



CITY COUNCIL AGENDA June 15, 2020

Members

Nikayah Walker, Mayor
Sena Magill, Vice Mayor
Heather D. Hill
Michael K. Payne
J.Lloyd Snook, III

3:30 p.m. Closed session as provided by Sections 2.2-3711 and 2.2-3712 of the Virginia Code
Virtual/electronic meeting (Boards and commissions; legal consultation)

6:30 p.m. Regular Meeting

Virtual/electronic meeting. Register at www.charlottesville.gov/zoom

CALL TO ORDER

MOMENT OF SILENCE

ROLL CALL

AGENDA APPROVAL **APPROVED 5-0 (HILL/MAGILL)**

ANNOUNCEMENTS Tax deadline June 19

RECOGNITIONS/PROCLAMATIONS

BOARD/COMMISSION APPOINTMENTS

1. Report: Boards & Commissions (oral report from City Council)

CONSENT AGENDA* **APPROVED 5-0 (HILL/SNOOK)**

2. Minutes: May 27 and May 29, 2020 closed meetings

3. Appropriation: Supplemental State Funding for the Children's Services Act - \$880,522.88
#A-20-071 (2nd reading)

4. Appropriation: Department of Social Services Additional Funding for Adoption Assistance
#A-20-072 - \$625,000 (2nd reading)

5. Appropriation: Appropriation of CARES Act funding designed to provide emergency
#A-20-073 assistance for Charlottesville Area Transit (CAT) and JAUNT. Total
funding \$7,143,582 – CAT \$5,357,686 and JAUNT \$1,785,896 (2nd
reading)

6. Appropriation: Maintenance Vehicle Insurance Reimbursement – \$40,706.32 (1st of 2
readings)

7. Appropriation: 2020 Energy and Water Management Program (EWMP) Fund - \$1,429.47
(1st of 2 readings)

8. Appropriation: Grant Award from Virginia Department of Criminal Justice Services -
\$242,770 (1st of 2 readings)

9. Appropriation: Bureau of Justice Assistance (BJA) Coronavirus Emergency Supplemental
Funding Program Fiscal Year 2020 - \$80,781 (1st of 2 readings)

10. Ordinance: Taxicab Driver Ordinance Amendment (2nd reading)
#O-20-074

11. Ordinance: Ordinance Amendment to modify deadlines, modify public meeting and public
#O-20-075 hearing practices and procedures to address continuity of operations
associated with the COVID19 pandemic (may be passed by 4/5 vote on 1st
reading) Pulled by Ms. Hill for discussion at end of the regular meeting.
APPROVED 5-0 (MAGILL/PAYNE)

- By motion, Council directed Neighborhood Development Services (NDS) to accept and hold new development applications and payments, with the understanding that NDS would present options to City Council on July 20, 2020, regarding community engagement. **APPROVED 5-0 (HILL/PAYNE)**

- By motion, Council **APPROVED 5-0 (HILL/SNOOK)** a resolution to extend its electronic meeting policy through July and August, as needed, for the boards and commissions that were previously approved: Board of Architectural Review, Board of Equalization, Community Development Block Grant Task Force, Housing Advisory Committee, Human Rights Commission, Planning Commission, Police Civilian Review Board, and Retirement Commission. Council added approval for one virtual meeting each of the Tree Commission, Sister Cities Commission, and Community Policy and Management Team through August, as staff is able to accommodate.

CITY MANAGER RESPONSE TO COMMUNITY MATTERS

COMMUNITY MATTERS

ACTION ITEMS

12. Appropriation: Appropriation of Coronavirus Aid, Relief, and Economic Security (CARES) Act funding to the City of Charlottesville (1st of 2 readings) – **Second reading scheduled for June 18, 2020 at 11:30 AM**
13. Resolution*: **#R-20-076** Approval of the Third Amended Grant Agreement, Charlottesville Supplemental Rental Assistance Program (CSRAP) (1 reading)
APPROVED 5-0 (HILL/MAGILL)
14. Resolution*: **#R-20-077** Allocation of Charlottesville Affordable Housing Fund (CAHF) for programs in response to the COVID-19 pandemic - \$1,155,000 (1 reading)
APPROVED 5-0 (HILL/PAYNE)

GENERAL BUSINESS

OTHER BUSINESS

Pursuant to Charlottesville City Code Section 2-213(d), City Council authorized the City Attorney's Office to retain Taxing Authority Consulting Services **(HILL/SNOOK) 5-0**

MATTERS BY THE PUBLIC

*Action Needed

NOTE: Individuals with disabilities who require assistance or special arrangements to participate in the public meeting may call the ADA Coordinator at (434) 970-3182 or submit a request via email to ada@charlottesville.gov. The City of Charlottesville requests that you provide a 48 hour notice so that proper arrangements may be made.

