

CHARLOTTESVILLE CITY COUNCIL MEETING
MINUTES - July 19, 2021
Virtual/electronic meeting via Zoom

5: 30 PM CLOSED MEETING

The Charlottesville City Council met in an electronic meeting on Monday, July 19, 2021, in accordance with a local ordinance, amended and re-enacted on April 19, 2021 to ensure continuity of government and prevent the spread of disease during the coronavirus State of Emergency. Mayor Walker called the meeting to order at 4:52 p.m., at the conclusion of the preceding work session. The following City Council members were present: Mayor Nikuyah Walker, Vice Mayor Sena Magill, and Councilors Heather Hill, Michael Payne and Lloyd Snook.

On motion by Councilor Hill, seconded by Vice Mayor Magill, Council voted 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker. Noes: none) to meet in closed session as authorized by Virginia Code Sections 2.2-3711 and 2.2-3712, specifically:

- Section 2.2-3711(A)(1), for discussion and consideration of the performance of the Clerk of City Council; and
- Section 2.2-3711(A)(7), for consultation with legal counsel and briefings by staff pertaining to litigation pending in Charlottesville Circuit Court, Case no. CL21-116, because consultation or briefing in the open meeting would adversely affect the negotiating or litigating posture of the City.

On motion by Councilor Hill, seconded by Councilor Snook, Council certified by the following vote: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker; Noes: none), that to the best of each Council member's knowledge only public business matters lawfully exempted from the open meeting requirements of the Virginia Freedom of Information Act and identified in the Motion convening the closed session were heard, discussed or considered in the closed session.

The meeting adjourned at 6:30 p.m.

BY Order of City Council

BY Kyna Thomas, Clerk of Council

6:30 PM REGULAR MEETING

The Charlottesville City Council met in an electronic meeting on Monday, July 19, 2021, in accordance with a local ordinance, amended and re-enacted on April 19, 2021, to ensure continuity of government and prevent the spread of disease during the coronavirus State of

Emergency. Mayor Walker called the meeting to order at 6:31 p.m. with the following members present: Mayor Nikuyah Walker, Vice Mayor Sena Magill, and Councilors Heather Hill, Michael Payne and Lloyd Snook.

City Council observed a moment of silence.

On motion by Councilor Hill, seconded by Councilor Snook, Council unanimously approved the meeting agenda.

CONSENT AGENDA*

Clerk of Council Kyna Thomas read the following Consent Agenda items into the record:

1. MINUTES: May 17 work session and regular meeting, May 26 School reconfiguration work session, June 7 closed and regular meetings, June 22 monthly work session, June 23 special and closed meetings, June 24 special and closed meetings, July 7 special meeting, July 10 emergency special meeting
2. RESOLUTION: Appropriating funds for COVID Homelessness Emergency Response Program (CHERP) Grant Amendment - \$201,120 (2nd reading)

**RESOLUTION APPROPRIATING FUNDS FOR
COVID Homelessness Emergency Response Program (C.H.E.R.P.) Grant Amendment
\$201,120**

WHEREAS, The City of Charlottesville, through the Department of Human Services, has received the C.H.E.R.P. Grant from the Virginia Department of Housing and Community Development in the amount of \$201,120.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the sum of \$201,120 is hereby appropriated in the following manner:

Revenues

\$201,120 Fund: 209 IO: 1900401 G/L: 430120 Federal Pass Thru

Expenditures

\$201,120 Fund: 209 IO: 1900401 G/L: 530550 Contracted Services

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon receipt of \$201,120 in funds from the Virginia Department of Housing and Community Development.

