

EXHIBIT NO. _____

1

3(a)
6-23-09

CITY COUNCIL OF ALEXANDRIA, VIRGINIA

Regular Meeting

Tuesday, June 9, 2009 - - 7:00 p.m.

* * * * *

Present: Mayor William D. Euille, Vice Mayor Redella S. Pepper, Members of Council Ludwig P. Gaines, K. Rob Krupicka, Timothy B. Lovain, Paul C. Smedberg and Justin M. Wilson.

Absent: None.

Also Present: Mr. Hartmann, City Manager; Mr. Banks, City Attorney; Ms. Evans, Deputy City Manager; Mr. Jinks, Deputy City Manager; Ms. L. Baker, Director, Office on Women; Ms. E. Baker, Acting Director, Transportation and Environmental Services (T&ES); Mr. Caton, Legislative Director, City Manager's Office; Mr. Johnson, Chief Financial Officer, Office of Management and Budget (OMB); Mr. Catlett, Director, Office of Building and Fire Code Administration; Ms. Boyd, Director, Citizens Assistance; Ms. Hamer, Director, Planning and Zoning (P&Z); Mr. Baier, Acting Director, Recreation, Parks and Cultural Activities; Ms. Davis, Director, Office of Housing; Mr. Castrilli, Director, Office of Communications; Ms. Wright, Division Chief, P&Z; Mr. Farner, Deputy Director, P&Z; Mr. Moritz, Deputy Director, P&Z; Ms. Beeton, Division Chief, P&Z; Ms. Taylor, Financial Management Coordinator, OMB; Ms. Collins, Assistant City Manager for Community and Human Services, Department of Human Services; Mr. Noelle, City Arborist, Recreation, Parks and Cultural Activities; Ms. Snow, Assistant City Attorney, City Attorney's Office; Ms. B. Collins, Urban Planner, P&Z; Ms. V. Davis, Urban Planner, P&Z; Mr. Gates, Assistant City Manager, City Manager's Office; Mr. Skrabak, Director, Environmental Quality, T&ES; Ms. Seau, Division Chief, Office of Housing; Mr. Cochran, Division Chief, Office of Housing; Ms. McIlvaine, Deputy Director, Office of Housing; Ms. Bannerman, Sr. Air Pollution Specialist, T&ES; Mr. Tran, Sr. Air Pollution Specialist, T&ES; Mr. Kagawa, Acting Division Chief, Recreation, Parks and Cultural Activities; Mr. Mann, Urban Planner, P&Z; Mr. Milone, Division Chief, P&Z; Ms. Smith-Page, Director, Real Estate Assessments; Mr. Bland, Retirement Administrator, Finance; Ms. Farrell, Director, Office of Early Childhood Development, Human Services; Police Captain Ogden; Ms.

McLean, ITS; and Mr. Lloyd.

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

City Council held a work session at 5:30 p.m., in the City Council Work Room to discuss the Potomac Yard Small Area Plan, the Metro Feasibility Study and the Sanitary Sewer System Planning.

OPENING

1. Calling the Roll.

The meeting was called to order by Mayor Euille, and the Deputy City Clerk called the roll; all the members of 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 Minutes of May 16, 2009; and
- (b) The Regular Meeting Minutes of May 26, 2009.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Smedberg and carried 6-0, City Council approved the public hearing meeting minutes of May 16, 2009 and the regular meeting minutes of May 26, 2009. The voting was as follows:

Wilson	"aye"	Pepper	"aye"
Smedberg	"aye"	Gaines	"aye"
Euille	"aye"	Krupicka	absent
	Lovain	"aye"	

RECOGNITION OF YOUTH BY MEMBERS OF CITY COUNCIL

4. Recognition of the Special Olympics Basketball Team, the Alexandria Titans.

Mayor Euille and City Council recognized the Special Olympics Basketball Team, the Alexandria Titans.

PROCLAMATIONS

5. Presentation of a Proclamation Declaring June as Safe Graduation 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. 5; 06/09/09, and is incorporated as part of this record by reference.)

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

Pepper	"aye"	Gaines	"aye"
Smedberg	"aye"	Krupicka	"aye"
Euille	"aye"	Lovain	"aye"
	Wilson	"aye"	

6. Recognition of the Graduates of the City of Alexandria Citizens Academy.

City Council recognized the graduates of the City of Alexandria Citizens Academy.

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

CONSENT CALENDAR (7-23)

(Resignations and Uncontested Appointments)

7. Receipt of the Following Resignations From Members of Boards, Commissions and Committees:
 - (a) Alexandria-Gyumri Sister City Committee
David McFarland
 - (b) Alexandria Commission for the Arts
Lynn O'Connell
Susan Sanders
 - (c) Alexandria Commission on Persons With Disabilities
Tedros Williams

(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. of Item No. 7 (a-c); 06/09/09, and is incorporated as part of this record by reference.)

8. Uncontested Appointments to Boards, Commissions and Committees:
 - (a) Alexandria-Caen Sister City Committee
2 Citizen Members

- (b) Alexandria Emergency Medical Services Council
1 Citizen Member
- (c) Alexandria Public Records Advisory Commission
1 Citizen Member
- (d) Alexandria Sister Cities Committee
1 Citizen Member

(A copy of 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. 8 (a-d); 06/09/09, and is incorporated as part of this record by reference.)

