

CITY COUNCIL OF ALEXANDRIA, VIRGINIA

**Regular Meeting
Tuesday, May 23, 2006 - - 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. Pessoa, City Attorney; Ms. Evans, Deputy City Manager; Mr. Jinks, Deputy City Manager; Police Chief Samarra; Police Lt. Uzzell; Ms. Garrand, Crime Analyst, Police Department; Ms. Boyd, Director, Citizen Assistance; Mr. Johnson, Director, Office of Management and Budget; Mr. Kincannon, Director, Recreation, Parks and Cultural Activities; Mr. Baier, Director, Transportation and Environmental Services; Mr. Culpepper, Deputy Director, Transportation and Environmental Services; Ms. Baker, Director, Office on Women; Mr. Herway, Director, Information Technology; Mr. Howard, Director, Personnel Services; Mr. Robinson, Personnel Services; Mr. Mason, Special Assistant to the City Manager; Mr. Neckel, Director, Finance Department; and Mr. Lloyd.

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 the members of City Council were present.

- 2. Moment of Silence and Pledge of Allegiance.

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

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

- (a) The Regular Meeting Minutes of May 9, 2006.

WHEREUPON, upon motion by Vice Mayor Pepper, seconded by Councilman Macdonald and carried unanimously, City Council approved the regular meeting minutes of May 9, 2006. The voting was as follows:

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

RECOGNITION OF YOUTH BY MEMBERS OF CITY COUNCIL

None.

PROCLAMATIONS

4. Presentation of a Proclamation Declaring May 21-27, 2006, as National Public Works 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. 4; 5/23/06, and is incorporated as part of this record by reference.)

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

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

5. Presentation of a Proclamation Declaring May as Teen Pregnancy Prevention Month.

(A copy of the proclamation is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 5; 5/23/06, and is incorporated as part of this record by reference.)

Mayor Euille presented the proclamation.

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

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

6. Presentation and Update on the Woodrow Wilson Bridge Project.

City Council heard an update on the Woodrow Wilson Bridge project by Nick Nicholson, Scott Crumley and John Undeland and responded to questions of City Council.

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

CONSENT CALENDAR (7-15)

(Resignations and Uncontested Appointments)

7. Receipt of the Following Resignations From Members of Boards, Commissions and Committees:

- (a) Alexandria-Gyumri Sister City Committee
Gerard Yoest
- (b) Alexandria Beautification Commission
Kevin H. Posey
- (c) Alexandria Commission on Employment
Benjamin Klein
- (d) Alexandria Commission on Information Technology
Juan Bocanegra
- (e) Alexandria Public Records Advisory Commission
Andrew Jennison

(A copy of the above resignation is on file in the Office of the City Clerk and Clerk of Council, marked as Exhibit No. 1 of Item No. 7(a-e); 5/23/06, and is incorporated as part of this record by reference.)

8. Uncontested Appointments to Boards, Commissions and Committees:

- (a) Alexandria Affordable Housing Advisory Committee
1 Representative of A Civic Association

(b) Alexandria -Gyumri Sister City Committee
1 Citizen Member

(c) Alexandria Environmental Policy Commission
1 Member From the Field of Urban Planning

(A copy of the above appointments is on file in the Office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item 8 (a-c); 5/23/06, and is incorporated as part of this record by reference.)

(Reports and Recommendations of the City Manager)

9. Receipt of the 2005 Annual Report of the Commission for Women.

(A copy of the City Manager's memorandum dated May 15, 2006, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 9; 5/23/06, and is incorporated as part of this record by reference.)

10. Acceptance of \$222,000 Urban Area Security Initiatives Grant for the Increased Security for the Albert V. Bryan U.S. Courthouse.

(A copy of the City Manager's memorandum dated May 17, 2006, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 10; 5/23/06, and is incorporated as part of this record by reference.)