3. RESOLUTION: Appropriating funds Charlottesville Student Victim Outreach Program Department of Criminal Justice Services Victim of Crimes Act Grant - \$343,371 (2nd reading)

**RESOLUTION APPROPRIATING FUNDS FOR
Charlottesville Student Victim Outreach Program Department of Criminal Justice
Services Victim of Crimes Act Grant - \$343,371**

WHEREAS, the Human Services Department of the City of Charlottesville has been awarded \$343,371 from the Department of Criminal Justice Services Victim of Crimes Act, and

WHEREAS, the grant award covers the period from July 1, 2021 through June 30, 2023.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$343,371 is hereby appropriated in the following manner:

Revenue – \$274,697

\$274,697	Fund: 209	Cost Center: 3413018000	G/L Account: 430120
\$68,674	Fund: 209	Cost Center: 3413018000	G/L Account: 498010

Expenditures - \$274,697

\$274,697	Fund:209	Cost Center: 3413018000	G/L Account: 519999
\$68,674	Fund:209	Cost Center: 3413018000	G/L Account: 599999

Transfer - \$68,674

\$68,674	Fund: 213	Cost Center: 341300300	G/L Account: 561209
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BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$274,697 from the Virginia Department of Criminal Justice Services.

4. RESOLUTION: Appropriating funds for Department of Justice Office of Justice Programs Grant for Charlottesville Albemarle Family Treatment Court Program Expanded Services - \$827,973 (2nd reading)

**RESOLUTION APPROPRIATING FUNDS FOR
Department of Justice Office of Justice Programs Grant for Charlottesville Albemarle
Family Treatment Court (FTC) Program Expanded Services - \$827,973**

WHEREAS, the Charlottesville Department of Social Services has received \$827,973 in grant funding from the Department of Justice, Office of Justice Programs for expanded services for the Charlottesville Albemarle Family Treatment Court;

WHEREAS, the grant award covers the period October 1, 2020 through September 30, 2023.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$827,973 is hereby appropriated in the following manner:

Revenue-\$827,973

Fund: 211 Internal Order: 1900415 G/L Account: 431110

Expenditures-\$827,973

Fund: 211 Internal Order: 1900415 G/L Account: 530550

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon receipt of \$827,973 in funds from Department of Justice, Office of Justice Programs.

5. RESOLUTION: Appropriating funds for FY21 Virginia Department of Criminal Justice Services Body-worn Camera Grant - \$100,000 (2nd reading)

**RESOLUTION APPROPRIATING FUNDS FOR
FY21 Virginia Department of Criminal Justice Services Body-Worn Camera Grant
\$100,000**

WHEREAS, the FY21 Virginia Department of Criminal Justice Services Body-Worn Camera Grant awarded a grant to the Police Department, through the City of Charlottesville, to fund storage of body-worn camera records from the Police Department;

NOW, THEREFORE BE IT RESOLVED the Council of the City of Charlottesville, Virginia, that the sum of \$50,000, received from the Commonwealth of Virginia Department of Criminal Justice Services Body-Worn Camera Grant and the local match of \$50,000 is hereby appropriated in the following manner:

Revenues – \$100,000

\$50,000	Fund: 209	IO: 190416	G/L Account: 430120
\$50,000	Fund: 209	IO: 190416	G/L Account: 498010

Expenditures – \$100,000

\$100,000 Fund: 209 IO: 190416 G/L Account: 530060

Transfer – \$50,000

\$50,000 Fund: 105 Cost Center: 3101001000 G/L Account: 530060

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the reimbursement of funds or goods as supplied from the Commonwealth of Virginia Department of Criminal Justice Services Body-Worn Camera Grant.

- 6. RESOLUTION: Appropriating FY 2021 Supplemental Federal Funding for Transit Capital and Operating Assistance - \$5,038,344 (2nd reading)

**RESOLUTION APPROPRATING FUNDS FOR
Supplemental State and Federal Transit Capital & Operating Grants
\$5,038,344**

WHEREAS, The FY21 State Capital Grant in the amount of \$2,459,570 and the Federal Capital Grant in the amount of \$1,756,836 has been awarded to the City of Charlottesville, with a local CIP match of \$175,684; the combined amount of capital grant funds is **\$4,392,090**; and

WHEREAS, The FY21 Federal Operating Grant in the amount of \$1,903,103 has been awarded to the City of Charlottesville, this amount of operating grant is **\$11,886** more than initially budgeted; and

