



CITY COUNCIL AGENDA
June 16, 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 (Schenks Branch)

CALL TO ORDER
PLEDGE OF ALLEGIANCE
ROLL CALL

Council Chambers

AWARDS/RECOGNITIONS
ANNOUNCEMENTS

Plugged In VA Program

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*
Passed 5-0 (except i)

(Items removed from the consent agenda will be considered at the end of the regular agenda.)

a. Minutes for June 2

b. **APPROPRIATION:**

Social Services Fund Balance Transfer for Office Space Re-Configuration – \$356,785.40
 (2nd of 2 readings)

c. **APPROPRIATION:**

Gordon Avenue Library Exterior Envelope Project – Albemarle County Reimbursement - \$2,462.43 (2nd of 2 readings)

d. **RESOLUTION:**

Fund Transfer for Drainage Correction at Johnson School and Cherry Hill – \$30,000
 (1st of 1 reading)

e. **RESOLUTION:**

Flats at 852 West Main Comprehensive Signage Plan (1st of 1 reading)

f. **RESOLUTION:**

Fund Allocation for Hope Community Center Property Purchase – \$595,000
 (1st of 1 reading)

g. **RESOLUTION:**

School Resolutions: Virginia Retirement System Rates and Employee Contributions for FY 2015 (1st of 1 reading)

h. **ORDINANCE:**

Second Extension of Cable Television Franchise Agreement (1st of 2 readings)

i. **ORDINANCE:**

William Taylor Plaza Land Purchase and Sale Agreement Amendment (2nd of 2 readings)
Pulled for discussion by Ms. Smith. Passed 3-2 (Smith, Fenwick no)

2. PUBLIC HEARING / RESOLUTION*

Belmont Bridge Update and Alternative Selection (1st of 1 reading) **vote postponed to July 7 or July 21**

3. REPORT*

City Market Design **5-0 for Market Plaza design**

4. REPORT

Disproportionate Minority Contact and Racial Disparities in the Juvenile Justice System

5. REPORT

Social Services Advisory Board Annual Report

6. RESOLUTION*

Franklin Street One-Way Pilot (1st of 1 reading) **passed 5-0 as revised**

7. RESOLUTION*

Consideration of Potential Downzoning in Fry's Spring Neighborhood (1st of 1 reading)
passed 4-1 (Szakos no)

8. ORDINANCE*

Amendment to Chapter 30 – Transient Occupancy and Meal Taxes for Governmental Entities (1st and 2nd readings) **passed 5-0, 2nd reading waived**

9. ORDINANCE*

Homeowner Tax Relief Grant – 2014 (1st and 2nd readings) **passed 5-0, 2nd reading waived**

10. REPORT*

Whale Tail Sculpture **5-0 to extend the lease for 6 months with removal at termination**

OTHER BUSINESS

Albemarle County Office Bldg Rezoning Initiation **Passed 5-0**

MATTERS BY THE PUBLIC

*ACTION NEEDED

APPROPRIATION:

**Transfer and Appropriation from Department of Social Services Fund Balance for Office
Space Re-Configuration
\$356,785.40.**

WHEREAS, the Department of Social Services has an existing fund balance of \$356,785.40 as of the end of fiscal year 2014;

WHEREAS, this fund balance will be used to re-configure office space in the city hall annex;

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$356,785.40 shall be appropriated for the use of office space re-configuration.

Expenditures - \$356,785.40.

Fund: 212

WBS: P-00806

G/L Account: 599999

BE IT FURTHER RESOLVED that this funding shall be allowed to carry over until the project is completed.

APPROPRIATION.

