



CITY COUNCIL AGENDA
March 5, 2024
CERTIFICATIONS

Juandiego R. Wade, Mayor
Brian R. Pinkston, Vice Mayor
Natalie Oschrin
Michael K. Payne
J. Lloyd Snook, III
Kyna Thomas, Clerk

4:00 PM OPENING SESSION

Call to Order/Roll Call

Agenda Approval APPROVED 5-0 (PINKSTON/PAYNE)

Reports

1. Report: City Housing Portfolio (Charlottesville Redevelopment and Housing Authority)
2. Report: Strategic Investment Area and Small Area Plans

5:30 PM CLOSED MEETING

Vote to meet in closed meeting APPROVED 5-0 (PINKSTON/PAYNE)

Vote to certify closed meeting APPROVED 5-0 (PINKSTON/SNOOK)

6:30 PM BUSINESS SESSION

Moment of Silence

Announcements

City Attorney and City Manager were authorized to enter into a settlement agreement fully resolving the case of Albemarle County v. City of Charlottesville, Case No. CL17-203 APPROVED 5-0 (SNOOK/OSCHRIN)

Recognitions/Proclamations

- Proclamation: Multiple Sclerosis Awareness Month
- Proclamation: American Red Cross Month
- Recognition: Charlottesville High School Varsity Girls and Boys Basketball Teams - Region 4D Champions

Board/Commission Appointments APPROVED 5-0 (PINKSTON/SNOOK)

Consent Agenda* APPROVED 5-0 (PINKSTON/OSCHRIN)

3. Minutes: December 18, 2023 regular meeting
4. Resolution: Resolution to Appropriate Additional COVID Homeless Emergency Response Program (C.H.E.R.P.) Grant Award - \$16,636.84 (2nd reading)
#R-24-023
5. Resolution: Resolution to approve the 2024 Blue Ridge Area Food Bank Cold Storage Project and to reprogram Community Development Block Grant funds from prior Program Years, in the amount of \$215,000 (2nd reading)
#R-24-024
6. Ordinance: Ordinance amending Chapter 25 (Social Services), Article III (Rental Relief for the Elderly and Disabled Persons) Increasing Income Limit, Rents-Paid Limit (used in the Grant Formula), and Maximum Grant Amount (2nd reading)
#O-24-025
7. Resolution: Support for PSCC Apartments (formerly known as Park Street Senior

#R-24-026

Apartments), 1200 Park Street

8. Resolution:

Support for 501-A Cherry Avenue and 501-B Cherry Avenue (2 Resolutions)

#R-24-027

a. Financial Resolution Supporting 501-A Cherry Avenue and 501-B Cherry Avenue

#R-24-028

b. Designating Property as a Revitalization Area for 501 Cherry Avenue site

City Manager Report

Community Matters

Action Items

9. By Motion: Multi-Jurisdictional Comprehensive Safety Action Plan
APPROVED 5-0 (PAYNE/PINKSTON)
10. Presentation: Presentation of the School Board Adopted Budget for Fiscal Year 2025
11. Presentation: Presentation of the Proposed City Budget for Fiscal Year 2025
12. Ordinance: Ordinance for creating Shenandoah Mobile Franchise Agreement (1 of 2 readings)

General Business

13. Report: Albemarle Charlottesville Regional Jail (ACRJ) Renovation architectural design options
14. Written Report: Land Use and Environmental Planning Committee Semi-Annual Report

Other Business

Community Matters (2)

Adjournment

RESOLUTION
Appropriating Funding in the Amount of \$16,636.84 To Be Received from COVID Homeless Emergency Response Program (C.H.E.R.P)

WHEREAS, The City of Charlottesville, through the Office of Community Solutions, has been notified that it will be awarded an additional grant from the COVID Homeless Emergency Response Program (C.H.E.R.P.) of the Virginia Department of Housing and Community Development, in the amount of \$16,636.84.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that, upon receipt of the additional C.H.E.R.P. funding from the Commonwealth, said funding, anticipated in the sum of \$16,636.84, is hereby appropriated in the following manner:

Revenues			
\$16,636.84	Fund 209	Order 1900401	GL 430120 State (Federal pass-thru)

Expenditures			
\$16,636.84	Fund 209	Order 1900401	GL 530550 Contractual Services

BE IT FURTHER RESOLVED that this appropriation is conditioned upon receipt of \$16,636.84 in funds from the Virginia Department of Housing and Community Development.

