



**CITY COUNCIL AGENDA**  
**January 3, 2022**  
**rescheduled/continued to**  
**January 5, 2022**  
**CERTIFICATIONS**

**Members**  
Sena Magill  
Michael K. Payne  
Brian R. Pinkston  
J. Lloyd Snook, III  
Juandiego Wade  
Kyna Thomas, Clerk

**5:30 PM Closed session as provided by Sections 2.2-3711 and 2.2-3712 of the Virginia Code (Boards and Commissions; legal consultation)**

Virtual/electronic meeting. Meeting begins and ends in open session.

**6:30 PM Regular Meeting**

Register at [www.charlottesville.gov/zoom](http://www.charlottesville.gov/zoom). Virtual/electronic meeting in accordance with a local ordinance amended and re-enacted October 4, 2021, 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 (City Manager/Deputy)**

**MOMENT OF SILENCE**

**ROLL CALL**

**ORGANIZATIONAL MEETING**

**AGENDA APPROVAL (New Mayor) APPROVED 5-0 (PINKSTON/PAYNE)**

**ANNOUNCEMENTS (and Update from Blue Ridge Health Department)**

**RECOGNITIONS/PROCLAMATIONS**

**BOARDS AND COMMISSIONS (Council Seats) APPROVED 5-0 (MAGILL/PINKSTON)**

**CONSENT AGENDA\* APPROVED 5-0 (MAGILL/PAYNE)**

1. Minutes: November 15 closed and regular meetings, December 6 work session, closed meeting and regular meeting
2. Resolution: Appropriating funds for COVID Homelessness Emergency Response Program (C.H.E.R.P.) Community Development Block Grant - \$680,263 (2nd reading)  
#R-22-001
3. Resolution: Approving renewal of the City Market Sublease Agreement (1-reading) This item was pulled to be handled by city administration.  
**PULLED**

**CITY MANAGER RESPONSE TO COMMUNITY MATTERS and to COUNCILORS**

**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 will be conducted through electronic participation while City Hall is closed to the public. Participants can register in advance at [www.charlottesville.gov/zoom](http://www.charlottesville.gov/zoom).

**ACTION ITEMS**

4. Ordinance: Consideration of the Park Street Christian Church Planned Unit Development requests (1st of 2 readings)
  - a. Ordinance: Rezoning of approximately seven (7) acres of land, including one lot identified within City tax records as 1200 Park Street, Tax Map and Parcel 470002120 from R-1 to PUD (Planned Unit Development) (1st of 2 readings)

- b. Resolution: Park Street Christian Church PUD Critical slopes waiver
5. Ordinance: Consideration of a rezoning request for approximately 9 acres of land, including multiple lots identified within City tax records as Tax Map and Parcel 470007100, 470011000 and 470008000 for a Planned Unit Development, also referred to as the MACAA PUD (1st of 2 readings)
6. Resolution\*: FY21 Year-end Budget Appropriation (2nd reading)  
#R-22-002 APPROVED 5-0 (PAYNE/MAGILL)
7. Resolution: Adopting the City Council regular meeting schedule for 2022 (1 reading)  
#R-22-003 APPROVED 5-0 (PINKSTON/ MAGILL)
8. Resolution\*: Consideration of a Critical Slope waiver request for 1223 Harris Street (1 reading)  
#R-22-004 APPROVED 5-0 (MAGILL/PAYNE)
9. Resolution\*: Designating the MACAA Apartments site as a Revitalization Area (1 reading)  
#R-22-005 APPROVED 5-0 (MAGILL/PAYNE)

**GENERAL BUSINESS**

**OTHER BUSINESS**

**MATTERS BY THE PUBLIC**

\*Action Needed

**RESOLUTION APPROPRIATING funds for  
COVID Homelessness Emergency Response Program (C.H.E.R.P.) Community  
Development Block Grant - \$680,263**

**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 **\$680,263**.

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Charlottesville, Virginia that the sum of **\$680,263** is hereby appropriated in the following manner:

Revenues

**\$680,263**      Fund: 209      IO: 1900448      G/L: 430120 Federal Pass Thru

Expenditures

**\$680,263**      Fund: 209      IO: 1900448      G/L: 530550 Contracted Services

**BE IT FURTHER RESOLVED**, that this appropriation is conditioned upon receipt of **\$680,263** in funds from the Virginia Department of Housing and Community Development.

