



CITY COUNCIL AGENDA
April 19, 2010 – 7:00 p.m.

TYPE OF ITEM

SUBJECT

CALL TO ORDER
PLEDGE OF ALLEGIANCE
ROLL CALL

AWARDS/RECOGNITIONS Arbor Day

ANNOUNCEMENTS

MATTERS BY THE PUBLIC Public comment will be permitted until 7:35 p.m. (limit of 3 minutes per speaker) and at the end of the meeting on any item, including items on the agenda, provided that a public hearing is not planned or has not previously been held on the matter. Persons are asked to sign up in advance of the start of the meeting.

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 of March 31 and April 5

b. **APPROPRIATION:** \$76,914 – Police Miscellaneous Revenue (2nd of 2 readings)

c. **APPROPRIATION:** \$302,000 – Homeland Security Grant (2nd of 2 readings)

d. **APPROPRIATION:** \$709,255.82 – CDBG Funding for FY 11 (2nd of 2 readings)

e. **APPROPRIATION:** \$173,915 – HOME Funding for FY 11 (2nd of 2 readings)

f. **APPROPRIATION:** \$8,309.84 – Pride of Virginia Lodge Tax Refund (1st of 2 readings)

g. **APPROPRIATION:** \$85,000 – Summer Lunch Program Grant (1st of 2 readings)

h. **APPROPRIATION:** \$1,900 – Fire Programs Grant (1st of 2 readings)

i. **APPROPRIATION:** \$250,395 – Foster Families Stipends (1st of 2 readings)

j. **APPROPRIATION:** \$14,806.66 – Extradition Costs Reimbursement (1st of 2 reading)

k. **RESOLUTION:** Authorizing Cost Sharing Agreement with Corps of Engineers for Future Stormwater Improvements (1st of 1 reading)

l. **ORDINANCE:** Granting Easement across Emmet Street to U. Va. for Telecommunications Duct Bank (2nd of 2 readings)

m **ORDINANCE:** Site Plan Requirements for Special Use Permit Applications (2nd of 2 readings)

WORK SESSION: SOLID WASTE

BASEMENT CONFERENCE ROOM

*ACTION NEEDED (appropriations require 2 readings; ordinances require 2 readings; resolutions require 1 reading)
Reasonable accommodations will be provided for persons with disabilities if requested.

**A RESOLUTION
 APPROPRIATING FUNDS FOR
 THE CITY OF CHARLOTTESVILLE'S 2010-2011
 COMMUNITY DEVELOPMENT BLOCK GRANT
 \$709,255.82**

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 2010-2011 fiscal year in the total amount of \$709,255.82 that includes the estimated entitlement from HUD of \$579,630 and reprogramming and program income of \$129,625.82.

WHEREAS, City Council has received recommendations for the expenditure of funds from the CDBG Task Force 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.

ACCOUNT CODE**	PURPOSE	AMOUNT
	HOUSING	
	AHIP- Homeowner Rehabs	\$100,510 *
	CRHA- Crescent Halls Bathroom	\$103,230 *
	Building Goodness in April- Build Day	\$20,000
	PHA, Downpayment Assistance	\$40,000
	Thomas Jefferson Community Land Trust- Acquisition	\$82,500
	Computers 4 Kids- Teen Space Build Out	\$30,000
	JABA- Land Acquisition	\$110,000
	ARC- Facility Improvements	\$7,500
	Total	\$493,740
	SOCIAL PROGRAMS	
	Computers 4 Kids- Teen Tech	\$12,500
	PHAR- Internship Program	\$25,000
	CYFS- Quality Child Care Seal	\$9,900
	CALM- IDA Match	\$15,000
	Boys and Girls Club- Money Matters Program	\$1,500
	OAR- Reentry Program	\$15,000
	Legal Aid/ PHAR- Legal Services	\$20,000
	PHA- Rental Resource Center	\$7,400
	Total	\$106,300
	ADMINISTRATION AND PLANNING	
	Admin & Planning 09-10	\$109,215.82
	Grand Total	\$709,255.82

*Funded through reprogrammed program income.

**Codes are not available through CityLink at this time. Codes will be assigned at a later date.

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 of the Charlottesville Redevelopment and Housing Authority (CRHA) are authorized to establish administrative procedures and provide for mutual assistance in the execution of the programs as provided by the Board of CRHA.

Approved by Council

April 19, 2010

A handwritten signature in black ink, appearing to read "Janice C.", is written over a horizontal line.

