



CITY COUNCIL AGENDA
October 15, 2012

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**

Kiwanis Club 90th Anniversary; VML Environmental Award; Community Planning Month

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 October 1

b. APPROPRIATION:

FY2013 Blue Ridge Commons Corporation Sponsorship Agreement with Charlottesville Police Department - \$86,000 (2nd of 2 readings)

c. APPROPRIATION:

Crisis Intervention Team Coordinator – Appropriation of Grant and Other Funds (\$161,195) (2nd of 2 readings)

d. APPROPRIATION:

Victim Witness Assistance Program Grant--\$157,143 (2nd of 2 readings)

e. APPROPRIATION:

Moore's Creek Trail Proffer - \$20,000 (2nd of 2 readings)

f. APPROPRIATION:

Personal Emergency Response System (PERS) for Public Housing Residents - \$3,120 (2nd of 2 readings)

g. APPROPRIATION:

2013 Child Care Quality Initiative Grant - \$25,127 (\$21,232 state funds and required local match of \$3,895) (2nd of 2 readings)

h. RESOLUTION:

Approval of Regional Library Agreement (1st of 1 reading)

i. RESOLUTION:

Equal Rights Amendment (1st of 1 reading)

j. RESOLUTION:

City Council Policy- Nonprofit and Outside Agency Funding Requests that Occur Separate from the Budget Process (1st of 1 reading)

**2. PUBLIC HEARING /
ORDINANCE***

Conveyance of a Portion of Former Preston Avenue Right-Of-Way to Region Ten (1st of 2 readings)

**3. PUBLIC HEARING /
RESOLUTION***

Court Petition in Response to City Treasurer Vacancy (1st of 1 reading)

4. REPORT

Meadow Creek Stream Restoration Project Report

5. REPORT/RESOLUTION*

MACAA Request for Hope House Family Case Management \$40,000 Allocation from Charlottesville Housing Fund (1st of 1 reading)

**OTHER BUSINESS
MATTERS BY THE PUBLIC**

*ACTION NEEDED

APPROPRIATION

Blue Ridge Commons Sponsorship Agreement with the Charlottesville Police Department - \$86,000

WHEREAS, Blue Ridge Commons housing complex would like to enter into a Sponsorship Agreement whereby donations will be made to the Charlottesville Police Department in four installments, totaling \$86,000, to support enhanced police coverage within and adjacent to Blue Ridge Commons.

NOW, THERFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$86,000, to be received as a donation from Blue Ridge Commons, is hereby appropriated in the following manner, and is conditioned upon receipt of \$86,000 from Blue Ridge Commons.

Revenues - \$86,000

Fund: 105 Internal Order: 2000113 G/L Account: 451999

Expenditures - \$86,000

Fund: 105 Internal Order: 2000113 G/L Account: 510060

APPROPRIATION
Crisis Intervention Team
\$161,195

WHEREAS, The City of Charlottesville, through the Police Department, has received the Crisis Intervention Team Program Grant from the Virginia Department of Criminal Justice Services in the amount of \$71,200; and

WHEREAS, The City of Charlottesville, through the Police Department, has received the Crisis Intervention Team Expansion Grant from the Virginia Department of Behavioral Health and Development Services in the amount of \$30,000; and

WHEREAS, Offender Aid and Restoration is holding up to \$43,995 in program fund balance, as fiscal agent for this award,

WHEREAS, various local law enforcement agencies, including City Police, have agreed to make contributions of \$2,500 each in FY2013 for guaranteed space in the training programs;

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the sum of \$161,195 is hereby appropriated in the following manner:

Revenues

\$ 30,000	Fund: 209	Cost Center: 3101003000	G/L Account: 430110
\$71,200	Fund: 209	Cost Center: 3101003000	G/L Account: 430120
\$ 57,495	Fund: 209	Cost Center: 3101003000	G/L Account: 451020
\$ 2,500	Fund: 209	Cost Center: 3101003000	G/L Account: 498010

Expenditures

\$63,755	Fund: 209	Cost Center: 3101003000	G/L Account: 519999
\$23,527	Fund: 209	Cost Center: 3101003000	G/L Account: 530010
\$ 3,224	Fund: 209	Cost Center: 3101003000	G/L Account: 540310
\$70,689	Fund: 209	Cost Center: 3101003000	G/L Account: 599999

Transfer

\$2,500	Fund: 105	Cost Center: 3101001000	G/L Account: 561209
---------	-----------	-------------------------	---------------------

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$71,200 from the Virginia Department of Criminal Justice Services, \$30,000 from the Virginia Department of Behavioral Health and Development Services, up to \$43,995 in fund balance from Offender Aid and Restoration, and contributions from local law enforcement agencies.

