

CITY COUNCIL OF ALEXANDRIA, VIRGINIA

**Regular Meeting
Tuesday, September 14, 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; Mr. Neckel, Director of Finance; Mr. Baier, Director of Transportation and Environmental Services; Ms. Boyd, Director of Citizen Assistance; Mr. Dahlberg, Director of Code Enforcement; Ms. Davis, Director of Office of Housing; Mr. Penn, Director of Emergency Management; Mr. Kincannon, Director of Recreation, Parks and Cultural Activities; Ms. Barnett, Deputy Director, Recreation, Parks and Cultural Activities; Police Lt. Uzzell; Deputy Chief Cordle; Mr. Neckel, Director of Finance; Mr. Geiling, Deputy Director, General Services; Mr. Mandley, Director of General Services; Mr. Dodson, Facilities Maintenance Division Chief, General Services; Mr. Robinson, Electrician, General Services; Mr. Maslanka, Transit Services Division Chief, Transportation and Environmental Services; and Mr. Pitzer, Director of Purchasing.

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

OPENING

1. Calling the Roll.

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

2. Moment of Silence and Pledge of Allegiance.

Mayor Euille invited those new citizens of the United States who were sworn in this evening to join Council in the Pledge of Allegiance.

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

3. **WHEREUPON**, upon motion by Councilman Smedberg, seconded by Councilman Gaines and carried unanimously, City Council approved the public hearing meeting minutes of June 12, 2004, the special public hearing meeting minutes of June 15, 2004, the special public hearing meeting minutes of June 21, 2004, the regular meeting minutes of June 22, 2004, and the special meeting minutes of July 13, 2004. The voting was as follows:

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

RECOGNITION OF YOUTH BY MEMBERS OF CITY COUNCIL

None

PROCLAMATIONS

(City Council took the following two items out of turn)

5. Presentation of a Proclamation Declaring September 14, 2004, as Alexandria Citizenship Day.

(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, 9/14/04, 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"	

5a. Presentation of a Proclamation Declaring September 17-23, 2004, as Constitution 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. 5a, 9/14/04, 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 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"	

4. Presentation of a Proclamation Honoring the Late Sgt. Deforest Talbert, T.C. Williams High School Graduate and U.S. Army National Guard Member Who Lost His Life in Iraq.

(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, 9/14/04, and is incorporated as part of this record by reference.)

Councilman Gaines presented the proclamation.

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

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

NEW BUSINESS ITEM #1: Mayor Euille said the City had an active and quiet summer, with events such as an enhancement of the arts program; a celebration of the City's 255th Birthday on July 12; movies in the park at Ben Brenman Park; the City had its 2nd annual Arts Festival; there was diversity awareness with ethnic festivals such as the African-American Festival, Irish, Scottish, Indian, Cambodian and Hispanic; educational initiatives such as reading in the parks, playgrounds, libraries, and other cultural experiences for youth and young adults; the safety awareness initiatives, Be Ready, Alexandria!; tourism is on the up-and-up in the City; the weather has played a major impact on the City meeting the onslaught of two tropical storms; and crime was negligible and is down 19 percent in the major crimes category. Mayor Euille said as it commences another year, Council has many challenges and will be very busy: the recruitment and hiring of a new City Manager; beginning the implementation of the strategic plan; work to identify land acquisition opportunities and identify funding for open space; it will have a work session on affordable housing with the newly formed Alexandria Housing Corporation; Council has a lot on its plate with regard to economic

development and planning and the potential development along the waterfront, Landmark Mall and Potomac Yard; and Council has to balance these needs with the residential, commercial and office, while also dealing with traffic congestion and density issues. The newly formed Transportation Task Force will have its first meeting next week; Council will be dealing with guidelines and policies to govern the City as it moves forward in the education arena and achieving academic excellence and hopefully Council will have one or two additional work sessions with the School Board as the new session commences; Council will deal with the budget process; the Council of Governments, the Northern Virginia Transportation Commission and others will be dealing with gangs, transit funding for the Metro system, the environment and homeland security; the Patent and Trade Office is nearing successful completion; and the Woodrow Wilson Bridge project is on schedule and hopefully on budget and extensive work remains. Mayor Euille said the Council has its work cut out and he expected that Council was up to the challenge and will do its best to make for a very successful session. He said it is his desire to continue to work with everyone and provide the leadership to ensure Alexandria continues to be a clean, safe, smart, friendly and attractive City. Mayor Euille said he will be asking Council to support a Code of Conduct for conducting business in public session and it will be applicable to both members of Council, the staff and the citizenry. He asked those in the Chambers to turn their pagers and cell phones off.