11. Receipt of Award of Supplemental Homeland Security Grant Funds from the Virginia Department of Emergency Management.

(A copy of the City Manager's memorandum dated May 11, 2006, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 11; 5/23/06, and is incorporated as part of this record by reference.)

12. Consideration of Request to Vacate a Position on the Alexandria Commission for Women.

(A copy of the City Manager's memorandum dated May 10, 2006, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 12; 5/23/06, and is incorporated as part of this record by reference.)

13. Receipt of the Monthly Financial Report for the Period Ending April 30, 2006.

(A copy of the City Manager's memorandum dated May 18, 2006, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 13; 5/23/06, and is incorporated as part of this record by reference.)

14. Consideration of Authorization of Recommended Capital Project Allocations and Planning Expenditures.

(A copy of the City Manager's memorandum dated May 18, 2006, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 14; 5/23/06, and is incorporated as part of this record by reference.)

15. Consideration of Requesting the City Attorney to Draft an Ordinance to Change the Membership of the Alexandria Emergency Medical Services Council.

(A copy of the City Manager's memorandum dated May 18, 2006, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 15; 5/23/06, and is incorporated as part of this record by reference.)

END OF CONSENT CALENDAR

WHEREUPON, upon motion by Vice Mayor Pepper, seconded by Councilman Gaines and carried unanimously, City Council approved the Consent Calendar, with the removal of items #8a and 12 and considered them under separate motion. The City Manager's recommendations were as follows:

7. City Council accepted the following resignations with regret: (a) Gerard Yoest, Alexandria-Gyumri Sister City Committee; (b) Kevin H. Posey, Alexandria Beautification Commission; (c) Benjamin Klein, Alexandria Commission on Employment; (d) Juan Bocanegra, Alexandria Commission on Information Technology; and (e) Andrew Jennison, Alexandria Public Records Advisory Commission.

8. City Council made the following appointments: (b) appointed Antoinette Ross as the one citizen member to the Alexandria-Gyumri Sister City Committee; and (c) appointed Matthew Slavin as the one member from the field of urban planning to the Alexandria Environmental Policy Commission.

9. City Council received the report and thanked the Commission for Women for their efforts on behalf of the City.

10. City Council: (a) approved the submission of the UASI sub-grant award; and (b) authorized the City Manager to complete the necessary paperwork.

11. City Council: (a) accepted the State Homeland Security Grant Program funds in the amount of \$27,084; and (b) authorized the City Manager to execute all the necessary documents that may be required.

13. City Council received the Monthly Financial Report for the period ending April 30, 2006.

14. City Council authorized the capital project allocations and planned

expenditures for the capital projects as detailed in the Capital Improvement Expenditure Summary.

15. City Council approved the request from the EMS Council and asked the City Attorney to draft an ordinance that modifies the membership of the Emergency Services Council to delete the designated positions for the representative of the Alexandria Condominium Association and the representative of the providers of private ambulance services in the City.

The voting was as follows:

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

8. Uncontested Appointments to Boards, Commissions and Committees:

(a) Alexandria Affordable Housing Advisory Committee
1 Representative of A Civic Association

(A copy of the above appointments is on file in the Office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item 8 (a-c); 5/23/06, and is incorporated as part of this record by reference.)

In response to questions and comments from Council, Mayor Euille said Council would revisit the issue of clarifying and redefining what it means by civic association and said he would ask the City Attorney to work with Council over the next several months and give guidance.

WHEREUPON, upon motion by Councilman Smedberg, seconded by Councilwoman Woodson and carried unanimously, City Council appointed Laura Lantzy as the one representative of a civic association to the Alexandria Affordable Housing Advisory Committee.

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

12. Consideration of Request to Vacate a Position on the Alexandria Commission for Women.

(A copy of the City Manager's memorandum dated May 10, 2006, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 12; 5/23/06, and is incorporated as part of this record by reference.)

Questions were asked by Councilwoman Woodson regarding attendance at commission meetings, which were answered by Director of Citizen Assistance Boyd.

