



CITY COUNCIL AGENDA
April 21, 2014

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 (Page St. real property acquisition for public purposes)

CALL TO ORDER 7:00 p.m. *Council Chambers*
PLEDGE OF ALLEGIANCE
ROLL CALL

AWARDS/RECOGNITIONS ANNOUNCEMENTS Arbor Day; Engineering Excellence Merit Award

MATTERS BY THE PUBLIC Public comment will be permitted for the first 12 speakers who 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 RESPONSE TO MATTERS BY THE PUBLIC

1. CONSENT AGENDA* (Items removed from the consent agenda will be considered at the end of the regular agenda.)
PASSED 5-0

a. Minutes for April 7

b. APPROPRIATION: Greenstone on 5th Corporation Sponsorship Agreement - \$84,194 (2nd of 2 readings) **passed**

c. APPROPRIATION: Domestic Violence Services Coordinator Grant – \$44,836 (2nd of 2 readings) **passed**

d. APPROPRIATION: Department of Public Works/ Division of Public Service Reimbursements – \$80,204 (1st of 2 readings) **carried**

e. APPROPRIATION: Excess Sale Proceeds – \$33,957 (1st of 2 readings) **carried**

f. APPROPRIATION: Police Department Miscellaneous Revenue and Insurance Recovery - \$26,000 (1st of 2 readings) **carried**

g. RESOLUTION: Changes to Design for Life Standards (1st of 1 reading) **passed**

2. PUBLIC HEARING / RESOLUTION* \$16 Million Bond Issue (maximum amount) – New Debt; \$3 Million Refunding Bond Issue (maximum amount) (1st of 1 reading) **PASSED 5-0**

3. PUBLIC HEARING* Curbside Recycling Options **APPROVED to go forward 5-0**

4. ORDINANCE* Amend Chapter 10 of the City Code (Water Protection) to Establish a Local Virginia Stormwater Management Program (“VSMP”) (1st of 2 reading) **carried**

5. RESOLUTION* Downtown Mall Crossings Repair – \$120,000 (1st of 1 reading) **deferred for further study**

6. APPROPRIATION* Approval and Appropriation of CDBG & HOME Funds for FY 2014-2015 (2nd of 2 readings) **All Resolutions PASSED; appropriation PASSED as revised 5-0**

7. ORDINANCE* Sale of Kenwood Property (2 readings) **PASSED 4-1 (Smith no)**

8. RESOLUTION* Transportation Enhancement Grant - \$300,000 Cash Flow Loan to Thomas Jefferson Planning District Commission (TJPDC) (1st of 1 reading) **PASSED 5-0**

OTHER BUSINESS
MATTERS BY THE PUBLIC

*ACTION NEEDED

APPROPRIATION.
Greenstone on 5th Sponsorship Agreement.
\$84,194.

WHEREAS, the City of Charlottesville has received a donation from Greenstone on 5th Corporation to fund enhanced police coverage for the area of Greenstone on 5th Apartments, including salary, equipment, technology and related administrative expenses associated with provisions of such enhanced coverage.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$84,194, to be received as a donation from Greenstone on 5th Corporation.

Revenues

\$84,194	Fund: 105	Internal Order: 2000113	G/L Account: 451999
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Expenditures - \$84,194

\$75,775	Fund: 105	Internal Order: 2000113	G/L Account: 510060
\$8,419	Fund: 105	Internal Order: 2000113	G/L Account: 599999

APPROPRIATION.

Domestic Violence Services Coordinator Grant.

\$44,836.

WHEREAS, The City of Charlottesville, through the Commonwealth Attorney's Office, has received the Domestic Violence Services Coordinator Grant from the Virginia Department of Criminal Justice Services in the amount of \$38,336 in Federal pass-thru funds, Albemarle County is to contribute an additional \$6,000 in local cash match, and the City Commonwealth Attorney's Office will contribute up to \$500 cash match, as needed to meet salary and benefit expenses.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the sum of \$44,836 is hereby appropriated in the following manner:

Revenues

\$38,336	Fund: 209	Cost Center: 1414002000	G/L Account: 430120
\$ 6,000	Fund: 209	Cost Center: 1414002000	G/L Account: 432030
\$ 500	Fund: 209	Cost Center: 1414002000	G/L Account: 498010

Expenditures

\$44,836	Fund: 209	Cost Center: 1414002000	G/L Account: 519999
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Transfer

\$ 500	Fund: 105	Cost Center: 1401001000	G/L Account: 561209
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BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$38,336 from the Virginia Department of Criminal Justice Services, and \$6,000 from the County of Albemarle, Virginia.

RESOLUTION
Design for Life C'ville & Universal Design Standards

WHEREAS, by Resolution approved April 21, 2008, City Council adopted a policy placing certain requirements on new housing construction which utilized City funds or in-kind services; and

WHEREAS, the requirements included building such new housing to Energy Star program standards or a comparable energy efficiency standard, and incorporating at least a Bronze Level of Universal Design standards in new housing construction plans; and

WHEREAS, the NDS Design for Life C'ville guidelines, adopted by Council on June 4, 2012, incorporates many of the Universal Design standards, and offers incentives for construction and renovation of housing that provides increased accessibility and live-ability; and

WHEREAS, City staff recommends that the City Council adopt a single accessibility standard by revising the Design for Life C'ville guidelines to provide accessibility and design elements present in the ANSI A117.1-2009 Code and the HUD Fair Housing Design Requirements; now, therefore,

BE IT RESOLVED by the Council for the City of Charlottesville that the above-referenced policy adopted on April 21, 2008 ("2008 Policy") is hereby revised to replace the Bronze Universal Design standard for all new housing using City assisted funding with the "Live-ability" level of the revised Design for Life C'ville program guidelines, as attached hereto. All other requirements in the 2008 Policy will remain in effect.

BE IT FURTHER RESOLVED that the Design for Life C'ville guidelines, as set forth in the attached document, are hereby approved.

A RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED SIXTEEN MILLION DOLLARS (\$16,000,000) PRINCIPAL AMOUNT OF GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS OF THE CITY OF CHARLOTTESVILLE, VIRGINIA, TO BE ISSUED FOR THE PURPOSE OF PROVIDING FUNDS TO PAY THE COST OF VARIOUS PUBLIC IMPROVEMENT PROJECTS OF AND FOR THE CITY, AND NOT TO EXCEED THREE MILLION DOLLARS (\$3,000,000) PRINCIPAL AMOUNT OF GENERAL OBLIGATION PUBLIC IMPROVEMENT REFUNDING BONDS OF THE CITY OF CHARLOTTESVILLE, VIRGINIA, TO BE ISSUED FOR THE PURPOSE OF PROVIDING FUNDS TO REFUND IN ADVANCE OF THEIR STATED MATURITIES AND REDEEM CERTAIN OUTSTANDING GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS OF THE CITY; FIXING THE FORM, DENOMINATION AND CERTAIN OTHER FEATURES OF SUCH BONDS; PROVIDING FOR THE SALE OF SUCH BONDS AND DELEGATING TO THE CITY MANAGER OR THE DIRECTOR OF FINANCE CERTAIN POWERS WITH RESPECT THERETO; AUTHORIZING THE APPOINTMENT OF AN ESCROW AGENT; AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW DEPOSIT AGREEMENT BY AND BETWEEN THE CITY AND SUCH ESCROW AGENT AND THE PURCHASE OF THE SECURITIES TO BE HELD THEREUNDER; AND AUTHORIZING THE DESIGNATION OF THE REFUNDED BONDS FOR REDEMPTION.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CHARLOTTESVILLE, VIRGINIA:

SECTION 1. The Council (the "Council") of the City of Charlottesville, Virginia (the "City"), hereby finds and determines as follows:

(a) (i). Pursuant to Chapter 26 of Title 15.2 of the Code of Virginia, 1950 (the same being the Public Finance Act of 1991), the City is authorized to contract debts for, borrow money for and issue its negotiable bonds to pay all or any part of the cost of any public improvement or undertaking for which the City is authorized by law to appropriate money.

(ii) In the judgment of the Council of the City, it is necessary and expedient to authorize the issuance and sale of General Obligation Public Improvement Bonds of the City in the principal amount of not to exceed Sixteen Million Dollars (\$16,000,000) for the purpose of providing funds to pay the costs of various public improvement projects of and for the City and to pay the costs of issuing such Bonds.

(b) (i). The City has been advised by the City's Financial Advisor that the refunding in advance of their stated maturities of all or a portion of certain currently outstanding issues of general obligation public improvement bonds of the City may result in debt service cost savings to the City.

(ii) The Council desires to authorize the issuance and sale of general obligation public improvement refunding bonds to provide for the refunding in advance of their stated maturities and redemption of all or a portion of such outstanding general obligation public improvement bonds, the refunding of which shall be recommended by the City's

Financial Advisor (such bonds to be refunded in advance of their stated maturities being referred to hereinafter as the “Refunded Bonds”).

(iii) The Council desires to authorize the issuance and sale of general obligation public improvement refunding bonds to provide for the refunding in advance of their stated maturities and redemption of the Refunded Bonds and to pay the costs of issuing the Refunded Bonds.

(iv) In the judgment of the Council, it is necessary and expedient to authorize the issuance and sale of General Obligation Public Improvement Refunding Bonds in the principal amount of not to exceed Three Million Dollars (\$3,000,000) for the purpose of providing funds to refund in advance of their stated maturities and redeem all or a portion of the Refunded Bonds and to pay the costs of issuing such Bonds.

SECTION 2. (a)(i). Pursuant to the Public Finance Act of 1991, for the purpose of providing net proceeds of sale sufficient to pay the costs of the public improvement projects of and for the City set forth in Section 8 and to pay the costs of issuing such Bonds, there are hereby authorized to be issued and sold not to exceed Sixteen Million Dollars (\$16,000,000) principal amount of General Obligation Public Improvement Bonds of the City, to be known and designated as the “City of Charlottesville, Virginia, General Obligation Public Improvement Bonds” (the “General Obligation Public Improvement Bonds”).

(ii) Pursuant to the Public Finance Act of 1991, for the purpose of providing funds to refund in advance of their stated maturities and redeem the Refunded Bonds and to pay the costs of issuing such Bonds, there are hereby authorized to be issued and sold not to exceed Three Million Dollars (\$3,000,000) principal amount of General Obligation Public Improvement Refunding Bonds of the City, to be known and designated as the “City of Charlottesville, Virginia, General Obligation Public Improvement Refunding Bonds” (the “General Obligation Public Improvement Refunding Bonds” and, collectively with the General Obligation Public Improvement Bonds, the “Bonds”).

(iii) In lieu of the General Obligation Public Improvement Bonds and the General Obligation Public Improvement Refunding Bonds being issued as separate series, the General Obligation Public Improvement Bonds and the General Obligation Public Improvement Refunding Bonds may be combined into a single series of the Bonds, to be known and designated as the “City of Charlottesville, Virginia, General Obligation Public Improvement and Refunding Bonds”, if so determined by the City Manager.

(b) The Bonds shall be issued and sold in their entirety at one time, or from time to time in part in series, as shall be determined by the City Manager. The Bonds may be sold at the same time as other general obligation bonds are sold by the City. The Bonds shall be issued in fully registered form and shall be in the denomination of \$5,000 or any integral multiple thereof. The Bonds of each series shall be numbered from R-1 upwards in order of issuance, and shall bear such series designation as shall be determined by the City Manager; shall mature in such years and in such amounts in each year as shall be determined by the City Manager; and shall bear interest at such rate or rates per annum as shall be determined by the City Manager pursuant to Section 9, such interest being payable on a date which is not more than one (1) year after the date of the Bonds of such series and semiannually thereafter. The City Manager is authorized to determine, in accordance with and subject to the provisions of this

resolution: the date or dates of the Bonds; the interest payment dates thereof; the maturity dates thereof (*provided* that the final maturity of the Bonds of any series shall be not later than forty (40) years from the date the first Bonds of such series are issued under this resolution); the amount of principal maturing on each maturity date; the place or places of payment thereof and the paying agent or paying agents therefor; the place or places of registration, exchange or transfer thereof and the Registrar and Paying Agent therefor; and whether or not the Bonds shall be subject to redemption prior to their stated maturity or maturities and, if subject to such redemption, the premiums, if any, payable upon such redemption and the respective periods in which such premiums are payable. Interest on the Bonds shall be calculated on the basis of a three hundred sixty (360) day year comprised of twelve (12) thirty (30) day months.

(c) In the event the Bonds of any series shall be dated as of a date other than the first day of a calendar month or the dates on which interest is payable on such series are other than the first days of calendar months, the provisions of Section 3 with regard to the authentication of such Bonds and of Section 10 with regard to the forms of such Bonds shall be modified as the City Manager shall determine to be necessary or appropriate.