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

CONSENT CALENDAR (6-11)

(Resignations and Uncontested Appointments)

6. Receipt of the Following Resignations from Members of Boards, Commissions and Committees.
 - (a) Alexandria-Gyumri Sister City Committee
Andy Torosyan
 - (b) Alexandria Board of Architecture Review - Parker-Gray District
Judith D. Rodden
 - (c) Alexandria Commission on Information Technology
Tracy Rookard
 - (d) Alexandria Consumer Affairs Commission
Glynn Heath Coryell
 - (e) Alexandria Environmental Policy Commission
Adam Daley Wilson
 - (f) Alexandria Historical Restoration and Preservation Commission

Linda Anne Boyle

- (g) Northern Virginia Juvenile Detention Commission
Sterling Sandow Larnerd
- (h) Alexandria Waterfront Committee
Adam Daley Wilson

(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. 6 (a-h), 9/14/04, and is incorporated as part of this record by reference.)

7. Uncontested Appointments to Boards, Commissions and Committees:

- (a) Alexandria-Caen Exchange Committee
1 Representative From the Business Community
- (b) Alexandria-Gyumri Sister City Committee
2 Citizen Members
- (c) Alexandria Archaeological Commission
1 Member-at-Large
- (d) Alexandria Commission for the Arts
1 Member Who Represents Arts Education or Business Expertise
Relative to Arts and Cultural Development, Including Such
Perspectives As Marketing, Finance/Funding, Tourism Promotion
and Organizational Development
- (e) Alexandria Commission on Aging
1 Citizen Member
- (f) Alexandria Commission on HIV/AIDS
1 Citizen-at-Large
- (g) Alexandria Commission on Persons With Disabilities
1 Citizen Member
- (h) Alexandria Community Services Board
1 Citizen Member
- (i) Alexandria Convention and Visitors Association Board of Governors
1 Citizen-at-Large
1 Hotel Owner/Manager Representative
- (j) Alexandria Early Childhood Commission

1 Alexandria Health Department Director Designee

- (k) Alexandria George Washington Birthday Celebration Committee
1 Member Nominated by the Alexandria Federation of Civic Associations
- (l) Historic Alexandria Resources Commission
1 Representative From the Alexandria Historical Restoration and Preservation Commission
- (m) Alexandria Human Rights Commission
1 Citizen Member
1 Representative From the Alexandria Economic Opportunities Commission
- (n) Alexandria Public Health Advisory Commission
1 Representative Of the Inova Alexandria Hospital Board
- (o) Alexandria Sister Cities Committee
1 Citizen Member
- (p) Alexandria Social Services Advisory Board
1 Citizen Member
- (q) USS Alexandria Liaison Committee
1 Citizen-at-Large
- (r) Alexandria Waterfront Committee
1 Representative From the Alexandria Convention and Visitors Association Board Of Governors
- (s) Alexandria Youth Policy Commission
1 Individual Who Has An Interest In Issues Affecting Youth In the City

(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. 7 (a-s), 9/14/04, and is incorporated as part of this record by reference.)

(Reports and Recommendations of the City Manager)

- 8. Submission of a Grant Application to the Virginia Department of Conservation and Recreation for Low Impact Development and Storm Water Best Management Practices Projects in the Chesapeake Bay Watershed For a Green Roof Project.

(A copy of the City Manager's memorandum dated September 9, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 8, 9/14/04, and is incorporated as part of this record by reference.)

9. Receipt of Renewal of Grant Application for the Local Law Enforcement Block Grant for Fiscal Year 2005 and Setting the Grant Proposal For Public Hearing for Tuesday, September 21, 2004.

(A copy of the City Manager's memorandum dated September 9, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 9, 9/14/04, and is incorporated as part of this record by reference.)

10. Consideration of a Grant Application to the Virginia Department of Criminal Justice Services for the Hispanic Outreach Services Project in the Office on Women.

