



CITY COUNCIL AGENDA
September 15, 2014

6:00 p.m. – 7:00 p.m. **Closed session as provided by Section 2.2-3712 of the Virginia Code**
(Boards and Commissions.)

CALL TO ORDER *Council Chambers*
PLEDGE OF ALLEGIANCE
ROLL CALL

AWARDS/RECOGNITIONS
ANNOUNCEMENTS

MATTERS BY THE PUBLIC Public comment will be permitted for the first 12 speakers who sign up in advance of the meeting (limit of 3 minutes per speaker) and at the end of the meeting on any item, provided that a public hearing is not planned or has not previously been held on the matter.

COUNCIL RESPONSE TO MATTERS BY THE PUBLIC

- 1. CONSENT AGENDA*** (Items removed from consent agenda will be considered at the end of the regular agenda.)
- a. Minutes for September 2
 - b. APPROPRIATION: Police Vehicle and Related Equipment Purchase – \$213, 758 (2nd of 2 readings)
 - c. APPROPRIATION: Bama Works Fund of the Dave Matthews Band – Grant for City Swim Program - \$5,000 (2nd of 2 readings)
 - d. APPROPRIATION: Charlottesville/Albemarle Adult Drug Treatment Court Grant Award - \$205,000 (2nd of 2 readings)
 - e. APPROPRIATION: Virginia Homelessness Solutions Grant(VHSP) –\$618,552 (2nd of 2 readings)
 - f. APPROPRIATION: Victim Witness Assistance Program Grant – \$176,001 (2nd of 2 readings)
 - g. APPROPRIATION: Greenstone on 5th Sponsorship Agreement for Enhanced Police Coverage – \$84,194 (1st of 2 readings)
 - h. APPROPRIATION: State Criminal Alien Assistance Program (SCAAP) Grant for 2014-AP-BX-0215 for \$6,629 (1st of 2 readings)
 - i. RESOLUTION: OneVirginia2012: Virginians for Fair Redistricting (1st of 1 reading)
 - j. RESOLUTION: HOME Investment Partnership (HOME) Repayment for 401 Avon St. – \$37,425 (1st of 1 reading)
 - k. ORDINANCE: Permit Parking Zone Ordinance Update (2nd of 2 readings)
 - l. ORDINANCE: Delinquent Tax Lists Ordinance Update (2nd of 2 readings)
 - m. ORDINANCE: Investment Committee Ordinance Change (2nd of 2 readings)
 - n. ORDINANCE: Quitclaim Gas Easement to VDOT- Shannon Glen Court (2nd of 2 readings)
 - o. ORDINANCE: Granting an Easement for Schenks Branch Interceptor (2nd of 2 readings)
- 2. PUBLIC HEARING / ORDINANCE*** Abandon Gas Line Easement – Lochlyn Hills (1st of 2 readings)
- 3. PUBLIC HEARING / ORDINANCE*** Rives Park Boundary Line Adjustment (1st of 2 readings)
- 4. RESOLUTION*** Rives Park Master Plan Amendment (1st of 1 reading)
- 5. RESOLUTION*** 10th & Page and Fifeville Neighborhood Permit Parking (1st of 1 reading)
- 6. RESOLUTION*** Franklin Street Project Update (1st of 1 reading)
- 7. RESOLUTION*** Red Pump Kitchen – 401 E. Main St. BAR Appeal (1st of 1 reading)

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| 8. REPORT | Community Action on Obesity Update |
| 9. RESOLUTION* | Critical Slopes Waiver for St. Anne's Belfield (1 st of 1 reading) |
| 10. REPORT ONLY | RWSA Quarterly Update (<i>no verbal presentation</i>) |
| 11. REPORT ONLY | NEA Our Town Grant Update (<i>no verbal presentation</i>) |

**OTHER BUSINESS
MATTERS BY THE PUBLIC**

*ACTION NEEDED

**CITY OF CHARLOTTESVILLE, VIRGINIA.
CITY COUNCIL AGENDA.**



Agenda Date:	September 2, 2014
Action Required:	Appropriation
Presenter:	Lieutenant C. S. Sandridge, Charlottesville Police Department Timothy J. Longo Sr., Chief, Charlottesville Police Department
Staff Contacts:	Lieutenant C. S. Sandridge, Charlottesville Police Department Capt. W.M. Lewis, Charlottesville Police Department Leslie Beauregard, Director, Budget and Performance Management
Title:	Appropriation for Police Vehicle and Related Equipment Purchase - \$213,758

Background:

In keeping with the City of Charlottesville's Police Department Fleet Replacement Schedule, 10 new vehicles and related equipment are being purchased to replace 10 vehicles soon to be retired from the fleet.

Discussion:

The City's Equipment Replacement Fund has an unreserved fund balance that will be used to partially fund the purchase of the 10 vehicles and related equipment. The use of these funds will be treated as an advance to the Police Department. A portion of the advance (\$183,758) will be used to finance the purchase of the vehicles and will be repaid over the next two years (F.Y. 16 and F.Y. 17) the remaining amount of the advance (\$30,000) will be used to finance the cost of the related equipment and will be repaid over the next three years (F.Y. 16, F.Y. 17 and F.Y. 18). The advance will be repaid by the Police Department using funds included in their operating budget for equipment replacement.

Community Engagement:

N/A

Alignment with City Council's Vision and Strategic Plan:

By ensuring that the Police Department can continue to deliver optimal services to all, this contributes to being a Smart, Citizen Focused Government and America's Healthiest City.

Budgetary Impact:

The payments will be repaid using funds appropriated into the Police Department's budget within the Equipment Replacement Fund (Fund 106).

Recommendation:

Staff recommends approval of the appropriation.

Alternatives:

The Police Cruisers could be replaced using a slower replacement schedule using the funds currently budgeted and available in the Police Department Equipment Replacement account.

Attachments:

None

APPROPRIATION.

Police Vehicle and Related Equipment Purchase - \$213,758.

NOW, THEREFORE BE IT RESOLVED, by the Council of the City of Charlottesville, Virginia that the sum of \$213,758 will be appropriated as follows:

Expense

Fund	Cost Center	G/L Account
106	3101001001	541040

BE IT ALSO RESOLVED, the Police Department will replenish the Equipment Replacement Fund balance by making annual installments in F.Y. 16, F.Y. 17 and F.Y. 18 using Police Department funds budgeted for equipment replacement.

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CITY OF CHARLOTTESVILLE, VIRGINIA.
CITY COUNCIL AGENDA.



Agenda Date:	September 2, 2014
Action Required:	Appropriation
Presenter:	Phillip Seay, Manager – Aquatics, Parks & Recreation
Staff Contacts:	Phillip Seay, Manager – Aquatics, Parks & Recreation Leslie Beauregard, Director – Budget & Performance Management
Title:	Bama Works Fund of the Dave Matthews Band – Grant for City Swim Program - \$5,000

Background: The Aquatics Division of the Charlottesville Parks & Recreation Department seeks to make available learn to swim lessons and City Aquatic Facilities to all City youth with financial challenges preventing lessons and admission. This is to include youth and adults with physical challenges. In June of 2014, the Bama Works Fund of the Dave Matthews Band through the Charlottesville Area Community Foundation awarded a \$5,000 grant to the City of Charlottesville Parks & Recreation Department Aquatics Division to provide swim lessons and aquatic experiences for City youth with financial difficulties.

Discussion: Swim lessons will be available to both youth and adults with financial and physical challenges. This is the first year of this initiative. The goal is to make available, promote and develop swimming skills through facility use and certified instruction. The Grant recognizes the Aquatics Division and its efforts promoting “learning to swim” as an essential life skill. The Grant will be used to defray the cost of facility use and certified instruction. The Aquatics Division will explore collaboration opportunities with the Ben Hair – Just Swim for Life Foundation which has a like mission and Charlottesville City Schools physical education classes.

Community Engagement: Discussions are on-going with City Schools and the Parks & Recreation youth and therapeutic programs, to dedicate a block of time during facility visits to provide appropriate age/ability swim instruction.

Alignment with Council Vision Areas and Strategic Plan: This initiative supports Council’s Vision in developing and maintaining Charlottesville as one of America’s Healthy Cities. Introduction to water safety, developing swim skills and engaging in a physical activity which can augment a healthy life style can be applicable to both Goal 2 (safety) and 2.2 (health).

Budgetary Impact: This Grant has no impact on the General Fund. Funds will be expensed and reimbursed through an Internal Order in the General Fund.

Recommendation: Staff recommends approval and appropriation of grant funds.

Alternatives: If funds are not appropriated, City youth with financial challenges and youth and adults with physical limitations will have less opportunity to learn to swim through certified instruction and access City aquatic facilities.

APPROPRIATION.

**Bama Works Fund of the Dave Matthews Band – Grant for City Swim Program
\$5,000.**

WHEREAS, the City of Charlottesville, through the Parks & Recreation Department – Aquatics Division, has received a Grant from the Bama Works of Dave Matthews Band in the Charlottesville Area Community Foundation in the amount of \$5,000.

NOW, THEREFORE BE IT RESOLVED by the City Council of Charlottesville, Virginia, that the sum of \$5,000 received from the Bama Works of Dave Matthews Band is hereby appropriated in the following manner:

Revenues - \$5,000

Fund: 105 Internal Order: 1800040 G/L Account: 451020

Expenditures - \$5,000

Fund: 105 Internal Order: 1800040 G/L Account: 599999

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**CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA**



Agenda Date:	September 2, 2014
Action Required:	Approve and appropriate grant funds
Presenter:	Susan Morrow, Offenders Aid and Restoration
Staff Contact:	Leslie Beauregard, Director, Budget and Performance Management Susan Morrow, Offenders Aid and Restoration
Title:	Charlottesville/Albemarle Adult Drug Treatment Court Grant Award - \$205,000

Background:

The City of Charlottesville, on behalf of the Charlottesville/Albemarle Adult Drug Treatment Court, has received the Byrne Grant from the Supreme Court of Virginia in the amount of \$205,000 for operations of the drug court program, which is operated by Offender Aid and Restoration (O.A.R.). The City of Charlottesville serves as fiscal agent for the Drug Court Byrne Grant.

Discussion:

In its seventeenth year of operation, the Charlottesville/Albemarle Adult Drug Treatment Court is a supervised 12 month drug treatment program that serves as an alternative to jail time for offenders. Drug Court is a specialized docket within the existing structure of the court system given the responsibility to handle cases involving non-violent adult felony offenders who are addicted to drugs. The program uses the power of the court to assist non-violent drug offenders to achieve recovery through a combined system of intensive supervision, drug testing, substance abuse treatment, and regular court appearances.

The total program budget is **\$323,431** and includes three funding sources:
Supreme Court of VA - \$205,000
City of Charlottesville: \$66,842, which has already been appropriated
Albemarle County: \$51,589, which has already been appropriated

Alignment with City Council Vision and Strategic Plan:

This program supports the Council’s “Economic Sustainability” and “America’s Healthiest City” visions. It contributes to Goals 1 and 2 of the Strategic Plan; 1) Enhance the self-sufficiency of our residents and 2) Be a safe, equitable, thriving, and beautiful community. Under Goal 1, the program supports objective 1.2, Reduce employment barriers. Drug Addiction and criminal behaviors are significant barriers to sustainable employment, particularly among less skilled and educated individuals. Participation in the Drug Treatment Court helps individuals to free themselves from addictions and maladaptive behaviors while developing the life skills necessary for sustained employment. Under Goal 2, the program supports objective 2.1, Provide an effective and equitable public safety system. The drug court is a valuable, less expensive alternative to incarceration for certain criminal offenders which decreases recidivism rates beyond what is observed after incarceration alone. It also contributes to objective 2.4 by improving the physical and mental health of participants and assisting them in turning their lives away from crime and drug abuse so that they, in turn, will provide a healthier and more stable environment for their families and the greater community.

Community Engagement:

The Drug Treatment Court is a direct service provider and is engaged daily with non-violent criminal offenders with drug driven crimes who are at a high level of risk for reoffending due to active addictions and long standing patterns of criminal behavior. By collaborating with the Court system, Region Ten Community Services Board, and the Sheriff’s department, the Drug Treatment Court provides these offenders with a highly structured, rigorously supervised system of treatment and criminal case processing that results in a significant reduction in recidivism rates for program participants and graduates. Participants gain access to the Drug Treatment Court through referrals from police, probation, magistrates, defense attorneys and other local stakeholders. Participants have active criminal cases pending in the Circuit Court. If they successfully complete the program which takes a minimum of 12 months and requires a minimum of 12 months substance free, participants may have their pending charges reduced or dismissed. If participants are unsuccessful and have to be terminated from the program, they return to court to face their original charges. Successful Drug Treatment Court participants return the community’s investment in them by maintaining full time, tax paying employment, providing for and taking care of their children and families including paying off back child support, behaving as good role models in the community, and supporting the recovery community in Charlottesville.

Budgetary Impact:

The City’s match for this grant, \$66,842, was appropriated as part of the FY 2015 Council Approved Budget and is part of the City’s contribution to Offenders Aid and Restoration.

Recommendation: Staff recommends approval and appropriation.

Attachments: N/A

APPROPRIATION.

**Charlottesville/Albemarle Adult Drug Treatment Court Grant Award .
\$205,000.**

WHEREAS, the Supreme Court of Virginia awarded the Byrne Grant in the amount of \$205,000 for the Charlottesville/Albemarle Drug Court Treatment Court in order to fund salaries, benefits, and operating expenses; and

WHEREAS, the City of Charlottesville serves as the fiscal agent for this grant program; and

WHEREAS, the City of Charlottesville and Albemarle County both have dedicated local matches to this grant, totaling \$118,431; and

WHEREAS, the grant award covers the period July 1, 2014 through June 30, 2015.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$205,000, received as a grant from the Supreme Court of Virginia, is hereby appropriated in the following manner:

Revenues

\$205,000 Fund: 209 Internal Order: 1900229 G/L Account: 430120

Expenditures

\$205,000 Fund: 209 Internal Order: 1900229 G/L Account: 530550

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$205,000 from the Supreme Court of Virginia.

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CITY OF CHARLOTTESVILLE, VIRGINIA.
CITY COUNCIL AGENDA.



Agenda Date:	September 2, 2014
Action Required:	Approval and Appropriation
Presenter:	Mike Murphy, Director, Human Services
Staff Contacts:	Mike Murphy, Director, Human Services Leslie Beauregard, Director, Budget and Performance Management
Title:	Virginia Homelessness Solutions Grant (V.H.S.P.) - \$618,552

Background:

The Department of Human Services in coordination with the Thomas Jefferson Area Coalition for the Homeless (T.J.A.C.H.) and the Service Provider Council (S.P.C.), applied for and received a \$618,552 grant from the Virginia Department of Housing and Community Development.

Discussion:

The City of Charlottesville has staff from Human Services, Social Services, and Neighborhood Development Services all taking a leadership role in the governance of T.J.A.C.H. The Virginia Homelessness Solutions Grant (V.H.S.P.) is an important resource in our community's efforts to end homelessness. V.H.S.P. provides funding for services to persons experiencing homelessness. The grant provides services in seven key areas.

1. **Rapid Rehousing and H.O.P.W.A.:** AIDS/H.I.V. Services Group (A.S.G.) is the recipient of V.H.S.P. funds for rapid-rehousing subsidies and Housing Opportunities for Persons with AIDS (H.O.P.W.A.) funds for rental subsidies. Supportive Services will be provided to all recipients of financial subsidies for up to 24 months. A pilot that specifically targets Rapid Rehousing Funds for families receiving T.A.N.F. (Temporary Assistance for Needy Families) funds will be included. This category will also fund ¼ of a position for Housing Navigation to supplement the investment made by the local governments during the A.B.R.T. process.
2. **Prevention:** The Haven will provide prevention services and subsidies to individuals and families in order to avoid the need for emergency shelter stays. Rental subsidies and utility payments will be provided to those individuals and families determined eligible through the use of a validated, structured decision-making tool. Priority will be given to those households with a previous experience of literal homelessness. The Haven will use a service approach focused on providing the least amount of subsidy necessary to avoid literal homelessness and will make use of all available informal and mainstream resources in this effort. Ongoing eligibility for subsidies will be assessed every 90 days, at a minimum. Monthly case management will be provided to develop and implement a housing stability plan.

3. **Shelter:** PACEM is the recipient of V.H.S.P. funds for shelter. PACEM will continue to provide emergency, low barrier shelter beds during the winter months for the Charlottesville area. With ten years of experience as a D.H.C.D. grantee, PACEM offers the community 60 emergency beds (55 ongoing plus 5 thermal triage beds) between late October and early April when the risk of freezing is tangible for those on the streets. Annually, PACEM shelters between 200 and 225 adults. As a last resort, low barrier shelter, PACEM does not screen for substance use, mental health status, or criminal record, and provides shelter to registered sex offenders. The Families in Crisis program in the Albemarle County Public Schools is an additional recipient in this category. The program is meant to ensure the enrollment, attendance, and the success of homeless children and youth in school. In addition, emergency services, referrals for health services, transportation, school supplies, and costs related to obtaining school records may be provided.

4. **Homeless Management Information System (H.M.I.S.):** The City of Charlottesville as the award recipient will ensure that HMIS data is complete through an agreement with T.J.A.C.H. to have the Executive Director ensure data quality. Our Continuum of Care (C.O.C.) has a well-populated database for individuals experiencing homelessness. H.M.I.S. collaboration provides real-time monitoring of the needs and progress of individuals and households facing homelessness. Collaborative use of H.M.I.S. among T.J.A.C.H. C.o.C. Service Providers expedites communication and reduces the need to interface disparate documentation systems.

5. **Coordinated Assessment process:** T.J.A.C.H., with service delivery through The Haven, will establish and publicize a daily central intake process for individuals and families in need of prevention, outreach, or shelter services. These assessments will be based on the agreed-upon Coordinated Assessment Packet developed through the Community Case Review which includes required demographic data elements, a brief housing barrier assessment, and release of information forms. Based on information gathered through the coordinated assessment process, clients will be referred to prevention services, emergency shelter services, housing navigation services, rapid re-housing services or permanent supportive housing resources. T.J.A.C.H. has made a commitment to using best-practice approaches and validated, structured decision-making tools to determine which resources will be most effective for people experiencing homelessness. These tools include the Shinn/Greer brief screener for access to prevention services, the modified Hennepin County Rapid Re-Housing Triage tool for access to rapid re-housing services, and the Community Case Review for collaborative problem-solving when the correct resource is not evident or available.

6. **Continuum of Care Planning:** T.J.A.C.H. will act as the lead agency of homelessness, conducting an annual Point in Time homeless census and submitting an annual Housing Inventory Chart. T.J.A.C.H. will track progress made on the goals of the Community Plan to End Homelessness, revising this plan as directed by the T.J.A.C.H. Governance Board. T.J.A.C.H. will support the operation of the Community Case Review, identifying a convener and anchor agencies willing to work collaboratively on the development of housing stabilization plans for people who have been housed through rapid re-housing services. T.J.A.C.H. will review sub-contractor invoices, collect documentation and submit monthly invoices to the City for activities conducted under the V.H.S.P.

7. **Administration:** The City of Charlottesville as the award recipient is eligible for an administrative fee. Staff proposes that we pass these dollars through to T.J.A.C.H. to support the planning efforts of the Coalition.

Community Engagement:

This grant and plan are the product of extensive engagement of the service provider community for persons experiencing homelessness. This partnership is reflective of the new governance model for T.J.A.C.H. and the priority requests of the Interfaith Movement Promoting Action by Congregations Together (I.M.P.A.C.T.).

Alignment with City Council's Vision and Strategic Plan:

This grant advances the City of Charlottesville's Strategic Plan goal #1 of enhancing the self sufficiency of our residents. Specifically, it will facilitate the objective of increasing affordable housing options. This item primarily aligns with Council's vision for Quality Housing Opportunities for All. Outcomes will demonstrate a coordinated assessment process, individuals and families linked to housing and other resources, and the length of time homelessness was experienced. This grant also fosters the ideals of Community of Mutual Respect and Economic Sustainability by providing services to vulnerable citizens and promoting self-sufficiency.

Budgetary Impact:

This grant will be entirely State funds. No local match is required. There is no budget impact for the City of Charlottesville. All funds will be distributed to sub-recipients for service provision.

Recommendation:

Staff recommends approval and appropriation of grant funds.

Alternatives:

Council may elect to not accept the funds and the community will not have the capacity to administer the following services to persons experiencing homelessness: shelter, prevention funds, rapid rehousing, H.M.I.S., and administration.

Attachments:

Sub Grant agreement and amendment are attached.

APPROPRIATION.
Virginia Homelessness Solutions Grant.
\$618,552.

WHEREAS, The City of Charlottesville, through the Department of Human Services, has received the Virginia Homelessness Solutions Grant from the Virginia Department of Housing and Community Development in the amount of 618,552;

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the sum of \$618,552 is hereby appropriated in the following manner:

Revenues

\$368,107	Fund: 209	IO: 1900231	G/L: 430110 State Grants
\$250,445	Fund: 209	IO: 1900231	G/L: 430120 State (Federal Pass-Thru)

Expenditures

\$618,552	Fund: 209	IO: 1900231	G/L: 530550 Contracted Services
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BE IT FURTHER RESOLVED, that this appropriation is conditioned upon receipt of \$618,552 in funds from the Virginia Department of Housing and Community Development.

**CITY OF CHARLOTTESVILLE, VIRGINIA.
CITY COUNCIL AGENDA.**



Agenda Date:	September 2, 2014
Action Required:	Approval and Appropriation
Presenter:	Maggie Cullinan, Coordinator Victim and Witness Assistance Program
Staff Contacts:	Maggie Cullinan, Coordinator Victim and Witness Assistance Program Leslie Beauregard, Director, Budget and Performance Management
Title:	<i>Victim Witness Assistance Program Grant--\$176,001</i>

Background:

The City of Charlottesville, through the Commonwealth's Attorney's Office, has received the Victim Witness Program Grant from the Virginia Department of Criminal Justice Services in the amount of \$111,226 in Federal Funds, and \$37,075 in State General Funds. The City provides funding to provide computer support through the Commonwealth Attorney's budget. The Commonwealth Attorney's office will also supply a salary supplement of \$27,700 to support the City's living wage policy. Total appropriation, between the Federal funds and State funds and the City's contribution, equals \$176,001.

Discussion:

The victim's rights movement began in the 1970s as a result of victims being re-victimized by the criminal justice process. Victims had difficulty navigating the complexities of the criminal justice system and no voice or recourse when their cases were continued or pled out without their knowledge or consent. Prosecutors did not have the time or skills to respond to victims who were traumatized, but knew that in order to proceed with their case, many victims would need more services than the prosecutor's office could provide. In response to this need, the federal Victims of Crime Act was passed in 1984 and funds became available through the Virginia Department of Criminal Justice to respond to the needs of victims. The Charlottesville Victim/Witness Assistance Program was established in 1989 and has been meeting the needs of Charlottesville crime victims ever since. The Program is one of more than 60 such programs in the state that provides crisis intervention and advocacy, information and support during and after criminal justice proceedings, access to compensation and restitution, referrals to local community agencies and ensures victims are afforded their rights as outlined in Virginia's Crime Victim and Witness Rights Act. The Program also provides training on victim issues to law enforcement and allied agencies. It regularly serves more than 800 victims and 20 witnesses each year.

Alignment with City Council's Vision and Strategic Plan:

Approval of this agenda item aligns directly with Council's vision for Charlottesville to be America's Healthiest City, a Community of Mutual Respect and a Smart, Citizen-Focused Government. According to the Bureau of Justice Statistics, the total economic loss to crime victims was \$1,190,000,000 for violent offenses and \$16,200,000,000 for property crime in 2008. Statistics vary on the amount of intangible losses victims accumulate, such as the effects of the crime on their sense of security, mental health and relationships. The Charlottesville Victim Witness Assistance

Program contributes to the health of the community by connecting crime victims with medical and mental health providers through the Criminal Injury Compensation Fund. The Program helps create a **Community of Mutual Respect** by responding to the needs of crime victims and helps achieve a **Smart, Citizen-Focused Government** by ensuring their rights are recognized throughout the local criminal justice system, including police, prosecution, judges and probation.

Community Engagement:

The Victim Witness Assistance Program is engaged daily with victims of crime who access services through referrals from police, court services, social services and other allied agencies. Program staff contacts crime victims within 48 hours of their reported victimization. Program staff serves on several coordinating councils, such as the Multi-Disciplinary Team on Child Abuse, the Domestic Violence Coordinating Council, the Sexual Assault Response Team, the Monticello Area Domestic Violence Fatality Review Team and the Charlottesville/Albemarle Evidence Based Decision Making Policy Team. The program regularly provides outreach in the forms of government services day, training and speaking engagements at U.V.A., P.V.C.C. and other allied agencies as requested.

Budgetary Impact:

The Victim Witness Assistance Program Grant is renewed annually; the amount of this year's award, including the supplement, is \$176,001. The salary supplement of \$27,700 was budgeted in the Commonwealth's Attorney's budget as part of the F.Y. 2015 Adopted Budget and will be transferred into the grants fund.

Recommendation:

Staff recommends approval and appropriation of grant funds.

Alternatives:

If grant funds are not appropriated, Charlottesville crime victims will have no access to compensation, advocacy or services afforded to them under Virginia's Crime Victim and Witness Rights Act.

Attachments:

Appropriation Memorandum

APPROPRIATION.

Charlottesville Victim Witness Assistance Program Grant.

\$176,001.

WHEREAS, The City of Charlottesville, through the Commonwealth Attorney's Office, has received the Victim Witness Program Grant from the Virginia Department of Criminal Justice Services in the amount of \$148,301; and

WHEREAS, the City is providing a supplement in the amount of \$27,700, the source of which is the Commonwealth Attorney's salary budget (Cost Center: 1401001000; G/L Account: 519999).

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the sum of \$176,001 is hereby appropriated in the following manner:

Revenues

\$111,226	Fund: 209	Cost Center: 1414001000	G/L Account: 430110
\$ 37,075	Fund: 209	Cost Center: 1414001000	G/L Account: 430120
\$ 27,700	Fund: 209	Cost Center: 1414001000	G/L Account: 498010

Expenditures

\$112,896	Fund: 209	Cost Center: 1414001000	G/L Account: 510010
\$ 8,637	Fund: 209	Cost Center: 1414001000	G/L Account: 511010
\$ 25,193	Fund: 209	Cost Center: 1414001000	G/L Account: 511020
\$ 878	Fund: 209	Cost Center: 1414001000	G/L Account: 511030
\$ 20,527	Fund: 209	Cost Center: 1414001000	G/L Account: 511040
\$ 4,808	Fund: 209	Cost Center: 1414001000	G/L Account: 520010
\$ 3,062	Fund: 209	Cost Center: 1414001000	G/L Account: 530100

Transfer

\$ 27,700	Fund: 105	Cost Center: 1401001000	G/L Account: 561209
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BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$148,301 from the Virginia Department of Criminal Justice Services.

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CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	September 15, 2014
Action Required:	Approve appropriation for sponsorship agreement
Presenter:	Lieutenant C. S. Sandridge, Police Department
Staff Contacts:	Lieutenant C. S. Sandridge, Police Department
Title:	Greenstone on 5th Corporation Sponsorship Agreement for Enhanced Police Coverage - \$84,194

Background: Greenstone on 5th Corporation would like to enter into a Sponsorship Agreement whereby a donation will be made to the Charlottesville Police Department for \$84,194 to support enhanced police coverage within and adjacent to Greenstone on 5th Apartments. This donation will be received in four equal quarterly installments to be received during F.Y. 15. The installments to be received at the beginning of the months: July, October, January, and April.

Discussion: Enhanced coverage involves police officers being assigned to public patrol duties in the sponsored coverage area in addition to those officers who could be assigned within normal budgetary constraints. Acceptance of the donation under this arrangement will not require officers to be pulled away from other areas of coverage within the City. Even in these circumstances the Chief will have full authority to deploy the officers elsewhere to meet operational necessities.

Alignment with Council Vision Areas and Strategic Plan: This agreement supports **Goal 2** of the Strategic Plan: **Be a safe, equitable, thriving and beautiful community**. It provides for extra Police presence in the agreed upon area, increasing visibility and response times. It also supports **Goal 5: Foster Strong Connections**, by allowing additional time in this neighborhood for Officers and the Community to interact.

Community Engagement: n/a

Budgetary Impact: This Sponsorship agreement is a donation that will cover all costs associated with the added security, with no cost to the City.

Recommendation: Staff recommends approval and appropriation funds.

Alternatives: The alternative is not to approve this appropriation, which would result in the inability to provide enhanced coverage to the sponsored coverage area.

Attachments: None

APPROPRIATION.
Greenstone on 5th Sponsorship Agreement for Enhanced Police Coverage.
\$84,194.

WHEREAS, the City of Charlottesville has entered into an agreement with Greenstone on 5th Corporation to fund enhanced police coverage for the area of Greenstone on 5th Apartments, including salary, equipment, technology and related administrative expenses associated with provisions of such enhanced coverage.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$84,194, to be received as a donation from Greenstone on 5th Corporation.

Revenues

\$84,194	Fund: 105	Internal Order: 2000113	G/L Account: 451999
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Expenditures - \$84,194

\$75,775	Fund: 105	Internal Order: 2000113	G/L Account: 510060
\$8,419	Fund: 105	Internal Order: 2000113	G/L Account: 599999

**CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA**



Agenda Date:	September 15, 2014
Action Required:	Approval and Appropriation
Staff Contacts:	Leslie Beauregard, Director, Budget and Performance Management
Presenter:	Leslie Beauregard, Director, Budget and Performance Management
Title:	State Criminal Alien Assistance Program (S.C.A.A.P.) Grant for 2014-AP-BX-0215 - \$6,629

Background: The City of Charlottesville has received the State Criminal Alien Assistance Program Grant (S.C.A.A.P.), on behalf of the Charlottesville Albemarle Nelson Regional Jail, in the amount of \$6,629. These are federal funds to reimburse the Charlottesville Albemarle Nelson Regional Jail for F.Y. 2014 expenses of housing alien inmates. Albemarle County is appropriating funds received under the same program that will also be passed through to the Regional Jail.

Discussion: The State Criminal Alien Assistance Program (S.C.A.A.P.) provides federal payments to states and localities that incurred correctional officer salary costs for incarcerating certain undocumented criminal aliens. The award amount is based on the number of undocumented persons incarcerated at the Charlottesville Albemarle Nelson Regional Jail. As this is not a one-time grant, the Jail will receive future payments from the City as they are granted.

Community Engagement: N/A

Alignment with Council Vision Areas and Strategic Plan: Smart, Citizen-Focused Government -- Acceptance of these funds will support quality services at our Regional Jail and will help ensure that services are provided in the most efficient and cost effective way to citizens.

Budgetary Impact: There is no budgetary impact as 78% of these funds will be passed through directly to the Regional Jail. The remaining 22% will be sent to Justice Benefits, Inc., which provides administrative support for the regional jail.

Recommendation: Approve and appropriate funds to the Regional Jail

Alternatives: N/A

APPROPRIATION.
State Criminal Alien Assistance Program (S.C.A.A.P.) Grant for 2014.
\$6,629.

WHEREAS, the State Criminal Alien Assistance Program (S.C.A.A.P.) grant, providing federal payments for correctional officer salary costs incurred for incarcerating certain undocumented criminals has been awarded the City of Charlottesville, on behalf of the Albemarle-Charlottesville-Nelson Regional Jail, in the amount of \$6,629.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that a total of \$5,171 be appropriated and passed through to the Albemarle-Charlottesville-Nelson Regional Jail and \$1,458 be appropriated and passed through to Justice Benefits, Inc.

Revenues

\$6,629	Fund: 211	Internal Order: 1900215	G/L Account: 431110
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Expenses

\$5,171	Fund: 211	Internal Order: 1900215	G/L Account: 530550
\$1,458	Fund: 211	Internal Order: 1900215	G/L Account: 530670

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$6,629 from the U. S. Bureau of Justice Assistance.

CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	September 15, 2014
Action Required:	Approve Resolution
Presenter:	Matt Scoble, OneVirginia2021 Exec. Director
Staff Contacts:	Maurice Jones
Title:	OneVirginia2021: Virginias for Fair Redistricting

Background:

In the past few weeks several organizations, towns, and a city in Virginia have considered and adopted a resolution supporting and promoting redistricting reform in the Commonwealth. In addition, some localities have made redistricting reform part of their legislative agenda for the upcoming session. 74% of Virginians support redistricting reform through an independent commission, which is what we are advocating. In the near future, constituents from each locality will be proposing this resolution in every city and county statewide. I ask that you consider this resolution in advance and if you agree with our efforts, please adopt it.

For your convenience, I have attached an article about redistricting published in Town & County that has the proposed resolution on the final column of the last page. If you would like additional information about redistricting reform or would like our organization to present at an upcoming meeting, please do not hesitate to contact me.

Best regards,

Matt

--

Matthew W. Scoble
Executive Director
OneVirginia2021: Virginians for Fair Redistricting
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@OneVirginia2021

**A RESOLUTION SUPPORTING THE EFFORTS OF THE ORGANIZATION
ONEVIRGINIA2021: VIRGINIANS FOR FAIR REDISTRICTING
TO DEPOLITICIZE THE REDISTRICTING LEGISLATIVE DISTRICT LINES PROCESS**

WHEREAS, the City Council of Charlottesville, Virginia, does hereby find as follows:

WHEREAS redistricting, the act of redrawing legislative district lines, is a necessary process that occurs after every decennial census to account for growth and settlement patterns over time with the benign goal of ensuring districts have roughly equal populations; and,

WHEREAS the organization OneVirginia2021 supports the belief that Virginia's historical practice of redistricting by the majority party in each legislative chamber is an outdated practice that stifles political competition, discourages compromise and ensures continued control by the party in power; and,

WHEREAS OneVirginia2021 believes that Virginia's state and congressional districts belong to its citizens and not to any legislator, interest group or political party; and,

WHEREAS OneVirginia2021 believes the redistricting process should not be a tool used by those in power to protect and bolster their power, but should be designed with the best interest of Virginia's democracy and its citizens; and,

WHEREAS the current redistricting process has rendered up to 90 percent of all Virginia House of Delegates and U.S. congressional districts uncompetitive; and,

WHEREAS no such not disparagement is meant to any political party, since each party within the current process has been guilty of setting the boundaries to their advantage; and

WHEREAS, the [Council/Board] of [City/County], Virginia, strives to promote, adopt, and support ideas that improve the democratic process and allow for better citizen representation; and,

WHEREAS, the need is critical to restore trust, compromise and fair competition to Virginia politics; and,

NOW, THEREFORE, BE IT RESOLVED, that the City Council of Charlottesville, Virginia, fully supports the goals of OneVirginia2021: Virginians for Fair Redistricting to depoliticize the redrawing of legislative district lines with an approach that advocates for fairness, transparency and accountability and keeps the citizens' interests in mind, encourages healthy debate and participation by the public in the process.

VIRGINIA

TOWN & CITY

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The magazine of the Virginia Municipal League

Redistricting

In search of a better solution

Also inside:

Harrisonburg embraces
safe routes to school



Redistricting

In search of a better solution

GERRYMANDERING IS A form of political hardball as old as the Republic in states such as Virginia, where it is still used effectively. This redistricting tool allows majority-party legislators to draw enough uncompetitive districts and pick enough of their own voters to keep lopsided partisan majorities.

Massachusetts Gov. Elbridge Gerry may get the credit for being the first to use political maps as a tool to influence elections, but “gerrymandering,” as the method has been coined, is believed to have originated in our Commonwealth much earlier. Scholars point to Patrick Henry as the first example of political redistricting in the United States. In the 1780s as governor of Virginia, he attempted to fix an election by creating a district to force Federalist James Madison to face anti-federalist James Monroe; the election results were not what Henry had planned. The practice of gerrymandering has not changed much over the past 228 years of our country’s history. What has changed is the technology used to draw the lines more ruthlessly and effectively and the large amounts of money behind this subtle practice.

Redistricting has evolved from Patrick Henry and political vendettas to incorporate vast amounts of personal data and computers that give majority parties the ability to draw maps down to an individual house. The drawing of political maps is arguably the most important factor in determining the political make-up of our state and country.

Political parties, corporations and special interests allocate vast amounts of resources into gaining the legislative majority for the next census and the power to fix the lines. The major parties of Virginia are equally at fault over the

past four decades with Democrats drawing in their favor in the years of their majorities and the Republicans in their years of majority control. Incumbents sitting in majority numbers are willing to trade away constitutional rights and our representative democracy in order to secure their seats and personal agendas for at least a few years.

Virginia is ranked as one of the most gerrymandered states in the country both on the congressional and state levels based on lack of compactness and contiguity of its districts. Throughout the Commonwealth, counties and cities

The aisles separating Democrats and Republicans in the legislature are growing wider and more hazardous for members to cross. Areas where compromise and cooperation could be reached are harder to find.

are being broken in half or into multiple pieces to create heavily favored partisan districts, with 46 localities split in the Virginia Senate district maps and 59 localities divided in the House of Delegates’ maps. In 2013, 56 candidates in the House of Delegates faced no real competition in the general election, with 22 Democrats and 34 Republicans facing no major-party challenger. Of the remaining 44 races, only 19 were considered competitive to some degree. With no real ability of the electorate to choose otherwise in safe districts, politicians are free to pursue their own personal ideologies and ignore the voters who cannot hold them accountable in a competitive race.

