

CITY COUNCIL OF ALEXANDRIA, VIRGINIA

REGULAR MEETING
Tuesday, March 27, 2012
7:00 p.m.

Present: Vice Mayor Kerry J. Donley, Members of Council Frank H. Fannon, Alicia R. Hughes, K. Rob Krupicka, Redella S. Pepper and Paul C. Smedberg.

Absent: Mayor William D. Euille.

Also Present: Mr. Young, City Manager; Mr. Banks, City Attorney; Mr. Johnson, Chief of Staff, City Manager's Office; Ms. Evans, Deputy City Manager; Mr. Jinks, Deputy City Manager; Police Captain Ogden; Mr. Baier, Director, Transportation and Environmental Services; Mr. Maslanka, Transportation and Environmental Services; Mr. Baxter, Transportation and Environmental Services; Mr. Castrilli, Director, Office of Communications; Fire Chief Thiel; Ms. Hamer, Director, Planning and Zoning; Mr. Mortiz, Planning and Zoning; Mr. Mann, Planning and Zoning; Ms. Williams, Planning and Zoning; Mr. Spengler, Director, Recreation, Parks and Cultural Activities; Ms. Colton, Recreation, Parks and Cultural Activities; Ms. Carrel, Recreation, Parks and Cultural Activities; Ms. Collins, Assistant City Manager, City Manager's Office; Mr. Gates, Assistant City Manager, City Manager's Office; Ms. Taylor, Acting Budget Director, Office of Management and Budget; Mr. McPike, Director, General Services; Mr. Coleman, Acting Deputy Director, General Services; Ms. Nettles, General Services; Ms. Ghazaleh, General Services; Ms. Bryan, ITS; and Mr. Lloyd.

Recorded by: Jacqueline M. Henderson, City Clerk and Clerk of Council.

1. Calling the Roll.

The meeting was called to order by Vice Mayor Donley, and the City Clerk called the roll. All the members of Council were present, with the exception of Mayor Euille, who was absent.

2. Moment of Silence and Pledge of Allegiance.

City Council observed a moment of silence and recited the Pledge of Allegiance.

3. Reading and Acting Upon the Minutes of the Following Meetings of City Council:

(a) The Special Public Hearing Meeting Minutes of March 5, 2012;

- (b) The Regular Meeting Minutes of March 13, 2012; and
- (c) The Public Hearing Meeting Minutes of March 17, 2012.

WHEREUPON, upon motion by Councilwoman Hughes, seconded by Councilman Smedberg and carried unanimously, City Council approved the special meeting minutes of March 5, 2012, the regular meeting minutes of March 13, 2012, and the public hearing meeting minutes of March 17, 2012. The voting was as follows:

Hughes	"aye"	Donley	"aye"
Smedberg	"aye"	Fannon	"aye"
Euille	absent	Krupicka	"aye"
	Pepper	absent	

RECOGNITION OF YOUTH BY MEMBERS OF CITY COUNCIL

None.

PROCLAMATIONS

None.

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

CONSENT CALENDAR (4-8)

(Resignations and Uncontested Appointments)

- 4. Receipt of the Following Resignations from Members of Boards, Commissions and Committees:
 - (a) Citizen Corps Council
 - Crystal Davis
 - Michael Lyons
 - (b) Commission on Employment
 - Greg Hudgins
 - (c) District Home Board (Birmingham Green)
 - Debra Collins
 - Mary Ann Griffin

(A copy of the above resignations are on file in the Office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 4 (a-c); 3/27/12, and is incorporated as part of this record by reference.)

5. Uncontested Appointments to Boards, Commissions and Committees:

- (a) Community Criminal Justice Board
 - 1 Representative of Non-Profit Organizations Recommended by the Alexandria United Way
 - 1 Citizen Member

- (b) Real Estate Assessment Review Board
 - 1 Member Appointed by City Council

(A copy of the above appointments are on file in the Office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 5 (a-b); 3/27/12, and is incorporated as part of this record by reference.)