(A copy of the City Manager's memorandum dated September 3, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 10, 9/14/04, and is incorporated as part of this record by reference.)

11. Receipt of Report on the Community Partnership Fund for Human Services Recommended Priorities for the FY 2006 Competitive Grant Cycle and Setting the Report for Public Hearing on Tuesday, September 21, 2004.

(A copy of the City Manager's memorandum dated August 31, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 11, 9/14/04, and is incorporated as part of this record by reference.)

END OF CONSENT CALENDAR

WHEREUPON, upon motion by Vice Mayor Pepper, seconded by Councilman Gaines and carried unanimously, City Council approved the Consent Calendar, with the removal of items #8 and 11 and considered them under separate motion. The City Manager's recommendations are as follows:

6. City Council received the following resignations with regret: (a) Andy Torosyan, Alexandria-Gyumri Sister City Committee; (b) Judith D. Rodden, Alexandria Board of Architectural Review - Parker-Gray District; (c) Tracy Rookard, Alexandria Commission on Information Technology; (d) Glynn Heath Coryell, Alexandria Consumer Affairs Commission; (e) Adam Daley Wilson, Alexandria Environmental Policy Commission; (f) Linda Anne Boyle, Alexandria Historical Restoration and Preservation Commission; (g) Sterling Sandow Larned, Northern Virginia Juvenile Detention Commission; and (h) Adam Daley Wilson, Alexandria Waterfront Committee.

7. City Council made the following appointments: (a) waived the residency requirement and reappointed Mary Ehlers as the representative from the business

community to the Alexandria-Caen Exchange Committee; (b) waived the residency requirement and reappointed Dean Shahinian and appointed Natalie Topa as the citizen members to the Alexandria-Gyumri Sister City Committee; (c) appointed Edward Pulliam as the member-at-large to the Alexandria Archaeological Commission; (d) reappointed Patti North-Rudin as the member who represents arts education or business expertise relative to arts and cultural development, including such perspectives as marketing, finance/funding, tourism promotion and organizational development to the Alexandria Commission for the Arts; (e) appointed Jerome Oates, Sr., as the citizen member to the Alexandria Commission on Aging; (f) reappointed Michele Garfinkel as the citizen-at-large representative to the Alexandria Commission on HIV/AIDS; (g) reappointed Joseph Delfico as the citizen member to the Alexandria Commission on Persons with Disabilities; (h) reappointed Mark Elder as the citizen member to the Alexandria Community Services Board; (i) appointed Gayle Reuter as the citizen-at-large member and waived the residency requirement and appointed Leonard Brown as the hotel owner/manager representative to the Alexandria Convention and Visitors Association Board of Governors; (j) waived the residency requirement and appointed Joanna Hemmat as the Alexandria Health Department Director designee to the Alexandria Early Childhood Commission; (k) appointed Teresa Miller as the member nominated by the Alexandria Federation of Civic Associations to the Alexandria George Washington Birthday Celebration Committee; (l) appointed Laura Byrd as the representative from the Alexandria Historical Restoration and Preservation Commission; (m) appointed Nancy Turner as the citizen member and Lauren Smith as the representative from the Alexandria Economic Opportunities Commission to the Alexandria Human Rights Commission; (n) waived the residency requirement and appointed Elise Venusti as the representative of the Inova Alexandria Hospital Board to the Alexandria Public Health Advisory Commission; (o) appointed Sanjay Murty to the Alexandria Sister Cities Committee; (p) appointed Alison DeCoursey as the citizen member to the Alexandria Social Services Board; (q) reappointed Thomas Kerr as the citizen-at-large representative to the USS Alexandria Liaison Committee; (r) reappointed Lorraine Lloyd as the representative from the Alexandria Convention and Visitors Association Board of Governors (ACVA) to the Alexandria Waterfront Committee; and (s) appointed Keith Horton as the individual who has an interest in issues affecting youth in the City to the Alexandria Youth Policy Commission.

9. City Council received the grant application and scheduled it for public hearing at the September 21, 2004, public hearing meeting to receive comments on the grant, as required by the U.S. Department of Justice.