(Reports and Recommendations of the City Manager)

- 9. Consideration of an Application for Grant Funds to the Virginia Department of Emergency Management for Hazardous Materials and Emergency Equipment to Support the Northern Virginia Regional Hazardous Materials Team.

(A copy of the City Manager's memorandum dated June 1, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 9; 06/09/09, and is incorporated as part of this record by reference.)

- 10. Consideration of A Request to Vacate A Position on the Alexandria - Gyumri Sister City Committee.

(A copy of the City Manager's memorandum dated June 1, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 10; 06/09/09, and is incorporated as part of this record by reference.)

- 11. Consideration of Submission of a Noncompetitive Grant Application to the Virginia Department of Environmental Quality, Litter Prevention and Recycling Program, for Funding for the Adopt-a-Park Litter Control Program.

(A copy of the City Manager's memorandum dated May 29, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 11; 06/09/09, and is incorporated as part of this record by reference.)

- 12. Consideration of a Grant Application for the American Recovery and Reinvestment Act (Stimulus) Funds to Temporarily Expand the Alexandria Head Start Program.

(A copy of the City Manager's memorandum dated June 3, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 12; 06/09/09, and is incorporated as part of this record by reference.)

13. Receipt of Environmental Action Plan (Phase II) for the Eco-City Alexandria Project and Setting the Plan for Public Hearing on Saturday, June 13, 2009.

(A copy of the City Manager's memorandum dated June 3, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 13; 06/09/09, and is incorporated as part of this record by reference.)

(Ordinances for Introduction)

14. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Increase the Fees For Handicapped Parking Fines, HOV Parking Fines and Moving Violation Fines in HOV Lanes.

(A copy of the City Manager's memorandum dated May 29, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 14; 06/09/09, and is incorporated as part of this record by reference.)

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. 2 of Item No. 14; 06/09/09, 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. 3 of Item No. 14; 06/09/09, and is incorporated as part of this record by reference.)

15. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend the Landmark / Van Dorn Small Area Plan Chapter of the 1992 Master Plan (2008 ed.) of the City of Alexandria, to Include the Landmark / Van Dorn Corridor Plan.

(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. 15; 06/09/09, 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. 15; 06/09/09, and is incorporated as part of this record by reference.)

16. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Grant a Franchise By the City of Alexandria to Verizon to Use the Public Rights-of-way to Provide Telecommunications Services, Excluding Cable Services.

(A copy of the City Manager's memorandum dated June 3, 2009, is on file in the

Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 16; 06/09/09, and is incorporated as part of this record by reference.

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. 2 of Item No. 16; 06/09/09, 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. 3 of Item No. 16; 06/09/09, and is incorporated as part of this record by reference.)

17. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Make Supplemental Appropriations For the Support of the City Government For Fiscal Year 2009.

(A copy of the City Manager's memorandum dated June 3, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 17; 06/09/09, and is incorporated as part of this record by reference.

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. 2 of Item No. 17; 06/09/09, 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. 3 of Item No. 17; 06/09/09, and is incorporated as part of this record by reference.)

18. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Make Appropriations For the Support of the City Government For Fiscal Year 2010.

(A copy of the City Manager's memorandum dated June 1, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 18; 06/09/09, and is incorporated as part of this record by reference.

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. 2 of Item No. 18; 06/09/09, 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. 3 of Item No. 18; 06/09/09, and is incorporated as part of this record by reference.)

19. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Authorize the Sale of the City Owned Property at 322 Wesmond Drive.

(A copy of the City Manager's memorandum dated June 1, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 19; 06/09/09, and is incorporated as part of this record by reference.

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. 2 of Item No. 19; 06/09/09, 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. 3 of Item No. 19; 06/09/09, and is incorporated as part of this record by reference.)

20. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend the Employee Homeownership Incentive Program to Increase the Maximum Loan To Be Used at Closing on the Property From \$5,000 to \$10,000, to Make the Loans Secured Rather Than Unsecured Personal Loans and Make Two Technical Corrections Related to the Allowable Purchase Price Level For the Program.

(A copy of the City Manager's memorandum dated June 1, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 20; 06/09/09, and is incorporated as part of this record by reference.

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. 2 of Item No. 20; 06/09/09, 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. 3 of Item No. 20; 06/09/09, and is incorporated as part of this record by reference.)

21. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Modify the Membership of the Alexandria-Caen Sister City Committee.

(A copy of the City Manager's memorandum dated June 3, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 21; 06/09/09, and is incorporated as part of this record by reference.

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. 2 of Item No. 21; 06/09/09, 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. 3 of Item No. 21; 06/09/09, and is incorporated as part of this record by reference.)

22. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance Amending Ordinance Number 4584 Authorizing and Empowering the Option of Issuance, Sale and Delivery of General Obligation Bonds as Build America Bonds.

(A copy of the City Manager's memorandum dated June 3, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 22; 06/09/09, and is incorporated as part of this record by reference.

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. 2 of Item No. 22; 06/09/09, 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. 3 of Item No. 22; 06/09/09, and is incorporated as part of this record by reference.)

23. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend the City Code to Remove the Amounts of Certain Fire Prevention Inspection Fees from City Code and Allow Those Fees To Be Set by City Council by Resolution.

(A copy of the City Manager's memorandum dated May 29, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 23; 06/09/09, and is incorporated as part of this record by reference.

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. 2 of Item No. 23; 06/09/09, 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. 3 of Item No. 23; 06/09/09, and is incorporated as part of this record by reference.)