(Reports and Recommendations of the City Manager)

6. Consideration of Submission of a [Grant Application](#) to the Virginia Commission for the Arts for a Local Government Challenge Grant for the Department of Recreation, Parks and Cultural Activities.

(A copy of the City Manager's memorandum dated March 21, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 6; 3/27/12, and is incorporated as part of this record by reference.)

7. Consideration of [Grant Applications](#) for an Architectural Field Survey of the Old and Historic Alexandria District.

(A copy of the City Manager's memorandum dated March 21, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 7; 3/27/12, and is incorporated as part of this record by reference.)

8. Consideration of Authorization of Recommended [Capital Project Allocations and Planned Expenditures](#).

(A copy of the City Manager's memorandum dated March 21, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 8; 3/27/12, and is incorporated as part of this record by reference.)

END OF CONSENT CALENDAR

WHEREUPON, upon motion by Councilwoman Hughes, seconded by Councilwoman Pepper and carried unanimously, City Council approved the consent calendar. The City Manager's recommendations were as follows:

4. City Council accepted the following resignations with regret: (a) Crystal Davis and Michael Lyons, Citizen Corps Council; (b) Greg Hudgins, Commission on

Employment; and (c) Debra Collins and Mary Ann Griffin, District Home Board (Birmingham Green.)

5. City Council made the following appointments to boards and commissions: (a) reappointed Alexis Stackhouse as the one representative of a non profit organization recommended by the Alexandria United Way to the Community Criminal Justice Board and appointed Heath Wells as the one citizen member to the Community Criminal Justice Board; and (b) reappointed Robert Calhoun as the one member appointed by City Council to the Real Estate Assessment Review Board.

6. City Council authorized the City Manager to: 1. submit a grant application, in the amount of \$5,000, to the Virginia Commission for the Arts Local Government Challenge Grant Program; and 2. execute all necessary documents that may be required.

7. City Council: 1. approved the submission of the grant application to the Virginia Department of Historic Resources (VDHR) Certified Local Government Grant Program, not to exceed \$25,000; 2. approved the submission of a grant application to the VDHR Cost Share Grant Program, not to exceed \$9,000; 3. approved the submission of the grant application to the Environmental Systems Research Institute Conservation Grant Program for a Professional Services Grant, not to exceed \$25,000 in services; 4. approved the submission of the grant application to Historic Alexandria Foundation for survey equipment, not to exceed \$5,000; and 5. authorized the City Manager to execute all the necessary documents that may be required.

8. City Council authorized \$2,411,672 for capital project allocations and planned expenditures for the capital projects as detailed in the Capital Improvement Program expenditure summary.

The voting was as follows:

Hughes	"aye"	Donley	"aye"
Pepper	"aye"	Fannon	"aye"
Euille	absent	Krupicka	"aye"
	Smedberg	"aye"	

The following two items were heard out of turn:

15. Consideration of Recommended Changes to the Composition and Functions of the Waterfront Committee to Assist With Implementation of the [Waterfront Small Area Plan](#).

(A copy of the City Manager's memorandum dated March 21, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 15; 3/27/12, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Smedberg, seconded by Councilwoman Pepper and carried unanimously, City Council directed staff to bring forward an ordinance for Council consideration to revise the City Code to expand the mission of the current Waterfront Committee to become the implementation advisory group for the Waterfront Small Area Plan; change the name of the Waterfront Committee to the Waterfront Commission; and expand the membership of the group as depicted in attachment 1 of the staff report, with an amendment on page three, first paragraph, to delete the Traffic and Parking Board member, thus creating an additional citizen at large member, for a total of 20 members of the Commission. The voting was as follows:

Smedberg	"aye"	Donley	"aye"
Pepper	"aye"	Fannon	"aye"
Euille	absent	Hughes	"aye"
	Krupicka	"aye"	

16. Consideration of the King Street Metrorail Station [Design Funding](#).

(A copy of the City Manager's memorandum dated March 21, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 16; 3/27/12, and is incorporated as part of this record by reference.)