10. City Council: (a) approved the submitted grant application to the Virginia Department of Criminal Justice Services (DCJS) for funding in the amount of \$43,232 for continued funding of the Office on Women's Hispanic Outreach Services Project; (b) approved the continuation of one full-time Hispanic Outreach Specialist position. This grant-funded position would terminate upon the expiration of the grant and the individual who fills this position would be notified of this condition of employment at the time that he or she is hired, and would sign an agreement of understanding with regard

to this condition. It should be noted that there are no funds available in the City budget to continue these activities once the grant funds are expired; and (c) authorized the City Manager to execute all documents that may be required.

The voting was as follows:

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

8. Submission of a Grant Application to the Virginia Department of Conservation and Recreation for Low Impact Development and Storm Water Best Management Practices Projects in the Chesapeake Bay Watershed For a Green Roof Project.

(A copy of the City Manager's memorandum dated September 9, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 8, 9/14/04, and is incorporated as part of this record by reference.)

Questions were asked by Council on the performance of the green roof and when it would begin to pay for itself; the funding/matching funds amounts. Director of Transportation and Environmental Services Baier and Environmental Quality Division Chief Skrabak responded to the questions of Council.

WHEREUPON, upon motion by Councilwoman Woodson, seconded by Vice Mayor Pepper and carried unanimously, City Council authorized the City Manager to: (a) submit a grant application to the DCR for FY 2005 funding for Water Quality Grant Program matching funds, in the amount of \$71,600, for construction of a "green roof" atop the new City of Alexandria Health Department Community Services Building at 4480 King Street; and (b) execute all necessary documents that may be required. The voting was as follows:

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

11. Receipt of Report on the Community Partnership Fund for Human Services Recommended Priorities for the FY 2006 Competitive Grant Cycle and Setting the Report for Public Hearing on Tuesday, September 21, 2004.

(A copy of the City Manager's memorandum dated August 31, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 11, 9/14/04, and is incorporated as part of this record by reference.)

13. Alexandria Park and Recreation Commission
1 Member From Among the High School Youth Of the City

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

NAME: ENDORSED BY:

Emma Shapiro
Aaron Wilson

(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. 13; 9/14/04, 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 Aaron Wilson as the member from among the high school youth of the City to the Alexandria Park and Recreation Commission. The voting was as follows:

Euille	-	Wilson
Pepper	-	Wilson
Gaines	-	Wilson
Krupicka	-	Wilson
Macdonald	-	Shapiro
Smedberg	-	Wilson
Woodson	-	Wilson

14. Alexandria Urban Design Advisory Committee
1 Qualified Professional Skilled In Urban Design, Architecture or
Landscape Architecture

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

NAME: ENDORSED BY:

Oliver Boehm
Alan Voorhees

(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. 14; 9/14/04, 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 reappointed Alan Voorhees as the qualified professional skilled in urban design, architecture or landscape architecture to

the Alexandria Urban Design Advisory Committee. The voting was as follows:

Euille	-	Voorhees
Pepper	-	Voorhees
Gaines	-	Voorhees
Krupicka	-	Voorhees
Macdonald	-	Voorhees
Smedberg	-	Boehm
Woodson	-	Boehm

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER FOR DISCUSSION

NEW BUSINESS ITEM NO. 2: The Alexandria Housing Corporation made a presentation of their efforts and actions and introduced the new Executive Director, Martha Paschal.

15. Consideration of the Fiscal Year 2006 Congestion Mitigation and Air Quality Improvement Program and Regional Surface Transportation Program Projects.

(A copy of the City Manager's memorandum dated September 9, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 15, 9/14/04, and is incorporated as part of this record by reference.)

There were questions from Council regarding what happens to the projects if it doesn't receive full funding, on the Bradley Transit Center need that has been created, what the alternatives are, and the disbursement of Federal funds.

Mr. Baier and Mr. Maslanka responded to the questions of Council.

Mayor Euille asked to be given statistics relative to the Alexandria Transit Store, its success, the utilization, sales, expense and operating costs.