WHEREAS, The FY21 Federal Operating Grant has been awarded to JAUNT in the amount of **\$634,368**; these funds must pass through the City of Charlottesville as required; and

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 (Capital)

\$2,459,570 Fund: 245 Cost Center: 2804001000 G/L: 430110 State Grants
\$1,756,836 Fund: 245 Cost Center: 2804001000 G/L: 431110 Federal Grants

Expenditures (Capital)

\$3,737,017 Fund: 245 Cost Center: 2804001000 G/L: 541040 Vehicles
\$655,072 Fund: 245 Cost Center: 2804001000 G/L: 541090 Equipment

Revenue (Operating)

\$11,886 Fund: 245 Cost Center: 2801003000 G/L: 431010 Federal Grants

Expenditures (Operating)

\$11,886 Fund: 245 Cost Center: 2801003000 G/L: 599999 Lump Sum

Revenue (JAUNT)

\$634,368 Fund: 245 Cost Center: 2821002000 G/L: 431010 Federal Grants

Expenditures (JAUNT)

\$634,368 Fund: 245 Cost Center: 2821002000 G/L: 540365 JAUNT Payment

BE IT FURTHER RESOLVED, that this appropriation is conditional upon the receipt of the \$2,459,570 from the Virginia Department of Rail and Public Transportation and \$2,403,090 from the Federal Transit Administration.

7. RESOLUTION: Appropriating funds for City School Bus Driver Incentive Plan - \$332,952 (2nd reading)

**RESOLUTION APPROPRIATING FUNDING
FOR THE SCHOOL BUS DRIVER INCENTIVE PROGRAM
\$332,952**

BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the sum of \$332,952 is hereby designated to be available for expenditure, at the discretion of the City Manager, for costs associated with an FY22 School Bus Driver Incentive Program.

Expenditures

\$332,952 Fund: 105 Cost Center:2491001000 G/L: 599999

Revenues

\$332,952 Fund: 105 Cost Center:2491001000 G/L: 498900

8. RESOLUTION: Appropriating funds for Transit Bus Driver Benefits Incentive Plan - \$499,632 (2nd reading)

**RESOLUTION APPROPRIATING FUNDING
FOR THE TRANSIT BUS DRIVER INCENTIVE PROGRAM
\$499,632**

BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the sum of \$499,632 is hereby designated to be available for expenditure, at the discretion of the City Manager, for costs associated with an FY22 Transit Bus Driver Incentive Program.

Expenditures

\$499,632 Fund: XXX Cost Center: XXXXXX G/L: XXXX

Revenues

\$499,632 Fund: XXX Cost Center: XXXXXXXXXX G/L: XXXX

9. RESOLUTION: Appropriating funds for the Virginia Department of Education Special Nutrition Program Summer Food Service Program - \$200,000 (carried)
10. RESOLUTION: Appropriating funds for Virginia Housing Solutions Program Grant Award - \$539,333 (carried)
11. RESOLUTION: Appropriating funds for Family First Prevention Services Act for the Department of Social Services Family Services staffing - \$164,607 (carried)
12. RESOLUTION: Appropriating previously approved funds to the Albemarle Charlottesville Historical Society for the purpose of identifying the individuals interred in the unmarked graves at Pen Park and their descendants - \$2,500 (carried)
13. RESOLUTION: Appropriating previously approved funds for a match of a Virginia Department of Historic Resources 2021-2022 State Survey and Planning Cost Share Program grant for Phase 1 of the Charlottesville Downtown Mall Historic Landscape Study and Management Plan - \$10,000 (carried)
14. RESOLUTION: Amending and reauthorizing the Charlottesville Public School Scholarship Fund

**RESOLUTION AMENDING AND REAUTHORIZING
THE CHARLOTTESVILLE PUBLIC SCHOOL SCHOLARSHIP FUND**

WHEREAS, consistent with a Resolution adopted by the Charlottesville City Council on December 4, 2000, this City Council and the Charlottesville Albemarle Community Foundation entered into that certain Agreement for the Establishment of a College Scholarship Fund dated March 9, 2001 (“Agreement”), to create the Charlottesville Public School Scholarship Program (“Program”), which provides financial aid for post-secondary education to certain residents of the City of Charlottesville, Virginia; and

