

**CITY COUNCIL OF ALEXANDRIA, VIRGINIA**

Regular Meeting  
Tuesday, June 22, 2004 - - 7:00 p.m.

\* \* \* \* \*

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

Absent: None.

Also Present: Mr. Sunderland, City Manager; Mr. Pessoa, City Attorney; Ms. Evans, Assistant City Manager; Mr. Jinks, Assistant City Manager; Ms. Fogarty, Director of Planning and Zoning; Ms. Ross, Deputy Director of Planning and Zoning; Mr. Farner, Division Chief, Planning and Zoning; Mr. Baier, Director of Transportation and Environmental Services; Mr. Culpepper, Deputy Director of Transportation and Environmental Services; Police Lt. Uzzell; Mr. Kincannon, Director of Parks, Recreation and Cultural Activities; Ms. Davis, Director of Housing; Mr. Dahlberg, Director of Code Enforcement; Mr. Mandley, Director of General Services; Mr. Cole, Director of Information Technology; Mr. Johnson, Director of Management and Budget; Ms. Vosper, Landscape Architect Supervisor, Parks and Recreation; Fire Chief Mesaris; Ms. Gordon, Public Information Officer; Mr. Eiffert, Deputy Director of Housing; Mr. Fifer, E-Government Manager; Ms. Baker, City Engineer; Mr. Neckel, Finance Director; Ms. Federico, Director, Office of Historic Alexandria; Ms. Smith-Page, Director of Real Estate Assessments; Mr. Skrabak, Environmental Quality Division Chief; Ms. Boyd, Director, Citizen Assistance; Police Lt. Story; Officer Monte Rossen; and Mr. Hall, Hack Inspector.

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

**OPENING**

1. Calling the Roll.

The meeting was called to order by Mayor Euille, and the City Clerk called the Roll; all Members of 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. **WHEREUPON**, upon motion by Councilman Gaines, seconded by Councilman Krupicka and carried unanimously, City Council approved the Regular Meeting Minutes of June 9, 2004. The voting was as follows:

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

#### **RECOGNITION OF YOUTH BY MEMBERS OF CITY COUNCIL**

4. Recognition of Youth Who Participated in the City's Earth Day Celebration.

This was removed from the docket.

4a. Recognition of the Young Stars Rising Program.

This was removed from the docket.

#### **PROCLAMATIONS**

5. Presentation of a Proclamation Declaring July 16-18, 2004, as Alexandria Salutes! - A USO Weekend.

(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, 6/22/04, and is incorporated as part of this record by reference.)

Councilman Gaines presented the proclamation.

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

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

6. Presentation of a Proclamation Honoring Judge Stephen Rideout.

(A copy of the proclamation is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 6, 6/22/04, and is incorporated as part of this record by reference.)

Councilman Krupicka presented the proclamation.

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

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

7. Presentation of a Proclamation Declaring July 18-24, 2004, as Probation Parole and Community Supervision Week.

(A copy of the proclamation is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 7, 6/22/04, and is incorporated as part of this record by reference.)

Councilman Smedberg presented the proclamation.

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

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

8. Presentation of a Proclamation to Recognize and Salute Senior Girl Scout Honor Troop #1674.

(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. 8, 6/22/04, and is incorporated as part of this record by reference.)

Vice Mayor Pepper presented the proclamation.

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

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

## **REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER**

### **CONSENT CALENDAR (9-19)**

#### **(Resignations and Uncontested Appointments)**

9. Receipt of the Following Resignations From Members of Boards, Commissions and Committees:
  - (a) Alexandria Commission on HIV/AIDS  
John Harper
  - (b) Alexandria Convention and Visitors Association  
Board of Governors  
Annmarie Pittman  
John Varghese
  - (c) Alexandria Human Rights Commission  
John Harper

(A copy of the above resignations is on file in the Office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 9, 6/22/04, and is incorporated as part of this record by reference.)

10. Uncontested Appointments to Boards, Commissions and Committees:
  - (a) Alexandria Affordable Housing Advisory Committee  
1 Representative of An Employer in the City Who Employs At Least 100 Employees
  - (b) Alexandria-Gyumri Sister City Committee  
1 Citizen Member
  - (c) Alexandria Board of Architectural Review - Old and Historic District  
1 Citizen Member
  - (d) Alexandria Board of Architectural Review - Parker-Gray District  
2 Citizen Members
  - (e) Alexandria Carr/Norfolk Southern (Carlyle) Design Review Board  
1 Citizen Member

- (f) Alexandria Commission for the Arts
  - 1 Member Who Represents Arts Education or Business Expertise Relative to Arts and Cultural Development, Including Such Perspectives As Marketing, Finance/Funding, Tourism Promotion and Organizational Development
- (g) Alexandria Commission on HIV/AIDS
  - 1 Member From and Representing Hospice of Northern Virginia
- (h) Alexandria Community Services Board
  - 1 Citizen Member
  - 1 Consumer (Current or Former Direct Recipient of Public or Private Mental Health, Mental Retardation, or Substance Abuse Treatment Rehabilitation Services) or Family Member (Immediate Family Member or the Principal Caregiver Who Is Not Paid) of Consumer
- (i) Alexandria Convention and Visitors Association Board of Governors
  - 1 Retail Business Owner/Manager Representative
  - 1 Attraction Representative
  - 1 Historic/Preservation Representative
  - 1 Restaurant Owner/Manager Representative
  - 1 Citizen-at-Large
  - 1 Hotel Owner/Manager Representative
  - 1 National or International Trade or Professional Association Executive
- (j) Alexandria Waterfront Committee
  - 1 Representative From the Alexandria Chamber of Commerce

(Material pertaining to above appointments is on file in the Office of the City Clerk and Clerk of Council, marked collectively as Exhibit No.1 of Item No. 10(a-j), 6/22/04, and is incorporated as part of this record by reference.)

**(Reports and Recommendations of the City Manager)**

- 11. Consideration of Closing East Masonic View Avenue at Braddock Road to Motor Vehicles.

