

CITY COUNCIL OF ALEXANDRIA, VIRGINIA**Regular Meeting****Tuesday, December 14, 2010 - - 7:00 p.m.**

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

Absent: None.

Also Present: Mr. Banks, City Attorney; Ms. Evans, Deputy City Manager; Mr. Jinks, Deputy City Manager; Ms. Snow, Assistant City Attorney; Mr. Castrilli, Communications Director, City Manager's Office; Ms. Blackford, Communications Officer, City Manager's Office; Mr. Gates, Assistant City Manager, City Manager's Office; Mr. Trobridge, Director, Information Technology; Mr. Johnson, Chief Financial Officer; Mr. Stewart, Office of Management and Budget; Ms. Taylor, Office of Management and Budget; Mr. Eisinger, Office of Management and Budget; Ms. Triggs, Director, Finance Office; Police Captain Ogden; Mr. Baier, Director, Transportation and Environmental Services; Mr. Lerner, Deputy Director, Transportation and Environmental Services; Mr. Grover, Transportation and Environmental Services; Ms. Modell, General Manager, Alexandria Transit Company (DASH); Ms. Marks, Transportation and Environmental Services; Sheriff Lawhorne; Chief Deputy Sheriff DiCesare; Ms. Hamer, Director, Planning and Zoning; Ms. Ross, Planning and Zoning; Mr. Spengler, Director, Recreation, Parks and Cultural Activities; Mr. Browand, Recreation, Parks and Cultural Activities; Dr. Gilmore, Executive Director, Mental Health, Mental Retardation and Substance Abuse; Ms. Boyd, City Manager's Office; Mr. Penn, Emergency Management Coordinator, Fire Department; Ms. Dawson, Director, Library; and Mr. Lloyd.

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

City Council held a work session at 5:30 p.m. to discuss the Carlyle Retail Study.

1. Calling the Roll.

The meeting was called to order by Mayor Euille, and the 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 Meeting of City Council:

(a) The Regular Meeting Minutes of November 23, 2010.

WHEREUPON, upon motion by Vice Mayor Donley, seconded by Councilwoman Pepper and carried 5-0-1, City Council approved the regular meeting minutes of November 23, 2010. The voting was as follows:

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

RECOGNITION OF YOUTH BY MEMBERS OF CITY COUNCIL

None.

PROCLAMATIONS

4. Presentation of a Proclamation Declaring December 31, 2010 as Fair Weather Day Throughout the City of Alexandria.

(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; 12/14/10, and is incorporated as part of this record by reference.)

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

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

5. Presentation of a Proclamation Recognizing December 2010 as Human Rights 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; 12/14/10, and is incorporated as part of this record by reference.)

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

Pepper	"aye"	Farinon	"aye"
Donley	"aye"	Hughes	"aye"
Euille	"aye"	Krupicka	"aye"
	Smedberg	"aye"	

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

CONSENT CALENDAR (6-21)

(Resignations and Uncontested Appointments)

6. Receipt of the Following Resignations From Members of Boards, Commissions and Committees:
 - (a) Affordable Housing Advisory Committee
Patricia Arnaudo
 - (b) Commission on Persons with Disabilities
Tom Babinski
 - (c) Historic Alexandria Resources Commission
Florence King

(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-d); 12/14/10, and is incorporated as part of this record by reference.)

7. Uncontested Appointments to Boards, Commissions and Committees:
 - (a) Alexandria Alcohol Safety Action Board
 - 1 Commonwealth's Attorney Representative
 - 1 Police Chief Representative
 - 1 Citizen-at-Large Representative
 - (b) Alexandria Marketing Committee
 - 1 Citizen Member
 - (c) Archaeological Commission

1 Planning District I Representative

- (d) Beautification Commission
1 Citizen Member
- (e) Commission for the Arts
1 Member Who Represents the Public-at-Large, as an Art Consumer and Participant
- (f) Commission on Aging
2 Citizen Members
- (g) Commission on HIV/AIDS
1 Citizen-at-Large
- (h) Commission on Persons With Disabilities
3 Citizen-at-Large Members (a Majority of the Citizen Members Shall Be Persons With Physical, Visual or Hearing Disabilities)
- (i) Historic Alexandria Resources Commission
1 Christ Church Representative
1 Carlyle House Representative
- (j) Public Health Advisory Commission
1 Representative From the Alexandria Neighborhood Health Services, Inc. Board of Directors, Nominated by Such Board
- (k) Public Records Advisory Commission
1 Citizen Member
- (l) 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. 7 (a-l); 12/14/10, and is incorporated as part of this record by reference.)