**Albemarle County Reimbursement for the Gordon Avenue Library Exterior Envelope Project
\$2,462.43**

WHEREAS, Albemarle County was billed by the City of Charlottesville in the amount of \$2,462.43.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that \$2,462.43 from Albemarle County is to be appropriated in the following manner:

Revenues:

\$1,000.00 – 2nd Quarter 2014

\$1,462.43 – 3rd Quarter 2014

Fund: 426

Funded Program: CP-011 (P-00601-05)

G/L Account: 432030

Expenditures:

\$1,000.00 – 2nd Quarter 2014

\$1,462.43 – 3rd Quarter 2014

Fund: 426

Funded Program: CP-011 (P-00601-05)

G/L Account: 599999

RESOLUTION

**Transfer of Funds from Capital Improvement Program Contingency to
Neighborhood Drainage Funds for Correction of drainage at Johnson School and
Cherry Hill
\$30,000**

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

\$30,000 Fund: 426 WBS: CP-080 G/L Account: 599999

Transfer To

\$30,000 Fund: 426 WBS: P-00341 G/L Account: 599999

Resolution

Be It Resolved By the City Council of the City of Charlottesville that the Comprehensive Sign Plan for the Flats at West Village, located at 852 West Main Street is approved as submitted.

The wall sign for the 7th bay is for the leasing center. It is described as "The Flats@ West Village Leasing Office," 46.5 sq ft, with ½" thick white Sintra flat cut out letters mounted with VHB (viscoelastic tape) to the existing fascia.

The wall sign for the 1st bay is for World of Beer. The BAR previously indicated their willingness to approve the wall sign that consists of three signs that fill the sign band. In addition, World of Beer will have a pole sign located in the planter. Images of both signs are attached.

In addition, directional signage is proposed on 9th street as allowed per ordinance, including 6 sq ft for each entry/exit; 2 sq ft for hours of operation, and 2 sq ft for each vehicular entry /directional sign.

All the wall signs (and pole signs) may be approved on an individual basis, and will not necessarily be of consistent materials and colors. A sign application and fee is required for each individual sign.

I have attached the application graphics.

If you have any questions, please contact me at 434-970-3130 or scala@charlottesville.org.

Sincerely yours,

Mary Joy Scala, AICP
Preservation and Design Planner

Mary Joy Scala, AICP
Preservation and Design Planner
City of Charlottesville
Department of Neighborhood Development Services
City Hall - 610 East Market Street
P.O. Box 911
Charlottesville, VA 22902
Ph 434.970.3130 FAX 434.970.3359
scala@charlottesville.org

RESOLUTION

**Allocation of Funds from the Capital Improvement Program Contingency Account for the
Hope Community Center Property Purchase.
\$595,000.**

NOW, THEREFORE BE IT RESOLVED by the Council of the City of
Charlottesville, Virginia that the purchase of the Hope Community Center Property is paid from the
Capital Improvement Program Contingency Account:

\$ 595,000

Fund: 426

WBS: CP-080

G/L Account: 541011

Local Governing Body Concurrence with School Division
Electing to Pay the VRS Board-Certified Rate

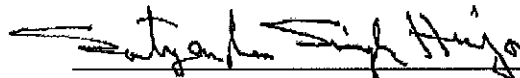
(In accordance with the 2014 Appropriation Act Item 468(H))

Resolution

BE IT RESOLVED, that the City Council of the City of Charlottesville does hereby acknowledge that the Charlottesville City School Board has made the election for its contribution rate to be based on the employer contribution rates certified by the Virginia Retirement System Board of Trustees pursuant to Virginia Code § 51.1-145(I) resulting from the June 30, 2013 actuarial value of assets and liabilities (the "Certified Rate"); and

BE IT ALSO RESOLVED, that the City Council of the City of Charlottesville does hereby certify to the Virginia Retirement System Board of Trustees that it concurs with the election of the Charlottesville City School Board to pay the Certified Rate, as required by Item 468(H) of the 2014 Appropriation Act; and

NOW, THEREFORE, the officers of City of Charlottesville are hereby authorized and directed in the name of the City of Charlottesville to execute any required contract to carry out the provisions of this resolution. In execution of any such contract which may be required, the seal of the City of Charlottesville, as appropriate, shall be affixed and attested by the Clerk.