Mayor Euille said he would appoint a couple members of Council to work with the City staff to take a look at some of the changes and the points that have been brought out about the 75 percent attendance requirements and definitions, so that when it reconvenes in September, Council can consider some significant policy changes.

WHEREUPON, upon motion by Councilwoman Woodson, seconded by Vice Mayor Pepper and carried unanimously, City Council declared the position vacant and authorized the Executive Secretary for Boards and Commissions to advertise the vacancy. The voting was as follows:

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

CONTESTED APPOINTMENTS

16. Alexandria Community Services Board
1 Citizen Member

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

NAME: ENDORSED BY:

Masharia Holman
Roberta New

(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. 16; 5/23/06 and is incorporated as part of this record by reference.)

WHEREUPON, ballots were distributed, tellers were appointed and the ballots tallied with the following result: City Council appointed Roberta New as the one citizen member to the Alexandria Community Services Board. The voting was as follows:

Euille	-	New
Pepper	-	New
Gaines	-	New
Krupicka	-	New
Macdonald	-	New
Smedberg	-	New
Woodson	-	New

17. Alexandria Human Rights Commission
1 Citizen Member

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

NAME: ENDORSED BY:

Robert Howard
Jimmie McClellan

(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. 17; 5/23/06 and is incorporated as part of this record by reference.)

WHEREUPON, ballots were distributed, tellers were appointed and the ballots tallied with the following result: City Council reappointed Jimmie McClellan as the one citizen member to the Alexandria Human Rights Commission. The voting was as follows:

Euille	-	McClellan
Pepper	-	McClellan
Gaines	-	McClellan
Krupicka	-	McClellan
Macdonald	-	McClellan
Smedberg	-	McClellan
Woodson	-	McClellan

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER FOR DISCUSSION

18. Presentation on the Alexandria Police Department's Calendar Year 2005 Annual Report.

(A copy of the Alexandria Police Department Annual Report 2005 is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 18; 5/23/06, and is incorporated as part of this record by reference.)

Police Chief Samarra, along with Ms. Garrand, Crime Analyst, made a presentation of the Police Department's Annual Report and responded to questions of City Council.

19. Receipt of Report on Pay Parity for Sworn Public Safety and Setting the Report for Public Hearing.

(A copy of the City Manager's memorandum dated May 19, 2006, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 19;

5/23/06, and is incorporated as part of this record by reference.)

Consultant Jan Shanklin with Analytic Solutions, appeared to respond to questions of Council.

WHEREUPON, upon motion by Councilman Smedberg, seconded by Vice Mayor Pepper and carried unanimously, City Council received the report and set it for public hearing on June 13, 2006. The voting was as follows:

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

REPORTS AND RECOMMENDATIONS FROM BOARDS, COMMISSIONS AND COMMITTEES

None

ORAL REPORTS BY MEMBERS OF CITY COUNCIL

None.

ORAL PRESENTATIONS BY MEMBERS OF CITY COUNCIL

(a) Mayor Euille reported on the current status of the credit rating with Standard and Poor's, and he said they anticipate receiving a favorable report from them by the end of this week. He said he, Mr. Hartmann, Mr. Jinks, Mr. Johnson and Mr. Neckel went to New York and was told by their analyst that there wasn't a higher credit rating that the City could be awarded. He said the word is that the City's Double Triple-A rating with S&P has been renewed.

(b) Mayor Euille said a locally owned independent children's book store, A Likely Story, won the 2006 Pennell Award, which is given to recognize the children's best book store in the country.

(c) Councilwoman Woodson asked where they are on the resolutions she asked about at the last legislative meeting.

Deputy City Manager Evans said the resolution on a diverse community will be on the docket for June 13, and the Mayor was waiting to hear from everyone on the second resolution.

Mayor Euille said he would try to get the second resolution on the human rights tragedy in Sudan on for June 13 also.