(Reports and Recommendations of the City Manager)

8. Consideration of Capital Allocation Report.

(A copy of the City Manager's memorandum dated December 6, 2010, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 8; 12/14/10, and is incorporated as part of this record by reference.)

9. Consideration of Acceptance of Grant Funds from the Virginia Department of

Health to Implement Project Connect, a Coordinated Public Health Initiative to Prevent Violence Against Women, as Part of the Alexandria Domestic Violence Program.

(A copy of the City Manager's memorandum dated December 1, 2010, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 9; 12/14/10, and is incorporated as part of this record by reference.)

10. Receipt of the 2010 Annual Report and Plant Survey from Comcast Cable Communications, Inc.

(A copy of the City Manager's memorandum dated December 8, 2010, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 10; 12/14/10, and is incorporated as part of this record by reference.)

11. Receipt of the 2010 Comcast Cable Communications Inc. Annual Subscriber Survey Report.

(A copy of the City Manager's memorandum dated December 8, 2010, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 11; 12/14/10, and is incorporated as part of this record by reference.)

(Ordinances for Introduction)

12. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance Authorizing the Tenant of the Property Located at 320 Montgomery Street in the City of Alexandria, Virginia to Construct and Maintain an Encroachment For Outdoor Restaurant Seating on Royal Street at the Side of the Building Located at 320 Montgomery Street.

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 12; 12/14/10, 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. 12; 12/14/10, and is incorporated as part of this record by reference.)

13. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance Authorizing the Tenant of the Property Located at 277 South Washington Street in the City of Alexandria, Virginia to Construct and Maintain an Encroachment For Outdoor Restaurant Seating at That Location.

(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. 13;

12/14/10, 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. 13; 12/14/10, and is incorporated as part of this record by reference.)

14. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance Authorizing the Tenant of the Property Located at 818 North St. Asaph Street (Parcel Address 600 Montgomery Street) in the City of Alexandria, Virginia to Construct and Maintain an Encroachment For Outdoor Restaurant Seating at That Location.

(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. 14; 12/14/10, 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. 14; 12/14/10, 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 City Code to Update the Composition of the Gang Task Force.

(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; 12/14/10, 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; 12/14/10, and is incorporated as part of this record by reference.)

16. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend the Number of Members of the Alexandria Marketing Committee From Seven Members to Nine Members.

(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. 16; 12/14/10, 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. 16;

12/14/10, and is incorporated as part of this record by reference.)

17. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance Amending City Code Sections 3-3-24, 3-3-32 and 3-3-62 in Accordance With the Modifications Made to Virginia Code Section 2-2-4304, 2.2-4305 and 2.2-4303 and to Amend City Code Section 3-3-24 to Lift Restrictions on the City's Ability to Make Purchases Under Contracts Competitively Entered by Other Public Bodies.

(A copy of the City Manager's memorandum dated December 6, 2010, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 17; 12/14/10, 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; 12/14/10, 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; 12/14/10, and is incorporated as part of this record by reference.)

18. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Vacate a Portion of the Public Right-of-Way at 3110 Mount Vernon Avenue (VAC No. 2009-0001.)

(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; 12/14/10, 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; 12/14/10, and is incorporated as part of this record by reference.)

19. 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 2011.

(A copy of the City Manager's memorandum dated December 6, 2010, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 19; 12/14/10, 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; 12/14/10, 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; 12/14/10, 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 Appointment of the Resident Board Member of the Alexandria Redevelopment and Housing Authority. **THIS ITEM HAS BEEN REMOVED.**

(A copy of the City Attorney's memorandum dated December 9, 2010 is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 20; 12/14/10, and is incorporated as part of this record by reference.)

21. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend the Civil Penalties Section of the City's Erosion and Sediment Control Ordinance.