Satyendra Singh Huja, Mayor

CERTIFICATE

I, Paige Rice, Clerk of the City of Charlottesville certify that the foregoing is a true and correct copy of a resolution passed by the City of Charlottesville and ratified by the City of Charlottesville at a lawfully organized meeting of the City of Charlottesville held at Charlottesville, Virginia at 7:00 p.m. o'clock on June 16th, 2014. Given under my hand and seal of the City of Charlottesville this 16th day of June, 2014.



Clerk

This resolution must be passed prior to July 1, 2014 and received by VRS no later than July 10, 2014.

Employer Contribution Rates for Counties, Cities,
Towns, School Divisions and Other Political Subdivisions
(In accordance with the 2014 Appropriation Act Item 468(H))

Resolution

BE IT RESOLVED, that the Charlottesville City Schools, Employer Code 55503, does hereby acknowledge that its contribution rates effective July 1, 2014 shall be based on the higher of a) the contribution rate in effect for FY 2014, or b) eighty percent of the results of the June 30, 2013 actuarial valuation of assets and liabilities as approved by the Virginia Retirement System Board of Trustees for the 2014-16 biennium (the "Alternate Rate") provided that, at its option, the contribution rate may be based on the employer contribution rates certified by the Virginia Retirement System Board of Trustees pursuant to Virginia Code § 51.1-145(I) resulting from the June 30, 2013 actuarial value of assets and liabilities (the "Certified Rate"); and

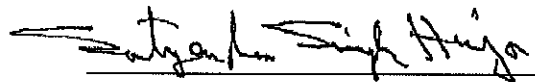
BE IT ALSO RESOLVED, that the Charlottesville City Schools, Employer Code 55503, does hereby certify to the Virginia Retirement System Board of Trustees that it elects to pay the following contribution rate effective July 1, 2014:

(Check only one box)

X The Certified Rate of 8.47% The Alternate Rate of _____%; and

BE IT ALSO RESOLVED, that the Charlottesville City Schools, Employer Code 55503, does hereby certify to the Virginia Retirement System Board of Trustees that it has reviewed and understands the information provided by the Virginia Retirement System outlining the potential future fiscal implications of any election made under the provisions of this resolution; and

NOW, THEREFORE, the officers of Charlottesville City Schools, Employer Code 55503, are hereby authorized and directed in the name of the Charlottesville City Schools to carry out the provisions of this resolution, and said officers of the Charlottesville City Schools are authorized and directed to pay over to the Treasurer of Virginia from time to time such sums as are due to be paid by the Charlottesville City Schools for this purpose.



Satyendra Singh Huja, Mayor

CERTIFICATE

I, Paige Rice, Clerk of the City of Charlottesville certify that the foregoing is a true and correct copy of a resolution passed by the City of Charlottesville and ratified by the City of Charlottesville at a lawfully organized meeting of the City of Charlottesville held at Charlottesville, Virginia at 7:00 p.m. o'clock on June 10th, 2014. Given under my hand and seal of the City of Charlottesville this 10th day of June, 2014.



Clerk

This resolution must be passed prior to July 1, 2014 and received by VRS no later than July 10, 2014.

**AN ORDINANCE
AMENDING THE LAND PURCHASE AND SALE AGREEMENT
DATED OCTOBER 28, 2008, BETWEEN CHERRY AVENUE INVESTMENTS, LLC
AND THE CITY OF CHARLOTTESVILLE**

WHEREAS, on October 6, 2008, City Council approved the sale of certain parcels of City-owned land and right-of-way at the intersection of Cherry Avenue and Ridge Street to Cherry Avenue Investments, LLC (“Purchaser”) for a mixed use development project (William Taylor Plaza), and a Land Purchase and Sale Agreement dated October 28, 2008 was signed by both parties; and

WHEREAS, Cherry Avenue Investments, LLC wishes to amend the Land Purchase and Sale Agreement as shown on the attached “Land Purchase and Sale Agreement – Amendment #1” to extend the closing date on said real estate conveyance to December 16, 2014; now, therefore,

BE IT ORDAINED by the Council of the City of Charlottesville that the City hereby approves Amendment #1 to the Land Purchase and Sale Agreement dated October 28, 2008 between Cherry Avenue Investments, LLC and the City of Charlottesville, in substantially the same form as the attached. The City Manager is hereby authorized to execute said Amendment #1, which shall be in form approved by the City Attorney.

