



CITY COUNCIL AGENDA
January 22, 2013

6:00 p.m. – 7:00 p.m.

**Closed session as provided by Section 2.2-3712 of the Virginia Code
(Second Floor Conference Room)**

TYPE OF ITEM

SUBJECT

**CALL TO ORDER
PLEDGE OF ALLEGIANCE
ROLL CALL**

**AWARDS/RECOGNITIONS
ANNOUNCEMENTS**

MATTERS BY THE PUBLIC Public comment will be permitted for the first 12 speakers to sign up in advance of the meeting (limit of 3 minutes per speaker) and at the end of the meeting on any item, provided that a public hearing is not planned or has not previously been held on the matter.

COUNCIL RESPONSES TO MATTERS BY THE PUBLIC

- 1. CONSENT AGENDA*** (Items removed from the consent agenda will be considered at the end of the regular agenda.)
- a. Minutes for January 7
 - b. APPROPRIATION: Reimbursement for Attendance to the International Code Conference \$1,927.01
(2nd of 2 readings)
 - c. APPROPRIATION: Reimbursement to City for American Planning Association Web Training Sessions – \$960
(2nd of 2 readings)
 - d. APPROPRIATION: Bank On Greater Charlottesville Funding from the Coalition of Economic Opportunity, C/O the Legal Aid Justice Center - \$20,500 (2nd of 2 readings)
 - e. RESOLUTION: MAP-21 Grant Application for Construction of McIntire Park Trail Bridge over Norfolk-Southern Railroad (1st of 1 reading)
 - f. ORDINANCE: Relocate Carver Precinct to Carver Recreation Center (2nd of 2 readings)
- 2. PUBLIC HEARING / ORDINANCE*** Stormwater Utility (1st of 2 readings)
- 3. REPORT / RESOLUTION*** Transfer from Capital Improvement Program Contingency Fund for the Renovation of Buford Middle School and Charlottesville High School Science Labs – \$3,000,000
(1st of 1 reading)
- 4. REPORT** RWSA Quarterly Update
- 5. REPORT** Towing Ordinance (1st of 2 readings)
- 6. REPORT** Jefferson School African American Heritage Center Funding Request
- 7. REPORT / RESOLUTION*** Land Purchase at Kenwood Lane for Greenbelt Trail Expansion (1st of 1 reading)

**OTHER BUSINESS
MATTERS BY THE PUBLIC**

*ACTION NEEDED

APPROPRIATION

**Reimbursement for Attendance to the International Code Conference
\$1,927.01**

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$1,927.01, received as reimbursement for attendance to the International Code Conference, is hereby appropriated in the following manner:

Revenue – \$1,927.01

Fund: 105

Cost Center: 3901001000

G/L Account: 451999

Expenditures - \$1,927.01

Fund: 105

Cost Center: 3901001000

G/L Account: 599999

APPROPRIATION

**Reimbursement to City for American Planning Association Web Training Sessions
\$960**

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$960 received from the Virginia Chapter American Planning Association is hereby appropriated in the following manner:

Revenue – \$960

Fund: 105

Cost Center: 3901001000

G/L Account: 451999

Expenditures - \$960

Fund: 105

Cost Center: 3901001000

G/L Account: 530210

APPROPRIATION
Bank On Greater Charlottesville Funding from the Coalition of Economic Opportunity,
C/O the Legal Aid Justice Center
\$20,500

WHEREAS, the City of Charlottesville has been given \$20,500 from the Coalition of Economic Opportunity C/O the Legal Aid Justice Center for the Bank On Greater Charlottesville Program; and

WHEREAS, the funding is given for the period from July 1, 2012 through June 30, 2013.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$20,500 is hereby appropriated in the following manner:

Revenue – \$20,500

\$20,500 Fund: 213 Cost Center: 3413006000 G/L Account: 451020

Expenditures - \$20,500

\$20,500 Fund: 213 Cost Center: 3413006000 G/L Account: 599999

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$20,500 from the Coalition of Economic Opportunity C/O the Legal Aid Justice Center.