Mr. Baier, Director, Transportation and Environmental Services, made a presentation of the report and he, along with Ms. Hamer, Director, Planning and Zoning, responded to questions of City Council.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Krupicka and carried unanimously, City Council authorized the project to proceed as outlined by staff and depicted in attachment 1 of the staff report. The voting was as follows:

Pepper	"aye"	Donley	"aye"
Krupicka	"aye"	Fannon	"aye"
Euille	absent	Hughes	"aye"
	Smedberg	"aye"	

CONTESTED APPOINTMENTS

9. [Affordable Housing Advisory Committee](#)

1 Person Who is Either a City Employee or a Teacher with the Alexandria City Public Schools

(The following persons volunteered for appointment to the above Commission)

NAME:

ENDORSED BY:

Hughes - Tuttle
Krupicka - Tuttle
Pepper - Tuttle
Smedberg - Tuttle

11. [Commission on Employment](#)

1 Business Representative From Among Recognized Area Businesses,
Including Minority Owned and Small Businesses

(The following persons volunteered for appointment to the above Commission)

NAME: ENDORSED BY:

Jeffrey Lutton

(Material pertaining to the above appointment is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 11; 3/27/12, and is incorporated as part of this record by reference.)

WHEREUPON, ballots were distributed, tellers were appointed and the ballots were tallied with the following results: City Council waived the residency requirement and appointed Jeffrey Lutton as the one business representative from among recognized area businesses, including minority owned and small businesses to the Commission on Employment. The voting was as follows:

Euille - absent
Donley - Lutton
Fannon - Lutton
Hughes - Lutton
Krupicka - Lutton
Pepper - Lutton
Smedberg - Lutton

12. [Community Policy and Management Team](#)

1 City Manager Designee

(The following persons volunteered for appointment to the above Commission)

NAME: ENDORSED BY:

Kendel Taylor

(Material pertaining to the above appointment is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 12; 3/27/12, and is incorporated as part of this record by reference.)

Mr. McPike, Director, General Services, made a presentation of the report and responded to questions of City Council.

WHEREUPON, upon motion by Councilwoman Hughes, seconded by Councilwoman Pepper and carried unanimously, City Council approved the amended Farmers' Market Regulations changing the hours of operation at the Old Town Farmers' Market at Market Square from 5:30 a.m. - 11:00 a.m. to 7:00 a.m. - 12:00 p.m. effective in May 2012, and staff will report back in approximately six months on its efforts on the comments on marketing and supporting the other farmers markets in Alexandria. The voting was as follows:

Hughes	"aye"	Donley	"aye"
Pepper	"aye"	Fannon	"aye"
Euille	absent	Krupicka	"aye"
	Smedberg	"aye"	

18. Consideration of a Report on [Demographics of the City of Alexandria in 2010](#).

(A copy of the City Manager's memorandum dated March 21, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 18; 3/27/12, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Smedberg and carried unanimously, City Council deferred this item to April 10, 2012. The voting was as follows:

Pepper	"aye"	Donley	"aye"
Smedberg	"aye"	Fannon	"aye"
Euille	absent	Hughes	"aye"
	Krupicka	"aye"	

REPORTS AND RECOMMENDATIONS FROM BOARDS, COMMISSIONS AND COMMITTEES

None

ORAL REPORTS BY MEMBERS OF CITY COUNCIL

and

ORAL PRESENTATIONS BY MEMBERS OF CITY COUNCIL

(a) Councilwoman Pepper said various members of Council have received emails from the community who are very unhappy about the fact that it got to be warm and their buildings were not air conditioned, and now it is cold and there is no heat. She said they received a response from staff that it is a State regulation.

City Attorney Banks said it is a State law and is not a local law. The City has the authority to enforce it, and Code Administration will respond to complaints.

(b) Councilwoman Pepper said last Wednesday was National Kick Butts Day, and in Alexandria they have 122 bus shelters, and a number of students posted stickers at the various shelters about not smoking. It appears to be a successful undertaking, and Alexandria is the first City in the area to have parks, playgrounds and bus shelters all no smoking zones.