Future demographic trends project that after the 2020 census, Virginia will

gain a 12th congressional seat due to population growth in Northern Virginia. If current patterns hold, it will be easy to draw the lines so that the vast majority of congressional districts will remain uncompetitive in November elections. Redistricting reform is not an issue we can set aside and bring up when convenient. Without action before the 2020 census the next chance we have for reform is 2031. To be fair to voters, Virginia needs change within six years.

The American Bar Association says that American citizens’ right to vote can be diminished by politically drawn legislative districts that threaten to predetermine an election’s outcome. The ABA this year went on record to urge governments to assign the redistricting process for legislative districts to independent commissions with full citizen participation. The ABA is one of a large number of groups expressing growing concern about gerrymandering across the nation and around Virginia.

Politics in Virginia is changing, and it is changing more rapidly than at any time in recent decades. One of the reasons for this is the fast changing media. Perhaps a bigger reason is the rapidly changing demographics of Virginia. The trend toward more and more highly partisan-leaning districts and fewer competitive elections in November is leading to legislative gridlock and an inability or unwillingness to engage in bipartisan compromise.

Thanks to the rapid demographic changes, including in-migration of people so that more than half of all Virginians were born outside the Commonwealth and more than one in 10 born in another country, the former one-party state of Virginia most closely mirrors the nation’s partisan political divide. We are the most purple state, a political consultant’s dream state.

Redistricting

Some of the unhealthiest changes in politics during the past three decades are related to the super-partisan redistricting that follows each federal census. The aisles separating Democrats and Republicans in the legislature are growing wider and more hazardous for members to cross. Areas where compromise and cooperation could be reached are harder to find. Many a legislator today may be more worried about a June party nominating primary with its narrow party base than a November general election. Legislators are given more incentives to play to the base and not to a more moderate general electorate. Spring primaries, with their low turnouts, now offer the best chance to defeat incumbents in super-partisan districts.

Here are nine good reasons to support reform of redistricting in Virginia:

- Reform will result in fewer “safe” seats and encourage candidates to appeal to all voters, not just their partisan “base” voters.
- Reform will reduce the number of localities split among multiple congressional, House of Delegates and state Senate districts.
- Reform will make legislators more responsive to all of their constituents.
- Reform will encourage legislators to seek real solutions, not just talking points for the next campaign.
- Reform will increase the number of competitive districts and thus give voters more of a choice than they have today.
- Reform will diminish the clout of partisan special interests.
- Reform will make the redistricting process transparent.
- Reform will empower all Virginians to have a voice in the redistricting process.
- Reform will put Virginia on the map as a model of good government and encourage other states to follow our lead.

Until partisan line-drawing is reformed, Virginia will have screwy-looking districts that often make no sense to voters, many of whom do not know which districts they live in or who represents them. With reduced levels

of competition, voter participation also plummets.

A new bipartisan grassroots effort was launched this year in Virginia to take redistricting out of the proverbial smoke-filled rooms where super-partisanship governs the redrawing of legislative districts.

The group calls itself OneVirginia2021: Virginians for Fair Redistricting. It made its public debut Feb. 18 and heard Charlottesville’s Leigh Middleitch, Lynchburg’s Shannon Valentine and Richmond’s Jim Ukrop as they outlined the group’s goal. The tall task is convincing the General Assembly and a majority of Virginians to adopt a constitutional amendment to create compact districts with more competition. At the launching of the group, Sen. Bryce Reeves, R-Spotsylvania, read a statement of support from fellow Republican and former Lt. Gov. Bill Bolling.

“Unfortunately, Virginia legislative districts have too often been drawn for the express purpose of reducing competition,” Bolling noted. “This tends to empower the most extreme voices in both political parties, and that is not good for the legislative process.” He added his hope that the General Assembly “will pass meaningful redistricting reform and ensure that future legislative districts are drawn to promote neutral principles such as compactness, contiguity and common interests without regard to political advantage.”

The group has a simple mission guided by the principle that “Virginia’s state and congressional districts belong to its citizens and not to any legislator, interest group or political party. Districts should be drawn with citizens’ interests in mind, encouraging healthy debate and public participation in the process.” It advocates non-partisan redistricting, which a few places such as Iowa have done but which some people say is impossible. Removing partisanship as the primary driver of redistricting is hard, but not impossible. The effort will be worth it to restore trust, compromise and fair competition to politics.

Anyone interested in eliminating the divisiveness of gerrymandering can visit the new group’s website at OneVirginia2021.org. The effort to reform redistricting may take four to six years

to change Virginia’s Constitution, but it may be as healthy to politics as banning smoking in restaurants has been for people’s lungs. Already the small town of Glade Spring in Southwest Virginia has demonstrated that localities can join the movement for reform.

Led by Mayor Lee Coburn, the town passed a resolution urging Virginians to join and support the effort to reform redistricting. On March 12, the town council unanimously adopted the following resolution, which reads in part:


WHEREAS the organization OneVirginia2021 supports the belief that Virginia’s historical practice of redistricting by the majority party in each legislative chamber is an outdated practice that stifles political competition, discourages compromise and ensures continued control by the party in power; and,

WHEREAS OneVirginia2021 believes that Virginia’s state and congressional districts belong to its citizens and not to any legislator, interest group or political party; and,

WHEREAS OneVirginia2021 believes the redistricting process should not be a tool used by those in power to protect and bolster their power, but should be designed with the best interest of Virginia’s democracy and its citizens; and,

WHEREAS, the need is critical to restore trust, compromise and fair competition to Virginia politics;

NOW, THEREFORE, BE IT RESOLVED, that the Town Council of Glade Spring, Virginia, fully supports the goals of OneVirginia2021: Virginians for Fair Redistricting to depoliticize the redrawing of legislative district lines with an approach that advocates for fairness, transparency and accountability and keeps the citizens’ interests in mind, encourages healthy debate and participation by the public in the process.

Anyone can join the effort. 

About the authors

Bob Gibson is executive director of the Sorenson Institute at the University of Virginia. Matt Scoble is executive director of OneVirginia2021.

**CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA**



Agenda Date:	September 15, 2014
Action Required:	Approval
Staff Contacts:	Melissa Thackston, Grants Coordinator Kathy McHugh, Housing Development Specialist
Presenter:	Melissa Thackston, Grants Coordinator
Title:	HOME Investment Partnership (HOME) funds repayment from 401 Avon St. project.

Background:

On June 7, 2010, City Council approved the Charlottesville Redevelopment and Housing Authority (C.R.H.A.) to use previously allocated funding amounting to \$430,851 Community Development Block Grant (C.D.B.G.) and \$50,000 HOME Investment Partnership (HOME) funds to purchase 401 Avon St. (also known as Belmont Garage, Walker's Garage or Walker's Auto Repair) for the purposes of new housing construction as part of a larger redevelopment project. The \$50,000 HOME amount includes \$37,500 entitlement funds from the Department of Housing and Urban Development (HUD) and \$12,500 local match funds. On September 28, 2010, the Avon St. project was set up in HUD's Integrated Disbursement and Information System (I.D.I.S.). On October 1, 2010, \$49,900 was paid on the Avon St. project to Charlottesville Redevelopment and Housing Authority from HOME internal order #1900149, leaving a \$100 balance on the open project in HOME. On October 12, 2010, \$37,425 was reimbursed by HUD, and \$12,475 was matched by City funds.

Discussion:

HUD regulations require that HOME projects must report beneficiaries within four years of a project's set up or they will be involuntarily terminated from I.D.I.S. September 28, 2014 is the four year project deadline for the Avon St. garage purchase. HUD has also issued new guidance since the project started that says HOME funds cannot be used in public housing units. Having HOME funds in the Avon St. property would therefore only complicate the funding and unit structure for the future development project. The \$37,425 federal portion of the project, already expended by HOME on the Avon St. project, will be repaid to HUD from the Charlottesville Affordable Housing Fund. Once HUD is repaid and HOME funds are no longer involved in the

Avon St. property, the entire federal portion of \$37,425 in HOME entitlement funding will be available to be applied to a new project. These funds will be included in the upcoming R.F.P. for C.D.B.G. and HOME funds for fiscal year 2016.

It should also be noted that while at this time, HUD has not issued a firm deadline for when C.D.B.G. funds in the project must report beneficiaries; HUD will not allow this project to remain open indefinitely. While staff has continued to provide updates on redevelopment progress (or lack thereof) over the last four years, HUD wants to see firm redevelopment plans for this site or they will ultimately require repayment of funds. Repaying \$430,851 in C.D.B.G. funds (more than the entire current budget) could potentially cause the City to fail its required HUD timeliness test and put future C.D.B.G. allocations in jeopardy. Staff will continue to monitor this situation closely and come back to Council if necessary.

Community Engagement:

Reprogramming the \$37,425 in HOME funds will go through the larger F.Y. 15-16 Action Plan process.

Alignment with City Council's Vision and Strategic Plan

This agenda item aligns directly with Council's vision for Charlottesville to have **Quality Housing Opportunities for All**. Projects also have the potential to meet many of the objectives listed in the first three goals of the City's Strategic Plan.

Budgetary Impact:

\$37,425 will come from the Charlottesville Affordable Housing Fund and applied to City order #1900149, the Avon St. property project to be returned to HUD. This will free up \$37,425 in HOME funds, which will be applied to future projects.

Recommendations:

Staff recommends approving the appropriation.

Alternatives:

A different source of funding could be reused to repay the HOME funds; however, the funds must be repaid in order to remain in good standing with HUD.

Attachments:

Resolution

RESOLUTION.
Charlottesville Affordable Housing Fund Assistance for
CRHA 401 Avon St.
\$37,425.

NOW, THEREFORE, BE IT RESOLVED that the sum of \$37,425 be allocated from previously appropriated funds in the Charlottesville Affordable Housing Fund in the following manner, and

Revenue

\$37,425 Fund: 210 Internal Order: 1900149 G/L Account: 498010

Expenditure

\$37,425 Fund: 210 Internal Order: 1900149 G/L Account: 549999

Transfer From:

Fund: 426 Project: CP-084 G/L Account: 561210

THEREFORE, BE IT RESOLVED that HUD is repaid for these funds deemed ineligible from HOME funds order #1900149, where the project was originally appropriated.

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CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	September 2, 2014
Action Required:	Ordinance Change
Presenter:	Jason Vandever, City Treasurer
Staff Contacts:	Jason Vandever, City Treasurer
Title:	<i>Permit Parking Zone Ordinance Update</i>

Background:

The City of Charlottesville currently administers various permit parking areas throughout the City. The permit zones are needed in order to reduce or prevent congestion and hazardous traffic conditions in residential areas, and to protect those areas from polluted air and excessive noise. These zones also help protect the residents of these areas from the unreasonable burdens in gaining access to their property and to preserve the residential character of such areas and the property values therein (City Code Sec. 15-201).

Discussion:

The Treasurer is responsible for collecting an annual administrative fee for each permit issued which is intended to assist in offsetting the expenses (labor and materials) of running the program.

Currently, the program offers a full 100% refund to residents who move out of a zone permit block in the first half of the program year and a partial 50% refund to residents who move out of a zone permit block in the second half of the program year. The code section does not address refund options for residents who sell a vehicle during the program year and no longer require a permit.

Staff is proposing several changes to more appropriately and clearly manage the program.

The first change requested is to issue partial 50% refunds to residents moving out of a zone permit block during the first half of the program year. No refunds will be issued for residents moving during the second half of the program year. This change will reduce the expense of administering the program bringing it more in line with the actual cost to run the program. It will also help prevent abuse of the program's refund policy.

The Treasurer's Office is also requesting that language be included to allow for a partial 50% refund to those residents who dispose of a vehicle during the first half of the program year. Currently, the program does not specifically mention refund opportunities for residents who dispose of a vehicle.

Alignment with City Council’s Vision and Priority Areas:

This item is aligned with the Council’s vision for a smart, citizen-focused government by improving the delivery method of an important city service.

Budgetary Impact:

Minor – The reduction in the amount of refunds will save the City approximately \$250-500
Indirect – Changes in the refund administration will reduce time spent on the program and allow Treasurer staff more time to process payments and perform other associated collection activities.

Recommendation:

Staff’s recommendation is approval of the ordinance change.

Alternatives:

Council could decline the requested changes and continue the refund program as it currently stands.

Attachments:

Ordinance Change

**AN ORDINANCE
AMENDING AND REORDAINING SECTION 15-210 OF ARTICLE V
OF CHAPTER 15 (MOTOR VEHICLES AND TRAFFIC) OF THE CODE OF THE CITY
OF CHARLOTTESVILLE, 1990, AS AMENDED,
REGULATING THE ADMINISTRATION OF RESIDENTIAL PARKING PERMITS**

BE IT ORDAINED by the Council for the City of Charlottesville, Virginia, that Section 15-210 of Article V of Chapter 15 of the Code of the City of Charlottesville, 1990, as amended, is hereby amended and reordained, as follows:

Sec. 15-210 – Administration of permits.

(a) . . .

(b) . . .

(c) . . .

(d) The treasurer shall charge an annual administrative fee for each permit issued under this division. The fee shall be as follows:

(1) ...

(2) ...

(3) ...

(4) ...

(5) ...

(6) A person who moves from a block or disposes of a vehicle without replacement within a restricted parking area must surrender his permit. Any person who surrenders a permit in the months of August through January of a permit year shall be entitled to a ~~full one hundred (100)~~ partial fifty (50) percent refund of the fee paid pursuant to this section for such permit. ~~Surrender of a permit in the months of February through July of a permit year shall entitle the holder to a refund of one half (fifty (50) percent) of the fee paid pursuant to this section for such permit.~~ When a permit is not surrendered as required, no new permit(s) for the permit year in question shall be issued to a person having the same residence address, unless an applicant can show convincing proof that the residence address of the person to whom the non-surrendered permit was issued has changed to a location which is at least seventy-five (75) miles from the city limits.

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CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	September 2, 2014
Action Required:	Ordinance Change
Presenter:	Jason Vandever, City Treasurer
Staff Contacts:	Jason Vandever, City Treasurer
Title:	<i>Delinquent Tax Lists-Ordinance Update</i>

Background:

The City of Charlottesville Code currently requires the City Treasurer to prepare several lists containing information about delinquent taxpayers and uncollectible taxes. The City Code section (30-168) that speaks to this requirement is out of date, and the state code section it references has been updated. The changes made to the State Code need to be incorporated into the City code.

Discussion:

Staff is proposing changing the City Code to match the required reports listed in Code of Virginia Sections 58.1-3921 and 58.1-3924. The major changes are updating the list of reports provided, clarifying that bills are not required to be mailed to taxpayers owing less than \$20 (although the City currently does mail bills for all balances due), and clarifying that the Treasurer is required to pursue collections on delinquent accounts until the statute of limitations for collection has expired.

Community Engagement:

N/A- Required to align City Code with State Code.

Alignment with City Council's Vision and Priority Areas:

This item is aligned with the Council's vision for a smart, citizen-focused government by complying with the Code of Virginia.

Budgetary Impact:

None

Recommendation:

Staff's recommendation is approval of the ordinance change.

Alternatives:

Council could decline the requested changes, but it would mean that City Code would not be in compliance with State Code.

Attachments:

Ordinance Change

**AN ORDINANCE
AMENDING AND REORDAINING
SECTIONS 30-161, 30-168, 30-169, 30-170, 30-171, and 30-172
OF ARTICLE VI, CHAPTER 30
OF THE CODE OF THE CITY OF CHARLOTTESVILLE, 1990, AS AMENDED
RELATING TO COLLECTION OF
REAL ESTATE AND PERSONAL PROPERTY TAXES**

BE IT ORDAINED by the Council of the City of Charlottesville, Virginia that Sections 30-161 and 30-168 through 30-172 of Article VI, Chapter 30 of the Code of the City of Charlottesville, 1990, as amended, are hereby amended and reordained to read as follows:

Sec. 30-161. Tax bills.

(a) The city treasurer shall twice annually mail to each taxpayer assessed with taxes on real estate, tangible personal property or machinery and tools bills for such taxes. Each semiannual bill shall be in the amount of one-half of the taxes assessed for the taxable year and shall be payable as of June fifth or December fifth, as appropriate; provided, that the first bill of the year may show the total amount of tax assessed for the year with a notation that only one-half of such tax is payable as of June fifth. All such tax bills shall be mailed by United States mail not later than fourteen (14) days prior to each due date. The treasurer shall also publicize at least ten (10) days before each due date the fact that taxes are due and payable. The treasurer may omit billing of any taxpayer owing less than ~~five~~ twenty dollars (\$20.00).

...

Sec. 30-168. Uncollectible and delinquent tax lists—Generally.

(a) The city treasurer, after ascertaining which of the taxes and levies assessed at any time cannot be have not been collected, shall, ~~not later than August first in each year~~ within sixty (60) days of the end of the fiscal year, make out lists as follows:

- (1) A list of real estate on the assessor's land book improperly placed thereon or not ascertainable, with the amount of taxes and levies charged thereon.
- (2) A list of other real estate which is delinquent for the nonpayment of the taxes and levies thereon. This list shall not include any taxes listed under subsections (4) or (5) of this section.
- (3) A list of such of the taxes and levies assessed on tangible personal property, machinery and tools and merchants' capital, and other subjects of local taxation, other than real estate, as the treasurer is unable to collect which are delinquent. This list shall not include any taxes listed under subsections (4), (5) or (6) of this section.

- (4) A list of any taxpayers owing less than five dollars (\$5.00) the uncollected taxes amounting to less than twenty dollars each, for whom which bills were omitted pursuant to section 30-161.
- (5) A list of uncollected balances of previously billed taxes amounting to less than twenty dollars each as to which the treasurer has determined that the costs of collecting such balance would exceed the amount recoverable, provided that the treasurer shall not include on such list any balances with respect to which he or she has reason to believe that the taxpayer has purposely paid less than the amount due and owing.
- (6) A list of uncollected balances of previously billed tangible personal property taxes on vehicles that (i) were owned by taxpayers, now deceased, upon whose estates no qualification has been made, or (ii) were transferred to bona fide purchasers for value pursuant to Virginia Code §§ 46.2-632, 46.2-633 or 46.2-634 without knowledge, on the part of the persons so transferring, of the unpaid taxes.

Notwithstanding any other provision of this section, no tax or levy which has been discharged or otherwise rendered legally uncollectable as to a taxpayer liable upon it in a proceeding under the United States Bankruptcy Code (Title 11 of the United States Code) shall be considered delinquent with respect to that taxpayer on and after the date such obligation is discharged or otherwise rendered legally uncollectable, and the treasurer shall not include any such discharged or uncollectable obligation in any list required to be prepared pursuant to this section. Any such discharged or uncollectable obligation shall be stricken from the books of the treasurer as of the date the obligation is discharged or otherwise rendered uncollectable, and the treasurer thereafter shall have no further duty to collect such tax or levy.

(b) The lists mentioned in this section shall conform to the facts as they existed on June thirtieth of the year in which they are submitted to the city council. ~~but shall not be required to include those tax bills on which the portion of the tax payable June fifth of the then current calendar year has not been collected.~~ Delinquent real estate taxes shall be listed in the name of the owner on the date of assessment. For purposes of this chapter local taxes shall be delinquent if not paid when due. For purposes of compiling the lists required by this section, taxes shall be considered delinquent if all taxes are not paid by the date the last installment is due. Such lists and also, except as herein provided, the form of the oath to be taken by the city treasurer by which each list shall be verified shall be as prescribed by the state department of taxation. The oath shall declare that the city treasurer believes that no part of the taxes embraced in such lists has been or could have been collected by the treasurer, but the treasurer, in returning the list of real estate mentioned in subsection (a)(2) of this section shall, at the foot of such list, subscribe the following oath:

"I, _____, treasurer of the City of Charlottesville, do swear that the foregoing list is, I verily believe, correct and just, that I have not received full payment of the taxes for which real estate therein mentioned

is returned delinquent, although I have used due diligence to collect such taxes."

Sec. 30-169. Same -- Submission to council; allowance of credit to city treasurer; etc.

(a) Upon the request of city council, the city treasurer shall furnish a ~~A copy of each of the four (4)~~ any of the six (6) lists mentioned in section 30-168(a) shall be submitted by the city treasurer to the city council. Such lists shall be submitted at the first meeting of the city council held after the city treasurer has completed the lists.

(b) The treasurer may, or shall at the direction of city council or a committee thereof, certify to the assessor together with the director of finance and the commissioner of revenue, shall examine such lists, and if the same are found correct, the director of finance shall allow the city treasurer credit for the amounts thereof in the treasurer's annual settlement, which shall be made as of July first in each year; but if such lists, or any of them, are found incorrect, credit shall be allowed for only so much thereof as is correct a copy of the list of real estate on the assessor's land book improperly placed thereon or not ascertainable. The treasurer shall ~~deliver a copy of the lists described in subsection (a) (1) of section 30-168 to the commissioner of revenue, who shall correct his books accordingly~~ be given credit for the entire amount of the taxes included in the list and may destroy the tax tickets made out by him or her for such taxes. The treasurer shall be given credit for all taxes shown on the list mentioned in section 30-168(a) (4) – (6) and for obligations discharged in bankruptcy as described in 30-168(a).

(c) All amounts on the list described in subsection (a) (4) of section 30-168 of this Code shall be charged off and exonerated.

Sec. 30-170. Same -- Publication.

The city council ~~shall~~ may cause the lists mentioned in subsections (a) (2) and (3) of section 30-168, or such parts thereof as ~~may be~~ deemed advisable by the treasurer, to be published ~~for two (2) successive weeks~~ in a newspaper of general circulation in the city or made available on the Internet site maintained by the city. The costs, if any, of publishing such lists shall be paid for by funds allocated for that purpose by the city council, and may be charged ratably to the delinquent taxpayers listed.

Sec. 30-171. Same -- Continuing collection of delinquent taxes.

After delinquent taxes appear in the lists required by section 30-168(a), ~~the~~ city treasurer shall continue to collect the delinquent taxes shown on the delinquent lists for one (1) year following June thirtieth of the year as of which such delinquent lists speak on subjects other than real estate until the expiration of the applicable statute of limitations.

Sec. 30-172. Same -- Collection Resubmission of delinquent lists to council; subsequent collections.

(a) ~~At the expiration of one (1) year following June thirtieth of the year as of which such delinquent lists speak, the city treasurer shall again submit a copy of each of the lists mentioned in subsections (a) (2) and (3) of section 30-168 to the city council. Such lists so resubmitted shall show the changes which have occurred since June thirtieth of the preceding year, and the city treasurer shall continue efforts to collect the unpaid real estate taxes until the real estate shall be sold under the provisions of Code of Virginia, article 4 of chapter 35 (section 58.1-3965 et seq.) of title 58.1.~~

(b) ~~The city attorney and assistant city attorneys shall assist the treasurer in bringing suit to sell lands delinquent in excess of three (3) years, as provided by state law.~~

The city council may appoint or hire, with the approval of the treasurer and upon such terms as may be agreed upon, one or more attorneys to collect any local taxes or other charges which have been delinquent for six months or more. Any attorney so appointed or hired shall be entitled to exercise, for the purpose of collecting the taxes or other charges referred to him or her, the powers conferred by law upon the treasurer, shall promptly report and pay over to the treasurer all collections made and, at the conclusion of his term of appointment or employment, shall provide the treasurer with a list of those taxes or other charges referred to the attorney for collection that remain unpaid.

Proceedings under this chapter for the sale of property for delinquent taxes shall be instituted and conducted in the name of the City of Charlottesville by such attorney as the city council or treasurer employs for such purpose. The treasurer is authorized to post the necessary bonds for such attorneys to act as special commissioners for the sale of delinquent lands. The bond shall be delivered to the clerk of the circuit court of the City of Charlottesville and shall be recorded by the clerk in his or her special commissioner's bond book.

(c) ~~After the second listing of delinquent taxes on personal property, machinery and tools the treasurer shall continue to collect the same for an additional two (2) years. At the end of that time the treasurer shall return an updated delinquent list to council together with the remaining unpaid tax tickets, and after review by the committee referred to in section 30-169, the treasurer shall be given credit for such amounts and shall not be required to make further collections thereon.~~

CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	September 2, 2014
Action Required:	Ordinance Change
Presenter:	Jason Vandever, City Treasurer
Staff Contacts:	Jason Vandever, City Treasurer
Title:	<i>Investment Committee-Ordinance Change</i>

Background:

The City Treasurer is responsible for the banking, cash flow, and investment needs of the City. These responsibilities are discussed in State Code, City Code, and opinions of the Attorney General. The City of Charlottesville code section 11-7 outlines this role and the role of a City investment committee. Currently, this code section is a little out of date and staff is proposing changing the composition of this investment committee to better suit the City's needs.

Discussion:

Staff is proposing to remove the mayor, chair of the finance committee of the council, and the City Manager from the investment committee. The Director of Finance and the Chief Finance Officer will be added to the committee to advise the City Treasurer on investment decisions. This committee will also review investment reports on a quarterly basis and advise the Treasurer on changes to the City's investment policy. This change will help create a committee of subject matter experts to help oversee the City's investment activities.

Community Engagement: N/A

Alignment with City Council's Vision and Priority Areas:

This item is aligned with the Council's vision for a smart, citizen-focused government by complying with the Code of Virginia and helping to provide oversight for the City's investment decisions.

Budgetary Impact:

None

Recommendation:

Staff's recommendation is approval of the ordinance change.

Alternatives:

Council could decline the requested changes and leave the investment committee intact in its current form.

Attachments:

Ordinance Change

**AN ORDINANCE
AMENDING AND REORDAINING
SECTION 11-7 OF ARTICLE 1, CHAPTER 11
OF THE CODE OF THE CITY OF CHARLOTTESVILLE, 1990, AS AMENDED
RELATING TO INVESTMENT OF SURPLUS FUNDS**

BE IT ORDAINED by the Council of the City of Charlottesville, Virginia that Section 11-7 of Article I, Chapter 11 of the Charlottesville City Code, 1990, as amended, is hereby amended and reordained to read as follows:

Sec. 11-7. Investment of surplus funds.

For the purpose of preserving and investing all surplus funds of the city, other than the retirement fund, the ~~mayor, the chairman of the finance committee of the council~~ chief financial officer, the director of finance, ~~the city manager~~ and the city treasurer shall constitute an investment committee. ~~The investment committee may invest~~ Upon the request of the city treasurer the investment committee shall provide advice and recommendations regarding the investment of all surplus funds, except the retirement fund, as it deems desirable in any securities which, under the laws of this state, are designated and approved for the investment of fiduciary funds.

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CITY OF CHARLOTTESVILLE
CITY COUNCIL AGENDA



Agenda Date:	September 2, 2014
Action Required:	Yes (First Reading of Ordinance)
Staff Contacts:	Craig Brown, City Attorney Phillip Garber, P.E., Chief Gas Engineer
Title:	Quitclaim Gas Easement to VDOT (Shannon Glen Court in Willow Glen Subdivision)

Background: In 2012 the City acquired a gas line easement within the Willow Glen Subdivision in Albemarle County. The Virginia Department of Transportation is now prepared to accept the roadway identified as Shannon Glen Court in this subdivision into the state highway system. At the request of the Gas Division, we have drafted an ordinance and deed quitclaiming to VDOT the easement crossing Shannon Glen Court.

Discussion: The quitclaim deed requires the gas line to remain in its present location, and if the street ceases to be part of the state's highway system, the easement will automatically revert back to the City. The natural gas lines and facilities continue to be owned and maintained by the City even after the easement is quitclaimed to the state.

Alignment with Council Vision Areas and Strategic Plan: Not applicable.

Community Engagement: Not applicable.

Alternatives: If the ordinance is not approved, VDOT will not accept the roadway into its road maintenance system.

Budgetary Impact: None.

Recommendation: Approval of the attached ordinance and quitclaim deed.

Attachments: Ordinance and Deed of Quitclaim (with plat attached).

cc: Phil Garber, Gas Division

**AN ORDINANCE
TO QUITCLAIM A NATURAL GAS LINE EASEMENT
WITHIN SHANNON GLEN COURT
LOCATED IN THE WILLOW GLEN SUBDIVISION IN ALBEMARLE COUNTY
TO THE VIRGINIA DEPARTMENT OF TRANSPORTATION**

WHEREAS, the Virginia Department of Transportation (VDOT) is prepared to take over maintenance of the roadway known as Shannon Glen Court in the Willow Glen Subdivision in Albemarle County; and

WHEREAS, the City owns natural gas lines located within this roadway, and also owns an easement for such line, and VDOT has asked that the foregoing easement crossing Shannon Glen Court be released upon VDOT's acceptance of the roadway; 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 quitclaim, substantially the same in form as the deed attached hereto, approved by the City Attorney, for release of the above-described gas line easement to the Virginia Department of Transportation conditioned upon receipt by the City of a VDOT permit allowing said line to continue to be located in said right-of-way.

*Prepared by Charlottesville City Attorney's Office
S. Craig Brown, City Attorney (VSB #19286)
Albemarle County Tax Map 32K (Shannon Glen Court)*

**This deed is exempt from recordation taxes pursuant to
Virginia Code Secs. 58.1-811(A)(3) and 58.1-811(C)(4).**

DEED OF QUITCLAIM

THIS DEED OF QUITCLAIM, made and entered into on this ____ day of _____, 2014, by and between the **CITY OF CHARLOTTESVILLE, VIRGINIA**, a municipal corporation, **GRANTOR**, and the **COMMONWEALTH OF VIRGINIA, DEPARTMENT OF TRANSPORTATION, GRANTEE**, whose address is P. O. Box 671, Culpeper, Virginia 22701.

WITNESSETH:

That for and in consideration of the sum of One Dollar (\$1.00) cash in hand paid, receipt of which is hereby acknowledged, the GRANTOR does hereby QUITCLAIM and RELEASE to the GRANTEE, subject to the reservations hereinafter set forth, the easements and rights of way, as shown on the attached plat made by the City of Charlottesville Gas Division dated July 24, 2014, to construct, maintain, operate, alter, repair, inspect, protect, remove, and replace certain improvements in Shannon Glen Court in the Willow Glen Subdivision in the County of Albemarle, namely: One Inch (1") and Two Inch (2") natural gas lines and related gas facilities upon and across Shannon Glen Court, insofar as the land embraced within said easement falls within the boundaries of a public street or highway to be maintained by the Virginia Department of Transportation. Said gas line easement was conveyed to the City by deed from Willow Glen Albemarle, Inc., dated February 24, 2012,

recorded in the Clerk's Office of the Circuit Court of Albemarle County, Virginia, in Deed Book 4140 at page 633.

The Grantor reserves unto itself, its successors and assigns, all of the rights and privileges under the aforesaid Deed of Easement until such time as the Virginia Department of Transportation has issued a permit to the GRANTOR subject to the following two conditions which shall also be covenants running with the land:

1. That the above described improvements of the GRANTOR may continue to occupy such streets or highways in the existing condition and location.

2. The GRANTOR shall at all times indemnify and save harmless the Commonwealth of Virginia, Department of Transportation, its employees, agents, and officers from any claim whatsoever arising from GRANTOR'S exercise of rights or privileges stated herein.

The GRANTEE is to have and hold the above-described property for so long as said property is used as part of its public street or highway maintained by the GRANTEE or its successors or assigns charged with the responsibility and obligation to maintain public streets and highways, but upon abandonment of said property's use for such purposes, all rights, privileges, interests and easements in the property herein described under aforesaid Right of Way Easement shall revert to the GRANTOR, its successors and assigns.

Notwithstanding other language contained herein which might appear to the contrary, the parties agree that GRANTOR shall continue to own in fee simple the gas line improvements located within the above described public roadway.

IN WITNESS WHEREOF, the **GRANTOR** has caused its name to be assigned hereto and its seal to be affixed and attested by its appropriate officers, all after due authorization, on the day and year first above written.

CITY OF CHARLOTTESVILLE, VIRGINIA

BY: _____
Satyendra Singh Huja, Mayor

ATTEST:

Clerk of Council

STATE OF VIRGINIA
CITY OF CHARLOTTESVILLE

I, _____ a Notary Public in and for the City of Charlottesville within the State aforesaid, do hereby certify that Satyendra Singh Huja, Mayor of the City of Charlottesville, Virginia, and Paige Rice, its Clerk of Council, whose names are signed to the foregoing writing, bearing date of _____, 2014, have each duly acknowledged the same before me within my City and State aforesaid.

My Commission Expires _____.

Given under my hand this _____ day of _____, 2014.

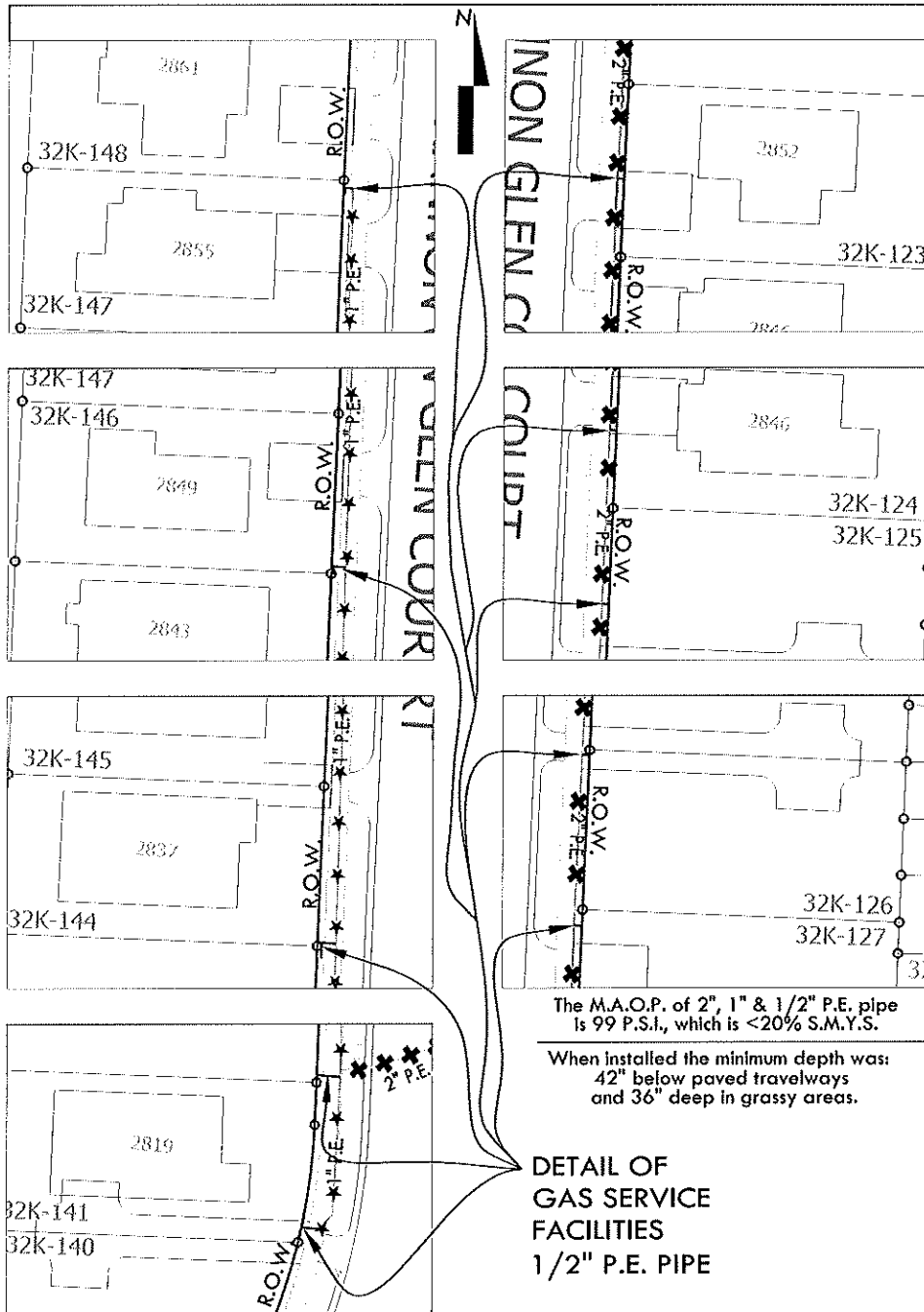
Notary Public
Registration # _____

The M.A.O.P. of 2", 1" & 1/2" P.E. pipe is 99 P.S.I., which is <20% S.M.Y.S.

When installed the minimum depth was:
42" below paved travelways
and 36" deep in grassy areas.