WHEREAS, in the years since 2001, the Program has been administered by a Board of Directors established by the City in accordance with Paragraph 3 of the Agreement; and

WHEREAS, in the years since 2001, with the assent of Board of Directors members appointed by the City of Charlottesville (“Donor”) and the Charlottesville-Albemarle Community Foundation (“Foundation”), the Board of Directors has extended Program eligibility to employees of the City and City Schools; and

WHEREAS, the Donor and the Foundation have determined that a broader and more explicit delegation of authority to the Scholarship Fund’s Board of Directors will further the purposes for which the Program was created, and City Council desires to affirm and reauthorize the Program subject to certain modifications of the terms of the Agreement between the City and the Foundation;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CHARLOTTESVILLE, VIRGINIA, that the eligibility criteria established within the December 4, 2000 City Council Resolution are hereby repealed, and

BE IT FURTHER RESOLVED THAT the Charlottesville City Council hereby approves the following amendment to the March 9, 2001 Agreement with the Charlottesville Albemarle Community Foundation (“Amendment”):

Amendment to Agreement for the Establishment Of A College Scholarship Fund

The Donor and the Foundation hereby agree to amend the March 9, 2001 Agreement between the City and the Charlottesville Albemarle Community Foundation, as follows:

(a) Modify Paragraph 1 of the Agreement, as follows:

*1. **Establishment of the Fund.** Pursuant to the authority granted by Virginia Code §15.2-953, Donor hereby establishes with the Foundation a fund to be called the CHARLOTTESVILLE CITY PUBLIC SCHOOLS SCHOLARSHIP FUND*

("Fund") by initially donating to the Foundation the amount of Two Hundred and Fifty Thousand and 00/100 Dollars (\$250,000.00).

(b) Strike Paragraph 2 of the Agreement, in its entirety, and replace it with the following:

*2. **Use of the Fund.** The Fund will be used to provide financial aid to low and moderate-income individuals from or in the Charlottesville community, who are in need of assistance to pay for expenses incurred for or in connection with post-secondary education. The criteria for selection of scholarship recipients from the Fund shall be set by the Board of Directors of the Fund that has been established as described in paragraph 3 of the Agreement. The Board of Directors shall have the power to change the selection criteria, from time to time, as necessary to accomplish the stated purpose of the Fund described above. The Chair of the Board of Directors has executed this amendment, following below, to acknowledge the authority granted by this Amendment.*

(c) Modify Paragraph 3 of the Agreement, as follows:

*Donor agrees to establish a City Scholarship Fund Board of Directors that will be responsible for the administration of the scholarship program. The Foundation agrees to appoint one person from its governing board, advisory board or staff to serve on the Board of Directors. **In addition to the authority set forth within Paragraph 2, preceding above,** the Donor, through staff and the Board of Directors, will be responsible for advertising the availability of the scholarships, accepting and reviewing applications, selecting the beneficiaries of the scholarships and determining the amount of assistance, and making written requests to the Foundation to distribute funds in specified amounts on behalf of the selected beneficiaries; **and adopting a mentoring program for students whose scholarships continue from year to year.** Distributions shall be made directly to the educational institution the beneficiary will be attending. The Foundation agrees to distribute the funds as requested, unless it determines that the distribution would be inconsistent with its articles of incorporation, bylaws or status as a public charity. Except as specifically set forth herein, the Foundation shall have no responsibility for the operation or administration of the scholarship program. Distributions from the Fund shall not be requested or made until the Fund contains a minimum of Five Hundred Thousand and 00 /100 Dollars (\$ 500,000. 00).*

BE IT FURTHER RESOLVED THAT, following execution of the above-referenced Amendment by the City Manager, the Executive Director of the Charlottesville Albemarle Community Foundation, and the Chair of the Board of Directors of the

Scholarship Fund, the parties' March 9, 2001 Agreement is hereby ratified and shall be and continue in full force and effect, as amended in accordance with this Resolution.