APPROPRIATION

Charlottesville Victim Witness Assistance Program Grant

\$157,143

WHEREAS, The City of Charlottesville, through the Commonwealth Attorney’s Office, has received the Victim Witness Program Grant from the Virginia Department of Criminal Justice Services in the amount of \$143,982; and

WHEREAS, the City is providing a supplement in the amount of \$13,161, the source of which is the Commonwealth Attorney’s salary budget (Cost Center: 1401001000; G/L Account: 561209).

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the sum of \$157,143 is hereby appropriated in the following manner:

Revenues

\$ 38,113	Fund: 209	Cost Center: 1414001000	G/L Account: 430110
\$105,869	Fund: 209	Cost Center: 1414001000	G/L Account: 430120
\$ 13,161	Fund: 209	Cost Center: 1414001000	G/L Account: 498010

Expenditures

\$154,443	Fund: 209	Cost Center: 1414001000	G/L Account: 519999
\$ 2,700	Fund: 209	Cost Center: 1414001000	G/L Account: 599999

Transfer

\$13,161	Fund: 105	Cost Center: 1401001000	G/L Account: 561209
----------	-----------	-------------------------	---------------------

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$143,982 from the Virginia Department of Criminal Justice Services.

APPROPRIATION
Moore's Creek Trail Proffer
\$20,000

WHEREAS, the City has received a proffer of \$20,000 for development of trails from a PUD development along Moore's Creek at Longwood Drive.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$20,000 in proffers received for development of Moore's Creek Trail is appropriated in the following manner:

Revenue - \$20,000

Fund: 426

Project: PR-001

G/L Account: 434675

Expenditures -\$20,000

Fund: 426

Project: PR-001

G/L Account: 599999

APPROPRIATION

Personal Emergency Response System (PERS) for Public Housing Residents \$3,120

WHEREAS, the Charlottesville Dept. of Social Services has received a donation of \$3,120 from Martha Jefferson Hospital to fund the rental of ten (10) Personal Emergency Response Systems (PERS) for one year for qualified residents of Public Housing in Crescent Halls or Westhaven Communities.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the sum of \$3,120, received as a donation from Martha Jefferson Hospital is hereby appropriated in the following manner:

Revenues - \$3,120

Fund: 212 Cost Center: 3333004000 G/L Account: 451020

Expenditures - \$3,120

Fund: 212 Cost Center: 3333004000 G/L Account: 599999

APPROPRIATION

**2013 Child Care Quality Initiative Grant
\$25,127**

WHEREAS, the Virginia Department of Social Services has awarded a Child Care Quality Initiative (CCQI) grant to Charlottesville Department of Social Services in the amount of \$25,127; and

WHEREAS, the state funds require a 15.5% local match, a funding requirement of \$3,895 which will be funded by FY 12 carryover of operating transfer from the general fund for the local match provided to the Department of Social Services.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$25,127, received as a grant from the Virginia Department of Social Services, is hereby appropriated in the following manner:

Revenues

State Funds

\$21,232 Fund: 212 Cost Center: 3343018000 G/L Account: 430080

FY 12 Carryover of operating transfer from General Fund

\$3,895 Fund 212 Cost Center: 3343018000 G/L Account: 498010

Expenditures

\$25,127 Fund 212 Cost Center: 3343018000 ** See attached budget.

Transfer

\$3,895 Fund: 105 Cost Center: 9803030000 G/L Account: 561212

Approved by Council
October 15, 2012



Clerk of Council

RESOLUTION

BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that this Council hereby authorizes the City Manager or his designee to execute the following document, in a form approved by the City Attorney:

Agreement between the City of Charlottesville and the Jefferson Madison Regional Library (JMRL) dated January 1, 2013.