RESOLUTION

Resolution to Approve the 2024 Blue Ridge Area Food Bank Cold Storage Project and to Appropriate Community Development Block Grant Funds from Prior Program Years, in the Amount of \$215,000

WHEREAS the City of Charlottesville is and has been an Entitlement Community, as designated by the U.S. Department of Housing and Urban Development (HUD), and as such Council has previously approved the appropriation of certain sums of federal grant receipts to specific accounts in the Community Development Block Grant (CDBG) Fund; and

WHEREAS HUD has established expectations and guidance for the timely use of allocated funds to address important community needs; and

WHEREAS a balance of unspent CDBG funds exists that can be reprogrammed to meet current community needs and CDBG allocations not used in a timely manner can be reclaimed by HUD, potentially risking a reduction to future CDBG allocations by a similar amount, a situation which would significantly reduce the potential benefits the CDBG program can offer to the Charlottesville community,

WHEREAS the staff and volunteers of the Blue Ridge Area Food Bank provide a valuable and much-needed service to the Charlottesville community and surrounding counties;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the proposed program in support of the 2024 Blue Ridge Area Food Bank Cold Storage Expansion Project as presented here before Council today is approved and that the Office of Community Solutions is hereby authorized to begin working with BRAFB staff to implement said program; and

BE IT FURTHER RESOLVED that in support of this program appropriations made to the following expenditure accounts in the CDBG Fund be amended by the respective amounts shown below and that the balance accumulated in the Fund as a result of these adjustments be hereby re-appropriated to the receiving account indicated below, as follows:

Initial Fiscal Year	Account Code	SAP Account Name	Proposed Reduction(s)	<u>Revised Appropriation (Avail. Balance)</u>
FY17	P-00001-5-19	CDBG FY17 10th & Paige PN	\$35,347.61	\$0
FY20	1900361	CDBG FY20 Belmont PN	\$23,405.19	\$25,705.78

FY22	1900405	CDBG FY22 Ridge Street PN	\$156,247.20	\$0
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Proposed Reductions = \$215,000

Program Year	Account Code	Program	Proposed Addition	Proposed New Appropriation
PY23-24	1900544	CDBG PY23 Blue Ridge Area Food Bank Cold Storage Expansion	\$215,000	\$215,000

Proposed Addition = \$215,000

**AN ORDINANCE
AMENDING AND REORDAINING SECTIONS 25-56 ET SEQ
OF ARTICLE III OF CHAPTER 25 (SOCIAL SERVICES)
OF THE CHARLOTTESVILLE CITY CODE, 1990, AS AMENDED,
RELATING TO RENT RELIEF FOR THE ELDERLY AND DISABLED PERSONS.**

BE IT ORDAINED by the Council for the City of Charlottesville, Virginia, that Sections 25-58 and 25-61 of Article III (Rental Relief for the Elderly and Disabled Persons) of Chapter 25 (Social Services), are hereby amended and reordained, as follows:

**CHAPTER 25. SOCIAL SERVICES
ARTICLE III. RENTAL RELIEF FOR THE ELDERLY AND DISABLED PERSONS**

Sec. 25-56. Definitions.

For the purposes of this article, the following words and phrases shall have the meanings respectively ascribed to them by this section, unless another meaning shall clearly appear from the context:

Affidavit means the rental relief grant affidavit.

Area median family income (MFI) means and refers to the median family income most recently established by the United States Department of Housing and Urban Development (HUD) for the Charlottesville, Virginia Metropolitan Statistical Area, rounded up to the nearest five thousand dollars (\$5,000.00).

Dwelling means the full-time residence of the person applying for a grant; provided, however, that the fact that a person who is otherwise qualified for a grant under this article is residing in a hospital, nursing home, convalescent home or other facility for physical or mental care for an extended period of time shall not be construed to mean that the location for which rental relief is claimed ceases to be the dwelling of such person during such period of other residence, so long as the rented premises in question are not occupied by, or leased to, others for consideration.

Grant means the financial assistance payment allowable to a qualifying elderly or permanently and totally disabled person pursuant to the requirements of this article.

Grant year means the calendar year for which a grant is sought.

Permanently and totally disabled, as applied to a person seeking a grant under this article, means a person furnishing the certification or medical affidavits required by section 30-99 of this Code, and who is found by the commissioner of revenue to be unable to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment or deformity which can be expected to result in death or can be expected to last for the duration of the person's life.

Rent means the monetary consideration paid for the right to occupy the dwelling unit.

Tenant means one residing in a dwelling by virtue of a leasehold interest, for which rent is paid.

Sec. 25-57. Purpose of article.

It is hereby declared to be the purpose of this article to provide for the payment of grants to qualified tenants residing in the city who are not less than sixty-five (65) years of age or are permanently and totally disabled and who are otherwise eligible according to the provisions of this article. The city council finds and declares that persons qualifying for such grants are deemed to bear an extraordinary burden in rent costs, and thereby indirectly an extraordinary real estate tax burden, in relation to their income and financial worth. Such persons are deemed thus to qualify for general relief as provided in Code of Virginia, section 63.1-106, which general relief shall be in the form of the grants provided pursuant to this article.

