



**CITY COUNCIL AGENDA**  
**Monday, December 4, 2017**

4:00 p.m.

**Special Meeting – CALL TO ORDER**  
*Council Chambers*

**PLEDGE OF ALLEGIANCE**  
**ROLL CALL**

**AWARDS/RECOGNITIONS**  
**& ANNOUNCEMENTS**

**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.)

*Galvin/ Bellamy 5-0*

a. Minutes for November 20, 2017

b. **APPROPRIATION:** Additional Funding for Employment not Welfare Program – \$22,881 (2<sup>nd</sup> of 2 readings)

c. **APPROPRIATION:** Check and Connect Student Engagement Continuation Grant – \$110,250 (2<sup>nd</sup> of 2 readings)

d. **APPROPRIATION:** City Schools' Check and Connect Student Engagement Grant – \$50,000 (2<sup>nd</sup> of 2 readings)

e. **APPROPRIATION:** Housing Opportunities for People with AIDS/HIV – \$19,543 (1<sup>st</sup> of 2 readings)

f. **APPROPRIATION:** FY 2018 Transit Grants – \$793,270 (1<sup>st</sup> of 2 readings)

g. **APPROPRIATION:** City Schools Reimbursement for Greenbrier Elementary Modular Classroom Project – \$6,306.28 (1<sup>st</sup> of 2 readings)

h. **RESOLUTION:** Regional Emergency Operations Plan (1<sup>st</sup> of 1 reading)

i. **RESOLUTION:** 604 Cynthianna Avenue Special Use Permit Request (1<sup>st</sup> of 1 reading)

j. **RESOLUTION:** Allocation of Previously Appropriated Community Mental Health & Wellness Coalition Funds to Region Ten – \$41,572.90 (1<sup>st</sup> of 1 reading)

k. **RESOLUTION:** ~~Establishing Citizen Review Board for the Police Department (1<sup>st</sup> of 1 reading)~~ **Pulled**

l. **ORDINANCE:** Abandon Portion of Gas Easement in Dunlora Park Subdivision (2<sup>nd</sup> of 2 readings)

m. **ORDINANCE:** Vacate Sewer Easement at 600 Brandon Ave (UVA) (2<sup>nd</sup> of 2 readings)

n. **ORDINANCE:** Zoning Text Amendments (1<sup>st</sup> of 2 readings)

o. **APPROPRIATION:** 2017 Grand Illumination Sponsorships – \$4,000 (1<sup>st</sup> of 2 readings)

**2. PUBLIC HEARING/**  
**APPROPRIATION\*:** Auditor's Presentation and FY 17 Year-End Appropriation (1<sup>st</sup> of 2 readings)

**3. RESOLUTION\*:** ~~201 West Water Street SUP Request (1<sup>st</sup> of 1 reading)~~ *deferred by applicant*

**4. RESOLUTION\*:** 517 Park Street SUP Request (1<sup>st</sup> of 1 readings)

**5. RESOLUTION:** Establishing Citizen Review Board for the Police Department (1<sup>st</sup> of 1 reading)

6:00 p.m.

**SCHEDULED RECESS**

7:00 p.m.

**REGULAR MEETING – Call to Order**

**6. REPORT/**  
**PUBLIC HEARING:**  
**OTHER BUSINESS**  
**MATTERS BY THE PUBLIC**

Independent Review of 2017 Protest Events

\*ACTION NEEDED

**APPROPRIATION**  
**Additional Funding for Department of Social Services VIEW Program**  
**\$22,881**

**WHEREAS**, the Charlottesville Department of Social Services has received an additional \$22,881 in the Fiscal Year 2018 budget from the Virginia Department of Social Services to be used for clients enrolled in the Virginia Initiative for Employment not Welfare (VIEW) program,

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Charlottesville, Virginia, that the sum of \$22,881 is hereby appropriated in the following manner:

**Revenue – \$22,881**

Fund: 212	Cost Center: 9900000000	G/L Account: 451022	\$22,881
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**Expenditures - \$22,881**

Fund: 212	Cost Center: 3333002000	G/L Account: 540060	\$22,881
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**APPROPRIATION**  
**Check and Connect Student Engagement Grant**  
**\$110,250**

**WHEREAS**, the City of Charlottesville has been awarded \$55,125 in Federal Funds from the Virginia Department of Juvenile Justice, and \$55,125 in Matching Funds for a total award of \$110,250 for the Check and Connect Student Engagement Program; and

**WHEREAS**, the grant award covers the period from October 1, 2017 through June 30, 2018.

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Charlottesville, Virginia, that the sum of \$110,250 is hereby appropriated in the following manner:

**Revenue – \$110,250**

\$ 55,125	Fund: 209	Cost Center: 3413008000	G/L Account: 430120
\$ 55,125	Fund: 209	Cost Center: 3413008000	G/L Account: 498010

**Expenditures - \$110,250**

\$101,916	Fund: 209	Cost Center: 3413008000	G/L Account: 519999
\$ 8,334	Fund: 209	Cost Center: 3413008000	G/L Account: 599999

**Transfer - \$55,125**

\$ 55,125	Fund: 213	Cost Center: 3413009000	G/L: 561209 Transfers
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**BE IT FURTHER RESOLVED**, that this appropriation is conditioned upon the receipt of \$55,125 from VA Department of Criminal Justice Services.