Resolution: Equal Rights Amendment (ERA)

WHEREAS, the Equal Rights Amendment (ERA) ensures that women and men will have equal rights under the United States Constitution; and

WHEREAS, the City of Charlottesville supports the advancement of human rights; and

WHEREAS, the United States Constitution fails to guarantee equal rights and equal protection for women to the continuing detriment of all citizens; and

WHEREAS, the Equal Rights Amendment would provide the only incontestable remedy for gender discrimination for both women and men by providing a Constitutional guarantee of equal rights under the law; and

WHEREAS, the 14th Amendment to the United States Constitution and the various state constitutional statements of gender equality generally do not provide the strict scrutiny of equal protection for the matters of gender as is now accorded race, religion, and national origin; and

WHEREAS, the only permanent right women explicitly have in the U.S. Constitution is the right to vote and rights not supported by the Constitution can be undermined in legislatures and courts; and

WHEREAS, in past years, laws and policies in the Commonwealth of Virginia have unjustly discriminated against girls and women in general, and against particular classes of women, such as in matters of sexual assault, marital property, and sexual harassment, and although some such laws and policies have become somewhat less discriminatory, such improvements can be, have been, and are being reversed; and

WHEREAS, the ERA, introduced in 1972, requires ratification by three more states; and

WHEREAS, some institutional policies, whether overtly discriminatory or "facially neutral," in public, voluntary, and private institutions, still have inequitable effects on women; policies such as those dealing with insurance, pension, family medical leave from employment, job promotions, occupational choice, recreational opportunities, and access to medical care, and stereotypes still exist which limit women's roles and activities; and

WHEREAS, women and men, many of whom through economic necessity, must also work in the job market and/or at home face grave health, financial, and career repercussions as a result of weak or nonexistent laws on paid leave, and discrimination against workers with family responsibilities; and

WHEREAS millions of American women, especially women who are mothers, face particularly severe hiring and promotion bias, U.S. Department of Labor data found that mothers earn just 60 cents for every dollar that fathers earn with more than 19 million families with children now have a mother as the primary or co-breadwinner, and 70 percent of children live in households in which all adults are in the labor force further discriminating against the children of these households, men and women (<http://www.hrw.org/node/96432>); and

WHEREAS, in many other ways the tasks of providing equal opportunities to women and men, and the tasks of removing burdens which fall unjustly on women as compared with men remain uncompleted,

NOW, THEREFORE BE IT RESOLVED that the Charlottesville City Council, Charlottesville, Virginia does hereby indicate its support for the principal that "Equality of rights under the law shall not be denied or abridged by the United States or by any State on account of sex." and

AND BE IT FURTHER RESOLVED, that the Charlottesville City Council hereby urges the General Assembly of the Commonwealth of Virginia to ratify the ERA during the 2013 session.

RESOLUTION

**City Council Policy
Nonprofit and Outside Agency Funding Requests that
Occur Separate from the Budget Process**

NOW, THEREFORE BE IT RESOLVED, that the policy developed and recommended by City staff, which includes feedback and changes from City Council, is hereby adopted and will be in effect dated October 15, 2012.

RESOLUTION

BE IT RESOLVED by the Council for the City of Charlottesville, Virginia that the City Attorney is directed to file a Petition in the Charlottesville Circuit Court requesting an Order allowing the Deputy City Treasurer to perform the duties of the City Treasurer for the period beginning October 1, 2012 and ending December 31, 2013, and finding that a special election to fill the vacancy created by the retirement of the former City Treasurer is not required.

RESOLUTION

**MACAA Request for Hope House Family Case Management Allocation from Charlottesville
Housing Fund
\$40,000**

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlottesville, Virginia that the sum of \$40,000 be paid to MACAA for a one-time allocation to fund Hope House staff and case management expenses from funds that will come out of Fiscal Year 12 - 13 Charlottesville Housing Funds.

Fund: 426

Project: CP-084

G/L Account: 599999