

CITY COUNCIL OF ALEXANDRIA, VIRGINIA

**Regular Meeting
Tuesday, March 9, 2004 - - 7:00 p.m.**

Present: Mayor William D. Euille, Vice Mayor Redella S. Pepper, Members of Council Ludwig P. Gaines, K. Rob Krupicka, Andrew H. Macdonald, Paul C. Smedberg and Joyce Woodson.

Absent: None.

Also Present: Mr. Sunderland, City Manager; Mr. Pessoa, City Attorney; Ms. Evans, Assistant City Manager; Mr. Jinks, Assistant City Manager; Ms. Fogarty, Director of Planning and Zoning; Ms. Gordon, Public Information Officer; Mr. Johnson, Director of the Office of Management and Budget; Ms. Moore, Acting Deputy Director of the Office of Management and Budget; Mr. Neckel, Director of Finance; Mr. Caton, Legislative Director; Mr. Howard, Director of Personnel Services; Mr. Baier, Director of Transportation and Environmental Services; Ms. Baker, City Engineer; Mr. Coleman, Budget Analyst, Mr. Doku, Budget Analyst; Ms. Douglas, Budget Analyst; Ms. Murphy, Budget Analyst; Ms. Padron, Budget Analyst; Mr. Routt, Budget Analyst; Ms. Taylor, Budget Analyst; Ms. Webster, Administrative Officer; Ms. Boyd, Director of Citizen Assistance; Mr. Dahlberg, Director of Code Enforcement; Ms. Davis, Director of Office of Housing; Mr. Eiffert, Deputy Director of Office on Housing; Ms. Collins, Director of Human Services; Ms. Smith-Page, Director Real Estate Assessments; Ms. Perry, School Superintendent; Ms. Baker, Director of Office on Women; Mr. Penn, Director of Emergency Management; Mr. Custard, Environmental Health Director; Mr. Lloyd, General Services; Mr. Mesaris, Fire Chief; Mr. Bedwell, General Services; Mr. Cole, Director of ITS; Mr. Peacor, ITS; Mr. Kincannon, Director of Recreation, Parks and Cultural Activities; Police Sergeant Magyar; and Mr. Culpepper, Deputy Director of Transportation and Environmental Services.

Recorded by: Gloria Sitton, Deputy City Clerk and Clerk of Council

OPENING

1. Calling the Roll.

The meeting was called to order by Mayor Euille, and the Deputy City Clerk called the Roll; all Members of City Council were present.

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 Public Hearing Meeting of February 21, 2004; and

(b) The Regular Meeting of February 24, 2004.

WHEREUPON, upon motion by Councilwoman Woodson, seconded by Councilman Gaines and carried unanimously, City Council approved the minutes of (a) the Public Hearing Meeting of February 21, 2004 with noted change; and (b) the Regular Meeting of February 24, 2004. The voting was as follows:

Woodson	"aye"	Pepper	"aye"
Gaines	"aye"	Krupicka	"aye"
Euille	"aye"	Macdonald	"aye"
	Smedberg	"aye"	

RECOGNITION OF YOUTH BY MEMBERS OF CITY COUNCIL

None

PROCLAMATIONS

4. Presentation of a Proclamation Declaring March as Women's History Month.

(A copy of the proclamation is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 4, 3/9/04, and is incorporated as part of this record by reference.)

Councilwoman Woodson presented the proclamation.

WHEREUPON, upon motion by Councilwoman Woodson, seconded by Councilman Krupicka and carried unanimously, City Council endorsed the proclamation. The voting was as follows:

Woodson	"aye"	Pepper	"aye"
Krupicka	"aye"	Gaines	"aye"
Euille	"aye"	Macdonald	"aye"
	Smedberg	"aye"	

5. Presentation of a Proclamation Recognizing the 20th Anniversary of Alexandria's DASH bus system.

(A copy of the proclamation is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 5, 3/9/04, and is incorporated as part of this record by reference.)