Mayor Walker opened the floor for comments on the Consent Agenda. There were no speakers.

Mayor Walker made comments on Item #7 to prioritize figuring out bonuses or incentives for other city employees. For Items #7 and #8, she added that in addition to health insurance benefits, she hoped retirement benefits were being looked at for future modifications for bus drivers and other city employees. For Item #12, she advised that she remains optimistic that the desired outcome would be achieved in telling the story of those interred at Pen Park, and wanted to know more about the process. She also asked about the downtown area becoming a historic site and the need to include a variety of people in the public engagement.

Jeff Werner, Historic Preservation and Design Planner, spoke about involving the descendant community and working with researchers from the University of Virginia. He advised that they have begun to compile a list of who they think the interred people are and to reach out to family as possible. The intern contacted Mr. Werner last year with interest in the project and is working with the Historical Society. He also advised that the Downtown Mall is already historically designated and the community would be involved in next step evaluations.

Councilor Hill asked for clarity around benefits for pupil and transit drivers.

Councilor Snook shared clarifying information about Item #14 and the update to eligibility requirements. Mayor Walker asked about prioritization of requests.

On motion by Councilor Snook, seconded by Councilor Hill, Council by the following vote APPROVED the Consent Agenda: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker; Noes: None).

CITY MANAGER RESPONSE TO COMMUNITY MATTERS and COUNCIL

City Manager Chip Boyles shared an update on the following community and Council matters:

1. He thanked Council, staff and the community for a successful week of statue relocations.
2. Regarding a bathroom solution for the Downtown Mall, he advised that the City is working with different business groups.
3. He advised that the City was getting closer to filling key positions such as: Police Civilian Review Board Executive Director and Director of Neighborhood Development Services, and would advertise again for the Human Resources Director. He introduced Samuel Sanders, new Deputy City Manager for Operations.
4. He advised that staff has continued to monitor the situation at Midway Manor and that both

elevators were currently working.

5. He has re-engaged quarterly neighborhood association meetings and held the second one on July 15.
6. He reminded councilors of the July 27 work session, where the focus would be the Fiscal Year 2023 budget, and a draft presentation for a two-phase Strategic Planning Process (1 year and 3-year).
7. He advised that staff would present a proposed schedule at the next Council meeting for American Rescue Plan funds.

Councilors welcomed Mr. Sanders and thanked everyone involved in the statue relocation process.

COMMUNITY MATTERS

Mayor Walker opened the floor for comments from the public.

1. Peter Krebs spoke in support of Agenda Item #15 Transportation Alternatives Project Grant projects. He also spoke in favor of Item #17.
2. Julia Whiting spoke about a requested development permit from 2012. She asked questions about affordability and development as related to the Future Land Use Map.
3. John Ertl, city resident and Collective Bargaining Administrator, spoke about the benefit of collective bargaining for municipal employees to combat a long history of racial injustice.
4. Emily Yen, city resident, spoke in support of collective bargaining for municipal employees to combat racial inequities in income and close the racial income gap.
5. Philip Harway, city resident, spoke about the plan presented to the Planning Commission by the Housing Advisory Committee on July 13, 2021. He shared that the plan from the housing consultant would not achieve the desired goals for affordability in the future. He encouraged Council to support the Housing Advisory Committee recommendation.
6. Thom Richmond, resident of Lexington, Virginia, and president of a national non-profit triathlon series spoke about the special events permit policy for the City during the Covid-19 pandemic, and events that were impacted.
7. Matthew Ray, city resident and Charlottesville Area Transit employee, commended Transit Director Garland Williams for acting to keep workers safe during the Coronavirus pandemic. He spoke in favor of Transit workers being able to unionize.
8. Kathleen Glenn-Matthews, city resident and Deputy Director of the Charlottesville Redevelopment and Housing Authority (CRHA) thanked the Transit Director Garland Williams, City Manager Chip Boyles, Mayor Nikuyah Walker, CRHA Director John Sales, and city staff for support during a recent emergency with elderly residents at Crescent Halls.
9. Katrina Turner asked a question of City Manager Boyles regarding a personal situation.

