



**CITY COUNCIL AGENDA**  
**September 6, 2022**  
**CERTIFICATIONS**

J. Lloyd Snook, III, Mayor  
Juandiego Wade, Vice Mayor  
Sena Magill, Councilor  
Michael K. Payne, Councilor  
Brian R. Pinkston, Councilor  
Kyna Thomas, Clerk

**4:00 PM OPENING SESSION**

Register at [www.charlottesville.gov/zoom](http://www.charlottesville.gov/zoom). This portion of the meeting is held electronically in accordance with a local ordinance amended and re-enacted March 7, 2022, to ensure continuity of government and prevent the spread of disease during a declared State of Emergency. Individuals with disabilities who require assistance or special arrangements to participate in the public meeting may call (434) 970-3182 or submit a request via email to [ada@charlottesville.gov](mailto:ada@charlottesville.gov). The City of Charlottesville requests that you provide a 48-hour notice so that proper arrangements may be made.

**Call to Order/Roll Call**

**Agenda Approval**    **APPROVED 5-0 (WADE/ PINKSTON)**

**Reports**

1. Report:            Airport Authority update
2. Report:            Youth JEDI (Justice, Equity, Diversity, and Inclusion) and Climate Justice Ambassadors report on public transportation
3. Report:            Albemarle-Charlottesville Regional Jail update

**5:30 PM CLOSED SESSION as provided by Sections 2.2-3711 and 2.2-3712 of the Virginia Code (Boards and Commissions)**

**6:30 PM BUSINESS SESSION**

This portion of the meeting will accommodate a limited number of in-person public participants in City Council Chamber at City Hall as we employ a hybrid approach to public meetings during the locally declared state of emergency. Registration is available for a lottery-based seating selection at [www.charlottesville.gov/1543/Reserve-a-Seat-for-City-Council-Meeting](http://www.charlottesville.gov/1543/Reserve-a-Seat-for-City-Council-Meeting). Reservation requests may also be made by contacting the Clerk of Council office at [clerk@charlottesville.gov](mailto:clerk@charlottesville.gov) or 434-970-3113.

**Moment of Silence**

**Announcements**

**Recognitions/Proclamations**

- Recognition:        Cyndi Richardson, recipient of the Dr. Fred Frees Crisis Intervention Team (CIT) People with Mental Illness Lived Experience of the Year Award by CIT International
- Proclamation:      Dr. Alvin Edwards Day (*presented August 27*)
- Proclamation:      Minority Business Alliance 10 year anniversary
- Proclamation:      International Day of Democracy

**Consent Agenda\***            **APPROVED 5-0 (PINKSTON/PAYNE)**

4. Minutes:            June 21 Council meeting, August 1 Council meeting
5. Resolution:        Refund of Business License Tax - \$5,719.45 (2nd reading)  
#R-22-106
6. Resolution:        Virginia Homeless Solutions Program (V.H.S.P.) Grant Award - \$539,369  
#R-22-107  
(2nd reading)
7. Resolution:        Belmont Bridge Replacement Project – Appropriation of \$2,697,398 (2nd  
#R-22-108  
reading)

8. **Ordinance:** Amending City Code Section 30-6 to increase the threshold under which the City Treasurer may issue a refund for an erroneous assessment without direction from Council (2nd reading)  
#O-22-109
9. Resolution: United Way reimbursement of Community Resource Hotline Staff Costs - \$26,333.76 (1 of 2 readings)

### City Manager Report

- Report: September update

### Community Matters

Public comment for up to 16 speakers (limit 3 minutes per speaker). Preregistration available for first 8 spaces; speakers announced by Noon on meeting day (9:00 a.m. sign-up deadline). Additional public comment at end of meeting. Public comment for the remaining 8 spaces will alternate between in-person and virtual speakers. Virtual participants can register in advance at [www.charlottesville.gov/zoom](http://www.charlottesville.gov/zoom).