RESOLUTION
Pilot Project to One-Way Portion of Franklin Street

BE IT RESOLVED by the Council for the City of Charlottesville, Virginia that, in the interest of public safety and in accordance with City Code Section 15-4, the City Manager is hereby authorized to direct the City Traffic Engineer to temporarily make Franklin Street a one-way street running southbound from Market Street to the entrance of Woolen Mills Self-Storage facility at 131 Franklin Street; provided, however, that such one-way travel shall be in effect as a pilot project for sixth (6) months, and after such time the Traffic Engineer will provide a report to City Council on the pilot project; and

BE IT FURTHER RESOLVED that the Traffic Engineer will solicit feedback from the Woolen Mills neighborhood residents and businesses, the City Fire Chief, and any other affected parties, while this pilot project is in effect.

A RESOLUTION
TO INITIATE AN AMENDMENT TO THE ZONING DISTRICT MAP
THAT REZONES PROPERTIES CURRENTLY ZONED R-2 (TWO FAMILY
RESIDENTIAL) IN THE AREA AROUND CRESTMONT AVENUE AND
HAMMOND STREET; IN THE STRIBLING AVENUE AREA;
AND IN THE AREA THAT INCLUDES STRATFORD COURT, DAVID TERRACE,
THOMAS DRIVE, VALLEY ROAD EXTENDED, NORTH BAKER STREET,
AND PORTIONS OF SHAMROCK ROAD AND BROAD AVENUE,
TO A SINGLE FAMILY RESIDENTIAL ZONING CLASSIFICATION

WHEREAS, the Fry's Spring Neighborhood Association has asked the City Council to consider a rezoning of properties in that neighborhood currently zoned R-2 Two Family Residential to R-1S Single Family (small lot) Residential; and,

WHEREAS, properties zoned R-2 in the Fry's Spring neighborhood are located in the area around Crestmont Avenue and Hammond Street; in the Stribling Avenue area; and in the area that includes Stratford Court, David Terrace, Thomas Drive, Valley Road Extended, North Baker Street, and portions of Shamrock Road and Broad Avenue; and,

WHEREAS, the Neighborhood Association believes that such a rezoning would stabilize the neighborhood, increase owner occupancy while still allowing accessory apartments, encourage better maintenance of properties and add to the attractiveness of the neighborhood to families; and,

WHEREAS, included in the matters to be considered in drawing zoning district boundaries are the existing use and character of property, the comprehensive plan, the suitability of property for various uses, the trends of growth or change, and the conservation of properties and their values and the encouragement of the most appropriate use of land throughout the City; and,

WHEREAS, this Council finds and determines that the public necessity, convenience, general welfare, and good zoning practice require the initiation of a study of certain amendments to the City Zoning District Map that rezone the properties referenced herein that are currently zoned R-2 Two Family Residential to a Single Family Zoning District classification.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlottesville that the Planning Commission is hereby directed to study potential amendments to the City Zoning District Map, as referenced in City Code sec. 34-1, that would rezone the

above-referenced properties currently zoned R-2 to a Single Family Residential Zoning District classification; and,

BE IT FURTHER RESOLVED that the Planning Commission will submit its findings and recommendations to the City Council no later than 100 days from the date of this Resolution.