(A copy of the City Manager's memorandum dated June 8, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 11, 6/22/04, and is incorporated as part of this record by reference.)

12. Receipt of the Annual Report from the Alexandria Volunteer Fire Department for 2002-2003.

(A copy of the City Manager's memorandum dated May 28, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 12, 6/22/04, and is incorporated as part of this record by reference.)

13. Consideration of Early Childhood Commission Proposal Review Committee Recommendations for the Use of FY 2005 Children's Fund Monies.

(A copy of the City Manager's memorandum dated June 8, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 13, 6/22/04, and is incorporated as part of this record by reference.)

14. Receipt of the Alexandria Commission for the Arts FY 2002-2003 Annual Report.

(A copy of the City Manager's memorandum dated June 10, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 14, 6/22/04, and is incorporated as part of this record by reference.)

15. Consideration of the Monthly Financial Report for the Period Ending May 31, 2004.

(A copy of the City Manager's memorandum dated June 14, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 15, 6/22/04, and is incorporated as part of this record by reference.)

16. Consideration of an Increase in the Maximum Loan Amount Under the City's Homeownership Assistance Program.

(A copy of the City Manager's memorandum dated June 15, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 16, 6/22/04, and is incorporated as part of this record by reference.)

17. Authorization to Enter Into Loan Agreement with Tenants' and Workers' Support Committee for \$300,000 to Acquire 3801 Mt. Vernon Avenue.

(A copy of the City Manager's memorandum dated June 14, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 17, 6/22/04, and is incorporated as part of this record by reference.)

18. Consideration of Proposed Changes in Animal Control Fees and Licensing and Request to the City Attorney to Prepare the Necessary Ordinance Changes for Consideration in September.

(A copy of the City Manager's memorandum dated June 18, 2004, is on file in

the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 18, 6/22/04, and is incorporated as part of this record by reference.)

19. Consideration of a Grant Application to Enhance Police Response and Communications Capability.

(A copy of the City Manager's memorandum dated June 14, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 19, 6/22/04, and is incorporated as part of this record by reference.)

## **END OF CONSENT CALENDAR**

**WHEREUPON**, upon motion by Vice Mayor Pepper, seconded by Councilwoman Woodson and carried unanimously, City Council approved the consent calendar, with the removal of item #11 and considered it under separate motion. The City Manager's recommendations are as follows:

9. City Council received the following resignations with regret: (a) John Harper, Alexandria Commission on HIV/AIDS; (b) Annmarie Pittman and John Varghese, Alexandria Convention and Visitors Association; and (c) John Harper, Alexandria Human Rights Commission.

10. City Council made the following appointments: (a) waived the residency requirement and reappointed Kenneth Kozloff as the representative of an employer in the City who employs at least 100 employees to the Alexandria Affordable Housing Advisory Committee; (b) appointed Miranda Der Ohanian as the citizen member to the Alexandria-Gyumri Sister City Committee; (c) reappointed Arthur Keleher as the citizen member to the Alexandria Board of Architectural Review - Old and Historic District; (d) reappointed James Luby and Douglas Meick as the citizen members to the Alexandria Board of Architectural Review - Parker-Gray District; (e) reappointed Pat McDonald as the citizen member to the Alexandria Carr/Norfolk Southern (Carlyle) Design Review Board; (f) waived the residency requirement and appointed Colette Wachtel as the member who represents arts education or business expertise relative to Arts and Cultural Development, including such perspectives as marketing, finance/funding, tourism promotion and organizational development to the Alexandria Commission for the Arts; (g) appointed Bonnie Bernstein as the member from and representing Hospice of Northern Virginia (Capital Hospice) to the Alexandria Commission on HIV/AIDS; (h) reappointed Mary Weber as the citizen member and Dana Payne as the consumer (current or former direct recipient of public or private mental health, mental retardation, or substance abuse treatment rehabilitation services) or family member (immediate family member or the principal caregiver who is not paid) of consumer to the Alexandria Community Services Board; (i) appointed Joseph Egerton as the retail business owner/manager representative, waived the residency requirement and appointed Trudi Van Dyke as the attraction representative, waived the residency requirement and reappointed Mary Coleman as the historic/preservation representative, reappointed Patrick Troy as the restaurant owner/manager representative; reappointed Ann Dorman

as the citizen-at-large representative, waived the residency requirement and appointed James Moore as the hotel owner/manager representative, waived the residency requirement and appointed James Singerling to the Alexandria Convention and Visitors Association Board of Governors; and (j) waived the residency requirement and reappointed Kent Barnekov as the representative from the Alexandria Chamber of Commerce to the Alexandria Waterfront Committee.

12. City Council received the report from the Alexandria Volunteer Fire Department, Inc.

13. City Council approved the following: (a) a \$60,000 set-aside for the Virginia Preschool Initiative; (b) a \$35,000 set-aside for continuation funding for the Mount Vernon Head Start site; (c) a \$25,000 set-aside for early childhood training programs; (d) the remaining \$933,814 be designated to fund eight projects that provide quality child care and comprehensive services to at-risk children; and (e) any unexpended funds from the FY 2005 Children's Fund programs be reallocated to the Crisis Aid Child Care Fund for the Child Day Care Fee System.

14. City Council received the Annual Report from the Alexandria Commission for the Arts and thanked the Commission for its efforts on behalf of the City.

15. City Council received the monthly financial report for the period ending May 31, 2004.

16. City Council approved an increase in the maximum loan amount in the City's Homeownership Assistance Program to \$50,000.

17. City Council authorized the City Manager to enter into a 99-year, interest-free loan agreement with the TWSC to provide \$300,000 in monies for a second trust loan under the general terms and conditions specified in this memorandum, and allocated \$300,000 from the City's FY 2005 approved operating budget general fund contingent reserve account.

18. City Council approved in concept changing animal licensing in the City to make dog and cat licenses effective for either three years or one year instead of for one year only, and requested staff to work with the City Attorney to prepare the necessary ordinance changes for consideration in September to address multiple year licensing and increasing the fees for dog and cat licensing as well as the fees for impounding and holding stray animals.