WHEREUPON, upon motion by Vice Mayor Pepper, seconded by Councilman Gaines and carried unanimously, City Council: (a) approved the priority listing of transportation projects discussed below as those CMAQ and RSTP projects for which the City of Alexandria will require grant funding for Fiscal Year 06; and (b) authorized the City Manager to apply for these grants, and to enter into agreements with the Commonwealth to accept any of these grants which are provided. The voting was as follows:

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

16. Consideration of the Mayor and Members of Council's 2004-2015 Strategic Plan

for the City of Alexandria.

(A copy of the City Manager's memorandum dated September 9, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 16, 9/14/04, and is incorporated as part of this record by reference.)

There was discussion about staff coming back to Council with a couple of variations of what the plan should look like when it gets sent out to the public and for viewing on the website.

WHEREUPON, upon motion by Vice Mayor Pepper, seconded by Councilman Smedberg and carried unanimously, City Council approved the 2005-2015 Strategic Plan for Alexandria. The voting was as follows:

Pepper	"aye"	Gaines	"aye"
Smedberg	"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) Councilman Krupicka said the Council of Governments Human Services Committee, in conjunction with a few other COG Committees, is sponsoring a regional gang summit to be held in Arlington, and he saw it as a positive event, focusing on the prevention side and what it can do to engage kids and get them involved in more positive things.

(b) Councilman Smedberg said he served on the other COG Committee that is working on the gang summit, and Congressman Moran and people in Alexandria made sure that funding and organizations were taking part.

(c) Councilman Gaines said that he and Councilman Krupicka served as co-chairs of the Citizen Corps Council, and several members of Council were at the launch for Be Ready, Alexandria! He asked Mark Penn to speak about the campaign.

Mark Penn, Emergency Management Coordinator, spoke about the Be Ready, Alexandria! campaign.

Councilman Gaines said the Citizen Corp Council met through the summer and have scheduled a public hearing/forum on October 19 at 7:00 p.m., in Council Chambers to solicit input from the community on emergency preparedness.

(d) Vice Mayor Pepper said she and Councilman Smedberg represent Council on the Northern Virginia Regional Commission, and she noted that it is in the process of doing some reorganization, and part of what they will do is keeping the board to a smaller size and only have elected officials on that board. She said there are a total of 42 Commissioners who sit on the board, and there is literally not enough room at the table. The non-elected participants will be manning many of the sub-committees, but the City will continue to have its two elected officials.

(e) Councilman Smedberg said he and Councilman Krupicka have been working with the Department of Mental Health Services on the closing of the Inova Psych Unit, and City staff did a great job representing the interest of patients and families in the debate. He complimented Inova for having good discussions and bringing forward solutions that worked out to be fair. Councilman Smedberg requested that the Inova/Hospital Task Force be re-established so they could sit down with the hospital to discuss things.

Mayor Euille said he is committed to doing such and noted that he would be meeting with each member of Council over the next week and a half and will discuss that.

Councilman Krupicka noted that residents of Alexandria that need mental health services on an emergency basis can still go to Alexandria hospital and they will be treated and cared for, and then would eventually be referred to another hospital in the region for longer-term care. He said there have been problems with finding beds for those patients.

ORAL PRESENTATIONS BY MEMBERS OF CITY COUNCIL

(a) Councilman Krupicka said he noticed the bike racks in the parking lot and outside of City Hall were full in the summer, and he asked if other bike racks could be found.

Director of Transportation and Environmental Services Baier said they are working with General Services to locate some additional spaces inside the garage or on Market Square itself, and they already have the bike racks.

(b) Councilman Krupicka said the City's website has come a long way, and he thanked E-Government Manager Craig Fifer and the IT Department, along with Public Information Officer Barbara Gordon, who deserve enormous credit for it.

(c) Councilman Krupicka said Council will get computers at the dais in October, and he would like a request that he get as much as is humanly possible electronically as opposed to paper for the docket and memorandums, as the City spends an enormous amount of money on printing the docket and materials, and he found out that the City spends approximately \$70,000 a year on printing of the docket.

He said he hoped to make it a year where they start a transition to reducing paper as opposed to increasing paper.

(d) Councilman Krupicka said the Arts community, the Business community, the ACVA, the residents of Old Town and around the City, the citizens and City staff all did an amazing job pulling off one of the best Arts Festivals in the region. He said he was impressed with how quickly the staff responded when the restaurants wanted to do outdoor dining.

