

**CITY COUNCIL OF ALEXANDRIA, VIRGINIA**

**Regular Meeting  
Tuesday, October 12, 2004 - - 7:00 p.m.**

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

Absent: Councilwoman Joyce Woodson

Also Present: Mr. Sunderland, City Manager; Mr. Pessoa, City Attorney; Ms. Evans, Assistant City Manager; Mr. Jinks, Assistant City Manager; Ms. Fogarty, Director of Planning and Zoning; Ms. Gordon, Public Information Officer; Ms. Boyd, Director of Citizen Assistance; Mr. Johnson, Director of the Office of Management and Budget (OMB); Mr. Neckel, Director of Finance; Mr. Baier, Director of Transportation and Environmental Services (T&ES); Mr. Culpepper, Deputy Director of T&ES; Police Lt. Uzzell; Mr. Skrabak, Environmental Quality Division Chief, T&ES; Mr. Farner, Division Chief, Planning and Zoning; Mr. Sundland, Urban Planner, Planning and Zoning; Mr. Cole, Director of ITS; Mr. Fifer, E-Government Manager, ITS; Ms. Baker, Director of Office on Women; Ms. Harris, Community Education Specialist, Office on Women; Mr. Caton, Legislative Director; Ms. Taylor, Budget Analyst, OMB; Dr. Konisberg, Health Director, Health Department; Mr. Clizbe, Emergency Planner, Health Department; Ms. Collinson, Recycling Specialist, T&ES; Mr. McCobb, Deputy Director of Operations, T&ES; Mr. Colevas, ITS; and Mr. Lloyd, General Services.

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

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**OPENING**

1. Calling the Roll.

The meeting was called to order by Mayor Euille and the Deputy City Clerk called the roll; all members of Council, except Councilwoman Woodson, were present.

2. Moment of Silence and Pledge of Allegiance.

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

3. Reading and Acting Upon the Minutes of the Following Meetings of City Council:

- (a) The Public Hearing Meeting Minutes of September 21, 2004; and
- (b) The Regular Meeting Minutes of September 28, 2004.

**WHEREUPON**, upon motion by Councilman Krupicka, seconded by Councilman Gaines and carried unanimously, City Council approved the public hearing meeting minutes of September 21, 2004 and the regular meeting minutes of September 28, 2004. The voting was as follows:

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

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

None.

#### **NEW BUSINESS ITEM #1:**

Mayor Euille recognized Stanley Taylor, Vice President, George Mason University (GMU), Arlington Campus; Molly Danforth, Vice Chairman, Alexandria School Board; Dr. Peter Sterns, Provost, George Mason University; and Rebecca Perry, Superintendent, Alexandria Public School System. Mayor Euille announced a partnership between GMU, the City of Alexandria, and Alexandria Public School System, making different programs available to City employees and school system employees, as well as provide research opportunities to the GMU community.

#### **PROCLAMATIONS**

4. Presentation of a Proclamation Declaring October as Disability Employment Awareness Month.

(A copy of the proclamation is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 4, 10/12/04, 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 adopted the proclamation. The voting was as follows:

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

5. Presentation of a Proclamation Declaring October as Breast Cancer Awareness Month and October 15, 2004, as Mammography Day.

(A copy of the proclamation is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 5, 10/12/04, 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 adopted the proclamation. The voting was as follows:

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

6. Presentation of a Proclamation Honoring Pat and Alan Rudd.

(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, 10/12/04, and is incorporated as part of this record by reference.)

Mayor Euille noted that the Rudds were not present and that the proclamation would be presented to them at a later date.

7. Presentation of a Proclamation Declaring October as National Family Sexuality Education/Let's Talk 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. 7, 10/12/04, 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 adopted the proclamation. The voting was as follows:

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

**REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER**

**CONSENT CALENDAR (8-13)**

**(Resignations and Uncontested Appointments)**

8. Receipt of the Following Resignations from Members of Boards, Commissions and Committees.
- (a) Alexandria Board of Architectural Review - Parker-Gray District  
H. Richard Lloyd, III
  - (b) Alexandria Commission on HIV/AIDS  
Carly Mannava
  - (c) Alexandria Social Services Advisory Board  
Gregory Roberts

(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. 8(a-c), 10/12/04, and is incorporated as part of this record by reference.)