19. City Council approved the grant application to the U.S. Bureau of Justice Assistance for a total of \$472,101, for which no City share is required, and authorized the City Manager to execute all necessary documents.

The voting was as follows:



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

11. Consideration of Closing East Masonic View Avenue at Braddock Road to Motor Vehicles.

(A copy of the City Manager's memorandum dated June 8, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 11, 6/22/04, and is incorporated as part of this record by reference.)

Council asked questions about the closing of the roads and emergency access. Mr. Baier and Mr. Culpepper responded to the questions.

Councilwoman Woodson asked that staff monitor the area and that Council have some idea in the way of a memo over the next several months what that threshold will be so Council can share with their constituents and they can then understand.

Mr. Baier suggested that staff provide the information six months after completion of construction.

Mayor Euille said hopefully the report will reflect if there is a need for enhancements and changes, as a result of staff's observations and not from citizens having to police it themselves.

**WHEREUPON**, upon motion by Councilwoman Woodson, seconded by Vice Mayor Pepper and carried unanimously, City Council approved the closing of East Masonic View Avenue at Braddock Road. The voting was as follows:

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

### CONTESTED APPOINTMENTS

20. Alexandria Affordable Housing Advisory Committee  
1 Representative of the City's Faith Community

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

NAME: ENDORSED BY:

Margaret Whitesides  
Mary Ann Cusack

(Material pertaining to the above appointment is on file in the Office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 20, 6/22/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, ballots were distributed, tellers were appointed and the ballots tallied with the following results: City Council appointed Mary Ann Cusack as the representative of the City's Faith Community to the Alexandria Affordable Housing Advisory Committee. The voting was as follows:

Euille	-	Cusack
Pepper	-	Cusack
Gaines	-	Cusack
Krupicka	-	Whitesides
Macdonald	-	Cusack
Smedberg	-	Cusack
Woodson	-	Whitesides

21. Alexandria Board of Architectural Review - Old and Historic District  
2 Architects

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

NAME: ENDORSED BY:

Martin Howell  
Lori Quill  
Michael Wheeler

(Material pertaining to the above appointment is on file in the Office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 21, 6/22/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, ballots were distributed, tellers were appointed and the ballots tallied with the following results: City Council reappointed Lori Quill and Michael Wheeler as the two architect representatives to the Alexandria Board of Architectural Review - Old and Historic District. The voting was as follows:

Euille	-	Quill, Wheeler
Pepper	-	Quill, Wheeler
Gaines	-	Quill, Wheeler
Krupicka	-	Quill, Wheeler
Macdonald	-	Quill, Howell
Smedberg	-	Quill, Wheeler
Woodson	-	Quill, Wheeler

22. Alexandria Commission for the Arts  
1 Member Who Represents the Public-at-Large, As An Arts  
Consumer and Participant

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

NAME: ENDORSED BY:

Elizabeth Beck  
Candace Lightner  
Lien Tran

(Material pertaining to the above appointment is on file in the Office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 22, 6/22/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, ballots were distributed, tellers were appointed and the ballots tallied with the following results: City Council appointed Lien Tran as the member who represents the public at large, as an arts consumer and participant, to the Alexandria Commission for the Arts. The voting was as follows:

Euille	-	Lightner
Pepper	-	Tran
Gaines	-	Tran
Krupicka	-	Tran
Macdonald	-	Beck
Smedberg	-	Tran
Woodson	-	Tran

23. Alexandria Environmental Policy Commission  
2 Citizen Members

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

NAME: ENDORSED BY:

Samantha Ahdoot  
Keith Horton  
James Lowerstern  
Patrick Traylor

(Material pertaining to the above appointment is on file in the Office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 23, 6/22/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, ballots were distributed, tellers were appointed and the ballots tallied with the following results: City Council appointed Samantha Ahdoot and reappointed James Lowenstern as the two citizen members to the Alexandria Environmental Policy Commission. The voting was as follows:

Euille	-	Ahdoot, Lowenstern
Pepper	-	Trailer, Lowenstern
Gaines	-	Ahdoot, Lowenstern
Krupicka	-	Ahdoot, Lowenstern
Macdonald	-	Ahdoot, Lowenstern
Smedberg	-	Trailer, Lowenstern
Woodson	-	Ahdoot, Lowenstern

24. Alexandria Historical Restoration and Preservation Commission  
3 Citizen Members

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

NAME:	ENDORSED BY:
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Charles Ablard  
Tyree Anderson  
Emily Springer  
Charles Trozzo

(Material pertaining to the above appointment is on file in the Office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 24, 6/22/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, ballots were distributed, tellers were appointed and the ballots tallied with the following results: City Council reappointed Charles Ablard, Emily Springer and Charles Trozzo as the three citizen members to the Alexandria Historical Restoration and Preservation Commission. The voting was as follows:

Euille	-	Ablard, Springer, Trozzo
Pepper	-	Ablard, Anderson, Trozzo
Gaines	-	Ablard, Springer, Trozzo
Krupicka	-	Ablard, Springer, Trozzo
Macdonald	-	Ablard, Springer, Trozzo
Smedberg	-	Ablard, Springer, Trozzo
Woodson	-	Ablard, Anderson, Trozzo

25. Alexandria Redevelopment and Housing Authority Board of Commissioners  
1 Citizen Member

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

NAME: ENDORSED BY:

Michael Carrasco  
David Kaszowicz  
Christopher LaRosa  
Peter Lawson  
David Ross

(Material pertaining to the above appointment is on file in the Office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 25, 6/22/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, ballots were distributed, tellers were appointed and the ballots tallied with the following results: City Council appointed Peter Lawson as the citizen member to the Alexandria Redevelopment and Housing Authority Board of Commissioners. The voting was as follows:

Euille	-	Lawson
Pepper	-	Lawson
Gaines	-	Lawson
Krupicka	-	Lawson
Macdonald	-	Lawson
Smedberg	-	Lawson
Woodson	-	Ross

#### **REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER FOR DISCUSSION**

26. Update on the Duke Street Concourse. (Staff presentation)

(A copy of the City Manager's memorandum dated June 18, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 26, 6/22/04, and is incorporated as part of this record by reference.)

