



**CITY COUNCIL AGENDA**  
**February 21, 2023**  
**CERTIFICATIONS**

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

**4:00 PM OPENING SESSION**

Register at [www.charlottesville.gov/zoom](http://www.charlottesville.gov/zoom). The public may view this portion of the meeting electronically by registering in advance for the Zoom webinar or on the City's streaming platforms and local government Channel 10. 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**

**Reports**

1. Report: Polco National Community Survey Presentation
2. Report: State of the Forest - Tree Commission
3. Report: City of Charlottesville Environmental Standards

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

**Vote to meet in closed session APPROVED 4-0 (PINKSTON/PAYNE)**

**Vote to certify closed session APPROVED 4-0 (PNKSTON/WADE)**

**Council Seat Announcement and Swearing In APPROVED 4-0 (WADE/PINKSTON)**

**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. 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**

**Board/Commission PCOB APPROVED 4-0 (PINKSTON/WADE)**

**Appointments**

4. Resolution: Charlottesville Affordable Housing Fund Committee membership, replacing Resolution #R-23-012 (1 reading)  
**Appointments APPROVED 4-0 (PINKSTON/WADE); pending certification on 3/6 to correct an appointment error**
5. Resolution: Appointing the membership of the Community Development Block Grant (CDBG) and Home Investment Partnerships Program (HOME) Task Force, Pursuant to City Code Section 2-417 (1 reading)  
**Appointments APPROVED 4-0 (PINKSTON/WADE); resolution correction pending for 3/6 meeting**

**Consent Agenda\* APPROVED 4-0 (PINKSTON/WADE)**

6. Minutes: February 6 Council meeting, February 8 joint Council-School Board work session, February 10 and 13 special meetings

7. **Resolution:** #R-23-022 Appropriating funds for Safe Routes to School Program (SRTS) Non-Infrastructure Grants - \$ 229,803 (2nd reading)
8. **Resolution:** #R-23-023 Appropriating Supreme Court of Virginia Behavioral Health Docket Grant in the amount of \$61,500 for operations of the therapeutic docket program (2nd reading)
9. **Resolution:** #R-23-024 Appropriating State Criminal Alien Assistance Program (SCAAP) Grant for 2021 reimbursement in the amount of \$7,743 (2nd reading)
10. **Resolution:** #R-23-025 Appropriating funds for appraisal services at 0 East High Street - \$3,800 (2nd reading)
11. **Resolution:** #R-23-026 Appropriating funds for the purchase of Charlottesville Area Transit radio equipment - \$237,000 (2nd reading)
12. **Resolution:** #R-23-027 Considering a Special Use Permit for the Three Notch'd Brewery Expansion (1 reading)
13. **Resolution:** Appropriating funds for reimbursement of United Way Community Resource Hotline Staff Costs - \$45,559.02 (1 of 2 readings)
14. **Resolution:** #R-23-028 Authorizing Signature Authority for Virginia Department of Transportation (VDOT) (1 reading)
15. **Resolution:** #R-23-029 Supporting redevelopment of 1025 Park Street A & B (formerly MACAA Redevelopment) (1 reading)

**City Manager Report  
Community Matters**

Public comment for up to 16 speakers (limit 3 minutes per speaker). Preregistration available for first 8 spaces at <https://www.charlottesville.gov/692/Request-to-Speak>; speakers announced by Noon on meeting day (9:00 a.m. sign-up deadline). Additional public comment at end of meeting.

**Action Items**

16. **Appeal:** 507 Ridge Street - BAR Denial of a Certificate of Appropriateness for Demolition of Cottage/Shed (BAR 22-11-03)  
By Motion the Certificate of Appropriateness was APPROVED 4-0 (PINKSTON/WADE)
17. **Resolution:** #R-23-030 Appropriating funds in support of BEACON's Kitchen Project - \$500,000 (2nd reading, amended)  
APPROVED 4-0 (PINKSTON/PAYNE)
18. **Resolution:** #R-23-031 Authorizing City Council to engage an executive search firm to assist in the selection of a new City Manager and for the Mayor to execute documents related thereto  
APPROVED 4-0 (PINKSTON/PAYNE)

**General Business**

**Other Business**

**Community Matters (2)**

**Adjournment**

**RESOLUTION APPROPRIATING FUNDS for  
Safe Routes to School Program (SRTS) Non-Infrastructure Grants  
\$ 229,803**

**WHEREAS**, the Safe Routes to School Program (SRTS) non-infrastructure grant, providing Federal payments for **education, encouragement, evaluation and enforcement** programs to promote safe walking and bicycling to school has been awarded the City of Charlottesville, in the amount of \$183,842;

**WHEREAS**, the two year SRTS award is a 80% reimbursement program requiring a 20% match of \$45,961. It will come from in kind donations and volunteer services from Charlottesville Area Mountain Bike Club

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

**REVENUE**

\$183,842	Fund: 209	Cost Center: 3901008000	G/L: 430120
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**EXPENDITURES**

(expenditures and salary)

\$79,842	Fund: 209	Cost Center: 3901008000	G/L: 599999
\$104,000	Fund: 209	Cost Center: 3901008000	G/L: 519999

**BE IT FURTHER RESOLVED**, that this appropriation is conditioned upon the receipt of \$183,842 from the Virginia Department of Transportation.