### Action Items

10. Public Hearing/Ord.: City Manager's Proposed Collective Bargaining Ordinance (1 of 2 readings)
11. **Resolution:** For consideration of ending the Locally-declared State of Emergency for COVID-19 (1 reading) **APPROVED 5-0 (PINKSTON/PAYNE)**  
#R-22-110
12. **Resolution:** Endorsing the application of the Albemarle Charlottesville Regional Jail Authority for a Community Based Corrections Plan Needs Assessment and Planning Study (1 reading) **APPROVED 5-0 (PINKSTON/WADE)**  
#R-22-111
13. **Ordinance:** Repealing Sec. 15-36 through Sec. 15-38 of the Charlottesville City Code to Eliminate Local Vehicle License Fees for Certain Motor Vehicles, Trailers, and Semi-Trailers (1 reading)  
#O-22-112  
**APPROVED 3-2 (WADE/SNOOK; Payne and Pinkston opposed)**
14. Resolution: Approval of the Fifth Amended Grant Agreement, Charlottesville Supplemental Rental Assistance Program (CSRAP) (1 reading) **carried to 9/19**
15. Resolution: Appropriating \$675,000 in Charlottesville Supplemental Rental Assistance program (CSRAP) Funding (FY23) for use in acquisition of property (1 of 2 readings)
16. Resolution: ~~Appropriating \$107,203.32 for Jefferson School African American Heritage Center Rent Agreement (1 of 2 readings)~~ **At the request of WADE, Council by unanimous consent removed this item from consideration pending meetings with leadership at the African American Heritage Center.**

### General Business

### Other Business

### Community Matters (2)

Adjournment

**RESOLUTION**

**Authorizing a refund of \$5,719.45 to a taxpaying entity or business, for  
business license taxes paid in error for 2021**

**WHEREAS**, the Commissioner of the Revenue has determined that a taxpaying entity or business paid 2021 Business License Tax to the City of Charlottesville in error; and

**WHEREAS**, that taxpaying entity or business has requested a refund of the amount paid in error; and

**WHEREAS**, the Commissioner of the Revenue has certified that a refund of taxes paid is due in the amount of \$5,719.45; 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 for the City of Charlottesville, Virginia, that the City Council hereby authorizes the City Treasurer to issue a refund of \$5,719.45, payable to that taxpaying entity or business.

**RESOLUTION**  
**Appropriating Funding in the Amount of \$539,369 To Be Received from**  
**Virginia Homeless Solutions Program**

**WHEREAS**, The City of Charlottesville, through the Department of Human Services, has been notified that it will be awarded an additional grant from the Virginia Housing Solutions Program (V.H.S.P.) Fund of the Virginia Department of Housing and Community Development, in the amount of \$539,369.

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Charlottesville, Virginia that, upon receipt of the additional VHSP funding from the Commonwealth, said funding, anticipated in the sum of \$539,369, is hereby appropriated in the following manner:

Revenues			
\$443,321	Fund 209	Order 1900475	GL 430110
\$96,048	Fund 209	Order 1900475	GL 430120
Expenditures			
\$539,369	Fund 209	Order 190475	GL 530550

**RESOLUTION APPROPRIATING \$2,697,398  
for the Belmont Bridge Replacement Project**

**WHEREAS**, a total of \$2,697,398 in federal funds for the Belmont Bridge Replacement Project requires appropriation; and

**NOW, THEREFORE BE IT FURTHER RESOLVED** by the Council of the City of Charlottesville, Virginia that the following is hereby appropriated in the following manner:

**Revenues**

\$2,697,398                  Fund: 426                  WBS: P-00436                  G/L Account: 430120

**Expenditures**

\$2,697,398                  Fund: 426                  WBS: P-00436                  G/L Account: 599999

**BE IT FURTHER RESOLVED** by the Council of the City of Charlottesville, Virginia that \$2,697,398 noted above is conditioned upon the receipt of a fully executed Appendix A and receipt of the funds from the Virginia Department of Transportation (VDOT).

