

CERTIFICATIONS

CITY COUNCIL AGENDA Tuesday, February 18, 2020



5:00 p.m. **Closed session as provided by Sections 2.2-3711 and 2.2-3712 of the Virginia Code**
Second Floor Conference Room (Boards & Commissions; legal consultation)

6:30 p.m. **Regular Meeting - CALL TO ORDER**
Council Chamber

PLEDGE OF ALLEGIANCE ROLL CALL ANNOUNCEMENTS PROCLAMATIONS

- 1. CONSENT AGENDA*** (Items removed from consent agenda will be considered at the end of the regular agenda)
PASSED 5-0 a-g (HILL/MAGILL); item "h" pulled by Walker for separate vote.
- a. MINUTES: January 6, 2020 Regular meeting; January 21, 2020 Special and Regular meetings; January 23, 2020 Council Budget Retreat; January 24, 2020 Council Retreat
 - b. APPROPRIATION: Edward Byrne Memorial Justice Assistance Grant (JAG) Program Fiscal Year 2019 - \$25,072 (1st of 2 readings)
 - c. APPROPRIATION: Byrne/JAG – Youth Engagement Programs Grant- \$99,291 (1st of 2 readings)
 - d. RESOLUTION: **Support for South 1st Street Phase 2 Redevelopment (1 reading)**
#R-20-023
 - e. RESOLUTION: **Adoption of Council meeting rules and procedures as amended (1 reading)**
#R-20-024
 - f. RESOLUTION: **Commonwealth's Attorney Summer Law Clerk – Transfer of Funds \$12,000 (1 reading)**
#R-20-025
 - g. RESOLUTION: **Refund of Tax Payment to Transient Occupancy Tax Taxpayer - \$164,618.53 (1 reading)**
#R-20-026
 - h. ORDINANCE: Proposed Amendment to City Code Section 15-435 (b) – vehicle immobilization rates (1st of 2 readings) **[Pulled by Walker for separate vote]**
PASSED 4-1 (HILL/MAGILL; Walker opposed)

CITY MANAGER RESPONSE TO COMMUNITY MATTERS (FROM PREVIOUS MEETINGS)

COMMUNITY MATTERS Public comment is provided for up to 16 speakers at the beginning of the meeting (limit 3 minutes per speaker.) Pre-registration available for up to 8 spaces; pre-registered speakers announced by Noon the day of the meeting. The number of speakers is unlimited at the end of the meeting.

2. RESOLUTION*: **Sunrise Planned Unit Development (VHDA application by property owner) (1 reading)**
#R-20-027 **PASSED 4-1 (HILL/SNOOK; Walker opposed)**

3. REPORT: Trolley pilot study

4. REPORT: United Way oral presentation

5. REPORT: Office of the City Assessor overview

6. REPORT: Office of Human Rights/Human Rights Commission report

OTHER BUSINESS

- 1) Court Square Marker Subcommittee **(Unanimous approval from Council for Historic Resources Committee to move forward with pursuing ideas and cost for temporary marker)**
- 2) **Resolution allocating \$3,425 to the Jefferson School African American Heritage Center for its Liberation and Freedom Day activities. (1 reading) PASSED 5-0 (MAGILL/SNOOK)**

MATTERS BY THE PUBLIC

*ACTION NEEDED

RESOLUTION

**Financial Resolution Supporting South 1st Street
Parcel Number: 260115000**

NOW, THEREFORE BE IT RESOLVED that the Council of the City of Charlottesville, Virginia hereby commits up to \$3,000,000 in the form of grants for the redevelopment of South 1st Street Phase 2. The commitment of up to \$3,000,000 will help to subsidize this project which in turn will create approximately 113 new or replacement affordable housing units in the City of Charlottesville. This commitment is currently programmed into the City of Charlottesville's Capital Improvement Program over a two-year period beginning on July 1, 2020 and concluding on June 30, 2022. This commitment will be made to Charlottesville Redevelopment and Housing Authority.

**RESOLUTION APPROVING AMENDMENTS
TO THE CHARLOTTESVILLE CITY COUNCIL'S
MEETING RULES AND PROCEDURES**

WHEREAS, the Charlottesville City Council adopted Meeting Rules and Procedures on February 16, 2016; and

WHEREAS, Section 12 of the Charlottesville City Charter permits the Charlottesville City Council to adopt rules for its internal governance; and

WHEREAS, the Charlottesville City Council wishes to amend its Meeting Rules and Procedures.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that it hereby adopts the amendments to its Meeting Rules and Procedures as presented.

RESOLUTION
Commonwealth's Attorney Summer Law Clerk – Transfer of Funds
\$12,000

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that funding from the City Council Strategic Initiatives account is transferred to the Commonwealth Attorney's budget for the summer law clerk internship position in the following manner:

Transfer From:

\$12,000 Fund: 105 Cost Center: 1011001000 G/L Account: 599999

Transfer To:

\$12,000 Fund: 105 Cost Center: 1401001000 G/L Account: 519999

RESOLUTION
AUTHORIZING REFUND TO TRANSIENT OCCUPANCY TAX
FILER OF TRANSIENT OCCUPANCY TAX PAID FOR 2017-2019
\$164,618.53

WHEREAS, the Commissioner of the Revenue has determined that a transient occupancy tax payer filed amended returns; and

WHEREAS, the transient occupancy taxes for calendar years 2017-2019 were paid on time and as filed; and

WHEREAS, the Commissioner of the Revenue has certified that a refund of taxes paid and interest is due in the amount of \$164,618.53; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the City Council hereby authorizes the City Treasurer to issue a refund of \$164,618.53 to the transient occupancy taxpayer.

RESOLUTION

WHEREAS, the City Council of the City of Charlottesville desires to make the determination required by Section 36-55.30:2(B) of the Code of Virginia, 1950, as amended, in order for the Virginia Housing Development Authority to finance the economically mixed housing development project proposed by Sunrise Cville LLC within the Sunrise Planned Unit Development in Charlottesville, Virginia (the “Project”),

NOW, THEREFORE, BE IT RESOLVED THAT the Charlottesville City Council hereby finds and determines that:

(1) The ability to provide residential housing and supporting facilities that serve persons or families of lower or moderate income will be enhanced if a portion of the units within the Project are occupied or held available for occupancy by persons and families who are not of low and moderate income; and

(2) Private enterprise and investment are not reasonably expected, without assistance, to produce the construction or rehabilitation of decent, safe and sanitary housing and supporting facilities that will meet the needs of low and moderate income persons and families in the surrounding area of the Project and will induce other persons and families to live within such area and thereby create a desirable economic mix of residents in the area.

**RESOLUTION ALLOCATING \$3,425
FROM THE CITY COUNCIL STRATEGIC INITIATIVES FUND
TO JEFFERSON SCHOOL AFRICAN AMERICAN HERITAGE CENTER
IN FISCAL YEAR 2020**

BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the sum of \$3,425.00 is hereby paid from currently appropriated funds in the Council Strategic Initiatives account in the General Fund in support of the Jefferson School African American Heritage Center's Liberation and Freedom Day programming from March 1 to March 8, 2020.

\$3,425

Fund: 105

Cost Center: 1011001000