9. Uncontested Appointments to Boards, Commissions and Committees:
- (a) Alexandria Commission on Aging  
1 Citizen Member Who Is 60 Years of Age or Older
  - (b) Alexandria Commission on Employment  
1 Representative From Such Organizations As Educational Agencies, Organized Labor, Rehabilitation Agencies, Community-Based Organizations, Economic Development Agencies and the Public Employment Service  
1 Business Representative From Among Recognized Area Businesses, Including Minority-Owned and Small Businesses
  - (c) Alexandria Commission on HIV/AIDS  
1 Citizen-at-Large
  - (d) Alexandria Community Services Board  
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)

- (e) Alexandria George Washington Birthday Celebration Committee  
1 Citizen Member  
1 Member Nominated By the Gadsby's Tavern Museum Society
- (f) Alexandria Law Library Board  
1 Citizen Member
- (g) Alexandria Local Emergency Planning Committee  
1 Representative From the Broadcast and Print Media
- (h) Alexandria Youth Policy Commission  
1 Citizen 18 Years of Age or Younger

(Material pertaining to the above appointments is on file in the office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No 9(a-h), 10/12/04, and is incorporated as part of this record by reference.)

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

- 10. Consideration of Grant Funding for the Virginia Department of Criminal Justice Services to be Administered by the Court Service Unit.

(A copy of the City Manager's memorandum dated October 1, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 10, 10/12/04, and is incorporated as part of this record by reference.)

- 11. Consideration of a One-Time Grant Award From the Virginia Department of Criminal Justice Services To Be Used For Police Equipment.

(A copy of the City Manager's memorandum dated October 7, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 11, 10/12/04, 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 to Make Supplemental Appropriations For the Support of the Government of the City of Alexandria for FY 2005.

(A copy of the City Manager's memorandum dated October 6, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 12, 10/12/04, 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. 12, 10/12/04, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 3 of Item No. 12, 10/12/04, and is incorporated as part of this record by reference.)

13. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Prohibit Trucks in the 300 Block of South Henry 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. 13, 10/12/04, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 13, 10/12/04, and is incorporated as part of this record by reference.)

#### **END OF CONSENT CALENDAR**

**WHEREUPON**, upon motion by Vice Mayor Pepper, seconded by Councilman Smedberg 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 were as follows:

8. City Council received the following resignations with regret: (a) H. Richard Lloyd, III, Alexandria Board of Architectural Review -- Parker-Gray District; (b) Carly Mannava, Alexandria Commission on HIV/AIDS; and (c) Gregory Roberts, Alexandria Social Services Advisory Board.

9. City Council made the following appointments: (a) reappointed Mary Hamil Parker as the citizen member who is 60 years of age or older to the Alexandria Commission on Aging; (b) waived the residency requirement and appointed Marjorie Bynum as the representative from such organizations as education agencies, organized labor, rehabilitation agencies, community-based organizations, economic development agencies and the public employment service and Brian Holland as the business representative from among recognized area businesses, including minority-owned and small businesses to the Alexandria Commission on Employment; (c) reappointed Brent Minor as the citizen-at-large to the Alexandria Commission on HIV/AIDS; (d) appointed Mary Weber 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)

to the Alexandria Community Services Board; (e) reappointed Michael Oliver as the citizen member and reappointed Hugh Barton as the member nominated by the Gadsby's Tavern Museum Society to the Alexandria George Washington Birthday Celebration Committee; (f) appointed Richard Bush as the citizen member to the Alexandria Law Library Board; (g) waived the residency requirement and reappointed Alan Haskel as the representative from the broadcast and print media to the Alexandria Local Emergency Planning Committee; and (h) appointed Emma Shapiro as the citizen 18 years of age or younger to the Alexandria Youth Policy Commission.

10. City Council: (a) approved the acceptance of the Juvenile Accountability Block Grant One Time Special Funding Initiative and (b) authorized the City Manager to execute all necessary documents.

12. City Council introduced and passed the ordinance on first reading; set it for public hearing, second reading and final passage on Saturday, October 16, 2004.

13. City Council introduced and passed the ordinance on first reading; set it for public hearing, second reading and final passage on Saturday, October 16, 2004.

The voting was as follows:

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

11. Consideration of a One-Time Grant Award From the Virginia Department of Criminal Justice Services To Be Used For Police Equipment.