**ORDINANCE**  
**TO AMEND AND REORDAIN SECTION 30-6 OF THE CODE OF THE**  
**CITY OF CHARLOTTESVILLE, TO AUTHORIZE THE TREASURER TO**  
**APPROVE AND ISSUE ANY REFUND UP TO \$10,000 AS THE RESULT**  
**OF AN ERRONEOUS TAX ASSESSMENT**

**BE IT ORDAINED** by the Council of the City of Charlottesville, Virginia, that the Code of the City of Charlottesville, 1990, as amended, Chapter 20 (Taxation), Article I (General), Section 30-6, is hereby amended and reordained as follows:

**CHAPTER 30. TAXATION**

**ARTICLE I. – IN GENERAL**

**Sec. 30-6. Correction of assessments.**

- (a) Any person, firm or corporation assessed by a city official with any local tax authorized by this chapter, and who is aggrieved by any such assessment, may apply to the official who made the assessment for a correction thereof. Such applications shall be governed by the standards and requirements of Chapter 39, Article 5 (§ 58.1-3980 et seq.) of Title 58.1 of the Virginia Code, as may be applicable to the tax in question. Any person assessed with local taxes, aggrieved by any such assessment, may, unless otherwise specifically provided by law, apply for relief to the city's circuit court as provided within § 58.1-3984 of the Code of Virginia.
- (b) In the event that the assessing official determines that they have erroneously assessed an applicant with a local tax, they shall exonerate the applicant from the payment of so much as is erroneously charged, if not already paid into the city treasury. If the assessment has been paid, the city council shall, upon the certificate of the assessing official with the consent of the city attorney that such assessment was erroneous, direct the city treasurer to refund the excess to the taxpayer, with interest if authorized by law. However, the city treasurer is hereby authorized to approve and issue, without the above-referenced certificate, any refund up to ten thousand dollars (\$10,000.00) resulting from an erroneous assessment.

**RESOLUTION**  
**Ending the Local Emergency Declared by the City Manager on March 12, 2020**  
**in response to the Coronavirus 2019**

WHEREAS on March 12, 2020, with the consent of City Council, the City Manager declared a local state of emergency, based on the threat presented by the Coronavirus 2019 pandemic (“COVID-19”) to the public health and safety of residents of the City of Charlottesville; and

WHEREAS in the judgment of City Council all necessary emergency actions have been taken; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CHARLOTTESVILLE THAT the emergency previously declared by the City Manager on March 12, 2020 in response to COVID-19 is hereby ended, and normal governmental authority (i.e., governmental authority not reliant on any emergency powers) shall resume in accordance with the following:

1. In accordance with the provisions of subparagraph C of Virginia Code §2.2-3708.3, all of the city’s various boards and commissions (with the exception of those specifically excepted within the statute) may hold all-virtual meetings, and they are encouraged to do so. Boards and commissions which are eligible to hold all-virtual meetings may hold in-person meetings, or “hybrid” meetings, but may do so only with approval by the City Manager based on findings that:

- (i) an appropriate space is available on City premises,
- (ii) sufficient staff is available to support the meeting and to manage necessary protocols for the meeting, and
- (iii) appropriate measures can be implemented to minimize the potential spread of COVID-19 within any in-person meeting(s) (such as the wearing of masks, the spacing of seats, special cleaning procedures, etc.).

2. The City Manager, in consultation with the Clerk of Council and the City Attorney, is hereby directed to prepare a standard operating procedure (“SOP”), setting forth a uniform policy for all-virtual meetings of all city boards and commissions (other than those which are legal entities separate from the City of Charlottesville), as required by subparagraph C of Virginia Code §2.2-3708.3. All such boards and commissions shall follow this SOP when conducting all-virtual meetings.

3. Upon the expiration of the current Continuity of Government Ordinance on September 8, 2022 (#O-22-029), the governmental processes, procedures and meetings referenced in said ordinance shall be of no further effect; thereafter, all such processes, procedures and meetings shall be conducted in accordance with applicable federal and state laws and regulations, local ordinances, and deadlines stated therein.