(d) (i). If the Bonds of a given series are subject to redemption and if any Bonds of such series (or portions thereof in installments of \$5,000 or any integral multiple thereof) are to be redeemed, notice of such redemption specifying the date, numbers and maturity or maturities of the Bond or Bonds to be redeemed, the date and place or places fixed for their redemption, and if less than the entire principal amount of a Bond called for redemption is to be redeemed, that such Bond must be surrendered in exchange for payment of the principal amount thereof to be redeemed and the issuance of a new Bond or Bonds equalling in principal amount that portion of the principal amount of such Bond not to be redeemed, shall be mailed not less than thirty (30) days prior to the date fixed for redemption, by first class mail, postage prepaid, to the registered owner of each such Bond at the address of such registered owner as it appears on the books of registry kept by Director of Finance of the City, who is hereby appointed as the Registrar and Paying Agent for the Bonds (the "Registrar and Paying Agent" or the "Registrar" or the "Paying Agent"), as of the close of business on the forty-fifth (45th) day next preceding the date fixed for redemption. If any Bonds shall have been called for redemption and notice thereof shall have been given as hereinabove set forth, and payment of the principal amount of such Bonds (or of the principal amount thereof to be redeemed) and of the accrued interest payable upon such redemption shall have been duly made or provided for, interest on such Bonds shall cease to accrue from and after the date so specified for their redemption.

(ii) Any notice of the optional redemption of the Bonds may state that it is conditioned upon there being on deposit with the City, or with the Registrar and Paying Agent for the Bonds or other agent designated by the City, on the date fixed for the redemption thereof an amount of money sufficient to pay the redemption price of such Bonds, together with the interest accrued thereon to the date fixed for the redemption thereof, and any conditional notice so given may be rescinded at any time before the payment of the redemption price of such Bonds, together with the interest accrued thereon, is due and payable if any such condition so specified is not satisfied. If a redemption of any Bonds does not occur after a conditional notice is given due to there not being on deposit with the City, or with the Registrar and Paying Agent for the Bonds or other agent designated by the City, a sufficient amount of money to pay the redemption price of such Bonds, together with the interest accrued thereon to the date fixed for the redemption thereof, the corresponding notice of redemption shall be deemed to be revoked.

(iii) So long as the Bonds are in book-entry only form, any notice of redemption shall be given only to The Depository Trust Company, New York, New York (“DTC”), or to its nominee, Cede & Co., or to such other nominee of DTC as may be requested by an authorized representative of DTC, and any notice of redemption otherwise required by this resolution to be given by first class mail, postage prepaid, may be given electronically in lieu of being given by first class mail, postage prepaid, if and to the extent delivery of notices of redemption electronically is acceptable to DTC. The City shall not be responsible for providing any beneficial owner of the Bonds any notice of redemption.

(e) (i). The Bonds of each series shall be issued only in book-entry only form. One Bond representing each maturity of the Bonds of each series will be issued to and registered in the name of Cede & Co., as nominee of DTC, or in the name of such other nominee of DTC as may be requested by an authorized representative of DTC, as registered owner of the Bonds, and each such Bond shall be immobilized in the custody of DTC. DTC will act as securities depository for the Bonds. Individual purchases will be made in book-entry form only, in the principal amount of \$5,000 or any integral multiple thereof. Purchasers will not receive physical delivery of certificates representing their interest in the Bonds purchased.

(ii) Principal and interest payments on the Bonds will be made by the Registrar and Paying Agent for the Bonds to DTC or its nominee, Cede & Co., or to such other nominee of DTC as may be requested by an authorized representative of DTC, as registered owner of the Bonds, which will in turn remit such payments to the DTC participants for subsequent disbursement to the beneficial owners of the Bonds. Transfers of principal and interest payments to DTC participants will be the responsibility of DTC. Transfers of such payments to beneficial owners of the Bonds by DTC participants will be the responsibility of such participants and other nominees of such beneficial owners. Transfers of ownership interests in the Bonds will be accomplished by book entries made by DTC and, in turn, by the DTC participants who act on behalf of the indirect participants of DTC and the beneficial owners of the Bonds.

(iii) The City will not be responsible or liable for sending transaction statements or for maintaining, supervising or reviewing records maintained by DTC, its participants or persons acting through such participants or for transmitting payments to, communicating with, notifying or otherwise dealing with any beneficial owner of the Bonds. So long as the Bonds are in book-entry only form, the Director of Finance will serve as Registrar and Paying Agent for the Bonds. The City reserves the right to designate a successor Registrar and Paying Agent for the Bonds if the Bonds at any time cease to be in book-entry only form.

SECTION 3. (a). The Bonds shall be executed, for and on behalf of the City, by the manual or facsimile signature of the Mayor of the City and shall have a facsimile of the corporate seal of the City imprinted thereon, attested by the manual or facsimile signature of the Clerk of Council of the City.

(b) The City Manager shall direct the Registrar and Paying Agent for the Bonds of a given series to authenticate such Bonds and no such Bond shall be valid and obligatory for any purpose unless and until the certificate of authentication endorsed on such Bond shall have been manually executed by the Registrar and Paying Agent. Upon the authentication of any Bonds, the Registrar and Paying Agent shall insert in the certificate of authentication the date as of which such Bonds are authenticated as follows: (i). if the Bond is

authenticated prior to the first interest payment date, the certificate shall be dated as of the date of the initial issuance and delivery of the Bonds of the series of which such Bond is one, (ii). if the Bond is authenticated upon an interest payment date, the certificate shall be dated as of such interest payment date, (iii). if the Bond is authenticated after the fifteenth (15th) day of the calendar month next preceding an interest payment date and prior to such following interest payment date, the certificate shall be dated as of such following interest payment date and, (iv). in all other instances the certificate shall be dated as of the actual date upon which the Bond is authenticated by the Registrar and Paying Agent.

(c) The execution and authentication of the Bonds in the manner above set forth is adopted as a due and sufficient authentication of the Bonds.

SECTION 4. (a). The principal of and interest on the Bonds shall be payable in such coin or currency of the United States of America as at the respective dates of payment thereof is legal tender for public and private debts.

(b) Principal of the Bonds of a given series shall be payable upon presentation and surrender thereof at the office of the Registrar and Paying Agent.