Charlottesville Boards and Commissions

APPOINTMENTS - March 16, 2020 (appointed June 15, 2020)

Charlottesville Economic Development Authority – 2 vacancies

- James Cauthen
- Olivia Gabbay

Citizen Transportation Advisory Committee – 3 vacancies

- Lucas Beane
- Joseph French
- Ray Heron

Historic Resources Committee – 1 vacancy

- Rachel Lloyd
- Philip Varner
- Robert Woodside

JABA Advisory Council on Aging – 2 vacancies

- L.D. Perry
- Christina Rees

JABA Board for Aging Board of Directors – 2 vacancies

- Richard Brugh
- Elayne Phillips

Measurements and Solutions Group – 1 vacancy (At-Large)

- Marcia Wilds

Parks and Recreation Advisory Committee – 1 vacancy

- Jeffrey Fracher

PLACE Design Task Force – 3 vacancies (Multi-Modal Representative, CAT Representative, and Preservation)

- Andrew Mondeschein - Multi-Modal Rep.

Police Civilian Review Board – 1 vacancy (Non-voting member with law enforcement experience)

- Phillip Seay (Council appointed on June 1)

Ridge Street Priority Neighborhood Task Force

- Pat Lloyd
- Audrey Oliver

Social Services Advisory Board – 1 vacancy

- Shayla Givens

Tree Commission – 6 vacancies

- Emily Cone-Miller
- Jeff Jennings
- Jeff Pacelli
- Lynn Rush
- Mark Rylander
- Peggy Van Yahres

Charlottesville Boards and Commissions APPOINTMENTS - June 15, 2020

Board of Architectural Review – 1 vacancy (Business or Commercial Property Owner in a Design Control District)

- Cheri Lewis

Charlottesville Area Transit Advisory Board – 7 vacancies (City Rider, County Rider, UVA Rider, 4 At-Large)

- Jonathan Kropko
- Connor Kurtz
- Anson Parker
- Rabia Anne Sandage

Historic Resource Committee – 5 vacancies

- Alissa Diamond
- Genevieve Keller
- Jalane Schmidt

Human Rights Commission – 2 vacancies

- Jessica Harris
- Laura Keppley

Jefferson Area Community Criminal Justice Board – 1 vacancy

- Hosea Mitchell

Jefferson-Madison Regional Library Board – 1 vacancy

- Kathy Johnson Harris

Piedmont Family YMCA Board of Directors – 1 vacancy

- Tom Bowe

Piedmont Virginia Community College Board – 2 vacancies

- Pam DeGuzman
- Janet Morrow

Region Ten Community Services Board – 1 vacancy

- Helayna Banks

Sister Cities Commission – 5 vacancies (2 - At-Large, Besançon, Business Rep., Poggio a Caiano)

- Michael Grinnell (At-Large)
- Stella Mattioli (Poggio)
- Elizabeth Smiley (Besançon)
- Adrienne Ward (At-Large or Poggio)

Social Services Advisory Board – 4 vacancies

- Kathryn Gallanosa

Tree Commission – 1 vacancy (CAT Steward)

- Mark Zollinhofer

APPROPRIATION
Supplemental CSA Funding
\$880,522.88

WHEREAS, the Virginia Office of Children’s Services has approved supplemental funds for the purpose of serving children and families through June 30, 2020.

NOW, THEREFORE BE IT RESOLVED by the council of the City of Charlottesville, Virginia, that the sum of \$880,522.88 is hereby appropriated in the following manner:

Revenue-\$880,522.88

Fund 215 Cost Center: 3353001000 G/L Account: 430080

Expenditures-\$880,522.88

Fund 215 Cost Center: 3353001000 G/L Account: 540060

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$880,522.88 from the Virginia Office of Children’s Services.

APPROPRIATION
Additional Funding for Adoption Assistance
\$625,000

WHEREAS, the Charlottesville Department of Social Services has received \$625,000 from the Virginia Department of Social Services to provide assistance to adoptive families.

NOW, THEREFORE BE IT RESOLVED by the council of the City of Charlottesville, Virginia, that the sum of \$625,000 is hereby appropriated in the following manner:

Revenue-\$625,000

Fund 212 Cost Center: 9900000000 G/L Account: 430080 \$625,000

Expenditures-\$625,000

Fund 212 Cost Center: 3311007000 G/L Account: 540060 \$625,000

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$625,000 from the Virginia Department of Social Services.