**RESOLUTION**

**Appropriating the Grant for Charlottesville - Albemarle Therapeutic Docket Grant  
Award in the amount of \$61,500**

**WHEREAS**, the Supreme Court of Virginia awarded the Supreme Court of Virginia Behavioral Health Docket Grant in the amount of \$61,500 for the Charlottesville - Albemarle Therapeutic Docket 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 \$167,200; and

**WHEREAS**, the grant award covers the period September 1, 2022 through June 30, 2023.

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Charlottesville, Virginia, that the sum of \$61,500, received as a grant from the Supreme Court of Virginia, is hereby appropriated in the following manner:

**Revenues**

\$61,500      Fund: Internal Order: #1900499      G/L Account: 430110 (State Grant)

**Expenditures**

\$61,500      Fund: Internal Order: #1900499      G/L Account: 530670

**BE IT FURTHER RESOLVED**, that this appropriation is conditioned upon the receipt of \$61,500 from the Supreme Court of Virginia.

**RESOLUTION APPROPRIATING  
State Criminal Alien Assistance Program (SCAAP) Grant for 2021  
reimbursement - \$7,743**

**WHEREAS**, the State Criminal Alien Assistance Program (SCAAP) 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 Regional Jail, in the amount of \$7,743.

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Charlottesville, Virginia that a total of \$6,040 be appropriated and passed through to the Albemarle-Charlottesville Regional Jail and \$1,703 be appropriated and passed through to Justice Benefits, Inc.

**Revenues**

\$7,743	Fund: 211	Internal Order: 1900509	G/L Account: 431110
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**Expenses**

\$6,040	Fund: 211	Internal Order: 1900509	G/L Account: 530550
\$1,703	Fund: 211	Internal Order: 1900509	G/L Account: 530670

**BE IT FURTHER RESOLVED**, that this appropriation is conditioned upon the receipt of \$7,743 from the U. S. Bureau of Justice Assistance.

**RESOLUTION APPROPRIATING FUNDING FOR  
Appraisal Services at 0 East High Street  
\$3,800**

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Charlottesville, Virginia that the sum of \$3,800 is hereby paid from currently appropriated funds in the Council Strategic Initiatives account in the General Fund for appraisal services at 0 East High Street.

\$3,800

Fund: 105

Cost Center: 10110010000

**RESOLUTION**

**Appropriating the Amount of \$237,000 from the CIP Contingency funds for the Purchase of Charlottesville Area Transit Radio Equipment**

**WHEREAS**, the radio equipment compatible with the regional emergency communication system does not meet the Federal Transit Administration's (FTA) Buy America guidelines and;

**WHEREAS**, Charlottesville Area Transit (CAT) cannot apply any federal FTA funding for the purchase or installation of new radio equipment;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Charlottesville, Virginia that the following is hereby transferred from CIP Contingency funds in the following manner:

**Transfer From**

\$237,000      Fund: 426      WBS: CP-080      G/L Account: 599999

**Transfer To**

\$237,000      Fund: 426      Internal Order: 1000008      G/L Account: 599999

**RESOLUTION**  
**Granting a Special Use Permit for a Small Brewery at**  
**522 2<sup>nd</sup> Street SE**  
**Application SP22-00011**

**WHEREAS** Three Notch'd Brewing Company, LLC (“Applicant”) represents the owners of certain land identified within the City of Charlottesville real estate records by Real Estate Parcel Identification No. 280208100 (the “Subject Property”), which has frontage on 2<sup>nd</sup> Street SE and Monticello Avenue; and

**WHEREAS** the Subject Property is located in the Downtown Extended Mixed Use Corridor zoning district, and according to the Use Matrix set forth within City Code 34-796, small breweries are a permissible use of the Subject Property only if authorized by City Council by special use permit; and

**WHEREAS** the proposed small brewery is described in more detail within the application materials dated September 21, 2022, submitted in connection with SP22-00011, as required by City Code 34-158 (the “Application Materials”); and

**WHEREAS** the City Council and the Planning Commission conducted a joint public hearing on January 10, 2023, following public notice given in accordance with applicable law; and

**WHEREAS** the Planning Commission considered and recommended approval of this application at their January 10, 2023 meeting, subject to conditions recommended within the Staff Report; now, therefore,

**BE IT RESOLVED by the Council for the City of Charlottesville, Virginia**, that a Special Use Permit is hereby granted to allow a small brewery to be established on the Subject Property subject to the following conditions:

1. No expanded brewery production (beyond 15,000 barrels per year) is permitted on the subject property until:
  - a. The Utilities Department confirms existing sanitary sewer facilities can adequately handle the increased biological oxygen demand generated by the expansion in brewery production, or
  - b. Facilities on the subject property are upgraded to address the increased biological oxygen demand, and the Utilities Department confirms the upgraded facilities will adequately handle the increased demand.