(c) Interest on the Bonds shall be payable by check mailed by the Registrar and Paying Agent to the registered owners of such Bonds at their respective addresses as such addresses appear on the books of registry kept pursuant to the provisions of this Section 4; *provided, however*, that so long as the Bonds are in book-entry form and registered in the name of Cede & Co., as nominee of DTC, or in the name of such other nominee of DTC as may be requested by an authorized representative of DTC, interest on the Bonds shall be paid directly to Cede & Co. or such other nominee of DTC by wire transfer.

(d) At all times during which any Bond of any series remains outstanding and unpaid, the Registrar and Paying Agent shall keep or cause to be kept, at its office, books of registry for the registration, exchange and transfer of Bonds of such series. Upon presentation of a Bond or Bonds at the office of the Registrar and Paying Agent, the Registrar and Paying Agent, under such reasonable regulations as the Registrar and Paying Agent may prescribe, shall register, exchange or transfer, or cause to be registered, exchanged or transferred, such Bond or Bonds on the books of registry as hereinbefore set forth.

(e) The books of registry shall at all times be open for inspection by the City or any duly authorized officer thereof.

(f) Any Bond may be exchanged at the office of the Registrar and Paying Agent for a like aggregate principal amount of such Bonds in other authorized principal sums and of the same series, interest rate and maturity.

(g) Any Bond of any series may, in accordance with its terms, be transferred upon the books of registry by the registered owner in whose name it is registered, in person or by the duly authorized agent of such registered owner, upon surrender of such Bond to the Registrar and Paying Agent for cancellation, accompanied by a written instrument of transfer duly executed by the registered owner or the duly authorized agent of such registered owner, in form satisfactory to the Registrar and Paying Agent.

(h) All transfers or exchanges pursuant to this Section 4 shall be made without expense to the registered owner of such Bond or Bonds, except as otherwise herein provided, and except that the Registrar and Paying Agent shall require the payment by the registered owner of such Bond or Bonds requesting such transfer or exchange of any tax or other governmental charges required to be paid with respect to such transfer or exchange. All Bonds surrendered for transfer or exchange pursuant to this Section 4 shall be cancelled.

SECTION 5. The full faith and credit of the City shall be and is irrevocably pledged to the punctual payment of the principal of and interest on the Bonds as the same become due. In each year while the Bonds, or any of them, are outstanding and unpaid, the Council is authorized and required to levy and collect annually, at the same time and in the same manner as other taxes of the City are assessed, levied and collected, a tax upon all taxable property within the City, over and above all other taxes, authorized or limited by law and without limitation as to rate or amount, sufficient to pay when due the principal of and interest on the Bonds to the extent other funds of the City are not lawfully available and appropriated for such purpose.

SECTION 6. CUSIP identification numbers may be printed on the Bonds, but no such number shall constitute a part of the contract evidenced by the particular Bonds upon which it is printed and no liability shall attach to the City or any officer or agent thereof (including any paying agent for the Bonds) by reason of such numbers or any use made thereof (including any use thereof made by the City, any such officer or any such agent) or by reason of any inaccuracy, error or omission with respect thereto or in such use. All expenses in relation to the printing of such numbers on the Bonds shall be paid by the City; *provided, however,* that the CUSIP Service Bureau charge for the assignment of such numbers shall be the responsibility of and shall be paid for by the purchasers of the Bonds.

SECTION 7. To the extent it shall be contemplated at the time of their issuance that the interest on any Bonds issued hereunder shall be excludable from gross income for purposes of federal income taxation, the City covenants and agrees to comply with the provisions of Sections 103 and 141-150 of the Internal Revenue Code of 1986 and the Treasury Regulations promulgated under such Sections 103 and 141-150 throughout the term of the Bonds.

SECTION 8. The net proceeds of the sale of the General Obligation Public Improvement Bonds shall be applied to the payment of the cost of the following public improvement projects of and for the City in substantially the following respective amounts:

<u>Projects.</u>	<u>Amounts.</u>
Public Schools	\$ 900,000
Transportation and Access Improvements (Including Public Street, Bridge and Sidewalk Improvements)	3,089,000
Public Safety	850,000
Public Buildings	1,161,000
Water System Improvements	3,000,000
Sewer System Improvements	5,300,000
Stormwater System Improvements	<u>200,000</u>
Total	\$ 14,500,000

If any project set forth above shall require less than the entire respective amount so set forth, the difference may be applied to any of the other projects so set forth.

SECTION 9. (a). The Bonds shall be sold in one or more series in accordance with the provisions of Section 2 at competitive or negotiated sale at not less than ninety-eight percent (98%) of the principal amount thereof (less any original issue discount) and on such other terms and conditions as are provided in the Notice of Sale thereof or in the Purchase Contract or Bond Purchase Agreement relating thereto.

(b) If the Bonds are sold at competitive sale, they may be sold contemporaneously with other bonds of the City under a combined Notice of Sale. If the Bonds are sold at competitive sale, the City Manager is hereby authorized to cause to be prepared and distributed (via electronic dissemination or otherwise) a Notice of Sale of the Bonds in such form and containing such terms and conditions as the City Manager may deem advisable, subject to the provisions hereof.

(c) Upon the determination by the City Manager to sell the Bonds at competitive or negotiated sale, the City Manager is hereby authorized, without further notice to or action by the Council, to determine the rates of interest the Bonds shall bear; *provided* that:

(i) in no event shall the true interest cost for the Bonds exceed five percent (5%), and

(ii) in no event shall the premium payable by the City upon the redemption of the Bonds exceed two percent (2%) of the principal amount thereof.

(d) If the Bonds are sold at negotiated sale, the City Manager is hereby authorized to, without further notice to or action by the Council, to select the underwriters for the Bonds (the "Underwriters") and to execute and deliver to the Underwriters a Purchase Contract or Bond Purchase Agreement relating to the Bonds.

(e) The City Manager is hereby authorized to cause to be prepared and distributed a Preliminary Official Statement and a final Official Statement relating to the Bonds. The City Manager is hereby further authorized to certify that the Preliminary Official Statement for the Bonds of each series authorized hereunder is “deemed final” for purposes of Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934. The City Manager is hereby authorized to execute and deliver the final Official Statement for the Bonds of each series authorized hereunder, and the City Manager, the Chief Operating Officer/Chief Financial Officer, the Director of Finance and the City Attorney are hereby authorized to execute and deliver to the purchasers of the Bonds of each series certificates in the forms provided for in the Official Statement for the Bonds of such series.