Councilman Smedberg presented the proclamation.

WHEREUPON, upon motion by Councilman Smedberg, seconded by Councilman Gaines and carried unanimously, City Council endorsed the proclamation. The voting was as follows:

Smedberg	"aye"	Pepper	"aye"
Gaines	"aye"	Krupicka	"aye"
Euille	"aye"	Macdonald	"aye"
	Woodson	"aye"	

- 6. Presentation of a Proclamation Declaring the Week of March 15-19, 2004, as Alexandria Technology Achievement Week.

(A copy of the proclamation is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 6, 3/9/04, and is incorporated as part of this record by reference.)

Mayor Euille presented the proclamation.

WHEREUPON, upon motion by Vice Mayor Pepper, seconded by Councilwoman Woodson and carried unanimously, City Council endorsed the proclamation. The voting was as follows:

Pepper	"aye"	Gaines	"aye"
Woodson	"aye"	Krupicka	"aye"
Euille	"aye"	Macdonald	"aye"
	Smedberg	"aye"	

- 7. Presentation of a Proclamation Declaring the Week of March 14-20, 2004, as Tall Cedars Week.

(A copy of the proclamation is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 7, 3/9/04, and is incorporated as part of this record by reference.)

Vice Mayor Pepper presented the proclamation.

WHEREUPON, upon motion by Vice Mayor Pepper, seconded by Councilman Macdonald and carried unanimously, City Council endorsed the proclamation. The voting was follows:

Pepper	"aye"	Gaines	"aye"
Macdonald	"aye"	Krupicka	"aye"
Euille	"aye"	Smedberg	"aye"
	Woodson	"aye"	

8. Presentation of the Proposed Annual Operating Budget for FY 2005 (including Schools) and the Proposed Capital Improvements Program for FY 2005-2010 (including the Schools CIP.)

City Manager Sunderland presented his Budget Message.

Members of Council posed questions to staff throughout the presentation and it was noted that staff would continue to report back to Council during the budget process.

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

CONSENT CALENDAR (9-22)

(Resignations and Uncontested Appointments)

9. Receipt of the Following Resignations From Members of Boards, Commissions and Committees:

- (a) Alexandria Early Childhood Commission
Nancy J. Busick

- (b) Alexandria Law Library Board
Keith Larson

(A copy of the above resignations is on file in the office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 9 (a-b), 3/9/04, and is incorporated as part of this record by reference.)

10. Uncontested Appointments to Boards, Commissions and Committees:

- (a) Alexandria-Gyumri Sister City Committee
1 Citizen Member

- (b) Alexandria Budget and Fiscal Affairs Advisory Committee
1 Member Designated By Councilwoman Joyce Woodson

- (c) Alexandria Commission on HIV/AIDS
1 Member From and Representing the Alexandria Human Rights Commission

- (d) Alexandria Commission on Persons With Disabilities
2 Citizen Members
(One of Whom Must Have A Disability)
- (e) Alexandria Early Childhood Commission
1 Developmental Pediatrician
- (f) Historic Alexandria Resources Commission
1 Business Representative Designated By the
Alexandria Chamber of Commerce
- (g) Alexandria Public Records Advisory Commission
1 Citizen Member

(Material pertaining to the above appointments is on file in the office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 10 (a-g), 3/9/04, and is incorporated as part of this record by reference.)

(Reports and Recommendations of the City Manager)

- 11. Receipt of the 2003 Annual Report of the Board of Zoning Appeals.

(A copy of the City Manager's memorandum dated February 23, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 11, 3/9/04, and is incorporated as part of this record by reference.)

- 12. Receipt of the FY 2002-2003 Annual Report of the Consumer Affairs Commission.

(A copy of the City Manager's memorandum dated February 23, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 12, 3/9/04, and is incorporated as part of this record by reference.)

- 13. Consideration of the Allocation of Housing Trust Fund Monies to Alexandria Christmas in April Rebuilding Together, Inc.