10. Mark Kavit, city resident, spoke in opposition to various issues in the Comprehensive Plan, advising that affordable housing would not be achieved with new construction.
11. Courtney Cacatian, Executive Director of the Charlottesville Albemarle Convention and Visitors Bureau (CACVB), asked Council to consider distributing funds from the American Rescue Plan to restore a portion of the CACVB budget.
12. Nancy Carpenter, city resident, spoke in support of the appropriation to support eviction prevention, and advised that more would be needed.
13. Robin Hoffman, city resident, thanked city officials and other contributors for statue relocation and commended the Communications staff for keeping people informed. She encouraged membership in public access television.
14. Jeff Fogel, city resident, spoke as a member of the People's Coalition in support of a strong and independent Police Civilian Review Board.
15. Rebecca Deeds, city resident and representative for Preservation Piedmont, shared feedback regarding the proposed Future Land Use Map.
16. Andrew Shelton thanked everyone involved in the removal of statues in the city. He spoke in support of more housing.

Councilor Payne, in response to Ms. Carpenter's comments, spoke about rental relief. He also spoke in favor of Council taking action on collective bargaining.

Mayor Walker advised that she agreed with collective bargaining but hoped things would get to a point where employee needs were being met without the need for collective bargaining. She cautioned Council to think of the need to future fund items that have been voted on and that eventually the collective bargaining efforts could compete with needs for those who are unable to bargain collectively. She made comments about affordable housing as related to the Future Land Use Map and the language used by those who desire to maintain their neighborhoods.

The meeting recessed at 8:02 p.m. and reconvened at 8:27 p.m.

ACTION ITEMS

- 15. RESOLUTION*: Approving the request to pursue Transportation Alternatives Project grant funding through the Virginia Department of Transportation for: 1) design and construction of Meadow Creek Valley Trail bridge \$675,000, and 2) Safe Routes to School Program and Coordinator \$200,000**

Chris Gensic with the Parks and Recreation Department reviewed the request for Meadow Creek Valley Trail bridge.

Amanda Poncy, Bicycle and Pedestrian Coordinator for Neighborhood Development Services

presented the Safe Routes to School request.

Councilors asked clarifying questions about the Safe Routes to School program.

On motion by Councilor Hill, seconded by Councilor Snook, Council by the following vote APPROVED the resolution: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker; Noes: None).

RESOLUTION
AUTHORIZING APPLICATION FOR TRANSPORTATION ALTERNATIVES
FUNDING FOR A MEADOW CREEK VALLEY TRAIL BRIDGE AND FOR THE
SAFE ROUTES TO SCHOOL PROGRAM AND COORDINATOR

WHEREAS, in connection with a grant application, the Commonwealth of Virginia Transportation Board requires City Council to adopt a resolution requesting the Virginia Department of Transportation to establish a Transportation Alternatives project in the City of Charlottesville.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CHARLOTTESVILLE, VIRGINIA, THAT the Commonwealth Transportation Board is hereby requested to establish a Transportation Alternatives Project for the improvement of Meadow Creek Valley Trail Bridge within the City of Charlottesville, and also to establish a Transportation Alternatives Project to continue the Safe Routes to School Program within the City of Charlottesville; and

BE IT FURTHER RESOLVED that the City of Charlottesville hereby agrees to provide a minimum twenty percent (20%) local matching contribution for each project; and

BE IT FURTHER RESOLVED that the City of Charlottesville hereby agrees to enter into a project administration agreement with the Virginia Department of Transportation, to provide the necessary oversight to ensure that each Project is developed in accordance with all state and federal requirements for design, right of way acquisition, and construction of a federally funded transportation project, and other federal and state requirements; and

BE IT FURTHER RESOLVED that the City of Charlottesville will be responsible for maintenance and operating costs of any facility constructed with Transportation Alternatives Program funds, unless other arrangements have been made with the Commonwealth Transportation Board/ Virginia Department of Transportation; and

BE IT FURTHER RESOLVED that if the City of Charlottesville subsequently elects to cancel either of these projects prior to completion, the City of Charlottesville hereby agrees to reimburse the Virginia Department of Transportation for the total amount of costs expended by the Department through the date the Department is notified of such cancellation; and

BE IT FURTHER RESOLVED THAT the City of Charlottesville also acknowledges and agrees that it will be required to repay any funds previously reimbursed from Transportation Alternatives Funding that may later be deemed ineligible by the Federal Highway Administration for funding.