- 23.1 Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Establish the Charles Houston Recreation Center (in Lieu of Fire

Department Headquarters) and the Patrick Henry Recreation Center (In Lieu of St. Martin De Porres Senior Center) as Polling Places in the City of Alexandria.

(A copy of the City Manager's memorandum dated June 1, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 23.1; 06/09/09, and is incorporated as part of this record by reference.

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. 2 of Item No. 23.1; 06/09/09, 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. 3 of Item No. 23.1; 06/09/09, and is incorporated as part of this record by reference.)

END OF CONSENT CALENDAR

WHEREUPON, upon motion by Vice Mayor Pepper, seconded by Councilman Krupicka and carried unanimously, City Council approved the consent calendar, with the exception of docket items #12, #13, #17, #20 and #23.1, which were considered under separate motions. The City Manager's recommendations were as follows:

7. City Council accepted the following resignations with regret: (a) David McFarland, Alexandria-Gyumri Sister City Committee; (b) Lynn O'Connell and Susan Sanders, Alexandria Commission for the Arts; and (c) Tedros Williams, Alexandria Commission on Persons with Disabilities.

8. City Council made the following appointments: (a) reappointed Barbara Jayne Clancy and Steven Rich as the two citizen members to the Alexandria-Caen Sister City Committee; (b) reappointed Paul Prevost as the citizen member to the Alexandria Emergency Medical Services Council; (c) reappointed Charles Ziegler as the citizen member to the Alexandria Public Records Advisory Commission; and (d) appointed Stacey Walker as the citizen member to the Alexandria Sister Cities Committee.

9. City Council: (1) authorized the submission of the grant application (due June 15, 2009), not to exceed \$65,000; and (2) authorized the City Manager to execute the necessary documents that may be required.

10. City Council declared as vacant one of the citizen positions on the Alexandria-Gyumri Sister City Committee and authorized the Executive Secretary for Boards and Commissions to advertise the vacancy.

11. City Council authorized the City Manager to: (1) submit a noncompetitive grant application to the Virginia Department of Environmental Quality, Litter Prevention

and Recycling Program, for funding in the approximate amount of \$20,321 for the Adopt-a-Park Litter Control Program (the exact amount to be determined by the Virginia Department of Environmental Quality by July 15, 2009); (2) due to severe City budget constraints, affirm that no City funds will be available to fund this program in FY 2010 or future years; and (3) execute all the necessary documents that may be required.

14. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Saturday, June 13, 2009.

15. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Saturday, June 13, 2009.

16. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Saturday, June 13, 2009.

18. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Saturday, June 13, 2009.

19. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Saturday, June 13, 2009.

21. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Saturday, June 13, 2009.

22. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Saturday, June 13, 2009.

23. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Saturday, June 13, 2009.

The voting was as follows:

Pepper	"aye"	Gaines	"aye"
Krupicka	"aye"	Krupicka	"aye"
Euille	"aye"	Lovain	"aye"
	Wilson	"aye"	

12. Consideration of a Grant Application for the American Recovery and Reinvestment Act (Stimulus) Funds to Temporarily Expand the Alexandria Head Start Program.

(A copy of the City Manager's memorandum dated June 3, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 12; 06/09/09, and is incorporated as part of this record by reference.)

Councilman Smedberg inquired whether the length of the program would

be sufficient for the program to impact the children and whether there have been expansions before. In response, Ms. Farrell, Director, Human Services, Office for Early Childhood Development, noted that all expansions in the past had not been done with temporary funds and that having the children in the program any amount of time would be beneficial.

WHEREUPON, upon motion by Councilman Smedberg, seconded by Vice Mayor Pepper and carried unanimously, City Council: (1) authorized the submission of a grant, due June 23, 2009, not to exceed \$400,000, for start-up costs and staff salaries and benefits; and (2) authorized the City Manager to execute all necessary documents. The voting was as follows:

Smedberg	"aye"	Gaines	"aye"
Pepper	"aye"	Krupicka	"aye"
Euille	"aye"	Lovain	"aye"
	Wilson	"aye"	

13. Receipt of Environmental Action Plan (Phase II) for the Eco-City Alexandria Project and Setting the Plan for Public Hearing on Saturday, June 13, 2009.

(A copy of the City Manager's memorandum dated June 3, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 13; 06/09/09, and is incorporated as part of this record by reference.)

Councilman Smedberg expressed concern about the ability of the City to implement the programs in the Environmental Action Plan without any cost estimates and questioned whether the City was ready to embark on this endeavor. In response, Mr. Skrabak, Director, Environmental Quality/Transportation and Environmental Services, stated that there has been a thorough discussion of how to pay for the costs of implementing the action plan and he noted that many of the costs are unknown because of the time span of the plan.

WHEREUPON, upon motion by Smedberg, seconded by Vice Mayor Pepper and carried unanimously, City Council: (1) received and docketed the proposed Environmental Action Plan (Phase II) for public hearing on Saturday, June 13 and adoption on Tuesday, June 23; and (2) thanked the Environmental Policy Commission (EPC) of its efforts and dedication in producing the Environmental Action Plan; and thanked Virginia Tech and City staff that assisted the EPC, and the members of the community who provided comments and participated in the Eco-City process. The voting was as follows:

Smedberg	"aye"	Gaines	"aye"
Pepper	"aye"	Krupicka	"aye"
Euille	"aye"	Lovain	"aye"
	Wilson	"aye"	

17. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Make Supplemental Appropriations For the Support of the City Government For Fiscal Year 2009.