(A copy of the City Manager's memorandum dated March 1, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 13, 3/9/04, and is incorporated as part of this record by reference.)

- 14. Consideration of a Renewal Grant Application for Funding to Continue the Domestic Violence Intervention Project.

(A copy of the City Manager's memorandum dated March 1, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 14,

3/9/04, and is incorporated as part of this record by reference.)

15. Consideration of a Request to Use City Contingent Reserve Funds for a Contribution to the Street Smart Pedestrian Safety Campaign.

(A copy of the City Manager's memorandum dated February 24, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 15, 3/9/04, and is incorporated as part of this record by reference.)

16. Vacation #2003-0003 - 801-833 South Washington Street, 806-828 South Columbus Street and 712-728 Jefferson Street. Receipt of Viewers' Report For a Request For a Vacation of the 20-foot Wide Public Alley Adjacent to 801-833 South Washington Street; Zoned CRMU-L/Commercial Residential Mixed Use-Low. Applicant: WRIT by M. Catherine Puskar, Attorney (#8, 12/16/03.)

(A copy of the viewers' report dated February 24, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 16, 3/9/04, and is incorporated as part of this record by reference.)

(Ordinances for Introduction)

17. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Adopt Master Plan Amendment No. 2003-0010, to Amend the Taylor Run/Duke Street Small Area Plan Chapter of the Master Plan By Changing the Land Use Designation of Property Adjacent to the T.C. Williams High School from Parks and Open Space to Institutional.

(A copy of the informal memorandum explaining the ordinance is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 17, 3/9/04, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 17, 3/9/04, and is incorporated as part of this record by reference.)

18. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Adopt Rezoning No. 2003-0006, to Rezone Property Adjacent to the T.C. Williams High School from POS/Public Open Space Zone to R-20/Residential Zone.

(A copy of the informal memorandum explaining the ordinance is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 18, 3/9/04, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 18, 3/9/04, and is incorporated as part of this record by reference.)

19. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Adopt Civil Penalties For Snow Removal Violations.

(A copy of the informal memorandum explaining the ordinance is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 19, 3/9/04, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 19, 3/9/04, and is incorporated as part of this record by reference.)

20. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Conform Cable Television Customer Service Standards to FCC Regulations.

(A copy of the informal memorandum explaining the ordinance is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 20, 3/9/04, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 20, 3/9/04, and is incorporated as part of this record by reference.)

21. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Approve the Vacation of a Portion of the Public Street Adjacent to 700 South Royal Street.

(A copy of the informal memorandum explaining the ordinance is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 21, 3/9/04, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 21, 3/9/04, and is incorporated as part of this record by reference.)

22. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Approve the Vacation of the Public Alley Adjacent to 801-833 South Washington Street.

(A copy of the informal memorandum explaining the ordinance is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 22, 3/9/04, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 22, 3/9/04, and is incorporated as part of this record by reference.)

END OF CONSENT CALENDAR

WHEREUPON, upon motion by Councilwoman Woodson, seconded by Vice Mayor Pepper and carried unanimously, City Council approved the Consent Calendar with the removal of items 15, 16, 21 and 22 and considered them under separate motions. The voting was as follows:

Woodson	"aye"	Gaines	"aye"
Pepper	"aye"	Krupicka	"aye"
Euille	"aye"	Macdonald	"aye"
	Smedberg	"aye"	

9. City Council received the following resignations with regret: (a) Nancy J. Busick, Alexandria Early Childhood Commission; and (b) Keith Larson, Alexandria Law Library Board.