**RESOLUTION**

**Endorsing the application of the Albemarle Charlottesville Regional Jail Authority for a Community Based Corrections Plan Needs Assessment and Planning Study**

**WHEREAS** on August 2, 2022 the Albemarle Charlottesville Regional Jail Authority (ACRJ) adopted a resolution requesting the State Board of Local and Regional Jails to give its approval to a Community Based Correction Plan Needs Assessment and Planning Study, along with state funding for reimbursement of twenty-five percent (25%) of all eligible costs (subsequent to Governor and General Assembly Funding); and

**WHEREAS** in addition to the favorable votes cast by the City's members of the governing board of the ACRJ, this City Council desires to independently endorse the request made by ACRJ to the State Board; now, therefore,

**BE IT RESOLVED** by the Council of the City of Charlottesville, Virginia, that endorsement is hereby given for ACRJ's request to the State Board of Local and Regional Jails, made pursuant to Code of Virginia Section 53.1-81, for approval of the proposed Community Based Correction Plan Needs Assessment and Planning Study, along with state funding for reimbursement of twenty-five percent (25%) of all eligible costs (subsequent to Governor and General Assembly Funding).



## ORDINANCE

### Repealing Sec. 15-36 through Sec. 15-38 of the City Code, thereby repealing vehicle license fees for certain motor vehicles, trailers, and semi-trailers

**BE IT ORDAINED** by the Council of the City of Charlottesville, Virginia, that: Sec. 15-36 through Sec. 15-38, of the Code of the City of Charlottesville, 1990, as amended, are hereby repealed and reordained as follows:

## CHAPTER 15. MOTOR VEHICLES AND TRAFFIC

### ARTICLE II. – LOCAL VEHICLE LICENSE

*Secs. 15-36—15-38. - Reserved.*

#### Sec. 15-36. License required.

- (a) *Subject vehicles.* For each and every calendar year, every person who owns or leases any motor vehicle, trailer or semitrailer that is normally garaged, stored or parked within the city for all or a portion of that year shall obtain a city license for such motor vehicle, trailer or semitrailer. If persons administering the provisions of this ordinance cannot determine where such motor vehicle is normally garaged, stored or parked, then such person shall be required to obtain a city license for the motor vehicle, trailer or semitrailer if they are a domiciliary of the City of Charlottesville.
- (b) *Grace period.* The owner of the subject motor vehicle, trailer or semitrailer shall contact the commissioner of the revenue, in order to register for the license(s) required by this section within thirty (30) days of (i) purchasing a state license plate for such motor vehicle, trailer or semitrailer, or (ii) becoming a resident of the city.
- (c) *Application.* Submission of the personal property tax return referenced within section 30-35 of the City Code shall constitute application for the license required by this section
- (d) *Approval.* The license(s) required by this section shall be deemed granted upon (i) the city's receipt of the return required by section 30-35 of the City Code and payment of the license fee(s) required by section 15-37, below, and (ii) the city's receipt of payment in full of all personal property taxes which have been assessed with respect to the motor vehicle, trailer or semitrailer to be licensed. No motor vehicle, trailer or semitrailer shall be deemed licensed by the city until its owner has produced satisfactory evidence that all personal property taxes on such motor vehicle, trailer or semitrailer to be licensed have been paid, as well as satisfactory evidence that any delinquent personal property taxes owing have been paid.

#### Sec. 15-37. License fee.

(a) *Fee established.* The license fee(s) required by this section shall be in addition to any personal property or other taxes applicable to the subject motor vehicle, trailer or semitrailer.