**FY 2020 Year End Appropriation Resolution**

**BE IT RESOLVED** by the Council of the City of Charlottesville, Virginia, that the actions hereinafter set forth are herein authorized with respect to the accounts of the City listed herein, for the fiscal year ended June 30, 2021. The memo to Council dated December 20, 2021 is hereby made part of this appropriation.

**I. General Fund (105).**

(a) Departmental Appropriations.

The following amounts shall be permitted to be carried over and expended in the General Fund's respective cost centers or internal orders in the following fiscal year and shall remain as continuing appropriations unless further altered by Council:

1901001000 City Treasurer's Office. \$6,393.

Total Section I (a). \$6,393.

(b) Additional Transfers and Appropriations.

2213001000. Transfer to Employee Benefits. \$5,503,327.

9803030000. Transfer to Capital Projects Contingency Fund. \$6,674,971.

Total Section I (b). \$12,178,298.

**II. Facilities Repair Fund (107).**

- Courthouse Maintenance (P-00099) - \$6,130 - These unspent restricted court fees will be used for future court repair work or records conversion. The amount will be carried over in the Facilities Repair Fund.
- Courthouse Construction (P-00783) - \$8,014 – These unspent restricted court fees will be used for future renovations or construction projects relating to the courts and will be carried over in the Facilities Repair Fund.

Total Section II. \$14,144.

**III. Grants Fund (209).**

These funds were received from outside sources and are being appropriated to be spent by the respective grants:

- \$1,384 – these funds will be used for additional qualifying State Fire Grant expenditures (1900010).

Total Section III.

\$1,384.

#### **IV. Schools Gainsharing.**

In 1998, the School Board and City Council entered into a gainsharing agreement. This agreement mandates that the first \$100,000 to go to facilities for School Capital Improvement Projects, the next \$100,000 is retained by the Schools in the General Fund and then any amount over \$200,000 will be shared equally (50/50) between the School Board and the City. For the year ending June 30, 2021, the Schools had an operating surplus of \$387,250. According to the formula, \$100,000 will be contributed to the City's School Lump Sum Project Fund and \$193,625 will be retained by the City Schools.

**RESOLUTION**  
**ESTABLISHING THE DAYS, TIMES AND PLACES OF REGULAR**  
**MEETINGS OF THE CHARLOTTESVILLE CITY COUNCIL DURING CALENDAR**  
**YEAR 2022**

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CHARLOTTESVILLE, VIRGINIA THAT**, pursuant to Virginia Code Sec. 15.2-1416, the regular meetings of the Charlottesville City Council shall be conducted on the following days, times, and places during calendar year 2022:

<b>Date</b>	<b>Time</b>	<b>Location</b>
Wednesday, January 5, 2022 (Annual organizational meeting)	Begins at 5:30 p.m. with closed meeting agenda (if any); regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	Electronic meeting, due to continuing state of emergency
Tuesday, January 18, 2022	Begins at 4:00 p.m. with Reports; closed meeting agenda (if any) at 5:30; regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	Electronic meeting, due to continuing state of emergency
Monday, February 7, 2022	Begins at 5:30 p.m. with closed meeting agenda (if any); regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	Electronic meeting, due to continuing state of emergency
Tuesday, February 22, 2022	Begins at 4:00 p.m. with Reports; closed meeting agenda (if any) at 5:30; regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	Electronic meeting, due to continuing state of emergency
Monday, March 7, 2022	Begins at 5:30 p.m. with closed meeting agenda (if any); regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	Electronic meeting, due to continuing state of emergency
Monday, March 21, 2022	Begins at 4:00 p.m. with Reports; closed meeting agenda (if any) at 5:30; regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	City Hall, Council Chambers*, 605 East Main Street, 2 <sup>nd</sup> Floor, Charlottesville, Virginia  (*Or: electronic meeting, if local state of emergency is continuing)