(f) The City Manager is hereby further authorized to execute and deliver to the purchasers of the Bonds of each series authorized hereunder a Continuing Disclosure Certificate or a Continuing Disclosure Agreement evidencing the City’s undertaking to comply with the continuing disclosure requirements of Paragraph (b)(5) of such Rule 15c2-12 to the extent applicable to the Bonds, such Continuing Disclosure Certificate or Continuing Disclosure Agreement to be in such form as shall be approved by the City Manager upon the advice of counsel (including the City Attorney or Bond Counsel to the City), such approval to be conclusively evidenced by the execution of such Continuing Disclosure Certificate or Continuing Disclosure Agreement by the City Manager.

SECTION 10. The Bonds, the certificate of authentication of the Registrar and Paying Agent and the assignment endorsed on such Bonds, shall be in substantially the form set forth in Exhibit A, with such changes in format as may be appropriate to conform with customs and practices applicable to comparable securities.

SECTION 11. (a). The City Manager is hereby authorized to appoint an escrow agent (the “Escrow Agent”) for the City in connection with the refunding of the Refunded Bonds.

(b) The City Manager is hereby authorized and directed to execute and deliver an Escrow Deposit Agreement by and between the City and the Escrow Agent in such form as shall be approved by the City Manager upon the advice of counsel (including the City Attorney or Bond Counsel), such approval to be conclusively evidenced by the execution of the Escrow Deposit Agreement by the City Manager.

(c) The City Manager and the Director of Finance, or either of them, are hereby authorized to enter into such purchase agreements as may be required in connection with the purchase by the Escrow Agent, from moneys deposited in the Escrow Deposit Fund created and established under any Escrow Deposit Agreement, of Government Securities (as defined in the Escrow Deposit Agreement).

SECTION 12. Subject to the issuance, sale and delivery of the Bonds pursuant to this resolution and receipt of the proceeds of the Bonds, the City Manager is hereby authorized to designate the Refunded Bonds for redemption on such date or dates as shall be determined by the City Manager and is hereby further authorized to direct the Escrow Agent to cause notices of the redemption of the Refunded Bonds on such date or dates to be given in accordance with the provisions of the proceedings authorizing the issuance of the Refunded Bonds.

SECTION 13. The Council hereby authorizes the City to make expenditures for the purpose for which the General Obligation Public Improvement Bonds are to be issued in advance of the issuance and receipt of the proceeds of the General Obligation Public Improvement Bonds and to reimburse such expenditures from the proceeds of the General Obligation Public Improvement Bonds. The adoption of this resolution shall be considered as an “official intent” within the meaning of Treasury Regulation Section 1.150-2 promulgated under the Internal Revenue Code of 1986.

SECTION 14. The City Attorney of the City is directed to file a copy of this resolution, certified by the Clerk of Council of the City to be a true and correct copy hereof, with the Circuit Court of the City in accordance with Section 15.2-2607 of the Code of Virginia, 1950.

SECTION 15. All ordinances, resolutions and proceedings in conflict herewith are, to the extent of such conflict, repealed.

SECTION 16. In the event any Bonds authorized for issuance under this resolution shall not have been issued on or before June 30, 2015, such authorization to issue such Bonds shall terminate and shall be of no further force and effect.

SECTION 17. This resolution shall take effect upon its adoption.

EXHIBIT A

**UNITED STATES OF AMERICA
COMMONWEALTH OF VIRGINIA
CITY OF CHARLOTTESVILLE
GENERAL OBLIGATION PUBLIC IMPROVEMENT [REFUNDING]
BOND, SERIES 201_[A][B]**

REGISTERED

NO. [R-201_A-1] [R-201_B-1]

REGISTERED

\$_____

**INTEREST
RATE:**

%

**MATURITY
DATE:**

DATE OF BOND:

CUSIP NO.:

161069

REGISTERED OWNER: CEDE & CO.

PRINCIPAL SUM:

DOLLARS

The City of Charlottesville, a municipal corporation of the Commonwealth of Virginia (the "City"), for value received, acknowledges itself indebted and hereby promises to pay to the Registered Owner (named above), or registered assigns, on the Maturity Date (specified above), [unless this Bond shall have been duly called for previous redemption and payment of the redemption price duly made or provided for,] the Principal Sum (specified above) and to pay interest on such Principal Sum until the payment of such Principal Sum in full, at the Interest Rate (specified above) per annum, on _____, _____ and semiannually on each _____ and _____ thereafter (each such date is hereinafter referred to as an "interest payment date"), from the date hereof or from the interest payment date next preceding the date of authentication to which interest shall have been paid, unless such date of authentication is an interest payment date, in which case from such interest payment date, or unless such date of authentication is within the period from the sixteenth (16th) day to the last day of the calendar month next preceding the following interest payment date, in which case from such following interest payment date. *[To be substituted if the interest payment date is the 15th day of the month:* or unless such date of authentication is within the period from the first (1st) day to the fourteenth (14th) day of the calendar month in which the following interest payment date shall occur, in which event from such following interest payment date]. Such interest shall be computed on the basis of a three hundred sixty (360) day year comprised of twelve (12) thirty (30) day months. Such interest is payable on each interest payment date by check mailed by the Registrar and Paying Agent hereinafter mentioned to the Registered Owner hereof at the address of such Registered Owner as it appears on the books of registry kept by the Registrar and Paying Agent, as of the close of business on the fifteenth (15th) day (whether or not a business day) of the calendar month next preceding each interest payment date. *[To be substituted if the interest payment date is the 15th day of the month:* Such interest is payable on each interest payment date by check mailed by the Registrar and Paying Agent hereinafter mentioned to the Registered Owner hereof at the address of such Registered Owner as it appears on the books of registry kept

by the Registrar and Paying Agent, as of the close of business on the last day (whether or not a business day) of the calendar month next preceding each interest payment date]; *provided, however,* that so long as this Bond is in book-entry only form and registered in the name of Cede & Co., as nominee of The Depository Trust Company (“DTC”), or in the name of such other nominee of DTC as may be requested by an authorized representative of DTC, interest on this Bond shall be paid directly to Cede & Co. or such other nominee of DTC by wire transfer.

The principal of this Bond is payable on presentation and surrender hereof at the office of **the Director of Finance of the City**, as Registrar and Paying Agent, in the City of Charlottesville, Virginia. The principal of and interest on this Bond are payable in such coin or currency of the United States of America as at the respective dates of payment thereof is legal tender for public and private debts.