**WHEREUPON**, upon motion by Councilman Gaines, seconded by Councilman Macdonald and carried unanimously, City Council: (a) approved and accepted the grant award in the amount of \$28,815, of which the State share or 75% is \$21,611, and the local share is 25% or \$7,204, to be funded from the Police Department's FY2005 operating budget and (b) authorized the City Manager to execute all necessary documents. The voting was as follows:

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

## **CONTESTED APPOINTMENTS**

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



**WHEREUPON**, ballots were distributed, tellers were appointed and the ballots were tallied with the following results: City Council reappointed Sally Ann Greer to the Alexandria Urban Design Advisory Committee. The voting was as follows:

Euille	-	Greer
Pepper	-	Greer
Gaines	-	Greer
Krupicka	-	Greer
Macdonald	-	Greer
Smedberg	-	Greer
Woodson	-	absent

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

16. Presentation of the Improvements to the City's Web Page, Alexandriava.gov.

Craig Fifer, E-Government Manager, gave a presentation on the improvements to the City's Web Page, including a demonstration of webcasting of the Council meeting.

17. Receipt of the School Board Revised School Capital Improvement Program for FY 2005 to FY 2010.

(A copy of the City Manager's memorandum dated October 8, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 17, 10/12/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Councilman Macdonald, seconded by Vice Mayor Pepper and carried unanimously, City Council received the revised CIP report from the School Board and instructed staff to reflect the Board's program revision to the City's CIP for FY 2005 through FY 2008. The voting was as follows:

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

18. Consideration of Forming a Community Monitoring Group for the Mirant Facility.

(A copy of the City Manager's memorandum dated October 7, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 18, 10/12/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Councilman Smedberg, seconded by Vice Mayor Pepper and carried unanimously, City Council authorized the City Manager to

establish the Mirant Community Monitoring Group (MCMG), with the charge and membership and under the conditions described, with the replacement of the League of Women Voters representative with the two members of Council. The voting was as follows:

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

19. Consideration of Adopting Guidelines for Honest Civic Discourse for Those Participating in Meetings in the City Council Chamber.

(A copy of the City Manager's memorandum dated October 7, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 19, 10/12/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Councilman Gaines, seconded by Vice Mayor Pepper and carried 5-0, City Council adopted the guidelines for honest civic discourse for those participating in meetings in the Council Chambers with the following changes: (1) Treat everyone with respect and courtesy; (2) Do your homework - be prepared and be familiar with the docket; (3) Express your ideas and opinions in an open and helpful manner; (4) Be respectful of others' time by being clear and concise in your comments and/or questions; (5) Demonstrate honesty and integrity in your comments and actions; (6) Focus on the issues before the decision making body - avoid personalizing issues; (7) Listen and let others express their ideas and opinions; and (8) If a decision is made with which you do not concur, agree to disagree and/or to use appropriate means of civil and civic recourse, and move on. The voting was as follows:

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

- 19a. DEVELOPMENT SPECIAL USE PERMIT #2004-0001  
1115 CAMERON STREET & 200 NORTH HENRY STREET  
THE PRESCOTT (HOPKINS SITE)

Consideration of a request for a development special use permit, with site plan and modifications, to construct a residential condominium building with underground parking; zoned CD/Commercial Downtown. Applicant: Cameron Street LLC c/o Carrhomes, Inc. by J. Howard Middleton, Jr., attorney  
PLANNING COMMISSION ACTION: RECOMMEND APPROVAL 6-1  
(Deferred from the 9/21/04 City Council Meeting. #15, 9/21/04.)

(A copy of the City Manager's memorandum dated October 8, 2004, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 19a,

10/12/04, and is incorporated as part of this record by reference.)

Councilman Krupicka moved to accept the Planning Commission recommendation with the changes as outlined in the October 12, 2004 memorandum provided by ReedSmith, with the addition of a new letter in Section 82 providing for a bulb-out at the intersection of Princess and Henry Streets. The motion failed for lack of a second.