(A copy of the City Manager's memorandum dated June 3, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 17; 06/09/09, and is incorporated as part of this record by reference.

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. 2 of Item No. 17; 06/09/09, 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. 3 of Item No. 17; 06/09/09, 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 passed the proposed ordinance on first reading and scheduled it for public hearing, second reading and final passage on June 13, 2009. The voting was as follows:

Smedberg	"aye"	Gaines	"aye"
Pepper	"aye"	Krupicka	"aye"
Euille	"aye"	Lovain	"aye"
	Wilson	"aye"	

20. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend the Employee Homeownership Incentive Program to Increase the Maximum Loan To Be Used at Closing on the Property From \$5,000 to \$10,000, to Make the Loans Secured Rather Than Unsecured Personal Loans and Make Two Technical Corrections Related to the Allowable Purchase Price Level For the Program.

(A copy of the City Manager's memorandum dated June 1, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 20; 06/09/09, and is incorporated as part of this record by reference.

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. 2 of Item No. 20; 06/09/09, 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. 3 of Item No. 20;

06/09/09, and is incorporated as part of this record by reference.)

Councilman Wilson inquired whether including additional agencies in the program would come to Council for approval in September and why would it not be considered now. In response, Ms. Davis, Director, Office of Housing, stated that this ordinance was coming forth now because it has been approved in the 2010 Budget.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Gaines and carried unanimously, City Council passed the proposed ordinance on first reading and scheduled it for public hearing, second reading and final passage on June 13, 2009. The voting was as follows:

Wilson	"aye"	Pepper	"aye"
Gaines	"aye"	Krupicka	"aye"
Euille	"aye"	Lovain	"aye"
	Smedberg	"aye"	

23.1 Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Establish the Charles Houston Recreation Center (in Lieu of Fire Department Headquarters) and the Patrick Henry Recreation Center (In Lieu of St. Martin De Porres Senior Center) as Polling Places in the City of Alexandria.

(A copy of the City Manager's memorandum dated June 1, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 23.1; 06/09/09, and is incorporated as part of this record by reference.

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. 2 of Item No. 23.1; 06/09/09, 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. 3 of Item No. 23.1; 06/09/09, and is incorporated as part of this record by reference.)

Mayor Euille inquired about notification to those affected by the changes and about the time lapse between the Electoral Board voting on the change and Council receiving the change. Councilman Smedberg also inquired about the methods of notifications. In response, Mr. Banks, City Attorney, noted that newspapers are the minimal requirement for notifications. Also in response, Ms. Leider, Secretary of the Board, noted that the change had been advertised twice and once the change was approved by Council, voters would be notified of the impending changes.

WHEREUPON, upon motion by Vice Mayor Pepper, seconded by Councilman Gaines and carried 6-0, City Council passed the proposed ordinance on first reading and scheduled it for public hearing, second reading and final passage on June 13,

2009. The voting was as follows:

Pepper	"aye"	Krupicka	absent
Gaines	"aye"	Lovain	"aye"
Euille	"aye"	Smedberg	"aye"
	Wilson	"aye"	

OTHER

24. Consideration of a License Agreement with Woodlawn Communications, LLC, to Install Conduits and Fiber Optic Cable in the Public Rights-of-way.

(A copy of the City Attorney's memorandum dated June 3, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 24; 06/09/09, and is incorporated as part of this record by reference.)

Councilman Smedberg inquired who would pay for the restoration of the road once the lines were installed. In response, Ms. Baker, Acting Director, Transportation and Environmental Services stated that there was a bond on the project that would pay for the restoration if Woodlawn Communication does not restore the roads as agreed.

WHEREUPON, upon motion by Councilman Wilson, seconded by Vice Mayor Pepper and carried unanimously, City Council approved the five year agreement with Woodlawn Communication, LLC, and authorized the City Manager to execute the license agreement and to take any other actions that are necessary to implement the agreement. The voting was as follows:

Wilson	"aye"	Gaines	"aye"
Pepper	"aye"	Krupicka	"aye"
Euille	"aye"	Lovain	"aye"
	Smedberg	"aye"	

CONTESTED APPOINTMENTS

25. Alexandria Commission for Women
1 Citizen Member

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

NAME:

ENDORSED BY:

Tarina Keene
Eileen Rivera

(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. 25; 06/09/09, 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 appointed Eileen Rivera as the citizen member to the Alexandria Commission on Women. The voting was as follows:

Euille	-	Rivera
Pepper	-	Rivera
Gaines	-	Rivera
Krupicka	-	Rivera
Lovain	-	Keene
Smedberg	-	Rivera
Wilson	-	Rivera

- 26. Alexandria Community Services Board
1 Citizen Member

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

NAME:

ENDORSED BY:

Chrysti Melus
Teresa Moros
Paul Pepper

(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. 26; 06/09/09, 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 appointed Paul Pepper as the citizen member to the Alexandria Community Services Board. The voting was as follows:

Euille	-	Moros
Pepper	-	Pepper
Gaines	-	Pepper
Krupicka	-	Pepper
Lovain	-	Melus
Smedberg	-	Melus
Wilson	-	Pepper

- 27. Alexandria Emergency Medical Services Council
1 Representative From the Inova Alexandria Emergency Nurses Association

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

NAME:

ENDORSED BY:

Diane Dickerson

Christine Candio
Chief Executive Officer, INOVA
Alexandria Hospital

(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. 27; 06/09/09, 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 reappointed Diane Dickerson as the representative from the INOVA Alexandria Emergency Nurses Association to the Alexandria Emergency Medical Service Council. The voting was as follows:

Euille	-	Dickerson
Pepper	-	Dickerson
Gaines	-	Dickerson
Krupicka	-	Dickerson
Lovain	-	Dickerson
Smedberg	-	Dickerson
Wilson	-	Dickerson

28. Alexandria Local Emergency Planning Committee
1 Owner and Operator of A Facility Subject to the Federal Emergency Planning Requirements of the Super Fund Amendments and Reauthorization Act of 1986 (SARA)

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

NAME:

ENDORSED BY:

Bryan Donnelly

(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. 28; 06/09/09, 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 reappointed Bryan Donnelly as the owner or operator of a facility subject to the Federal Emergency Planning Requirement of the Super Fund Amendments and Reauthorization Act of 1986 (SARA) to the Alexandria Local Emergency Planning Committee. The voting was as follows:

Euille	-	Donnelly
Pepper	-	Donnelly
Gaines	-	Donnelly
Krupicka	-	Donnelly
Lovain	-	Donnelly
Smedberg	-	Donnelly
Wilson	-	Donnelly

29. Alexandria Social Services Advisory Board
1 Citizen Member

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

NAME: ENDORSED BY:

Keith Brundige
George Fachner
Susan Newell
Jessica Osborne
Esther Ugwunna

(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. 29; 06/09/09, 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 appointed Keith Brundige as the citizen member to the Alexandria Social Services Advisory Board. The voting was as follows:

Euille	-	Brundige
Pepper	-	Brundige
Gaines	-	Brundige
Krupicka	-	Brundige
Lovain	-	Newell
Smedberg	-	Brundige
Wilson	-	Brundige

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER FOR DISCUSSION

30. Briefing by David Robertson on the Metropolitan Washington Council of Governments Greater Washington 2050 Report.

Mr. Robertson, Metropolitan Washington Council of Governments, presented the information from the Greater Washington 2050 Report and highlighted the information

that was specific to the City of Alexandria. Mr. Robertson responded to questions from Council about the report.

WHEREUPON, upon motion by Vice Mayor Pepper, seconded by Councilman Gaines and carried unanimously, City Council received the Metropolitan Washington Council of Governments Greater Washington 2050 Report and thanked Mr. Robertson for his presentation. The voting was as follows:

Pepper	"aye"	Krupicka	"aye"
Gaines	"aye"	Lovain	"aye"
Euille	"aye"	Smedberg	"aye"
	Wilson	"aye"	

31. Consideration of Submission of Grant Application to the U.S. Department of Energy for the American Recovery and Reinvestment Act of 2009 Energy Efficiency and Conservation Block Grant Formula Grant.

(A copy of the City Manager's memorandum dated June 3, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 31; 06/09/09, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Vice Mayor Pepper, seconded by Councilman Gaines and carried unanimously, City Council authorized the City Manager to: (1) submit a grant application including the City's Energy Efficiency and Conservation Strategy to the U.S. Department of Energy for the Energy Efficiency and Conservation Block Grant - Formula Grant in the amount of \$1,372,800 by June 25, 2009; and (2) execute all necessary documents that may be required. The voting was as follows:

Pepper	"aye"	Krupicka	"aye"
Gaines	"aye"	Lovain	"aye"
Euille	"aye"	Smedberg	"aye"
	Wilson	"aye"	

32. Consideration and Adoption of a Policy on Street Trees and Trash Cans.

(A copy of the City Manager's memorandum dated June 3, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 32; 06/09/09, and is incorporated as part of this record by reference.)

Ms. Wright, Division Chief, Planning and Zoning, gave a presentation of the alternatives for establishing a policy for street trees and trash cans. Ms. Wright responded to questions from Council about the proposed policy.

A motion was made by Councilman Krupicka and seconded by Councilman Gaines, to approve staff alternative #2 with the \$300 fee applied to every Special Use Permit application.

WHEREUPON, a substitute motion was made by Councilman Smedberg, seconded by Vice Mayor Pepper and carried 6-1, to approve the second alternative requiring one lump sum contribution of \$500, including the exception where an alternative streetscape funding system exists. The voting was as follows:

Smedberg	"aye"	Gaines	"aye"
Pepper	"aye"	Krupicka	"aye"
Euille	"no"	Lovain	"aye"
	Wilson	"aye"	

WHEREUPON, upon motion by Councilman Smedberg, seconded by Vice Mayor Pepper and carried unanimously, City Council approved the second alternative that would require one lump sum contribution of \$500. This lump sum contribution would be required of all new Special Use Permits (SUPs) and would be put into a joint infrastructure fund for street trees and trash cans except where an alternative streetscape funding system exists. The voting was as follows:

Smedberg	"aye"	Gaines	"aye"
Pepper	"aye"	Krupicka	"aye"
Euille	"aye"	Lovain	"aye"
	Wilson	"aye"	

33. Receipt of the Final Report of the Affordable Housing Initiatives Work Group and Consideration of Recommendations From the Work Group.

(A copy of the City Manager's memorandum dated June 4, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 33; 06/09/09, and is incorporated as part of this record by reference.)

Ms. Davis, Director, Office of Housing, gave a presentation on the Affordable Housing Initiatives Work Group and responded to questions from Council about the recommendations in the report.