ORDINANCE
AMENDING AND REORDAINING CHAPTER 30 OF THE CODE OF THE CITY OF CHARLOTTESVILLE, ARTICLE IX, SEC. 30-254, AND ARTICLE X, SEC. 30-284, TO ELIMINATE OR RESTRICT EXEMPTIONS FOR GOVERNMENTAL ENTITIES FROM TRANSIENT OCCUPANCY TAXES AND MEALS TAXES, AND ALSO TO CONFORM THE PROVISIONS OF EXEMPTIONS TO STATE REQUIREMENTS

BE IT ORDAINED by the Council for the City of Charlottesville, Virginia, that Sections 30-254 and 30-284 of Chapter 30 (Taxation) of the Charlottesville City Code, 1990, as amended, are hereby amended and reordained as follows:

CHAPTER 30. TAXATION

ARTICLE IX. TRANSIENT OCCUPANCY TAX

Sec. 30-254. Exemptions.

No tax shall be payable under this article ~~in any of the following instances~~ on any charge for lodging in, and during care or treatment in, any hospital, medical clinic, nursing or convalescent home, extended health care facility, sanatorium or sanitorium, home for the aged, infirmed, orphaned, disabled, or mentally retarded or other like facility; or in any educational institution.

~~(1) On any charge for lodging paid by or for any officer or employee of the government of the United States, the commonwealth or the city, when such lodging is occupied by such person while on official business.~~

~~(2) On any charge for lodging in, and during care or treatment in, any hospital, medical clinic, nursing or convalescent home, extended health care facility, sanatorium or sanitorium, home for the aged, infirmed, orphaned, disabled, or mentally retarded or other like facility; or in any educational institution.~~

...

ARTICLE X. MEALS TAX

Sec. 30-284. Exemptions generally.

(a) The tax imposed under this ordinance shall not be levied on prepackaged candy, gum, nuts and other items of essentially the same nature served for on- or off-premises consumption.

(b) The tax imposed under this article shall not be levied on the following items, when such items are served exclusively for off-premises consumption:

(1) Prepackaged doughnuts ~~donuts~~, crackers, ~~nabs~~, chips, cookies and items of essentially the same nature;

(2) A bulk food sale;

- (3) Drinks sold in factory-sealed containers, whether alcoholic or non-alcoholic;
- (4) Any food or food product purchased with food coupons issued by the United States Department of Agriculture under the federal Food Stamp Supplemental Nutrition Assistance Program (SNAP), or drafts issued through the Virginia Special Supplemental Food Program for Women, Infants and Children;
- (5) Any food or food product purchased for home consumption, except hot food or hot food products ready for immediate consumption, other than food as defined in the federal Food Stamp Act of 1977, 7 U.S.C. section 2012, as amended, and the federal regulations adopted pursuant to that act (including, without limitation food and beverages excluded from the tax as set forth within subparagraphs (d) (3), (4), (6) and (7) herein below. For the purposes of administering the tax levied hereunder, the following items, whether or not purchased for immediate consumption, shall be deemed to be excluded from the definition of "food" under the federal SNAP Food Stamp Act: sandwiches, salad bar items sold from a salad bar, pre-packaged single-serving salads consisting primarily of an assortment of vegetables, and beverages (as defined within Sec. 30-282).

(c) Food sold by grocery stores or convenience stores, other than prepared foods ready for human consumption sold at a delicatessen counter or other portion of a grocery or convenience store, shall not be subject to the tax imposed under this article.

(d) ~~The following classes of meals shall not be subject to tax~~ imposed under this article shall not be levied on the following purchases or sales of food and beverages:

- (1) Meals furnished by restaurants to employees as part of their compensation when no charge is made to the employee.
- (2) Meals sold or provided by daycare centers, and meals sold or provided by public or private elementary or secondary schools, or public or private colleges and universities, to their students or employees.
- (3) Meals when used or consumed and paid for directly out of public funds by the Commonwealth of Virginia, any political subdivision of the Commonwealth, or the United States, purchased by agencies of federal, state or local governments or by officers or employees thereof while on official business.
- (4) Meals sold or provided ~~furnished~~ by a hospital, medical clinic, convalescent home, nursing home, ~~home for the aged, infirm, or handicapped~~ or other extended care facility, to patients or residents thereof, and meals sold or provided by age-restricted apartment complexes or residences with restaurants, not open to the public, where meals are served and fees are charged for and are included in rental fees.
- (5) Meals furnished by a college fraternity or sorority to its members.