**WHEREUPON**, upon motion by Councilman Krupicka, seconded by Councilman Smedberg and carried 5-1, City Council approved the Planning Commission recommendation with the following modifications: (1) Condition No. 82 should read as follows: "The applicant shall pay to the City the sum of \$30,000, prior to the release of the final site plan, for the design and installation of traffic calming, landscape and pedestrian improvements on Fayette Street to the satisfaction of the Director of P&Z and T&ES that at a minimum shall include the following: (a) A bulb-out at the intersection of Fayette and Queen Streets. Stamped and colored asphalt crosswalks shall be provided for each of the crosswalks at this intersection; (b) A bulb-out at the intersection of Fayette and Oronoco Streets. Stamped and colored asphalt crosswalks shall be provided for each of the crosswalks at this intersection; (c) Each bulb-out shall provide "Do Not Enter (during 4:30 to 6:30)" signs and/or other signage deemed necessary by the City; (d) Each bulb-out shall provide landscaping, ground cover and street trees; and (e) "Do Not Enter (during 4:30 to 6:30)" signs and/or other signage deemed necessary by the City shall be provided at the intersection of Fayette and Princess Streets; (2) Condition No. 81, subparagraph b should read: "Identify options to minimize noise exposure to future residents at the site, particularly in those units closest to highway, including: triple-glazing for windows, additional wall/roofing insulation, installation of resilient channels between interior gypsum board and wall studs and any other special construction methods to reduce sound transmission. If needed, the applicant shall install some combination of the above to the satisfaction of the Directors of P&Z and T&ES" ; and (3) Condition No. 80 should read as follows: "The applicant shall present a disclosure statement to potential buyers disclosing the following to the satisfaction of the Director of P&Z and the City Attorney: That a major highway and civic and commercial uses, including church, 24-hour bakery operation, auto repair and other businesses, with associated issues such as traffic and noise, are located adjacent to the project. The project is located in an urban environment and at times there are street closures for special events. (T&ES)" and with the staff directive to come back at the appropriate time with a plan of action for traffic calming and pedestrian safety issues, with specific emphasis on the Princess and Henry Streets area. The voting was as follows:

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

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

## **COMMITTEES**

None

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

None.

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

(a) Mayor Euille thanked all City employees, particularly Phil Sunderland, Michele Evans, Rose Boyd, Janet Barnett, Henry Howard, Barbara Gordon, Bernie Caton, the General Services staff, Parks, Recreation and Cultural Activities staff, the Police Department, the Torpedo Arts Center and other businesses that participated in the Host Night Event for the Virginia Municipal League Conference. Mayor Euille noted that the City has received many compliments from attendees on the events and organization of the conference.

(b) Vice Mayor Pepper noted that Alexandria Health Department is seeking 600 volunteers to serve as mock patients for an emergency preparedness exercise to be held on November 12.

(c) Mayor Euille reported that some members of Council attended a Regional Gang Summit in Crystal City to discuss the impact that gang violence was having on the region. Mayor Euille noted that the City would be forming a local gang task force in the near future.

(d) Vice Mayor Pepper noted that Agenda Alexandria aired a program on Comcast 69 on Gang Activity featuring the Alexandria Police Department.

(e) Councilman Smedberg recognized the Alexandria Small Business Consortium, which sponsored an event on October 6 with about 200 attendees. Councilman Smedberg noted that Mayor Euille received an award of recognition for his commitment to the Small Business Consortium and small businesses in the community.

(f) Councilman Gaines recognized John Clizbe, Emergency Planner for the Health Department and thanked him for his work with emergency preparedness in Alexandria.

(g) Councilman Gaines reported that there would be an emergency preparedness public forum sponsored by the Alexandria Citizen Corp Council, on October 19, 2004, at 7:00 p.m., in Council Chambers.

(h) Councilman Gaines recommended that staff provide information about developers funding third party reviews (i.e. transportation impact studies) and he requested that this item be docketed for the November 9 Regular Meeting.

(i) Councilman Krupicka commended staff and the Old Town businesses for jump starting the pilot program for outdoor dining along King Street.

(j) Councilman Krupicka reported on RESTORE, a Habitat for Humanity Program opening on October 27, 2004, on Richmond Highway. Councilman Krupicka noted that RESTORE accepts unused building materials for resale, with the proceeds funding Habitat for Humanity programs.

(k) Councilman Krupicka inquired whether the King Street retail study would include the installation of the banners along King Street.

In response, City Manager Sunderland stated that the banner issue would appear as a separate issue to be docketed no later than early January.

(l) Councilman Krupicka requested an update on the left turn at Duke Street and Diagonal Street and whether the left turn should be permanently eliminated.

In response, Director Baier, Transportation and Environmental Services, stated that there have been some data collection on the Concourse and traffic along Duke Street. Deputy Director Culpepper stated that before making a long term decision, staff would like to wait until the final PTO residents were in place before an honest traffic assessment could be made.

