$209,444

WHEREAS, the City of Charlottesville has been awarded \$200,000 from the Department of Health and Human Services Administration for Children and Families with cash match of \$9,444 provided by the Human Services Fund and in-kind match of \$12,778 provided by ReadyKids;

WHEREAS, the funds will be used to operate the Runaway Emergency Shelter Program through a partnership between the Human Services Department and ReadyKids. The grant award covers the period from September 30, 2017 through September 29, 2018;

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$209,444 is hereby appropriated in the following manner:

Revenue – \$209,444

\$200,000	Fund: 211	Internal Order: 1900293	G/L Account: 431110
\$ 9,444	Fund: 211	Internal Order: 1900293	G/L Account: 498010

Expenditures - \$209,444

\$ 69,948	Fund: 211	Internal Order: 1900293	G/L Account: 519999
\$115,000	Fund: 211	Internal Order: 1900293	G/L Account: 530010
\$ 24,496	Fund: 211	Internal Order: 1900293	G/L Account: 599999

Transfer - \$9,444

\$ 9,444	Fund: 213	Cost Center: 3413003000	G/L Account: 561211
----------	-----------	-------------------------	---------------------

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$200,000 from the Department of Health and Human Services Administration for Children and Families.

RESOLUTION
APPROVING THE ACQUISITION OF LAND NEAR
FIFTH STREET STATION PARKWAY
FOR EXTENSION OF THE CITY GREENBELT TRAIL SYSTEM

WHEREAS, MCImetro Access Transmission Services of Virginia, Inc. (“MCImetro”), the owner of a parcel of land identified on City Tax Map 21B as Parcel 47, has indicated a willingness to convey a portion of their land (designated as Parcel X on the attached plat made by Draper Aden Associates, dated June 3, 2015, last revised June 19, 2017) to the City of Charlottesville for greenbelt trail purposes; and

WHEREAS, a Real Estate Purchase and Sale Agreement for the conveyance of said land has been reviewed and approved by the City Attorney; and

WHEREAS, as a condition of closing, MCImetro has agreed to grant an easement across their property to the City (shown on the attached plat) for the purpose of maintaining a portion of the existing private stormwater pipe on MCImetro property that serves to direct stormwater through Parcel X and into Moore’s Creek; and

WHEREAS, the City’s Parks and Recreation Department seeks the endorsement of City Council to proceed with the purchase of the above-described land at a purchase price of \$13,000.00, which is well below the City Assessor’s valuation of the land;

NOW, THEREFORE, BE IT RESOLVED that this Council hereby authorizes the purchase of a parcel of land (0.2910 acre) designated as Parcel X on a plat by Draper Aden Associates, dated June 3, 2015, last revised June 19, 2017, located near Fifth Street Station Parkway, for extension of the City’s greenbelt trail system. The City Manager is hereby authorized to execute a purchase agreement, in form approved by the City Attorney, and the City Attorney shall take whatever actions are necessary to effect the acquisition of the above-described land and easement, pursuant to the terms and conditions set forth in the aforementioned purchase agreement.

**RESOLUTION
DECLARING THAT DROUGHT WARNING STAGE RESTRICTIONS
ARE NO LONGER IN EFFECT**

WHEREAS, on October 11, 2017 the Charlottesville City Council imposed mandatory water restrictions as set forth in Charlottesville City Code Sec. 31-125; and

WHEREAS, rainfall measurably improved the water levels in the urban reservoirs that supply water to the City; and

WHEREAS, water conservation measures were embraced by the community; and,

WHEREAS, the Department of Environmental Quality cooperated with the Rivanna Water and Sewer Authority to implement certain operational measures; and

WHEREAS, on November 14, 2017 the Rivanna Water and Sewer Authority announced the Authority's Drought Warning was discontinued and requested that the Charlottesville City Council declare that mandatory water restrictions are no longer required; and,

WHEREAS, City Code sec 31-125 provides that Drought Warning Stage Restrictions shall remain in effect until City Council determines that a water emergency in the City of Charlottesville no longer exists;

NOW, THEREFORE, BE IT RESOLVED by the Council for the City of Charlottesville, Virginia that a water supply emergency within the City of Charlottesville no longer exists, and the mandatory water restrictions imposed on October 11, 2017 are no longer in effect.