(e) Councilman Smedberg said that looking to the future for the Arts Festival, there is still more the Arts Commission and the City and the Festival can do to get local and regional artists involved. He said there was a desire from the upper King Street businesses for something to happen up there. He said many people liked the outdoor dining.

City Manager Sunderland said there is a parallel between the Housing Development Corporation and the Arts Festival, in that it was the second year, and the progress from zero to one and one to two was phenomenal. He said he proposes to have Planning and Zoning and other staff work with the Old Town Business Association and Old Town Civic Association and develop a proposal to continue some outdoor dining. He said he would come back to Council with a proposal for 2004. He said the King Street retail study is wrapping up and one of the issues it is addressing is this, and the longer term idea of outside dining will be addressed as part of that study, and next March/April there will be a long-term resolution and any zoning and other things it needs to do will get in place for summer 2005.

Councilman Smedberg said he hoped the City staff could immediately get together and have a de-briefing and decide immediately where they go in terms of vendors and getting more local and regional artists involved.

Mayor Euille said there were some inconveniences that neighboring residents experienced and that de-briefing could work those out, and he asked the citizens to put their comments in writing. Mayor Euille thanked Councilmembers Krupicka and Smedberg for their hard work and their efforts to bring together all the arts organizations to work in collaboration and partnership for teamwork to ensure the planning for the festival was all inclusive and that all the issues and concerns raised last year were addressed, and that happened.

Councilman Smedberg said Council should acknowledge the fact that Leon Scioscia, Pat Miller, Janet Barnett, Joanne Mitchell and Mark Jinks acted as an executive/steering committee and worked well together.

(f) Councilwoman Woodson said that as a member of the Board of Governors of the Alexandria Convention and Visitors Bureau, she said there is a lot of support for opening up King Street to alfresco dining. It has a cosmopolitan feeling to it, and as they are a cosmopolitan City, she encouraged the City to look for ways to make

this happen.

(g) Councilwoman Woodson suggested that line numbers be added to the side of the docket items and attachments, as it makes it much simpler to go directly to the line they are discussing. It is a formatting change, requires no extra money, it does not create any undue extra work for staff and will make it easier for Council to discuss any individual docket item.

Mayor Euille said staff will take that into consideration and get back to Council.

(h) Vice Mayor Pepper said the Arts Festival was the party of all parties, and she enjoyed it. She said she hoped to continue allowing outdoor seating, as it gives energy and sends the message they want. She said she felt the art was of higher quality this year and it was very interesting art. She said one of the problems that occurred was the issue of parking, as people did not understand ahead of time that when it blocks off King Street, that means they can't cut across King Street and couldn't get to parking on the other side. Vice Mayor Pepper said people were unable to attend because they couldn't find a parking place nearby, and she hoped they could figure out a way to solve that.

(i) Vice Mayor Pepper said this is the week the City is beginning its surveying, where the City has hired the Center for Research and Public Policy, who will survey about 1,000 City residents. They will ask quality of life questions--quality of City services, facilities and infrastructure, and the City hopes to see how the City is meeting those needs and talk about how they can and will talk about whether they are succeeding in moving forward in making the quality of life a little better.

(j) Vice Mayor Pepper said the City has been through Hurricanes Isabel, Charlie and Frances and maybe Ivan, and they were passing out a number of sand bags and had the emergency teams alerted. She said it concerned her that they go through this so regularly and she was not sure what exactly the solution is. She said she was pleased to know they are about to begin a study of how the City can handle the situations so they aren't going through this regularly. They are putting together an RFP to hire a consultant to do this study and they have about \$.5 million in the budget to finance it and hope to have a consultant on board by Spring.

(k) Councilman Macdonald said the Arts Festival had a great diversity with the number of artists and the quality, and it was just the right amount of art, and if they expand, it should be in other arenas. He said people would like to see them take the idea of closing off streets and letting dining expand onto the streets occur in different parts of the town.

(l) Councilman Macdonald said he was appointed by Governor Warner several years ago to the Interstate Commission on the Potomac River Basin, and it deals with water supply and quality issues and he was just appointed chair of the group. He said one of the issues brought up is that Blue Plains is being pressured to reduce

their nitrogen emissions from their treatment of sewage from seven milligrams to four. He asked to have a letter written in support to reducing it.