(d) Councilman Smedberg spoke about Holland Lane, and Council is increasingly hearing from people about that road and entrances to those areas and the need for improvements.

Mr. Baier reported on the work and improvements that are being done in that area.

(e) Councilman Krupicka said that at the last Council meeting, the City Attorney handed out information about a proposal to let citizens put their names on a do not deliver list if they don't want to receive free newspapers. He asked that Council ask the City Attorney to prepare an ordinance to come before Council for public hearing.

(f) Councilman Krupicka said there was an AP story about pay-day lending in Virginia and the problem with pay-day lending. He said a number of citizens are getting stuck in the cycle of debt where it moves from one pay-day loan to the next one to the next one, which creates a terrible situation for the consumers. He said this is an area where the State needs to do some more regulation. He asked that the group that is looking into how it regulates small businesses and special use permit requirements also look into pay-day lending facilities and how they presently regulate them and consider them when they open businesses.

Mayor Euille said he would refer this to the Consumer Affairs Commission for its education, outreach and advocacy, in addition to the workgroup.

Councilman Smedberg said Security Bank was opened recently in Falls Church, and it was established for the Hispanic community to bring forward banking practices that will get people to not have to go to check-cashing places.

Councilwoman Woodson said these are predatory establishments, but when one looks at the cost of doing business with a standard bank, it becomes predatory with people who are living paycheck to paycheck. She suggested that Council may want to send a resolution to the legislative delegations, at the State and Federal levels, to say they need to re-think community banking, as the City sees it as a problem.

Mayor Euille said Council can address this before the recess or make it a part of the legislative package in January.

ORAL REPORT FROM THE CITY MANAGER

Deputy City Manager Evans passed out a summary of events at the Jamestown celebration, along with a copy of two invitations for events on Friday and Saturday.

Mayor Euille noted that City Manager Hartmann is not with Council tonight, as he has an excused absence for his son's graduation from high school.

ORDINANCES AND RESOLUTIONS

20. Consideration of a Resolution Endorsing the Transaction 2030 Transportation Plan. **[ROLL-CALL VOTE]**

(A copy of the City Manager's memorandum dated May 19, 2006, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 20; 5/23/06, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Krupicka, seconded by Councilman Smedberg and carried unanimously by roll-call vote, City Council adopted the resolution endorsing the Transaction 2030 Transportation Plan. The voting was as follows:

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

The resolution reads as follows:

RESOLUTION NO. 2185

WHEREAS, the 2002 Virginia General Assembly passed the Northern Virginia Transportation Authority Act and created the NVTA; and

WHEREAS, the NVTA is comprised of 16 members: nine mayors or chairs, or their designees, of the four counties of Arlington, Fairfax, Loudoun, and Prince William, and the five cities of Alexandria, Fairfax, Falls Church, Manassas, and Manassas Park; two members of the House of Delegates; one member of the Virginia Senate; and two citizens appointed by the Governor; and the Director of Virginia's Department of Rail and Public Transportation and the Commonwealth Transportation Commissioner, or designee, serve as non-voting members; and

WHEREAS, the Virginia General Assembly granted the NVTA the power and function of preparing a long-range transportation plan for regional transportation projects in Northern Virginia. In carrying out this responsibility, the Authority shall, on the basis of a regional consensus, whenever possible, set regional transportation policies and priorities for regional transportation projects; and

WHEREAS, the City of Alexandria is a member of the NVTA; and

WHEREAS, the City of Alexandria has assisted the Northern Virginia Transportation Authority (NVTA) in preparing a draft update of the Northern Virginia region long-range transportation Plan (*TransAction 2030*); and NVTA has asked member jurisdictions to endorse the plan; and

WHEREAS, the City of Alexandria shares the NVTA's desires that regional transportation policies and priorities be guided by performance-based criteria such as the ability to improve travel times, reduce delays, connect regional activity centers, improve safety, improve air quality, and move the most people in the most cost-effective manner; and

WHEREAS, the *TransAction 2030* Plan adheres to the adopted vision that,

"In the 21st Century, Northern Virginia will develop and sustain a multimodal transportation system that supports our economy and quality of life. It will be fiscally sustainable, promote areas of concentrated growth, manage both demand and capacity, and employ the best technology, joining rail, roadway, bus, air, water, pedestrian, and bicycle facilities into an interconnected network."

previously endorsed by the City of Alexandria, as part of the Northern Virginia 2020 Transportation Plan on October 13, 1999.