PLAT SHOWING EXISTING NATURAL GAS FACILITIES
OPERATED BY THE CITY OF CHARLOTTESVILLE
LOCATED WITHIN THE ROAD RIGHTS-OF-WAY OF
"SHANNON GLEN COURT"
WILLOW GLEN SUBDIVISION, ALBE. CO. TAX MAP 32
TO BE QUIT CLAIMED TO THE
VIRGINIA DEPARTMENT OF TRANSPORTATION
DATE: JULY 24, 2014 SCALE: 1" = 80'
GAS LINE EASEMENT RECORDED AT: DEED BOOK 4140 PAGE 633



PLAT SHOWING EXISTING NATURAL GAS FACILITIES
OPERATED BY THE CITY OF CHARLOTTESVILLE
LOCATED WITHIN THE ROAD RIGHTS-OF-WAY OF
"SHANNON GLEN COURT"
WILLOW GLEN SUBDIVISION, ALBE. CO. TAX MAP 32
TO BE QUIT CLAIMED TO THE
VIRGINIA DEPARTMENT OF TRANSPORTATION
DATE: JULY 24, 2014 DETAILS SCALE: 1" = 40'
GAS LINE EASEMENT RECORDED AT: DEED BOOK 4140 PAGE 633

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**CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA**



Agenda Date:	September 2, 2014
Action Required:	Approval of Ordinance – First Reading
Presenter:	Lauren Hildebrand, Public Utilities Director
Staff Contacts:	Craig Brown, City Attorney Lauren Hildebrand, Public Utilities Director Maurice Jones, City Manager
Title:	Rivanna Water and Sewer Authority Easement for Schenk’s Branch Interceptor

Background:

The Rivanna Water and Sewer Authority (RWSA) owns a sanitary sewer collection line known as the Schenk’s Branch Interceptor (SBI). The line begins on the east side of McIntire Road across from the parking lot for the Albemarle County Office Building, continues along McIntire Road and under the Rt. 250 Bypass, through McIntire Park and then ultimately connects to RWSA’s Meadow Creek Interceptor in Albemarle County.

The City has determined that this 21-inch terra cotta interceptor is undersized to accommodate present operations and additional flows during heavy rains. There have been sanitary sewer overflows (SSO’s) from the SBI following significant rainfalls. These overflows occur from multiple manholes located within McIntire Park adjacent to Schenk’s Branch and the Route 250 Bypass. SSO’s pose potential health and environmental problems when raw sewage is allowed to enter waterways. The Department of Environmental Quality (DEQ) has issued a consent order that requires RWSA to replace the SBI line.

The new, relocated line will be a 30-inch ductile iron pipe. The entire SBI is approximately 7,000 linear feet, with all flows through the line serving City residents and businesses. The SBI was designed to be upgraded in five (5) separate segments. Some segments were planned for construction concurrent with various roadway projects to maximize cost savings to the City and to minimize environmental disturbance in the Park and elsewhere along the sewer corridor.

The five (5) segments are described as follows:

1. As part of RWSA’s replacement and upgrade of the Meadowcreek Interceptor, RWSA has replaced and upgraded approximately 640 linear feet of the SBI line. This easement has been granted;
2. An additional 1,150 linear feet of the line was relocated and replaced by the Virginia

Department of Transportation to accommodate the construction of the McIntire Road Extended (MRE) project. This easement has been granted;

3. Another 850 linear feet of the SBI falls within the limits of the MRE roadway construction. This segment has been completed. This easement has been granted;
4. An additional 1,940 linear feet of the SBI traverses McIntire Park and ends at Harris Street and was relocated and replaced by the City in conjunction with the Route 250 Bypass Interchange project. This easement has been granted; and
5. A final section of approximately 2,410 linear feet from Harris Street to the Albemarle County office building parking lot is being designed and will be constructed along with a portion of the City sewer line (14th/15th Street project). This easement is being requested.

Discussion:

RWSA requires a permanent and temporary easement from the City to complete the final segment of the RWSA Schenk's Branch Interceptor. The area of the RWSA permanent easement is marked with hatching on the attached plat dated May 12, 2014 and will be recorded and referenced with the proposed deed.

A temporary construction easement to allow for the installation of the sewer interceptor is needed. This temporary construction easement is shown in the shaded areas adjacent to the permanent easement on the same referenced map dated May 12, 2014.

The granting of the permanent and temporary easements to RWSA has been advertised for a public hearing, and will require the adoption of the attached draft ordinance following two readings.

Alignment with Council Vision Areas and Strategic Plan:

The project supports the City Council's "Green City" vision which promotes healthy streams and rivers. By granting this easement to RWSA and RWSA constructing the sewer interceptor, SSO's will be eliminated which will positively impact streams and rivers both now and in the future. It contributes to Goal #2 of the Strategic Plan: Be a safe equitable, thriving and beautiful community, and Objective 2.3: To provide reliable and high quality infrastructure.

Budgetary Impact:

RWSA's cost for the project is estimated at \$3.22 million, which will be paid by the City since the line serves City residents exclusively.

Recommendation:

Staff recommends approval of the attached ordinance granting RWSA a permanent and temporary construction easement for the relocated Schenk's Branch Interceptor.

Alternatives:

Other options to the sewer interceptor were being investigated by RWSA such as a pump station and force main or installing the sewer line in McIntire Road, but these options would be more costly and

take more time to construct. The preferred route for the sewer interceptor is through the City property.

Attachments:

Proposed ordinance granting permanent and temporary easements to RWSA

Proposed deed of easement to RWSA

Easement map dated May 12, 2014

**AN ORDINANCE
GRANTING PERMANENT AND TEMPORARY EASEMENTS TO THE
RIVANNA WATER AND SEWER AUTHORITY FOR
UTILITY LINES IN SCHENK'S GREENWAY
ALONG McINTIRE ROAD.**

WHEREAS, the Rivanna Water and Sewer Authority (“RWSA”) has requested the City of Charlottesville to grant a permanent utility easement and temporary construction easement across a portion of City-owned property along McIntire Road, known as Schenk’s Greenway, as shown on the attached plat dated May 12, 2014; and,

WHEREAS, the proposed easements will allow for the installation and maintenance of utility lines owned by RWSA and serving City residents; 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 conveyance of these easements; and

WHEREAS, City staff have reviewed the request and have no objection to the conveyance of said easement to RWSA.

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 Easement and such other documents as may be requested by RWSA, in form approved by the City Attorney, to convey the above-described easements to the Rivanna Water and Sewer Authority.

This document was prepared by:
S. Craig Brown (VSB #19286)
Charlottesville City Attorney's Office
Tax Map 34, Parcel 91

**This deed is exempt from state recordation taxes pursuant to
Va. Code Sec. 58.1-811(A)(3) and 58.1-811(C)(4)**

This **DEED OF EASEMENT**, made this _____ day of September, 2014 by and between the **CITY OF CHARLOTTESVILLE, VIRGINIA**, a municipal corporation, Grantor ("Property Owner"), and **RIVANNA WATER AND SEWER AUTHORITY**, a body politic and corporate created pursuant to the Virginia Water and Waste Authorities Act, whose address is 695 Moores Creek Lane, Charlottesville, Virginia 22902, Grantee (the "Authority").

WITNESSETH:

WHEREAS, the Property Owner has agreed to grant the Authority the permanent and temporary construction easements shown and described on the plat dated May 12, 2014, made by Draper Aden Associates, attached hereto and made a part hereof (the "Plat"); and

WHEREAS, as shown on the Plat, the proposed easements cross a portion of the property conveyed to Property Owner by deed dated August 10, 1933, recorded in the Clerk's Office of the Circuit Court of the City of Charlottesville in Deed Book 80, Page 87. Property Owner is the fee simple owner of the said property as of the date hereof.

NOW, THEREFORE, for and in consideration of the sum of ONE DOLLAR (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, Property Owner does hereby GRANT and CONVEY with SPECIAL WARRANTY of TITLE unto the Authority:

1. A perpetual right of way and easement to construct, install, operate, maintain, repair, replace, relocate and extend a sanitary sewer line consisting of pipes, equipment, and appurtenances to such pipes and equipment, over, under and across the real property of Property Owner located in the City of Charlottesville, Virginia, and to access any other adjacent easement held by the Authority,

the location and width of the easements hereby granted and the boundaries of the property being more particularly described and shown on the Plat (the “Permanent Utility Easement”). Reference is made to the Plat for the exact location and dimension of the Permanent Utility Easement hereby granted and the property over which the same crosses.

2. A temporary construction easement for a term so long as necessary to construct and install those certain improvements comprising the Schenks Branch Interceptor Project, of which the sanitary sewer line to be constructed in the Permanent Utility Easement is a part, and to do all things necessary and incident to such construction, the location and size of the temporary construction easement hereby granted and the boundaries of the property being more particularly described and shown on the Plat as “Temporary Construction Easement”. Reference is made to the Plat for the exact location and dimension of the Temporary Construction Easement hereby granted and the property over which the same crosses. The Temporary Construction easement shall automatically terminate upon the expiration of the above-described term.

Easement Obstructions

Property Owner, its successors or assigns, agree that fences, buildings, overhangs or other improvements or obstructions shall not be located within the Permanent Utility Easement, except that the Property Owner’s “Schenk’s Greenway” trail may be located wholly or partially within the Permanent Utility Easement. Prior to installation of the utility lines the Authority and the City will mutually agree on an acceptable landscaping plan for the Permanent Utility Easement with plantings selected from the Authority’s list of approved plants for utility line easements. The Permanent Utility Easement includes the right of the Authority to cut any trees, brush and shrubbery, remove obstructions and take other similar action reasonably necessary to provide economical and safe utility line installation, operation, and maintenance. It is the intent of both parties to preserve trees within the Utility Easement consistent with the economical and safe installation, operation and maintenance of the utility lines, and to that end, prior to installation of the utility lines, representatives of the City

and the Authority will meet to determine which trees within the Permanent Utility or Temporary Construction Easements can be retained consistent with such installation, operation and maintenance and the measures that can be utilized to protect those trees. The Authority shall have no responsibility to Property Owner, its successors or assigns, to replace or reimburse the cost of trees, brush, shrubbery, or other obstructions located in the Utility Easement if cut or removed or otherwise damaged.

Easement Access and Maintenance

As part of the Permanent Utility Easement the Authority shall have the right to enter upon the above-described property within the Utility Easement for the purpose of installing, constructing, operating, maintaining, repairing, replacing, relocating and extending the above-described sanitary sewer line and appurtenances thereto, within the Permanent Utility Easement; and in addition, the Authority shall have the right of ingress and egress thereto as reasonably necessary to construct, install, operate, maintain, repair, replace, relocate and extend such sanitary sewer lines. If the Authority is unable to reasonably exercise the right of ingress and egress over the right-of-way, the Authority shall have the right of ingress and egress over the property of Property Owner adjacent to the right-of-way, and shall restore surface conditions of such property adjacent to the right-of-way as nearly as practical to the same condition as prior to the Authority's exercise of such right.

Excavation

Whenever it is necessary to excavate earth within the Permanent Utility or Temporary Construction Easement, the Authority agrees to backfill such excavation in a proper and workmanlike manner so as to restore surface conditions as nearly as practical to the same condition as prior to excavation, including restoration of such paved surfaces as may be damaged or disturbed as part of such excavation. Any portion of the Schenks Greenway trail disturbed or damaged shall be repaired and restored with an all-weather surface.

Ownership of Facilities

The facilities constructed within the Permanent Utility Easement shall be the property of the Authority, its successors and assigns, which shall have the right to inspect, rebuild, remove, repair, improve and make such changes, alterations and connections to or extensions of its facilities within the boundaries of the Permanent Utility Easement as are consistent with the purposes expressed herein.

SIGNATURES ON FOLLOWING PAGES

WITNESS the following signatures and seals:

PROPERTY OWNER:

CITY OF CHARLOTTESVILLE, VIRGINIA

By: _____(SEAL)
Satyendra Singh Huja, Mayor

COMMONWEALTH OF VIRGINIA

CITY/COUNTY OF _____, to wit:

The foregoing instrument was acknowledged before me this _____ day of _____, 2014, by Satyendra Singh Huja, Mayor of the City of Charlottesville, Virginia.

Notary Public
Registration #: _____

AUTHORITY:

RIVANNA WATER AND UTILITY AUTHORITY

By: _____(SEAL)
Thomas L. Frederick, Jr., Executive Director

COMMONWEALTH OF VIRGINIA
COUNTY OF ALBEMARLE, to wit:

The foregoing instrument was acknowledged before me this _____ day of _____, 20____, by Thomas L. Frederick, Jr., as Executive Director of Rivanna Water and Utility Authority.

Notary Public



My commission Expires:_____ Commission No.:_____

LINE AND CURVE TABLE FOR PROPERTY LINE FROM "A" TO "B"

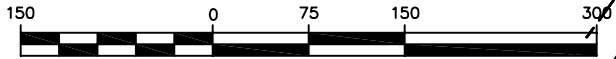
	BRG/CH BRG	DIST/CHORD	RADIUS	ARC LENGTH	DELTA ANGLE
L1	N15°00'09"E	62.53'			
C1	N29°12'43"E	198.83'	405.00'	200.88'	28°25'07"
L2	N43°25'16"E	97.75'			
C2	N33°07'44"E	330.54'	925.00'	332.32'	20°35'04"
L3	N22°50'12"E	157.77'			
C3	N27°36'19"E	54.04'	325.00'	54.10'	9°32'15"
L4	N32°22'27"E	137.84'			
C4	N29°13'12"E	151.31'	1375.00'	151.39'	6°18'30"
C5	N17°25'47"E	142.65'	475.00'	143.19'	17°16'19"
L5	N08°47'38"E	204.32'			

NOTES:

- 1.) Source of meridian for bearings: NAD 83/CORS 2011, based upon GPS performed by Draper Aden Associates for a survey of McIntire Road dated August 10, 2012 and revised August 27, 2012.
- 2.) This survey was prepared without the benefit of a title commitment or title report and all easements and encumbrances that might be disclosed in a title search may not be shown.
- 3.) This plat was compiled from information taken from the City of Charlottesville, Virginia Land and Tax records.

-  PERMANENT UTILITY EASEMENT, 55,427 SQ. FT.
-  TEMPORARY CONSTRUCTION EASEMENT, 5,301 SQ. FT.

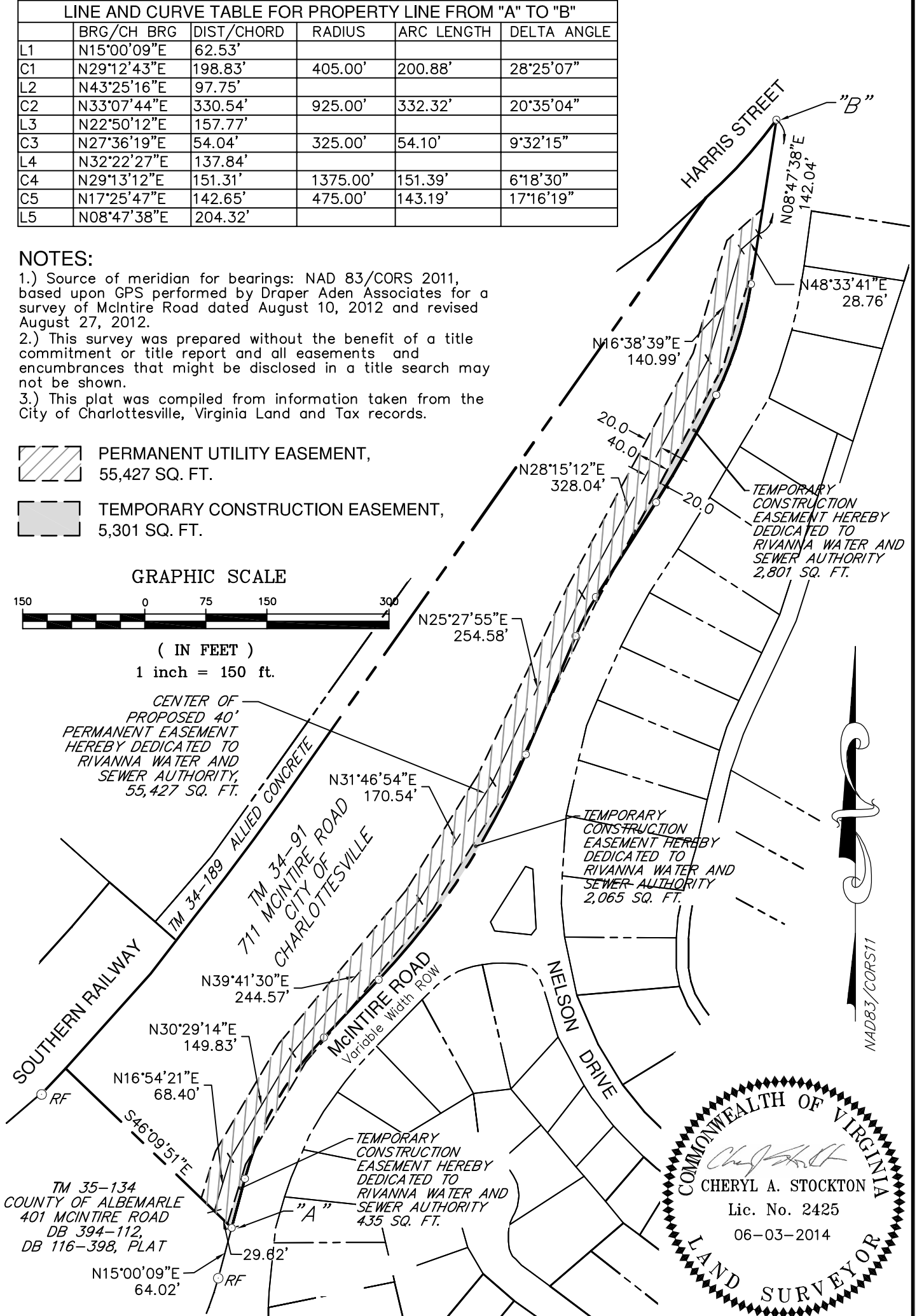
GRAPHIC SCALE



(IN FEET)

1 inch = 150 ft.

CENTER OF PROPOSED 40' PERMANENT EASEMENT HEREBY DEDICATED TO RIVANNA WATER AND SEWER AUTHORITY, 55,427 SQ. FT.



COMPILED PLAT OF:
 A PROPOSED 40' PERMANENT EASEMENT AND TEMPORARY CONSTRUCTION EASEMENTS
 ACROSS TAX PARCEL 34-91 IN THE CITY OF CHARLOTTESVILLE, VIRGINIA
 PREPARED FOR: RIVANNA WATER AND SEWER AUTHORITY



Draper Aden Associates

Engineering + Surveying + Environmental Services

700 Harris Street, Suite E
 Charlottesville, VA
 434-295-0700 Fax: 434-295-2105

Blacksburg, VA
 Richmond, VA
 Hampton Roads, VA

DRAWN: CAS

CHECKED:

SCALE: 1" = 150'

DATE: 5/12/2014

PLAN NO. C12129C-02

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CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	September 15, 2014
Action Required:	Approval of Ordinance (1 st reading) after Public Hearing
Presenter:	Lauren Hildebrand, Public Utilities Director
Staff Contacts:	Lauren Hildebrand, Public Utilities Director Philip Garber, Chief Gas Engineer
Title:	Release of Portion of Gas Line Easement in Lochlyn Hills Subdivision

Background: Bramante Homes, Inc., the owner of Lot 21 in the Lochlyn Hills Subdivision in Albemarle County, has asked the City to release a portion of a natural gas easement the City acquired in May 2014. The house under construction on that lot has a freestanding garage that will encroach into the gas easement area. The gas easement was originally expected to be 12 feet in width, and the developer designed the building plan using the 12' easement dimension instead of the eventual easement width of 15 feet. The developer is asking the City to release that portion (approximately 1 foot of the northern side of the 15' wide easement) of the subject easement, thereby resolving the encroachment problem.

Discussion: Phil Garber, Chief Gas Engineer in Public Utilities, has examined the plat and inspected the location of the easement. He has no objection to releasing the requested 1 foot by 23.5 feet portion of the easement since the City will still be able to easily access the gas line for maintenance and repair.

Alignment with Council Vision Areas and Strategic Plan: Not applicable.

Community Engagement: A public hearing is required by law to give the public an opportunity to comment on the proposed conveyance of a property interest. Notice of such public hearing was advertised in the local newspaper at least 7 days in advance of the public hearing.

Budgetary Impact: There is no budgetary impact.

Recommendation: Staff recommends approval of the ordinance to release the above-referenced portion of the gas line easement by quitclaim deed.

Attachments:

Proposed Ordinance

Proposed Quitclaim Deed and Plat

**AN ORDINANCE
AUTHORIZING THE RELEASE OF A PORTION
OF A NATURAL GAS EASEMENT ACQUIRED BY THE CITY
ACROSS PROPERTY IN THE LOCHLYN HILLS SUBDIVISION
IN ALBEMARLE COUNTY**

WHEREAS, Bramante Homes, Inc. is the owner of property located in the Lochlyn Hills subdivision in Albemarle County, designated as County Tax Map Parcel 061A0-06-1A-02100; and

WHEREAS, Bramante Homes, Inc. has requested the release of the northern one foot (1') of the fifteen foot (15') easement acquired by the City by deed of easement dated May 8, 2014, of record in the Albemarle County Clerk's Office in Deed Book 4491, Pages 230-236, in order to resolve an encroachment issue related to the house and garage being constructed on the above-described parcel; and

WHEREAS, the City's Director of Public Utilities and Chief Gas Engineer have reviewed the request and determined that the release of the above-described portion of the natural gas easement will not affect the City's ability to maintain and repair the existing gas line, and they have no objection to said release; 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 release of one foot (1') of the existing gas line easement; now, therefore,

BE IT ORDAINED by the Council of the City of Charlottesville, Virginia that the Mayor is hereby authorized to execute a Quitclaim Deed, in form approved by the City Attorney, to release a portion of the City's natural gas easement across Albemarle County Tax Map Parcel 061A0-06-1A-02100 in the Lochlyn Hills subdivision.

This deed is exempt from state recordation taxes imposed by Virginia Code §58.1-802 pursuant to Virginia Code §58.1-811(C)(4).

THIS QUITCLAIM DEED made this _____ day of _____, 2014, from the **CITY OF CHARLOTTESVILLE, VIRGINIA**, a municipal corporation and political subdivision of the Commonwealth of Virginia (hereinafter, the "CITY"), Grantor, to **BRAMANTE HOMES, INC.**, Grantee, hereinafter "BRAMANTE HOMES", whose address is _____.

WITNESSETH:

WHEREAS, BRAMANTE HOMES is the owner of certain real property in the County of Albemarle, Virginia, designated on County Real Estate Tax Maps as TMP 061A0-06-1A-02100 ("Subject Property"), shown and described on the attached plat entitled "PLAT SHOWING A ONE-FOOT WIDE BY 23.50' LONG PORTION OF AN EXISTING 15-FOOT WIDE GAS LINE EASEMENT ACROSS LOT 21 LOCHLYN HILL, PHASE A1" prepared by Kirk Hughes & Associates, dated August 6, 2014, last revised August 8, 2014 (the "Plat"); and

WHEREAS, by that certain Deed of Easement dated May 8, 2014 from Lochlyn Hill Development Group, LLC to the CITY, of record in the Albemarle County Circuit Court Clerk's Office in Deed Book 4491, Pages 230-236, the CITY was conveyed a perpetual easement and right of way (the "Gas Easement") for the installation, maintenance, operation, repair, replacement and extension of natural gas facilities across the Subject Property in the Lochlyn Hills Subdivision; and

WHEREAS, BRAMANTE HOMES, the current owner of the Subject Property, wishes to have that portion of the existing Gas Easement that crosses the Subject Property on the Plat, shown as a cross-hatched area, one foot (1') in width and 23.50 feet in length, on the attached Plat, quitclaimed by the CITY in order to resolve certain structural encroachments within the Gas Easement; and

WHEREAS, the CITY has agreed to quitclaim the portion of the Gas Easement shown on the Plat, as requested by Grantee, after holding a public hearing, advertised in accordance with Virginia Code Sec. 15.2-1800(B), and adoption of an Ordinance by the Charlottesville City Council on _____, 2014.

WITNESSETH:

NOW, THEREFORE, in consideration of the sum of ONE DOLLAR (\$1.00), receipt of which is hereby acknowledged, the CITY does hereby RELEASE and forever QUITCLAIM all its right, title and interest in and to the northerly one foot (1') of the Gas Easement, shown as a cross-hatched area on the attached Plat. The remainder of the Gas Easement shall be unaffected by this Quitclaim Deed, and remain in full force and effect.

IN WITNESS WHEREOF, the City of Charlottesville has caused this deed to be executed by its Mayor, pursuant to an ordinance adopted by City Council on _____, 2014.

WITNESS the following signatures and seals:

GRANTOR:

CITY OF CHARLOTTESVILLE, VIRGINIA

By: _____
Satyendra Singh Huja, Mayor

APPROVED AS TO FORM:

S. Craig Brown, City Attorney
City of Charlottesville, Virginia

COMMONWEALTH OF VIRGINIA
CITY OF CHARLOTTESVILLE

The foregoing instrument was acknowledged before me this _____ day of _____, 2014 by Satyendra Singh Huja, Mayor, on behalf of the City of Charlottesville, Virginia.

NOTARY PUBLIC
Registration #: _____
My commission expires: _____

GRANTEE:

BRAMANTE HOMES, INC.

By: _____

Title: _____

COMMONWEALTH OF VIRGINIA

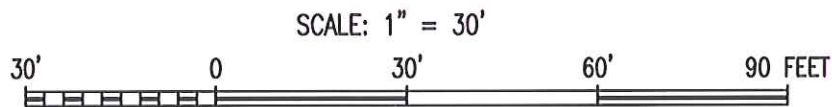
CITY/COUNTY OF _____

The foregoing instrument was acknowledged before me this _____ day of _____, 2014 by _____, _____ on behalf of BRAMANTE HOMES, Inc.

NOTARY PUBLIC
Registration #: _____
My commission expires: _____



PLAT SHOWING A
ONE-FOOT WIDE BY 23.50' LONG PORTION
OF AN
EXISTING 15-FOOT WIDE GAS LINE EASEMENT
ACROSS
LOT 21
LOCHLYN HILL, PHASE 1A
GRANTED TO THE CITY OF CHARLOTTESVILLE, VIRGINIA
AND RECORDED IN
ALBEMARLE COUNTY DEED BOOK 4491, PAGE 230, 236 (PLAT)
TO BE ABANDONED
AS SHOWN HEREON
RIO MAGISTERIAL DISTRICT
ALBEMARLE COUNTY, VIRGINIA
AUGUST 6, 2014
AUGUST 8, 2014 (REVISED)



KIRK HUGHES & ASSOCIATES
LAND SURVEYORS AND PLANNERS
220 EAST HIGH STREET
CHARLOTTESVILLE, VA. 22902
(434) 296-6942

C:\UDD\SURVEYS\LOCHLYN HILL\LOT_21\LH-21 CITY GAS ABANDONED PLAT.DWG
FILE: 2013-138, WO: 2014-127

NORTH

PROPERTY OWNER

D.B. 4476, PG. 197, 243 (PLAT)

LOCHLYN HILL LANE
57' R/W

VARIABLE WIDTH
DRAINAGE EASEMENT
D.B. 4476, PG. 197, 243 (PLAT)

TMP 061A0-06-1A-02100
BRAMANTE HOMES, INCORPORATED
D.B. 4501, PG. 231
D.B. 4476, PG. 197, 243 (PLAT)
LOT 21
PHASE 1A

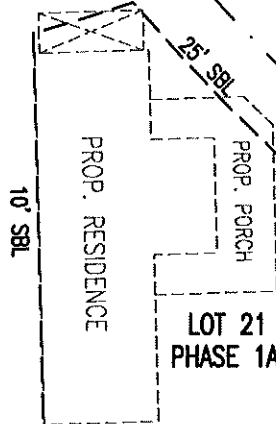
15' UTILITY EASEMENT
D.B. 4476, PG. 197, 243 (PLAT)
AND

15' V.E.P.CO. EASEMENT
D.B. 4493, PG. 381, 388 (PLAT)

LOCHLYN HILL DRIVE
54' R/W

15' V.E.P.CO. EASEMENT
D.B. 4493, PG. 390, 396 (PLAT)
AND
15' CITY OF CHARLOTTESVILLE
GAS EASEMENT
D.B. 4491, PG. 230, 236 (PLAT)

TMP 061A0-06-1A-01400
ECHELON HOMES LLC
D.B. 4476, PG. 301
LOT 14
PHASE 1A



15' UTILITY EASEMENT
D.B. 4476, PG. 197, 243 (PLAT)
AND
15' V.E.P.CO. EASEMENT
D.B. 4493, PG. 390, 396 (PLAT)

6' V.E.P.CO. EASEMENT
D.B. 4493, PG. 381, 388 (PLAT)
AND
6' CITY OF CHARLOTTESVILLE
GAS EASEMENT
D.B. 4491, PG. 222, 228 (PLAT)

PORTION OF
GAS EASEMENT
TO BE ABANDONED

20' DRAINAGE EASEMENT
D.B. 4476, PG. 197, 243 (PLAT)

TMP 061A0-06-1A-01900
DICKERSON HOMES AND
DEVELOPMENT, LLC
D.B. 4481, PG. 146
LOT 19
PHASE 1A

6' V.E.P.CO. EASEMENT
D.B. 4493, PG. 381, 388 (PLAT)
AND
6' CITY OF CHARLOTTESVILLE
GAS EASEMENT
D.B. 4491, PG. 230, 236 (PLAT)

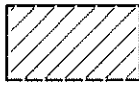
20' ACCESS EASEMENT
D.B. 4476, PG. 197, 243 (PLAT)

TMP 061A0-06-1A-02000
DICKERSON HOMES AND
DEVELOPMENT, LLC
D.B. 4481, PG. 146
LOT 20
PHASE 1A

LINE DATA:

NO.	BEARING	DISTANCE
L1	S 22°01'39" W	1.00'
L2	N 67°58'21" W	23.50'
L3	N 22°01'39" E	1.00'
L4	N 67°58'21" W	18.25'

LEGEND:

- SBL = SETBACK LINE
- R/W = RIGHT OF WAY
- PROP. = PROPOSED
- D.B. = DEED BOOK
- PG. = PAGE
-  = AREA TO BE ABANDONED

CURVE DATA:

NO.	DELTA	RADIUS	ARC	TANGENT	CH. BEARING	CHORD
C1	01°23'02"	327.00'	7.90'	3.95'	N 40°17'55" E	7.90'

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CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	September 15, 2014
Action Required:	Ordinance (1 st Reading with Public Hearing)
Presenter:	Brian Daly, Director, Parks and Recreation
Staff Contacts:	Chris Gensic, Planner, Parks and Recreation
Title:	Rives Park Boundary Line Adjustment

Background:

Rives Park has a small triangle of land jutting out in one of the back corners of the park that is a remnant from when the park was formed. The neighbor, Mr. Gaines Anderegg, has been mowing and managing this land for many years. When the park underwent a community planning process for a renovation, which is now underway, one of the major concerns of neighbors on this side was the hiding spot in the back corner and people cutting through their yards to access the park, especially after hours. Part of the park plan includes actions to prevent this cut through traffic and reduce the hiding spot feeling in that corner.

Discussion:

Staff has discussed this corner with the neighbor and determined that the small triangle of land has no real recreation or park value and the best course would be to adjust the park boundary to straight line and install a better fence to prevent cut through traffic. Staff believes it is fair to give the land to the neighbor at no cost since maintenance of this corner over time would cost more than the land is worth for park use. The neighbor has offered to pay for survey work so that the transfer is not costing the City any money. Given the recent acquisition of nearly 150 acres of parkland citywide (including new parklands in Belmont-Carlton), staff feels loss of this small back corner is consistent with the park plan and does not diminish the useful recreational space in the City or neighborhood.

The request was reviewed by the Public Utilities, Engineering and Planning/Zoning staff and there were no objections raised. There are no City utilities located in this portion of the park. The assessed value of the triangle-shaped land is \$3.00/square foot, which is based on the land values of adjoining residential properties.

Alignment with Council Vision Areas and Strategic Plan:

This proposal supports our vision of Smart, Citizen Focused Government.

Community Engagement:

This proposal advances the goal of the community plan for the park by allowing a logical park boundary to be created and enforced with a better fence.

Budgetary Impact:

This proposal will not affect the general fund as it will occur at no cost to the city. Parks Department will be relieved of any future maintenance and the land will become taxable, which will provide a moderate amount of savings and income over time.

Recommendation:

Staff recommends approval of this conveyance of land and boundary line adjustment.

Alternatives:

If the boundary is not adjusted, the fence line will not be straight and Parks will be required to maintain the small triangle of land.

Attachments:

Request Letter from Mr. Anderegg
Drawing of Property
Proposed Ordinance

April 22, 2014

To Whom this may concern,

I have been approach regarding purchasing a small plot of land that I have been maintaining for the past 30 years for the City of Charlottesville. This small plot is supposed to be part of Rives Park. In my opinion it was a mistake and should have been part of the property I purchased many years ago. I believe that the City should consider donating this property. This piece of property is not valuable to the City of Charlottesville for Park use and I would continue to happily maintain it if it were to legally become part of my lot as I have assumed it was for so many years.

I have included the map sent to me by Mr. Gensic of Parks & Recreation.

Thank you for your consideration. I look forward to hearing back from you.

Gaines Anderegg

950 Rives Street

Charlottesville Va 22902

434-295-0717



Rives Park

dispose of this corner?

MASSAU ST

RIVES ST

TMP 61-58

**AN ORDINANCE
AUTHORIZING THE CONVEYANCE OF
A PORTION OF RIVES PARK
TO GAINES ANDEREGG**

WHEREAS, the City of Charlottesville is the owner of land currently known as Rives Park on Rives Street in the City of Charlottesville; and

WHEREAS, Mr. Gaines Anderegg owns property adjacent to Rives Park, designated as Parcel 58 on City Real Estate Tax Map 61 (942 Rives Street) and wishes to acquire a small portion of the Rives Park land (1,663 square feet, hereinafter the "Property") to combine with his land; and

WHEREAS, Mr. Anderegg has been maintaining the Property for many years, erroneously believing the Property was owned by him, and has agreed to provide at his expense a recordable plat for the conveyance of the Property; and

WHEREAS, the Director of Parks and Recreation fully supports the conveyance of the Property to Mr. Anderegg because the Property has no recreational or park value, and maintenance by Parks staff would not be cost-efficient; and

WHEREAS, the Public Utilities, Engineering and Planning/Zoning staff have reviewed the request and have no objection to conveyance of the Property; and

WHEREAS, in accordance with Virginia Code Section 15.2-1800(B), a public hearing was held on September 15, 2014 to give the public an opportunity to comment on the proposed conveyance of City land as requested by Mr. Anderegg; now, therefore,

BE IT ORDAINED by the Council for the City of Charlottesville, Virginia that the Mayor is authorized to execute a Deed, in form approved by the City Attorney, to convey said Property to Mr. Gaines Anderegg, shown on the attached drawing, being a total of approximately 1,663 square feet in area. The City Attorney is hereby authorized to take whatever steps are necessary to effect the closing of said property conveyance.

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**CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA**



Agenda Date:	September 15, 2014
Action Required:	Adoption
Presenter:	Brian Daly, Director, Parks and Recreation Chris Gensic, Planner, Parks and Recreation
Staff Contacts:	Brian Daly, Director, Parks and Recreation Doug Ehman, Manager, Parks Division, Parks and Recreation Chris Gensic, Planner, Parks and Recreation
Title:	Rives Park Master Plan Amendment

Background:

In 2013, Parks and Recreation staff was approached by community members who were interested in including garden plots in Rives Park. As such a land use is not included in the current Master Plan for the Rives Park, an Amendment to the Master Plan is required in order to make such a change. The City's adopted Park Master Planning Process provides for guidance in community engagement in park master planning, and staff agreed to provide the opportunity for the community to provide their input on the specific issue of including garden plots in Rives Park in lieu of the sand volleyball court shown on the current Master Plan.

As renovations to Rives Park were about to begin at that time (and are almost complete currently), staff agreed to remove the construction of the volleyball court from the scope of work and allow the Master Plan Amendment process to move forward. Upon the conclusion of the Amendment process, staff would work to construct the additional amenities if necessary.

Discussion:

A Public Hearing on the Plan Amendment was held by the Parks and Recreation Advisory Board in December of 2013. The Hearing was followed by a thirty (30) day public comment period. Public comment on the proposed amendment was overwhelmingly in favor of inclusion of garden plots at Rives Park.

The Advisory Board considered the matter at its February 19, 2014 meeting and unanimously approved the Plan Amendment to include garden plots in Rives Park. Advisory Board Packages for February and March, 2014 are provided in Attachments 2 & 3 respectively. Attachment 2 includes all public comment received during the thirty (30) day public comment period.

Following the adopted process, and approval of the Parks and Recreation Advisory Board, staff presented the Amendment to the Planning Commission for their comment on April 8, 2014. Planning Commission comments are included as Attachment 4.

Following the comments received by the Planning Commission, and mindful of comments received from the Belmont/Carlton Neighborhood Association regarding the methods of garden plot allocation utilized by Parks and Recreation; staff held three separate community meetings with gardeners and others to gather input on the methods of allocation. These meetings were held on May 15, June 12 and July 8, 2014.

The outcome of these meetings revealed that there is not dissatisfaction with the allocation process, however there is support to provide an early opportunity in the allocation process for individuals who may live in close proximity to a park with garden plots to have the first opportunity to rent vacant plots.

Staff attended the August, 2014 meeting of the Belmont Carlton Neighborhood Association to review the results of the community meetings and address any other concerns that were originally raised by the neighborhood. The Association provided a statement of their position on the plan amendment on August 26, 2014, expressing their support for the amendment and support for the plan to provide first opportunity of plot rental to residents within one half mile of the park.