RESOLUTION

MAP-21 Grant Application for Construction of McIntire Park Trail Bridge over Norfolk-Southern Railroad

Whereas, in accordance with Commonwealth Transportation Board construction allocation procedures, it is necessary that a request by resolution be received from the sponsoring local jurisdiction or state / federal agency in order that the Virginia Department of Transportation establish an enhancement project in the City of Charlottesville.

Now, Therefore, Be It Resolved, that the City of Charlottesville, requests the Commonwealth Transportation Board to establish a project for the improvement of the McIntire Park railroad bicycle and pedestrian bridge.

Be It Further Resolved, that the City of Charlottesville hereby agrees to provide a minimum 20 percent of the total cost for planning and design, right of way, and construction of this project.

Be It Further Resolved, that the City of Charlottesville hereby agrees to enter into an agreement with the Virginia Department of Transportation to provide oversight that ensures the 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.

Be It Further Resolved, that the City of Charlottesville will be responsible for maintenance, upkeep and operating costs of any facility constructed with Enhancement Program funds.

Be It Further Resolved, that if the City of Charlottesville subsequently elects to cancel this project 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. The City of Charlottesville also agrees to repay any funds previously reimbursed that are later deemed ineligible by the Federal Highway Administration.

Approved by Council
January 22, 2013

A handwritten signature in cursive script, reading "Yuzge Bayfield", is written over a horizontal line.

Clerk of Council

**AN ORDINANCE
AMENDING AND REORDAINING SECTION 9-28 OF ARTICLE II
OF CHAPTER 9 OF THE CHARLOTTESVILLE CITY CODE, 1990, AS AMENDED,
RELATING TO THE RELOCATION OF THE POLLING PLACE
FOR THE CARVER PRECINCT BACK TO CARVER RECREATION CENTER.**

BE IT ORDAINED by the Council of the City of Charlottesville, Virginia, that Section 9-28 of Article II of Chapter 9 of the Code of the City of Charlottesville, 1990, as amended, is hereby amended and reordained, as follows:

**CHAPTER 9. ELECTIONS
Article II. Election Districts and Voting Places**

Sec. 9-26. Generally.

Each ward of the city shall constitute two (2) election precincts, as defined in this article, except in the third ward, which shall constitute three (3) election precincts. Elections in each district in each ward shall be held at such voting places as may from time to time be designated by the council. The voting places, as now constituted, shall be so continued unless and until changed by the council, but no change shall be made in any voting place within sixty (60) days next preceding any general election.

Sec. 9-17. First ward.

...

Sec. 9-28. Second ward.

(a) Carver precinct. The Carver precinct of the second ward shall embrace all territory in the second ward lying south of the centerline of Rugby Avenue and south of the centerline of that portion of the U.S. Route 250 Bypass which is east of Rugby Avenue and west of McIntire Road. The voting place for this precinct shall be the Carver Recreation Center located at 233 Fourth Street, N.W. Virginia Institute of Autism located at 1414 Westwood Road.

(b) Walker precinct. The Walker precinct of the second ward shall embrace all territory in the second ward lying north of the centerline of Rugby Avenue and north of the centerline of that portion of the U.S. Route 250 Bypass which is east of Rugby Avenue and west of Locust Avenue. The voting place for this precinct shall be the Walker Upper Elementary School.

CARVER PRECINCT

Temporary Polling Place
1414 Westwood Road

PLEASE NOTE!

THE POLLING PLACE FOR CARVER PRECINCT
HAS BEEN TEMPORARILY MOVED TO 1414
WESTWOOD ROAD.

RESOLUTION
Renovation of Buford Middle School and Charlottesville High School Science Labs
\$3,000,000

BE IT RESOLVED by the City Council of the City of Charlottesville, Virginia, that the \$3,000,000 will be transferred from the Capital Projects Contingency account to the Buford Middle and CHS science lab renovation account.