This Bond is one of an issue of Bonds aggregating _____ Dollars (\$ _____) in principal amount issued for the purpose of providing funds [to pay the cost of various public improvement projects of and for the City] [to refund in advance of their stated maturities certain outstanding general obligation bonds of the City], under and pursuant to and in full compliance with the Constitution and statutes of the Commonwealth of Virginia, including Chapter 26 of Title 15.2 of the Code of Virginia, 1950 (the same being the Public Finance Act of 1991), and a resolution and proceedings of the Council of the City duly adopted and taken under the Public Finance Act of 1991.

The Bonds of the series of which this Bond is one (or portions of the principal amount thereof in installments of \$5,000 or any integral multiple thereof) maturing on and after _____, _____ are subject to redemption at the option of the City prior to their stated maturities, on or after _____, _____, in whole or in part on any date, in such order as may be determined by the City (except that if at any time less than all of the Bonds of a given maturity are called for redemption, the particular Bonds of such maturity or portions thereof in installments of \$5,000 to be redeemed shall be selected by lot), upon payment of a redemption price equal to 100% of the principal amount of the Bonds to be redeemed, together with the interest accrued thereon to the date fixed for the redemption thereof.

If this Bond is redeemable and this Bond (or any portion of the principal amount hereof in installments of \$5,000) shall be called for redemption, notice of the redemption hereof, specifying the date, number and maturity of this Bond, the date and place or places fixed for its redemption, and if less than the entire principal amount of this Bond is to be redeemed, that this Bond must be surrendered in exchange for the principal amount hereof not to be redeemed, shall be mailed not less than thirty (30) days prior to the date fixed for redemption, by first class mail, postage prepaid, to the Registered Owner hereof at the address of such Registered Owner as it appears on the books of registry kept by the Registrar and Paying Agent as of the close of business on the forty-fifth (45th) day next preceding the date fixed for redemption. If notice of the redemption of this Bond shall have been given as aforesaid, and payment of the principal amount of this Bond (or of the portion of the principal amount hereof to be redeemed) and of the accrued interest payable upon such redemption shall have been duly made or provided for, interest hereon shall cease to accrue from and after the date so specified for the redemption hereof.

Any notice of the optional redemption of this Bond may state that it is conditioned upon there being on deposit with the City, or with the Registrar and Paying Agent for the Bonds or other agent designated by the City, on the date fixed for the redemption hereof an amount of money sufficient to pay the redemption price of this Bond, together with the interest accrued thereon to the date fixed for the redemption hereof, and any conditional notice so given may be rescinded at any time before the payment of the redemption price of this Bond, together with the interest accrued thereon, is due and payable if any such condition so specified is not satisfied. If a redemption of this Bond does not occur after a conditional notice is given due to there not being on deposit with the City, or with the Registrar and Paying Agent for the Bonds or other agent designated by the City, a sufficient amount of money to pay the redemption price of this Bond, together with the interest accrued thereon to the date fixed for the redemption hereof, the corresponding notice of redemption shall be deemed to be revoked.

So long as the Bonds of the series of which this Bond is one are in book-entry only form, any notice of redemption of this Bond shall be given only to Cede & Co., as nominee of The Depository Trust Company ("DTC"), and any notice of redemption otherwise required by the resolution pursuant to which this Bond and the Bonds of the series of which this Bond are issued to be given by first class mail, postage prepaid, may be given electronically in lieu of being given by first class mail, postage prepaid, if and to the extent delivery of notices of redemption electronically is acceptable to DTC.

Subject to the limitations and upon payment of the charges, if any, provided in the proceedings authorizing the Bonds of the series of which this Bond is one, this Bond may be exchanged at the office of the Registrar and Paying Agent for a like aggregate principal amount of Bonds of other authorized principal sums and of the same series, interest rate and maturity. This Bond is transferable by the Registered Owner hereof or by the attorney for such Registered Owner duly authorized in writing, on the books of registry kept by the Registrar and Paying Agent for such purpose at the office of the Registrar and Paying Agent, but only in the manner, subject to the limitations and upon payment of the charges, if any, provided in the proceedings authorizing the Bonds of the series of which this Bond is one, and upon the surrender hereof for cancellation. Upon such transfer a new Bond or Bonds of authorized denominations and of the same aggregate principal amount, series, interest rate and maturity as the Bond surrendered will be issued to the transferee in exchange herefor.

The full faith and credit of the City are irrevocably pledged to the punctual payment of the principal of and interest on this Bond as the same become due. In each year while this Bond is outstanding and unpaid, the Council of the City is authorized and required to levy and collect annually, at the same time and in the same manner as other taxes of the City are assessed, levied and collected, a tax upon all taxable property within the City, over and above all other taxes, authorized or limited by law and without limitation as to rate or amount, sufficient to pay when due the principal of and interest on this Bond to the extent other funds of the City are not lawfully available and appropriated for such purpose.

This Bond shall not be valid or obligatory unless the certificate of authentication hereon shall have been manually signed by or on behalf of the Registrar and Paying Agent.

It is certified, recited and declared that all acts, conditions and things required to exist, happen or be performed precedent to and in the issuance of this Bond do exist, have

happened and have been performed in due time, form and manner as required by law, and that the amount of this Bond, together with all other indebtedness of the City, does not exceed any limitation of indebtedness prescribed by the Constitution or statutes of the Commonwealth of Virginia or the Charter of the City.

IN WITNESS WHEREOF, the City has caused this Bond to be executed by the facsimile signature of its Mayor; a facsimile of the corporate seal of the City to be imprinted hereon, attested by the facsimile signature of the Clerk of Council of the City; and this Bond to be dated the date first above written.

[SEAL]

CITY OF CHARLOTTESVILLE, VIRGINIA

Attest:

Mayor

Clerk of Council

CERTIFICATE OF AUTHENTICATION

This Bond is one of the Bonds delivered pursuant to the within-mentioned proceedings.

Director of Finance, as Registrar and Paying Agent

Dated: _____

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sell(s), assign(s) and transfer(s) unto _____

(Please print or type name and address, including postal zip code of Transferee)

PLEASE INSERT SOCIAL SECURITY OR
OTHER IDENTIFYING NUMBER OF TRANSFEREE:

the within-mentioned Bond and hereby irrevocably constitutes and appoints _____, agent, to transfer the same on the books of registry in the office of Registrar and Paying Agent with full power of substitution in the premises.

Dated: _____

Signature Guaranteed:

NOTICE: Signature(s) must be guaranteed by a member firm of The New York Stock Exchange, Inc. or a commercial bank or trust company.

(Signature of Registered Owner)
NOTICE: The signature above must correspond with the name as written on the face of the within Bond in every particular, without alteration, enlargement or any change whatsoever.