Clerk of City Council

**AN ORDINANCE
AUTHORIZING THE GRANT OF A UTILITY EASEMENT
UNDER EMMET STREET TO
THE RECTOR AND VISITORS OF THE UNIVERSITY OF VIRGINIA**

WHEREAS, the Rector and Visitors of the University of Virginia desire an easement for installation and maintenance of telecommunication duct bank facilities which are located partially within the Emmet Street right-of-way near Thomson Road in the City; and,

WHEREAS, the City Engineer and Public Utilities staff have reviewed and approved the request for the easement pursuant to the terms contained in the attached Deed of Easement; and,

WHEREAS, in accordance with Virginia Code section 15.2-1800, a public hearing was held before City Council to give the public an opportunity to comment on the grant of said easement; now, therefore

BE IT ORDAINED by the Council of the City of Charlottesville, Virginia that the Mayor is hereby authorized to execute a Deed of Easement, in form approved by the City Attorney, to grant the Rector and Visitors of the University of Virginia the easement shown on the attached plat made by Kirk Hughes & Associates, dated November 20, 2009.

Approved by Council
April 19, 2010



Clerk of City Council

**AN ORDINANCE AMENDING AND REORDAINING SECTION 34-158
OF ARTICLE I (ADMINISTRATION) OF CHAPTER 34 (ZONING)
OF THE CODE OF THE CITY OF CHARLOTTESVILLE, 1990, AS AMENDED,
RELATED TO SITE PLAN SUBMISSIONS WITH
SPECIAL USE PERMIT APPLICATIONS.**

BE IT ORDAINED by the Council for the City of Charlottesville, Virginia, that Section 34-158 of Article I of Chapter 34 of the Charlottesville City Code, 1990, as amended, is hereby amended and reordained, as follows:

Sec. 34-158. Application generally.

(a) The procedure for filing and consideration of an application for a special use permit is the same as that required for a rezoning petition, except that each application for a special use permit shall also include:

- (1) ~~A preliminary site plan~~ A site plan when required by section 34-802 of the city code;
- (2) A written disclosure of the information required by section 34-8 of the city code and, if the applicant is not the owner of the property, written evidence of his status as (i) the authorized agent of the property owner, or (ii) a contract purchaser of the property whose application is with the permission of the property owner;
- (3) For developments including any non-residential uses, and developments proposing the construction of three (3) or more single- or two-family dwellings, the applicant shall provide a completed low-impact development ("LID") methods worksheet; and
- (4) For applications proposing the alteration of the footprint or height of an existing building, or the construction of one (1) or more new buildings: (i) a building massing diagram and (ii) elevations;
- (5) Information and data identifying how many, if any, existing dwelling units on the development site meet the city's definition of an "affordable dwelling unit" and whether any such existing units, or equivalent affordable units, will remain following the development; and
- (6) Other supporting data sufficient to demonstrate compliance with the purposes and standards of this zoning ordinance, including, without limitation, graphic materials that illustrate the context of the project as well as information and data addressing the factors set forth within section 34-157 above.

(b) It shall be the responsibility of the applicant for a special use permit to provide information and data addressing the factors referenced in this section and in section 34-157, above.

Approved by Council
April 19, 2010



Clerk of City Council

APPROPRIATION
2009 State Homeland Security Program Grant
Grant # 10-A2165HS09
\$302,000

WHEREAS, the City of Charlottesville, through the Police Department, has received a 2009 State Homeland Security Program Grant from the Commonwealth of Virginia Department of Criminal Justice Services in the amount of \$302,000, to be used to purchase an incident response vehicle, CBRNE protective equipment, and a license plate reader, as specified by the grant.

WHEREAS, the grant award covers the period from period April 1, 2010 through July 31, 2011;

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$302,000, received from the Commonwealth of Virginia Department of Criminal Justice Services, is hereby appropriated in the following manner:

Revenue – \$302,000

Fund: 211 I/O: 1900142 G/L Account: 431120

Expenditures - \$302,000

Fund: 211 I/O: 1900142 G/L Account: 520990

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$302,000 from the Commonwealth of Virginia Department of Criminal Justice Services.

Approved by Council
April 19, 2010


Clerk of City Council

**A RESOLUTION
 APPROPRIATING FUNDS FOR
 THE CITY OF CHARLOTTESVILLE'S 2010-2011
 HOME FUNDS
 \$173,915**

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 2010-2011 fiscal year;

WHEREAS, the region is receiving an award of \$1,007,754 for year eighteen or fiscal year 10-11 in HOME funding of which the City will receive \$131,884 to be expended on affordable housing initiatives such as Rehabilitation of Owner Occupied Structures 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 (P-00439 in SAP system) in the amount of \$42,000; the resolution for this appropriation will come forward after July 1, 2010. The total of the HUD money and the local match, \$173,915, will be distributed by the following two accounts: AHIP- Homeowner Rehabilitation will receive \$51,000 from HUD and \$17,000 from the City; Habitat for Humanity will receive \$75,000 from HUD and \$25,000 from the City. Administrative funds for the year total \$5,915, which do not require a City match.