- (6) Meals furnished to elderly, infirm, blind, handicapped or needy persons by a nonprofit charitable organization, or by a private establishment under a contract with an agency of the Commonwealth of Virginia, ~~to elderly, infirm, handicapped or needy persons~~ in their homes or at central locations.
- (7) Meals sold by a nonprofit educational, religious, charitable or benevolent organization on an occasional basis, not exceeding three (3) times per calendar year, as a fund-raising activity, the gross proceeds of which are to be used exclusively for nonprofit educational, charitable, benevolent, or religious purposes.
- (8) ~~Meals or~~ Food or beverages sold from ~~coin-operated~~ vending machines.
- (9) Any other sale of a meal which is exempt from taxation under the Virginia Retail Sales and Use Tax Act (Code of Virginia, section 58.1-600 et seq.), or administrative rules and regulations issued pursuant thereto.

AN ORDINANCE TO ESTABLISH A GRANT PROGRAM TO PROMOTE AND PRESERVE HOMEOWNERSHIP BY LOW- AND MODERATE-INCOME PERSONS WITHIN THE CITY OF CHARLOTTESVILLE

WHEREAS, effective July 1, 2006, §50.7 of the Charter of the City of Charlottesville authorizes City Council to make grants and loans of funds to low- or moderate-income persons to aid in the purchase of a dwelling within the City; and

WHEREAS, this City Council desires to offer a monetary grant for Fiscal Year 2015, to aid low- and moderate-income citizens with one of the ongoing expenses associated with the purchase of a dwelling, *i.e.* real estate taxes; and

WHEREAS, public funding is available for the proposed grant;

NOW, THEREFORE, effective July 1, 2014 and for calendar year 2014, the Charlottesville City Council hereby ordains:

Grant—provided.

(a) There is hereby provided to any natural person, at such person's election, a grant in aid of payment of the taxes owed for the taxable year on real property in the city which is owned, in whole or in part, and is occupied by such person as his or her sole dwelling. The grant provided within this section shall be subject to the restrictions, limitations and conditions prescribed herein following.

(b) If, after audit and investigation, the commissioner of revenue determines that an applicant is eligible for a grant, the commissioner of revenue shall so certify to the city treasurer, who shall implement the grant as a prepayment on the applicant's real estate tax bill due on December 5, 2014.

(c) The amount of each grant made pursuant to this ordinance shall be \$525 for taxpayers with a household income of \$0-25,000, and shall be \$375 for taxpayers with a household income from \$25,001-\$50,000, to be applied against the amount of the real estate tax bill due on December 5, 2014.

Definitions.

The following words and phrases shall, for the purposes of this division, have the following respective meanings, except where the context clearly indicates a different meaning:

(1) *Applicant* means any natural person who applies for a grant authorized by this ordinance.

(2) *Dwelling* means a residential building, or portion such building, which is owned, at least in part, by an applicant, which is the sole residence of the applicant and which is a part of the real estate for which a grant is sought pursuant to this ordinance.

(3) *Grant* means a monetary grant in aid of payment of taxes owed for the taxable year, as provided by this ordinance.

(4) *Spouse* means the husband or wife of any applicant who resides in the applicant's dwelling.

(5)*Real estate* means a city tax map parcel containing a dwelling that is the subject of an grant application made pursuant to this ordinance.

(6)*Taxes owed for the current tax year* refers to the amount of real estate taxes levied on the dwelling for the taxable year.

(7)*Taxable year* means the calendar year beginning January 1, 2014.

(8)*Household income* means (i) the adjusted gross income, as shown on the federal income tax return as of December 31 of the calendar year immediately preceding the taxable year, or (ii) for applicants for whom no federal tax return is required to be filed, the income for the calendar year immediately preceding the taxable year: of the applicant, of the applicant's spouse, and of any other person who is an owner of and resides in the applicant's dwelling. The commissioner of revenue shall establish the household income of persons for whom no federal tax return is required through documentation satisfactory for audit purposes.