(A copy of the City Manager's memorandum dated December 2, 2010, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 21; 12/14/10, 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; 12/14/10, 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; 12/14/10, and is incorporated as part of this record by reference.)

END OF CONSENT CALENDAR

WHEREUPON, upon motion by Vice Mayor Donley, seconded by Councilwoman Pepper and carried unanimously, City Council approved the consent calendar, with the exception of docket item #19, which was considered under separate motion. The City Manager's recommendations were as follows:

6. City Council accepted the following resignations with regret: (a) Patricia Arnaudo, Affordable Housing Advisory Committee; (b) Tom Babinszki, Commission on Persons with Disabilities; and (c) Florence King, Historic Alexandria Resources Commission.

7. City Council made the following appointments: (a) appointed Molly Sullivan as the Commonwealth's Attorney representative, Deputy Police Chief Hassan

Aden as the Police Chief representative, and Todd Kohlhepp as the one citizen-at-large member to the Alexandria Alcohol Safety Action Board; (b) reappointed Roger Parks as the one citizen member to the Alexandria Marketing Committee; (c) reappointed Vincent LaPointe as the one Planning District I representative to the Archaeological Commission; (d) appointed Sandra Thompson as the one citizen member to the Beautification Commission; (e) reappointed Donna Fowler as the one member who represents the public-at-large, as an art consumer and participant, to the Commission for the Arts; (f) appointed Louis Ferrand and reappointed William Harris as the two citizen members to the Commission on Aging; (g) reappointed Brent Minor as the one citizen member to the Commission on HIV/AIDS; (h) appointed Akberet Habte (identified a disability), reappointed Tom Sachs and appointed Nicolas Veloz (identified a disability) to the Commission on Persons with Disabilities; (i) appointed Sandra Tinkham as the Christ Church representative and Michael Hobbs as the Carlyle House representative to the Historic Alexandria Resources Commission; (j) reappointed Gene Kendall as the one representative from the Alexandria Neighborhood Health Services, Inc. Board of Directors, nominated by such board, to the Public Health Advisory Commission; (k) reappointed Nils Kandelin as the one citizen member to the Public Records Advisory Commission; and (l) reappointed Mary Jo Johnson as the one citizen member to the Sister Cities Committee.

8. City Council authorized \$2,950,000 for capital project allocations and planned expenditures for the capital projects as detailed in the Capital Improvement Expenditures Summary.

9. City Council authorized the City Manager to: 1. accept the funding in the amount of \$15,000; and 2. execute all documents that may be required.

10. City Council received the Comcast 2010 Annual Report and Plant Survey.

11. City Council received the 2010 Annual Subscriber Survey Report from Comcast.

12. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Saturday, December 18, 2010.

13. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Saturday, December 18, 2010.

14. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Saturday, December 18, 2010.

15. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Saturday, December 18, 2010.

16. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Saturday, December 18, 2010.

17. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Saturday, December 18, 2010.

18. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Saturday, December 18, 2010.

20. This item was removed from the docket.

21. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Saturday, December 18, 2010.

The voting was as follows:

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

19. 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 2011.

(A copy of the City Manager's memorandum dated December 6, 2010, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 19; 12/14/10, 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; 12/14/10, 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; 12/14/10, and is incorporated as part of this record by reference.)

Councilman Smedberg asked that the two figures for travel and consultants be separated in the future.

WHEREUPON, upon motion by Councilman Smedberg, seconded by Councilwoman Pepper and carried unanimously, City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Saturday, December 18, 2010. The voting was as follows:

Smedberg	"aye"	Donley	"aye"
Pepper	"aye"	Fannon	"aye"

Euille "aye" Hughes "aye"
Krupicka "aye"

The following item was taken out of turn:

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER FOR DISCUSSION

30. Consideration of the Monthly Financial Report.

(A copy of the City Manager's memorandum dated December 8, 2010, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 30; 12/14/10, and is incorporated as part of this record by reference.)

Chief Financial Officer Johnson, along with Mr. Eisenger, Office of Management and Budget, made a presentation of the staff report and they, along with Ms. Triggs, Director, Finance Office, and responded to questions of City Council.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Krupicka and carried unanimously, City Council received the Monthly Financial Report for the period ending October 31, 2010. The voting was as follows:

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

CONTESTED APPOINTMENTS

22. Alexandria Alcohol Safety Action Board
1 U.S. Probation Office Representative
1 Treatment Representative

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

NAME:

ENDORSED BY:

Eva Wall

Stephen Crow

(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. 22; 12/14/10, and is incorporated as part of this record by reference.)