(m) Councilman Macdonald said he sent a note to the City Manager expressing concerns about some of the crime in the City recently. He said there has been bad vandalism along the Potomac River, Robinson Terminal Warehouse, the rowing facility and boats at Harborside, along with petty crimes.

Deputy Police Chief Corle gave an overview of the crime in the City.

ORAL REPORT FROM THE CITY MANAGER

The City Manager reported on the following: (a) The new screens are in the Council Chambers, and they will be used for all powerpoint presentations and it will get good clarity and resolution. The screen in the back will pick up the powerpoint presentations and also have the closed-captioning; (b) There will be laptops in the Chambers in October for all members of Council so Council can have Internet access during the meetings; (c) On webcasting, they are beginning this evening to broadcast the Council meetings over the Internet so people can go back at later times, link to the meeting and watch the meeting on the Internet; (d) A Fall calendar has been put at Council's places that list upcoming events; (e) The Purchasing Department received an award for accreditation; (f) The Alexandria Health Department has issued an urgent plea to anyone who may have been exposed to a rabid baby racoon in the last 3-4 weeks, and the request is to report the exposure to the Health Department, as a person left the racoon on the doorstep of a wildlife rehabilitator, who was bit by the racoon; (g) Personal property taxes are due October 5 and the decal was sent with the bills this year; (h) With the events of Hurrricanes Charlie, Gaston, Frances and Ivan, there is a whole lot of work done behind the scenes, he noted the preparations for the upcoming storm, and he noted that they would continue to prepare sandbags and make them available on King Street and on the first few blocks of North and South Union Street and to some of the residents on the lower ends; (i) He noted the reverse 911 System, where they are able to designate areas in the City and make recorded messages to the people in the area, and the City used that when Hurricane Charlie came, and it can be used when there is a missing child; and (j) He recognized Don Dodson and Archie Robinson who did a great job in getting the Chambers ready for the new screens and the electronics that went into it.

Councilwoman Woodson said that with the use of webcasting, technology and closed-captioning, on several occasions Councilman Cleveland had asked for more immediate notice of the votes that had been taken on any given issue. As it stands, the votes are available in the minutes, but with captioning and webcasting, she asked what is the possibility of a more immediate means of the public to see the votes of Council.

City Manager Sunderland said he would check into it.

Councilwoman Woodson said that in the last Council, the National League of

Cities recognized Alexandria as having a wonderful website, and she was invited to sit on a panel to share what the City was doing. She said the City is even more on the cutting edge now, and it can only get better.

Mayor Euille said on the Arts Festival, Producer Howard Allen mentioned that there are about 10,000 arts festivals annually around the country, and they are all ranked. In the first year, Alexandria finished at 47, and with the success this past weekend, he was sure it would jump to the top ten.

ORDINANCES AND RESOLUTIONS

17. Consideration of a Resolution Accepting Regional Surface Transportation Grant Funding to Continue the Operation of the Alexandria Transit Store.
[ROLL-CALL VOTE]

(A copy of an informal memorandum dated September 7, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 17, 9/14/04, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Vice Mayor Pepper, seconded by Councilman Gaines and carried unanimously by roll-call vote, City Council adopted the resolution. The voting was as follows:

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

The resolution reads as follows:

RESOLUTION NO. 2115

TRANSIT STORE OPERATING FUNDING PROJECT PROJECT ACCEPTANCE RESOLUTION

WHEREAS, in accordance with City of Alexandria grant acquisition requirements, the City must indicate its desire to enter into an agreement to receive Regional Surface Transportation funds and state matching funds and abide by all requirements of the grant.

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Alexandria, Virginia agrees to accept the RSTP grant for FY'03 which will fund the operation of the Alexandria transit store, and that the City Manager is authorized to sign an agreement with the Commonwealth of Virginia which indicates this intent.

18. Introduction and First Reading. Consideration. Passage on First and Second

Reading of an Ordinance to Adopt Supplement Number 73 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. 18, 9/14/04, 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, 9/14/04, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Vice Mayor Pepper, seconded by Councilman Smedberg and carried unanimously by roll-call vote, City Council introduced and passed the Ordinance on First and Second Readings. The voting was as follows:

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

The ordinance reads as follows:

Ordinance No. 4359

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. 73," are hereby adopted as and shall constitute "The Seventy-Third Supplement to The Code of the City of Alexandria, Virginia, 1981."