Staff is now requesting Council consider the Master Plan Amendment and take action to either approve or deny the Amendment, which would include Garden Plots in Rives Park, in lieu of the sand volleyball court currently included in the Master Plan

Alignment with Council Vision Areas and Strategic Plan:

The project supports City Council's "Green City" vision. It contributes to Goal 2 of the Strategic Plan, Be a safe, equitable, thriving, and beautiful community, and objective 2.5, to provide natural and historic resources stewardship.

Community Engagement:

Multiple opportunities for community engagement have occurred regarding this Master Plan Amendment:

- December 18, 2013 - Parks and Recreation Advisory Board Public Hearing
- December 19, 2013 through January 18, 2014 – Thirty (30) day public comment period
Fifty-four (54) written comments received
- February 19, 2014 – Parks and Recreation Advisory Board Action
- April 8, 2014 – Planning Commission Comment
- May 15, June 12, July 8, 2014 – Public Meetings on Garden Plot Allocations

Budgetary Impact:

Budgetary impact will be minimal. Should Council adopt the Master Plan Amendment, Parks and Recreation staff will construct the garden plots and absorb any material costs for construction. There will be small amount of revenue associated with rental of the plots. Total revenue impact in FY15 is approximately \$250.00.

Recommendation:

Staff recommends adoption of the Master Plan Amendment for Rives Park to include garden plots that can be made available to the community. Parks and Recreation staff will provide an opportunity at the beginning of 2015 for residents in the immediate vicinity of Rives Park to have the first opportunity to rent plots at the park.

Alternatives:

Do not adopt the Master Plan Amendment for Rives Park and provide different direction.

Attachments:

Attachment 1	Current Rives Park Master Plan
Attachment 2	Parks and Recreation Advisory Board Package, February 19, 2014
Attachment 3	Parks and Recreation Advisory Board Minutes, February 19, 2014
Attachment 4	Planning Commission Comments – April 9, 2014
Attachment 5	Friends of Rives Park Garden Proposal
Attachment 6	Belmont Carlton Neighborhood Association Statement-August 26, 2014
Attachment 7	Resolution – Master Plan Amendment for Rives Park

ATTACHMENT 1



Rives Park
 Charlottesville, VA

Master Plan

2007



12-20-07

City of Charlottesville
Department of Parks and Recreation
Post Office Box 911
Charlottesville, Virginia 22902
434-970-3260



"A World Class City"

PARKS AND RECREATION ADVISORY BOARD AGENDA February 19, 2014

ADMINISTRATIVE ITEMS

ADMIN-1 Adoption of Minutes – January 15, 2014 Advisory Board Meeting

INFORMATION ITEMS

I-1 McIntire Park Design RFP
I-2 Skate Park Design RFP
I-3 Rives Park Construction Schedule
I-4 Azalea Park Master Plan Implementation Update
I-5 NRPA National Award Submissions
I-6 FY15-19 Proposed Capital Improvement Program

ACTION ITEMS

A-1 Rives Park Master Plan Amendment – Inclusion of Gardens

CHAIRMAN'S MATTERS

BOARD MATTERS

DIRECTOR'S MATTERS

ADJOURNMENT

City of Charlottesville
Parks and Recreation Advisory Board – Agenda Item
January 15, 2014

ADMINISTRATIVE – 1

Adoption of Minutes – January 15, 2014 Parks and Recreation Advisory Board Meeting

ACTION REQUIRED:

Advisory Board adoption of the minutes of the January 15, 2014 meeting.

ENCLOSED DOCUMENTS:

Minutes of January 15, 2014 meeting.

**PARKS AND RECREATION ADVISORY BOARD
MINUTES
January 15, 2014**

The Parks and Recreation Advisory Board held regular meeting on Wednesday, January 15, 2014 at 5:30 p.m. held @ Carver Recreation Center. Members present were: Ruth Barnett, Byron Brown, Llezelle Dugger, David Hirschman, Scott Marshall, Ned Michie, Jordan Phemister, Natasha Sienitsky and Maurice Walker. Members absent: Anne Hemenway
Staff: Brian Daly, Doug Ehman and Vic Garber

Motions - Election of Officers

- Chair – Natasha Sienitsky nominated Byron Brown, Ned Michie second, Natasha Sienitsky closed motion, motion was unanimously approved
- Vice Chair – Byron Brown nominated David Hirschman, Ruth Barnett second – Natasha Sienitsky closed motion, motion was unanimously approved.

Minutes:

- November 20 minutes
 - Natasha Sienitsky made a motion to approve November 20, 2013 minutes, Jordan Phemister second, motion was unanimously approved.
- December 18 minutes
 - Change paragraph title from YMCA Lease Extension & Construction schedule to Skate Park Design
- Jordan Phemister made a motion to approve as amended, Ruth Barnett second, motion was unanimously approved.

McIntire Park Design RFP

- Doug Ehman reported that they have a lease, process of getting project started, timeline being prepared.
- Hard design, lines on the ground, some construction documents,

Introduction of New Board Members

- Byron Brown introduced two new board members – Scott Marshall and Maurice Walker. Board members and staff each introduced themselves to the new board members.

Skate Park Design RFP

- Vic Garber reported that they are finalizing a contract, presently is in the City Attorney's office, hope to have executed within the next week

Rives Park

- Doug Ehman reported that they are on site, doing some safety and security fencing, postcards to notify surrounding neighborhood of work being done will be going out soon.
- Restroom building will be modular, starting to roll; game plan is to have building done prior to Memorial Day.

- Neighborhood excited, mostly site work, trails contractor, playground will be installed approximately in April.
- Brian Daly reported that a meeting was held on the Master Plan amendment and was located @ Clark School to replace sand volleyball courts with some garden plots. Have received comments on line, 90-95% support of gardens. Next meeting in February, public comment closes January 18. Will take comments to Advisory Board, management and methods of gardens will also be provided.
- Natasha Sienitsky asked about the neighborhood association's final comment on the gardens. Brian Daly replied that Chris Gensic is meeting with residents tonight. Will get a formal statement from the association
- Jordan Phemister reported that Greg Jackson raised his concern for renting plots, asked if City has done research on renting plots.
- Brian Daly stated that it makes sense to look at methods of allocation, have not added any plots to the system in a long time. Question raised is do we offer to City residents first so many linear feet or block from the park or put everyone's name in a hat, think through whether to provide a plot or two for community gardens?
- Ruth Barnett asked how city plots are handled now. Brian Daly replied that in February City residents are able to renew their plots, and then it is open to City residents, then to everyone. There is a fee.
- Doug Ehman stated that there are 12 plots going in on Michie Drive per the master plan, 4 to IRC, 2 to Region Ten, and remaining 6 will be offered. Rives is a different venue, many more plots. Staff will provide mulch but no water source.
- Brian Daly stated that staff will bring back recommendations to Advisory Board.

Azalea Park Master Plan Implementation

- Doug Ehman reported that all trees are in, a total of 67. Will have two staff in summer to put water in green bags for the trees.
- Purchase order has been cut with fencing contractor for around the field
- Restroom – must be waterproof due to flood plain
- Spots holding water, French drains, asphalt not right in small areas
- September – will walk park with neighborhood to see about a punch list
- Lots of grading to do by Dog Park. Stated that there is a push for a small dog area.
- Wetlands performing well
- Project will be spread over a 24-month period

Motion - Resolution – Sean McCord

- Ned Michie made a motion to approve resolution for Sean McCord, Jordan Phemister second, motion was unanimously approved.

Motion - Resolution – John Kammauff

- Ned Michie made a motion to approve resolution for John Kammauff, Ruth Barnett second, motion was unanimously approved.

Motion - Advisory Board meeting – March 2014

- Brian Daly stated that the City Community Budget Forum is scheduled the same night as the board's March meeting. Staff is required to be at the budget meeting. Discussion was made by the board members, Byron Brown suggested that the meeting be changed to March 26th
- Natasha Sienitsky made a motion to move the meeting to March 26, Jordan Phemister second, motion was unanimously approved. Location will be determined

Tree Commission

- David Hirschman asked if the Tree commission overlapped the Advisory Board. Brian Daly asked Doug Ehman if the Tree Commission would like to talk to board members.

Chairman's Matters

- Byron Brown thanked board members for his re-election and welcomed new board members

Board Matters

- Ruth Barnett reported that she was a part of Leadership Charlottesville – Green Adventure Project – coming up to have a day in the spring, will let staff know when information is available.
- Ned Michie asked what happened to CIP funds for Meadow Creek Stream money, Brian Daly replied that he did not know, but will get back to him with that information.
- Natasha Sienitsky reported that the Planning Commission has just recommended a CIP plan to City Council, looking @ Police firing range, no discussion on P&R projects, public process is ongoing.
- Ned Michie asked about the CHS outdoor basketball court, Doug Ehman replied that staff cannot get bucket truck in there, ground too soft, frozen at this time.
- Ned Michie asked about accreditation, Vic Garber replied that it was a long process, inventory process is first, assess where we are with standards, there are 144 standards, need to allow two years to go over every plan, program.
- Brian Daly stated that at a meeting next week, accreditation will be the topic for his department leadership team. He reported that an accreditation team meets annually @ the NRPA congress, shooting for 2016.
- Llezelle Dugger reported that several swim team parents have asked for staff to consider staggered fees for multi kid's family on the City swim team. Look at possibility – knows of three families that have more than 4 kids.
- Jordan Phemister asked about the net @ McGuffey Park, Doug Ehman replied that it was replaced yesterday
- David Hirschman commented on staff @ Carver, said they were very courteous and efficient. Also asked about revenue, classes, drop in, and noticed that people are being turned away from popular classes. He stated that it was the best deal in town, very affordable, good to reach all citizens; instructors are good, outstanding value. Natasha Sienitsky suggested getting with ACAC to see about their class schedule
- Maurice Walker stated that he was glad to be on the board.
- Natasha Sienitsky asked if the burning down of the H&R block building would have any impact for the City Market. Brian Daly reported that numerous staff was housed in that building – mall

crew and City Market staff but that the City market staff have been relocated temporarily with Facilities Maintenance and have been made to feel at home there. Paperwork was lost, equipment such as chairs, tents were lost but would be replaced through insurance. Doug Ehman reported that staff was working with NDS for a temporary storage structure, but due to the historic district there were some complications. Structures will be temporary but there will be some kind of on-site structure available.

- Mall crew has been dispersed – using old Melbourne shop for personnel and equipment was put in basement of the Key Recreation Center, pavilion people have been generous but will have to vacate by the end of March, need to find a place downtown near mall operation to support mall and corner, cannot street drive gator equipment. Issues transporting trash.
- Doug Ehman reported that insurance has come through with reasonable settlement.
- Byron Brown asked that a copy of bylaws, attendance policy be e-mailed to new members.

Directors Matters

- Martin Luther King Celebration on Monday @ Carver Recreation Center – 1-3 pm
- Tuesday – City Council – park land acquisition on agenda – Hartman Mill property, under 20 acres, south of Avon Street, site of original Hartman’s Mill. First acquisition w/cultural significance
- Offer new board members an orientation meeting – e-mail what date would work with them.
- NRPA will be held in Charlotte, North Carolina, drive to opportunity – leading educational opportunity in our field. Educational sessions will include a citizen advisory tract – presented by other board members. Encourage if anyone wants to go, several board members went in 2008 when held in Baltimore, funds have been planned if anyone is interested in attending.

Motion – Adjourn Meeting

- Natasha Sienitsky made a motion to adjourn the meeting, Llezelle Dugger second, motion was unanimously approved.
- Meeting adjourned @ 6:35 pm

Respectfully submitted,

Linda Daly
Secretary to the Advisory Board

City of Charlottesville
Parks and Recreation Advisory Board – Agenda Item
February 19, 2014

INFORMATION - 1

McIntire Park Design RFP

Staff will provide an update on the selection of a design firm to complete the final plans for the east side of McIntire Park.

INFORMATION - 2

Skate Park Design RFP

Staff will provide an update on the selection of a design firm to complete the final plans for the Skate Park within the east side of McIntire Park.

INFORMATION - 3

Rives Park Construction Schedule

Staff will provide an update on the construction sequence for the renovations at Rives Park, which is currently underway.

INFORMATION - 4

Azalea Park Master Plan Implementation Update

Staff will provide an update on the continuing work to finish the implementation of the Master Plan for Azalea Park.

City of Charlottesville
Parks and Recreation Advisory Board – Agenda Item
February 19, 2014

INFORMATION - 5

NRPA National Award Submissions

The Department will be submitting an application for the National Recreation and Park Association's Annual National Awards for the Meadow Creek Stream Restoration project as a contender for the National Partnership Award. The project involved numerous entities, including the City, The Nature Conservancy, the Virginia Aquatic Resources Trust Fund and a private landowner, all who came together in a unique partnership to make the project a reality.

INFORMATION - 6

FY15-19 Proposed Capital Improvement Program

As the January 2014 Advisory Board meeting, several members requested information regarding the final Capital Improvement Program (CIP) proposed for the next budget cycle. The final proposed CIP is attached to the Board package for information, as well as the minutes from the Planning Commission meeting where the CIP was discussed.

The final CIP includes a "lump sum" repairs and maintenance account that will allow staff to prioritize work among several individual projects such as cemetery repairs, ADA compliance improvements, minor repairs on the downtown mall, bridge installations in parks, etc. Of the original top five priorities identified by the Advisory Board last year, only the Meadow Creek Valley Master Plan implementation was not specifically included in the CIP. Some of this work can be accomplished through the lump sum account, other operating funds and in-house staff.

City of Charlottesville
Parks and Recreation Advisory Board – Agenda Item
February 19, 2014

ACTION - 1

Rives Park Master Plan Amendment – Inclusion of Gardens

The thirty (30) day public comment period for the proposed Master Plan Amendment for Rives Park has ended, following the Advisory Board Public Hearing in December, 2013 (held at Clark Elementary School).

A total of fifty-four (54) individual comments were received during the comment period, 100% of which were supportive of the inclusion of gardens in Rives Park. One comment in opposition to the inclusion of gardens was the official position of the Belmont/Carlton Neighborhood Association.

One issue raised throughout the process was the real or perceived lack of equity in the Department's methods of annual allocation of garden plots. Staff believes that these comments are valid and will require a thorough review of allocation methods, including research into other public best practices, to determine the most equitable manner of allocation. However, this will require several months to complete, in order to include existing gardeners in the discussion and the development of several options for consideration.

Staff requests Advisory Board action on the land use issue at question with this plan amendment: the inclusion of gardens at Rives Park in lieu of a sand volleyball court. Staff recommends this action be taken, and direction given to staff to take the plan amendment through the remainder of the Master Planning Process, to the Planning Commission and then to City Council.

Commensurate with the amendment moving through the approval process, staff will begin the work of evaluating different allocation strategies, and include existing gardeners from all city garden locations in that process. Any adjustments to the existing allocation process as a result of this effort would be applicable to all garden plot locations in the park system; creating one method of allocation and management for all locations.

Attachments – Summary of Public Comment Received

Rives Park Master Plan Amendment – Synopsis of Public Comment Addition of Gardens – December 2013

Public Hearing - Rives Park – Master Plan Amendment December 18, 2013– Addition of Garden Plots

Speakers:

- James Pearce – enjoyed Azalea – pleasant to walk through, would like some opportunity in Belmont and see community social interaction. Carlton area is different than Belmont, mixed use, industrial
- Shell Stern – lives by park, didn't think Belmont Park was appropriate. Excited to see park getting funding to build, has promoted through "Friends of Rives". Okay with standard City garden style with water plus priority for City residents. Polled 50 neighbors and they were either neutral or positive. N.L.I. group studied this and has information.
- Greg Jackson – Belmont Carlton Neighborhood Association (BCNA) President and former Parks & Recreation Advisory Board member. Stated that gardens have been discussed but no vote or official BLNA position at this time. Concerned about lack of space @ Rives Park. Stated that there were 100 plots in City, most renters retain lots perpetually. Likes gardens generally but not at Rives. Seems exclusive "club" use of public space. No term limits. Would like more information about layout, scale, access and management style. Asked if there were better locations like Quarry? Do we need to define type of garden (community vs. rent) now or later, and if so, how? At second hearing, Parks & Recreation Advisory Board will frame that and send to City Council.
- Laura Brown – lives by Rives Park. Supports this strongly. That part of park is under-utilized anyway. Can be a vibrant gathering spot, much neighbor support, especially from apartments with no yards
- Jenny Paurys – goes with kids frequently. Excited by general park renovation. Likes idea @ garden element. Gets more people in park more often.
- Sara Tansey – lives @ Sunrise. Favorite activity for kids is gardening. Loves Rives Park, would love garden element
- Michaux Lbod – in the park daily. Park is underutilized – few people are okay with exclusive. If it's more people, more diverse uses is a good thing. Has a lot of information if it helps.

Public Hearing - Rives Park – Master Plan Amendment – Addition of Garden Plots Comments received during thirty (30) day comment period

I am writing on behalf of the Sunrise community, a neighborhood located less than half of a mile from Rives Park. Sunrise is a newer development in the Belmont-Carlton area, housing 34 Habitat for Humanity Partner Families and market rate purchasers. As a community committed to a sustainable, healthy future, we are in support of the Rives Park Community Garden proposal.

Many of the families that live at Sunrise have lived in the Belmont-Carlton area for over 20 years. As the area has changed, residents lament the degradation of Rives Park. A community garden could be a turning point for the park. Community members would be more inclined to visit the park if there is a garden, thus creating strong neighborhood connections.

At Sunrise, we currently have a four-foot by eight-foot raised garden bed. The space, although used by a few individuals, is too small to accommodate all the families wanting to garden. A garden at Rives Park would give Sunrise residents garden space that we are severely lacking on our property.

As the Parks and Recreation department begins to make decisions about Rives Park, please remember that Sunrise residents are in support of a revitalized Rives Park.

.....
Though I appreciate the 2007 intentions of the Parks and Rec planners in drafting a plan for a volleyball court, my two children and I would much prefer a community garden in its stead. At Rives Park, there is plenty of greenspace and there will be plenty of infrastructure (water, etc.) to support a community garden. It seems that the plan proposed by Friends of Rives Park (on November 20th of this year) addresses how water will be paid for and how the plots would be managed. I support this proposal whole-heartedly.

In my apartment on Rives St, my small summer garden, and now a smaller winter garden, was severely limited by space constraints. I know other neighbors on Rives Street have small personal gardens. Wouldn't it be community-building and health-promoting if those of us wanting to garden could readily share our bounty with each other? Perhaps we could also share the work associated with growing food as well. Please consider supporting the Friends of Rives Park proposal for a community garden in place of the volleyball court at Rives Park.

.....
Hello and thank you for taking the time to read this email. I am advocating for the addition of some community garden plots as part of the upgrade at Rives Park. I am a resident of the Belmont-Carlton neighborhood and also teach at Clark, the elementary school that serves the neighborhood. I am in favor of community gardens at Rives Park.
Do the right thing!

.....
I am writing today in favor of the proposal to incorporate community gardens as part of the upgrades to Rives Park. I understand the Parks & Rec Advisory Board is accepting public comments on this idea through Jan. 18. There are a myriad of benefits to community gardening, from promoting healthy eating and local foods to enhancing neighborhood ownership and utilization of the park to fostering a positive activity that families, children and neighbors can enjoy together.
Thanks for all of your work to improve Rives Park and the rest of our City parks system.

.....

I'm a county resident but have recently moved from an office near Rives Park the we occupied for years. I would like to express my support for the proposal to install garden plots at Rives Park. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. I would like to see a community garden established in Rives Park.

.....

I'm a resident of Charlottesville, I live a block from Rives Park, and I would like to express my support for the proposal to install garden plots at Rives Park. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. I would like to see a community garden established in Rives Park and would be an active participant in the garden. Thank you for your consideration!

.....

I am a city resident, and I would like to express my support for the proposal to install garden plots at Rives Park. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. I would like to see a community garden established in Rives Park. Thank you for your time.

.....

Friends of Rives Park,

We are both in full support of the inclusion in Rives Park of a community garden. The benefits are many beyond the obvious of a place to augment the neighborhoods access to fresh produce. They include: enhance of the spirit community, opportunity for families to work together to provide for themselves and others; create a sense of neighborhood pride. And, properly organized, costs would be minimal.

.....

I'm a city resident and I would like to express my support for the proposal to install garden plots at Rives Park. I worked on the NLI team that researched the feasibility of this garden in support of Friends of Rives Park, and I strongly believe that a community garden will be a well used and exciting amenity for the Rives Park community. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. I would like to see a community garden established in Rives Park.

.....

{I am} a resident of the city of Charlottesville. As a resident I support the proposal to install garden plots at Rives Park. I believe that community gardens only do good for community, health, and the environment. Please help to make the vision for community garden plots in Rives Park a reality.

.....
I'm a city resident and want to express my support for garden plots to be installed in Rives Park. My experience with gardens such as these being considered give residents a chance to grow healthy food, build neighborhood connections and improve the environment. For those that garden it's great exercise!
Please do all that you can to see a community garden be established in Rives Park.

.....
I'm a County resident but previously lived in the City and still have many friends there. I would like to express my support for the proposal to install garden plots at Rives Park. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. Many City residents have no possibility of gardening unless community garden space is available to them. I would like to see a community garden established in Rives Park. Please make this happen for a healthier, happier Charlottesville.

.....
I'm writing you to give my support for the proposal to install garden plots at Rives Park. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. I myself volunteer in a community garden in the county which provides fresh produce for needy families. I would like to see a community garden established in Rives Park to give others the opportunity to grow some of their food at a much lower cost than buying it at a grocery store. At the same time a community garden can bring people together and build relationships with one another. I hope this proposal receives the support for a very worthwhile project.

.....
As a city resident, I am writing in support of the proposal to create a community garden at Rives Park. As a long time volunteer at the UACC gardens downtown, I know the value of such projects in terms of community building and providing fresh, healthy food for those who may not otherwise have access to it. I urge you to consider this proposal favorably and support this project going forward.

.....
I'm a Charlottesville city resident and I would like to express my support for the proposal to install garden plots at Rives Park. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. I would like to see a community garden established in Rives Park.

.....
I live in Fry's Springs and see how much use the gardens in Azalea Park get. There is a wonderful community spirit there and I think it should be added to Rives.

.....
I'm a City resident and I would like to express my support for the proposal to install garden plots at Rives Park. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. I would like to see a community garden established in Rives Park.

.....
I am currently an Albemarle County resident and I would like to express my support for the proposal to install garden plots at Rives Park. I have worked in the City of Charlottesville since 1999 and have many friends that live in the communities near the proposed gardens....

I was raised in NYC and can personally attest to the power of a community garden. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment.

Establishing the community garden will literally and figuratively breathe life into this community! PLEASE establish a community garden in Rives Park.

.....
I'm a resident of the Woolen Mills neighborhood of Charlottesville and I would like to express my support for the proposal to install garden plots at Rives Park. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. I would like to see a community garden established in Rives Park.
Having a garden is an important part of my life and I would love to see others have the opportunity to garden.

.....
I'm a Charlottesville resident and I would like to express my support for the proposal to install garden plots at Rives Park. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. I would like to see a community garden established in Rives Park.

.....
Willing and able to support this in anyway. Have organic non gmo, starting seedlings in late feb.

.....
Folks- we need all the community gardens that we can get. Please support the community garden in Rives Park.

.....
Thank you for your time in reviewing and considering my comment. As a resident of the downtown area I want to applaud the grassroots organizing by neighbors of Rives Park who would like to create a community garden. This kind of local food project steered by residents who will be directly engaged and impacted is exactly what we need more of in our community. I hope Parks and Rec will include the garden in its renovation plan, and I'll look forward to supporting it in many ways in the years to come.

.....
I would like to express support for the proposal to install garden plots in Rives Park.

.....
I work beside Rives Park and daily take lunch break walks through it, enjoying the immense open spaces and occasionally enjoying my lunch under the picnic shelter. There is such an

immense amount of "green space" dedicated to monoculture grass production, in fact, that I would love love love to see a community garden established in the upcoming renovation of the park. I live beside Azalea Park, actually, and love to see my neighbors out in the community garden working productive plots, growing beautiful flowers and delicious edible plants that they share with neighbors. It really livens up the park and anchors the sense of community that attracts many of us to live in Fry's Springs.

Please consider the inclusion of a community garden with at least ten available plots for the residents of this area to grow food, flowers, and community.

.....
I'm a Albemarle County resident and I would like to express my support for the proposal to install garden plots at Rives Park. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. I would like to see a community garden established in Rives Park. Say yes to healthy living for the citizen near Rives park and support this way to build a healthy happy community.

.....
I'm a Charlottesville resident and I would like to express my support for the proposal to install garden plots at Rives Park. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. I would like to see a community garden established in Rives Park.

.....
please include a community garden area. very important.

.....
I am a resident of the City of Charlottesville. I am writing to express my support for the construction of community gardens as part of the renovation of Rives Park. I recently moved back to the area after living in Oregon for ten years. When I lived here previously, I participated in the Meadowbrook community garden. I think community gardens are excellent resources for city residents, many of whom have limited outdoor space at their residence.

.....
I am writing to support the addition of garden plots in the renovation of Rives Park. Residents who currently do not have access to garden spaces, will benefit from their ability to grow their own fresh, healthy food.

.....
I strongly support the proposal for a community garden in Rives Park!
Everyone should have access to a patch of earth, and be encouraged to practice the art and science of organic gardening. Please work to make this a reality!

.....
I work in the City and live in Albemarle County. Calling to express support for installing garden plots in Rives park. I am with a group called "transition" and think it is important to have as much healthy food grown in yards, parks schools, and I think its good for neighborhood connections to make everyone more resilient and help the environment. Please put community gardens in Rives Park

.....
I'm a city resident and I would like to express my support for the proposal to install garden plots at Rives Park. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. I would like to see a community garden established in Rives Park.

.....
I highly support the initiative to include community gardens in the renovation at Rives Park. Charlottesville desperately needs more community gardens throughout the city, and this is a way that Parks and Recreation can play a role in improving quality of life for city residents by offering access to land for gardening. I am an Albemarle County resident, but will be moving to the City in May. I will continue to work to increase access to community garden spaces through the city and bordering county, especially to serve immigrants and other underserved populations. Thank you so much for your consideration of this desire shared by so many people.

.....
I'm a Albemarle County resident and I would like to express my support for the proposal to install garden plots at Rives Park. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. I would like to see a community garden established in Rives Park.

.....
I'm a city resident who supports a community garden in Rives Park. Neighborhood gardens help create strong neighborhoods--people get to know each other, they talk instead of moving robotically from front doors to cars and back again. They increase the number of "eyes" that can spot and address budding issues/problems. And most importantly, they increase the options for healthy food, exercise, and fresh air thus building healthy communities, which the city's vision and mission statements consistently tout. Please help this effort, which has been building for two years, and has not enjoyed the support it deserves from the official level. I'll look forward to hearing the city is taking affirmative steps to support this worthy effort.

.....
Hi, I am a Belmont resident and I would like to give a strong yes vote! for a community garden incorporated into the upcoming renovation of Rives Park. I know several people living very close to the park who would not only put it to use, but would ensure it's up keeping for some time to come.

.....
I'm a Charlottesville native and Albemarle County resident and I would like to express my support for the proposal to install garden plots at Rives Park. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment.

I would like to see a community garden established in Rives Park.
Please let me know how I can help.

.....
I am a friend of several families who live in the Rives Park neighborhood and would like to support their enthusiasm at the prospect of a community garden in Rives Park. It seems like the perfect location in terms of potential success as a garden as well as supporting working families who would like to grow their own fresh, nutritious food. And community gardens help build community connections, reducing

crime, giving kids a healthy activity for their boundless energy, and getting folks to know one another. Win-win-win!

Thank you for considering the neighborhood's request for community garden plots at Rives Park.

.....
I would like to express my support for community garden plots at Rives Park. The park as it currently stands is underused and would greatly benefit from community gardening, as would those residents living nearby the park.

.....
I'm a Charlottesville resident and I would like to express my support for the proposal to install garden plots at Rives Park. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. I would like to see a community garden established in Rives Park.

Thank you. This will allow the community to grow there and create important community relationships among its members.

.....
FROM PHONE - support community garden - Rives Park - thinks its an awesome proposal and can bring about a better community

.....
I am a resident of the city of Charlottesville, and I know the importance of local food sources. I want to express my support for the community garden initiative at Rives Park. I know this can be very positive in fostering relationships in the community, as well as beneficial for health and the environment. Thank you

.....
I'm writing to express support for community garden space in Rives Park. As our local schools are helping kids learn to grow & eat healthy food, it's important for city residents to have access to gardening space in their own neighborhoods too.

.....
I'm a city resident and I would like to express my support for the proposal to install garden plots at Rives Park. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. I would know, I have one in my backyard that my public housing neighbors tend to. Please include a community garden in the renovations to Rives Park.

.....
To Parks and Recreation Advisory Board and Staff from Friends of Rives Park:

Thank you for inviting us to envision and articulate a collective/community garden proposal for the future garden plots in Rives Park. We are in the midst of developing a detailed proposal, but would like to share with you, during this public comment period, our preliminary ideas in four key areas:

1. Distribution of Plots: Rentals or Collective Gardening?

Friends of Rives Park will request a mix of garden plots for individual rental and collective gardening spaces. We believe a 50%-50% distribution would be beneficial, with the rental plots aligned along one side of the garden area, and a collective garden area on the opposite side.

2. Collective Garden Accountability.

Given the importance of clear accountability and responsible management of garden spaces to the Parks and Recreation Dept., Friends of Rives Park will identify a local non-profit partner willing to serve as the accountable party for the collective garden space. The partner organization could maintain the collective garden space according to the same guidelines of the current plot rental agreement and assist in developing additional guidelines as needed. Friends of Rives Park is in conversation with Casa Alma and other local non-profits to explore the details of collective garden space accountability.

3. Priority Registration for Rives Park neighborhood residents.

To support our city's sustainability goals, maintain the neighborhood character of Rives Park, and encourage the strengthening of local community connections, Friends of Rives Park will request a priority registration process for city residents living near to the Park. We are exploring approaches to define the priority group. One option would be to use the boundaries which informally defined the 'Hogwaller' neighborhood (east of Monticello Ave, southeast of Carlton Road, south of Carlton Ave, west of Franklin and Nassau Streets, and north of Moore's Creek).

4. Water Access.

Friends of Rives Park is investigating options to include water access to the garden area. Our proposal will include a recommendation which will mitigate potential risks and be modeled on the successful practices of other municipalities which provide water access to their city gardens.

Friends of Rives Park will submit our full proposal as soon as it is available. However, we would like to hear from the Parks and Recreation Advisory Board and/or Staff to let us know as specifically as possible what is needed and by when in order to continue the consideration of bringing collective gardening to the future Rives Park garden plots. Thank you very much for your time.

.....

I'm a city resident. I'd like to express support for the proposal to have garden plots at Rives Park. We all know the positive benefits that community gardens can help foster, and I believe that is an area where it might actually work. Sometimes the location isn't ideal, but I think Rives Park would work well, and it can always be done differently in a few years if it doesn't work out. No harm, no foul.

Plus, maybe we could relocate some of the deer from my Greenbrier neighborhood! ☺

.....

I'm a Charlottesville city resident and I would like to express my support for the proposal to install garden plots at Rives Park. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. I would like to see a community garden established in Rives Park.

.....

I am a Charlottesville resident writing in support of the proposal to install garden plots at Rives Park. Please consider the following ways in which community gardens provide benefits to residents of nearby communities:

- Community gardens can provide access to healthy foods in communities where healthy food is unaffordable or unavailable.

- Community gardens serve as an opportunity to teach children and adults about nutrition, sustainable lifestyles and stewardship for natural resources. Managing a community garden is a free activity for kids who may not be able to afford in other extracurricular activities.
- Community gardens provide a space for interaction with communities. Social interactions with neighbors improves mental health, increases social cohesion and can lead to a reduction in crime.

Charlottesville has a strong tradition of investing in sustainable projects that improve local quality of life. Please continue to do so by creating a community garden in Rives Park.

.....
 I'm an Albemarle County resident and I would like to express my support for the proposal to install garden plots at Rives Park. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. Community gardens also offer a beautiful addition to any park landscape. I would like to see a community garden established in Rives Park.

Thank you for your time and consideration!

.....
 I'm a Charlottesville City resident and I ***fully*** support the proposal to install garden plots at Rives Park. In my opinion, there isn't an activity more effective at building a community's resilience. It also helps people support one another, learn a new skill, share their harvests, and improve the environment.

.....
 Parks and Recreation Advisory Board,
 The Rives Park Master Plan and the garden discussion has been on the BCNA (Belmont Carlton Neighborhood Association) monthly meeting agenda for many meetings over the years. Last night the BCNA Board (5 of 6 present) voted unanimously in opposition to the proposal to change the current Rives Park Master Plan ' [to modify the master plan by replacing the sand volleyball court with a garden area.](#)'
 We feel this is not the best, most equitable, and most accessible use of that public park. We also feel that this would be a last minute adjustment to the years of planning process, that hasn't been properly presented to the general public. We understand that the volleyball court is on hold and the area will remain open for future programing once properly vetted.
 We also challenge the Parks and Recreation Board to review the current garden rental policy as it appears to be an inequitable use of public property.
 Here is my summary of an extended email conversation (below) seeking information on this issue, that was not disputed.
'My understanding of the proposed adjustment to the Rives Park Master Plan is to allocate a portion of the public/city park property for 10-15 private/individual rental garden plots that the initial 10-15 lottery winners can rent (\$30 or less a year) and control (fence/gate, shed, fertilize, pesticide, etc.) continuously/perpetually without opportunity for others to participate unless someone drops out by choice or violation of litter and overgrowth rule, in which the current re enrollment rate is 95% to 100%.'

.....
I am a city resident and I would like to express my support for the proposal to install garden plots at Rives Park. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. I would like to see a community garden established in the renovated Rives Park.
Thank you for your support of this city's food initiatives,

.....
I'm a city resident living {near the park} with my husband ... and two young children.
I would like to express my strong support for the proposal to install garden plots at Rives Park.
Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. My family would love to see a community garden established in Rives Park, an area in need of revitalization and community building.

.....



International Rescue Committee
609 East Market Street, Suite 104
Charlottesville, VA 22902
Tel 434-979-7772
Fax 434-979-8181

To Whom it May Concern,

The International Rescue Committee in Charlottesville (IRC) would like to express its support for the proposal to install garden plots at Rives Park. The IRC responds to the world's worst humanitarian crises and helps people to survive and rebuild their lives. At work in over 40 countries and 22 U.S. cities to restore safety, dignity and hope, the IRC leads the way from harm to home. IRC in Charlottesville also provides food security support to its clients through nutrition education, community gardening and a small farm enterprise training program.

We are in support of the proposed amendment to the Rives Park Master Plan to include community garden plots in place of the volleyball courts. Community gardens help residents cultivate healthy food, create strong neighborhood connections, and improve the environment. As a Charlottesville-based organization dedicated to educating students and increasing awareness and access to healthy food in our community, we fully support the inclusion of community garden spaces in the city.

Thank you for your time and consideration,

Brooke Ray

Brooke Ray, New Roots Coordinator
International Rescue Committee, Charlottesville, VA



City Schoolyard Garden

Letter of Support for the Proposed Amendment to Rives Park Master Plan

January 14, 2014

To Whom It May Concern:

City Schoolyard Garden (CSG) would like to express its support for the proposed amendment to the Master Plan for Rives Park that a community garden be located within Rives Park, in the Northeast quadrant (in place of volleyball court in current Master Plan).

City Schoolyard Garden's mission is to cultivate academic achievement, health, environmental stewardship, and community engagement through garden-based, experiential learning in Charlottesville City Schools (CCS). CSG maintains organic educational gardens for use in classroom instruction, after-school programs and summer camps; and assists in developing garden-based curriculum for use in elementary and middle school. We currently manage gardens at all six Charlottesville elementary schools, as well as Buford Middle School.

As a Charlottesville-based organization dedicated to educating students and increasing awareness and access to healthy food in our community, we fully support the inclusion of community garden spaces in the city. Community gardens help residents grow healthy food, create strong neighborhood connections, and improve the environment. As an organization dedicated to this mission within our schools, we fully support the proposed amendment to the Rives Park Master Plan to include community garden plots, as it will help bring our lessons home for CCS students.

Thank you for your time and consideration,

A handwritten signature in black ink that reads "Jeanette Abi-Nader". The signature is written in a cursive style and is placed on a light gray rectangular background.

Jeanette Abi-Nader, Executive Director
City Schoolyard Garden

ATTACHMENT 3

PARKS AND RECREATION ADVISORY BOARD MINUTES February 19, 2014

The Parks and Recreation Advisory Board held a regular meeting on Wednesday, February 19, 2014 @ 5:30 p.m. held @ Carver Recreation Center. Members present were: Ruth Barnett, Byron Brown, Llezelle Dugger, Anne Hemenway, David Hirschman, Scott Marshall, Jordan Phemister, Natasha Sienitsky and Maurice Walker. Members absent: Ned Michie
Staff: Brian Daly, Chris Gensic

Minutes:

- Under paragraph Directors' matters – change to over 20.25 acres
- McIntire RFP – have firm selected instead of have a lease

Motion

- David Hirschman made a motion to approve minutes as amended, Anne Hemenway second, motion was unanimously approved.

