



CITY COUNCIL AGENDA
January 4, 2010

TYPE OF ITEM

SUBJECT

CALL TO ORDER
PLEDGE OF ALLEGIANCE
ROLL CALL

ELECTION OF MAYOR AND VICE MAYOR

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.

APPOINTMENTS: Boards and Commissions

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. **APPROPRIATION:** \$32,447.38 – Reimbursement for Health Dept. Building Improvements (2nd of 2 readings)
- b. **APPROPRIATION:** \$7,500 – Center for Watershed Protection Grant (2nd of 2 readings)
- c. **APPROPRIATION:** \$106,035 – Intelligent Transportation Systems Grant (2nd of 2 readings)
- d. **APPROPRIATION:** \$73,984 – Rivanna River Basin Commission Grant (2nd of 2 readings)
- e. **APPROPRIATION:** \$100 – Martha Jefferson Hospital Donation (1st of 1 reading)
- f. **APPROPRIATION:** \$110,629 – Fire Programs Grant (1st of 2 readings)
- g. **APPROPRIATION:** \$150,000 – Fund Balance Reappropriation for Visitors Center (1st of 2 readings)
- h. **RESOLUTION:** Authorizing Retention of \$20,609 in FY 10 Funds by Health Department (1st of 1 reading)
- i. **RESOLUTION:** Authorizing \$2,500 out of Council Reserve for Printing Cost of Historic Downtown Mall booklet (1st of 1 reading)
- j. **RESOLUTIONS:** Initiate Zoning Text Amendments for Neighborhood Commercial Corridor District (1st of 1 reading)
- k. **ORDINANCE:** Conveyance of City Land off Elm Street and Cherry Avenue (2nd of 2 readings)
- l. **ORDINANCE:** Amendments to Fire Code Chapter (1st of 2 readings)
- m. **ORDINANCE:** Noise Control from Restaurants in NCC District (1st of 2 readings)

2. REPORT* Sister Cities Clock Competition

3. REPORT* Snow Removal

4. REPORT Police Citizen Advisory Panel

5. REPORT JAUNT

6. REPORT Community Prenatal Care



7. **REPORT*** YMCA Preliminary Design Approval

8. **REPORT** Internet Crimes against Children

9. **RESOLUTION***
(SRO) Facility at

Special Use Permit to Allow a Single
401 4th Street, N.W. (1st of 1 reading)

Room Occupancy

OTHER BUSINESS
MATTERS BY THE PUBLIC
ADJOURNMENT

*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.

RESOLUTION
AUTHORIZE PRINTING COSTS OF HISTORIC DOWNTOWN MALL BOOKLET
\$2,500

BE IT RESOLVED by the City Council of the City of Charlottesville, Virginia that the sum of \$2,500 is hereby transferred and paid in the following manner:

Transfer From

\$2,500 Fund: 105 Cost Center: 1011001000 G/L Account: 599999

Transfer To

\$2,500 Fund: 105 Cost Center: 97530050000 G/L Account: 540100

Approved by Council
January 4, 2010

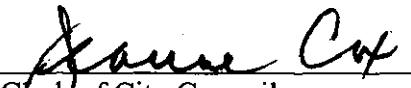


Clerk of City Council

RESOLUTION
Authorization for Charlottesville-Albemarle Health Department
to Retain FY 2010 Local Match Dollars
\$20,609

BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the Charlottesville-Albemarle Health Department is authorized to retain the sum of \$20,609 in Fiscal Year 2010.

Approved by Council
January 4, 2010



Clerk of City Council

APPROPRIATION

Martha Jefferson Hospital Donation

\$100

WHEREAS, the City of Charlottesville, through the Police Department, has received a general donation of \$100 from the Martha Jefferson Hospital in appreciation of the Police Department's providing of crime prevention training to hospital nursing staff.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$100, received from the Martha Jefferson Hospital is hereby appropriated in the following manner:

Revenue – \$100.00

\$100 Fund: 105 I/O: 2000063 G/L Account: 451020

Expenditures - \$100.00

\$100 Fund: 105 I/O: 2000063 G/L Account: 520990

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$100 from the Martha Jefferson Hospital.

Approved by Council
January 4, 2010


Clerk of City Council

Appropriation
Rivanna River Basin Commission Grant Award
\$73,984

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of **\$73,984**, received from the Rivanna River Basin Commission, is hereby appropriated in the following manner:

Revenues

\$73,984 Fund: 428 Cost Center: DR-002 G/L Account: 430280

Expenditures

\$73,984 Fund: 428 Cost Center: DR-002 G/L Account: 530670

Approved by Council
January 4, 2010


Clerk of City Council

APPROPRIATION

Intelligent Transportation Systems (ITS) - \$106,035

WHEREAS, a total of \$106,035 in state and federal funds for the Urban Construction Initiative requires appropriation;

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

Revenues

\$ 84,828	Fund: 427	WBS: P-00219	G/L Account: 430120
\$ 21,207	Fund: 427	WBS: P-00219	G/L Account: 430080

Expenditures

\$ 84,828	Fund: 427	WBS: P-00219	G/L Account: 599999
\$ 21,207	Fund: 427	WBS: P-00219	G/L Account: 599999

Approved by Council
January 4, 2010



Clerk of City Council

APPROPRIATION
Center for Watershed Protection Grant Award
\$7,500

BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$7,500, received as a grant from the Center for Watershed Protection, is hereby appropriated in the following manner:

Revenues

\$7,500 Fund: 428 Cost Center: DR-002 G/L Account: 451022

Expenditures

\$7,500 Fund: 428 Cost Center: DR-002 G/L Account: 530500

Approved by Council
January 4, 2010



Clerk of City Council

APPROPRIATION
Albemarle County Reimbursement
\$32,447.38

WHEREAS, Albemarle County, has submitted payment to the City of Charlottesville in the amount of \$32,447.38 as reimbursement for Health Department building mechanical improvements;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the sum of \$32,447.38 received is hereby appropriated in the following manner:

Revenues

\$32,447.38 Fund: 425 Project: P-456 G/L Account: 432030

Expenditures

\$32,447.38 Fund: 425 Project: P-456 G/L Account: 599999

Approved by Council
January 4, 2010


Clerk of City Council

**RESOLUTION GRANTING A SPECIAL USE PERMIT
TO VIRGINIA SUPPORTIVE HOUSING
TO OPERATE A SINGLE ROOM OCCUPANCY FACILITY
AT 401 FOURTH STREET, N.W.**

WHEREAS, Virginia Supportive Housing (VSH), acting as agent for Region Ten Community Services Board, Inc., the owner of property located at 401 4th Street, N.W., identified on City Tax Map 32 as Parcel 26, consisting of approximately 32,431 square feet or 0.74 acres ("Subject Property"), has requested a special use permit with respect thereto, to allow operation of a facility containing a maximum of 60 single room occupancy (SRO) units;

WHEREAS, Region Ten Community Services Board supports the request for a special use permit by Virginia Supportive Housing to use the leased space as described above; and

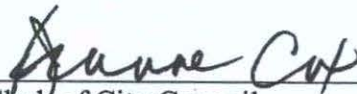
WHEREAS, the Subject Property is zoned Manufacturing-Industrial (M-I) District, and, pursuant to §34-480 of the City Code, such modifications for use of the property are allowed by Special Use Permit; and

WHEREAS, following a joint public hearing before this Council and the Planning Commission, duly advertised and held on November 10, 2009, this Council finds that such use is allowed under City Code §34-480, and will conform to the criteria applicable to special permits generally under Chapter 34 of the City Code; now, therefore

BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that a special use permit is hereby approved and granted to Virginia Supportive Housing to allow operation of a facility with up to 60 SRO dwelling units at 401 4th Street, N.W. Approval of this special use permit is conditioned upon the following:

1. A minimum of 31 parking spaces shall be provided on site.
2. A copy of the written rules, operational and enforcement policies for the SRO facilities, and a list of the supportive services provided by Applicant, shall be kept on file in the Neighborhood Development Services Department.

Approved by Council
January 4, 2010



Clerk of City Council

RESOLUTION

WHEREAS, the City Council of the City of Charlottesville believes that changes can be made to the City Code Chapter 34 to more effectively regulate development, uses and parking in the Neighborhood Commercial District;

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 Chapter 34 (Zoning) of the Charlottesville City Code, 1990, as amended;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlottesville that the Planning Commission is hereby directed to study proposed amendments to Chapter 34 (Zoning) of the Charlottesville City Code, 1990, as amended, revising regulations in the Neighborhood Commercial District concerning uses allowed, setbacks, buffers, parking requirements/ regulations and all associated definitions; 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
January 4, 2010


Clerk of City Council

**AN ORDINANCE
AUTHORIZING THE SALE OF CERTAIN CITY-OWNED PROPERTY
LOCATED BETWEEN ELM STREET AND CHERRY AVENUE,
ADJACENT TO PARCELS 148, 149 AND 155A
ON CITY TAX MAP 30.**

WHEREAS, in 2002 the City of Charlottesville acquired by quitclaim deed from the Virginia Department of Transportation three (3) residue parcels of land located between Elm Street and Cherry Avenue, adjacent to Parcels 149, 148 and 155A on City Real Property Tax Map 30, and designated respectively on the attached tax map drawing as Parcel A, Parcel B and Parcel C; and

WHEREAS, James and Frances Barnett, the record owner of City Tax Map Parcel 30-148, has requested the City of Charlottesville to convey the property shown as Parcel B to them for the purchase price of \$3,000.00 so that it may be added to and made a part of their property; and

WHEREAS, Mr. Irvine Gibson, Jr., on behalf of the Estate of Irvine Gibson, Sr., the record owner of City Tax Map Parcel 30-149, has requested the City of Charlottesville to convey the property shown as Parcel A to him for the purchase price of \$3,000.00 so that it may be added to and made a part of his property; and

WHEREAS, Mrs. Meta Chisholm, the record owner of City Tax Map Parcel 30-155A, has requested the City of Charlottesville to convey the property shown as Parcel C to her for the purchase price of \$3,000.00 so that it may be added to and made a part of her property; and

WHEREAS, the City currently has easements and storm water infrastructure located on the property, but otherwise has no plans for the future use of the property; and

WHEREAS, in accordance with Virginia Code Sec. 15.2-1800(B), a public hearing was held on August 17, 2009, to give the public an opportunity to comment on the proposed conveyance of this property; and

WHEREAS, City staff have reviewed the request and has no objection to the conveyances, subject to the existing easements;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Charlottesville, Virginia that the Mayor is hereby authorized to execute quitclaim deeds to James and Frances Barnett, Mr. Irvine Gibson, Jr., and Mrs. Meta Chisholm, or their assigns, in form approved by the City Attorney, to convey the above-described parcels of property for a consideration of \$3,000.00 for each parcel.

Approved by Council
January 4, 2010



Clerk of City Council