(b) The annual fee for the licenses required by section 15-36 shall be as set forth below:

License Type	Situs Date	Situs Date	Situs Date	Situs Date
	Jan. 15 — Mar. 31	April 1 — June 30	July 1 — Sept. 30	Oct. 1 — Dec. 15
	Amount (\$)	Amount (\$)	Amount (\$)	Amount (\$)
Passenger car, 4,000 pounds or less	\$28.50	\$21.35	\$14.25	\$7.10
Passenger car, more than 4,000 pounds, and trucks	33.50	25.10	16.75	8.35
Motor vehicles operated or used for rent or hire, up to 13,000 pounds:				
-5,499 or less	22.70	17.00	11.35	5.65
-5,500 — 10,000	29.35	22.00	14.65	7.30
-10,001 — 10,499	30.70	23.00	15.35	7.65
-10,500 — 11,000	32.40	24.30	16.20	8.10
-11,001 — 11,499	33.90	25.40	16.95	8.45
-11,500 — 12,000	35.75	26.80	17.85	8.90
-12,001 — 12,499	37.35	28.00	18.65	9.30
-12,500 — 13,000	39.40	29.55	19.70	9.85
Motor vehicles operated or used for rent or hire, more than 13,000 pounds	69.40	52.05	34.70	17.35
Motoreycles	8.50	6.35	4.25	2.10
Trailers and semitrailers:				
-Registered gross weight (pounds) 1,500 or less	10.00	7.50	5.00	2.50
-Registered Gross Weight (pounds) 1,501 — 4,000	20.50	15.35	10.25	5.10
-More than 4,000	25.50	19.10	12.75	6.35

(c) *When fee dues and payable.* License fees for all vehicles shall be due and payable on the same due date as that of the first tax bill for each license year. If any license fee owed pursuant to this article is not paid on or before its due date, then the treasurer may add the cost of any fee incurred by the city pursuant to § 46.2-752(J), to the license fee due and owing to the city.

(d) *Proration.* The annual license fee required for a motor vehicle or trailer that acquires a situs within the city during the license year shall be as set forth in the table in section 15-37(b), above. When any motor vehicle or trailer loses its situs in the city or changes ownership after January 15 and before October 1 of the license year, any vehicle license fee assessed on such vehicle shall be relieved, and any amount of the vehicle license fee already paid shall be refunded, on a prorated basis as set forth in the table in section 15-37(b), above, for the remaining portion of the license year; provided, however, that in the case of a change in situs, a refund shall be made only if a similar license fee for the same period has been assessed on the motor vehicle or trailer in another jurisdiction and proof is received of payment of said assessment.

(e) *Conflict with state law.* Nothing in this section shall be construed as imposing a license fee on any such vehicle in excess of the amount authorized by state law.

(f) *Collection.* The city treasurer shall, after the due date of any license fee required by this section, collect such license fee in accordance with the provisions of § 58.1-3919 of the Virginia Code and any other applicable state law. Additionally, the treasurer shall have the authority to take action any authorized by § 46.2-752(J) of the Virginia Code.

**Sec. 15-38. Exemptions.**

(a) The following shall be exempt from the annual license and license fee required by this article:

(1) One (1) motor vehicle owned by any member in good standing of the volunteer organizations known and designated as the Charlottesville Fire Company and the Charlottesville Albemarle Rescue Squad, and every member in good standing of an Albemarle County Volunteer Fire Company who resides within the corporate limits of the city. In determining the availability of this exemption with respect to a particular motor vehicle, the treasurer shall utilize the membership list provided to the commissioner of revenue pursuant to section 30-39 of the City Code. Any person who ceases to be a member in good standing of any such organization shall pay the appropriate license tax on such vehicle for the balance of the license year, prorated on the same basis as provided in section 15-37(d), above.

(2) Any motor vehicle, trailer or semitrailer owned by the Charlottesville Fire Company and the Charlottesville Albemarle Rescue Squad.

(3) Any motor vehicle referenced within § 46.2-755 of the Virginia Code;

(b) The exemption authorized by this section shall be denied to an otherwise qualified person, if such person has failed to timely pay personal property taxes due and owing with respect to any motor vehicle owned by such person.