HOME Program Funds (Fiscal Year 10-11)	HOME FUNDING	% MATCH REQUIRED	LOCAL MATCH	TOTAL
AHIP- Homeowner Rehab	\$51,000	25%	\$17,000	\$ 68,000
Habitat for Humanity	\$75,000	25%	\$25,000	\$100,000
Administration & Planning	\$ 5,915			\$ 5,915
	\$125,915		\$40,000	\$173,915

Approved by Council
 April 19, 2010



 Clerk of City Council

RESOLUTION

Tax Refund for Pride of Virginia Lodge #122

BE IT RESOLVED by the City Council of the City of Charlottesville, Virginia that the sum of up to \$8,309.84 is hereby paid from currently appropriated funds in the Council Priority Initiatives account in the General Fund for a tax refund to the Pride of Virginia Lodge #122:

Fund: 105

Cost Center: 10110010000

Approved by Council
April 19, 2010


Clerk of City Council

APPROPRIATION

**U.S. Department of Agriculture Summer Food Service Program
\$85,000**

WHEREAS, the City of Charlottesville, through Parks and Recreation, has received approval for reimbursement up to \$85,000 from the U.S. Department of Agriculture to provide free breakfast and lunch to children attending summer camp programs; and

WHEREAS, the grant award covers the period from period June 1, 2010 through December 31, 2010.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$85,000, received from the U.S. Department of Agriculture, is hereby appropriated in the following manner:

Revenue – \$85,000

Fund: 211 Internal Order: 1900143 G/L Account: 431110

Expenditures - \$85,000

Fund: 211 Internal Order: 1900143 G/L Account: 530670

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$85,000 from the U. S. Department of Agriculture.

Approved by Council
April 19, 2010



Clerk of City Council

APPROPRIATION
Virginia Department of Fire Programs Grant
\$1,900

WHEREAS, the Virginia Department of Fire Programs has awarded the City of Charlottesville additional grant funds in the amount of \$1,900;

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the additional sum of \$1,900, received as an additional grant reimbursement from the Virginia Department of Fire Programs, is hereby appropriated in the following manner:

Revenue – \$1,900

Fund: 209 Internal Order: 1900106 G/L Account: 430110

Expenditures - \$1,900

Fund: 209 Internal Order: 1900106 G/L Account: 599999

Approved by Council
April 19, 2010



Clerk of City Council

RESOLUTION

AUTHORIZING THE CITY TO ENTER INTO A COST SHARING AGREEMENT WITH THE CORPS OF ENGINEERS AND PROVIDE A MATCH OF \$30,000 TO IDENTIFY FUTURE DRAINAGE IMPROVEMENTS AND CONDUCT COMPUTER MODELING

WHEREAS, under the proposed cost sharing agreement for the Stormwater Services, the City will provide a match in the amount of \$30,000.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlottesville, Virginia that the City may enter into the Cost Sharing Agreement with the Corps of Engineers and that the sum of \$30,000 is hereby paid from the following account:

- \$30,000 - Fund 631 Cost Center 2713001000 G/L Account 530670

Approved by Council
April 19, 2010


Clerk of City Council

APPROPRIATION

Police Department - Special Events Overtime and Misc. Revenue
\$76,914

WHEREAS, the City of Charlottesville Police Department has received revenue, in excess of budgeted revenue, for the current fiscal year for special events overtime, and miscellaneous revenues and fees, totaling \$76,914; and

WHEREAS, this revenue (\$76,914) is proposed to cover operational expenses of the Police specified below for the remainder of the fiscal year.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$76,914 which has been received is hereby appropriated as follows:

Revenue

Fund	Cost Center	G/L Account	Amount
105	3101001000	451110 – Insurance Recovery	\$22,470
105	3101001000	434580- False Alarm Fees	\$ 7,987
105	3101001000	451999 – Misc Revenue	\$32,032
105	3101001000	434810 – Misc Sales	\$14,425

Expenditures

Fund	Cost Center	G/L Account	Amount
105	3101001000	520990 – Other supplies	\$76,914

Approved by Council
April 19, 2010


Clerk of City Council