WHEREUPON, upon motion by Councilman Gaines, seconded by Councilman Krupicka and seconded unanimously, City Council received the report and set the report for public hearing on June 13, 2009. The voting was as follows:

Gaines	"aye"	Pepper	"aye"
Krupicka	"aye"	Lovain	"aye"
Euille	"aye"	Smedberg	"aye"
	Wilson	"aye"	

34. Consideration of Extending the Determination Date Regarding Partial Loan Forgiveness for the Arlandria Chirilagua Housing Cooperative.

(A copy of the City Manager's memorandum dated June 1, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 34; 06/09/09, and is incorporated as part of this record by reference.)

Council inquired about the loan to the Arlandria Chirilagua Housing Cooperative and why the proposed measures were being requested. In response, Ms. Davis, Director, Office of Housing, stated that the Office of Housing is currently working with pro bono counsel to address the problems with the property management and loan repayment.

WHEREUPON, upon motion by Councilman Krupicka, seconded by Vice Mayor Pepper and carried unanimously, City Council asked staff to review the loan agreement and return at either the June 13, 2009 public hearing meeting or at the June 23, 2009 legislative meeting with recommendations to either extend the loan until September or not to grant an extension. City Council also requested that staff create a plan of action on how to address the concerns discussed tonight as it relates to the Arlandria Chirilagua Housing Cooperative loan. The voting was as follows:

Krupicka	"aye"	Gaines	"aye"
Pepper	"aye"	Lovain	"aye"
Euille	"aye"	Smedberg	"aye"
	Wilson	"aye"	

35. Consideration of Request to Seek Department of Defense - Office of Economic Adjustment Grant Funding Assistance for the Beauregard Corridor Plan Work Program.

(A copy of the City Manager's memorandum dated June 3, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 35; 06/09/09, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Vice Mayor Pepper, seconded by Councilman Gaines and carried unanimously, City Council authorized the City Manager to prepare and submit an application for grant funding from the Office of Economic Adjustment in the amount of approximately \$600,000, not to exceed \$700,000, to support the Beauregard Corridor Plan work program. The voting was as follows:

Pepper	"aye"	Krupicka	"aye"
Gaines	"aye"	Lovain	"aye"
Euille	"aye"	Smedberg	"aye"
	Wilson	"aye"	

36. Receipt of Status Report on the Design Process of the Proposed Public Art Component of the Contrabands and Freedmen's Cemetery Memorial.

(A copy of the City Manager's memorandum dated May 29, 2009, is on file in the

Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 36; 06/09/09, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Gaines, seconded by Vice Mayor Pepper and carried unanimously, City Council authorized the City Manager to appoint a Selection Panel, with membership outlined in this report, to oversee the design process. The voting was as follows:

Gaines	"aye"	Krupicka	"aye"
Pepper	"aye"	Lovain	"aye"
Euille	"aye"	Smedberg	"aye"
	Wilson	"aye"	

37. Consideration of Priorities for the Department of Planning and Zoning's Work Program for FY 2010 and Beyond

(A copy of the City Manager's memorandum dated June 3, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 37; 06/09/09, and is incorporated as part of this record by reference.)

Ms. Hamer, Director, Planning and Zoning, gave a presentation of the Work Program for FY 2010 and beyond and participated in a discussion with Council about land swap issue concerning Landbay L, school capacity throughout the City, studying of the Route 1 West Corridor and other issues surrounding the Braddock Metro area and the Potomac Yard area.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Krupicka and carried unanimously, City Council approved the following priorities, staffing levels and funding for the Department of Planning and Zoning: (1) Complete small area plans for Potomac Yard and the Waterfront; (2) Continue planning efforts on the Beauregard Corridor small area plan, with major work beginning in May 2009 and completion targeted for November 2010; (3) Complete design guidelines for the Wayfinding program; (4) Begin implementation of the Landmark/Van Dorn Corridor Plan; (5) Prioritize support for implementation of the Arlandria Action Plan; (6) Provide enhanced planning attention to development proposals in Carlyle including Block P and nearby ASA property; (6) Postpone Phase II of the Green Building program, addressing existing buildings and outreach, until FY 2010; (7) Complete Eisenhower West Industrial Use Study. Additions to the study scope identified in the May public hearing meeting, as well as a desire for a longer public review period, have pushed completion of this study to September; (8) Work with the Office of Housing on the upcoming Housing Master Plan with adoption targeted for January 2011, with Transportation and Environmental Services on a Sanitary Sewer Master Plan, and with Alexandria City Public Schools on a School Facilities Plan; and (9) City Council requested that Planning and Zoning staff return with pro and cons of the Route 1 Corridor Braddock Fields/Landbay L and Route 1 West Corridor plans and present Council with design alternatives for both areas (including the need for schools, concepts for the 7-Eleven

site, and feasibility of fields in the area). The voting was as follows:

Wilson	"aye"	Pepper	"aye"
Krupicka	"aye"	Gaines	"aye"
Euille	"aye"	Lovain	"aye"
	Smedberg	"aye"	

38. Consideration of Adoption of Revised Fees for Historic District Signs and Review of Transportation Management Plans.

(A copy of the City Manager's memorandum dated June 2, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 38; 06/09/09, 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 amendments to the Planning and Zoning fees schedule for sign applications in the Historic District, as well as for Transportation Management Plan fees. The voting was as follows:

Smedberg	"aye"	Gaines	"aye"
Pepper	"aye"	Krupicka	"aye"
Euille	"aye"	Lovain	"aye"
	Wilson	"aye"	

39. Consideration of Reduction in Board of Architectural Review Application Fees.

(A copy of the City Manager's memorandum dated June 4, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 39; 06/09/09, and is incorporated as part of this record by reference.)