10. City Council (a) appointed Shelia McCurley as the citizen member to the Alexandria-Gyumri Sister City Committee; (b) appointed Matthew Natale as the member designated by Councilwoman Joyce Woodson to the Alexandria Budget and Fiscal Affairs Advisory Committee; (c) waived the residency requirement and appointed John Harper, Jr. as the member from and representing the Alexandria Human Rights Commission to the Alexandria Commission on HIV/AIDS; (d) appointed Jeffrey McAllister as the citizen member with a disability and appointed Anne Marie Hohman as the citizen member to the Alexandria Commission on Persons with Disabilities; (e) appointed Erwin Bondareff as the developmental pediatrician to the Alexandria Early Childhood Commission; (f) appointed Paul Wilson as the business representative designated by the Alexandria Chamber of Commerce to the Historic Alexandria Resources Commission; and (g) appointed Sanford Horn as the citizen member to the Alexandria Public Records Advisory Commission.

11. City Council received the 2003 Annual Report of the Board of Zoning Appeals (BZA) and thanked the BZA for its efforts on behalf of the City.

12. City Council received the FY 2002-2003 Annual Report of the Consumer Affairs Commission and thanked the Commission for its efforts on behalf of the City.

13. City Council authorized the allocation of Housing Trust Fund Monies to Alexandria Christmas in April Rebuliding Together, Inc.

14. City Council authorized the City Manager to (a) submit a renewal grant application for funding to continue the Domestic Violence Intervention Project and (b) execute all necessary documents that may be required.

17. City Council introduced and passed the Ordinance on first reading, set it for Public Hearing, Second Reading and Final Passage on Saturday, March 13, 2004.

18. City Council introduced and passed the Ordinance on first reading, set it for Public Hearing, Second Reading and Final Passage on Saturday, March 13, 2004.

19. City Council introduced and passed the Ordinance on first reading, set it for Public Hearing, Second Reading and Final Passage on Saturday, March 13, 2004.

20. City Council introduced and passed the Ordinance on first reading, set it for Public Hearing, Second Reading and Final Passage on Saturday, March 13, 2004.

15. Consideration of a Request to Use City Contingent Reserve Funds for a Contribution to the Street Smart Pedestrian Safety Campaign.

WHEREUPON, upon motion by Councilman Gaines, seconded by Vice Mayor Pepper and carried unanimously, City Council authorized the request to use City Contingent Reserve Funds for a Contribution to the Street Smart Pedestrian Safety Campaign. The voting was follows:

Gaines	"aye"	Krupicka	"aye"
Pepper	"aye"	Macdonald	"aye"
Euille	"aye"	Smedberg	"aye"
	Woodson	"aye"	

16. Vacation #2003-0003 - 801-833 South Washington Street, 806-828 South Columbus Street and 712-728 Jefferson Street. Receipt of Viewers' Report For a Request For a Vacation of the 20-foot Wide Public Alley Adjacent to 801-833 South Washington Street; Zoned CRMU-L/Commercial Residential Mixed Use-Low. Applicant: WRIT by M. Catherine Puskar, Attorney (#8, 12/16/03.)

WHEREUPON, upon motion by Vice Mayor Pepper, seconded by Councilman Krupicka and carried 5-1, City Council received the viewers' report for a vacation of the 20-foot wide public alley adjacent to 801-833 South Washington Street. The voting was as follows:

Pepper	"aye"	Gaines	absent
Krupicka	"aye"	Macdonald	"no"
Euille	"aye"	Smedberg	"aye"
	Woodson	"aye"	

21. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Approve the Vacation of a Portion of the Public Street Adjacent to 700 South Royal Street.

WHEREUPON, upon motion by Councilman Macdonald, seconded by Vice Mayor Pepper and carried 6-0, City Council introduced and passed the Ordinance on first reading, set it Public Hearing, Second Reading and Final Passage on Saturday, March 13, 2004. The voting was as follows:

Macdonald	"aye"	Gaines	absent
Pepper	"aye"	Krupicka	"aye"
Euille	"aye"	Smedberg	"aye"
	Woodson	"aye"	

22. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Approve the Vacation of Public Alley Adjacent to 801-833 South Washington Street.