**RESOLUTION**  
**AFFIRMING THE CITY OF CHARLOTTESVILLE, VIRGINIA'S COMMITMENT TO**  
**FUND THE LOCALITY SHARE OF PROJECTS PURSUANT TO AGREEMENT WITH**  
**THE VIRGINIA DEPARTMENT OF TRANSPORTATION**  
**AND TO PROVIDE SIGNATURE AUTHORITY**

**WHEREAS**, the City of Charlottesville, Virginia (the "City") is a recipient of Virginia Department of Transportation ("VDOT") funds under various grant programs for transportation-related projects; and

**WHEREAS**, in order to receive VDOT funds under said grant programs, the governing body of a locality must, by resolution, provide assurance to VDOT of its commitment to funding its local share; now therefore,

**BE IT RESOLVED**, by the Council for the City of Charlottesville, Virginia, that the City commits to provide funding sufficient to meet its local share of preliminary engineering, right-of-way, and construction (as applicable) of the project(s) under agreement with VDOT in accordance with each project's financial document(s); and,

**BE IT FURTHER RESOLVED**, that the City Manager for the City of Charlottesville, Virginia, and/or his designees is authorized to execute all agreements and/or addendums on behalf of the City for any approved projects with VDOT.

**In witness whereof, the forgoing was adopted by City Council of Charlottesville, Virginia on February 21, 2023.**

(locality seal) *Kyna Thomas*  
Kyna Thomas, City Clerk



	<u>Aye</u>	<u>No</u>
vacancy		
Payne	x	_____
Pinkston	x	_____
Snook	x	_____
Wade	x	_____

**RESOLUTION**

**Financial Resolution Supporting 1025 Park Street A & B (f/k/a MACAA)**

**Parcel Number: 470007100**

**NOW, THEREFORE BE IT RESOLVED** that the Council of the City of Charlottesville, Virginia hereby commits up to \$3,770,000 in the form of grants for the development of 1025 Park Street A & B (f/k/a MACAA redevelopment project) subject to Piedmont Housing Alliance satisfying the conditions of a Memorandum of Understanding agreed to by the City and Piedmont Housing Alliance. The commitment of up to \$3,770,000 will help to subsidize 1025 Park Street A & B which in turn will create approximately 86 newly constructed affordable housing units in the City of Charlottesville. This commitment will be made to Piedmont Housing Alliance.

**RESOLUTION**

**New Hill Development Corporation - BEACON's Kitchen \$500,000**

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlottesville, Virginia that the sum of \$500,000 is hereby authorized to be allocated from currently appropriated funds in the ARP Strategic Investment Account (\$500,000) to New Hill Development Corporation upon the drafting of an approved Donation Agreement between the City of Charlottesville and New Hill Development Corporation and pursuant to said Agreement, the City Manager is hereby authorized to execute the Donation Agreement with New Hill Development Corporation.

\$500,000      Fund: 207                      I/O:1900491

**RESOLUTION**

**Authorizing City Council to Engage the Executive Search Firm POLIHIRE to Assist the Charlottesville City Council in the selection of a new City Manager and for the Mayor to Execute Documents Related Thereto.**

**WHEREAS** the City of Charlottesville, Virginia ( the “City”) is currently served by an Interim City Manager; and

**WHEREAS** the City issued a Request for Quotations (“RFQ”) to assist the Charlottesville City Council in the selection of a new City Manager (the “Services”); and

**WHEREAS** the Services are more fully described in RFQ #23-56; and

**WHEREAS** the Interim City Manager has recused himself from all aspects of procuring said Services;

**WHEREAS** City Council has the power to award a contract to procure the Services pursuant to City Code Sec. 2-36; and

**WHEREAS** City Council desires to engage the firm of POLIHIRE to provide said Services; and

**WHEREAS** City Council has the power to authorize the Mayor of the City of Charlottesville to execute documents necessary to engage POLIHIRE to provide said Services pursuant to City Code Sec. 2-36; now therefore,

**BE IT RESOLVED by the Council for the City of Charlottesville, Virginia**, that City Council shall engage POLIHIRE to assist the Charlottesville City Council in the selection of a new City Manager; and

**BE IT FURTHER RESOLVED that the Mayor for the City of Charlottesville** is authorized to execute documents, approved as to form by the City Attorney, to retain POLIHIRE to assist the Charlottesville City Council in the selection of a new City Manager.