McIntire Design RFP

- Brian Daly reported that the McIntire Design RFP contract has left the City Attorney's office, and needs to be signed by the City Manager, then executed by Parks and Recreation
- Proposed bridge - showed renderings to board members, announced that there was an open house a couple of weeks ago, attendance approximately 20 citizens.
- Chris Gensic reported that the map shows where it will be located on the west side of McIntire Park and that the citizens wanted lighting similar to the Downtown Mall.
- Chris Gensic showed a video that gave information about the proposed bridge and stated that the bridge work should be done about the same time as the interchange. Also that additional parking would happen on the west side of the park the same time as the bridge work.

Skatepark Design

- Brian Daly reported that the contract was finalized and it was awarded to Stantec Planning, also announced that there would be a press release in approximately a week on both projects.
- Reported that Stantec Planning has over 200 designs to their credit, and that they are a skatepark design only firm.
- Skatepark consultant will be in town next Tuesday to walk through scheduling with staff; Skatepark committee will also meet with them.
- Reported that there will be public input sessions as the project progresses. Timeline - approximately 9 months.

Rives Park Construction Schedule

- Brian Daly reported that the park was under construction and approximately 25% complete, and that there have been some issues with soil which they are working through solutions.
- Playground equipment is here, ready to be installed, weather permitting ribbon cutting Memorial Day weekend.

Azalea Park Master Plan

- Brian Daly reported that the project was almost to a close, rebuilding fence around the athletic field, rebuild infield, picnic shelter to be installed
- Planted 67 trees in park, 100 in back storm water area

NRPA

- Brian Daly reported that two weeks ago the department received notice of the annual NRPA awards. Staff has determined to submit an application for the National Partnership Award for the Meadow Creek Stream Valley Restoration Project.
- Reported that numerous departments were included with this project: Nature Conservancy, Virginia Aquatic Trust Fund, Corps of Engineers, construction firm, partnerships started in 2006, finished project last spring. Awards will be presented @ NRPA Congress in October.

CIP - FY 15-19

- Brian Daly stated that at the last board meeting there were questions about changes to the FY 15 CIP plan that the Planning Commission had made, and told board members that there was information in their packet which included:
 - Parks & Recreation list represents 20% of CIP
 - Page 3 – Parks & Rec lump sum – \$200,000 – gives flexibility to staff. Board members agreed to let staff handle these funds.
 - Cost savings from other projects could be asked for approval by City Council to fund other projects.

Rives Park Master Plan

- Brian Daly reported on the inclusion of gardens @ Rives Park in lieu of a volleyball court:
 - Have received 54 comments, 100% supportive of gardens
 - Belmont/Carlton Neighborhood Association opposed based on allocation of gardens; staff feels they raised a valid point. Not sure how to handle – some ideas are as follows: complete random lottery, three year grandfather period then go back to lottery, community gardens or not.
 - Anne Hemenway felt that the Rives neighborhood wanted garden plots available to neighboring citizens.
 - Brian Daly stated that staff is looking @ other locations in the mid-Atlantic on how they handle garden plots.

- Motion – Inclusion of garden plots
- Natasha Sienitsky made a motion to include inclusion of garden plots @ Rives Park, Llezelle Dugger second, motion was unanimously approved.

Chairman's Matters

- None

Board Matters

- David Hirschman reported the following:
 - That the power point on park acquisitions was graphically impressive. He stated that he was on the City as a Park Committee, and that it seems like it's really happening for people to be able to get around with connections, example: trails, land acquisitions.
 - Wanted to congratulate staff on moving snow from the storm
- Jordan Phemister reported the following:
 - That there was a screw missing from the swing set @ the Clark school big playground, post furthest from the street.
 - Applauded staff for taking on reworking the garden plot policy.
 - Had fun @ Washington park sledding during recent snow storm
- Scott Marshall stated that the guests @ the Omni hotel were impressed on how the snow removal on the Downtown Mall was cleaned
- Llezelle Dugger also stated that the snow removal on the Downtown Mall was great, and that her family was able to get out of the house and go to the restaurants on the mall.
- Ruth Barnett also stated that staff had done an amazing job on the snow removal, and that she is always overwhelmed on everything staff does and was proud to be a resident and board member.
- Anne Hemenway reported that she had met with Fran Lawrence with the Lewis & Clark Exploratory project and was working to raise more money. Stated that they were hoping for a grand opening in April and that this will be the only public building on the river.

Director's Matters

- Brian Daly reported the following:
 - Board orientation – e-mail was sent to board members inviting anyone to attend an orientation which takes approximately 90 minutes
 - Met with City Council last night – land acquisitions was a closed session, approval to move forward. Land acquisitions - one on the northwest corner of town @ Angus Road & Cedar Hills Road, 1/3 acre, and second near Jordan Park – property donated.
 - Hartman's Mills property should close today
 - Will be out of office next Wednesday to March 4.
- Chris Gensic reported on the Meade Avenue Trail Project:
 - Phase 1 – Completes this spring
 - Phase 2 – Completes this summer
- **Motion – Adjourn Meeting**
 - Llezelle Dugger made a motion to adjourn the meeting, Jordan Phemister second, motion was unanimously approved.
 - Meeting adjourned @ 6:40 pm

Respectfully submitted,

Linda Daly
Secretary to the Advisory Board

City of Charlottesville

MEMO



"A World Class City"
www.charlottesville.org

TO: City Council
FROM: Missy Creasy, AICP, Planning Manager on behalf of the City Planning Commission
DATE: April 9, 2014
SUBJECT: **Comments on Rives Park Master Plan Amendment Presentation April 9, 2014**

On April 8, 2013, Doug Ehman Parks Division Manager presented the Rives Park Master Plan Amendment to the Planning Commission for comment. The amendment consisted of removal of the sand volleyball courts for the placement of community garden plots. Commissioners had to opportunity ask questions and then provide comments which are summarized below:

1. All Commissioners were supportive of the garden plot program but noted that this was not an appropriate location for a number of reasons including:
 - Lack of direct vehicular access
 - No access to water on site
 - Visibility/proximity of the site to adjacent homes and the neighborhood
 - No location for composting of garden debris
 - Conflict with active uses on site
2. The majority of commissioners noted that sand volleyball may not be the best use at this location either and encouraged staff to revisit this in the future.
3. One commissioner requested that the updated Community Facilities chapter of the Comprehensive Plan be more directly utilized in evaluating uses in parks and, specifically, that alternative, active use sport courts be considered at this site.
4. Several commissioners also felt strongly that the neighborhood association's objections to revising a master plan that had gone through a thorough process be given significant weight.

The Planning Commission appreciates the opportunity to be a part of this process.

ATTACHMENT 5

Friends of Rives Park Community Garden Proposal

As “Friends of Rives Park”, we are neighborhood residents who affirm the value of community gardening as a means of cultivating healthy food, creating strong neighborhood connections, educating children and youth, and improving the environment. We are advocating for a land use change in the Rives Park Master Plan, which would replace a potential sand volleyball court with space for a vibrant community garden.

Beginning in 2012, Friends of Rives Park convened neighbors and friends, reached out to community partners, and canvassed our neighborhood; we are encouraged by the enthusiastic support we have heard for a community garden in the park. During the public comment period on the proposed garden which was facilitated by the Parks and Recreation Advisory Board, **53 out of 54 public comments favored the land use change**, which was endorsed by the Advisory Board.

Concerns about the land use change were raised by the Planning Commission and the former Belmont-Carlton Neighborhood Association Board. Friends of Rives Park understands each of these concerns as **opportunities**:

- The proposed gardens in Rives will be accessible by foot and bike via a pea-gravel path from the parking lot and from the on-street parking located less than 200 feet from the proposed garden area. This feature will encourage gardeners to collaborate with the use of garden carts and maintain safe access to the gardens while children play nearby.
- Freestanding rain barrels could provide access to water, along with new approaches currently being considered by Parks and Recreation for all community gardens (solar powered wells are one possibility).
- The proximity of the proposed plots to homes in the neighborhood can allow residents to see where the local food movement is happening, provide additional ‘eyes’ on the garden, and increase property values.¹
- Immediate neighborhood access to the garden plots can be assured by including a priority registration period for neighbors of Rives Park, perhaps in a .5 mile radius. This would help maintain the current character of Rives as a neighborhood park, visited primarily by residents who live nearby.
- The organic debris from the garden plots at Rives (which would be less than that produced at other, larger community gardens) could be composted on each site or on a designated garden plot.

Neighborhood residents, gardeners, and visitors to Rives Park would benefit from a vibrant community garden which could add beauty to the park, encourage interaction among neighbors and gardeners, and provide opportunities for children and adults to connect to the natural world.

Friends of Rives Park will continue advocating for a community garden in Rives Park and we invite the current Belmont Carlton Neighborhood Association Board to join us in supporting this opportunity to strengthen our local neighborhood.

¹ “The Effect of Community Gardens on Neighborhood Property Values”; American Real Estate and Urban Economics Association, v36, 2008.

ATTACHMENT 6

STATEMENT RECEIVED AUGUST 26, 2014 FROM BELMONT/CARLTON NEIGHBORHOOD ASSOCIATION

Of the current BCNA Board, three members support the Friends of Rives Park Community Garden Proposal. Of the three board members who have not responded, two are away for the summer.

Rives Park was announced as an agenda item for the August 2014 Belmont-Carlton Neighborhood Association Meeting. This meeting focused on the possibility of pursuing a change in the master plan to include garden space. In attendance were: Doug Ehman from Charlottesville Parks & Rec; Shell Stern and Michaux Hood from Friends of Rives Park; individuals from the current and past BCNA Board; and numerous neighborhood residents. By the end of the discussion, everyone was in favor of the gardens with no dissent.

This is not the first time this subject has come up for discussion. The proposed change has been supported by an active group of neighborhood residents; however, the previous neighborhood association board voted against it. Many of their concerns have been addressed in the attached proposal from the Friends of Rives Park. One of the reasons given was the possibility that neighborhood residents might not receive any of the limited number of spaces. This is being addressed by a new proposal from Parks & Rec to change the allocation process by including a registration period for city residents within a half mile of the park before opening it up to all city residents. The previous board member in attendance, who had originally voted against the gardens, stated that all her earlier concerns had been addressed and that she is now in favor of the gardens.

Submitted by Lena M. Seville, BCNA Vice President

Additional Comment from Meeting Attendee: "I live in the Sunrise Habitat Community where we have very little space of our own to grow food and still we try. We have a few raised beds of our own but, for all of the people, it's just not enough. Anything that creates more space for neighborhood gardening would be such a wonder. I have children coming to ask about our vegetables and, just today, a neighbor came by to ask for one of the peppers growing in our yard. I really believe in food and gardening as a way to help create close knit, healthy communities." – Sara

ATTACHMENT 7

RESOLUTION AMENDING THE MASTER PLAN FOR RIVES PARK

WHEREAS, the City's current Master Plan for Rives Park includes a sand volleyball court and was established in 2008 following community input and discussion; and,

WHEREAS, the Parks and Recreation Department has engaged in a community Master Plan Amendment process, providing opportunities for community members and organizations to comment on the question of inclusion of garden plots in Rives Park in lieu of a sand volleyball court; and,

WHEREAS, the overwhelming community sentiment is to include garden plots in Rives Park and upon establishment of the plots, to provide the first opportunity for rental of garden plots to residents within one half-mile of the park; and

NOW, THEREFORE, BE IT RESOLVED by the Council for the City of Charlottesville, Virginia that The Master Plan for Rives Park be amended to replace the sand volleyball court with garden plots; and directs staff of the Parks and Recreation Department to facilitate the construction and management of said garden plots.

CITY OF CHARLOTTESVILLE, VIRGINIA CITY COUNCIL AGENDA



Agenda Date: September 15, 2014

Action Required: Resolution: Extend Pilot Permit Parking Certain Residential Streets

Presenter: Jim Tolbert, NDS Director
Donovan Branche, City Traffic Engineer

Staff Contacts: Jim Tolbert, NDS Director
Donovan Branche, City Traffic Engineer

Title: 10th/Page and Fifeville Neighborhood Permit Parking

Background:

For many years, residents and leaders of the 10th/Page and Fifeville neighborhoods have been concerned about commuter and construction parking on their streets. City staff partnered with the University of Virginia to assess the issue.

In January 2014, City Council passed a resolution to create a pilot permit parking program on certain streets in the Fifeville and 10th and Page neighborhoods. That pilot program ended on August 31, 2014.

Discussion:

A survey was conducted from June 11-13, 2013 between the hours of 6:30AM-4:30PM. Parking utilization counts were taken on 9th St NW, 10½ St NW, Page St, and Paoli St. The warrants for permit parking controls established in City Code Section 15-203(b) were not met at that time.

Because of a long history of reported commuter activity in the Fifeville and 10th and Page neighborhoods, City staff pursued the establishment of a trial permit parking area in accordance with City Code Section 15-207. The trial permit area was in effect for seven months, from February to August.

The affected streets were:

Page Street, Paoli Street, 10½ Street NW, 9th Street (Page Street to Preston Avenue), King Street, Elm Street and Pine Street

Since establishing the trial permit parking area, permit parking requests have been received from Grady Ave, 7 ½ St SW, Anderson St, and 11th St NW. Each of these streets either intersects or lies

one street over from a street in the trial permit area. Both Grady Ave and 7 ½ St SW met the warrants for permit parking controls; permit parking was established for each of these streets in early July 2014. Requests for permit parking on Anderson St and 11th St NW were received after the deadline for such requests and so have not yet been studied. Requests for permit parking controls were not received for any of these blocks until after the trial permit parking area was established, indicating that there were commuters displaced from Fifeville and the 10th and Page neighborhood.

In June 2014, ballots were hand-delivered to each affected household within Fifeville and the 10th and Page neighborhood. Instructions were included for returning the ballots by mail, email, and telephone. In spite of this, only 38% of the ballots were returned. The results of this ballot were inconclusive. On the 900 block of Page St, where the concern has always been the greatest, all of the ballots returned were in favor of retaining the permit parking controls. On the 800 block, the decision was roughly 50/50. On both blocks, less than 40% of the ballots were returned.

The results of the ballots were:

Street	Block	# of Residences	# of Responses	Yes	No
10 1/2 Street	300	36	11	3	8
	400-500	13	4	2	2
9th Street	200	9	5	3	2
	400	9	3	1	2
Elm Street	700	7	3	3	0
King Street	700	7	0	0	0
	800	7	3	3	0
Page Street	800	24	13	6	7
	900	13	6	6	0
	1000	18	2	2	0
	1100	15	1	1	0
Paoli Street	900	9	3	3	0
Pine Street	700	13	4	3	1

After meeting with the 10th and Page Neighborhood Association on July 30, 2014 and weighing the results of the balloting process, it has become the opinion of City Staff that the permit parking trial should be extended for one year, during which further study may be made. Further, City Staff recommends expanding the trial to include Anderson St and 11th St NW.

Budgetary Impact: The cost to extend the duration of the trial permit parking area is minimal and can be absorbed by City resources.

Alignment with City Council’s Vision and Priority Areas:

This item aligns with Council’s priority of a “Smart, Citizen-Focused Government”. Establishing this trial addresses citizen concern as well as takes a pro-active approach to addressing anticipated issues related to construction related traffic.

Community Engagement: City staff has pursued the establishment of permanent permit parking controls on streets immediately adjacent to the trial area. Ballots were hand-delivered in the month of June. City Staff met with the 10th and Page Neighborhood Association leadership on July 30, 2014.

Recommendation:

Extend the duration of the trial permit parking area for one calendar year. Expand the trial permit parking area to include Anderson St and 11th St NW.

Alternative: Council may reduce or enlarge the boundaries of the proposed trial permit parking area, make all or some of the permit parking controls permanent, or abolish the trial permit parking area.

RESOLUTION
APPROVING CERTAIN STREETS AS RESTRICTED PARKING AREAS
FOR A TEMPORARY PERIOD OF TIME

WHEREAS, by Resolution adopted by City Council on January 6, 2014, a pilot permit parking project was established on Page Street, Paoli Street, 10½ Street, NW, 9th Street from Page Street to Preston Avenue, King Street, Elm Street, and Pine Street; and

WHEREAS, this pilot project expired August 31, 2014 and the City Traffic Engineer has presented a report to City Council with the results of parking surveys and feedback from the public on the project; and

WHEREAS, it is the opinion of City Staff that the pilot permit parking project should be extended for one year, during which time further study may be made, and expanded to include Anderson Street and 11th Street, N.W.; now, therefore

BE IT RESOLVED by the Council of the City of Charlottesville that above-described pilot permit parking project is hereby extended for one year (until August 31, 2015); and

BE IT FURTHER RESOLVED that Anderson Street and 11th Street, N.W. are hereby added to list of streets which are restricted parking blocks in the pilot permit parking project.

During the temporary period of time specified, no other petition(s) for establishment of a restricted parking area for the above-referenced streets shall be acted on by City staff or by City Council. At the end of the trial period established above, each of the above-referenced streets shall continue to be restricted unless and until otherwise declared by City Council.

**CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA**



Agenda Date: September 15, 2014

Action Required: Report to Council

Presenter: Donovan Branche, City Traffic Engineer

Staff Contacts: Donovan Branche, City Traffic Engineer
Carrie Rainey, Urban Designer

Title: **Franklin Street**

Background:

The Woolen Mills neighborhood made a request to convert a section of Franklin St to one-way in order to facilitate the installation of pedestrian facilities. This request was evaluated on September 18, 2006 and June 15, 2014. Council voted against this change in traffic pattern in 2006 but in 2014 voted to implement a pilot for a partial one-way on Franklin Street between Market Street and 131 Franklin Street.

Discussion:

Staff has evaluated the option of a partial one-way and found that it creates an unsafe condition, as well as reduces the connectivity of the City street grid. The main safety issue is that a midblock one-way condition means that there will be opposing traffic approaching each other. The condition is exacerbated by the limited visibility under the railroad trestle. Additionally, cars that enter the one-way from the wrong side have to turn around on private property or may continue to go the wrong way to Market Street. The one way pilot configuration does not provide a true physical separation between pedestrians and vehicles, as the pedestrians would travel in the existing roadway, separated by flex posts that are break-away.

The 2013 Comprehensive Plan of the City of Charlottesville calls for: Streets that promote connectivity [and] promote well-connected, safe bicycle-pedestrian infrastructure. In addition, the 2013 Comprehensive Plan calls for the development of a comprehensive set of street design guidelines based on the City's Complete Streets Resolution and ITE's "Designing Walkable Urban Thoroughfares: A Context Sensitive Approach." These principles acknowledge that challenges encountered on any given

individual thoroughfare cannot be addressed in isolation of the city-wide network and that establishing a block network plan that enhances connectivity,[...] seeks to minimize conflicts between pedestrians, cyclists and vehicles[...] and] is essential to a well-functioning city-wide transportation system. The one way pilot will reduce this desired connectivity for vehicles and bicycles, which also has an impact on the pedestrian realm due to the concentration of traffic to fewer streets.

Franklin Street sidewalk is on the sidewalk priority list. Preliminary findings were that installing a sidewalk might be impossible due to a rock wall assumed to be on private property that is adjacent to the roadway on the west side and utilities on the east side. Because of the safety concerns, a full survey was conducted to locate property lines and utilities. The survey revealed that the rock wall is in the City Right-Of-Way and the Historic Preservation planner has confirmed that the wall is not historic.

Staff met with representatives of the Woolen Mills neighborhood to discuss the safety concerns and the possibility of installing a sidewalk. In addition, staff has spoken with the resident whose property is adjacent to the rock wall and no concern was voiced with rebuilding the wall to facilitate a sidewalk. A new retaining wall would need to be installed and every effort will be made to keep a similar appearance. Staff has also heard from residents of the Belmont neighborhood, who are not in favor of the reduced connectivity created by the one way pilot.

Staff is reporting back to Council because it is possible to install a 5ft sidewalk and keep two-way traffic on Franklin Street. Residents of Franklin Street prefer this option, the Fire Department would prefer this option and it also fits with current urban design guidelines regarding network capacity. This option would address the original concern of pedestrian access and connectivity.

Budgetary Impact: The sidewalk is on the Priority List and funds are available in the current budget item. No additional funding is needed.

Alignment with City Council’s Vision and Priority Areas:

This item aligns with Council’s priority of a “Smart, Citizen-Focused Government”.

Community Engagement: This item was discussed at City Council meetings several times during the public comment period.

Recommendation:

Install a 5ft sidewalk on the 350 ft section of Franklin Street between Market Street and 131 Franklin Street.

Alternative:

1. Do not install a sidewalk and continue with the establishment of a midblock one-way pilot on Franklin Street.



Photo courtesy of Bill Emory.

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**CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA**



Agenda Date:	September 15, 2014
Action Required:	Yes
Presenters:	Melanie Miller, Chair, Board of Architectural Review (BAR) Mary Joy Scala, Preservation & Design Planner, NDS
Staff Contacts:	Mary Joy Scala, Preservation & Design Planner, NDS Jim Tolbert, Director NDS
Title:	401 East Main Street - Appeal of BAR Decision

Background:

The format for an appeal of a Board of Architectural Review decision is: (1) staff report; (2) applicants' presentation; and (3) the BAR's position presented by the Chair of the BAR.

The zoning ordinance requires that an applicant shall set forth, in writing, the grounds for an appeal, including the procedure(s) or standard(s) alleged to have been violated or misapplied by the BAR, and/or any additional information, factors or opinions he or she deems relevant to the application. The applicant, or his agent, and any aggrieved person, shall be given an opportunity to be heard on the appeal.

In any appeal the city council shall consult with the BAR and consider the written appeal, the criteria set forth within section 34-276 or 34-278, as applicable, and any other information, factors, or opinions it deems relevant to the application.

Discussion:

The applicants are appealing a decision of the BAR to deny their request for a brown café fence enclosure and attached metal planter trim and light poles at the outdoor café at 401 East Main Street, a contributing structure in the Downtown Architectural Design Control (ADC) District.

On January 21, 2014, the BAR approved the new storefront application for the Red Pump restaurant.

On April 15, 2014 the BAR approved the details of the outdoor café, along with the storefront awnings, signage, and paint colors. The applicant specified that "The fencing will have the same look and feel of the fencing at Sal's Caffe Italia." Later, staff noted the café elements were not installed as approved, and initiated a zoning violation to have the inconsistencies corrected. The applicant re-applied to the BAR for approval of the café changes.

On July 15, 2014 the BAR considered the "as built" changes to the café and voted (6-0) to defer for one month to allow the applicant to revisit the wood finish [on the planters, bar and table tops] to try to attain a uniform appearance.

On August 19, 2014 a motion to approve the café changes failed (3-4); and the BAR then approved (6-1) the café changes except the color of the [brown] perimeter hardware: café fence, metal planter trim, and light poles, which the BAR said may remain until the end of the current café season (later clarified by the BAR to be January 1) when they must then be changed to black.

Alignment with City Council's Vision and Priority Areas:

Upholding the BAR's decision aligns with Council's vision for *Charlottesville Arts and Culture*. Charlottesville cherishes and builds programming around the evolving research and interpretation of our historic heritage and resources.

Community Engagement:

The abutting owners were required to be notified of the application. No public comment has been received.

Budgetary Impact:

None.

Recommendation:

The original Lawrence Halprin mall design used black street furniture as a unifying element. The BAR denied the brown metal café fence enclosure and attached metal planter trim and light poles because they prefer the consistency of all the black elements on the Downtown Mall, as specified in the ADC design guidelines; and out of fairness to all the other café tenants who have been required to have black enclosures.

Staff recommendation is that the applicant should make the enclosing fence black, like all the other café enclosures on the Downtown Mall. The metal elements that are part of the fence- black light poles and trim on the planters – should also be black.

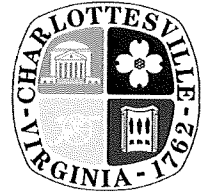
Currently, almost all café or vendor design proposals are reviewed administratively, because they comply with the ADC design guidelines. Overturning this BAR decision would create uncertainty regarding the standard for black metal on the Downtown Mall, and thus would result in many more applications requiring deliberation by the BAR.

Alternatives:

1. If City Council agrees with the BAR decision to deny the brown café fence enclosure and attached metal planter trim and light poles, then Council should vote to uphold the BAR decision. The applicant would then have the option to make further appeal to the Circuit Court. Otherwise, the applicant would be required to change those metal elements to black, no later than January 1, 2015.
2. If City Council agrees with the appellant, then Council should vote to overturn the BAR's decision. The café fence enclosure and attached metal planter trim and light poles would remain brown.

Attachments: BAR Staff Report – August 19, 2014
Original café submittal - April 15, 2014
Café changes submittal – July 15, 2014

**CITY OF CHARLOTTESVILLE
BOARD OF ARCHITECTURAL REVIEW
STAFF REPORT
August 19, 2014**



Certificate of Appropriateness Application (Deferred from July 2014)

BAR 14-07-02

401 E Main Street

Tax parcel 053059000

East Mall, LLC (Charley Lewis), Owner/ Molly Lapekas, Applicant

Café changes: brown metal surround; wood tables

Background

401 East Main Street is a contributing structure in the Downtown ADC district. It was most recently used as the Positively 4th Street restaurant and bar, and prior to that, the Enoteca wine bar.

March 20, 2006 – The BAR viewed the Enoteca proposal during “Matters not on the Agenda,” and did not have any concerns.

April 17, 2007 - The BAR approved (9-0) the new Enoteca sign proposal with the suggestion that the detail for the end of the sign be consistent with the front elevation and a friendly recommendation that the tag line be removed.

February 11, 2011 – Positively 4th Street sign approved administratively.

January 21, 2014 - The BAR approved (8-0) the new storefront application as submitted, except with the signage, awning, and paint color to come back to the BAR.

April 15, 2014 – Approved (7-0) as submitted (the storefront awnings, signage, and paint colors; and details of the 735 sq ft outdoor café) with the following modifications: canopies are not on second-floor windows; and signage is moved completely below the second floor window sills.

July 15, 2014 - The BAR voted (6-0) to defer for one month to allow the applicant to revisit the wood finish [on the café elements] to attain a uniform appearance. The BAR is required to take action on this application at its next meeting on August 19, 2014.

Application

The applicant is seeking approval of café items that are not in compliance with what the BAR approved in April:

Fencing:

Approved: Custom ironwork, 3 feet tall, similar to Sal’s Caffè Italia [black].

Installed: Brown fencing.

Planters:

Approved: Custom made similar to Restoration Hardware’s Versailles Wood Panel Trough Planter, which was described as rustproof cast aluminum frame with zinc finish and reclaimed elm panels that have a driftwood finish.

Installed: The wood is has a lighter appearance than previously depicted. The frame is brown.

Tables & Chairs:

Approved: The café will have 9 café tables in black and 6 high-boy tables in black. Tolix café chair in black and silver metal to be used at café tables. Tolix barstool in silver metal at high-boy tables.

Installed: Wood top square tables, wood top high-top tables, black metal round tables. Silver chairs and stools.

Outdoor Bar:

Approved: Transbar from Bar-Specialists in UK. Custom cabinetry of iron and wood will enclose the bar. The cabinetry will use the same materials as the planters, iron and wood. Stained wood light gray; wrought iron surround; wood top with marine poly.

Installed: Outdoor bar is light gray stained wood with wood top; but no wrought iron.

Review Criteria Generally

Sec. 34-284(b) of the City Code states that,

In considering a particular application the BAR shall approve the application unless it finds:

- (1) That the proposal does not meet specific standards set forth within this division or applicable provisions of the Design Guidelines established by the board pursuant to Sec.34-288(6); and*
- (2) The proposal is incompatible with the historic, cultural or architectural character of the district in which the property is located or the protected property that is the subject of the application.*

Pertinent Standards for Review of Construction and Alterations include:

- (1) Whether the material, texture, color, height, scale, mass and placement of the proposed addition, modification or construction are visually and architecturally compatible with the site and the applicable design control district;*
- (2) The harmony of the proposed change in terms of overall proportion and the size and placement of entrances, windows, awnings, exterior stairs and signs;*
- (3) The Secretary of the Interior Standards for Rehabilitation set forth within the Code of Federal Regulations (36 C.F.R. §67.7(b)), as may be relevant;*
- (4) The effect of the proposed change on the historic district neighborhood;*
- (5) The impact of the proposed change on other protected features on the property, such as gardens, landscaping, fences, walls and walks;*
- (6) Whether the proposed method of construction, renovation or restoration could have an adverse impact on the structure or site, or adjacent buildings or structures;*
- (8) Any applicable provisions of the City's Design Guidelines.*

Pertinent Design Review Guidelines for Signs, Awnings, Vending and Cafes

E. OUTDOOR CAFES

All elements, including chains, bollards, tables, chairs, planters, and trash containers, should be the same color, materials, and design character. Black, being the dominant color of mall elements, or silvertone metal are preferred. The use of treated lumber or unfinished wood anywhere on the mall is not allowed.

1. Fences, Chains, and Bollards

- a. Should be wrought iron or black painted metal.*
- b. Should be kept well-maintained.*
- c. Chain-links shall be two inches in length or larger.*
- d. Bollards shall be at least 3 inches in diameter.*

2. Tables and Chairs

- a. Should be wrought iron, black painted or silvertone metal. Other materials or colors require BAR approval.*
- b. Cloth tablecloths and removable seat cushions are permitted. Materials other than cloth, and color are subject to BAR approval.*

3. Planters

- a. Should be compatible in terms of design, scale, and color with other elements of the café. The planter material shall be terra cotta or concrete. Other materials require BAR approval.*

4. Umbrellas

- a. If used, may contain a maximum of one dark or neutral solid color that is compatible with the furniture.*
- b. The size of the umbrella should be in scale with the table. Oversize umbrellas may be permitted, but all parts must be contained within the café space.*
- c. No text is permitted on an outdoor café umbrella.*

5. Trash Containers

- a. Black metal is preferred.*
- b. Should be located within the café enclosure.*

Discussion and Recommendations

Since the BAR meeting in July, the applicant has stained the wood planters, the wood bar top, and the wood café table tops, all to be a similar, dark brown. Staff recommendation remains that the applicant should make the enclosing fence black, like all the other café enclosures on the Downtown Mall. The metal elements that are part of the fence – black light poles and trim on the planters- should also be black.

The mall café fence enclosures are consistently black, except for Zocolo at Central Place, which has ipe wood planters (to coordinate with the interior bar) with black metal chains and trim, approved by the BAR in 2004. There is a lot of variation in the black fencing on the mall, from the black metal chains that are most common, to the custom designed wrought iron at Petit Pois, to solid black metal panels at Citizen Burger Bar.

Tables and chairs are consistently black or silver metal, except Bizou, Christian's and Whiskey Jar, which all have the same silver metal chairs trimmed with tan vinyl rattan. There are no wood table tops on the mall. In 2013 the BAR decided that the new tabletops at Ten should be black rather than natural woodgrain.

Planters incorporated in fence enclosures are commonly black metal with sphagnum moss, or black painted wood.

Only one other outdoor bar has been approved, a black one, at Cinema Taco. Black metal étagères are common.

In staff opinion, the mall is attractive because of the consistency in design that the Guidelines require. The mostly black metal elements provide a background for the color and variation that is provided by the solid color umbrellas, the plantings, and the café patrons themselves.

Staff recommends black fencing (and black light poles and trim on the planters) and black table tops, as approved by the BAR in April. The outdoor bar lacks the coordinating wrought iron trim, but otherwise is as approved.

Suggested Motion

Having considered the standards set forth within the City Code, including City Design Guidelines for Signs, Awnings, Vending and Cafes, I move to find that the proposed changes to the café details satisfy the BAR's criteria and are compatible with this contributing property and other properties in the Downtown ADC district, and that the BAR approves the application EXCEPT the color of the café fence, metal planter trim and light poles, which shall be black.

Red Pump · Tuscan Kitchen

401 East Main Street
Tax Map 53 Parcel 59

East Mall, LLC
Owner/Fourth and Vine, LLC
Applicant

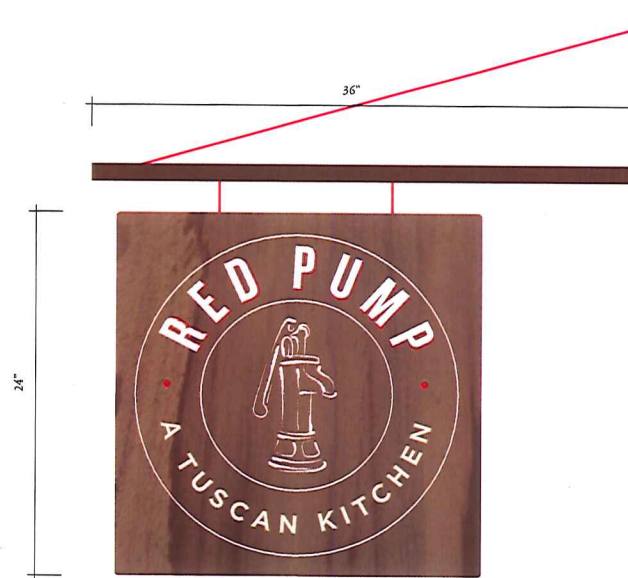
Board of Architectural Review
Signage and Cafe Submittal
4/15/14

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Umbrellas 4
Fencing 5
Planters 6
Fencing & Planters 7
Tables & Chairs 8
String Lights 9
Outdoor Bar 10-11
Café Layout 12

Signage

- Red Pump will have a sign hanging on 4th St. side and a sign hanging on the E. Main St. side.
- Both signs will be identical.
- The sign material will be natural wood.
- The signs will measure 24" x 24".
- The bracket attaching each sign to the building will be 36".
- Each bracket will be wrought iron and designed as the bracket shown here, at Zero George Street Boutique Hotel in Charleston.



Hanging Blade Sign

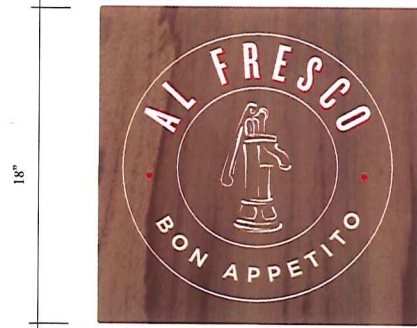


Red Pump · Tuscan Kitchen BAR 4/15/14 - 2

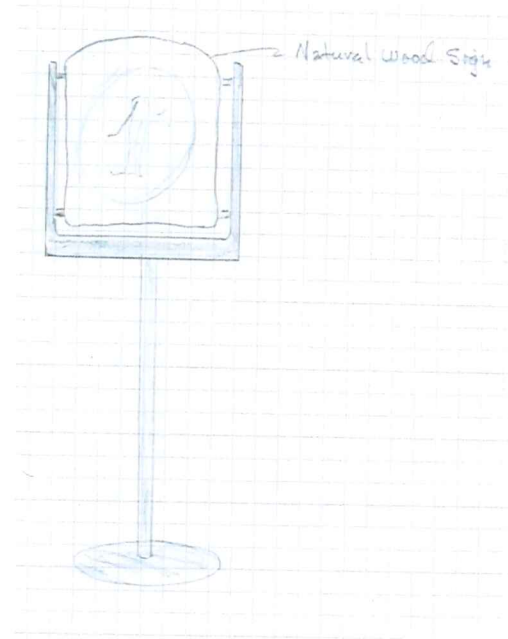
April Approval

Signage (con't)

- The outdoor café will be marked with a standing sign.
- The sign will be 18" x 18".
- The sign material will be natural wood.
- As shown in the picture, the sign will be held by an ironwork stand.



Al Fresco Sign

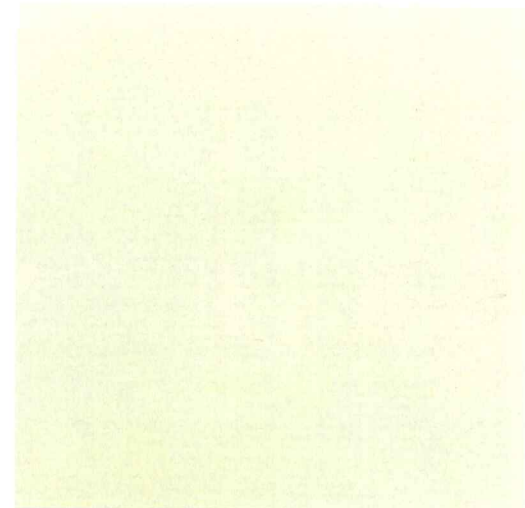


Umbrellas

- To cover part of the 735 square feet Red Pump would like to use 3 C-Series Fim-Umbrellas.
- The umbrellas are made from aluminum and stainless steel with high-grade nylon components.
- The color of umbrellas will be Sunbrella Natural.
- Each Fim Umbrella will have a free-standing base that does not require screws or bolts to be secure.