WHEREUPON, ballots were distributed, tellers were appointed and the ballots were tallied with the following results: City Council waived the residency requirement

and appointed Eva Wall as the U.S. Probation Office representative and waived the residency requirement and appointed Stephen Crow as the one treatment representative to the Alexandria Alcohol Safety Action Board. The voting was as follows:

Euille	-	Wall, Crow
Donley	-	Wall, Crow
Fannon	-	Wall, Crow
Hughes	-	Wall, Crow
Krupicka	-	Wall, Crow
Pepper	-	Wall, Crow
Smedberg	-	Wall, Crow

- 23. Commission for the Arts
 - 1 Member Who Has Expertise in the Arts, Either as Practitioners of Various Art Disciplines or as Professional Administrators Working in the Field

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

NAME:

ENDORSED BY:

Leisa Collins
Alison McNeil

(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. 23; 12/14/10, 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 Leisa Collins as the one member who has expertise in the arts, either as practitioners of various art disciplines or as professional administrators working the field to the Commission for the Arts. The voting was as follows:

Euille	-	Collins
Donley	-	McNeil
Fannon	-	Collins
Hughes	-	McNeil
Krupicka	-	Collins
Pepper	-	Collins
Smedberg	-	Collins

- 24. Commission for Women
 - 1 Citizen Member

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

NAME:

ENDORSED BY:

Camille Leverett
Ashley McGuire

(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. 24; 12/14/10, 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 Camille Leverett as the one citizen member to the Commission for Women. The voting was as follows:

Euille	-	Leverett
Donley	-	Leverett
Fannon	-	McGuire
Hughes	-	Leverett
Krupicka	-	Leverett
Pepper	-	Leverett
Smedberg	-	Leverett

25. Commission on HIV/AIDS

- 1 Hospice of Northern Virginia/Capital Hospice Representative
- 1 Sheriff or Sheriff's Designee

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

NAME:

ENDORSED BY:

Ralph Cagle

Shelbert Williams

(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; 12/14/10, 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: The voting was as follows:

Euille	-	Cagle, Williams
Donley	-	Cagle, Williams
Fannon	-	Cagle, Williams
Hughes	-	Cagle, Williams
Krupicka	-	Cagle, Williams

Pepper - Cagle, Williams
Smedberg - Cagle, Williams

26. Community Criminal Justice Board
1 Representative of Local Education To Be Nominated by the
Superintendent of Schools

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

NAME:

ENDORSED BY:

Lawrence Jointer

(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; 12/14/10, 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 Lawrence Jointer as the one representative of local education to be nominated by the Superintendent of Schools to the Community Criminal Justice Board. The voting was as follows:

Euille - Jointer
Donley - Jointer
Fannon - Jointer
Hughes - Jointer
Krupicka - Jointer
Pepper - Jointer
Smedberg - Jointer

27. Human Rights Commission
1 Citizen-at-Large Member

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

NAME:

ENDORSED BY:

Ludwig Gaines
David Horne

(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; 12/14/10, 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 Ludwig Gaines as the one citizen-at-large member to the Human Rights Commission. The voting was as follows:

Euille	-	Gaines
Donley	-	Horne
Fannon	-	Gaines
Hughes	-	Gaines
Krupicka	-	Gaines
Pepper	-	Gaines
Smedberg	-	Gaines

28. Library Board
 1 Citizen Member Appointed by City Council

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

NAME:	ENDORSED BY:
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Thom Downing
 Dorothy Koopman
 Anthony Springer

(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; 12/14/10, 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 reappointed Dorothy Koopman as the one citizen member appointed by City Council to the Library Board. The voting was as follows:

Euille	-	Koopman
Donley	-	Koopman
Fannon	-	Koopman
Hughes	-	Downing
Krupicka	-	Koopman
Pepper	-	Koopman
Smedberg	-	Koopman

Councilman Krupicka asked that staff look into making more seats available on the Library Board so more citizens can be appointed.