**APPROPRIATION**  
**Charlottesville City Schools' Check and Connect Student Engagement Grant**  
**\$50,000**

**WHEREAS**, the City of Charlottesville has been awarded \$42,500 in Federal Funds from the Virginia Department of Criminal Justice Services, and \$7,500 in Matching Funds from the Charlottesville City Schools for a total award of \$50,000 for the Check and Connect Student Engagement Program; and

**WHEREAS**, the grant award covers the period from October 1, 2017 through September 30, 2018.

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Charlottesville, Virginia, that the sum of \$50,000 is hereby appropriated in the following manner:

**Revenue – \$50,000**

\$ 42,500	Fund: 209	Cost Center: 3413013000	G/L Account: 430120
\$ 7,500	Fund: 209	Cost Center: 3413013000	G/L Account: 432030

**Expenditures - \$50,000**

\$45,737	Fund: 209	Cost Center: 3413013000	G/L Account: 519999
\$ 4,263	Fund: 209	Cost Center: 3413013000	G/L Account: 599999

**BE IT FURTHER RESOLVED**, that this appropriation is conditioned upon the receipt of \$42,500 from the Virginia Department of Criminal Justice Services, and \$7,500 from the Charlottesville City Schools.

RESOLUTION  
Regional Emergency Operations Plan (Regional EOP)

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Charlottesville, Virginia adopts the updated Regional Emergency Operations Plan.

**RESOLUTION  
AUTHORIZING AN OUTDOOR ANIMAL RUN/ PEN  
AT 604 CYNTHIANNA AVENUE, TO BE USED  
ANCILLARY TO THE EXISTING ANIMAL BOARDING/ GROOMING/ KENNEL  
LOCATED AT 601 CONCORD AVENUE (PAMPERED PETS)**

**WHEREAS**, EFB-JSB, Inc., with authorization from landowner Ronald Lee Rhodes, has submitted an application seeking a special use permit to authorize an outside animal run/ pen to be used ancillary to an existing animal boarding/ grooming/ kennel facility located at 601 Concord Avenue (the proposed “Special Use”); and

**WHEREAS**, the proposed Special Use will be located at 604 Cynthianna Avenue (the “Subject Property”), which is further identified on City Tax Map 35 as Parcel 113 and is located within the City’s Industrial Corridor Commercial zoning district; the area proposed to be subject to the proposed Special Use Permit will be 0.05 acre, or approximately 2,175 square feet; and

**WHEREAS**, previously, on December 2, 2013 City Council granted a special use permit to authorize an animal boarding/ grooming/ kennel at 601 Concord Avenue (City Tax Map 35, Parcel 114), including an outside run or pen located on that same parcel, and the purpose of this proposed Special Use is to expand that existing outside run/ pen by adding additional area located on the Subject Property; and

**WHEREAS**, the proposed Special Use is generally described within written materials submitted in connection with SP17-00005, including: (i) the original application materials dated August 15, 2017, and related narrative; and (ii) a proposed preliminary site plan (collectively, the “Application Materials”); and

**WHEREAS**, the Planning Commission reviewed the Application Materials, and the City’s Staff Report pertaining thereto, and then, following a joint public hearing duly advertised and conducted by the Planning Commission and City Council on November 14, 2017, the Planning Commission voted to recommend that City Council should approve this proposed Special Use; and

**WHEREAS**, upon consideration of the comments received during the joint public hearing, the Planning Commission’s recommendation, and the Staff Report, as well as the factors set forth within Sec. 34-157 of the City’s Zoning Ordinance, this Council finds and determines that granting the proposed Special Use subject to suitable conditions would serve the public necessity, convenience, general welfare or good zoning practice; now, therefore,

**BE IT RESOLVED** by the Council of the City of Charlottesville, Virginia that, pursuant to City Code Sec. 34-480, the proposed Special Use is granted, subject to the following conditions:

1. The outdoor run/pen authorized by this special use permit is approved only for use ancillary to the existing outdoor run/ pen that serves the animal boarding/ grooming/

kennel facility located at 601 Concord Avenue (as authorized by the prior December 2, 2013 special use permit for 601 Concord Avenue).