WHEREUPON, upon motion by Vice Mayor Pepper, seconded by Councilman Krupicka and carried 5-1, City Council introduced and passed the Ordinance on first reading, set it for Public Hearing, Second Reading and Final Passage on Saturday, March 13, 2004. The voting was as follows:

Pepper	"aye"	Gaines	"aye"
Krupicka	"aye"	Macdonald	"aye"
Euille	"aye"	Smedberg	"aye"
	Woodson	"aye"	

CONTESTED APPOINTMENTS

23. Alexandria Building Code Board of Appeals
2 Citizen Members

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

NAME: ENDORSED BY:

Russell Kopp
Michael Ragonese
Carol Skrabak

(Material pertaining to the above appointment is on file in the office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 23; 3/9/04, and is incorporated as part of this record by reference.)

WHEREUPON, ballots were distributed, tellers were appointed and the ballots tallied with the following results: City Council appointed Russell Kopp and Carol Skrabak to the Alexandria Building Code Board of Appeals. The voting was as follows:

Euille	-	Kopp, Skrabak
Pepper	-	Kopp, Ragonese
Gaines	-	Kopp, Skrabak
Krupicka	-	Kopp, Skrabak
Macdonald	-	Ragonese, Skrabak
Smedberg	-	Kopp, Skrabak
Woodson	-	Kopp, Skrabak

- 24. Alexandria Commission on Aging
 - 1 Representative of A Health Care Provider Organization

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

NAME	ENDORSED BY:
Joanne Gucciardo	Donald D. Fowler, Chair Commission on Aging

Wannetta Mazzarella

(Material pertaining to the above appointment is on file in the office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 24; 3/9/04, and is incorporated as part of this record by reference.)

WHEREUPON, ballots were distributed, tellers were appointed and the ballots tallied with the following result: City Council appointed Joanne Gucciardo to the Alexandria Commission on Aging. The voting was as follows:

Euille	-	Gucciardo
Pepper	-	Mazzarella
Gaines	-	Gucciardo
Krupicka	-	Gucciardo
Macdonald	-	Gucciardo
Smedberg	-	Gucciardo
Woodson	-	Mazzarella

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER FOR DISCUSSION

25. Consideration of Recommendations and Status Report on Legislation Introduced at the 2004 General Assembly Session.

(A copy of the City Manager's memorandum dated March 8, 2004, is on file in the office of the City Clerk and Clerk of Council, marked, Exhibit No. 1 of Item No. 25, 3/9/04, and is incorporated as part of this record by reference.)

City Council received the report of the Legislation from the 2004 General Assembly Session from Legislative Director Caton.

26. Presentation of First Night Alexandria Annual Report for 2003.

(A copy of the City Manager's memorandum dated March 4, 2004, is on file in the office of the City Clerk and Clerk of Council, marked, Exhibit No. 1 of Item No. 26, 3/9/04, and is incorporated as part of this record by reference.)

City Council received the First Night Alexandria Annual Report for 2003 and thanked the committee for its efforts on behalf of the City.

27. Update on the Duke Street Concourse Project. (**verbal report**)

City Engineer Baker provided an update on the Duke Street Concourse Project.

28. Consideration of Amendments to the Alexandria Marketing Fund Allocation Guidelines.

WHEREUPON, upon motion by Councilman Smedberg, seconded by Councilman Gaines and carried unanimously, City Council approved the amendments to the Alexandria Marketing Fund Allocations Guidelines. The voting was as follows:

Smedberg	"aye"	Pepper	"aye"
Gaines	"aye"	Krupicka	"aye"
Euille	"aye"	Macdonald	"aye"
	Woodson	"aye"	

REPORTS AND RECOMMENDATIONS FROM BOARDS, COMMISSIONS AND COMMITTEES

None

ORAL REPORTS BY MEMBERS OF CITY COUNCIL

(a) Vice Mayor Pepper requested that Mr. Custard, Environmental Health Director and the representatives from the Virginia American Water Company report on the lead levels in Alexandria's water supply. Vice Mayor Pepper requested that the community be notified that the drinking water supply in Alexandria is safe.