WHEREAS, the *TransAction 2030* Plan is a comprehensive study that identifies multimodal transportation solutions that provide safe, efficient, and economical choices for travel and transport of goods, and which also support expansion of the local economy; and

WHEREAS, the adoption of the *TransAction 2030* Plan follows proactive public outreach and extensive public input through a scientific telephone survey of 1,263 Northern Virginia respondents, the participation of hundreds of citizens at seven community events, a public open house and hearing, and information dissemination through newsletters, a project website, and telephone information line; and

WHEREAS, the NVTA found through this analysis that the Northern Virginia region is expected to add more than 650,000 new jobs and 918,000 more residents in the next 25 years; and

WHEREAS, the Northern Virginia region accounts for 21 percent of the vehicle miles traveled on only eight percent of the Commonwealth's roadway lane miles and 75 percent of transit ridership in the Commonwealth; and

WHEREAS, the *TransAction 2030* Plan documented a dramatic deterioration of the roadway system in the six years between 1999 and 2005; and

WHEREAS, investments at the CLRP level are insufficient to counter this deterioration of the road network; and

WHEREAS, the additional investment called for in the *TransAction 2030* Plan is necessary to improve travel and quality of life in Northern Virginia.

WHEREAS, the City of Alexandria agreed that a long-range transportation plan that is outlined in the *TransAction 2030* Plan will improve mobility.

NOW, THEREFORE, BE IT RESOLVED that the City of Alexandria does hereby endorse the *TransAction 2030* Plan, and that this resolution should be forwarded to the NVTA to be appended to the *TransAction 2030* Plan;

BE IT FURTHER RESOLVED that the City of Alexandria agrees that where significant differences exist among jurisdictional resolutions and/or the *TransAction 2030* Plan, the NVTA should facilitate discussions that assure open and complete deliberation of these issues and their appropriate and timely resolution.

BE IT FURTHER RESOLVED that the City of Alexandria agrees that the following procedural stipulations shall be followed as the NVTA works to implement the transportation strategies contained in the *TransAction 2030* Plan:

The endorsed resolution of each member jurisdiction shall be appended to the *TransAction 2030* Plan.

The NVTA shall continue to evaluate any highway corridor that is still projected to experience one hour or more of stop-and-go traffic in 2030, even after the implementation of the *TransAction 2030* Plan in order to find ways to further reduce this congestion.

The NVTA shall continue to evaluate Metrorail lines into Washington, D.C., in order to understand capacity constraints and further identify improvements that will support additional ridership growth.

The *TransAction 2030* Plan provides a balance of future investment in highway and transit projects and enhances mobility throughout the region, and retaining this balance should be a goal as the *TransAction 2030* Plan is implemented.

The *TransAction 2030* Plan shall be updated and presented to the member jurisdictions at least every five years.

Since *TransAction 2030* Plan did not add or delete projects from the Northern Virginia 2020 Transportation Plan adopted by the Transportation Coordinating Council of Northern Virginia in December 1999, the next update of the Plan should include a complete review of the project list to determine if changes are necessary.

BE IT FURTHER RESOLVED that the City of Alexandria agrees that the NVTA should continue to review the interdependence between transportation and land use and recommend future measures for improving this linkage.