**AN ORDINANCE
AMENDING AND REORDAINING SECTION 4-37
OF ARTICLE III OF CHAPTER 4 (ANIMALS AND FOWL) TO
ESTABLISH A LIFETIME DOG LICENSE**

BE IT ORDAINED by the Council for the City of Charlottesville, Virginia, that Section 4-37 of Article III of Chapter 4 of the Charlottesville City Code, 1990, as amended, are hereby amended and reordained, as follows:

ARTICLE III. DOGS GENERALLY

Sec. 4-36. License—Required.

It shall be unlawful and a Class 4 misdemeanor for any person to own or keep within the city any dog four (4) months old or older for which a current license has not been secured as provided by the laws of the state.

Sec. 4-37. Same—Year and tax.

(a) ~~Dog licenses shall run from January 1 to December 31, inclusive, and~~ The dog license tax, payable at the office of the city treasurer, shall be as follows:

- (1) ~~For an unsexed female or male dog, four dollars (\$4.00).~~ For any individual dog, a lifetime license tax of ten dollars (\$10.00).
- (2) ~~For any dog not spayed or neutered, ten dollars (\$10.00).~~
- (3) ~~For a kennel of twenty (20) dogs, twenty dollars (\$20.00) annually.~~
- (4) ~~For a kennel of fifty (50) dogs, thirty-five dollars (\$35.00) annually.~~

(b) The lifetime license shall be valid only as long as the animal's owner resides in the City of Charlottesville and the dog's rabies vaccination is kept current. A fee of one dollar (\$1.00) will be charged for replacement of a dog license that is lost or stolen. The license for a kennel shall run from January 1 to December 31, inclusive. A dog license may be purchased for a three year period, and the license tax, payable at the office of the city treasurer, shall be twelve dollars (\$12.00) for an unsexed female or male dog, or thirty dollars (\$30.00) for any dog not spayed or neutered. The three year license shall expire on December 31 of the third calendar year, or on the last day of the month in which the rabies vaccination of the licensed animal expires, whichever occurs first.

(c) No license tax shall be levied on any dog that is trained and serves as a guide dog for a blind person or that is trained and serves as a hearing dog for a deaf or hearing impaired person or that is trained and serves as a service dog for a mobility-impaired person. As used in this section, "hearing dog" means a dog trained to alert its owner by touch to sounds of danger and sounds to which the owner should respond, and "service dog" means a dog trained to accompany its owner for the purpose of carrying items, retrieving objects, pulling a wheelchair or other such activities of service or support.

State Law reference— Similar provisions Virginia Code §§ 3.2-6527 – 3.2-6536

RESOLUTION

**Allocation of Charlottesville Affordable Housing Fund (CAHF) for the
Charlottesville Landlord Risk Reduction Fund (CLRRF) -- \$75,000**

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlottesville, Virginia that the sum of \$75,000 be allocated from previously appropriated funds in the Charlottesville Affordable Housing Fund (CAHF) to the Charlottesville Landlord Risk Reduction Fund (CLRRF).

Fund: 426

Project: CP-084

G/L Account: 530670

Charlottesville Landlord Risk Reduction Fund (CLRRF) \$75,000

**AN ORDINANCE
AUTHORIZING THE LEASE OF SEVENTY-FIVE (75) DESIGNATED PARKING
SPACES IN THE WATER STREET PARKING GARAGE**

WHEREAS, the City of Charlottesville seeks to lease seventy-five (75) parking spaces in the Water Street Parking Garage for a term of forty (40) years; and,

WHEREAS, Virginia law requires that the City advertise and receive bids on any lease of City-owned real property that is devoted to a public use and that will have a term in excess of five years; and,

WHEREAS, in accordance with Virginia Code § 15.2-2100 *et seq.*, this ordinance was duly advertised for the purpose of receiving bids; and,

WHEREAS, a bid has been received in response to the advertisement, and in accordance with Virginia Code § 15.2-1800 (B) a public hearing was held on November 6, 2017 to give the public an opportunity to comment on the proposed long term lease of City-owned parking spaces in the Water Street Parking Garage; and,

WHEREAS, the bid submitted by Deerfield Square Associates II, LLC has now been selected by the City Council to receive the Parking Space Lease.

NOW, THEREFORE, BE IT ORDAINED by the Council for the City of Charlottesville, Virginia that the City Manager is hereby authorized to execute a Parking Space Lease, in substantially the same form as attached hereto, with Deerfield Square Associates II, LLC as Lessee, for the leasing of seventy-five (75) Parking Spaces in the Water Street Parking Garage as described in the attached Lease. Said Parking Space Lease shall be approved as to form by the City Attorney prior to execution by the City Manager.