Sec. 25-58. Qualifications for grant.

Grants pursuant to this article shall be made to persons complying with the following provisions:

- (1) The applicant has paid rent for their dwelling within the city during the grant year and was a resident of the city on December thirty-first of the grant year;
- (2) The applicant, or their spouse if they reside together, is sixty-five (65) years of age or older, or permanently and totally disabled, as of December thirty-first of the grant year;
- (3) The dwelling for which the rental relief grant is sought was occupied as of December thirty-first of the grant year as the sole dwelling place of the applicant;
- (4) The gross combined income during the grant year from all sources of such applicant and all relatives of the applicant living in such dwelling does not exceed an amount equivalent to fifty (50) percent of area median family income; provided that the first seven thousand five hundred dollars (\$7,500.00) of any income, (a) received by the applicant, or the applicant's spouse if they reside together, and classified as permanent disability compensation, or (b) received by any applicant who is at least sixty-five (65) years of age, is permanently and totally disabled, and can show that they did receive permanent disability compensation for at least twenty-four (24) consecutive months immediately prior to their sixty-fifth birthday, shall be excluded from such total; and provided, that the first eight thousand five hundred dollars (\$8,500.00) of income of each relative other than spouse of such applicant who is living in such dwelling and does not qualify for rent relief shall be excluded from such total. If the applicant has been a resident of the city for less than the full grant year, the gross combined income for such year and the maximum allowable income shall be prorated for the period of actual residency.
- (5) The net combined financial worth of such applicant and relatives of such applicant living in such dwelling as of December thirty-first of the grant year does not exceed one hundred twenty-five thousand dollars (\$125,000.00). Net combined financial worth shall include all assets, including equitable interests.

Sec. 25-59. Claimant's affidavit.

- (a) Annually, and not later than May first of the year following the grant year, the person claiming a grant shall file with the Commissioner of the Revenue of the city, a rental relief

grant affidavit. The date for filing such an affidavit by an applicant may be extended by the Commissioner of the Revenue to July first of the year following the grant year for a first-time applicant and to July first of each year following the grant year in a hardship case in which the Commissioner of the Revenue determines that the applicant was unable to file by May first of the year following the grant year because of illness of the applicant or confinement of the applicant in a nursing home, hospital, or other medical facility or institution; provided, that such rental relief grant affidavit is accompanied by a written statement of one (1) medical doctor licensed to practice medicine in the Commonwealth.

- (b) The affidavit shall set forth the names of the related persons occupying the dwelling for which rental relief is claimed, and the total combined net worth and gross combined income, as defined in this article, together with the amount of rent paid for such dwelling

during the grant year. The form of such affidavit shall be determined by the Commissioner of the Revenue and approved by the City Manager and shall contain such other information as may be necessary adequately to determine compliance with section 25-58.

The affidavit of any person less than sixty-five (65) years of age who is claiming an exemption under this article shall be accompanied by certification or medical affidavits meeting the requirements of section 30-99 of this Code.

Sec. 25-60. Inquiries by Commissioner of the Revenue.

The Commissioner of the Revenue may make such inquiry of applicants, requiring answers under oath and the production of certified tax returns, as may be reasonably necessary to determine eligibility for a grant under this article.

Sec. 25-61. Calculation of amount of grant.

- (a) For qualifying applicants, the amount of the grant shall be the lesser of two thousand - dollars (\$2,000.00), or twenty-five (25) percent of the amount determined by subtracting twenty-four (24) percent of gross combined income, as defined by section 25-58(4), from the lesser of:
- (1) The actual amount of rent paid; or
 - (2) Twenty-four (24) percent of gross combined income, as defined by section 25-58(4).
- (b) If the applicant was a resident of the city for less than the full grant year, the actual rent paid or maximum rent allowable shall be prorated for the period of actual residency.

Sec. 25-62. Certification of eligibility for and payment of grant.

The Commissioner of the Revenue, after audit and investigation of affidavits submitted under this article, shall certify a list of the persons qualifying for grants and the amounts thereof to the Director of Finance and the City Treasurer who shall pay forthwith to each applicant the amount of the grant for which they are eligible as determined pursuant to this article.

Sec. 25-63. False claims.

Any person falsely claiming a grant under this article shall be guilty of a misdemeanor, and upon conviction thereof, shall be fined not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00) for each offense.

Secs. 25-64—25-85. Reserved.