Monday, April 4, 2022	Begins at 5:30 p.m. with closed meeting agenda (if any); regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	City Hall, Council Chambers*, 605 East Main Street, 2 <sup>nd</sup> Floor, Charlottesville, Virginia  (*By electronic meeting, if local state of emergency is continuing)
Monday, April 18, 2022	Begins at 4:00 p.m. with Reports; closed meeting agenda (if any) at 5:30; regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	City Hall, Council Chambers*, 605 East Main Street, 2 <sup>nd</sup> Floor, Charlottesville, Virginia  (*By electronic meeting, if local state of emergency is continuing)
Monday, May 2, 2022	Begins at 5:30 p.m. with closed meeting agenda (if any); regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	City Hall, Council Chambers*, 605 East Main Street, 2 <sup>nd</sup> Floor, Charlottesville, Virginia  (*By electronic meeting, if local state of emergency is continuing)
Monday, May 16, 2022	Begins at 4:00 p.m. with Reports; closed meeting agenda (if any) at 5:30; regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	City Hall, Council Chambers*, 605 East Main Street, 2 <sup>nd</sup> Floor, Charlottesville, Virginia  (*By electronic meeting, if local state of emergency is continuing)
Monday, June 6, 2022	Begins at 5:30 p.m. with closed meeting agenda (if any); regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	City Hall, Council Chambers*, 605 East Main Street, 2 <sup>nd</sup> Floor, Charlottesville, Virginia  (*By electronic meeting, if local state of emergency is continuing)
Tuesday, June 21, 2022	Begins at 4:00 p.m. with Reports; closed meeting agenda (if any) at 5:30; regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	City Hall, Council Chambers*, 605 East Main Street, 2 <sup>nd</sup> Floor, Charlottesville, Virginia

		(*By electronic meeting, if local state of emergency is continuing)
Monday, July 18, 2022	Begins at 4:00 p.m. with Reports; closed meeting agenda (if any) at 5:30; regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	City Hall, Council Chambers*, 605 East Main Street, 2 <sup>nd</sup> Floor, Charlottesville, Virginia  (*B electronic meeting, if local state of emergency is continuing)
Monday, August 1, 2022	Begins at 5:30 p.m. with closed meeting agenda (if any); regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	City Hall, Council Chambers*, 605 East Main Street, 2 <sup>nd</sup> Floor, Charlottesville, Virginia  (*By electronic meeting, if local state of emergency is continuing)
Monday, August 15, 2022	Begins at 4:00 p.m. with Reports; closed meeting agenda (if any) at 5:30; regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	City Hall, Council Chambers*, 605 East Main Street, 2 <sup>nd</sup> Floor, Charlottesville, Virginia  (*By electronic meeting, if local state of emergency is continuing)
Tuesday, September 6, 2022	Begins at 5:30 p.m. with closed meeting agenda (if any); regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	City Hall, Council Chambers*, 605 East Main Street, 2 <sup>nd</sup> Floor, Charlottesville, Virginia  (*By electronic meeting, if local state of emergency is continuing)
Monday, September 19, 2022	Begins at 4:00 p.m. with Reports; closed meeting agenda (if any) at 5:30; regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	City Hall, Council Chambers*, 605 East Main Street, 2 <sup>nd</sup> Floor, Charlottesville, Virginia  (*By electronic meeting, if local state of emergency is continuing)
Monday, October 3, 2022	Begins at 5:30 p.m. with closed meeting agenda (if any); regular agenda begins at	City Hall, Council Chambers*, 605 East Main



	6:30 p.m., or upon conclusion of the closed meeting agenda	Street, 2 <sup>nd</sup> Floor, Charlottesville, Virginia  (*By electronic meeting, if local state of emergency is continuing)
Monday, October 17, 2022	Begins at 4:00 p.m. with Reports; closed meeting agenda (if any) at 5:30; regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	City Hall, Council Chambers*, 605 East Main Street, 2 <sup>nd</sup> Floor, Charlottesville, Virginia  (*By electronic meeting, if local state of emergency is continuing)
Monday, November 7, 2022	Begins at 5:30 p.m. with closed meeting agenda (if any); regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	City Hall, Council Chambers*, 605 East Main Street, 2 <sup>nd</sup> Floor, Charlottesville, Virginia  (*By electronic meeting, if local state of emergency is continuing)
Monday, November 21, 2022	Begins at 4:00 p.m. with Reports; closed meeting agenda (if any) at 5:30; regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	City Hall, Council Chambers*, 605 East Main Street, 2 <sup>nd</sup> Floor, Charlottesville, Virginia  (*By electronic meeting, if local state of emergency is continuing)
Monday, December 5, 2022	Begins at 5:30 p.m. with closed meeting agenda (if any); regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	City Hall, Council Chambers*, 605 East Main Street, 2 <sup>nd</sup> Floor, Charlottesville, Virginia  (*By electronic meeting, if local state of emergency is continuing)
Monday, December 19, 2022	Begins at 4:00 p.m. with Reports; closed meeting agenda (if any) begins at 5:30; regular agenda begins at 6:30 p.m., or upon conclusion of the closed meeting agenda	City Hall, Council Chambers*, 605 East Main Street, 2 <sup>nd</sup> Floor, Charlottesville, Virginia  (*By electronic meeting, if local state of emergency is continuing)