29. Potomac Yard Design Advisory Committee
 1 Qualified Professional Skilled in Architecture

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

NAME:

ENDORSED BY:

Theresa del Ninno
Russell Kopp

(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; 12/14/10, 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 reappointed Russell Kopp as the one qualified professional skilled in architecture to the Potomac Yard Design Advisory Committee. The voting was as follows:

Euille	-	Kopp
Donley	-	del Ninno
Fannon	-	Kopp
Hughes	-	Kopp
Krupicka	-	Kopp
Pepper	-	Kopp
Smedberg	-	del Ninno

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER FOR DISCUSSION

31. Oral Report on Base Realignment and Closure (BRAC-133) Project at Mark Center.

Mr. Lerner, Deputy Director, Transportation and Environmental Services, along with Mr. Grove, T&ES, gave a report on the base realignment and closure project at Mark Center and responded to questions of City Council.

32. Consideration of an Endorsement of Proposed Short- and Mid-Term Road Improvements to Alleviate Traffic Impacts in the Vicinity of the Mark Center and the Federal BRAC -133 Project.

(A copy of the City Manager's memorandum dated December 7, 2010, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 32; 12/14/10, and is incorporated as part of this record by reference.)

Mr. Paul Prideaux, with Baker Engineering, gave a presentation of the proposed short and mid-term road improvements and he, along with Mr. Baier, Director, Transportation and Environmental Services, responded to questions of City Council.

WHEREUPON, upon motion by Vice Mayor Donley, seconded by Councilman Krupicka and carried unanimously by roll-call vote, City Council adopted the resolution

that: 1. endorsed implementing the recommended short- and mid-term road improvements as recommended by the Virginia Department of Transportation (VDOT) VaMegaProjects consultant and the City's BRAC-133 Advisory Group; 2. request full funding for additional studies, design and construction of the improvements from the U.S. Department of Defense, and/or agencies of the U.S. Government; and 3. requested that the adjacent and benefited property owners donate any needed right-of-way for these improvements. The voting was as follows:

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

The resolution reads as follows:

RESOLUTION NO. 2427

WHEREAS, The United States Department of Defense (DoD) has selected and purchased a building site at the Mark Center as the location to construct a major office building and associated facilities (BRAC-133 facility) for occupancy by the Washington Headquarters Service and other DoD agencies; and

WHEREAS, this BRAC-133 facility will entail approximately 1,750,000 square feet of office space and house approximately 6,400 employees; and

WHEREAS, transportation improvements proffered with the 2004 approval of the 2004 Mark Winkler office development are now under construction; and

WHEREAS, City Council created the BRAC-133 Advisory Group to create a forum for developing ideas and recommendations relating to the transportation improvements and other issues associated with the BRAC-133 facility, as well as to serve as a communications forum among all parties; and

WHEREAS, those proffered improvements alone will not mitigate the impacts on traffic around the Mark Center once the BRAC-133 facility opens in September 2011; and

WHEREAS, the City in cooperation with the Office of Economic Adjustment (OEA) contracted with the VDOT General Engineering Contractor (GEC) to analyze and make recommendations for short- and mid-term road improvements to further mitigate traffic impacts from the BRAC-133 facility; and

WHEREAS, GEC made a recommendation to the BRAC-133 Advisory Group with respect to such Short- and Mid-term Road Improvements; and

WHEREAS, the Short- and Mid-term Road Improvements encompass GEC

Improvement Areas Phase I (Improvement Areas 1, 2a, 5 and 7) and Phase II (Improvement Areas 2b, 3, 6 and the pedestrian bridge); and

WHEREAS, the BRAC-133 Advisory Group adopted a resolution on November 17, 2010 to recommend that the City Council implement the GEC recommended Short- and Mid-term Road Improvements.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF ALEXANDRIA, VIRGINIA THAT City Council endorses the Short- and Mid-term Road Improvements and hereby authorizes the City Manager to pursue by all reasonable means the securing of funding from the Department of Defense or any other appropriate Federal Government entity for the environmental analyses, engineering design, and construction and related costs of the Short- and Mid-term Road Improvements recommended by the GEC, as well as to seek right-of-way donations from the adjacent and benefited property owners.