This item has been withdrawn from consideration.

40. Deferral from May 16, 2009, Consideration of the Planning Commission Action to Establish a Braddock Open Space Fund Account and a Braddock Community Amenities Fund Account and a Formula as Described in the Staff Report For Developer Contributions as Part of the Braddock Metro Neighborhood Plan Implementation Strategy. (#5, 5/16/09, #21, 5/12/09)

(A copy of the City Manager's memorandum dated June 3, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 40; 06/09/09, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Vice Mayor Pepper, seconded by Councilman Krupicka and carried unanimously, City Council adopted the recommendations to: (1) establish the formula and fund accounts, including a Planning Commission recommendation for a new condition that allows the Planning Commission to consider

whether modest changes to an existing building and use requested by a nonprofit organization triggers the requirement to contribute the funds; and (2) apply any City-wide public art contribution policy to be considered and adopted in the future to any Braddock Area development project whose final site plan is approved subsequent to the adoption of such a policy by Council. The voting was as follows:

Pepper	"aye"	Gaines	"aye"
Krupicka	"aye"	Lovain	"aye"
Euille	"aye"	Smedberg	"aye"
	Wilson	"aye"	

41. Deferral from May 26, 2009, Consideration of Status Report Regarding Paint Removal Testing on the Building at 900 Prince Street and Continued Consideration of a Decision of the Board of Architectural Review, Old and Historic Alexandria District, Resulting in After-the-fact Approval of a Certificate of Appropriateness for Painting Previously Unpainted Brick, Heard Before City Council on November 15, 2008. (#26, 5/26/09)

(A copy of the City Manager's memorandum dated June 2, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 41; 06/09/09, and is incorporated as part of this record by reference.)

This item was withdrawn from consideration.

REPORTS AND RECOMMENDATIONS FROM BOARDS, COMMISSIONS AND COMMITTEES

None

ORAL REPORTS BY MEMBERS OF CITY COUNCIL

ORAL PRESENTATIONS BY MEMBERS OF CITY COUNCIL

(a) Vice Mayor Pepper stated that she and Councilman Smedberg represent the City on the Northern Virginia Regional Commission (NVRC) and she distributed pamphlets from NVRC with contact information for human services organizations throughout the region.

(b) Vice Mayor Pepper stated that Leesburg has a pilot program where they are using recycled cooking oil from restaurants to fuel their town's trolley. Vice Mayor Pepper requested City staff to review the program for possible consideration by the City as an option for powering the trolleys.

(c) Mayor Euille complemented the residents at the East Masonic View/Little Street and Braddock Road area on the grand opening of the park in their neighborhood.

ORAL REPORT FROM THE CITY MANAGER

- (a) Presentation of Staff Response on Commercial Real Estate Outlook.

Ms. Smith-Page, Director, Real Estate Assessments, gave a presentation on how the commercial real estate outlook will affect the tax base for the City and responded to questions from Council.

ORDINANCES AND RESOLUTIONS

42. Consideration of a Resolution to Amend the City of Alexandria Supplemental Retirement Plan to Incorporate Changes in the Approved FY 2010 Operating Budget Regarding Contributions, to Comply With the Federal Pension Protection Act of 2006 So That the Plan Will Maintain Its Tax-preferred Status, to Comply with the Heroes Earnings Assistance and Relief Act of 2008; and to Make Technical Corrections of Plan Document Language to Clarify Plan Administration.

(A copy of the City Manager's memorandum dated June 3, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 42; 06/09/09, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Krupicka, seconded by Councilman Gaines and carried 6-0 by roll-call vote, City Council adopted the resolution regarding the proposed First Amendment to the Plan. The changes to the amendment are necessary: (1) to comply with the approved FY 2010 Operating Budget for contributions to the Plan; (2) to comply with the Federal Pension Protection Act of 2006 (PPA) so that the Plan will maintain its tax-preferred status; (3) to comply with the Heroes Earnings Assistance and Relief Act of 2008 (HEART Act); and (4) to make technical corrections of Plan document language to clarify Plan administration. The voting was as follows:

Krupicka	"aye"	Pepper	"aye"
Gaines	"aye"	Lovain	"aye"
Euille	absent	Smedberg	"aye"
	Wilson	"aye"	

The resolution reads as follows:

RESOLUTION NO. 2344

City of Alexandria Supplemental Retirement Plan" (the "Plan")

WHEREAS, the City of Alexandria maintains the "City of Alexandria Supplemental Retirement Plan" (the "Plan"); and

WHEREAS, the City of Alexandria desires to adopt and incorporate the First

Amendment to the Plan attached hereto; and

WHEREAS, the City of Alexandria desires to amend the Plan hereto; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF ALEXANDRIA, VIRGINIA THAT the Alexandria City Council does hereby recognize, adopt, amend, and approve the Plan to incorporate the amendment attached hereto and incorporated fully herein by reference; and

BE IT FURTHER RESOLVED THAT this Resolution shall be effective immediately; provided however, that the amendments hereby approved shall be effective as stated in the Plan.

- 43. Consideration of a Resolution to Adopt Code Administration Fee Increases for FY 2010.