**A RESOLUTION
 APPROPRIATING FUNDS FOR
 THE CITY OF CHARLOTTESVILLE'S 2014-2015
 COMMUNITY DEVELOPMENT BLOCK GRANT - \$404,223.91**

WHEREAS, the City of Charlottesville has been advised of the approval by the U.S. Department of Housing and Urban Development of a Community Development Block Grant (CDBG) for the 2014-2015 fiscal year in the total amount of \$404,223.91 that includes the estimated new entitlement from HUD of \$400,000, previous entitlement made available through program income of \$3,592.06, and reprogramming of \$631.85.

WHEREAS, City Council has received recommendations for the expenditure of funds from the CDBG Task Force, the SAT, and the City Planning Commission; and has conducted a public hearing thereon as provided by law; now, therefore

BE IT RESOLVED by the City Council of Charlottesville, Virginia, that the sums hereinafter set forth are hereby appropriated from funds received from the aforesaid grant to the following individual expenditure accounts in the Community Development Block Grant Fund for the respective purposes set forth; provided, however, that the City Manager is hereby authorized to transfer funds between and among such individual accounts as circumstances may require, to the extent permitted by applicable federal grant regulations.

PURPOSE	AMOUNT
PRIORITY NEIGHBORHOOD	
10 th and Page – Block by Block Area – TBD	\$132,223.91
ECONOMIC DEVELOPMENT	
Community Investment Collaborative Scholarships	\$ 12,500
Seedplanters Women Entrepreneur Academy	\$15,000
Office of Economic Development Small Business Development	\$45,500
Computers 4 Kids Business Websites	\$46,500
Barrett Early Learning Center Improvements	\$12,500
SOCIAL PROGRAMS	
CALM - IDA Match	\$ 5,000
Community Attention- Youth Internships	\$ 5,000
C4K- Teen Camps and Workshops	\$18,500
OAR- Reentry Program	\$15,000
DSS- VIEW Career Training	\$16,500
ADMINISTRATION AND PLANNING:	
Admin and Planning	\$80,000
TOTAL	\$404,223.91

The amounts so appropriated as grants to other public agencies and private non-profit, charitable organizations (subrecipients) are for the sole purpose stated. The City Manager is authorized to enter into agreements with those agencies and organizations as he may deem advisable to ensure that the grants are expended for the intended purposes, and in accordance with applicable federal

and state laws and regulations; and

The City Manager, the Directors of Finance or Neighborhood Development Services, and staff are authorized to establish administrative procedures and provide for mutual assistance in the execution of the programs.

**A RESOLUTION
 APPROPRIATING FUNDS FOR
 THE CITY OF CHARLOTTESVILLE'S 2014-2015
 HOME FUNDS – \$67,500**

WHEREAS, the City of Charlottesville has been advised of the approval by the U.S. Department of Housing and Urban Development of HOME Investment Partnership (HOME) funding for the 2014-2015 fiscal year;

WHEREAS, the region is receiving an award for HOME funds for fiscal year 14-15 of which the City will receive an estimated \$67,500 to be expended on affordable housing initiatives such as homeowner rehab and downpayment assistance.

WHEREAS, it is a requirement of this grant that projects funded with HOME initiatives money be matched with local funding in varying degrees;

BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the local match for the above listed programs will be covered by the Charlottesville Housing Fund account CP-0084 in SAP system) in the estimated amount of \$16,000; the resolution for this appropriation will come forward after July 1, 2014. Program income from previous FYs amounts to \$0 available for FY 14-15. The total of the HUD money, program income, and the local match, \$83,500 will be distributed as shown below. Administrative funds for the year total \$3,500, which do not require a City match.

HOME Program Funds	HOME FUNDING	% MATCH REQUIRED	LOCAL MATCH	TOTAL
Habitat for Humanity DP	\$24,000	25%	\$6,000	\$30,000
PHA, DP	\$ 8,000	25%	\$2,000	\$10,000
AHIP, Small Rehabs	\$24,000	25%	\$6,000	\$30,000
BGiA, Small Rehabs	\$ 8,000	25%	\$2,000	\$10,000
Administration & Planning	\$ 3,500	0%	\$ 0	\$ 3,500
	\$67,500		\$16,000	\$83,500

* includes Program Income which does not require local match.

**APPROPRIATION
 AMENDMENT TO COMMUNITY DEVELOPMENT BLOCK GRANT ACCOUNT
 Reprogramming of Funds for FY 14-15**

WHEREAS, Council has previously approved the appropriation of certain sums of federal grant receipts to specific accounts in the Community Development Block Grant (CDBG) funds; and

WHEREAS, it now appears that these funds have not been spent and need to be reprogrammed, and therefore,

BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that appropriations made to the following expenditure accounts in the CDBG fund are hereby reduced or increased by the respective amounts shown, and the balance accumulated in the Fund as a result of these adjustments is hereby reappropriated to the respective accounts shown as follows:

Program Year	Account Code	Purpose	Proposed Revised Reduction	Proposed Revised Addition	Proposed Revised Appropriation
11-12	P-00001-04-83	ARC Facility Improvements	\$626.85		\$0
12-13	P-00001-02-59	CRHA Comp. Lab Maint.	\$5.00		\$0
14-15	P-00001-04-01	Applied to new programs		\$631.85	\$631.85
		TOTALS:	\$631.85	\$631.85	\$631.85

2014-2015 CDBG BUDGET ALLOCATIONS
RECOMMENDED BY CDBG TASK FORCE and SAT: 1/23/14 and 2/7/14
RECOMMENDED BY PLANNING COMMISSION: 3/11/14
APPROVED BY CITY COUNCIL: 4/21/14
AMENDED BY STAFF: 4/30/2014

I.	PRIORITY NEIGHBORHOOD		
	A. 10 th and Page – Block by Block Area - TBD		\$129,265.91*
II.	ECONOMIC DEVELOPMENT		
	A. Community Investment Collaborative Scholarships		\$12,250
	B. Seedplanters Women Entrepreneur Academy		\$14,700
	C. Office of Economic Development Small Business Development		\$44,590
	D. Computers 4 Kids Business Websites		\$45,570
	E. Barrett Early Learning Center Improvements		\$12,155
		ECONOMIC DEVELOPMENT TOTAL:	\$129,265
III.	SOCIAL PROGRAMS		
	A. CALM - IDA Match		\$ 4,900
	B. Community Attention- Youth Internships		\$ 4,900
	D. C4K- Teen Camps and Workshops		\$18,080
	E. OAR- Reentry Program		\$14,700
	F. DSS- VIEW Career Training		\$16,100
		SOCIAL PROGRAMS TOTAL:	\$58,680 (15% EN)
IV.	ADMINISTRATION AND PLANNING:		
	A. Admin and Planning		\$78,245 (20% EN)
		GRAND TOTAL:	\$395,455.91
		ESTIMATED NEW ENTITLEMENT AMOUNT:	\$391,232.00
		ESTIMATED EN AVAILABLE AFTER PI APPLIED:	\$ 3,592.06
		REPROGRAMMING:	\$ 631.85