Ms. Baker and Mr. Baier gave an update on the Duke Street Concourse.

27. Consideration of Report From the City's Naming Commission.

(A copy of the City Manager's memorandum dated June 18, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 27, 6/22/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Vice Mayor Pepper and seconded by Councilman Smedberg, City Council received the report and (1) approved the change in the name of the Alexandria Black History Resource Center to the Alexandria Black

History Museum; (2) instructed the City Manager to ensure that, as part of the upcoming planning study of the waterfront to be undertaken by the Department of Planning & Zoning, consideration is given to providing, somewhere along the waterfront, an appropriate recognition of Colonel John Fitzgerald; and (3) authorized staff to prepare an interpretative narrative highlighting the contributions of F. Clinton Knight in saving Gadsby's Tavern that would be placed next to his portrait which now hangs in the American Legion Portion of the Gadsby's Tavern building, and requested the American Legion Post to rename the ballroom on the Legion side of Gadsby's after Mr. Knight.

**A MOTION WAS MADE** by Councilman Macdonald, seconded by Councilwoman Woodson and failed 3-4, to accept recommendations 1 and 3, and that it schedule a public hearing in the Fall to gauge public support for or against the renaming of waterfront park in honor of Colonel John Fitzgerald. The voting was as follows:

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

The voting on the original motion carried 6-1 and is recorded as follows:

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

**WHEREUPON**, upon motion by Councilman Krupicka, seconded by Councilman Gaines and carried 6-1, Council moved to name the skateboard park the Schuyler Hamilton Jones Skateboard Park at Lockett Field, and to request feedback from staff and the joint Staff and Schools Committee about a concept of an anger-management program that is named for Schuyler Jones. The voting was as follows:

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

28. Receipt of Proposed Changes Regarding Developer Contributions to Affordable Housing.

(A copy of the City Manager's memorandum dated June 17, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 28, 6/22/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Councilwoman Woodson, seconded by Councilman Gaines and carried unanimously, City Council: (a) received the report; (b) instructed staff to disseminate the report over the summer to interested parties, particularly members of the development community, and to discuss and receive comments on the report; (c) set the report for public hearing by Council at its September 21 public hearing meeting; and (d) following the public hearing, approve the proposed policy changes, or those changes that might be revised by Council, and instruct staff to prepare and process any amendments to the Zoning Ordinance that are needed to implement the approved policy changes. The voting was as follows:

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

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Mayor Euille noted that docket item #29 would be heard after docket item #36.

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30. Consideration of Proposals to Change How the Taxicab Industry is Regulated by the City of Alexandria.

(A copy of the City Manager's memorandum dated June 17, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 30, 6/22/04, and is incorporated as part of this record by reference.)

Consultant Bruce Schaller gave an overview of the report.

Councilmembers asked questions and had discussion about certificate cards, the determination of one person having a stake in multiple companies, the phase-in, the value to the drivers, transferability and saleability, handling combined companies, the senior taxi program and the DOT program, and enhanced equity in the businesses. The questions were answered by Lt. Story, Mr. Schaller, and Mr. Culpepper.

**WHEREUPON**, upon motion by Councilman Krupicka, seconded by Vice Mayor Pepper and carried unanimously, City Council accepted the Report, requested the Committee work on refining it over the summer, with feedback from the community, the members of Council, and that a final framework be docketed for consideration and vote at the first legislative meeting in September, to follow-up with ordinances and the appropriate codification thereafter. The voting was as follows:

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

Mayor Euille noted that Council thanks Councilmen Krupicka and Gaines for their time devoted to this, along with staff and Mr. Schaller.

31. Consideration of the Open Space Steering Committee's Report, Including Its Recommended List of Open Space "Priority Sites," the Processes it Recommends Be Used in the Future in Revising or Otherwise Adding Properties to the City Council's List of Priority Sites and the Criteria It Recommends Be Used in the Future in Revising or Otherwise Adding Properties to the Council's List of Sites.

(A copy of the City Manager's memorandum dated May 5, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 31, 6/22/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Vice Mayor Pepper, seconded by Councilman Smedberg and carried unanimously, City Council: (a) approved the Committee's recommendation, with the following revisions:

- a. On page 1, following the third paragraph, add the following new paragraph:
 

"This report is the recommendation by the Open Space Steering Committee which begins a process of review by the Alexandria City Council and the public related to opportunities for preserving open space within the City. The report is not intended to imply that City Council will take specific action on any of the specific properties that the report identifies below. Rather, the report's listing of properties is only a recognition that the properties are viewed by the Committee as possessing important open space values and as representing valuable open space resources."
- b. On page 1, fifth current paragraph, delete the first sentence of the paragraph and edit the second, as follows:
 

~~"The Steering Committee also recognizes that the city will not likely have enough resources or the opportunity to accomplish full fee acquisition of all the properties listed in this document, not even just those identified as the most important priorities. Therefore, we encourage The Steering Committee encourages ...."~~
- c. on page 2, make the following edit to the fourth paragraph:
 

"For ~~acquisition or~~ protection opportunities, ...."
- d. on page 5, add a new first paragraph, to read as follows:
 

"The following is a list of "Priority Sites" that the Committee recommends for City Council consideration. Our listing of these properties is based upon our view that the properties possess very important open space values, and that the City, working with the property owners, should explore the alternative means that may be available to achieve the preservation of those values."
- e. on page 5, the current first paragraph, delete the phrase "for acquisition" in the



third sentence.

f. on page 7, in the title to paragraph 5, delete "Expansion" and add "Area"; in subparagraph E, delete "Potentially doubling the size of the Monticello Park," and insert, "The Park is ...."

g. on page 17, amend the first paragraph, as follows:

~~"... The candidate paths need to be incorporated into an update of the Alexandria Multi-Use Trail and Bicycle Transportation Master Plan adopted by the City Council in 1998. Following is a list of potential sites for trail connectivity from both plans. ... Meetings with neighborhood groups may identify more opportunities, and are needed relative to the inclusion of any future sites into the City's Multi-Use Trail and Bicycle Transportation Master Plan. Future additions would come before City Council through a separate process related to proposed additions in the master plan."~~

Second, that Council receive the Open Space Steering Committee Report, and the Committee's "Open Space Priorities and Opportunities" Report, as revised, and thank the Committee members for their outstanding work.