Transfer From

\$3,000,000 Fund: 426 WBS: CP-080 GL Account: 599999

Transfer To

\$3,000,000 Fund: 426 WBS: P-00754 GL Account: 599999

RESOLUTION
AUTHORIZING PURCHASE OF LAND (1279 KENWOOD LANE)
FROM RANDY L. EDMONDS (Greenbelt Trail Expansion)

WHEREAS, the City desires to purchase, and Randy L. Edmonds has agreed to sell to the City of Charlottesville, the property located at 1279 Kenwood Lane, more particularly identified as Parcel 32 on City Tax Map 43B; and

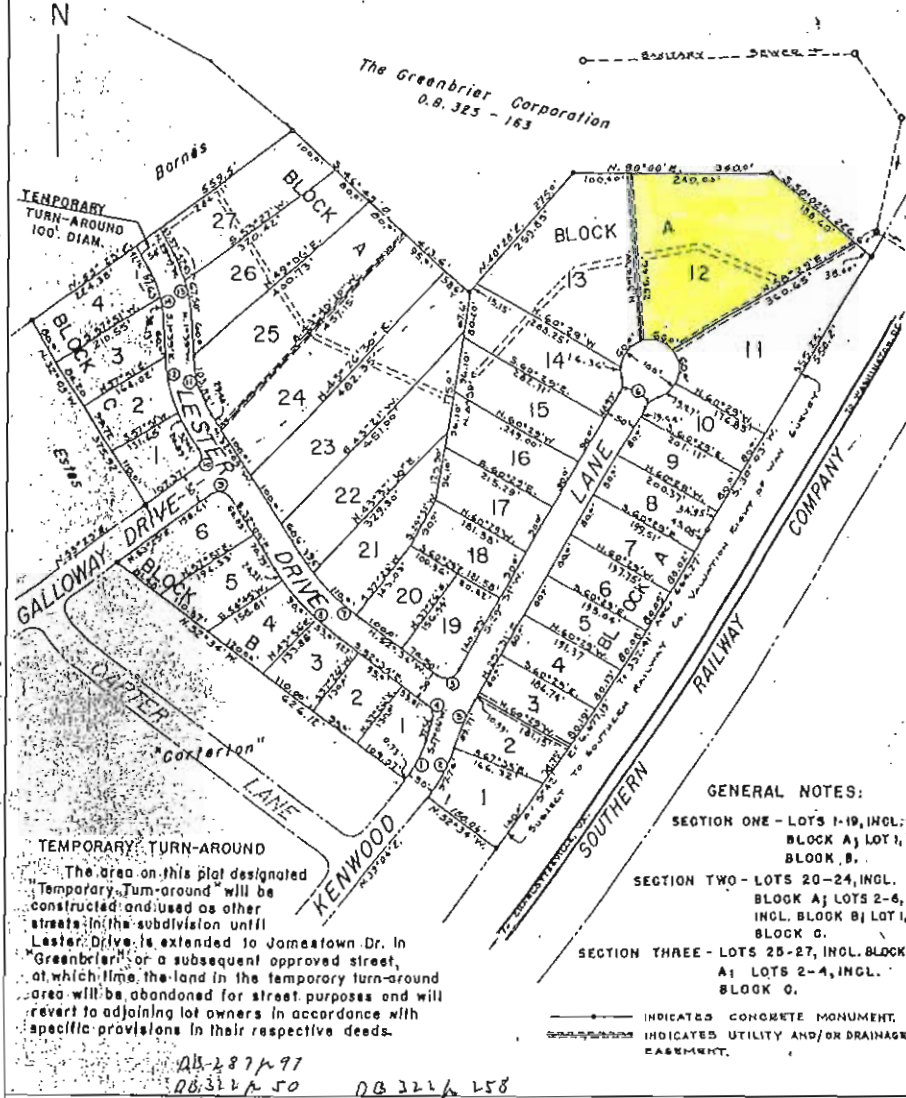
WHEREAS, the subject property is shown as Lot 12 of Block A on the attached plat of Arlington Heights Subdivision dated Jan. 1957, by A. R. Sweet and Associates; and

WHEREAS, Mr. Edmonds has signed an agreement evidencing the terms of the sale of the subject property to the City for \$156,000.00, which funds have been appropriated and are available in Account P-00534 in the Parks and Recreation FY2013 budget; and

WHEREAS, City staff have recommended the purchase of the subject property to expand its parkland and the greenbelt trail system, and provide for stream and forest preservation; now, therefore

BE IT RESOLVED by the Council for the City of Charlottesville, Virginia, that the City Council hereby authorizes the purchase of the property at 1279 Kenwood Lane from Randy L. Edmonds, as shown on the attached plat, and the City Attorney is hereby directed to take whatever steps are necessary to effect the closing of the conveyance of the subject property to the City.