33. Consideration of Criteria for Rezoning Without a Master Plan Study.

(A copy of the City Manager's memorandum dated December 7, 2010, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 33; 12/14/10, and is incorporated as part of this record by reference.)

WHEREUPON, a motion was made by Vice Mayor Donley and seconded by Councilwoman Hughes, to adopt the criteria for rezoning without a master plan study as presented by staff.

After discussion, Vice Mayor Donley withdrew his motion.

WHEREUPON, upon motion by Councilwoman Hughes, seconded by Vice Mayor Donley and carried unanimously, City Council deferred this item to Saturday, December 18, 2010. The voting was as follows:

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

34. Consideration of a Review of the City's Transportation Management Plan (TMP) Policy.

(A copy of the City Manager's memorandum dated December 8, 2010, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 34; 12/14/10, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Krupicka, seconded by Councilman Smedberg and carried unanimously, City Council approved the eight specific

recommendations detailed in the memorandum and directed staff to bring draft language for a text amendment and administrative guidelines to Council in the first quarter of calendar year 2011. The voting was as follows:

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

35. Consideration of Report on Alexandria Alcohol Safety Action Program.

(A copy of the City Manager's memorandum dated December 9, 2010, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 35; 12/14/10, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Vice Mayor Donley, seconded by Councilman Smedberg and carried unanimously, City Council received the report on the status of the City's Alcohol Safety Action Program and advised the City Manager and Sheriff and that Council concurs with the proposal to return the local program to the State for administration by the State Alcohol Safety Action Program. The voting was as follows:

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

REPORTS AND RECOMMENDATIONS FROM BOARDS, COMMISSIONS AND COMMITTEES

None

ORAL REPORTS BY MEMBERS OF CITY COUNCIL

and

ORAL PRESENTATIONS BY MEMBERS OF CITY COUNCIL

(a) Mayor Euille said that this morning, Director of Transportation and Environmental Services Baier and Mr. Holloman from T&ES accompanied him to COG for the formal signing of the Tiger 1 Tiger 2 grant funds the City received, and Secretary of Transportation LaHood was present at COG for the ceremony. He said they are pleased they will be able to move forward with the three transitway corridors - Potomac Yard and Van Dorn/Beauregard Corridors. He said Secretary LaHood was very complimentary of the fact that as a region, they are doing everything correct and the real benefit is to get shovel ready projects and create jobs.

(b) Mayor Euille passed out CD's of the fourth season of the i-Movie Mentors Program, the middle school students who participated in the mentoring program and produced the video. The students and the mentors presented their movies last Tuesday evening at the Old Town Theatre. He said the grant funding for this has expired, and he will be working with the Court Services and the City's Budget Department to get some funding restored to keep the successful program moving forward.

(c) Councilwoman Hughes said the Jaycees had a Christmas shopping trip for children and Council was all supportive of the shopping for underprivileged children to purchase presents out of the Christmas Tree sale proceeds. The children were also treated to a pizza party at the Campagna Center. This is a great collaborative effort between City government and working with non-profits to benefit the children, and she noted that the DASH bus transported the children.

(d) Councilwoman Hughes said Alpha Kappa Alpha Sorority, Inc., Zeta Chi Omega Chapter, also hosted over 200 seniors from Alexandria at the Charles Houston Recreation Center for an afternoon lunch, gifts and games.

(e) Councilwoman Hughes noted a release by the Alexandria Redevelopment and Housing Authority about the Santa Winter Wonderland three-day celebration starting on December 20 and culminating on December 22 at Charles Houston. The community is invited to enjoy the winter wonderland. They also need volunteers and in-kind donations.

(f) Councilman Smedberg said there was a Jones Point Park Pardon Our Dust meeting last week, and the meeting went very well. He noted community issues that came up during the meeting about the traffic signs on the trail and there was a question about the lights and the parking in the neighborhood.

Mr. Spengler, Director, Recreation, Parks and Cultural Activities, responded to the questions and issues and he introduced Mr John Lynch and Mr. John Jacobson from VDOT.

Vice Mayor Donley asked for something in writing on what they will be doing.

ORAL REPORT FROM THE CITY MANAGER

None.