Product Specs

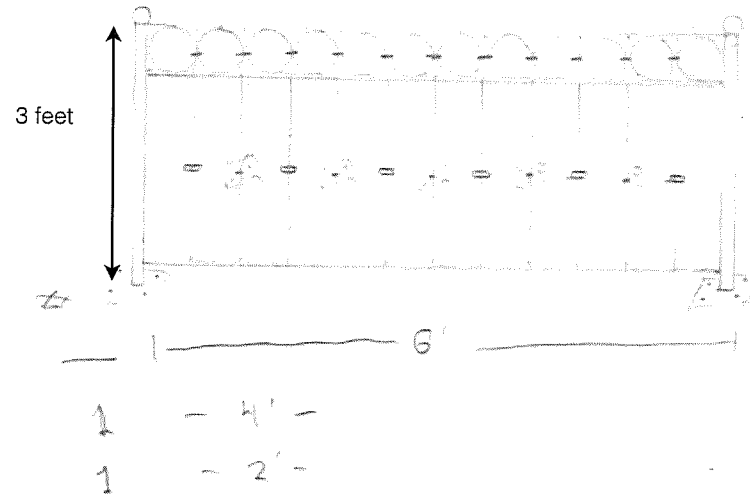
- Fim-Umbrella (www.fim-umbrella.com)
- Size: 11.5 ft. octagonal
- Height: 7-9 feet
- Frame Color: Peppercorn Brown
- Base: 4 prong freestanding base
- Umbrella Color: Natural
- Fabric: Firesist



Natural

Fencing

- Red Pump is planning to have a custom ironwork fence made in Mexico. The fencing will have the same look and feel of the fencing at Sal's Caffe Italia.
- The fence will not be anchored to the Downtown Mall with screws or bolts.

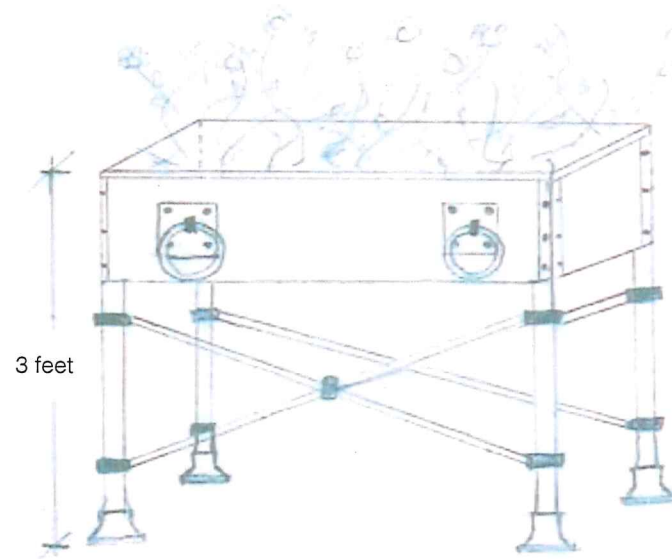


Planters

- We plan to have planters custom-made that use the same materials as the Versailles Wood Panel Trough Planter from Restoration Hardware except our version will be taller.
- Three planters will be integrated into the custom fencing surrounding the outdoor café.

Product Specs

- Restoration Hardware
- Versailles Wood Panel Trough Planter
- Crafted from rustproof cast aluminum frame that has a zinc finish and reclaimed elm panels that have a driftwood finish.

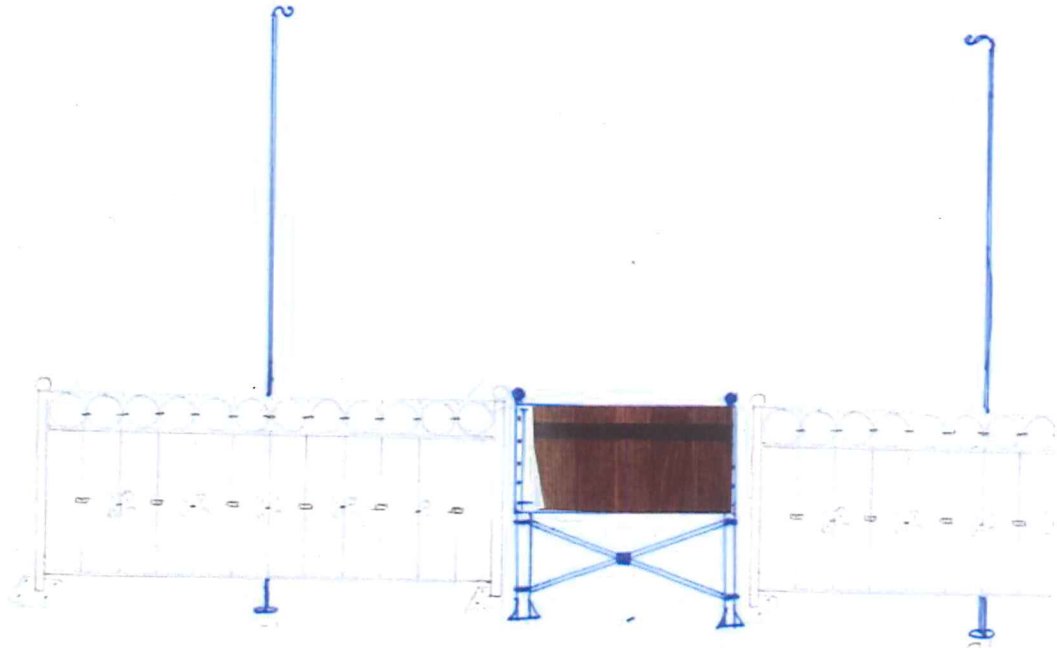


Red Pump · Tuscan Kitchen BAR 4/15/14 - 6

April Approval

Fence & Planter

- To the right, please find a sketch of a planter integrated into the fence line.



Tables & Chairs

- Red Pump would like to use the black and metal chairs in the outdoor café. The Tolix Café Chair would be used at the café tables. The Tolix Barstools will be used at the high-boy tables.

Product Specs: Tolix Café Chair

- Pottery Barn (www.potterybarn.com)
- Color: 50% Black and 50% Metal
- 18" W x 18.5"D x 33.5"H

Product Specs: Tolix Barstool

- Pottery Barn (www.potterybarn.com)
- Color: Metal
- 17.5" W x 17.5"D x 24"H

- The outdoor café will have 9 bistro tables and 6 high-boy tables.

Product Specs: Café Table

- K Petersen (www.kpetersen.com)
- Color: Black
- # S122 24" x 24"
- Overall Height: 29"
- Weight: 40 lbs.

Product Specs: High-Boys

- To be custom built
- Color: Black
- Overall Height: 42"



Tolix Café Chairs



Tolix Barstools



K. Petersen Café Table



High-Boy

String Lights

- We would like to hang Vintage Light Strings from Restoration Hardware above the outdoor café.
- Temporary decorative lighting for illuminating outdoor gatherings.
- All-weather wiring.
- For indoor or outdoor use.
- Features 24 lights on string; includes 24 clear 11 watt S14 bulbs.
- Distance between each light is 2 feet; distance from plug to first light is 6 feet.
- Light strings cannot be connected end-to-end.
- Cord (from top of bulb to light string): approx. 2"L.

Product Specs

- Restoration Hardware
- Vintage Light String
- Overall: 50' L
- Light bulb: 2 1/2"L x 1 1/2"W (at widest point)



Red Pump · Tuscan Kitchen BAR 4/15/14 - 9

April approval

Outdoor Bar

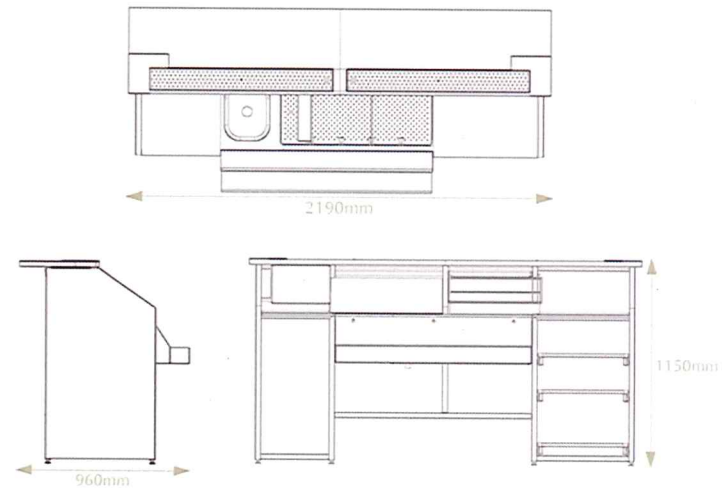
- We would like to order a Transbar from Bar-Specialists in the UK.
- The bar is 7' (L) x 3' (H) x 3' (D).
- We will have custom cabinetry made to enclose the bar. The cabinetry will use the same materials as the planters, iron and wood.
- In addition to keeping with the aesthetic, the cabinetry around the bar will also serve to lock the bar down when it is not in use. The bar will remain outside in the café (i.e., not wheeled in-and-out of main restaurant), but will effectively be a locked box during off-hours.

Product Specs

- Bar-Specialists
- (See specs to the right.)

Standard Service Module Dimensions

BAR SPECIALISTS



Transbar™

Outdoor bar will not have blue lights!



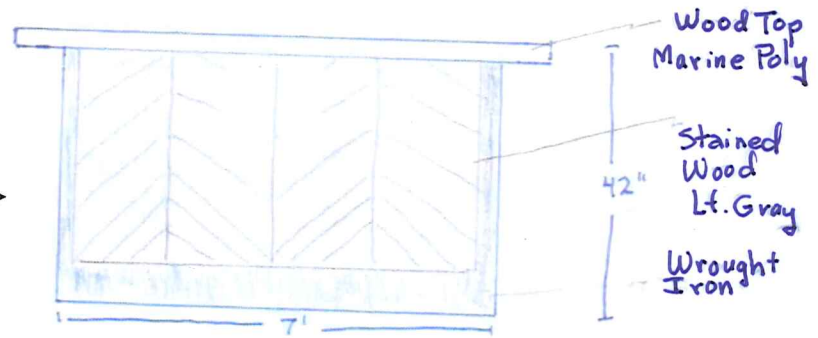
Red Pump · Tuscan Kitchen BAR 4/15/14 - 10

April approval

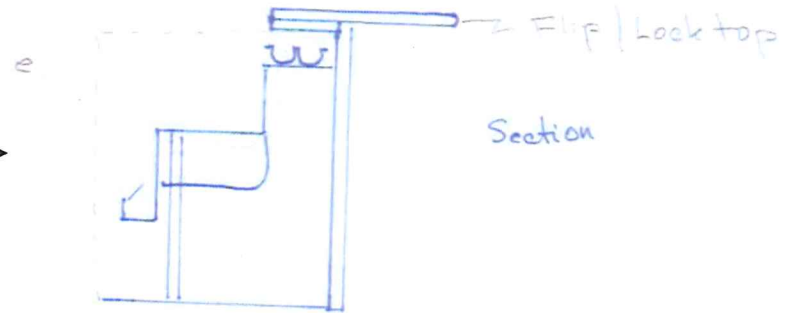
Outdoor Bar (con't)

- To the right, please find a sketch of the bar cabinetry.

View of bar facing patrons.

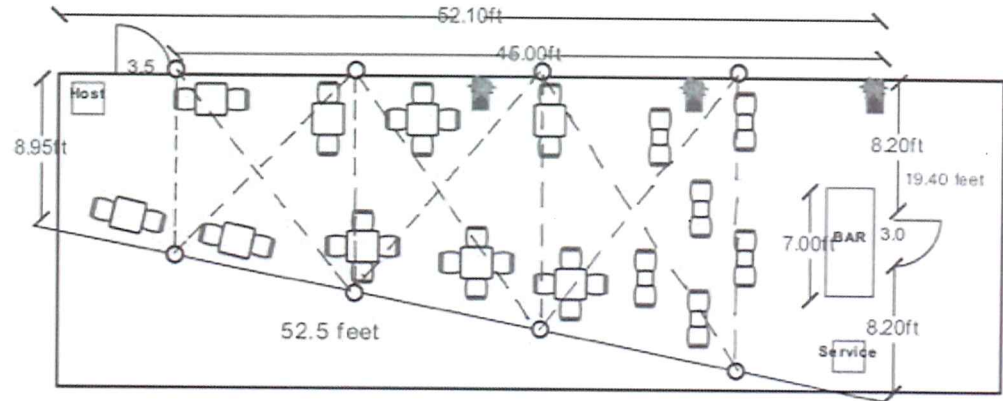


Side view of bar with cabinetry flipped open.

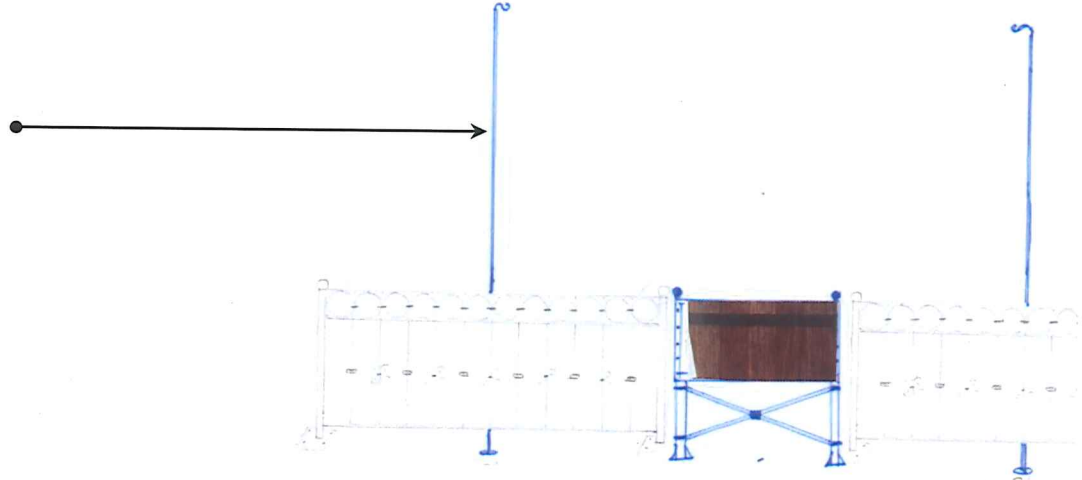


Café Layout

- The outdoor café will have 9 café tables and 6 high-boy tables.
- String lights will be held up by shepherd hooks that will be integrated into the fence line. (String light pattern indicated by dashed lines.) The shepherd hooks will have a maximum height of 8.5 feet.
- The lights won't intersect with the umbrella stands and will not be up when the umbrellas are open.
- The lights will hang at about 7 feet overhead.



Shepherd hooks.



April approval



Board of Architectural Review (BAR)
Certificate of Appropriateness

RECEIVED

JUN 25 2014

Please Return To: City of Charlottesville
Department of Neighborhood Development Services
P.O. Box 911, City Hall
Charlottesville, Virginia 22902
Telephone (434) 970-3130 Fax (434) 970-3359

NEIGHBORHOOD DEVELOPMENT SERVICES

Please submit ten (10) copies of application form and all attachments.

For a new construction project, please include \$375 application fee. For all other projects requiring BAR approval, please include \$125 application fee. For projects that require only administrative approval, please include \$100 administrative fee. Make checks payable to the City of Charlottesville.

The BAR meets the third Tuesday of the month.

Deadline for submittals is Tuesday 3 weeks prior to next BAR meeting by 4 p.m.

Owner Name: Charley Lewis Applicant Name: Dean Andrews Molly Lapikas
Project Name/Description: Red Pump - A Tuscan Kitchen Parcel Number:
Property Address: 401 E. Main Street Charlottesville, VA 22902

Applicant Information

Address: 401 E. Main Street
Charlottesville, VA 22902
Email: molly@redpumpkitchen.com
Phone: (W) 434-202-6040 (H) 434-625-5072
FAX:

Signature of Applicant

I hereby attest that the information I have provided is, to the best of my knowledge, correct. (Signature also denotes commitment to pay invoice for required mail notices.)

Molly Lapikas 6/25/14
Signature Date

Molly Lapikas 6/25/14
Print Name Date

Property Owner Information (if not applicant)

Address: 112 W. Main Street
Charlottesville, VA 22902
Email: charley@yorkplaceapartments.com
Phone: (W) 434-984-4517 (H)
FAX:

Property Owner Permission (if not applicant)

I have read this application and hereby give my consent to its submission.

Charles Lewis 6/25/14
Signature Date

Charles Lewis 6/25/14
Print Name Date

Do you intend to apply for Federal or State Tax Credits for this project? NO

Description of Proposed Work (attach separate narrative if necessary): outdoor cafe fence a dark brown color, rather than black (including shepherd hooks for string lights) & wood table tops for high-tops & some cafe tables.

List All Attachments (see reverse side for submittal requirements):

For Office Use Only
Received by: Carolyn McCray
Fee paid: \$125.00 Cash/Ck. # 4042
Date Received: 6/25/2014
P14-0099
Approved/Disapproved by:
Date:
Conditions of approval:

RECEIVED

JUN 25 2014

NEIGHBORHOOD DEVELOPMENT SERVICES



Wooden planter - already approved

RECEIVED

JUN 25 2014

NEIGHBORHOOD DEVELOPMENT SERVICES



fence - black approved; final fence
is more of a brown. Seeking approval
for current color.



seeking approval
for wooden
square tables
to sit amongst
black round
tables.

RECEIVED

JUN 25 2014

NEIGHBORHOOD DEVELOPMENT SERVICES



seeking
approval
for wooden
high-top tables.

RECEIVED

JUN 25 2014

NEIGHBORHOOD DEVELOPMENT SERVICES

RED PUMP

— K I T C H E N —

Red Pump Kitchen
Attn: Molly Lapekas
401 E. Main Street
Charlottesville, Virginia
22902

September 2, 2014

Paige Barfield
P.O. Box 911
Charlottesville, Virginia
22902

Appeal of August 19, 2014 Board of Architectural Review Denial
Of Application for Certificate of Appropriateness

Dear Paige Barfield:

On Tuesday, August 19th we appeared before the City of Charlottesville Board of Architectural Review ("BAR") on a deferred Application for a Certificate of Appropriateness ("Application") seeking approval of the color of the ironwork at Red Pump Kitchen's ("Red Pump") outdoor café. Our Application was denied 4-3.

This letter serves as Red Pump's formal appeal of that decision to the Charlottesville City Council.

Red Pump's outdoor café décor is based on traditional Northern Italian aesthetics featuring handcrafted, natural materials. The ironwork fence that outlines the café space and the ironwork on the planters that are integrated into the fence line have an authentic historic finish "Chocolate Noir." It is a traditional ironwork finish in Tuscany and Mexico. When designing and ordering the ironwork we believed that the Chocolate Noir finish would be dark enough to meet BAR standards. Upon installation, we recognized that the finish was a slightly warmer color, a slight contrast from the basic black, but aesthetically it is very sophisticated and pleasing; therefore, we sought permission from the BAR to approve it as a minor variance.

In July 2014 we presented our case to the BAR and they decided that before making a decision about the ironwork finish they wanted to see all of the wood tabletops, bar top and planters stained the same color (or very similar) as the wood on the façade of Red Pump's building. The Application was deferred until the August 19th meeting to allow Red Pump to stain the wood. The wood has been stained and the current look is now totally integrated with our interior and exterior design of the restaurant.

During the August 19th meeting it was evident that the members of the BAR were conflicted about allowing the fence finish to remain Chocolate Noir. Some members believed that the color looks very nice and that the fence should remain as is. Other members, although

agreeing that the fence looks very nice, believed that the color should be changed solely because it is not solid black. Some members even changed their minds over the course of the meeting - one BAR member initially voted against the fence and later asked if he could change his vote.

Red Pump does not believe that the BAR's decision took into account reasonable nuanced color variations. The BAR is tasked with, among other things, promoting visual environments that are of high aesthetic quality. Throughout the City of Charlottesville aesthetics and design should vary to reflect the differences of individual businesses. Aesthetics and design should not be monotonous. They should be used to help enhance the vitality, uniqueness, and attractiveness of the Downtown Mall.

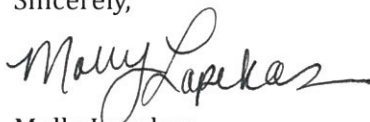
The Halprin Design for the Downtown Mall specifies using all black furnishings, but the BAR has expanded Mall furnishings over the years to include the color silver and the material wood. Additionally, the Halprin Design isn't only about black furnishings. Primarily it's a design concept intended to help create a vibrant environment for Downtown Mall patrons to enjoy. The simplicity of the Halprin Design and the original "kit" that was used to set-up the Mall certainly helped revive the Historic Downtown Mall and make it a place people want to shop, work, eat, walk and experience. However, limiting all future design of the Mall to the restrictions of the physical furnishings of the original Halprin Design Kit is unappealing for business owners who are truly willing to invest in the Downtown Mall. Moreover, the BAR itself no longer strictly adheres to the Halprin Design.

At the August 19th meeting there was no disagreement among the members of the BAR that the ironwork was both attractive and of high quality. It's a beautifully composed café and the BAR agrees. Our efforts to keep the Chocolate Noir finish failed because the ironwork isn't "solid black." Other jurisdictions, such as Charleston, South Carolina's BAR, one of the country's most influential review processes, has chosen to handle these types of issues with a defined and compatible color selection comprised of historic colors and finishes, including original iron color options, ranging from bronze to pewter.

Given that the Charlottesville BAR has already deviated from strict adherence to the Halprin Design in the past, and its function to promote the aesthetics of the Mall, their denial of Red Pump's Application to approve a different shade of black is punitively narrow and not in support of our start-up business.

We appreciate your time as you reconsider this matter.

Sincerely,

A handwritten signature in black ink that reads "Molly Lapekas". The signature is written in a cursive, flowing style with a long horizontal stroke at the end.

Molly Lapekas



Molly Lapekas <molly@redpumpkitchen.com>

BAR Action - August 19, 2014 - 401 E Main Street

6 messages

Scala, Mary Joy <scala@charlottesville.org>

Thu, Aug 21, 2014 at 3:25 PM

To: "Molly Lapekas (molly@redpumpkitchen.com)" <molly@redpumpkitchen.com>

Cc: "Lewis, Charlie" <charley@yorkplaceapartments.net>, Jeff Dreyfus <jd@bdarchitects.com>

August 21, 2014

Red Pump – A Tuscan Kitchen

401 E Main Street

Charlottesville, VA 22902

Certificate of Appropriateness Application (Deferred from July)

BAR 14-07-02

401 E Main Street

Tax parcel 053059000

East Mall, LLC (Charley Lewis), Owner/ Molly Lapekas, Applicant

Café changes: brown metal surround; wood tables

Dear Applicant,

The above referenced project was discussed before a meeting of the City of Charlottesville Board of Architectural Review (BAR) on August 19, 2014. The following action was taken:

A motion to approve the changes failed (3-4).

The BAR approved (6-1) the application except the color of the perimeter hardware: café fence, metal planter trim, and light poles, which may remain until the end of the current café season (later clarified by the BAR to be January 1) when they must then be changed to black.

In accordance with Charlottesville City Code 34-285(b), this decision may be appealed to the City Council in writing

within ten working days of the date of the decision. Written appeals, including the grounds for an appeal, the procedure(s) or standard(s) alleged to have been violated or misapplied by the BAR, and/or any additional information, factors or opinions the applicant deems relevant to the application, should be directed to Paige Barfield, Clerk of the City Council, PO Box 911, Charlottesville, VA 22902.

This certificate of appropriateness shall expire in 18 months (February 19, 2016), unless within that time period you have either: been issued a building permit for construction of the improvements if one is required, or if no building permit is required, commenced the project. The expiration date may differ if the COA is associated with a valid site plan. You may request an extension of the certificate of appropriateness *before this approval expires* for one additional year for reasonable cause.

Upon completion of the project, please contact me for an inspection of the improvements included in this application. If you have any questions, please contact me at [434-970-3130](tel:434-970-3130) or scala@charlottesville.org.

Sincerely yours,

Mary Joy Scala, AICP
Preservation and Design Planner

Mary Joy Scala, AICP

Preservation and Design Planner

City of Charlottesville

Department of Neighborhood Development Services

City Hall – 610 East Market Street

P.O. Box 911

Charlottesville, VA 22902

Ph 434.970.3130 FAX 434.970.3359

scala@charlottesville.org

Molly Lapekas <molly@redpumpkitchen.com>

Fri, Aug 22, 2014 at 1:26 PM

To: Dean Andrews <dean@pippinhillfarm.com>

We have 10 days to write a written appeal if we would like to do so.

[Quoted text hidden]

--

Molly Lapekas
Red Pump Kitchen

CHARLOTTESVILLE

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CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA



Agenda Date:	<u>September 15, 2014</u>
Action Required:	Direction and further study
Presenter:	Community Action on Obesity executive committee members Barbara H. Yager – TJ Health Dept, Diane Whaley – Curry School of Education, and Jacklene Martin – Martha Jefferson Hospital
Staff Contacts:	Barbara H. Yager RD, MEd, Chair for Community Action on Obesity
Title:	Community Action on Obesity White Paper and 2013 Evaluation of Move2Health Community Challenge

Background:

- A. To inspire, motivate and call to action all areas of our community (workplace, schools, childcare, healthcare, community, physical activity, nutrition and government) to build partnerships and collaborations and continue to allocate time and resources both financial and educational towards the reduction of obesity, assuring all residents have access to quality physical activity, healthy foods and environments that support healthy lifestyles.
- B. The Community Action on Obesity (CAO) set out to establish itself as a coalition that could enhance, empower, and enrich the work being done by government, grassroots, and community groups in the greater Charlottesville region to combat obesity. With a vision, values, and a strategic plan, such a coalition would coordinate the shared interests of those partner groups to have a louder advocacy voice by reducing duplication, sharing resources, and engendering synergistic outcomes for agencies and the community. Leveraging funding through partnership, such a coalition would also increase agency capacity, increase access to resources for agencies, and develop policies that make agency work easier and more effective.

Discussion:

The City ABRT funds helped to fund the development of the <http://move2healthcentralva.org> website and the web master to maintain it. This website was developed for all residents to have access to evidenced-based information for healthy eating and active living. CAO funds from other donations have been given to United Way to manage the website and community challenge for this year in conjunction with the Move2Health Planning Committee.

Many resources have been developed and shared with community agencies and will also be available by appointment at the Martha Jefferson Starr Hill Center at the Jefferson School City Center.

The City's continued investment of resources to enhance the health and wellness of employees and staff and its community leadership in assuring that our recommendations are incorporated into each area of the community will go far to create "America's Healthiest City." CAO would like for City Council to respond to our recommendations and to encourage our community partners to keep health of the most vulnerable central to their programs.

Alignment with Council Vision Areas and Strategic Plan:

Community Action on Obesity recommendations for addressing the serious obesity prevalence amongst city residents support Charlottesville's City Council vision statement and the strategic goals and objectives listed below.

City Council Vision Statement:

- **America's Healthiest City**

All residents have access to high-quality health care services. We have a community-wide commitment to personal fitness and wellness, and all residents enjoy our outstanding recreational facilities, walking trails, and safe routes to schools. We have a strong support system in place. Our emergency response system is among the nation's best.

- **A Connected Community**

The City of Charlottesville is part of a comprehensive, regional transportation system that enables citizens of all ages and incomes to easily navigate our community. An efficient and convenient transit system supports mixed use development along our commercial corridors, while bike and pedestrian trail systems, sidewalks, and crosswalks enhance our residential neighborhoods. A regional network of connector roads helps to ensure that residential neighborhood streets remain safe and are not overburdened with cut-through traffic

City of Charlottesville Strategic Plan:

MISSION To provide services and facilities that promote an excellent quality of life for everyone in our community

Goals and Objectives:

Goal 1: Enhance the self-sufficiency of our residents

- 1.1 Promote education and training

Goal 2: Be a safe, equitable, thriving and beautiful community

- 2.2. Consider health in all policies and programs

Goal 5: Foster Strong Connections

- 5.2. Build collaborative partnerships
- 5.3. Promote community engagement

Community Engagement:

There has been a great deal of citizen engagement throughout the 14 year history of this collaboration and a summary is attached in the “White Paper.”

Budgetary Impact:

There are none at this time. If recommendations are incorporated it would be anticipated health care costs would be reduced, there would be a more productive workforce and general health of community enhanced.

Recommendations:

Recommendations For Future Community Action on Obesity

CAO recommendations are listed by community area or environment for community leaders and agencies as we move forward post CAO: These were drawn from our strategic plan that was the result of a two year community assessment effort using a community tool called ENACT (Environmental Nutrition and Activity Community Tool) developed by the Prevention Institute and recommended by the Center for Disease Control (CDC). A copy of the strategic plan can be found on the website www.move2healthcentralva.org

Schools —

- Assure all the school districts in Planning District 10 have wellness policies comparable to the Charlottesville City Schools.
- Provide resources for school food service employees to receive training in creative and healthy food preparation and presentation.
- Encourage funding for nutrition and physical activity programs in classrooms or cafeterias.
- Advocate for recess and other opportunities for “free play” at all school levels.

Child Care —

- Increase access to guidelines and best practices for daycare centers, especially for good nutrition, positive feeding behaviors and active play. Include both regulated facilities and non - regulated daycare centers.
- Assure a periodic review of regulated and non-regulated childcare settings to determine if policies are being implemented and training of staff is adequate.
- Seek funding to host local and regional training for Children Youth and Family Services Jefferson Area CHIP and others.
- Identify potential providers or develop a speaker’s bureau for staff development in physical activity and nutrition.

Afterschool —

- Develop evaluation criteria for afterschool programs that can be shared and data reported to better allocate funding. The “So-Play” evaluation is one potential tool that could be used across programs.
- Update of the community physical activity resource guide on a yearly basis.

Community Access to Healthy Food —

- Work to assure that the offerings of the Food Bank and contributing grocers meet nutritional standards for the most vulnerable populations.
- Offer incentives for corner grocers to reduce the unhealthy offerings and to increase the healthier options.
- Develop a mapping of local gardens and markets for fresh produce – post on local transportation and neighborhood bulletin boards.
- Offer pop-up markets for lower income neighborhoods as outlets for locally grown foods. (JABA and Local Food Hub have a successful model)

Community Access to Quality Physical Activity —

- Offer training programs for all providers of youth physical activity: *How one delivers physical activity programs is as important as offering them.*
- Advocate for low-cost physical activity opportunities for all residents: this includes walking trails, bicycle lanes and places to swim, dance, and play.

Health Care Providers —

- Develop projects for interns, residents, and students that come from requests of those they intend to serve.
- Generate alternative treatment options for overweight persons needing long-term intervention.

Business —

- Consider a Chamber of Commerce/Darden School partnership to generate a study looking at the “cost of obesity as related to productivity in business.”
- Promote and incentivize business promotion and support of breastfeeding at the workplace.

Government —

- Support and promote community challenges and resources on the website.
- Be role models of active living and healthy eating.

Alternatives:

- To align the ABRT grant process to include these recommendations for funding options.
- To work with other community funders to assure they also incorporate the recommendations when seeking projects or services to fund.

Attachments:

Community Action on Obesity (CAO) White Paper

Community Action on Obesity – 2013 Evaluation Move2Health Challenge – Move2Health: Walk. Bike. Dance. Play, 30 Minutes Every Day

Community Action on Obesity (CAO) White Paper

August 26, 2014

Purpose:

To inspire, motivate and call to action all areas of our community (workplace, schools, childcare, healthcare, community physical activity and nutrition and government) to build partnerships and collaborations and continue to allocate time and resources both financial and educational towards the reduction of obesity, assuring all residents have access to quality physical activity, healthy foods and environments that support healthy lifestyles.

Introduction:

Obesity is a complex, multifaceted and costly topic that makes most people uncomfortable to discuss. Obesity is not a conversation engaged in by most political candidates or even those in the helping professions. It is uncomfortable to talk about because it deals with a person's individual rights and choices. However, as a community, we can and should speak of what we can do collectively to ensure programs, policies and public institutions support and promote healthy behaviors, especially for the most vulnerable residents. The most recent direct cost, inflated to 2008 dollars, estimates that at a national level, obesity (including overweight) costs the United States \$77.3 to \$117.8 billion a year, accounting for 9.1% of the national health care expenditure. This is approximately 1.7 times the cost of stroke and 1.4 times the cost of hypertension in America. Obesity outranks both smoking and problem drinking in its deleterious effects on health and health care costs. In addition, 39.2 million workdays, 239 million restricted activity days and 89.5 million bed days were attributed to obesity in 1994, the last time this analysis was undertaken. Since then these numbers have steadily grown.

Higher medical expenses are associated with the severity of excess weight. As body weight increases from overweight to obese to severe obesity, health care expenses rise dramatically. Per capita medical spending increases among the overweight by 14.5%, among the obese by 37.4% and by 100% - or doubled - among the severely obese, compared to people with a healthy body weight. Obesity has been associated with higher inpatient required services as well as more outpatient services, procedures and prescription medication use. Among children (age 6-17 years), the proportion of hospital discharges with obesity-related diseases increased dramatically from 1979 to 1999. The costs of obesity to the employer are even more substantial since obesity is associated not only with higher health care costs, but also with greater rates of lost productivity, disability and earlier mortality. Employers as diverse as General Motors, Bank One, and Shell Oil have demonstrated that excess weight is associated with lost productivity and greater medical and disability costs. Obesity also imposes limitations while at work. Data from the 2002 National Health Interview Survey (NHIS) show that 6.9% of obese workers have work limitations, compared with 3.0% of workers with a

healthy body weight. Worksite injuries are also significantly higher among overweight employees.

In summary, the cost of the obesity epidemic is enormous, in terms of both the financial and human costs. The financial costs are borne disproportionately by the federal government but are felt keenly by employers as well. Most important are the personal costs to the individual suffering from obesity. There is a desperate need to promulgate programs with proven effectiveness to combat the financial, medical and personal costs of obesity.

This paper outlines what one community coalition accomplished from 1999-2014 with limited finances, as the coalition was grassroots-bred, volunteer-based and not locality funded. Community Action On Obesity (CAO), formerly known as The Community Obesity Taskforce and as the Childhood Obesity Taskforce, upon publication of this white paper will pass the challenge of addressing obesity to the capable hands of our partners and will no longer exist as an independent entity. CAO laid the groundwork for a collaborative approach to addressing obesity in the community. Its successes in doing so will enable CAO's community partners to carry on this work through their programs into the future.

A History of the Task Force:

In 1996 Barbara Yager, a Registered Dietitian working at the Thomas Jefferson Health Department, with strong support from Peggy Brown Paviour, Health Educator, and Susan B. McLeod and Lilian Peake, Medical Directors, assessed the height and weight of third grade children in Charlottesville and Albemarle County Schools. This proved troubling, since about 35% of the children were overweight. This was before the Center For Disease Control (CDC) had declared childhood obesity a problem and perhaps third graders were just having a growth spurt. Subsequently data was collected on these children as 4th and 5th graders. Unfortunately, the numbers did not decrease. In 2000, Surgeon General Satcher came to Charlottesville with the news that indeed there had been an epidemic growth in childhood obesity. This was the impetus for the formation of a community task force to look at what could be done for overweight people while addressing both the prevention and reduction of obesity, particularly in children.

Beginning in 2001, with generous support from Martha Jefferson Hospital, CAO dispersed mini-grants of \$1,000 each to the community to promote healthier eating and increased physical activity. To date, Charlottesville City Schools and Albemarle County Schools have received more than 25 grants each, and community programs, including City Of Promise, Grace Works, City Schoolyard Garden, Music Resource Center, Quick Start Tennis, Children's Fitness Clinic, breastfeeding initiatives and Charlottesville Parks and Recreation, have benefitted from these grants. Funding came from the profits of the C'Ville Triathlon Club's series of summer triathlons held at Walnut Creek Park for seven years.

A special thanks to Dr. Martin Katz who inspired the athletes to give back to the community by giving CAO the profits from the triathlons in exchange for CAO recruiting over 50 volunteers to help with each race's activities.

Selected accomplishments - Healthcare:

CAO members included many from the medical community who saw firsthand the increasing number of overweight children and were concerned enough to pilot new interventions. Pediatrics Associates partnered with the University of Virginia (UVA) Teen Center, physicians, and dietitians to pilot a free clinic for overweight children and their families.

CAO piloted a summer camp program for 2 years for families with overweight children with collaboration with Camp Holiday Trails, Triple C camp, UVA Family Medicine, Va. Extension services, area Dietitians from community and UVA. This was a weekend intensive lifestyle demonstration for healthy livings followed by a 16-week community follow up of cooking classes and physical activity programs. Families were able to make significant changes in their lifestyles and to find resources to address the barriers and challenges they encountered. This was a successful but intensive intervention that was not continued, but one that nationally has shown to be an effective tool (Dan Kirschenbaum, Wellspring Camps).

A special thanks to Millie Huerta, MD and Paul Wiseman, MD for their leadership which led to the grant that would establish the UVA Children's Fitness Clinic, a great resource for our community. Thank you, Angie Haseman RD, CSP, for representing them on CAO's Advisory Board.

A special thanks also to Joyce Green Pastors RD, CDE from UVA Diabetes education, Drs. Eli and Amber Pendleton and to both camps for their many unpaid hours spent developing and producing this pilot program.