Mr. Custard, Environmental Health Director, Bill Walsh, Vice President and Manager, Virginia American Water Company and Bill Henchek, Virginia American Water Company, gave a status update on the water quality in Alexandria.

(b) Vice Mayor Pepper inquired about the increase of water rates in Fairfax and how that will affect Alexandria.

In response, Mr. Walsh stated that the rates would be affected in Alexandria and he would meet with Fairfax County on the subject.

(c) Mayor Euille requested that the City Manager give a brief overview of the Second Presbyterian situation. Mayor Euille noted that there will be a work session between City Council and the Planning Commission in the near future to discuss the Second Presbyterian site.

City Manager Sunderland reported that the Planning Commission would review the subdivision and site plan in May and there would be a presentation for Council and the Planning Commission scheduled. City Manager Sunderland reported that Council would receive a report from the Open Space Steering Committee that would contain recommendations on easements and acquisitions area in May. He recommended that Council receive the Open Space Steering Committee's comprehensive report on open space before making a decision on the Second Presbyterian site.

ORAL PRESENTATIONS BY MEMBERS OF CITY COUNCIL

(a) Vice Mayor Pepper reported that Eakin-Youngentaub started sales of the units at the former Samuel Madden Homes site and there was concern expressed for way the sales were handled. Vice Mayor Pepper stated that this activity would not be tolerated, particularly from experienced developers.

(b) Vice Mayor Pepper gave out copies of an article on emergency systems in Arlington and Blacksburg and requested a report from Mr. Penn, Director of Emergency Management.

Mr. Penn gave a brief description of the emergency notifications systems available in Alexandria.

(c) Vice Mayor Pepper saluted Paul and Cheryl Darby for their community service work in Alexandria distributing coats to children at local elementary schools.

(d) Mayor Euille congratulated Councilman Krupicka and his wife, Lisa, on the birth of their new daughter, Gillian.

(e) Councilman Macdonald reported that the St. Patrick's Day parade was a success and thanked all the City staff who helped make successful.

(f) Councilman Macdonald reported that he attended an Interstate Commission on the Potomac River Basin meeting today and discussed how Alexandria can reduce pollution that affects the Chesapeake Bay.

(g) Councilman Macdonald reported on a home visit with Healthy Families in Alexandria and stated that he wants to work more with families in Alexandria.

(h) Councilman Macdonald stated that when new buses are purchased, they are should be the cleanest and quietest buses the City can afford.

(i) Councilman Macdonald requested that staff look into the possibility of exploring the creation of a Parks Appreciation Day.

(j) Councilman Macdonald thanked City staff for putting together a great community meeting on Second Presbyterian at Bishop Ireton High School.

(k) Councilman Smedberg reported on a survey performed by his intern, Fernando Villaroel, examining pedestrian survey and he distributed copies of the survey results to Council.

(l) Councilman Gaines stated that there was a Request for Proposal for Neighborhoods Partnership Grants available and the deadline for submission was March 18.

Ms. Taylor, Budget Analyst, gave a brief overview of the program.

(m) Councilman Krupicka noted that there was a Martin Luther King, Jr. Memorial Quilt in the Vola Lawson Lobby created by Alexandria Volunteer Bureau Youth Program. Councilman Krupicka reported that after it is removed from City Hall, the quilt will be donated to the Black History Resource Center.

(n) Councilman Krupicka encouraged everyone to ride a DASH bus this week during its anniversary.

ORAL REPORT FROM THE CITY MANAGER

City Manager Sunderland reported that: (a) Saturday would be the first closed captioned meeting of Council on television; (b) there would a groundbreaking ceremony at Samuel Madden Homes at 10:30 a.m., March 10, 2004; (c) the Alexandria Conventions and Visitors Bureau reported that Alexandria hotels has experienced a 6% higher hotel occupancy and generated an increase of 11% in revenue per hotel room; and (d) there would be a new red light camera installed at Duke Street and West Taylor Run Parkway.