APPROPRIATION
Transit Division Project Funds
\$7,143,582.00

WHEREAS, the Federal Transit Administration a Coronavirus Aid Relief and Economic Security (CARES) Act allocation of \$7,143,582.00

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the following is hereby appropriated in the following manner, contingent upon receipt of the grant funds:

Revenue (Operating)

\$5,357,686 Fund: 245 Cost Center: 2200037000

Expenditures (Operating)

\$5,357,686 Fund: 245 Cost Center: 2200037000

Revenue (JAUNT)

\$1,785,896 Fund: 245 Cost Center: 2821002000

Expenditures (JAUNT)

\$1,785,996 Fund: 245 Cost Center: 2821002000

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$7,143,582.00 from the Federal Transit Administration.

**AN ORDINANCE
AMENDING SECTION 32-3
OF CHAPTER 32 (VEHICLES FOR HIRE)**

BE IT ORDAINED by the Council for the City of Charlottesville, Virginia, that:

Section 32-3 of Chapter 32 of the Code of the City of Charlottesville (1990) is amended as follows:

Sec. 32-3. – Registration of Drivers.

(a) No person shall drive a motor vehicle for hire, including any taxicab, in the city until they ~~he~~ ~~has~~ have been registered by the chief of police, as follows:

(1) ~~On or before January 1st of each calendar year, or no later than March 1 of the calendar year if the driver was registered with the police during the preceding calendar year, a~~ Any person who drives, or intends to drive a passenger motor vehicle for hire, including a taxicab, within the city shall apply to the chief of police for a registration. The registration shall be effective for the calendar year in which it is granted and shall expire on December 31 of the calendar year in which it is submitted. Registrations may be renewed on an annual basis by submitting an application to the chief of police.

(2) Each applicant shall demonstrate to the satisfaction of the chief of police ~~his or her moral and their~~ business integrity, ability to safely and legally drive a passenger motor vehicle for hire, including a taxicab, and ~~his~~ their knowledge of city traffic laws and ordinances and of the provisions of this chapter. The chief of police shall conduct an investigation with respect to each applicant's application and qualifications.

a. Each applicant shall state on their ~~his~~ application whether ~~he~~ the applicant is self-employed or employed by a taxicab or other type of operator. A self-employed applicant shall present a copy of a current business license authorizing ~~him~~ them to do business in the city. An applicant employed by an operator shall present a signed statement by the taxicab or other type of operator's owner attesting to such employment.

b. If the chief of police is satisfied that an applicant meets the requirements of this section and of any regulations promulgated pursuant to section 32-5 of this chapter, and that the applicant is eighteen years of age or older, then registration shall be granted.

(b) A registration card shall be issued for each driver registered, and shall exhibit the name and a valid mailing address for the driver.

(c) For drivers' registrations, a fee of ~~ten~~ twenty dollars (\$~~24~~20.00) for the first registration granted to each driver, and twenty dollars (\$~~20~~20.00) for each driver's annual registration after the first, shall be paid by the driver to the city.

(d) No person shall permit any passenger motor vehicle for hire, including any taxicab, owned or controlled by ~~them~~ ~~him~~ to be driven in the performance of any transportation service in the city by a person who has not been registered by the chief of police as required by this chapter.

(e) A driver's registration shall be subject to suspension and/or revocation, as follows:

(1) If the chief of police receives information suggesting that a taxicab driver registered under this chapter may pose a threat to the health, safety, welfare or comfort of passengers or the general public, ~~he~~ the chief of police shall give such driver not less than ten (10) days' notice, by certified mail, to appear at a hearing to show cause why the driver's registration should not be denied, suspended or revoked. The required notice shall specify the nature of the information received by the police chief, a notice that the failure to respond may result in the denial, suspension or revocation of the driver's registration, and shall inform the driver that they ~~he~~ may present information at a hearing, by witnesses or otherwise. The required notice shall also specify a hearing date, not to be sooner than ten (10) days following the date of the notice.

(2) If, after providing the driver with notice and an opportunity to be heard, the police chief determines that the driver poses a threat to the health, safety, welfare or comfort of passengers or the general public, the police chief may revoke or suspend the registration in question, as may be appropriate under the circumstances.

(3) The chief of police may revoke any driver's registration for any cause which would have been grounds for refusal of such registration, whether such cause arose before or after the granting of such registration.