Third, that Council approve and adopt the list of "Priority Sites" set out in the revised "Open Space Priorities and Opportunities" Report," and in so doing make the following statement:

The Council decision to add or include property on the Priority Sites list is not, and should not be seen as, a Council decision for the City to acquire the property or an interest in the property. The decision to add or include property on the list is intended to be a statement of the Council that recognizes the property's open space values and that expresses its interest in preserving those values, and to be an instruction to staff to begin discussions with the property's owner regarding the alternative means available to the owner and the city to achieve the preservation of those values. In the event those discussions result in a staff recommendation that the City obtain a certain interest in the property, that recommendation will be presented to City Council, and possibly other City committees or commissions, following notice to the property's owner and an opportunity to comment. Only then, after City Council approval and authorization, will the City take steps to obtain an interest in the property.

Fourth, that Council approve and adopt the criteria set out in the Open Space Steering Committee Report which will be used in the future in deciding whether sites should be added to or removed from the Priority Sites list.

Fifth, that Council approve and adopt the procedures set out in the Open Space Steering Committee Report which will be used in the future when other sites are proposed to be added to the Priority Sites list.

Sixth, that Council request the City Manager to provide to the Council in the fall a plan that addresses the open space protective measures that might be taken (either by the properties' owners or the City, or both) with respect to the properties on the approved list of "Priority Sites," and, as to each property, address the following:

1. The timing of such protective measure;
2. The anticipated City cost (if any) of the action (as well as any ongoing operation and maintenance costs resulting from the action); and
3. If applicable, the manner of financing the action, which, for some properties, might include financing the protective action through the issuance of general obligation bonds whose debt service will be paid from a portion of the revenue

generated by the one cent real estate tax dedication.

Further, that the Open Space Steering Committee create a separate category for pocket parks that would not compete against larger sites for priority or funding, and to report to the City Manager during September for subsequent discussion with City Council, and to be included as part of the City's Open Space Priorities and Opportunities Report.

The voting was as follows:

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

32. Consideration of Acquisition of a Parcel of Land at 4500 Braddock Road adjacent to the Seminary Forest Apartment Complex for Open Space Purposes.

(A copy of the City Manager's memorandum dated June 18, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 32, 6/22/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Councilwoman Woodson, seconded by Vice Mayor Pepper and carried unanimously, City Council authorized the City Manager and City Attorney to acquire the property, along the lines of discussion in the memorandum. The voting was as follows:

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

33. Consideration of Acquisition of a Parcel of Land at 2600 Business Center Drive for Park and Recreation Purposes.

(A copy of the City Manager's memorandum dated June 18, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 33, 6/22/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Councilwoman Woodson, seconded by Vice Mayor Pepper and carried unanimously, City Council authorized the City Manager and City Attorney to acquire the property, along the lines of discussion in the memorandum. The voting was as follows:

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

Smedberg "aye"

34. Consideration of the Alexandria Community Services Board's Amended FY 2005 Plan of Services, Which Includes the FY 2005 Performance Contract With the State, Status of the Board's FY 2004-2008 Housing Plan, and Performance and Outcomes Measurement Plan.

(A copy of the City Manager's memorandum dated June 8, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 34, 6/22/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Councilwoman Woodson, seconded by Councilman Smedberg and carried unanimously, City Council approved the Board's amended FY 2005 Plan of Services, which includes approval of the Performance Contract with the State, a net increase of 3.0 full-time FTE's, and no net increase to the Department's budget. The voting was as follows:

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

35. Consideration of a Grant Submission for the Safe Haven Project.

(A copy of the City Manager's memorandum dated June 16, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 35, 6/22/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Councilwoman Woodson, seconded by Vice Mayor Pepper and carried unanimously, City Council: (a) authorized CSB submission of a grant application to HUD for \$163,824 over a three-year period, for a Safe Haven to serve up to 12 men and women who are homeless, who have a serious mental illness or other disabling condition, and who are unwilling or unable to use available housing services for the homeless; (b) note the grant application's proposed use of the City's 115 North Patrick Street building for development of a four-unit apartment (multi-family dwelling) to house the Safe Haven Program. Planning and Zoning Department, General Services, and MH/MR/SA staff analysis indicates that use of this site for a Safe Haven is consistent with current zoning and building use requirements, as well as the CSB's FY 2004-2008 Housing Plan (approved by Council on June 24, 2003.) 115 North Patrick Street is the current location of the Board's Clubhouse program which will be relocating to 4480 King Street in August 2004. There is no further land use approval required for the use of the 115 North Patrick site for the Safe Haven program, and the site's current building is available for this use if the necessary funding is available. Board policy addresses community notification in the acquisition of group homes. Community notification is not required for the development of apartment units. Nonetheless, the Board intends to notify the civic associations and neighbors of

115 North Patrick Street of plans for the Safe Haven. The Board will also identify staff and Board members responsible for ongoing communication with the community, and will offer to develop a Neighborhood Advisory Committee to coordinate information about the Safe Haven's start-up and operations to ensure a successful program for the residents and the community. An initial community notification letter is planned to be mailed in late June 2004. Later in 2004, Council will be requested either to accept the HUD Safe Haven grant if the CSB application is accepted or, if no HUD grant is available, to approve a reallocation of CSB General Fund monies to substitute City funds for the HUD grant funds; and (c) authorized an additional 3.5 FTE's for a total of 10.0 FTE's for the Safe Haven program. These include: 7.0 FTE residential counselors to provide operational management, clinical services, and 24-hour supervision of the Safe Haven program; 1.0 FTE Therapist 3; 1.0 FTE Program Director; 0.5 FTE custodian; and 0.5 FTE Account Clerk. Funding for 6.5 FTE's was already approved in the FY 2005 budget. No additional funding is being requested for the remaining 3.5 FTE positions as the CSB will use existing City and State CSB funds to cover the added costs of these positions. The voting was as follows:

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

\* \* \* \* \*

City Council took a 10-minute recess.