Section 2. That the sections and portions thereof set forth in "The Seventy-Third 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 September 13, 2003, through January 24, 2004, 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 September 13, 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 September 13, 2003, through January 24, 2004, inclusive, and which is inadvertently omitted from or erroneously incorporated into "The Seventy-Third 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-Third 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

19. Consideration of City Council Schedule.

(A copy of the City Manager's memorandum dated September 9, 2004, is on file in the office of the City Clerk and Clerk of Council, marked, Exhibit No. 1 of Item No. 19, 9/14/04, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Smedberg, seconded by Vice Mayor Pepper and carried unanimously, City Council adopted the schedule of Council's regular City Council meetings for September 2004 through June 2005, with the following additions and changes: scheduled a work session to discuss the King/Beauregard Intersection Project at 6:00 p.m. before Council's Tuesday, September 28 legislative meeting; scheduled a work session to discuss Economic Development at 6:00 p.m. before Council's Tuesday, October 12 legislative meeting; reserved the week of October 18 (one or more weekday evenings and possibly during the day on Saturday) for Council interviews of City Manager candidates; scheduled a one day Council retreat on Saturday, November 20 at the Lee Center Fire Training Center; scheduled the dedication of the renovated Durant Center (1605 Cameron

Street) at 8:30 a.m., before Council's Saturday, November 13 public hearing meeting; and changed the January Saturday public hearing meeting to Saturday, January 22 to avoid a conflict with the Martin Luther King, Jr. holiday weekend.

Councilman Smedberg said there is a very good likelihood that he will be out of town October 28-29.

Councilman Krupicka noted the October 19 forum on emergency preparedness that will be held in the Council Chambers. He also noted that he is participating in an environmental leadership program provided by the University of Virginia and Virginia Tech, which means the first Wednesday, Thursday and Friday of every month starting in October he won't be in town.

City Manager Sunderland said Council needs a joint Planning Commission/City Council work session on the King Street retail and want to give an update on Potomac Yard.

Assistant City Manager Evans said they just received a note today about the September 20 ground-breaking of the King Street platform at the Hilton Hotel at 10:30 a.m.

The voting was as follows:

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

EXECUTIVE SESSION

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

WHEREUPON, upon motion by Councilwoman Woodson, seconded by Councilman Gaines and carried unanimously, At 9:37 p.m., City Council convened in executive session, pursuant to Section 2.2-3711(A)(7) of the *Code of Virginia* for the purpose of consulting with legal counsel and briefing by staff with respect to probable litigation concerning the environmental contamination caused by the Mirant Potomac River Generating Station, with respect to pending litigation over a construction contract with M. Raina Associates, Inc., and pursuant to Section 2.2-3711(A)(3) for the purpose of discussion of the acquisition of real property for public open space purposes. The voting was as follows:

Woodson	"aye"	Pepper	"aye"
Gaines	"aye"	Krupicka	"aye"

Euille "aye" Macdonald "aye"
Smedberg "aye"

WHEREUPON, upon motion by Councilwoman Woodson, seconded by Councilman Smedberg and carried unanimously, at 11:10 p.m., City Council reconvened the meeting. The voting was as follows:

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

WHEREUPON, upon motion by Councilwoman Woodson, seconded by Councilman Smedberg and carried unanimously, City Council moved to authorize the City Attorney to settle the case as discussed. The voting was as follows:

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

WHEREUPON, upon motion by Councilwoman Woodson, seconded by Councilman Smedberg and carried unanimously by roll-call vote, City Council adopted the resolution pertaining to the Executive Session. The voting was as follows:

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

The resolution reads as follows:

RESOLUTION NO. 2116

WHEREAS, the Alexandria City Council has this 14th day of September 2004, 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.

WHEREUPON, upon motion by Councilwoman Woodson, seconded by Councilman Smedberg and carried unanimously, at 11:11 p.m., City Council adjourned the regular meeting of September 14, 2004. The voting was as follows:

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

APPROVED BY:

WILLIAM D. EUILLE MAYOR

ATTEST:

Jackie M. Henderson, City Clerk