Selected accomplishments- Schools:

Schools were an important focus of CAO, and many resources have been developed to allow them to support healthy eating and more dynamic and effective physical activity. Thanks to Regina Kirk's commitment to physical education in Albemarle County, many curriculums were adapted to have teachers include nutrition in their classes. With Diane Behrens's continued commitment to excellence in Charlottesville city school physical education, the offerings for physical activity both during and after school have greatly expanded over the years. A special thanks to James Henderson for his partnership and leadership as CAO advisory board member and with the City School Health Advisory Board (SHAB) when working on the revision of the School Wellness Policy. Charlottesville City Schools now have one of the best, if not the best, school wellness policies in Virginia. As principal at Johnson school Mr. Henderson saw early on the problems of overweight and helped to establish a SHAPEDOWN

program for families there and then as Principal at Walker School he worked with CAO dietitians to develop nutrition standards for the snack bar offerings that got expanded to become nutrition guidelines for all schools in Virginia through a collaboration with the Virginia Action for Healthy Youth. Special Thanks to Alicia Cost RD who started cooking classes in the schools and Boys and Girls Club with CAO grant funds from the Foundation for Healthy Youth and the PB&J fund. This effort has been sustained by PB&J today and is making a real difference in family lives. Many of our children and their parents do not know how to cook and have very low food literacy when it comes to preparing fresh or unprocessed foods.

The data we collected from schools was informative. It did tell us that our youth have a significant problem of overweight (children who have BMI $\geq 85^{\text{th}}$ < 95th percentile for age and gender) and obesity (children with BMI $\geq 95^{\text{th}}$ percentile for age and gender). While the prevalence of overweight and obesity has held fairly steady over time and has neither increased nor significantly decreased, it gives one a false sense that we are doing okay. What is not seen in these numbers is the huge discrepancy when looking at the data by race. This is true for both county and city children. 30% of the fifth grade county white children are $\geq 85^{\text{th}}$ percentile while 51% of the county black children are $\geq 85^{\text{th}}$ percentile. 27% of the city's 5th grade white children are $\geq 85^{\text{th}}$ percentile and 48% of the city's black children are $\geq 85^{\text{th}}$ percentile. A special thanks to Aaron Pannone, PhD, from UVA school of Public Health, for his many hours of volunteer time analyzing this data for us.

Our community programs, agencies and government services are well informed of these findings. It is now the time to target resources towards programming, policies and environmental changes to alter these numbers.

Selected accomplishments-Community Physical Activity:

In recent years, CAO addressed the quality of physical activity offered in afterschool programing for youth as research showed that just because physical activity is offered, it does not guarantee that children will partake. With funding from The Foundation for Healthy Youth, and later the Jefferson United Way, we were able to introduce a new evaluation method for physical activity using a tool called "Sofit" and later "So Play". This has led to some new insights about community organizations providing afterschool physical activities for children. The basic takeaway was that the more targeted training staff had in how to give motivational instruction and positive feedback to youth the more we saw kids inspired to want to do better, participate more fully, have fun and increase their likelihood for future active lives. While this is not perhaps surprising, it points to a community need for continuous access to quality training for staff that can be affordable to community organizations, perhaps provided at the beginning of summer programing and again at the beginning of the school year. CAO has demonstrated a successful model that could be duplicated by the community working together to fund a centralized training where many different organizations could come together to assure consistent quality youth instruction and motivation.

Special thanks goes to Robin Schroyer PhD, RD, who developed the overall design of the project as an outcome of her PhD dissertation doing similar work with the City Parks and Recreation department. Also thanks to the many staff who assisted with data gathering, observations, evaluation and the training of observers and staff, most particularly Robin Schroyer's mentor, Diane Whaley, PhD, of the Curry School and CAO Advisory Board member.

Selective accomplishments- Collective Impact:

CAO in an effort to address broader community education on issues related to eating and moving as they relate to prevention and reduction of obesity, committed to develop a community website, www.move2healthcentralva.org. It has two major focus areas: EAT which offers resources for better food choices and smarter eating habits at home, school, work, and within the community and MOVE which offers resources to support activity for oneself, family, friends, and co-workers. There are many links to see tips, resources, and other evidence-based strategies and websites.

Included on this website is a challenge portal that enabled CAO, with leadership from the Move2Health planning committee, to launch a community-wide challenge "Move2Health" Walk. Bike. Dance. Play, 30 Minutes Every Day in September 2013 to inspire residents of all ages to move 30 minutes a day for five days a week. CAO asserted that the Move2Health Initiative be considered a Collective Impact initiative and obtained funding from Batten Foundation to evaluate the degree to which it achieved a collective impact.

Collective Impact Initiatives share five key conditions that distinguish them from other types of collaborations. The five conditions are:

1. A common agenda.
2. A structured process to share measurement systems.
3. The provision of mutually reinforcing activities.
4. The assurance of continued communication.
5. The presence of a backbone organization.

The evaluation of Move2Health as a collective impact initiative consists of two parts; first is an assessment of the degree to which we were able to establish the five conditions of a collective impact collaboration, and secondly a reporting of the outcomes as reported on the website and through interviews with participants and organizations

Part one:

A common agenda:

CAO and the MAPP 2 Health Planning committee were in agreement that we would focus on physical activity as our first community challenge. The slogan was evolved through a group process and voting.

A structured process to share measurement systems:

CAO developed a website www.move2healthcentralva.org that would host the Move2Health challenge portal where individuals and organizations could log onto and track their minutes and types of activity on a daily basis.

- CAO paid for a webmaster to continually watch and tweak
- Establishing agreed upon, shared measures from participating groups and organizations before launching would support assessment of the collective impact.

We were unable to capture groups for this challenge so did not capture the efforts made in the lower income neighborhoods or in afterschool programming etc. As this was more our target audience we are making every effort to have it be a part of the 2014 Challenge

Provide mutually reinforcing activities:

Over 38 organizations/businesses throughout the Planning District participated in promoting the M2H challenge amongst their employees, staff, students etc. In addition there were many collective events like fairs, or festivals where M2H was promoted and residents encouraged to participate by logging whatever activity they chose to. Strong leadership made the difference in degree of participation demonstrated

Ensure continuous communication:

The M2H Planning committee continual meeting throughout the planning and implementation process was key to our success. Continuous communication required many hours of time for many individuals and organizations. For the planning meetings alone from February 2013 to Sept 6th launch date there were over 3,000 hours recorded. In addition there was a lot of media coverage on TV, radio, and even a billboard during the challenge that provided messaging to all.

Presence of a backbone organization:

The Thomas Jefferson Health Department provided the backbone organization and obtained a grant that provided staffing. CAO obtained City ABRT grant funding for the webmaster to manage the website. Without the dedication of staff and time and leadership this initiative would not have seen the measure of success it did.

Part two:

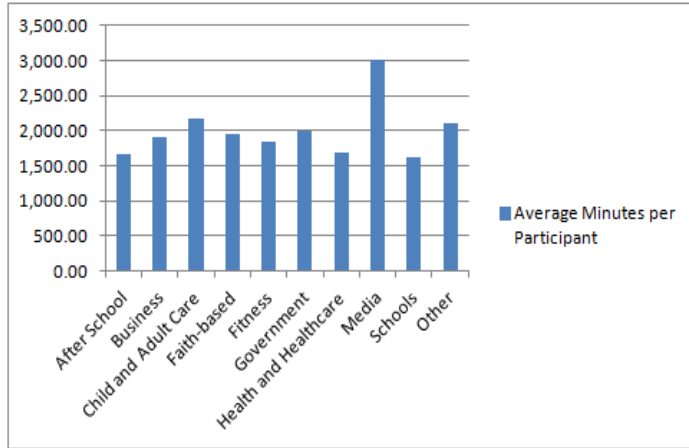
Outcomes of Move2Health collective impact collaboration:

Table 1: Website participation Demographics



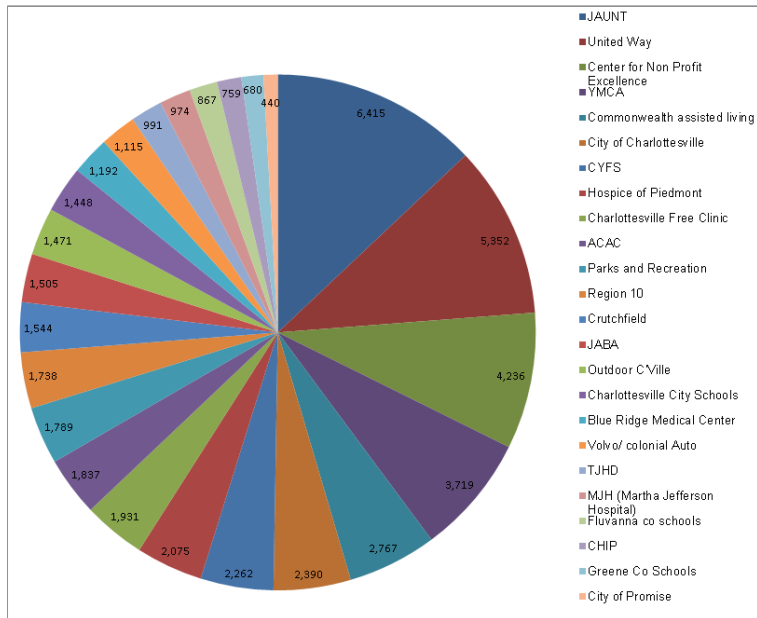
Table 2: Minutes moved by Partner organizations and community sectors

Minutes per Sector



Sector	Number of Participants	Total Number of Minutes
After School	42	69,925.00
Business	175	332,636.71
Child and Adult Care	130	281,586.00
Faith-based	21	40,994.00
Fitness	133	244,632.00
Government	166	330,568.00
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Other	76	160,502.00
Total	1,323	2,473,921.71

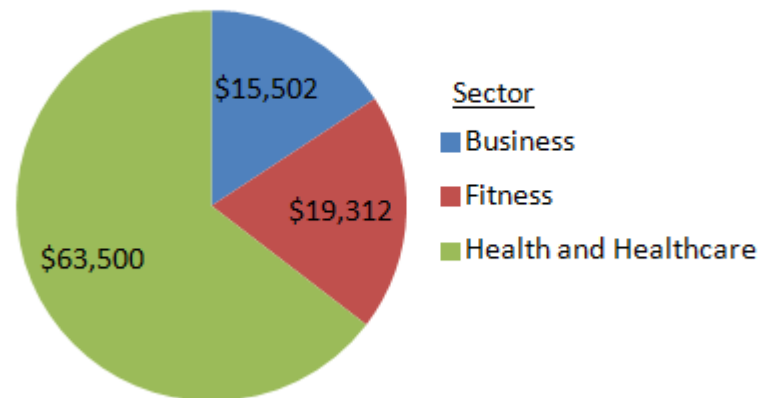
Minutes per Partner



Partner	Number of Participants	Total Number of Minutes
ACAC	82	150,643
Blue Ridge Medical Center	12	14,300
Center for Non Profit Excellence	8	33,888
Charlottesville City Schools	31	44,879
Charlottesville Free Clinic	23	44,407
CHIP	14	10,624
City of Charlottesville	84	200,760
City of Promise	3	1,320
Commonwealth assisted living	3	8,300
Crutchfield	54	83,350
CYFS	30	67,852
Fluvanna co schools	9	7,807
Greene Co Schools	5	3,400
Hospice of Piedmont	43	89,242
JABA	26	39,136
JAUNT	19	121,876
Martha Jefferson Hospital	96	93,457
Outdoor C'ville	1	1,471
Parks and Recreation	26	46,507
Region 10	126	218,973
TJHD	75	74,337
United Way	13	69,582
Volvo/ colonial Auto	8	8,920
YMCA	9	33,473
Total	800	1,468,504

Table 3: Resources and grants

\$10,000 and Above
ACAC, Community Action on Obesity, Thomas Jefferson Health District, United Way
\$1,000 to \$10,000
Main Street Arena, Martha Jefferson Hospital
\$100 to \$1,000
Bikram Yoga, Cville Parks and Rec, Crutchfield, Papa Johns, Ragged Mountain Running Shop, UVA Athletics
Other Amounts
ATA Leadership Martial Arts, Bend Yoga, Children, Youth, and Family Services, The Hip Joint, Outdoor Charlottesville, Rocky Top, Simply Yoga



Recommendations For Future Community Action on Obesity

CAO recommendations are listed by community area or environment for community leaders and agencies as we move forward post CAO: These were drawn from our strategic plan that was the result of a two year community assessment effort using a community tool called ENACT (Environmental Nutrition and Activity Community Tool) developed by the Prevention Institute and recommended by the Center for Disease Control (CDC). A copy of the strategic plan can be found on the website www.move2healthcentralva.org

Schools —

- Assure all the school districts in Planning District 10 have wellness policies comparable to the Charlottesville City Schools.
- Provide resources for school food service employees to receive training in creative and healthy food preparation and presentation.
- Encourage funding for nutrition and physical activity programs in classrooms or cafeterias.
- Advocate for recess and other opportunities for “free play” at all school levels.

Child Care —

- Increase access to guidelines and best practices for daycare centers, especially for good nutrition, positive feeding behaviors and active play. Include both regulated facilities and non - regulated daycare centers.
- Assure a periodic review of regulated and non-regulated childcare settings to determine if policies are being implemented and training of staff is adequate.
- Seek funding to host local and regional training for Children Youth and Family Services Jefferson Area CHIP and others.
- Identify potential providers or develop a speaker’s bureau for staff development in physical activity and nutrition.

Afterschool —

- Develop evaluation criteria for afterschool programs that can be shared and data reported to better allocate funding. The “So-Play” evaluation is one potential tool that could be used across programs.
- Update of the community physical activity resource guide on a yearly basis.

Community Access to Healthy Food —

- Work to assure that the offerings of the Food Bank and contributing grocers meet nutritional standards for the most vulnerable populations
- Offer incentives for corner grocers to reduce the unhealthy offerings and to increase the healthier options.
- Develop a mapping of local gardens and markets for fresh produce – post on local transportation and neighborhood bulletin boards

- Offer pop-up markets for lower income neighborhoods as outlets for locally grown foods. (JABA and Local Food Hub have a successful model)

Community Access to Quality Physical Activity-

- Offer training programs for all providers of youth physical activity: *How one delivers physical activity programs is as important as offering them.*
- Advocate for low-cost physical activity opportunities for all residents: this includes walking trails, bicycle lanes and places to swim, dance, and play.

Health Care Providers —

- Develop projects for interns, residents, and students that come from requests of those they intend to serve.
- Generate alternative treatment options for overweight persons needing long-term intervention.

Business —

- Consider a Chamber of Commerce/Darden School partnership to generate a study looking at the “cost of obesity as related to productivity in business.”
- Promote and incentivize business promotion and support of breastfeeding at the workplace

Government —

- Support and promote community challenges and resources on the website.
- Be role models of active living and healthy eating.

In conclusion, we hope community leaders, organizations, businesses and agencies, both for- and non profit, heed the call to continue efforts to address obesity and overweight in our community. The many volunteers who have provided this strong foundation did so because they were passionate about the health and well-being of their community. It is our sincere hope these efforts will be sustained by a new generation of advocates coupled with the leadership from our partners. CAO resources will be made available to the community to assist with their efforts to address this complex issue.

Respectfully submitted by the executive committee of CAO:

Barbara H Yager RD, MEd – Thomas Jefferson Health Department

Jackie Martin – Community Benefit, Martha Jefferson Hospital

Diane Whaley PhD – UVA Curry School of Education

Angie Hasemann, RD, CSP – UVA Children’s Fitness Clinic

Aaron Pannone PhD – UVA School of Public Health

**Community Action On Obesity
2013 Evaluation Move2Health Challenge
Walk. Bike. Dance. Play 30 Minutes Every Day**

Background

During the last two years (2011-2013) of its strategic planning process, The Community Action on Obesity (CAO) set out to establish itself as a coalition that could enhance, empower, and enrich the work being done by government, schools, non-profits, and community groups in the greater Charlottesville region to combat obesity. Having created a vision, values, and a strategic plan, such a coalition would coordinate the shared interests of those partner groups to have a louder advocacy voice by reducing duplication, sharing resources, and engendering synergistic outcomes for agencies and the community. Leveraging funding through partnership, such a coalition would also increase agency capacity, increase access to resources for agencies, and develop policies that make agency work easier and more effective.

CAO, while developing its website www.move2healthcentralva.org, was introduced to the "Live Healthy Lynchburg" website and its social marketing efforts to engage the community. Also "Let's Move," "Cities on the Move," and "Move Outside" social marketing efforts were being considered for our area. Included on this website is a challenge portal that enabled CAO, with leadership from the Move2Health (M2H) Planning Committee, to launch a community-wide challenge "Move2Health" Walk. Bike. Dance. Play, 30 Minutes Every Day in September 2013 to inspire residents of all ages to move at least 30 minutes a day for five days a week. CAO asserted that the M2H Initiative be considered a Collective Impact initiative and obtained funding from Batten Foundation to evaluate the degree to which it achieved a collective impact. The M2H community initiative's evaluation strives to provide insight to what is required for a successful collective impact on a serious public health concern- obesity.

Definitions for Collective Impact understanding:

Collective Impact initiatives share five key conditions that distinguish collective impact from other types of collaboration as defined by a Stanford University article, "Collective Impact" by John Kania & Mark Kramer/69/winter 2011.

1. A common agenda: Collective impact requires all participants to have a shared vision for change, one that includes a common understanding of the problem and a joint approach to solving it through agreed upon actions.
2. A structured process to share measurement systems: Collecting data and measuring results consistently on a short list of indicators at the community level and across all participating organizations not only ensures that all efforts remain aligned, it also enables the participants to hold each other accountable and learn from each other's successes and failures.
3. Provide mutually reinforcing activities.

4. Ensure continuous communication. Participants need several years of regular meetings to build up enough experience with each other to recognize and appreciate the common motivation behind their different efforts.
5. Presence of a backbone organization: Creating and managing collective impact requires a separate organization and staff with a very specific set of skills to serve as the backbone for the entire initiative. Coordination takes time, and none of the participating organizations has any to spare.

Evaluation of the 2013 Move2Health campaign:

The evaluation of Move2Health as a collective impact initiative consists of two parts; first is an assessment of the degree to which we were able to establish the five conditions of a collective impact collaboration listed above and secondly a reporting of the outcomes as reported on the website and through interviews with participants and participating organizations.

Part One

A common agenda: TJHD first broadened its role in actively engaging the community to improve population-based health in the spring of 2007 when it adopted the National Association of County and City Health Officials' (NACCHO) *Mobilizing for Action through Planning and Partnerships'* (MAPP) Community Health Assessment (CHA) method to bring together stakeholders to assess the community's health status and develop a strategic plan to address the local priority health needs. A steering committee of leaders from a wide array of organizations was established to plan and implement MAPP. After a year of engaged review, analysis and discussion of both qualitative and quantitative data, one of the five adopted goals for the community addressed obesity prevalence. CAO was encouraged to move forward to address obesity. The CHA was disseminated to every sector of the community, which resulted in significant review, discussion, program initiatives, and support in seeking funding, by many entities in the community.

CAO and the MAPP 2 Health Planning committee were in agreement to focus on physical activity as the first community challenge. The slogan evolved through a group process and voting. The final version was: Move2Health: Walk, Bike, Dance, Play, 30 Minutes Every Day. The feedback from the media, organizations and people participating was that this was a very motivating gentle nudge to engage in more activity and for some they also saw opportunity for healthy competition amongst peers.

A structured process to share measurement systems: CAO developed a website www.move2healthcentralva.org that hosts a challenge portal where individuals and organizations can log and track their minutes and types of activity on a daily basis.

- CAO paid for a webmaster to continually watch and tweak the website.

- Establishing agreed upon, shared measures (minutes and types of activity) from participating groups and organizations before launching would support assessment of the collective impact.

We were unable to capture groups for this challenge so did not capture the efforts made in the lower income neighborhoods or in afterschool programming etc. As this was more our target audience the Planning Committee is making every effort to have it be a part of the 2014 Challenge

Provide mutually reinforcing activities: Many organizations throughout the Planning District participated in promoting the M2H challenge among their employees, congregations, patients, students, etc. In addition there were many collective events, such as fairs and festivals, where M2H was promoted and residents encouraged to participate by logging whatever physical activity they chose to do and the duration.

We had 38 participating organizations and of these 24 (63%) registered for the challenge and logged their minutes of activity. Many of these organizations serve the vulnerable population and having their staff and employees engaged in the challenge was the first step to getting their audiences also engaged. Many of the others were an integral part of planning and providing incentives and funding for promotion.

Ensure continuous communication: The M2H planning committee continued to meet to assure all remained informed, engaged and generating new strategies for community participation.

The progress of the challenge was published in real-time on the website's leaderboard, giving active feedback to individuals who had registered and committed to the challenge. Additionally there was a lot of media coverage on TV and radio stations, and even a billboard during the challenge that provided maintained a constant source of communication and messaging with all.

Presence of a backbone organization: The Thomas Jefferson Health Department provided the backbone organization and obtained a grant that provided staffing. CAO obtained a City ABRT grant to fund the webmaster. Without this dedication of staff and time and leadership this initiative would not have seen the measure of success it did.

Part Two

The outcomes of Move2Health:

What we can say about this initiative is largely derived from data obtained from the website challenge portal and the community tool developed by Kansas University (KU). This KU tool allowed us, through interviews with partnering organizations, to capture the time spent not only participating in the challenge, but also the time it took for the collective group of agencies to plan and develop the challenge, to identify the partnering organizations of the community who participated, the nature of their participation and

from which community sector they came, and to assess the number and amount of donations made by partners and the types of activities all were involved in.

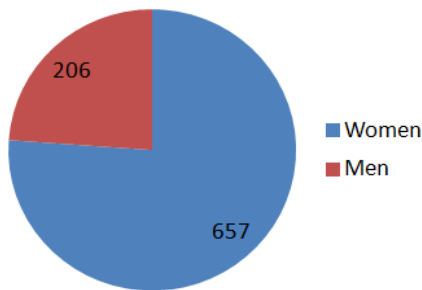
Who Participated:

An overview of the participants who actually logged their minutes from Sept 6, 2013 to December 31, 2013.

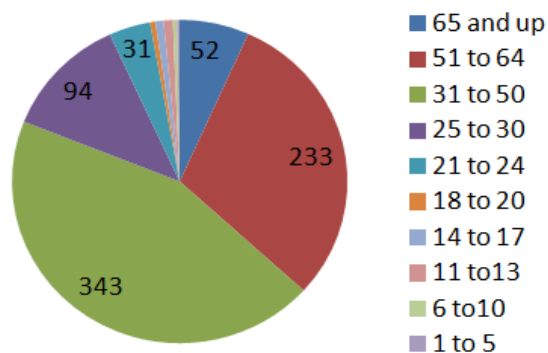
- 1,430 people registered for the 2013 M2H challenge, however only 1,323 (92.5%) actually logged their minutes of activity. The description of this participation can be seen in Figure 1

Figure 1. Participant Demographics

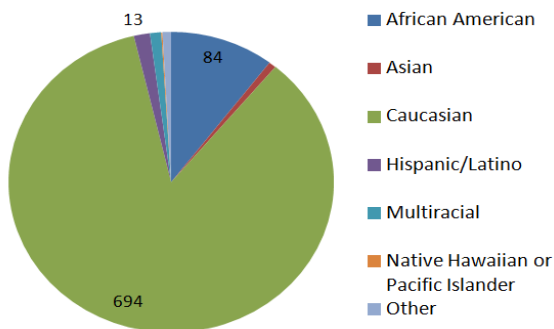
Gender



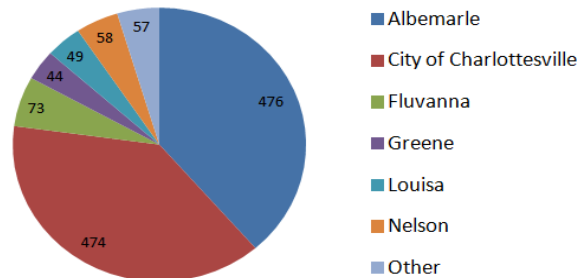
Age



Race and Ethnicity



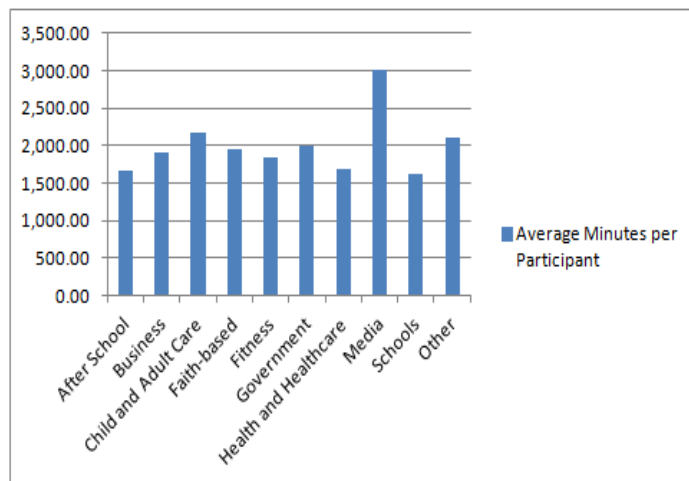
Municipality



- The 1,323 participants came from 9 different sectors of the community:
 - 359 from Health and Health Care
 - 185 from Schools
 - 175 from Business
 - 166 from Government
 - 130 from Child and Adult Care
 - 133 from Fitness
 - 42 from After School
 - 36 from Media
 - 21 from Faith based
 - 76 did not identify

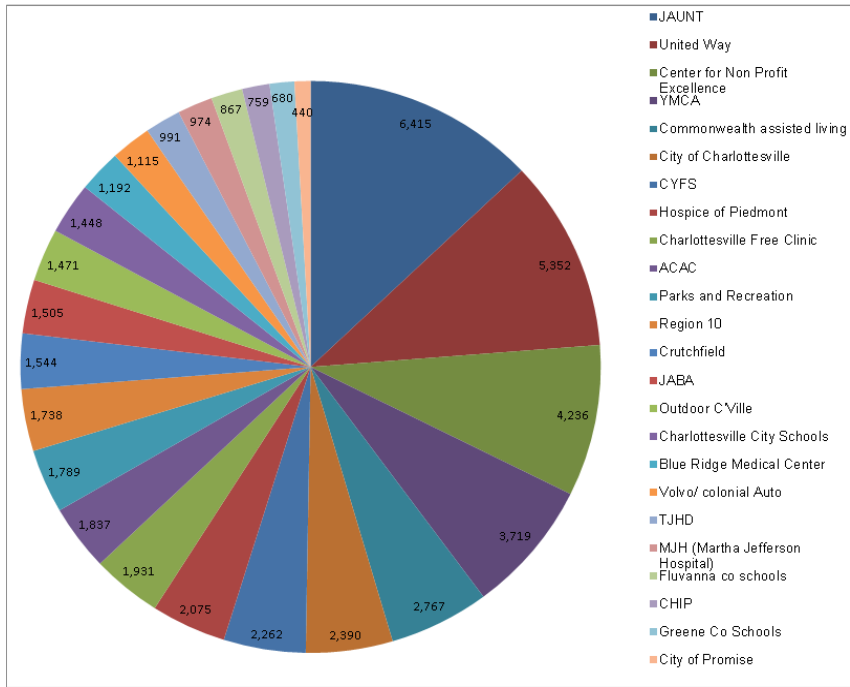
Figure 2. Participant Activity

Minutes per Sector



Sector	Number of Participants	Total Number of Minutes
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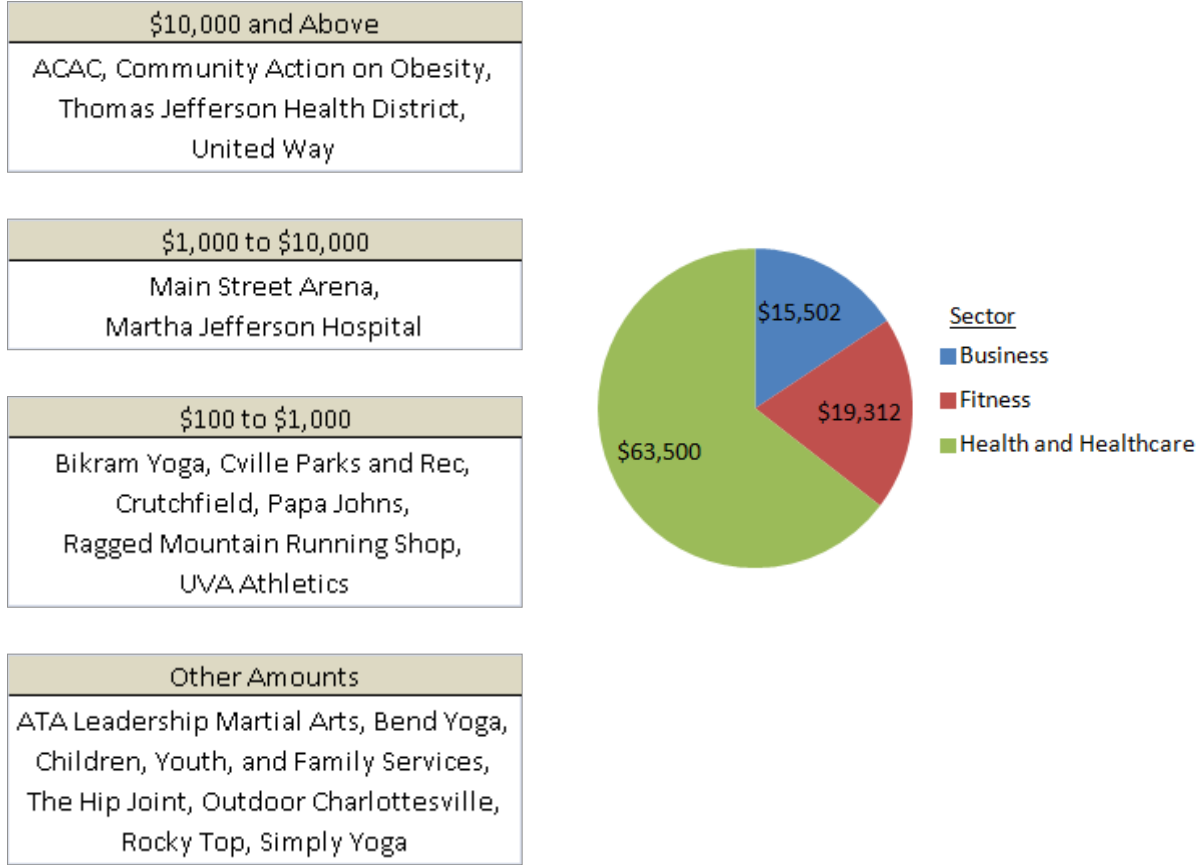
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TJHD	75	74,337
United Way	13	69,582
Volvo/ colonial Auto	8	8,920
YMCA	9	33,473
Total	800	1,468,504

Time engaged in planning and developing strategies for engagement:

- The 38 partners all put in time to make this happen Collectively it took over 3,000 hours of people's time before the challenge began to plan and promote -

Donations / grant funds raised to generate the initiative:

Figure 3. Over \$100,000 in Donations and Grants



Interview Results:

The first interviews were conducted as an e-mail survey of all 1323 participants. We received 165 responses or ~13% .

Results included the following findings:

- 55% joined the challenge with friends or co-workers
- 64.8% reported that logging their minutes was motivating
- 60% reported that the challenge increased their awareness of their current level of physical activity
- 44% liked the competitive nature of the challenge
- 58% said they intended to stay active after the challenge
- 10% reported that the challenge was not motivating
- 42% said they would participate in future challenges

- 59% said that 7 days prior to the challenge they had 3 days or less of any vigorous or moderate physical activity

To gain more insight to why or how social marketing engages individuals, we have also included a qualitative look at the experiences of participants:

With direction from Dr. Diane Whaley of the University of Virginia, CAO also sought to hear about the experiences of the participants who were in the Move2Health Challenge in the Fall of 2013. Using grant funding from the Batten Foundation, University of Virginia graduate student Karl Humble conducted interviews with 18 voluntary participants. A large part of the Move2Health campaign was recruiting organizations and encouraging those organizations to motivate their employees and volunteers to log their minutes of physical activity. From the challenge we know which organizations logged a large number of minutes and which did not. The pool of possible interviewees included any willing member of the top 20 participating organizations. Willing participants entered a drawing for a Fitbit Force physical activity bracelet. The information from these interviews complements information collected from surveys to individuals and groups; it will be used to help inform the next challenge that is scheduled to begin this Fall. The following is a summary of the interview studies as well as an explanation of relevant results and lessons learned.

Summary

We interviewed 18 people from organizations that logged the most minutes of activity in an effort to learn how people came to know about the M2H campaign and participate in it. For most, emails sent through work represented the first point of contact, however, word of mouth among staff/employees (particularly from an “influential coworker”) was critical for expanding the reach and initiating action (14/18 said they talked with others about the campaign). Motives for signing up generally centered around personal goals (losing weight and becoming more accountable), but importantly, some who were already active saw it as an opportunity to support others or be competitive. Logging minutes was perceived as a good way to increase their level of activity, although a minority thought the effort of going online was burdensome. The primary activity people chose was walking, with running and yoga tied for second. Most of those interviewed (15/18) maintained their activity after the campaign concluded. The same number enthusiastically endorsed their intent to participate in any upcoming campaign – particularly one that focused on healthy eating (where to find healthy foods and how to cook them).

Lessons Learned

1. Working through pre-existing groups – businesses, clubs, churches – likely increased participation, versus only targeting individuals. It is likely that the previously inactive individuals came from these groups (rather than signing up as an individual). Perhaps a mechanism for an individual to join a group should be included in future challenges.

2. In the group context, a “champion” (someone excited about the project who others respect) is likely to engage individuals who, on their own, might be unlikely to participate. In future challenges, organizers should actively encourage the identification of these leaders.
3. Most participants saw the logging of minutes as motivational; the process of entering minutes facilitated a routine and provided the incentive to be more active. We need to strive for the easiest way to log activity, and make it as visually pleasing as possible. (Suggest the creation of an App for smartphones or a community challenge board that tracks people’s progress at churches, community centers, etc. for those who don’t have access to smartphones or computers?)
4. Some people really enjoy competition; this may be something to capitalize on in the next challenge!

From the Stanford literature on Collective Impact: A thought for future efforts -

Collective Impact requires a systemic approach to social impact that focuses on the relationships between organizations and the progress toward shared objectives. And it requires the creation of a new set of nonprofit management organizations that have the skills and resources to assemble and coordinate the specific elements necessary for collective action to succeed.

**CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA**

Agenda Date: September 15, 2014

Action Required: Consideration of a Critical Slope Waiver

Presenter: Brian Haluska, Neighborhood Planner, Neighborhood Development Services

Staff Contact: Brian Haluska, Neighborhood Planner, Neighborhood Development Services

Title: St. Anne's-Belfield Critical Slope Waiver

Background:

Michael E. Waylett, on behalf of St. Anne's-Belfield School, is requesting a waiver from Section 34-1120(b) of the City Code (Critical Slopes Regulations) to allow for the construction of a 475-seat theater for the St. Anne's-Belfield School ("Theater"). The proposed location of the Theater is along the north western portion of the St. Anne's-Belfield School property, and it will be situated adjacent to existing buildings/ structures on this Property.

Discussion:

The Planning Commission considered this application at their regular meeting on September 9, 2014. The Commission asked several questions for clarity of the staff and applicant before voting.

Citizen Engagement:

None.

Alignment with City Council's Vision and Priority Areas:

The City Council Vision of Economic Sustainability states "Our community has an effective workforce development system that leverages the resources of the University of Virginia, Piedmont Virginia Community College, and our excellent schools to provide ongoing training and educational opportunities to our residents."

The City Council Vision of C'ville Arts and Culture states that "Our community has world-class performing, visual, and literary arts reflective of the unique character, culture, and diversity of Charlottesville."

The City Council Vision of A Green City states that "We have clean air and water, we emphasize recycling and reuse, and we minimize storm-water runoff."

Budgetary Impact:

No direct budgetary impact is anticipated.

Recommendation:

The Planning Commission is scheduled to consider this matter at their September 9, 2014 meeting.

The Commission took the following action:

Mr. Keesecker moved “to recommend approval of the steep slope waiver for Tax Map 7, Parcel 1.10, 2132 Ivy Road, based on a finding that the public benefits of allowing the disturbance outweigh the benefits afforded by the existing undisturbed critical slope, per City Code 34-1120(b)(6)(d.i)

The following conditions are recommended as being necessary to mitigate the potential adverse impacts of approving the waiver in the location requested:

1. A preservation plan shall be developed for the 60” poplar tree identified on the plan, and that plan shall be approved by the City Arborist.
2. The limits of disturbance on the site plan and E&S plan shall adhere to the limits as shown on the page of the site plan titled “Erosion and Sediment Control Plan Phase 1” Sheet c103a, dated June 20, 2014, revision number 0.

Ms. Green seconded the motion. The Commission voted 6-0 to recommend approval of the critical slope waiver. Ms. Keller abstained from the vote.

Alternatives:

None.