RESOLUTION

**Financial Resolution Supporting PSCC Apartments (f/k/a Park Street Senior Apartments)
(1200 Park Street)**

Parcel Number: 470002120

NOW, THEREFORE BE IT RESOLVED that the Council of the City of Charlottesville, Virginia hereby commits up to \$2,250,000 in the form of forgivable loan and rental subsidy for the redevelopment of the Park Street Christian Church site at 1200 Park Street. The funding will be documented pursuant to the required forms and agreements of the City. The commitment of up to \$2,250,000 will help to subsidize the creation of approximately fifty (50) newly constructed affordable housing units and will help to subsidize the affordability of five (5) affordable rental units in the City of Charlottesville. This commitment will be made to Piedmont Housing Alliance. Council's commitment is subject to appropriation.

RESOLUTION

**Financial Resolution Supporting 501-A Cherry Avenue and 501-B Cherry Avenue
(501 Cherry Avenue site)**

Parcel Numbers: 290177000, 290178000, 290178100, 290178200, 290179000

NOW, THEREFORE BE IT RESOLVED that the Council of the City of Charlottesville, Virginia hereby commits up to \$3,150,000 in the form of forgivable loan and rental subsidy for the redevelopment of the overall 501 Cherry Avenue project site (includes 501-A Cherry Avenue and 501-B Cherry Avenue). The funding will be documented pursuant to the required forms and agreements of the City. The commitment of up to \$3,150,000 will help to subsidize the creation of approximately 71 newly constructed affordable housing units and will help to subsidize the affordability of ten (10) affordable rental units, all within the 501 Cherry Avenue project, in the City of Charlottesville. This commitment will be made to Piedmont Housing Alliance. Council's commitment is subject to appropriation.

RESOLUTION

**Designating Property as a Revitalization Area for 501 Cherry Avenue site
(501 Cherry Avenue, 507 Cherry Avenue, 0 6th Street SW and 0 5th Street SW)
Parcel Numbers: 290177000, 290178000, 290178100, 290178200, 290179000**

WHEREAS, Piedmont Housing Alliance has requested designation of the property shown on the location map attached as Exhibit A, known as 501 Cherry Avenue site, as a Revitalization Area; and

WHEREAS, pursuant to Virginia Code §36-55.30:2(A), the Council of the City of Charlottesville, Virginia has the authority to designate a property as a Revitalization Area; and

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the 501 Cherry Avenue site is located within a Revitalization Area, defined by the Code of Virginia 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; and

BE IT FURTHER RESOLVED that the following nonhousing building or buildings (or nonhousing portion or portions of the building or buildings) located or to be located on this site are necessary or appropriate for the industrial, commercial or other economic development of the area. Approximately 16,568 square feet of nonresidential space is to be used by one or more entities providing commercial and/or community services to the surrounding area.

City of Charlottesville Safe Streets and Roads for All Commitment Letter

WHEREAS, 13 people were killed in crashes that took place in the City of Charlottesville from 2018 to 2022;

WHEREAS, 195 people were seriously injured in crashes that took place in City of Charlottesville from 2018 to 2022;

WHEREAS, roadway fatalities and serious injuries are preventable;

WHEREAS, roadway fatalities and serious injuries have lasting impacts on victims, loved ones, and communities at large;

WHEREAS, a goal of the 2045 Long Range Transportation Plan for the Charlottesville-Albemarle Metropolitan Planning Organization adopted in May 2019 is to “improve the geometric conditions and physical characteristics of the transportation network to reduce fatalities and serious injuries.”

WHEREAS, reducing or eliminating roadway fatalities and serious injuries in City of Charlottesville will require collaboration among Charlottesville residents and other jurisdictions, as well as regional, state, and federal organizations;

WHEREAS, the Bipartisan Infrastructure Law established the Safe Streets and Roads for All (SS4A) discretionary program;

WHEREAS, the SS4A program funds regional, local, and Tribal initiatives through grants to prevent roadway fatalities and serious injuries;

WHEREAS, Move Safely Blue Ridge—the safety action plan for the Thomas Jefferson Planning District Commission—will identify and prioritize roadway safety improvements in the region;

WHEREAS, the Virginia Strategic Highway Safety Plan (SHSP) sets a vision of zero deaths and serious injuries and a goal to reduce roadway fatalities and serious injuries by half by 2045;

NOW, THEREFORE, BE IT RESOLVED, that the City of Charlottesville supports Move Safely Blue Ridge and will actively participate in the planning process and prioritize implementation of the safety countermeasures recommended in the safety action plan;

RESOLVED, that the City of Charlottesville commits to one day eliminate roadway fatalities and serious injuries;

RESOLVED, that the City of Charlottesville commits to eliminate roadway fatalities in the city by 2045; and,

RESOLVED, that the City of Charlottesville commits to reduce roadway serious injuries in the city by 50 percent by 2045.