ORDINANCES AND RESOLUTIONS

29. Consideration of a Resolution to Initiate Zoning Text Amendments to (1) Increase Civil Penalties For Repeat Special Use Permit Violations, and (2) Improve the Process For Administratively Approving Changes in SUP Ownership. **(ROLL-CALL VOTE)**

(A copy of an informal memorandum dated March 3, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 29, 3/9/2004, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Smedberg, seconded by Councilwoman Woodson and carried unanimously by roll call vote, City Council adopted a resolution to initiate zoning text amendment to (1) civil penalties for repeat special use permit violations, and (2) improve the process for administratively approving changes for SUP ownership. The voting was as follows:

Smedberg	"aye"	Pepper	"aye"
Woodson	"aye"	Gaines	"aye"
Euille	"aye"	Krupicka	"aye"
	Macdonald	"aye"	

The resolution reads as follows:

RESOLUTION NO. 2099

WHEREAS, the Alexandria City Council may initiate the amendment of the Alexandria Zoning Ordinance whenever it determines that public necessity, convenience, general welfare or good zoning practice requires an amendment; and

WHEREAS, the current provisions of the Zoning Ordinance which establish civil penalties for the violation of special use permit conditions provide an insufficient deterrent to repeat violations; and

WHEREAS, providing adequate deterrence of repeat violations of special use permit conditions represents good zoning practice that is important to the public necessity and convenience and the general welfare; and

WHEREAS, the current provisions of the Zoning Ordinance for the administrative approval of changes in the ownership of uses subject to special use permit regulation are unnecessarily restrictive; and

WHEREAS, providing procedures for the administrative approval of changes in the ownership of uses subject to special use permit regulation, which properly balance the public interest in maintaining the protections of the special use permit process, while minimizing unnecessary burdens on business subject to such regulation, represents good zoning practice that is important to the public necessity and

convenience and the general welfare;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Alexandria:

Section 1. That the public necessity, convenience, general welfare or good zoning practice requires consideration of a Text Amendment to increase the civil penalties for repeat violations of special use permit conditions, and to streamline the process for administrative approval of changes in ownership of uses subject to special use permit regulation.

Section 2. That the City council does hereby initiate such Text Amendment, and refer the same to the Planning Commission for public hearing and consideration in the manner provided by law.

30. Introduction and First Reading. Consideration. Passage on First and Second Reading of an Ordinance to adopt Supplement No. 72 to the City Code. **(ROLL-CALL VOTE)**

(A copy of the informal memorandum explaining the ordinance is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 30, 3/9/04, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 30, 3/9/04, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Vice Mayor Pepper, seconded by Councilwoman Woodson and carried unanimously by roll call vote, City Council introduced and passed the Ordinance on First and Second Reading to adopt Supplement No. 72 to the City Code. The voting was as follows:

Pepper	"aye"	Gaines	"aye"
Woodson	"aye"	Krupicka	"aye"
Euille	"aye"	Macdonald	"aye"
	Smedberg	"aye"	

The ordinance reads as follows:

ORDINANCE NO. 4333

AN ORDINANCE adopting supplemental pages for The Code of the City of Alexandria, Virginia, 1981, as amended, and providing for the repeal of ordinances not included therein, except those saved from repeal by this ordinance, and for other purposes.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the sections and portions thereof set forth in the supplemental and replacement pages for The Code of the City of Alexandria, Virginia, 1981, each of which pages is identified in the lower left-hand corner by the notation "Supp. No. 72," are hereby adopted as and shall constitute "The Seventy-Second Supplement to The Code of the City of Alexandria, Virginia, 1981."

Section 2. That the sections and portions thereof set forth in "The Seventy-Second Supplement to The Code of the City of Alexandria, Virginia, 1981" shall be in force and effect on and after the effective date of this ordinance, and all ordinances of a general and permanent nature which were adopted between June 15, 2003, through September 13, 2003, inclusive, and which are not included in such supplement or in The Code of the City of Alexandria, Virginia, 1981, as amended, are hereby repealed, except as otherwise provided in section 3 of this ordinance.