(c) Councilwoman Hughes noted that March is women's history month and this year commemorates the 40 year anniversary of the establishment of the Commission for Women. The Commission for Women had its awards ceremony last evening where it honored a number of Alexandrians, and she congratulated the winners.

ORAL REPORT FROM THE CITY MANAGER

City Manager Young said the revised proposed Beaugard Small Area Plan was posted this afternoon on the City's website. There are many changes to the plan, including a more robust affordable housing plan. The Planning Commission will have its work session on April 3, and the next community meeting will be April 9. April will be a month of further community discussion, and the plan will come to the Planning Commission and City Council in May for hearing and adoption.

ORDINANCES AND RESOLUTIONS

None.

OTHER

19. Consideration of City Council [Schedule](#).

(A copy of the City Manager's memorandum dated March 21, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 19; 3/27/12, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Krupicka, seconded by Councilman Smedberg and carried unanimously, City Council: 1. received the revised calendar, which includes: the Commission on Aging Excellence in Aging Awards Ceremony on Tuesday, May 8 at 5:30 p.m. The ceremony will be held in the Vola Lawson Lobby; and the 14th Annual Bike to Work Day on Friday, May 18 from 6:30 to 8:30 a.m. in Market Square.

Councilman Krupicka noted that he would be out of town for a work event on April 24.

Councilwoman Hughes noted that she would be out of town sometime in the next six weeks due to an illness in her family.

The voting was as follows:

Krupicka	"aye"	Donley	"aye"
Smedberg	"aye"	Fannon	"aye"
Euille	absent	Hughes	"aye"
	Pepper	"aye"	

EXECUTIVE SESSION

20. Consideration of Convening a [Closed Meeting](#) For the Purpose of Discussion of a Legal Matter.

WHEREUPON, upon motion by Councilwoman Hughes, seconded by Councilman Smedberg and carried unanimously, City Council convened in closed executive session at 8:20 p.m., pursuant to the *Code of Virginia*, for the purpose of consultation with counsel and briefing by staff pertaining to actual or probable litigation that would require consultation where such consultation in open would adversely affect their posture. The voting was as follows:

Hughes	"aye"	Donley	"aye"
Smedberg	"aye"	Fannon	"aye"
Euille	absent	Krupicka	"aye"
	Pepper	"aye"	

WHEREUPON, upon motion by Councilwoman Hughes, seconded by Councilman Krupicka and carried unanimously, City Council reconvened in open session at 8:55 p.m. The voting was as follows:

Hughes	"aye"	Donley	"aye"
Krupicka	"aye"	Fannon	"aye"
Euille	absent	Pepper	"aye"
	Smedberg	"aye"	

WHEREUPON, upon motion by Councilwoman Hughes, seconded by Councilwoman Pepper and carried 6-0 by roll-call vote, City Council adopted the resolution pertaining to the Executive Session. The voting was as follows:

Hughes	"aye"	Donley	"aye"
Pepper	"aye"	Fannon	"aye"
Euille	absent	Krupicka	"aye"
	Smedberg	"aye"	

The resolution reads as follows:

RESOLUTION NO. 2495

WHEREAS, the Alexandria City Council has this 27th day of March 2012, recessed into executive session pursuant to a motion made and adopted in accordance with the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the city council that such executive session was conducted in accordance with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, that the city council does hereby certify that, to the best of each member's knowledge, only public business matters that were identified in the motion by which the executive session was convened, and that are lawfully exempted by the Freedom of Information Act from the Act's open meeting requirements, were heard, discussed or considered by council during the executive session.

* * * * *

THERE BEING NO FURTHER BUSINESS TO BE CONSIDERED, upon motion by Councilwoman Hughes, seconded by Councilman Krupicka and carried unanimously, City Council adjourned the March 27, 2012 regular meeting at 8:56 p.m. The voting was as follows:

Hughes	"aye"	Donley	"aye"
Krupicka	"aye"	Fannon	"aye"
Euille	absent	Pepper	"aye"
	Smedberg	"aye"	

APPROVED BY:

WILLIAM D. EUILLE

MAYOR

ATTEST:

Jacqueline M. Henderson
City Clerk and Clerk of Council