ORDINANCES AND RESOLUTIONS

36. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Establish the Tier I Potomac Yard Metrorail Station Special Services District.

(A copy of the City Manager's memorandum dated December 9, 2010, is on file

in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 36; 12/14/10, 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. 36; 12/14/10, 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. 36; 12/14/10, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Krupicka, seconded by Vice Mayor Donley and carried unanimously, City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Saturday, December 18, 2010. The voting was as follows:

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

37. Consideration of a Resolution Endorsing Federal Funding for Diabetes Research. **[ROLL-CALL VOTE]**

(A copy of the City Manager's memorandum dated December 7, 2010, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 37; 12/14/10, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Krupicka, seconded by Councilwoman Pepper and carried 6-1 by roll-call vote, City Council adopted the resolution endorsing Federal Funding for Diabetes research. The voting was as follows:

Krupicka	"aye"	Donley	"aye"
Pepper	"aye"	Fannon	"aye"
Euille	"aye"	Hughes	"aye"
	Smedberg	"no"	

The resolution reads as follows:

RESOLUTION No. 2428

Memorializing Congress to renew funding for the Special Statutory Funding Program for Type 1 Diabetes Research

WHEREAS, the month of November was National Diabetes Awareness Month; and

WHEREAS, as many as 3 million Americans suffer from Type 1 diabetes, a chronic, genetically-determined, debilitating disease affecting every organ system; and

WHEREAS, more than 15,000 children each year are diagnosed with Type 1 diabetes, a disease caused by an autoimmune attack that destroys the insulin-producing beta cells of the pancreas; and

WHEREAS, approximately 469,000 people in Virginia—nearly eight percent of the population—have diabetes; and

WHEREAS, the direct and indirect cost of diabetes in Virginia was \$4.4 billion in 2007, according to the US Centers for Disease Control and Prevention; and

WHEREAS, diabetes is one of the most expensive chronic diseases, costing the United States economy more than \$174 billion annually; and

WHEREAS, individuals with diabetes pay an average of \$13,000 in annual health care costs, compared to \$2,600 for those without diabetes; and

WHEREAS, insulin treats, but does not cure, this disease; and it does not prevent the complications of diabetes, which include blindness, heart attack, kidney failure, stroke, nerve damage, and amputations; and

WHEREAS, the National Institutes of Health has established 6 goal areas to guide Type 1 diabetes research, and these focus on the reduction, prevention, and cure of Type 1 diabetes and its complications; and

WHEREAS, federal funding has supported research focused on determining the underlying genetic and environmental causes of diabetes; and

WHEREAS, federal funding has also paid for the testing of promising new treatments to halt and reverse the autoimmune attack that causes Type 1 diabetes; and

WHEREAS, continued progress toward a cure for Type 1 diabetes depends on training the next generation of diabetes researchers; and

WHEREAS, Congress has provided \$150 million annually through fiscal year 2011 for the Special Statutory Funding Program for Type 1 Diabetes Research; and

WHEREAS, leading Type 1 diabetes researchers have recommended a total funding level of \$4.1 billion for fiscal years 2009 through 2013 in order to meet the

National Institutes of Health's Type 1 research goals;

NOW, THEREFORE, BE IT RESOLVED, by the Alexandria City Council that it urges Congress to renew the funding for the Special Statutory Funding Program for Type 1 Diabetes Research in 2010 for 3 additional years, so that a cure for Type 1 diabetes and its complications can be found; and

BE IT FURTHER RESOLVED, That copies of this resolution be sent to each member of the City's Congressional delegation.

38. Introduction and First Reading. Consideration. Passage on First and Second Reading of an Ordinance to Adopt Supplement Number 95 of 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. 38; 12/14/10, 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. 38; 12/14/10, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Vice Mayor Donley, seconded by Councilwoman Hughes and carried unanimously by roll-call vote, City Council passed the ordinance on first and second reading to adopt supplement number 95 of the City Code. The voting was as follows:

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

The ordinance reads as follows:

ORDINANCE NO. 4692

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. 95," are hereby adopted as and shall constitute "The Ninety-Fourth Supplement to The Code of the City of Alexandria, Virginia, 1981."