(A copy of the City Manager's memorandum dated June 4, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 43; 06/09/09, and is incorporated as part of this record by reference.)

This resolution had been deferred until final passage of the ordinance permitting this action.

- 44. Consideration of a Resolution to Increase Boot Removal Fees in FY 2010.

(A copy of the City Manager's memorandum dated June 1, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 44; 06/09/09, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Krupicka, seconded by Councilman Gaines and carried 6-0 by roll-call vote, City Council adopted the resolution for increasing the boot removal fee from \$20 to \$75. The voting was as follows:

Krupicka	"aye"	Pepper	"aye"
Gaines	"aye"	Lovain	"aye"
Euille	absent	Smedberg	"aye"
	Wilson	"aye"	

The voting was as follows:

RESOLUTION NO. 2345

Fee Increase for the Removal of a Motor Vehicle Immobilization Device

WHEREAS, under Section 2.07 of the City Charter, City Council has the

authority to establish fees to be charged for services provided by the City; and

WHEREAS, under City Code section 3-1-8(a), except as otherwise provided in this code or in the zoning ordinance, all fees and charges for applications submitted to; for permits and approvals issued by; and for activities, programs and services provided by the City of Alexandria shall be established by resolution of the City Council; and

WHEREAS, under City Code section 3-2-355(d), the City of Alexandria is authorized to impose a fee to cover the reasonable costs incidental to the immobilization of a motor vehicle that is found parked within the City and which has three or more outstanding or otherwise unsettled parking citations issued for a violation of any provision of Title 10, Chapter 4, or Title 5, Chapter 8, Articles C through G, of the Code of the City of Alexandria, Virginia, 1981; and

WHEREAS, City Council has now determined that it is necessary and desirable to increase the fee for the removal of a motor vehicle immobilization device from \$20.00 to \$75.00;

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

1. That, beginning in fiscal year 2010, the fee for the removal of a motor vehicle immobilization device shall be \$75.00.
 2. That the fee established in Section 1, above, shall remain in effect during subsequent fiscal years until it is revised by the City Council.
 3. That this resolution shall be effective on the date and at the time of its adoption.
45. Consideration of a Resolution Providing For a Six-month Extension of the City's Cable Television Franchise Agreement with Comcast of Virginia, Inc. from June 18, 2009 to December 31, 2009.

(A copy of the City Manager's memorandum dated June 3, 2009, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 45; 06/09/09, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Krupicka, seconded by Councilman Gaines and carried 6-0 by roll-call vote, City Council approved the request and adopted the resolution which extends the expiration date of the cable television franchise agreement with Comcast of Virginia, Inc., from June 18, 2009 to December 31, 2009. The voting was as follows:

Krupicka	"aye"	Pepper	"aye"
Gaines	"aye"	Lovain	"aye"

Euille absent Smedberg "aye"
 Wilson "aye"

The resolution reads as follows:

RESOLUTION NO. 2346

Resolution to extend the term of the cable television franchise held by Comcast of Virginia, Inc., until December 31, 2009, for the purpose of permitting the City of Alexandria and the Franchisee to complete renewal discussions

WHEREAS, on June 18, 1994, the City of Alexandria, Virginia (the "City"), granted a cable television franchise (the "Franchise") to Jones Intercable of Alexandria, Inc.; and

WHEREAS, in or about December 1999, Jones Intercable of Alexandria, transferred the Franchise to Comcast of Virginia, Inc., (the "Franchisee") who currently holds the Franchise; and

WHEREAS, the Franchise expires on June 17, 2009; and

WHEREAS, the City and the Franchisee are engaged in discussions concerning the renewal of the Franchise and those discussions have not been completed; and

WHEREAS, the City wishes to extend the term of the Franchise to allow time for the parties to complete negotiations; and

WHEREAS, the Franchisee has provided its consent to the proposed extension of the Franchise, in the form of the attached letter; and

WHEREAS, the City and the Franchisee both desire to reserve their respective rights under state and federal law, including, without limitation, 47 U.S.C. § 546.

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

1. That the term of the Franchise is hereby extended until December 31, 2009; and

2. That this Resolution shall be effective immediately upon passage.

OTHER

46. Consideration of City Council Schedule.

(A copy of the City Manager's memorandum dated June 3, 2009, is on file in the

Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 46; 06/09/09, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Gaines and carried unanimously, City Council received the calendar with one addition of a City Council Farewell reception for outgoing Council members Tuesday, June 30, 2009, 6 p.m. to 8 p.m., at Gadsby's Tavern. The voting was as follows:

Wilson	"aye"	Pepper	"aye"
Gaines	"aye"	Krupicka	"aye"
Euille	"aye"	Lovain	"aye"
	Smedberg	"aye"	

EXECUTIVE SESSION

- 47. Consideration of Convening An Executive Session Closed to the Public To Discuss Acquisition of Land.

No Executive Session was held.

THERE BEING NO FURTHER BUSINESS TO BE CONSIDERED, upon motion by Vice Mayor Pepper, seconded by Councilman Krupicka and carried unanimously, City Council adjourned the regular meeting of June 9, 2009 at 10:45 p.m. The voting was as follows:

Pepper	"aye"	Gaines	"aye"
Krupicka	"aye"	Lovain	"aye"
Euille	"aye"	Smedberg	"aye"
	Wilson	"aye"	

APPROVED BY:

WILLIAM D. EUILLE MAYOR

ATTEST:

Gloria A. Sitton, CMC Deputy City Clerk