Eligibility and restrictions, generally.

A grant awarded pursuant to this ordinance shall be subject to the following restrictions and conditions:

(1)The household income of the applicant shall not exceed \$50,000.

(2)The assessed value of the real estate owned by the applicant shall not exceed \$365,000.

(3)The applicant shall own an interest in the real estate that is the subject of the application (either personally or by virtue of the applicant's status as a beneficiary or trustee of a trust of which the real estate is an asset) and the applicant shall not own an interest in any other real estate (either personally or by virtue of the applicant's status as a beneficiary or trustee of a trust of which the real estate is an asset).

(4)As of January 1 of the taxable year and on the date a grant application is submitted, the applicant must occupy the real estate for which the grant is sought as his or her sole residence and must intend to occupy the real estate throughout the remainder of the taxable year. An applicant who is residing in a hospital, nursing home, convalescent home or other facility for physical or mental care shall be deemed to meet this condition so long as the real estate is not being used by or leased to another for consideration.

(5)An applicant for a grant provided under this ordinance shall not participate in the real estate tax exemption or deferral program provided under Chapter 30, Article IV of the City Code (Real Estate Tax Relief for the Elderly and Disabled Persons) for the taxable year, and no grant shall be applied to real estate taxes on property subject to such program.

(6)An applicant for a grant provided under this division shall not be delinquent on any portion of the real estate taxes to which the grant is to be applied.

(7)Only one grant shall be made per household.

Procedure for application.

(a) Between July 1 and September 1 of the taxable year, an applicant for a grant under this ordinance shall file with the commissioner of revenue, in such manner as the commissioner shall prescribe and on forms to be supplied by the city, the following information:

(1) the name of the applicant, the name of the applicant's spouse, and the name of any other person who is an owner of and resides in the dwelling.

(2) the address of the real estate for which the grant is sought;

(3) the household income;

(4) such additional information as the commissioner of revenue reasonably determines to be necessary to determine eligibility for a grant pursuant to this ordinance.

(b) Changes in household income, ownership of property or other eligibility factors occurring after September 1, but before the end of the taxable year, shall not affect a grant once it has been certified by the commissioner of the revenue, in which case such certified grant shall be applied to the subject real estate.

(c) Any person who willfully makes any false statement in applying for a grant under this division shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined not less than \$25 nor more than \$500 for each offense.

RESOLUTION
Whale Tail Sculpture

Council hereby approves a resolution extending the existing lease for the current whale tail sculpture for six (6) months, with the same provisions as the current lease agreement; and with new language indicating that the artist will remove the sculpture from its location at the expiration of the lease.

Approved by Council
June 16, 2014



Clerk of Council

**A RESOLUTION
TO INITIATE AN AMENDMENT TO THE ZONING DISTRICT MAP**

WHEREAS, the City Council of the City of Charlottesville wishes to consider the rezoning of the County Office Building property on Preston Avenue; and

WHEREAS, included in the matters to be considered in drawing zoning district boundaries are the existing use and character of property, the comprehensive plan, the suitability of property for various uses, the trends of growth or change, and the conservation of properties and their values and the encouragement of the most appropriate use of land throughout the City; and,

WHEREAS, this Council finds and determines that the public necessity, convenience, general welfare, and good zoning practice require the initiation of a study of certain amendments to the City Zoning District Map that examines the appropriate zoning for the County Office Building property;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlottesville that the Planning Commission is hereby directed to study potential amendments to the City Zoning District Map, as referenced in City Code sec. 34-1, that would rezone the above-referenced property currently zoned M-R to an appropriate zoning classification; and,

BE IT FURTHER RESOLVED that the Planning Commission will submit its findings and recommendations to the City Council no later than 100 days from the date of this Resolution.

Approved by Council
June 16, 2014



Clerk of Council