Section 2. That the sections and portions thereof set forth in "The Ninety-Fifth Supplement to The Code of the City of Alexandria, Virginia, 1981" shall be in force and effect on and after the effective date of this ordinance, and all ordinances of a general and permanent nature which were adopted between June 22, 2010, through October 16, 2010, inclusive, and which are not included in such supplement or in The Code of the City of Alexandria, Virginia, 1981, as amended, are hereby repealed, except as otherwise provided in section 3 of this ordinance.

Section 3. That the repeal provided for in section 2 of this ordinance shall not affect any offense or act committed or done, or any penalty or forfeiture incurred, or any contract established or accruing prior to the effective date of this ordinance; nor shall it affect any prosecution, suit or proceeding pending or any judgment rendered prior to said date; nor shall it affect any ordinance adopted after June 22, 2010, which amends the Zoning Ordinance of the City of Alexandria, Virginia, 1992, as amended; nor shall it affect any ordinance saved from repeal by Ordinance No. 1250; nor shall it affect any ordinance listed in appendices A through J, both inclusive, of The Code of the City of Alexandria, Virginia, 1981, or any pages supplemental to such appendices; nor shall it affect any provision of any ordinance adopted between June 22, 2010, through October 16, 2010, inclusive, and which is inadvertently omitted from or erroneously incorporated into "The Ninety-Fifth 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 Ninety-Fifth 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

39. Consideration of Five Year License Agreement with QWest Government Services, Inc. to Install Fiber Optic Cable in Existing Conduits in the Public

Rights-of-Way.

(A copy of the City Attorney's memorandum dated November 20 , 2010, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 39; 12/14/10, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Krupicka, seconded by Councilwoman Pepper and carried unanimously, City Council approved the five year license agreement with Qwest 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:

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

40. Consideration of City Council Schedule.

(A copy of the City Manager's memorandum dated December 10, 2010, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 40; 12/14/10, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilwoman Hughes, seconded by Vice Mayor Donley and carried unanimously, City Council adopted the City Council schedule as follows: 1. adopted the schedule of budget meetings and work sessions for consideration of the FY 2012 Operating Budget and Capital Improvement Program: Tuesday, February 8 legislative session and budget presentation; Wednesday, February 9 work session; Tuesday, February 15 work session; Wednesday, February 23 work session; Monday, March 7 budget public hearing; Saturday, March 12 regular public hearing (decision on effective tax rate to be advertised); Monday, March 14 work session; Monday, March 21 work session; Wednesday, March 30 work session; Monday, April 4 work session; Monday, April 11 work session; Saturday, April 16 regular public hearing; Monday, April 25 work session (preliminary add delete); and Monday, May 2 work session and budget adoption. 2. scheduled a work session on the Waterfront Plan at 5:30 p.m. before Council's Tuesday, February 8 legislative meeting; 3. schedule a work session with the Alexandria Sanitation Authority and a discussion of long range sewer plans and issues at 5:30 p.m. before Council's Tuesday, April 12 legislative meeting; 4. note that: the City Employee Martin Luther King, Jr. program will occur at noon on Wednesday, January 12 at the Lee Center; the Alexandria Commission for Women will hold its Salute to Women awards dinner on Monday, March 28 at 6 p.m at the Alexandria Crowne Plaza Hotel (901 N. Fairfax Street); Take Our Daughters and Sons to Work Day will be held on Thursday, April 28 at 8 a.m. in the Vola Lawson Lobby, City Hall; and the Northern Virginia Affordable Housing Expo will be held on Saturday, April 30, 2011 from 10 a.m. to 4 p.m. at T.C Williams High School.

Mayor Euille noted that there should also be a notation that the Citywide Martin Luther King Celebration will take place on Saturday, January 15, 2011.

Councilwoman Hughes said she would be out of town January 13-17, 2011.

The voting was as follows:

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

THERE BEING NO FURTHER BUSINESS TO BE CONSIDERED, upon motion by Vice Mayor Donley, seconded by Councilwoman Hughes and carried unanimously, City Council adjourned the regular meeting of December 14, 2010 at 9:52 p.m. The voting was as follows:

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

APPROVED BY:

WILLIAM D. EUILLE

MAYOR

ATTEST:

Jacqueline M. Henderson
City Clerk and Clerk of Council