**BE IT FURTHER RESOLVED THAT** any regular meeting may be adjourned from day to day, or from time to time, or from place to place, not beyond the day and time fixed by this resolution for the next regular meeting, until the business before this City Council is completed. Notice of any regular meeting continued in this manner shall be reasonable under the circumstances and shall be given as provided in subsection D of Virginia Code Section 2.2-3707.

**BE IT FURTHER RESOLVED THAT**, in the event that the Mayor, or the Vice-Mayor if the Mayor is unavailable or otherwise unable to act, finds and declares that weather or other conditions are such that it is hazardous for members to attend a regular meeting, that regular meeting shall be continued to the next business day on which the said hazardous conditions no longer exist. Such finding and declaration shall be communicated to all city councilors and to the press as promptly as possible, along with the date and time on which the continued meeting will commence. All public hearings and other agenda matters previously advertised shall be conducted at the continued meeting with no further advertisement.

**RESOLUTION APPROVING THE REQUEST TO WAIVE  
THE CRITICAL SLOPE REQUIREMENTS  
OF CITY CODE SECTION 34-1120(b) FOR THE DEVELOPMENT TO BE BUILT AT  
1221, 1223 AND 1225 HARRIS STREET  
(CITY TAX MAP PARCELS 340090B00, 340090C00, AND 34009100)**

**WHEREAS** C-Ville Business Park, LLC, (the “Landowner”) is the owner of record of the property of certain land identified by City tax map parcels 340090B00, 340090C00, and 34009100 currently addressed as 1221, 1223, and 1225 Harris Street, respectively (together, the “Property”) and the Landowner requested a Waiver of the Critical Slopes requirements of City Code Sec. 34-1120(b)(6)(b) in connection with the construction of a mixed-use development to include 120 residential units located on the Property and referred to as City’s Edge;

**WHEREAS** existing Critical Slopes constitute 0.29 acres, or 26% of the project site; and

**WHEREAS** the Planning Commission considered and unanimously approved this application at their December 14, 2021 meeting, subject to the conditions set forth within the staff report prepared for that meeting;

**BE IT RESOLVED** by the Council for the City of Charlottesville, Virginia, hereby approves a Waiver of the Critical Slopes requirements for the 1221, 1223, and 1225 Harris Street also referred to as City’s Edge to include the following conditions;

- 1) Site Plans (VESCP Plans) should include, at a minimum, 4 stages/phases of Erosion and Sediment (“E&S”) controls. The first phase shall include “Initial/Preliminary Controls”. Outfalls from any proposed 1223 Harris Street Critical Slope traps shall be established with rigorous independent E&S controls, early in the sequence, prior to the establishment of a sediment trap and associated conveyances.
- 2) “Super Silt Fence” (chain linked backing) shall be installed where perimeter silt fence is specified.
- 3) At no time shall concentrated water be directed toward the critical slopes.

**RESOLUTION**

**Revitalization Area Certification for MACAA Apartments site/1025 Park Street  
Parcel Numbers: 470007100, 470011000 & 470080000**

**NOW, THEREFORE BE IT RESOLVED** by the Council of the City of Charlottesville, Virginia that the MACAA Apartments site is located within a Revitalization Area, defined by Virginia Housing (formerly Virginia Housing Development Authority) as any area that 1) the industrial, commercial or other economic development of such area will benefit the city or county but such area lacks the housing needed to induce manufacturing, industrial, commercial, governmental, educational, entertainment, community development, healthcare or nonprofit enterprises or undertakings to locate or remain in such area; AND 2) private enterprise and investment are not reasonably expected, without assistance, to produce the construction or rehabilitation of decent, safe and sanitary housing and supporting facilities that will meet the needs of low and moderate income persons and families in such area and will induce other persons and families to live within such area and thereby create a desirable economic mix of residents in such area.