16. RESOLUTION: Appropriating funds for funding transfer for Charlottesville Affordable Housing Fund (CAHF) Program Review/Redesign and Inclusionary Zoning Program Design - \$165,000 (carried to July 27 work session)

Alex Ikefuna, Deputy Director of Neighborhood Development Services, introduced the resolution. He advised that inclusionary zoning was not included when the contract was originally signed.

Councilor Snook shared feedback from constituents, asking about the expected result of the redesign and how long the process would take. Mr. Ikefuna listed several expected outcomes and advised that the study would take approximately six months.

Councilor Payne asked about a proposal for an affordable housing overlay program, and about fulfilling the governance component of affordable housing. Mr. Ikefuna advised that as directed by the Planning Commission, the consultant would look at the overlay proposal to see whether parts could be integrated into the Future Land Use Map. He shared that the market would have to be able to respond to the results of the plan.

Councilor Hill thanked staff for bringing the item forward in order to progress.

Mayor Walker asked if the vote could be moved up a week to be considered at the July 27 work session. Mr. Boyles advised that it would be up to Council. Councilors agreed to have the second reading of the appropriation resolution at its work session scheduled for 3:00 p.m. on July 27.

17. RESOLUTION*: Approving the findings of the Design Public Hearing for the Fontaine Avenue Streetscape

Kyle Kling, Project Manager for the Fontaine Avenue Streetscape Project, introduced the resolution. He turned the presentation over to members of the design consultant team, Amy

Samberg and Owen Peery with RK&K.

Mr. Peery reviewed the presentation agenda: Project Update, Design Public Hearing Displays, Design Public Hearing Feedback and Recommendations

He also reviewed the following project goals:

- Develop a Complete Street
 - Improve Pedestrian, Bicycle, and Transit accommodations
- Increase Safety and Comfort for Pedestrians and Bicyclists
 - Provide a buffer between roadway and bicycle/pedestrian facilities
 - Where feasible, provide physical separation between bicycle/pedestrian facilities
- Beautify the Corridor as a Gateway
 - Provide landscaping and hardscaping materials that provide shade, comfort, safety, and increase the attractiveness of the gateway
- Improve Access and Connections to Local Facilities for All Users
 - Bicyclists
 - Pedestrians
 - Transit
 - UVA Health System Shuttle

Ms. Samberg shared information about the project area as defined by the project SMARTSCALE application, the recommended design concept overview, and graphic renderings.

In response to a question from Vice Mayor Magill regarding native and invasive plant species, Mr. Kling advised that they would work within the urban forestry recommendations for plantings.

Mayor Walker asked about the funding request and whether Council should expect future requests. Mr. Kling advised that request would be expected.

Councilor Payne asked about a buffer strip for bike lanes. Mr. Kling and Mr. Peery shared technical information about project parameters and challenges.

Mayor Walker suggested that City Manager Boyles consider contacting the University of Virginia to discuss their contribution to this project. Mr. Boyles shared information about an adjoining project by Albemarle County and the Virginia Department of Transportation.

On motion by Councilor Hill, seconded by Councilor Snook, Council by the following vote APPROVED the resolution: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker; Noes: none).