(m) Councilman Krupicka recognized Fort Ward Museum for the improvements and upgrades and suggested that the City consider having a reception at the location in the future.

(n) Councilman Krupicka reported that the City of Alexandria registered close to 10,000 new voters for the upcoming election.

(o) Councilman Krupicka announced that Del Ray would host its Halloween Parade and would be collecting costumes for underprivileged children.

(p) Councilman Macdonald also acknowledged the work of the City employees during the Virginia Municipal League Conference.

(q) Councilman Macdonald recognized Parks, Recreation and Cultural Activities on the work in Windmill Hill Park moving the basketball courts.

(r) Councilman Macdonald thanked the Alexandria Seaport Foundation on hosting Seaport Day at the Waterfront Park and suggested that the City should work to highlight this event.

(s) Councilman Macdonald recognized the Taylor Run community for the work on their new newsletter and hoped that they would continue to discuss the issues

in the community.

(t) Councilman Macdonald thanked the City for providing updates on Capital Improvement Projects and noted that the briefing paper would help during the budget process.

(u) Councilman Macdonald stated that he still had concerns about the house at the corner of Duke and Royal Streets and that he hoped it would come off the spotted blight list.

City Manager Sunderland pointed out that the house would be discussed at the Public Hearing on Saturday.

(v) Councilman Macdonald recognized the signage on Market Square listing City events and stated it would be helpful to people visiting the City.

(w) Councilman Smedberg recognized the outdoor dining effort on King Street and all the hard work that City staff put into getting it started.

(x) Vice Mayor Pepper thanked Charlotte Hall for championing the start of outdoor dining on King Street.

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

City Manager Sunderland requested that Dr. Charles Konisberg, Director of the Health Department, report of how the shortage of flu vaccinations would affect the City of Alexandria.

Dr. Konisberg gave an update on the flu vaccinations situation and responded to questions from Council.

The City Manager reported on the following: (a) at least 6 City employees have used the Homeownership Programs for Employees and are purchasing homes in the City; (b) the City was still sponsoring middle school parties at the recreation center, which are very successful. The next party would be held at Chinquapin on October 30; (c) Open Space was on the agenda for the October 16 Public Hearing and he encouraged everyone to come out and participate; (d) recognized T.C. Williams student, Jeff Brown, who received a U. S. Rowing scholarship; and (e) distributed new copies of FYI Alexandria.

## **ORDINANCES AND RESOLUTIONS**

20. Consideration of a Resolution Reestablishing the City/INOVA Alexandria Hospital Task Force. **[ROLL-CALL VOTE]**

(A copy of the City Manager's memorandum dated October 8, 2004, is on file in

the office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 20, 10/12/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Councilman Smedberg, seconded by Vice Mayor Pepper and carried unanimously by roll-call vote, City Council adopted the resolution reestablishing the City/INOVA Alexandria Hospital Task Force and requested that the Mayor appoint two Council members to serve on the Task Force. The voting was as follows:

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

The resolution reads as follows:

#### **RESOLUTION NO. 2119**

**WHEREAS**, the Alexandria City Council recognizes the vital role of INOVA Alexandria Hospital in the community; and

**WHEREAS**, the City Council wishes to enhance communication and cooperation between the City government and INOVA Alexandria Hospital; and

**WHEREAS**, in the past the City and the Hospital have successfully worked together on a City Council/Hospital Task Force; and

**WHEREAS**, the City Council wishes to re-establish a City Council/INOVA Alexandria Hospital Task Force;

**NOW, THEREFORE, BE IT RESOLVED**, that the Alexandria City Council hereby re-establishes a City Council/INOVA Alexandria Hospital Task Force which shall consist of two representatives of the Alexandria City Council appointed by the Mayor, two representatives of the INOVA Health System Board appointed by the INOVA Health System, the City Manager or his designee and the Administrator of INOVA Alexandria Hospital or his designee with support from other City and Hospital staff as required.

The Task Force, which will meet at least quarterly, will review financial, programmatic and other matters that jointly affect the City and the Hospital in an effort to further enhance cooperation and communication between the City and the Hospital.