(4) A taxicab driver whose registration is revoked or suspended or an applicant who is denied registration by the chief of police shall have the right to appeal to the city manager, by following the procedure set forth in section 32-2(d)(2) of this article.

(5) The suspension or revocation of any registration shall be in addition to any other penalty imposed for any violation of this chapter.

**AMENDMENT TO ORDINANCE
TO MODIFY DEADLINES, MODIFY PUBLIC MEETING
AND PUBLIC HEARING PRACTICES AND PROCEDURES TO ADDRESS
CONTINUITY OF OPERATIONS ASSOCIATED WITH THE PANDEMIC DISASTER**

WHEREAS, on March 12, 2020, Charlottesville City Manager, Dr. Tarron J. Richardson, issued a Declaration of Emergency due to the potential spread of COVID-19 within the City of Charlottesville; and

WHEREAS, on March 25, 2020, the Charlottesville City Council adopted an ordinance pursuant to Virginia Code Section 15.2-1413 to assure continuity in government; and

WHEREAS, the Council's March 25, 2020 ordinance waived deadlines established by state law and local ordinances related to development review; and

WHEREAS, due to the deadline waivers and the potential spread of COVID-19, the Department of Neighborhood Development Services is not currently accepting applications for development review; and

WHEREAS, the Director of the Department of Neighborhood Development Services, has determined that appropriate measures are in place to prevent the potential spread of COVID-19 for the Department to consider administrative review of certain development applications that were administratively reviewed prior to March 12, 2020.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Charlottesville, Virginia that the Department of Neighborhood Development Services will commence administrative review of development applications pursuant to the following conditions:

The review of development applications must not require any action by the City Council, the Charlottesville Planning Commission, the Charlottesville Board of Architectural Review, or the Charlottesville Board of Zoning Appeals;

The development application does not require a community meeting or any other form of community engagement; and

The development application can be administratively approved by the Department of Neighborhood Development Services.

BE IT FURTHER ORDAINED that the deadlines for the foregoing administrative review of development applications shall be waived in accordance with the Council's March 25, 2020 ordinance.

Pursuant to Charlottesville City Code Section 2-96, this ordinance is enacted on the date of its introduction by a four-fifths vote of the Charlottesville City Council.

RESOLUTION

**APPROVING THE THIRD AMENDED GRANT AGREEMENT FOR THE
CHARLOTTESVILLE SUPPLEMENTAL RENTAL ASSISTANCE PROGRAM**

FOR THE FISCAL YEAR BEGINNING JULY 1, 2020

WHEREAS, on June 19, 2017 the City of Charlottesville approved the creation of a City-funded Supplemental Rental Assistance Program (“CSRAP”), and on April 8, 2019 City Council approved an allocation of \$750,000 from Capital Improvement Program funds and on June 1, 2020 City Council approved an allocation of \$900,000 from Capital Improvement Program funds to be used for the CSRAP program, which will be administered by CRHA; and

WHEREAS, the terms and conditions under which the Charlottesville Redevelopment and Housing Authority (“CRHA”) will administer the CSRAP Program are set forth within a written grant agreement effective for the fiscal year beginning July 1, 2020 which has been reviewed by City Council this same date;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlottesville, Virginia, **THAT**:

1. The CSRAP program shall be administered by CRHA in accordance with the terms and conditions set forth within the CSRAP grant agreement effective for the fiscal year beginning July 1, 2020, which is hereby approved by this City Council; and
2. The City Manager is authorized to execute the CSRAP grant agreement on behalf of the City of Charlottesville and the City Manager and City staff are authorized and directed to apply the funding allocated above to the CSRAP program in accordance with the terms set out within the CSRAP grant agreement.

RESOLUTION

**Allocation of Charlottesville Affordable Housing Fund (CAHF) for programs in response to the COVID-19 pandemic.
\$1,155,000**

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlottesville, Virginia that the sum of \$1,155,000 be allocated from previously appropriated funds in the Charlottesville Affordable Housing Fund (CAHF) for the creation and implementation of four (4) programs utilizing CAHF funding in response to immediate community needs due to the COVID-19 pandemic.

Fund: 426	Project: CP-084	G/L Account: 530670
Short-Term Homeless Rental Assistance Program (ST-HRAP)		\$264,000
Short-Term Re-Entry Housing Assistance Program (ST-RHAP)		\$264,000
Short-Term Landlord Rental Assistance Program (ST-LRAP)		\$264,000
Short-Term Homeowner Mortgage Assistance Program (ST-HMAP)		\$363,000