RESOLUTION
FONTAINE AVENUE STREETScape PROJECT
DESIGN PUBLIC HEARING APPROVAL

WHEREAS, a Design Public Hearing was conducted on May 12, 2021 in the City of Charlottesville by representatives of the City of Charlottesville and the Commonwealth of Virginia Department of Transportation after due and proper notice for the purpose of considering the proposed design of the Fontaine Avenue Streetscape project under State Project: U000-104- 296 (UPC 109484) and Federal Project number NHPP-5104(255) in the City of Charlottesville, at which hearing aerial photographs, drawings, environmental documentation and other pertinent information were made available for public inspection in accordance with state and federal requirements; and

WHEREAS, all persons and parties in attendance were afforded full opportunity to participate in said public hearing; and

WHEREAS, representatives of the City of Charlottesville were present and participated in said hearing; and

WHEREAS, the Council had previously requested the Virginia Department of Transportation to program this project; and

WHEREAS, the Council fully deliberated and considered all such matters; now

THEREFORE, BE IT RESOLVED that the Council of the City of Charlottesville hereby approves the major design features of the proposed project as presented at the Public Hearing.

BE IT FURTHER RESOLVED that the City of Charlottesville will acquire and/or furnish all right-of-way necessary for this project and certify the same to the Virginia Department of Transportation and Federal Highway Administration at the appropriate time.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute, on behalf of the City of Charlottesville, all necessary agreements required in conjunction with acquiring such rights of way, as well as all other associated standard agreements for construction activities.

18. RESOLUTION*: Appropriating funds from the American Rescue Plan for Eligible Local Activities - \$1,986,100 (2nd reading)

City Manager Boyles provided a summary of the requested appropriation.

Councilor Payne asked about Albemarle County's status with funding right to counsel in eviction cases. Mr. Boyles did not know when the County would take a vote.

On motion by Councilor Hill, seconded by Councilor Snook, Council by the following vote APPROVED the resolution: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker; Noes: None).

Councilor Hill asked Mr. Boyles to explain to the public the City's approach for allocation of American Rescue Plan funds over the next six months.

Mayor Walker advised that with the resurgence of coronavirus, supporting family needs should be prioritized.

**RESOLUTION APPROPRIATING FUNDING FOR
American Rescue Plan for Eligible Local Activities - \$1,986,100**

BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the sum of \$1,986,100 from American Rescue Plan funding is hereby designated to be available for expenditure, at the discretion of the City Manager, for costs associated with eligible ARP expenditures for the following purposes and amounts:

Community Support

Peace in the Streets \$95,000

Mentoring at Lugo-McGinnis Academy \$153,500

Legal Aid Justice Center Eviction Prevention \$300,000

Emergency Relief and Community Assistance \$811,100

Department of Human Services COVID Related Assistance \$176,500

Business Support

Department of Economic Development Recovery Roadmap \$250,000

City Staff Support

City Hall Access Reconfiguration \$200,000

Revenues - \$1,986,100

Fund: 207

Cost Center: 9900000000

G/L Account: 430120

Expenditures

\$95,000

Fund: 207

I/O: 1900420

G/L: 599999

\$153,500	Fund: 207	I/O: 1900420	G/L: 599999
\$300,000	Fund: 207	I/O: 1900420	G/L: 599999
\$811,100	Fund: 207	I/O: 1900421	G/L: 599999
\$176,500	Fund: 207	I/O: 1900421	G/L: 599999
\$250,000	Fund: 207	I/O: 1900421	G/L: 599999
\$200,000	Fund: 207	I/O: 1900420	G/L: 599999

GENERAL BUSINESS

19. REPORT: Rivanna Authorities Quarterly Report (written report only)

Councilors had no questions or comments.

OTHER BUSINESS

Councilor Hill asked City Manager Boyles to clarify the role of the City regarding the Greyhound bus terminal. Mr. Boyles advised that the City role was limited for a private carrier and privately owned station.

MATTERS BY THE PUBLIC

Mayor Walker opened the floor for public comment.

- Robin Hoffman, city resident, shared that she has tried to organize senior citizens and others to make drawings of how they envision downtown parks. She shared ways to help combat H1N1.

The meeting adjourned at 9:28 p.m.

BY Order of City Council

BY Kyna Thomas, Clerk of Council