Section 3. That the repeal provided for in section 2 of this ordinance shall not affect any offense or act committed or done, or any penalty or forfeiture incurred, or any contract established or accruing prior to the effective date of this ordinance; nor shall it affect any prosecution, suit or proceeding pending or any judgment rendered prior to said date; nor shall it affect any ordinance adopted after June 15, 2003, which amends the Zoning Ordinance of the City of Alexandria, Virginia, 1992, as amended; nor shall it affect any ordinance saved from repeal by Ordinance No. 1250; nor shall it affect any ordinance listed in appendices A through J, both inclusive, of The Code of the City of Alexandria, Virginia, 1981, or any pages supplemental to such appendices; nor shall it affect any provision of any ordinance adopted between June 15, 2003, through September 13, 2003, inclusive, and which is inadvertently omitted from or erroneously incorporated into "The Seventy-Second Supplement to The Code of the City of Alexandria, Virginia, 1981," or any other supplement to the code; nor shall it affect any ordinance adopted after the effective date of this ordinance.

Section 4. That one complete set of pages comprising "The Seventy-Second Supplement to The Code of the City of Alexandria, Virginia, 1981," shall be stapled or otherwise permanently fastened together, shall be manually signed on the front sheet by the mayor and the city clerk, and shall be filed in the office of the city clerk and made available to any person desiring to inspect the same. In addition, one complete set of the supplemental and replacement pages of such supplement shall be properly inserted into the copy of The Code of the City of Alexandria, Virginia, 1981, which bears the manual signatures of the mayor and the city clerk, and such code, as amended and supplemented, shall be kept on file in the office of the city clerk and be made available to any person desiring to inspect the same.

Section 5. This ordinance shall become effective upon the date and at the time of its final passage.

OTHER

31. Consideration of City Council Schedule.

WHEREUPON, upon motion by Vice Mayor Pepper, seconded by Councilman Gaines and carried unanimously, City Council adopted the schedule of Council's regular City Council meetings for March 2004 through June 2004, with the following additions and changes: reschedule the March 23 work session with the Public Health Advisory Commission (staff will update Council); schedule a work session on taxicab matters at 5:30 p.m. before the March 23 Tuesday legislative meeting; received the revised calendar which includes the next work session on Council's draft Vision and Strategic Plan on Saturday, March 20 from noon to 5:00 p.m. in the Fire Training Rooms 2 and 3 at Lee Center, 1108 Jefferson Street; a breakfast meeting with representatives of INOVA Alexandria Hospital on Friday, April 23 at 8:00 a.m. in the Hospital Board Room; and the City's Bike to Work Day on Friday, May 7, from 6:45 a.m. to 9:00 a.m. at Market Square. The voting was as follows:

Pepper	"aye"	Krupicka	"aye"
Gaines	"aye"	Macdonald	"aye"
Euille	"aye"	Smedberg	"aye"
	Woodson	"aye"	

EXECUTIVE SESSION

32. Consideration of Convening An Executive Session Closed to the Public For Discussion of Probable Litigation, Pursuant to Section 2.2-3711(A)(7) of the *Code of Virginia*.

The executive session was cancelled.

THERE BEING NO FURTHER BUSINESS TO BE CONSIDERED, upon motion by Vice Mayor Pepper, seconded by Councilwoman Woodson and carried unanimously, at 11:00 p.m., the Regular Meeting of Tuesday, March 9, 2004, was adjourned. The voting was as follows:

Pepper	"aye"	Gaines	"aye"
Woodson	"aye"	Krupicka	"aye"
Euille	"aye"	Macdonald	"aye"
	Smedberg	"aye"	

APPROVED BY:

WILLIAM D EUILLE

MAYOR

ATTEST:

Gloria A. Sitton

Deputy City Clerk