21. Introduction and First Reading. Consideration. Passage on First Reading and Second Reading of an Ordinance To Adopt Supplement 35 to the City of Alexandria Zoning Ordinance. **[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. 21, 10/12/04, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 21, 10/12/04, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Vice Mayor Pepper, seconded by Councilman Smedberg and carried unanimously by roll-call vote, City Council introduced and adopted on First and Second Readings the Ordinance for Supplement 35 to the City of Alexandria Zoning Ordinance. The voting was as follows:

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

The ordinance reads as follows:

#### **ORDINANCE NO. 4362**

AN ORDINANCE adopting supplemental pages for the Zoning Ordinance of the City of Alexandria, Virginia, 1992, 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 of the Zoning Ordinance of the City of Alexandria, Virginia, 1992, as amended ("Zoning Ordinance"), and the portions thereof, set forth in the supplemental and replacement pages for the Zoning Ordinance, each of which pages is identified in the lower left-hand corner by the notation "Supp. No. 35," are hereby adopted as and shall constitute "The Thirty-Fifth Supplement to the Zoning Ordinance of the City of Alexandria, Virginia, 1992."

Section 2. That the sections of the Zoning Ordinance, and the portions thereof, set forth in "The Thirty-Fifth Supplement to the Zoning Ordinance of the City of Alexandria, Virginia, 1992," shall be in force and effect on and after the effective date of this ordinance, and all ordinances amending the text of the Zoning Ordinance which were adopted between June 14, 2003 and January 24, 2004, inclusive, and which are not included in such supplement or in the Zoning Ordinance 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 provision of any ordinance amending the Zoning Ordinance which was adopted between June 14, 2003 and January 24, 2004, inclusive, and which is inadvertently omitted from or erroneously incorporated into "The Thirty-Fifth Supplement to the Zoning Ordinance of the City of Alexandria, Virginia, 1992"; nor shall it affect any ordinance adopted after January 24, 2004.

Section 4. That one complete set of pages comprising "The Thirty-Fifth Supplement to the Zoning Ordinance of the City of Alexandria, Virginia, 1992," 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 pages comprising such supplement shall be properly inserted into the copy of the Zoning Ordinance of the City of Alexandria, Virginia, 1992, 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. That this ordinance shall become effective upon the date and at the time of its final passage.

## **OTHER**

### **22. Consideration of City Council Schedule.**

**WHEREUPON**, upon motion by Vice Mayor Pepper, seconded by Councilman Krupicka and carried unanimously, City Council adopted the schedule of Council's regular City Council meetings for October 2004 through June 2005, with the following additions and changes: adopted the schedule of the proposed FY 2006 budget work sessions; scheduled a work session on October 26 at 5:30 p.m., on the results of the citizen survey results; and scheduled a joint work session with the School Board on either November 15 or December 6. The voting was as follows:

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

## **EXECUTIVE SESSION**

### **23. Consideration of Convening An Executive Session Closed to the Public To Discuss the Appointment of the New City Manager, pursuant to Section 2.2-3711(A)(1) of the *Code of Virginia*, and For Discussion of Probable Litigation, pursuant to Section 2.2-3711(A)(7) of the *Code of Virginia*.**

**WHEREUPON**, upon motion by Councilman Smedberg, seconded by Vice Mayor Pepper and carried unanimously, at 11:00 p.m., City Council convened in closed executive session, pursuant to Section 2.2-3711(A)(7) of the *Code of Virginia* for the purpose of consulting with legal counsel and briefing by staff with respect to probable litigation concerning environmental contamination caused by the Mirant Potomac River Generating Station and pursuant to Section 2.2-3711(A)(1) of the *Code of Virginia* for the purpose of discussing the appointment of the new City Manager. The voting was as follows:

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

**WHEREUPON**, upon motion by Councilman Smedberg, seconded by Councilman Gaines and carried unanimously, City Council reconvened in open session at 11:47 p.m.. The voting was a follows:

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

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

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

The resolution reads as follows:

#### **RESOLUTION NO. 2120**

**WHEREAS**, the Alexandria City Council has this 12th day of October 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.

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**THERE BEING NO FURTHER BUSINESS TO BE CONSIDERED**, upon motion by Councilman Smedberg, seconded by Vice Mayor Pepper and carried unanimously, City Council adjourned the regular meeting of October 12, 2004, at 11:49 p.m. The voting was as follows:

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

\*\*\*\*\*

APPROVED BY:

WILLIAM D. EUILLE MAYOR

ATTEST:

Gloria A. Sitton, Deputy City Clerk