* Funding includes program income/reprogrammed funds

2014-2015 HOME BUDGET ALLOCATIONS

A.	Habitat for Humanity	\$30,000
B.	PHA, Down Payment	\$10,000
C.	AHIP, Small Homeowner Rehabs	\$30,444
D.	Building Goodness in April	\$10,000
D.	Administration and Planning – funds from the Planning District	\$ 3,128
		TOTAL:
		\$83,572
		ENTITLEMENT AMOUNT:
		\$70,172
		PROGRAM INCOME:
		\$0
		LOCAL MATCH:
		\$13,400*

* HOME Admin and Planning Funds not matched locally

**AN ORDINANCE
TO REMOVE A CONDITION IN THE SALE/PURCHASE AGREEMENT
FOR LOT 12A AT 1279 KENWOOD LANE BY REVISING AN ORDINANCE
ADOPTED BY COUNCIL ON DECEMBER 16, 2013**

WHEREAS, by Ordinance adopted December 16, 2013 (the “2013 Ordinance”), City Council approved the sale of Lot 12A at 1279 Kenwood Lane to Hugh D. Scott, III and Susannah Wood for the purchase price of \$101,850.00; and

WHEREAS, Council required certain modifications to the Purchase Agreement, one of which was that the single-family home to be constructed on Lot 12A must contain an accessory apartment, as defined and allowed under the City’s Zoning Ordinance; and

WHEREAS, the Purchaser’s attorney has notified the City that the requirement for an accessory apartment prevents clear title to be conveyed because the title commitment revealed that all of the lots in the Arlington Heights Subdivision, created in 1957, are subject to a recorded restriction that prohibits construction of any building other than one single family home; and

WHEREAS, the City Attorney has recommended that Council remove the accessory apartment requirement from the Purchase Agreement in order to allow the conveyance to move forward; now, therefore,

BE IT ORDAINED by the Council for the City of Charlottesville, Virginia, that the 2013 Ordinance relating to the sale of city-owned land at 1279 Kenwood Lane, a copy of which is attached to this ordinance, is hereby revised to remove the accessory apartment requirement as a condition of approval, and the City Attorney is hereby directed to revise the Purchase Agreement accordingly. All other terms and conditions of the 2013 Ordinance shall remain unchanged.

ORDINANCE
AUTHORIZING THE SALE/CONVEYANCE OF CITY-OWNED LAND
LOCATED AT 1279 KENWOOD LANE
TO HUGH D. SCOTT, III AND SUSANNAH G. WOOD

WHEREAS, the City of Charlottesville is the owner of property located at 1279 Kenwood Lane, Charlottesville, Virginia, currently designated as Parcel 32 on City Tax Map 43B; and

WHEREAS, the City has proposed a subdivision of the Property, to create a new lot, consisting of approximately 14,563 square feet (0.334 acre) fronting on Kenwood Lane (the "Property"), as shown on the attached subdivision plat (review copy) prepared by Thomas B. Lincoln, and the City has begun the process necessary for preparation and approval of a final subdivision plat for the Property; and

WHEREAS, in September 2013 the City solicited proposals from persons interested in acquiring and developing the Property ("Request for Proposals"), and the City has received six (6) purchase offers/ proposals, including a proposal dated October 16, 2013, from Hugh D. Scott and Susannah G. Wood, together, which proposal was amended November 11, 2013 to clarify the correct names of Purchaser as being "Hugh D. Scott, III" and Susannah G. Wood; and

WHEREAS, following review of all proposals received and consideration of the merits of each, and upon consideration of the recommendation of staff, this Council finds that the proposal submitted by Hugh D. Scott, III and Susannah G. Wood is the most meritorious for reasons including, without limitation, the offered purchase price of \$101,850 (i.e., \$105,000, less and except a real estate sales commission of 3% payable to Purchaser's real estate agent); and

WHEREAS, as required by Virginia Code Section 15.2-1800(B) a public hearing on the proposed sale of the Property was advertised and was held on December 2, 2013, and the public has thereby been given an opportunity to comment on the proposed conveyance of the Property;

NOW, THEREFORE, BE IT ORDAINED by the Charlottesville City Council:

THAT the October 16, 2013 proposal, as amended November 11, 2013 ("Proposal") received from Hugh D. Scott, III and Susannah G. Wood (together, "Purchaser") is hereby accepted by Council, and Council hereby approves a sale of the Property to the Purchaser under the terms and conditions set forth within the Request for Proposals and the Purchaser's Proposal, subject to the following modifications:

- (1) The southeast boundary of the Property will be adjusted to provide a fifteen (15) foot wide access between Kenwood Lane and the remainder of the property retained by the City;
- (2) The rear boundary of the Property will be adjusted so that the Property will still contain approximately 14,563 square feet (0.334 acres), after the adjustment to the southeast boundary; and,
- (3) The single family home built on the Property will contain an accessory apartment, as defined and allowed under the City's Zoning Ordinance.

THAT closing shall not take place until a subdivision plat for the property, revised to reflect the modifications stated herein, has received final approval through the City's normal approval process and timeline.

THAT the City Manager is hereby authorized to execute a contract for the sale of the Property by the City to the Purchaser, under the terms and conditions referenced above, and in a form approved by the City Attorney; and

THAT the Mayor of the City of Charlottesville is hereby authorized to execute a deed, in a form approved by the City Attorney, conveying the Property to the Purchaser. The City Attorney is hereby authorized to take whatever steps are necessary to effect the closing of said property conveyance.

Approved by Council
December 16, 2013



Clerk of Council

RESOLUTION
Transportation Enhancement Grant – Cash Flow Loan to TJPDC
\$300,000

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

Transfer From

\$300,000 Fund: 426 WBS: CP-080 G/L Account: 599999

Transfer To

\$300,000 Fund: 426 WBS: P-00809 G/L Account: 599999