\* \* \* \* \*

36. DEVELOPMENT SITE PLAN #2004-0005  
1400 JANNEYS LANE

Consideration of an appeal to a decision of the Planning Commission on May 6, 2004, for a development site plan for construction of single family houses at 1400 Janneys Lane; zoned R-20/Residential. Applicant: Elm Street Development, Inc. (#31, 6/12/04)

(A copy of the City Manager's memorandum dated June 4, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 36, 6/22/04, and is incorporated as part of this record by reference.)

Mr. Baier made a presentation of the staff report and noted additional conditions regarding the concern on additions, amendments to impervious area on the homes, the concern of the park and run-off, a more in-depth study on the hydraulic capacity of the outfall, and providing a longer length bond.

Mr. Baier and Mr. Pessoa answered questions of Council.

**A MOTION WAS MADE** by Councilman Gaines, seconded by Councilman

Macdonald and which failed by a vote of 3-4, to defer this item to flush out the issues related to storm water management. The voting was as follows:

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

**WHEREUPON**, upon motion by Councilman Smedberg, seconded by Councilman Krupicka and carried 4-3, City Council denied the appeal, with acceptance of the site plan as approved by the Planning Commission, with the additional conditions as proposed by staff as follows:

28A. The applicant shall provide storm water detention to the satisfaction of the Director of T&ES, even if storm water detention is not required under Article XIII of the Alexandria Zoning Ordinance. The detention will be sized to provide excess capacity of an additional 600 square feet of impervious surface per lot.

28B. Future improvements by homeowners that add more than 600 square feet of impervious surface to a lot will require storm water management on the lot in accordance with Article XIII of the AZO.

28C. The storm water management system must incorporate any impervious surface from the proposed Park area into the storm water detention design.

28D. The final design of the storm water management system shall assure that sufficient storm water detention capacity as determined by the Director of T&ES is provided, such that the development when constructed, including additional impervious cover and landscape features reasonable likely to be constructed by future homeowners, will have no adverse impact on down steam property owners. A hydraulic study related to the adequacy of outfall will be required as stated in the Virginia State Erosion and Sediment Control Manual, Chapter IV (1992). The study will be completed by a professional engineer registered in the Commonwealth of Virginia, selected by the Director of T&ES in consultation with the Key Drive residents and the applicant, and there will be enhanced community dialogue. Such study cost will not exceed \$10,000 and such cost are borne by the applicant.

28E. The adequacy and functionality of the entire storm water management system to accommodate a two and ten year storm event as constructed by the applicant shall be bonded or otherwise secured for a period of ten years. Such bond or security shall, in addition, provide for the indemnification of downstream property owners against damage proximately caused by storm water runoff from the newly constructed development and exclusive of any pre-existing conditions. The amount and form of such bond or security shall be determined by the Director of T&ES and the City Attorney.

The voting was as follows:

Smedberg	"aye"	Pepper	"no"
Krupicka	"aye"	Gaines	"no"

Euille "aye" Macdonald "no"  
Woodson "aye"

29. Consideration of Issues Related to the Mirant Potomac River Generating Station.

(A copy of the City Manager's memorandum dated June 17, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 29, 6/22/04, and is incorporated as part of this record by reference.)

Mr. Baier made a presentation of his report.

Mr. Pessoa introduced John Britton, with Schnader Harrison, who was in the audience. He said the best avenue right now is to change the status of the use accorded in 1992, which is a non-complying use, and he explained if Council went that way of the retrofit of new pollution control devices.

Mr. Skrabak explained the bill in the General Assembly for reductions in oxides of nitrogen emissions as well as sulfur dioxide. He said the bill was held over.

Mr. Pessoa noted the litigation aspect, including a nuisance suit, the bankruptcy petition, and condemnation.

Mr. Baier went over the improvements to the coal fired operation, the downwash study, improvements to flyashe handling and the conversion to natural gas. Mr. Baier noted the resolution sent in by the EPC in support of closing the Plant.

**WHEREUPON**, upon motion by Councilman Smedberg, seconded by Vice Mayor Pepper and carried unanimously, City Council accepted the City Manager's memorandum dated June 17, 2004, and the City Attorney's memorandum dated June 18, 2004, and the recommendations, with the following changes: 1. The City initiate the following enforcement and other actions against the Mirant Potomac River Generating Station: (a) revoking special use permit No. 2296, granted in 1989, which approved the construction and use of 18,000 square feet of new administrative offices, laboratories, conference, training and other space at the Mirant Potomac River Generating Station; (b) revoking special use permit No. 2297, granted in 1989, which approved the Transportation Management Plan required for the lawful operation of the Generating Station; (c) revoking the noncomplying use status of the Generating Station, which was granted as part of the 1992 rezoning; (d) when appropriate, and with Council approval, instituting a Clean Air Act lawsuit seeking imposition of the statutory civil penalties for the Generating Station's NOx permit violations, and an injunction against further violations; (e) objecting, in the pending Mirant bankruptcy proceeding, to any reorganization plan that includes the continued operation of the Generating Station. 2. The City be encouraged to continue gathering data, particularly that the City conduct its own downwash study, paid for by Mirant, so the City has data available and it can begin to address many of the health related issues that are of great concern to the community and the City. 3. Staff to come back with a recommendation on purchasing clean power

as part of its procurement policy related to energy, and in conjunction with the Council of Governments Metropolitan Washington Air Quality Committee, work with other localities in the region to address the air pollution caused by all of the region's coal fired power plants. The voting was as follows:

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

**WHEREUPON**, upon motion by Councilman Smedberg, seconded by Vice Mayor Pepper and carried unanimously by **roll-call vote**, City Council adopted a resolution to initiate a Zoning Text Amendment and referred it to the Planning Commission to revoke the noncomplying use status of certain heavy industrial uses which have not obtained a special use permit as required by current law and categorize such uses as nonconforming uses, and requested that, in drafting the nonconforming use text, staff include a provision which would allow the installation of new or enhanced pollution control technologies and equipment, with the approval of City Council. The voting was as follows:

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

The resolution reads as follows:

**RESOLUTION NO. 2111**

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

**WHEREAS**, the provisions of the Zoning Ordinance which confer noncomplying use status on certain heavy industrial uses which have not obtained a special use permit as required under current law, and thus allow the operation, and adverse zoning impacts, of such uses without special use permit regulation to continue, are inadequate to protect the health, safety and welfare of the residents of Alexandria and other persons; and

**WHEREAS**, adequate protection of the public health, safety and general welfare through individualized special use permit review of such heavy industrial uses represents good zoning practice that is important to the public necessity and convenience and the general welfare;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of

Alexandria:

**Section 1.** That the public necessity, convenience, general welfare or good zoning practice requires consideration of a Text Amendment to revoke the noncomplying use status of certain heavy industrial uses which have not obtained a special use permit as required by current law, and categorize such uses as nonconforming uses.

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

ADOPTED: June 22, 2004

Mayor Euille noted a letter received from Congressman Moran, which he submitted for the record.

37. Update on the City Council's 2004-2015 Strategic Plan for Alexandria.

(A copy of the City Manager's memorandum dated June 17, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 37, 6/22/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Vice Mayor Pepper, seconded by Councilman Smedberg and carried unanimously, City Council moved that Vice Mayor Pepper and Councilman Smedberg work on the suggested changes over the summer and get back to Council in the Fall. The voting was as follows:

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

38. Consideration of Authorization of Recommended Capital Project Allocations and Planned Expenditures.

(A copy of the City Manager's memorandum dated June 17, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 38, 6/22/04, and is incorporated as part of this record by reference.)

Mr. Jinks responded to questions of Council regarding the information received about T. C. Williams and the budget for the project.

**WHEREUPON**, upon motion by Councilwoman Woodson, seconded by Vice Mayor Pepper and carried unanimously, City Council authorized the capital project allocations and planned expenditures for the capital projects as detailed in the Capital Improvement Expenditure Summary and approved a T.C. Williams High School funding



plan. The voting was as follows:

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

39. Consideration of Memorandum of Understanding Concerning Initial Interconnection of the Institutional Network (INET) Systems in Arlington County and Alexandria.

(A copy of the City Manager's memorandum dated June 17, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 39, 6/22/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Vice Mayor Pepper, seconded by Councilwoman Woodson and carried unanimously, City Council approved the interconnection between the Alexandria and Arlington cable television systems and authorized the City Manager to execute, on behalf of the City and to deliver the memorandum of understanding, in substantially the form presented to the Council with such changes as are approved by the City Manager and the City Attorney. The voting was as follows:

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

Vice Mayor Pepper noted that Mr. Bill Cole, Director of Information Technology, will be retiring in the late Fall after 32 years of service.

#### **REPORTS AND RECOMMENDATIONS FROM BOARDS, COMMISSIONS AND COMMITTEES**

None

#### **ORAL REPORTS BY MEMBERS OF CITY COUNCIL**

None

#### **ORAL PRESENTATIONS BY MEMBERS OF CITY COUNCIL**

None

#### **ORAL REPORT FROM THE CITY MANAGER**

None

40. Update on the City's Website (verbal report.)

This item was deferred.

## ORDINANCES AND RESOLUTIONS

41. Consideration of a Transfer Resolution for the FY 2004 Operating Budget.  
**(ROLL-CALL VOTE)**

(A copy of the City Manager's memorandum dated June 17, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item 41, 6/22/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Vice Mayor Pepper, seconded by Councilman Gaines and carried 5-0 by **roll-call vote**, City Council adopted the resolution. The voting was as follows:

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

The resolution reads as follows:

### RESOLUTION NO. 2113

**WHEREAS**, certain appropriation accounts of the City of Alexandria, Virginia will be overexpended due to budgeting practices and unanticipated expenditures; and

**WHEREAS**, it is the desire of the City Council to take the action necessary to transfer budget authority among City departments to adjust these accounts;

### **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF ALEXANDRIA, VIRGINIA:**

That the Director of Finance be and hereby is authorized to make the following appropriations transfers between the General Fund accounts designated:

#### TRANSFER APPROPRIATIONS FROM:

125302	Non-Departmental – City Legal Expenses	\$ 349,000
125302	Non-Departmental – Claims Against the City	95,000
125302	Non-Departmental – Miscellaneous Expenditures	607,000
155010	Police	719,000

121657	Recreation, Parks and Cultural Activities	400,000
102509	Office of the Sheriff	160,000
101550	Office of Management and Budget	110,000
102707	Commonwealth's Attorney	90,000
101204	City Manager's Office	80,000
102103	18th Circuit Court	70,000
105106	Planning and Zoning	64,000
102905	Clerk of the Court	50,000
103457	Office of Real Estate Assessments	40,000
116509	Housing	40,000
107102	Registrar of Voters	40,000
101105	City Council	20,000
121004	Office of Historic Alexandria	15,000
102996	Internal Audit	10,000

\$2,959,000

TRANSFER APPROPRIATIONS TO:

106104	City Attorney	\$ 444,000
111401	Fire Department	1,200,000
120022	Department of Human Services	820,000
108100	General Services	320,000
103713	Transit Subsidies	50,000
122101	Library	50,000
104109	Office of Personnel Services	30,000
102855	Other Public Safety and Justice Activities	25,000
109108	City Clerk and Clerk of Council	20,000
		<u>\$2,959,000</u>

ADOPTED: June 22, 2004

42. Consideration of a Resolution Establishing a Citizens Task Force to Discuss Potential Sites for a New Police Department Facility. **(ROLL-CALL VOTE)**

(A copy of the City Manager's memorandum dated June 18, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item 42, 6/22/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Vice Mayor Pepper, seconded by Councilman Gaines and carried 6-0 by **roll-call vote**, City Council adopted the resolution.