2. The outdoor run/ pen authorized by this special use permit may be used only between 8:00 a.m. and dusk each day and shall be closed to animal activity each day between dusk and 8:00 a.m. the following day.
3. Within the hours of operation authorized by condition #2, above: the number of animals within the outdoor run/ pen authorized by this special use permit shall not exceed 20 between the hours of 5:00 p.m. to dusk each day. The number of animals within the outdoor run/pen shall not exceed 50 between 8:00 a.m. and 5:00 p.m. each day.
4. The outdoor run/ pen authorized by this permit shall have an area that does not exceed 2,200 square feet. This area shall be enclosed by a fence of the same type and materials used to enclose the outdoor run/ pen located on 601 Concord Avenue.
5. The location, type and height of fencing, and the landscaping for the proposed Special Use, shall all be depicted on a final site plan for the proposed Special Use and all shall comply with applicable zoning regulations.

## **RESOLUTION**

### **Allocation of Previously Appropriated Community Mental Health & Wellness Coalition Funds to Region Ten \$41,572.90**

**WHEREAS**, in response to the closure of Thrive, the Department of Human Services agreed to temporarily serve as the fiscal agent and host for the Community Mental Health and Wellness Coalition, and

**WHEREAS**, the Community Mental Health and Wellness Coalition steering committee determined that Region Ten would be the best long-term fiscal agent and host for the coalition, based on its regional scope and influence over systemic processes, and

**WHEREAS**, the Community Mental Health and Wellness Coalition created an agreement with Region Ten to transfer the human resources and financial responsibilities from Human Services to Region Ten; therefore;

**NOW, THEREFORE BE IT RESOLVED** that the City Council of Charlottesville Virginia allocates the balance of the Mental Health and Wellness Coalition funding, in the amount of \$41,572.90 to Region Ten.



**AN ORDINANCE  
AUTHORIZING THE ABANDONMENT OF  
A PORTION OF A NATURAL GAS EASEMENT GRANTED TO THE CITY BY  
DUNLORA INVESTMENTS LLC**

**WHEREAS**, Dunlora Investments, LLC is the current owner of property located off East Rio Road (Dunlora Park Subdivision) in the County of Albemarle; and

**WHEREAS**, Dunlora Investments, LLC has requested abandonment of a portion of the permanent natural gas easement granted to the City by deed dated July 6, 2017, of record in the Albemarle County Circuit Court Clerk's Office in Deed Book 4936, page 102, which crosses the above-referenced property; and

**WHEREAS**, the Director of Public Utilities has reviewed the request and determined that the City no longer has a need for the above-described portion of the easement (shown on the attached plat); and

**WHEREAS**, in accordance with Virginia Code Sec. 15.2-1800(B), a public hearing was held to give the public an opportunity to comment on the abandonment of this easement; now, therefore,

**BE IT ORDAINED** by the Council of the City of Charlottesville, Virginia that the Mayor is hereby authorized to execute a Deed of Abandonment of Easement, in form approved by the City Attorney, to abandon the above-described portion of natural gas easement, as shown on the attached plat dated September 20, 2017, made by the Gas Division of the Public Utilities Department.

**AN ORDINANCE  
AUTHORIZING THE ABANDONMENT OF  
A SANITARY SEWER EASEMENT  
GRANTED TO THE CITY ACROSS 600 BRANDON AVENUE**

**WHEREAS**, in 1963 the City acquired a permanent easement for installation of a sanitary sewer line across property currently owned by University of Virginia Foundation (“Foundation”) at 600 Brandon Avenue, designated on City Real Estate Tax Map 11 as Parcel 97.1 (“Subject Property”); and

**WHEREAS**, the existing sanitary sewer line only serves the buildings on the Subject Property; and

**WHEREAS**, the Foundation has requested abandonment of the above-described easement granted to the City in 1963, of record in the Charlottesville Circuit Court Clerk’s Office in Deed Book 245, Pages 125-126, because the Foundation plans to construct a new sewer line that would be owned and maintained by the owner of the Subject Property and that will serve as a lateral for conveyance of sewer from buildings located on the Subject Property to a City-owned main; and

**WHEREAS**, the City’s Department of Utilities has reviewed the request and has no objection to its release, upon the condition that the status quo is maintained as to the provision of water and sewer service at the Subject Property (the “Condition”): i.e., the City will remain the sewer service provider for the Subject Property, as well as the water service provider, and the Subject Property shall not be served by a separate sewage collector system, or a water distribution system, owned, maintained and operated by UVA (unless and until the City and UVA specifically agree otherwise in the future, as part of a negotiated water and sewer service agreement); and

**WHEREAS**, in accordance with Virginia Code Sec. 15.2-1800(B), a public hearing was held to give the public an opportunity to comment on the abandonment of these easements; now, therefore,

**BE IT ORDAINED** by the Council of the City of Charlottesville, Virginia that: subject to the Condition specified above, as requested by the Department of Utilities, this City Council does hereby abandon the existing City sewer line located on the Subject Property, and that the Mayor is hereby authorized to execute a Deed of Abandonment of Easement, in form approved by the City Attorney, to abandon the sanitary sewer easement acquired by the City in 1963.