Attachment:

Staff Report

CITY OF CHARLOTTESVILLE
DEPARTMENT OF NEIGHBORHOOD DEVELOPMENT SERVICES
STAFF REPORT



**REQUEST FOR A WAIVER:
CRITICAL SLOPES**

PLANNING COMMISSION REGULAR MEETING
DATE OF PLANNING COMMISSION MEETING: September 9, 2014

Project Planner: Brian Haluska
Date of Staff Report: August 27, 2014
Applicant: St. Anne's-Belfield School
Applicant's Representative: Michael E. Waylett, Associate Dean
Current Property Owner: St. Anne's-Belfield, Inc.

Application Information

Property Street Address: 2132 Ivy Road
Tax Map/Parcel #: Tax Map 7, Parcel 1.10
(21.02 acres (915,631.2 SF), total; 280,559 SF existing impervious)
Total Area of Critical Slopes on Parcel: 3.44 acres (16.4%)
Area of Proposed Critical Slope Disturbance: (0.11 acre/ 4,791.60 SF)
Comprehensive Plan (Land Use Plan) Designation: Low-Density Residential
Current Zoning Classification: R-1U with Special Use Permit
Tax Status: The City Treasurer's office indicates that there are no delinquent taxes owed on the subject properties at the time of the writing of this staff report.

Application Details

Michael E. Waylett, on behalf of St. Anne's-Belfield School, is requesting a waiver from Section 34-1120(b) of the City Code (Critical Slopes Regulations) to allow for the construction of a 475-seat theater for the St. Anne's-Belfield School ("Theater"). The proposed location of the Theater is along the north western portion of the St. Anne's-Belfield School property, and it will be situated adjacent to existing buildings/ structures on this Property.

Existing critical slopes areas located on this Property include 3.44 acres/ 16.4% percent of the entire site. The applicable definition of "critical slope" is as follows:

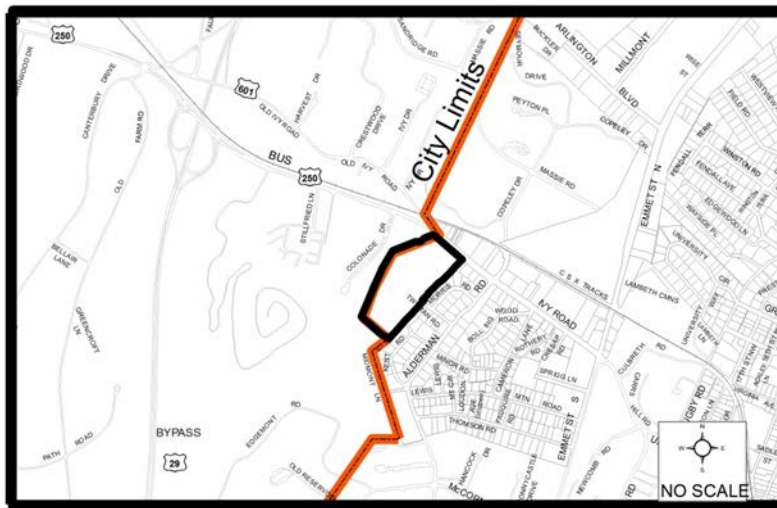
Any slope whose grade is 25% or greater, **and** (a) a portion of the slope has a horizontal run of greater than 20 feet, and its total area is 6,000 SF or greater, **and** (b) a portion of the slope is within 200 feet of a waterway.

See City Code Sec. 34-1120(b)(2). Based on the information presented within the application materials, I verify that the area for which this waiver is sought meets all of the above-referenced components of the definition of “critical slope”. Attached is a diagram showing the details upon which this showing was made in the application.

The application materials also provide the following information relevant to your evaluation of this request:

- Large stands of trees: **The applicant has noted the specimen trees on the site on page 1 under their description of the existing conditions. The area to be disturbed does not contain a stand of trees, but rather an individual poplar tree that the applicant intends to preserve.**
- Rock outcroppings: **None.**
- Slopes greater than 60%: **None.**
- Identification/ description of unusual topography or other physical conditions at the site: **None of the topographical features on the site are unusual.**
- Waterway within 200 feet: **There is a stream identified just beyond the northwest boundary of the property. The stream is within 200 feet of the critical slope area and is part of the headwater system for Meadow Creek.**
- Location of other areas of the Property, outside Critical Slopes areas, that fit the definition of a “building site” and could accommodate this proposed development: **There are several other areas of the property that appear to be suitable building sites. The applicant presents their justification why these sites were rejected under Finding #2 on page 3 of their application.**

Vicinity Map



Standard of Review

A copy of Sec. 34-1120(b) (Critical Slopes Regulations) is attached for your reference. The provisions of Sec. 34-1120(b) must guide your analysis and recommendations.

It is the Planning Commission's ("PC") responsibility, when a waiver application has been filed, to review the application and make a recommendation to City Council as to whether or not the waiver should be granted. If the recommendation is for City Council to grant the requested waiver, the PC may also make recommendations as to the following:

- Whether any specific features or areas within the proposed area of disturbance should remain undisturbed (for example: large stands of trees; rock outcroppings; slopes greater than 60%, etc.)?
- Whether there are any conditions that could be imposed by City Council that would mitigate any possible adverse impacts of the proposed disturbance?

Project Review / Analysis

The applicant shows one area of critical slopes that would be disturbed by the development along the northwestern edge of the property. The proposed theater would take up area that was previously developed as a parking surface and landscaped area on the school grounds. The rear of the building would extend beyond the current boundaries of developed land into the critical slope area near the property line. The critical slope area proposed for disturbance is currently in a natural state, but according to the applicant a large part of the vegetation consists of invasive plant species, specifically kudzu.

Each applicant for a critical slopes waiver is required to articulate a justification for the waiver, and to address how the land disturbance, as proposed, will nonetheless satisfy the purpose and intent of the Critical Slopes Regulations (as found within City Code Sec. 34-1120(b)(1), attached). If it wishes to grant a waiver, the City Council is required to make one of two specific findings: either (1) public [environmental] benefits of allowing disturbance of the critical slope outweigh the benefits afforded by the existing undisturbed slope, see City Code 34-1120(b)(6)(d.i), OR (2) due to unusual physical conditions or existing development of a site, the critical slopes restrictions would unreasonably limit the use or development of the property, see City Code 34-1120(b)(6)(d.ii.). The applicant has provided information in the attached critical slopes waiver application for each item discussed below.

Applicant's justification for Finding #1

Statement: The applicant states that the public benefit of the existing undisturbed slope is minimal, and that the proposed improvements to the site will create a greater public benefit by installing a bio-retention facility that will treat runoff from the new theater roof.

Staff Analysis: Staff finds that the public benefit of a deliberate landscaping plan being applied to an area that is currently overrun by kudzu is a public benefit, and that this benefit outweighs

the public benefit of the undisturbed slope currently vegetated with invasives. The engineering department agree with this analysis.

Applicant's justification for Finding #2

Statement: The applicant states that by prohibiting the disturbance of critical slopes at the proposed site, the City will unreasonably restrict the use of the property, as the new Theater is critical to the operation of the school. The application materials provide a description of existing conditions in the proposed limit of disturbance which do not include specific unusual physical conditions at the site. The materials also address the other, alternative "building sites" available outside critical slopes areas and state that these other options would result in larger environmental impacts (including disturbance of a greater area of critical slope or the removal of an undisturbed forested area).

Staff Analysis: Staff finds this argument unconvincing. The school is currently in operation on the site, and as such has already established a use of the property. The strict application of the ordinance will not result in significant degradation of the site, nor does it unreasonably restrict the use, reuse or redevelopment of the property. Additionally, the proposed area of disturbance consists of approximately 40,075 SF. Staff's review of the Property suggests that there may exist one or more alternative "Building Sites" (i.e., areas outside Critical Slopes) that could accommodate the theater.

Staff Recommendation

Staff finds that the applicant's landscaping plan for the critical slope to include removal of invasive species, revegetation with native trees, along with the installation of bioretention facilities is a public benefit that outweighs the benefit of leaving the slope undisturbed. Staff believes the applicant does meet the criteria for a waiver of the critical slope ordinance and recommends approval of the waiver request.

Suggested Motions

1. “I move to recommend approval of the steep slope waiver for Tax Map 7, Parcel 1.10, 2132 Ivy Road as requested, with no reservations or conditions, based on a finding that [*reference at least one*]:
 - The public benefits of allowing the disturbance outweigh the benefits afforded by the existing undisturbed critical slope, per City Code 34-1120(b)(6)(d.i)
 - Due to unusual physical conditions, or the existing development of the School’s property, compliance with the City’s critical slopes regulations would prohibit or unreasonably restrict the use or development of the property.

2. “I move to recommend approval of the steep slope waiver for Tax Map 7, Parcel 1.10, 2132 Ivy Road, based on a finding that [*reference at least one*]:
 - The public benefits of allowing the disturbance outweigh the benefits afforded by the existing undisturbed critical slope, per City Code 34-1120(b)(6)(d.i)
 - Due to unusual physical conditions, or the existing development of the School’s property, compliance with the City’s critical slopes regulations would prohibit or unreasonably restrict the use or development of the property.And this motion for approval is subject to the following:
 - _____the following features or areas should remain undisturbed [*specify*]

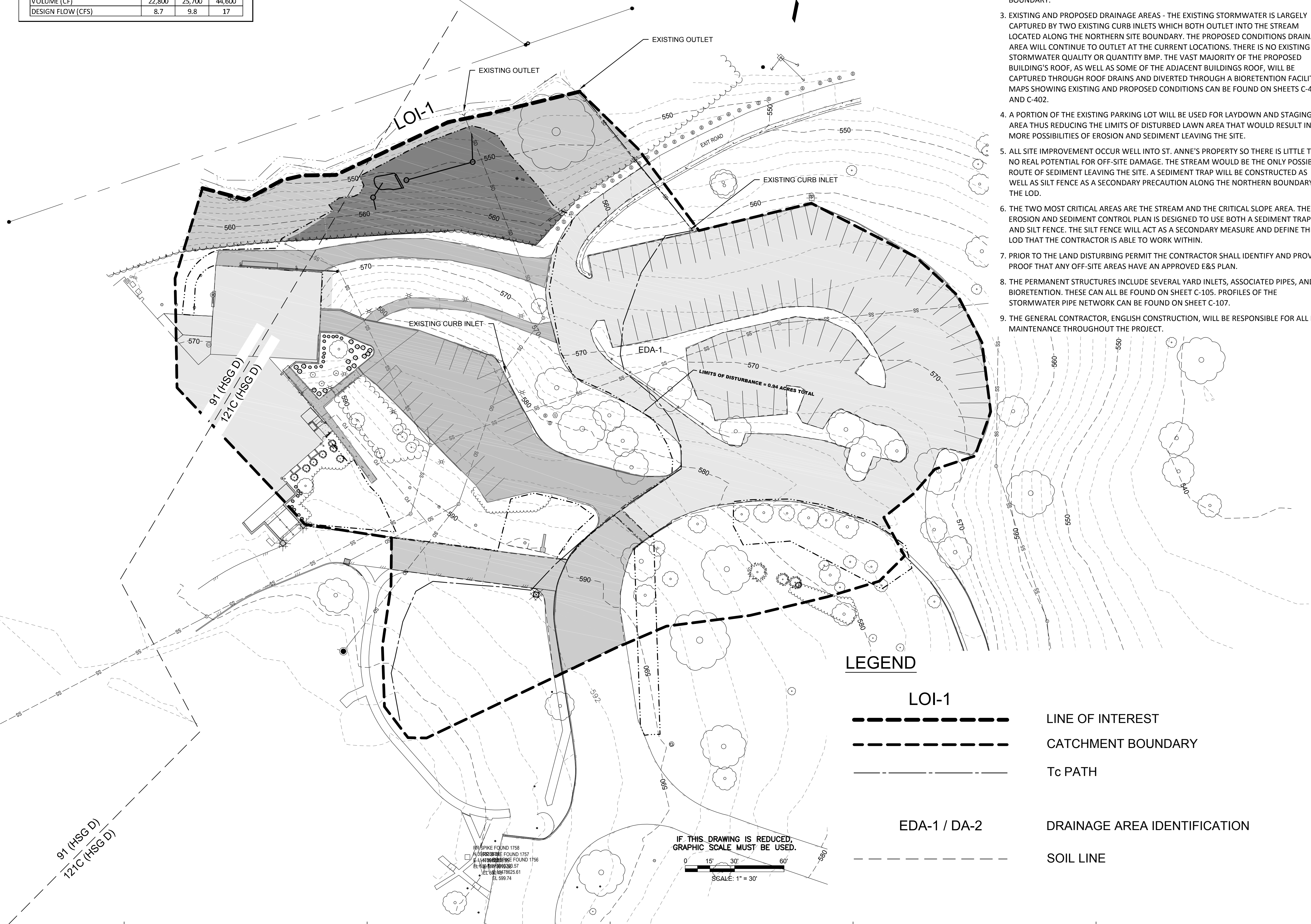
 - _____the following conditions are recommended as being necessary to mitigate the potential adverse impacts of approving the waiver in the location requested: [*specify*]

3. “I move to recommend denial of the steep slope waiver for Tax Map 7, Parcel 1.10, 2132 Ivy Road.”








Enclosures

Application and Narrative
Critical Slopes Ordinance
Engineering Department Review

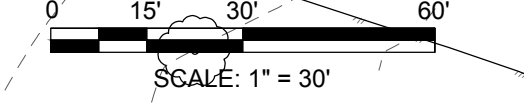
EXISTING DRAINAGE AREAS (EDA) SUMMARY			
ID	EDA-1 (Ex LOI-1)		
DESIGN EVENT FREQUENCY	1-YR	2-YR	10-YR
DRAINAGE AREA (ACRES)	2.8		
CURVE NUMBER (CN)	89		
VOLUME (CF)	22,800	25,700	44,600
DESIGN FLOW (CFS)	8.7	9.8	17



LEGEND

-  LOI-1
-  LINE OF INTEREST
-  CATCHMENT BOUNDARY
-  Tc PATH
-  EDA-1 / DA-2
-  DRAINAGE AREA IDENTIFICATION
-  SOIL LINE

IF THIS DRAWING IS REDUCED,
GRAPHIC SCALE MUST BE USED.



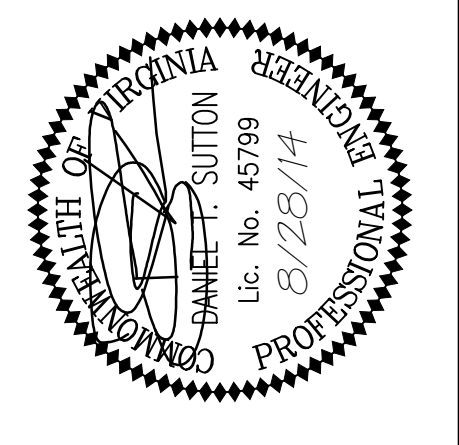
GENERAL E&S AND STORMWATER NARRATIVE

- ANTICIPATED PROJECT SCHEDULE
 - PROJECT START - SEPTEMBER 2014
 - ANTICIPATED PROJECT END - AUGUST 2015
- LIMITS OF DISTURBANCE MARKINGS - THE CONTRACTOR SHALL, AS A FIRST STEP, PLACE A WOODEN STAKE (AS CALLED OUT ON THE PLANS), PAINT MARKINGS (AS CALLED OUT ON THE PLANS), SAFETY FENCE AND SILT FENCE TO DELINEATE THE LIMITS OF DISTURBANCE BOUNDARY.
- EXISTING AND PROPOSED DRAINAGE AREAS - THE EXISTING STORMWATER IS LARGELY CAPTURED BY TWO EXISTING CURB INLETS WHICH BOTH OUTLET INTO THE STREAM LOCATED ALONG THE NORTHERN SITE BOUNDARY. THE PROPOSED CONDITIONS DRAINAGE AREA WILL CONTINUE TO OUTLET AT THE CURRENT LOCATIONS. THERE IS NO EXISTING STORMWATER QUALITY OR QUANTITY BMP. THE VAST MAJORITY OF THE PROPOSED BUILDING'S ROOF, AS WELL AS SOME OF THE ADJACENT BUILDINGS ROOF, WILL BE CAPTURED THROUGH ROOF DRAINS AND DIVERTED THROUGH A BIORETENTION FACILITY. MAPS SHOWING EXISTING AND PROPOSED CONDITIONS CAN BE FOUND ON SHEETS C-401 AND C-402.
- A PORTION OF THE EXISTING PARKING LOT WILL BE USED FOR LAYDOWN AND STAGING AREA THUS REDUCING THE LIMITS OF DISTURBED LAWN AREA THAT WOULD RESULT IN MORE POSSIBILITIES OF EROSION AND SEDIMENT LEAVING THE SITE.
- ALL SITE IMPROVEMENT OCCUR WELL INTO ST. ANNE'S PROPERTY SO THERE IS LITTLE TO NO REAL POTENTIAL FOR OFF-SITE DAMAGE. THE STREAM WOULD BE THE ONLY POSSIBLE ROUTE OF SEDIMENT LEAVING THE SITE. A SEDIMENT TRAP WILL BE CONSTRUCTED AS WELL AS SILT FENCE AS A SECONDARY PRECAUTION ALONG THE NORTHERN BOUNDARY OF THE LOD.
- THE TWO MOST CRITICAL AREAS ARE THE STREAM AND THE CRITICAL SLOPE AREA. THE EROSION AND SEDIMENT CONTROL PLAN IS DESIGNED TO USE BOTH A SEDIMENT TRAP AND SILT FENCE. THE SILT FENCE WILL ACT AS A SECONDARY MEASURE AND DEFINE THE LOD THAT THE CONTRACTOR IS ABLE TO WORK WITHIN.
- PRIOR TO THE LAND DISTURBING PERMIT THE CONTRACTOR SHALL IDENTIFY AND PROVIDE PROOF THAT ANY OFF-SITE AREAS HAVE AN APPROVED E&S PLAN.
- THE PERMANENT STRUCTURES INCLUDE SEVERAL YARD INLETS, ASSOCIATED PIPES, AND A BIORETENTION. THESE CAN ALL BE FOUND ON SHEET C-105. PROFILES OF THE STORMWATER PIPE NETWORK CAN BE FOUND ON SHEET C-107.
- THE GENERAL CONTRACTOR, ENGLISH CONSTRUCTION, WILL BE RESPONSIBLE FOR ALL E&S MAINTENANCE THROUGHOUT THE PROJECT.

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Wiley Wilson
Constant Progress

127 Nationwide Drive, Lynchburg, Virginia 24502-4272
phone 434.947.1901 | fax 434.947.1801 | web wileywilson.com



**ST. ANNE'S-BELFIELD SCHOOL
THEATER ADDITION SITE PLAN
AMENDMENT**

CHARLOTTESVILLE, VIRGINIA

MRK	DATE	NEW STORMWATER REGULATION CALCULATIONS	REVISION DESCRIPTION
1	7/2/14		

COMM NO: 213108
DATE: JUNE 20, 2014
DRAWN: DTS DESIGN: DTS
CHECK: DTS

SHEET TITLE
EXISTING CONDITIONS SWM CALCULATIONS

SHT. NO. C-401	REV. NO. 1
--------------------------	----------------------

Phosphorous

TOTAL PHOSPHOROUS LOAD REDUCTION REQUIRED (LB/YEAR)	0.46
RUNOFF REDUCTION (cf)	1099
PHOSPHOROUS LOAD REDUCTION ACHIEVED (LB/YR)	0.78
ADJUSTED POST-DEVELOPMENT PHOSPHOROUS LOAD (TP) (lb/yr)	0.55
REMAINING PHOSPHOROUS LOAD REDUCTION (LB/YR) NEEDED	CONGRATULATIONS!! YOU EXCEEDED THE TARGET REDUCTION BY 0.3 LB/YEAR!!

ENERGY EQUATION SUMMARY

ID	EXISTING DRAINAGE AREA IDs	PROPOSED DRAINAGE AREA IDs	EX 1-YEAR PEAK FLOW (CFS)	EX 1-YEAR PEAK VOLUME (CF)	EX ENERGY (Qp * VOL)	Improvement Factor	PR ENERGY (Qp * VOL)	PR 1-YEAR PEAK FLOW (CFS)	PR 1-YEAR PEAK VOLUME (CF)	PR ENERGY (Qp * VOL)
LOI-1	EDA-1	DA-1 THROUGH DA-5	7.5	20,000	150,000	0.9	140,000	7.3	19,000	140,000

LINE OF INTEREST SUMMARY

ID	EXISTING DRAINAGE AREA IDs	PROPOSED DRAINAGE AREA IDs	EX 2-YEAR PEAK FLOW (CFS)	PR 2-YEAR PEAK FLOW (CFS)	EX 10-YEAR PEAK FLOW (CFS)	PR 10-YEAR PEAK FLOW (CFS)
LOI-1	EDA-1	DA-1 THROUGH DA-5	9.8	9.4	17	16



LEGEND

- LOI-1 --- LINE OF INTEREST
- CATCHMENT BOUNDARY --- CATCHMENT BOUNDARY
- Tc PATH --- Tc PATH
- EDA-1 / DA-2 --- DRAINAGE AREA IDENTIFICATION
- SOIL LINE --- SOIL LINE

IF THIS DRAWING IS REDUCED, GRAPHIC SCALE MUST BE USED.
 0 15' 30' 60'
 SCALE: 1" = 30'

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**ST. ANNE'S-BELFIELD SCHOOL
 THEATER ADDITION SITE PLAN
 AMENDMENT**

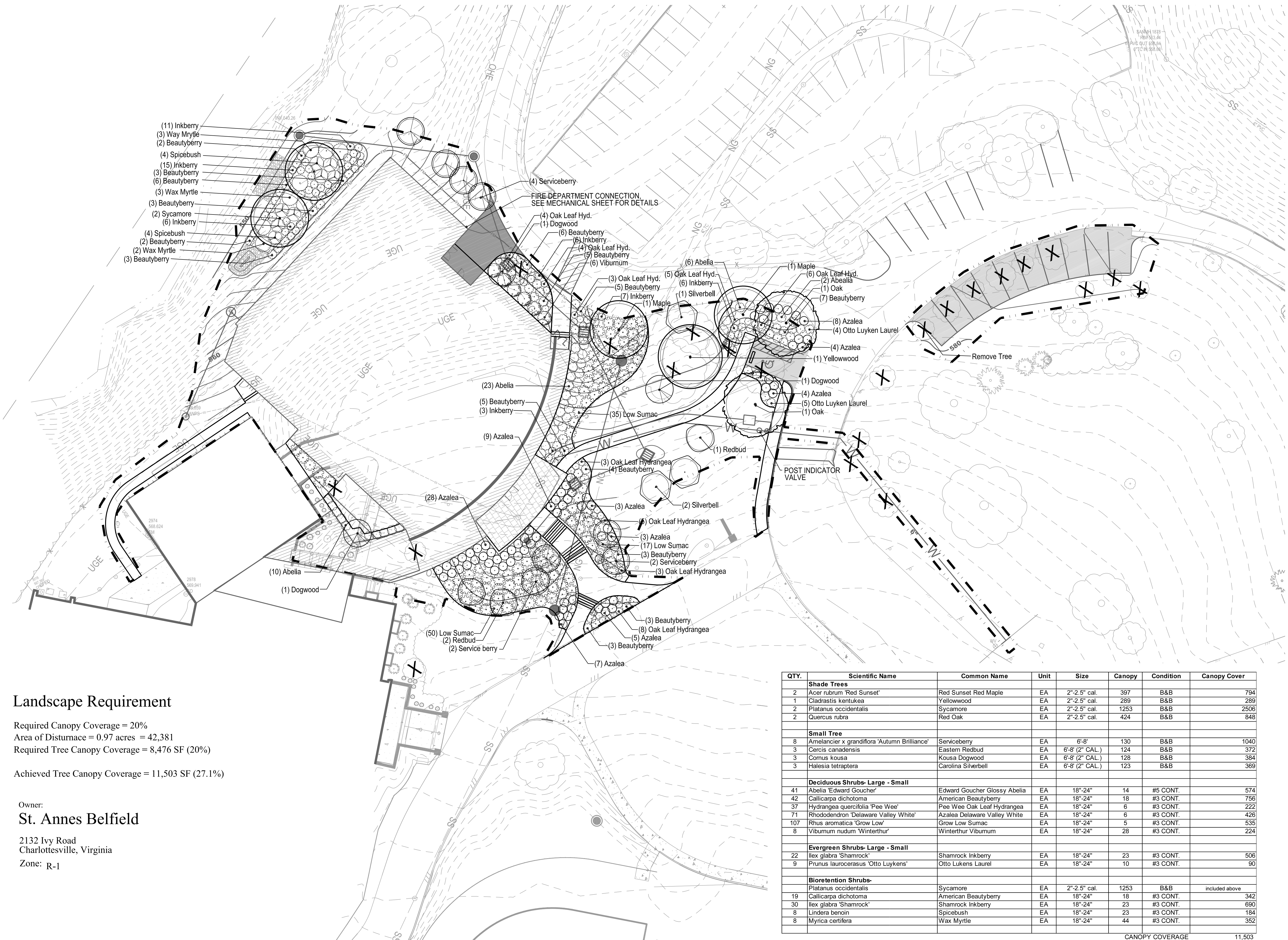
CHARLOTTESVILLE, VIRGINIA

MRK	DATE	REVISION DESCRIPTION
1	7/2/14	NEW STORMWATER REGULATION CALCULATIONS

COMM NO: 213108
 DATE: JUNE 20, 2014
 DRAWN: DTS DESIGN: DTS
 CHECK: DTS

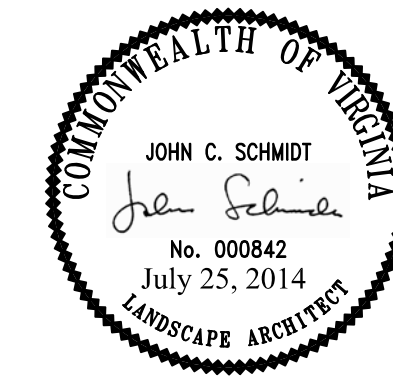
SHEET TITLE
**PROPOSED CONDITIONS
 SWM CALCULATIONS**

SHT. NO. **C-402** REV. NO. **1**



Project Title
St. Anne's-Belfield School
Site Plan Amendment
Performing Arts Center

Charlottesville, VA



No.	Revision	Date
1	Address City Comments	07-23-14

Drawn by _____ Checked by _____
 Scale 1" = 20' Date July 25, 2014
 Issued for _____

Drawing Title

Landscape Plan

Drawing Number

L1

Project Number

Landscape Requirement

Required Canopy Coverage = 20%
 Area of Disturbance = 0.97 acres = 42,381
 Required Tree Canopy Coverage = 8,476 SF (20%)
 Achieved Tree Canopy Coverage = 11,503 SF (27.1%)

Owner:
St. Annes Belfield
 2132 Ivy Road
 Charlottesville, Virginia
 Zone: R-1

QTY.	Scientific Name	Common Name	Unit	Size	Canopy	Condition	Canopy Cover
Shade Trees							
2	Acer rubrum 'Red Sunset'	Red Sunset Red Maple	EA	2"-2.5" cal.	397	B&B	794
1	Cladrastis kentukea	Yellowwood	EA	2"-2.5" cal.	289	B&B	289
2	Platanus occidentalis	Sycamore	EA	2"-2.5" cal.	1253	B&B	2506
2	Quercus rubra	Red Oak	EA	2"-2.5" cal.	424	B&B	848
Small Tree							
8	Amelancier x grandiflora 'Autumn Brilliance'	Serviceberry	EA	6'-8'	130	B&B	1040
3	Cercis canadensis	Eastern Redbud	EA	6'-8" (2" CAL.)	124	B&B	372
3	Cornus kousa	Kousa Dogwood	EA	6'-8" (2" CAL.)	128	B&B	384
3	Halesia tetraptera	Carolina Silverbell	EA	6'-8" (2" CAL.)	123	B&B	369
Deciduous Shrubs- Large - Small							
41	Abelia 'Edward Goucher'	Edward Goucher Glossy Abelia	EA	18"-24"	14	#5 CONT.	574
42	Callicarpa dichotoma	American Beautyberry	EA	18"-24"	18	#3 CONT.	756
37	Hydrangea quercifolia 'Pee Wee'	Pee Wee Oak Leaf Hydrangea	EA	18"-24"	6	#3 CONT.	222
71	Rhododendron 'Delaware Valley White'	Azalea Delaware Valley White	EA	18"-24"	6	#3 CONT.	426
107	Rhus aromatica 'Grow Low'	Grow Low Sumac	EA	18"-24"	5	#3 CONT.	535
8	Viburnum nudum 'Winterthur'	Winterthur Viburnum	EA	18"-24"	28	#3 CONT.	224
Evergreen Shrubs- Large - Small							
22	Ilex glabra 'Shamrock'	Shamrock Inkberry	EA	18"-24"	23	#3 CONT.	506
9	Prunus laurocerasus 'Otto Luykens'	Otto Lukens Laurel	EA	18"-24"	10	#3 CONT.	90
Bioretention Shrubs-							
19	Callicarpa dichotoma	American Beautyberry	EA	18"-24"	18	#3 CONT.	342
30	Ilex glabra 'Shamrock'	Shamrock Inkberry	EA	18"-24"	23	#3 CONT.	690
8	Lindera benoin	Spicebush	EA	18"-24"	23	#3 CONT.	184
8	Myrica cerifera	Wax Myrtle	EA	18"-24"	44	#3 CONT.	352
							included above
							11,503

CANOPY COVERAGE 11,503

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Rivanna Water & Sewer Authority
Rivanna Solid Waste Authority
695 Moores Creek Lane
Charlottesville, Virginia 22902-9016
434.977.2970 • 434.293.8858 Fax
www.rivanna.org

MEMORANDUM

**TO: THE HONORABLE ALBEMARLE COUNTY SUPERVISORS
THE HONORABLE MAYOR AND CITY COUNCIL**

**FROM: THOMAS L. FREDERICK, EXECUTIVE DIRECTOR
RIVANNA WATER & SEWER AUTHORITY
RIVANNA SOLID WASTE AUTHORITY**

SUBJECT: QUARTERLY UPDATE

DATE: SEPTEMBER 3, 2014

I am preparing this as a quarterly report to the Board of Supervisors and in advance of a scheduled quarterly briefing to the City Council on September 15, 2014. I am also happy to address questions or other topics, either at scheduled briefings, or by e-mail or telephone:

1. Director of Operations: On August 11, 2014, RWSA's new Director of Operations began work. His name is Richard Gullick, and he came to us from the position of Chief of Water Quality for the Passaic Valley Water Commission in Totowa, NJ. He has served in both the public and private sectors and has accumulated more than twenty-five years of experience in utility, consulting, research and education in the water supply, wastewater, environmental and pollution prevention fields.

Rich received a B.S. in Environmental Science from Michigan State University in 1980; his M.S.P.H. in Environmental Management and Protection for the University of North Carolina at Chapel Hill in 1983; and his Ph.D. in Environmental Engineering from the University of Michigan in 1998. Rich has also been involved at the national level with the American Water Works Association (AWWA) with numerous publications, to include co-author of AWWA's best practice guide on source water protection.

2. Schenks Branch Interceptor Easements: I am informed that the City and County are very close to a resolution of negotiations regarding the need for easements for this project, and our counsel, Mr. Kurt Krueger, is assisting both City and County Attorneys in the preparation of appropriate documents. RWSA is required by a Consent Order with the Virginia Department of Environmental Quality to submit a compliance milestone schedule for completion of the project by September 30, 2014. We are presently working on schedules around two different scenarios, to include if these easements are, or are not, approved. We will submit what is appropriate depending on the status of these easements as we approach the end of the month.

We continue to advocate for a favorable resolution, and appreciate all positive efforts that have been initiated by many elected officials to achieve this result. Given the significant public inconvenience and higher costs of other alternatives, we believe it would be extremely difficult to achieve a favorable result by taking a different path.

3. Water Treatment Plant Granular Activated Carbon Improvements: GAC bids for the Crozet and Scottsville Water Treatment Plants in June were highly unfavorable. RWSA's budget included only \$2.8 million for an initial construction contract award, but the lowest bidder was over \$4.5 million. It became necessary that our Board rejected all bids, and then an evaluation was performed which included confidential communication with bidders. Key reasons identified for the higher bids included: (1) unusually complex for small water treatment plants – very few plants this size ever build GAC facilities – small contractors less experienced with such complexity and contractors who build GAC usually work at large plants; and (2) the construction market (economy) is the best it has been in five years – pricing moving more in favor of a contractor's market. Our engineer has looked for cost cutting opportunities, but as of the end of August, a \$1 million gap between the project estimate and the budget remained. One further option that could cover most of this gap is still under evaluation. That option would be to choose a different delivery method for activated carbon at Scottsville: powdered instead of granular. Powdered carbon has much lower capital costs but higher operating costs than granular. For most plants granular is less expensive over the long run, however, because of the especially small size of Scottsville, our recent evaluation is showing that for this facility powdered may be less expensive in the long, as well as short, run. We are conducting additional testing to be sure we can confirm powdered carbon at Scottsville will deliver the equivalent water quality to what has been committed. We will present our findings to the ACSA Board on September 18, 2014.
4. Ragged Mountain Dam: Substantial completion of the earthen dam was achieved in early June 2014, and substantial completion of the new flow release structure at the base of the Sugar Hollow Dam was also substantially completed in June. Within the past several weeks the Contractor has focused on site restoration activities (particularly the borrow areas used to construct the dam), administrative activities (e.g., record drawings), operator training, and miscellaneous punch list items. Our Contractor anticipates reaching final completion in early September.

RWSA received authorization from the Dam Safety Unit of the Virginia Department of Conservation and Recreation to begin filling the new reservoir on July 15, 2014. At that time the reservoir water level was 17 feet below the old spillway elevation, which represented 47 feet below the new spillway elevation. As of August 29, 2014 reservoir levels had increased by approximately 9 feet.

A dedication of the new dam and ribbon cutting is scheduled for September 18, 2014 at 3:00 pm by invitation. Mayor Huja and Chair Dittmar will be among the speakers.

5. Ivy Materials Utilization Center: RSWA is continuing to assist the County as requested in their planning for how to use the Ivy Materials Utilization Center following the expiration of the current contract between RSWA and the County on June 30, 2015. At present the County Board of Supervisors has decided to request RSWA continue to operate the facility, with options under discussion including downgrading the facility to a "convenience center" or identifying a way, subject to DEQ approval, in which a transfer station may continue to operate on the site. By Letter of Agreement, DEQ is requiring that the existing facility cease to operate as a "transfer station" on July 1, 2015 unless the County can submit a narrative

plan with milestone compliance dates by April 1, 2015 that “lays out” what future publicly operated solid waste facilities will be operated within the County’s jurisdiction and how they will be built and operated consistent with DEQ’s current regulations. DEQ considers the existing “transfer station” at Ivy to be deficient under current regulations.

cc: RWSA Board of Directors
RSWA Board of Directors

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**CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA**



Agenda Date:	September 15, 2014
Action Required:	None, Report
Presenter:	Matthew Slaats, Executive Director, The Bridge Progressive Arts Initiative
Staff Contacts:	Melissa Thackston, Grants Coordinator, Charlottesville Neighborhood Development Services Matthew Slaats, Executive Director, The Bridge Progressive Arts Initiative
Title:	National Endowment for the Arts “Our Town” Award for “Play the City”

Background:

In January 2014, the City of Charlottesville and the Bridge Progressive Arts Initiative along with partners Piedmont Council for the Arts (PCA), the University of Virginia School of Architecture, and other community partners, applied for funding through the National Endowment for the Arts (NEA) “Our Town” grant for a project known as “Play the City”. The NEA “Our Town” grant supports creative placemaking projects that contribute to the livability of communities and place the arts at their core.

Discussion:

The NEA has selected the City of Charlottesville as one of 66 2014 Our Town grant winners for “Play the City”. The project will receive \$50,000 towards the \$200,000 project focused on activating Charlottesville’s Strategic Investment Area (SIA) through a series of workshops, public art installations, and festivals. The City of Charlottesville is also the only locality in Virginia to be awarded an Our Town grant this year.

“Play the City,” focuses on engaging those living in the SIA to deeply understand their knowledge about the neighborhood, and then partner artists with the community to produce several artworks that respond to community concerns. Partnering with the City of Charlottesville, The Bridge PAI will lead a series of community projects and conversations that seek to energize the SIA through art installations, performances, and events to define a new future for the neighborhoods through the eyes of residents. Play the City will encourage adults and children alike to experiment with their preconceptions of Charlottesville and use the arts for self-expression.

Community Engagement:

A large component of “Play the City” involves engaging with the residents of the SIA area through a series of workshops and resident directed art installations. “Play the City” will be the first time that

residents not only participate in a planning effort, but also get to see their vision realized and developed into something tangible.

Alignment with City Council's Vision and Strategic Plan:

“Play the City” aligns directly with Council’s vision for **C’ville Arts and Culture**. Expected outcomes include improved services provided to Charlottesville residents as well as enhanced local quality of life and creative economic development initiatives. The project also will help realize the following Strategic Plan objectives: 2.6. Engage in robust and context sensitive urban planning; 5.1. Respect and nourish diversity; 5.2. Build collaborative partnerships’ and 5.3. Promote community engagement.

Budgetary Impact:

A local match of \$30,000 will be requested at a future date.