Councilman Gaines requested that there be direct community involvement with the homeowners association's at Quaker View as well as on the West End near the Winkler property.

The voting on the motion was as follows:

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

The resolution reads as follows:

**RESOLUTION NO. 2110**

**WHEREAS**, City Council wishes to establish an ad hoc task force to discuss potential sites for a new Police Department facility.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF ALEXANDRIA, VIRGINIA:**

1. That there is hereby established an ad hoc task force to be known as the Ad Hoc Task Force to review sites for the new police department facility.
2. That the task force shall consist of six members, as follows: one member from each planning district, and one representative each from the Alexandria Chamber of Commerce, Alexandria Federation of Civic Associations, and the Alexandria League of Women Voters.
3. That the Mayor shall appoint the citizen members from the planning districts.
4. That the functions of the task force shall be to review the two potential sites for the new Police Department facility and any other sites that have not already been reviewed, and make a recommendation to City Council in the fall.
5. That staff assistance to the task force shall be managed by the Office of the City Manager, with support from the General Services Department and the Police Department.
6. That the task force shall endeavor to complete its charge by November 15, 2004.

ADOPTED: June 22, 2004

**OTHER**

43. Consideration of City Council Schedule.

(A copy of the City Manager's memorandum dated June 17, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item 43, 6/22/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Vice Mayor Pepper, seconded by Councilman Gaines and carried 6-0, City Council adopted the Schedule for June through December, 2004, with the following changes: scheduled a special meeting including an executive session to meet with the City's recruitment consultant and to discuss the City Manager job profile on Tuesday, July 13 at 7:00 p.m. in the Council workroom; changed the date of the September 18 public hearing meeting to Tuesday, September 21, 2004, at 5:00 p.m.; scheduled a work session with the City's General Assembly delegation to discuss the City's 2005 legislative package at 6:00 p.m. before Council's Tuesday, November 23 legislative meeting. The voting was as follows:

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

44. Consideration of the Process to Recruit and Select a New City Manager.

(A copy of the City Manager's memorandum dated June 18, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item 44, 6/22/04, and is incorporated as part of this record by reference.)

Councilwoman Woodson noted that she thought the timing was aggressive.

**WHEREUPON**, upon motion by Councilwoman Woodson, seconded by Vice Mayor Pepper and carried unanimously, City Council approved the process for the recruitment and selection of the new City Manager. The voting was as follows:

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

Councilwoman Woodson noted that she has a conference the week of July 13 and will try to come back for the meeting, but she didn't have an agenda for the conference yet, so she didn't know the schedule as of this time.

44a. Consideration of a Lease Extension for the Property at 2525 Mt. Vernon Avenue.

(A copy of the City Manager's memorandum dated June 18, 2004, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item 44a, 6/22/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Vice Mayor Pepper, seconded by Councilman Smedberg and carried unanimously, City Council authorized the City Manager to execute, on behalf of the City, and to deliver the modification and five-year extension of

the lease for the space at 2525 Mt. Vernon Avenue now occupied by the Department of Human Services, in substantially the form presented to the Council with such changes as are approved by the City Manager and the City Attorney. The execution of this document by the City Manager shall constitute conclusive evidence of his approval, and that of the City Attorney, of any and all changes from the documents made available to the Council. The voting was as follows:

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

### EXECUTIVE SESSION

45. Consideration of Convening An Executive Session Closed to the Public to Review the Performance of the City Manager, City Attorney and City Clerk.

**WHEREUPON**, upon motion by Councilwoman Woodson, seconded by Councilman Smedberg and carried unanimously, at 12:40 a.m., City Council convened in executive session, pursuant to Section 2.2-3711(A)(1) of the *Code of Virginia* for the purpose of discussing the performance during the past fiscal year of the City Manager, City Attorney and City Clerk, and further that City Council convene in closed executive session in the Council workroom on Tuesday, July 13, 2004, at 7:00 p.m., pursuant to Section 2.2-3711(A)(1) for the purpose of discussing the appointment of a new City Manager. The voting was as follows:

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

At 12:56 a.m., City Council reconvened the meeting.

**WHEREUPON**, upon motion by Councilwoman Woodson, seconded by Vice Mayor Pepper and carried unanimously, City Council reconvened in open session. The voting was as follows:

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

**WHEREUPON**, upon motion by Councilwoman Woodson, seconded by Vice Mayor Pepper and carried unanimously, City Council approved receipt of the performance reviews and authorized the Mayor to meet with the City Manager, City Attorney and City Clerk for the purpose of reviewing performance; and authorized the Mayor to negotiate a merit increase of five percent in either salary or non-monetary

compensation for each. The voting was as follows:

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

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

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

The resolution reads as follows:

**RESOLUTION NO. 2112**

**WHEREAS**, the Alexandria City Council has this 22nd day of June 2004, recessed into executive session pursuant to a motion made and adopted in accordance with the Virginia Freedom of Information Act; and

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

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

ADOPTED: June 22, 2004

\* \* \* \* \*

**THERE BEING NO FURTHER BUSINESS TO BE CONSIDERED**, upon motion by Councilwoman Woodson, seconded by Vice Mayor Pepper and carried unanimously, City Council adjourned the regular meeting of June 22, 2004, at 1:00 a.m. The voting was as follows:

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

Euille

"aye"  
Smedberg

Macdonald "aye"  
"aye"

\* \* \* \* \*

APPROVED BY:

WILLIAM D. EUILLE MAYOR

ATTEST:

Jackie M. Henderson, City Clerk