① Δ: 22°00' R: 206.50' T: 40.24' Arc: 79.15'	② Δ: 22°00' R: 254.50' T: 49.84' Arc: 98.49'	③ Δ: 12°25' R: 413.35' T: 45.05' Arc: 89.31'	④ Δ: 69°40' R: 28.00' T: 17.40' Arc: 30.40'	⑤ Δ: 31°55' R: 25.00' T: 28.72' Arc: 42.72'	⑥ Δ: 46°00' R: 38.36' T: 14.65' Arc: 27.77'	⑦ Δ: 20°25' R: 410.25' T: 75.50' Arc: 143.40'
⑧ Δ: 20°25' R: 410.25' T: 75.50' Arc: 143.40'	⑨ Δ: 24°20' R: 25.00' T: 27.05' Arc: 41.22'	⑩ Δ: 05°32' R: 25.00' T: 23.12' Arc: 37.32'	⑪ Δ: 30°30' R: 195.95' T: 23.18' Arc: 103.95'	⑫ Δ: 30°30' R: 245.01' T: 54.85' Arc: 130.46'	⑬ Δ: 27°40' R: 248.36' T: 46.16' Arc: 119.95'	⑭ Δ: 27°40' R: 410.25' T: 48.84' Arc: 95.78'



TEMPORARY TURN-AROUND
The area on this plat designated Temporary Turn-around will be constructed and used as other streets in the subdivision until Lester Drive is extended to Jamestown Dr. In Greenbrier or a subsequent approved street, at which time the land in the temporary turn-around area will be abandoned for street purposes and will revert to adjoining lot owners in accordance with specific provisions in their respective deeds.

GENERAL NOTES:
SECTION ONE - LOTS 1-19, INCL. BLOCK A; LOT 1, BLOCK B.
SECTION TWO - LOTS 20-24, INCL. BLOCK B; LOTS 2-6, INCL. BLOCK B; LOT 1, BLOCK C.
SECTION THREE - LOTS 25-27, INCL. BLOCK A; LOTS 2-4, INCL. BLOCK C.
● INDICATES CONCRETE MONUMENT.
--- INDICATES UTILITY AND/OR DRAINAGE EASEMENT.

AB-287 p 97
DB-324 p 50 DB-324 p 158

APPROVED & EXECUTED BY:

COUNTY PLANNING COMMISSION <i>William A. ...</i> CHAIRMAN <i>Hugh ...</i> SECRETARY January 15, 1957	CITY PLANNING COMMISSION <i>Sam A. ...</i> CHAIRMAN <i>...</i> SECRETARY February 18, 1957	COUNTY BOARD OF SUPERVISORS <i>John ...</i> CHAIRMAN <i>Gene T. ...</i> SECRETARY March 20, 1957
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OWNERS APPROVAL
This plat is approved as shown and all streets indicated hereon, if not previously dedicated, are hereby dedicated to public use.
W. A. Lester
JANUARY 15, 1957



SURVEY CERTIFICATION
Certified to be correct and accurate.
A. R. Sweet
JANUARY 11, 1957

SUBDIVISION PLAT
SECTIONS ONE, TWO & THREE
"ARLINGTON HEIGHTS"
NEAR CHARLOTTESVILLE
ALBEMARLE COUNTY, VIRGINIA
JAN. 1957

A. R. SWEET AND ASSOCIATES
ENGINEERS - SURVEYORS
CHARLOTTESVILLE, VIRGINIA