21. Consideration of Resolution From the Landlord-Tenant Relations Board Regarding the Voluntary Rent Guidelines. **[ROLL-CALL VOTE]**

(A copy of the City Manager's memorandum dated May 17, 2006, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 21; 5/23/06, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Gaines, seconded by Vice Mayor Pepper and carried unanimously by roll-call vote, City Council adopted the resolution from the Landlord-Tenant Relations Board regarding the Voluntary Rent Guidelines. The voting was as follows:

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

The resolution reads as follows:

RESOLUTION NO. 2186

WHEREAS, more than half of the dwelling units in the City of Alexandria are renter-occupied; and

WHEREAS, the Alexandria City Council has continually expressed its concern for the well-being of the City's tenants and landlords through proposed charter changes, legislation, and establishment of the Landlord-Tenant Relations Board; and

WHEREAS, the Alexandria Landlord-Tenant Relations Board has previously expressed its concern to the City Council regarding excessive rent increases;

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Alexandria, Virginia calls upon the Alexandria Landlord-Tenant Relations Board to monitor and investigate complaints of rent increases in excess of the following guidelines and to conduct a review of the guidelines every six months and forward recommendations to Council at a minimum of every 12 months:

- If the tenants pay all utilities, not more than six percent cumulatively per year;
- If all utilities are included in the rental amount, not more than nine and one half percent cumulatively per year;

PROVIDED, however, that Board investigators will recognize and take into account any unusual costs, capital improvements and major repairs to the property (which should be substantiated by the owner), and extraordinary increases (more than 50%) in assessments;

PROVIDED, further, that the landlord may apportion increased real estate taxes

in an equitable manner;

PROVIDED, further, that when a landlord converts utilities to a sub-metered or individually metered system, the amounts of monthly rents, plus annualized utility costs, shall remain within these guidelines.

BE IT FURTHER RESOLVED that the Landlord-Tenant Relations Board will report to City Council on the adequacy of the above guidelines in 2006.

OTHER

22. Consideration of City Council Schedule.

(A copy of the City Manager's memorandum dated May 18, 2006, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 22; 5/23/06, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Krupicka, seconded by Vice Mayor Pepper and carried unanimously, City Council received the revised calendar for May and June, 2006, which includes the following additions: City Council scheduled the farewell dinner for the 2003-2006 Mayor and Members of City Council on Tuesday, June 20 at 6:30 p.m. at a location to be determined; and cancelled the work session on Virginia Paving for May 31, 2006. The voting was as follows:

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

NEW BUSINESS ITEM NO. 1: EXECUTIVE SESSION

WHEREUPON, upon motion by Councilwoman Woodson, seconded by Councilman Smedberg and carried unanimously, at 9:26 p.m., City Council convened in executive session, pursuant to Section 2.2-3711(A)(3) of the Code of Virginia, for the purpose of discussing the acquisition of real property for public park and recreation purposes. The voting was as follows:

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

WHEREUPON, upon motion by Councilwoman Woodson, seconded by Councilman Krupicka and carried unanimously, at 9:33 p.m., City Council reconvened the meeting. The voting was as follows:

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

WHEREUPON, upon motion by Councilwoman Woodson, seconded by Councilman Krupicka and carried unanimously, City Council authorized the City Manager and City Attorney to acquire the property at 4109-4125 Mount Vernon Avenue, Tax Map Parcel Nos. 07.01-02-19, -20, -21 and -22, along the lines discussed with Council. The voting was as follows:

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

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

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

The resolution reads as follows:

RESOLUTION NO. 2187

WHEREAS, the Alexandria City Council has this 23rd day of May 2006, 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.

THERE BEING NO FURTHER BUSINESS TO BE CONSIDERED, upon motion by Councilwoman Woodson, seconded by Councilman Smedberg and carried unanimously, the regular City Council meeting of May 23, 2006, was adjourned at 9:35 p.m. The voting was as follows:

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

APPROVED BY:

WILLIAM D. EUILLE MAYOR

ATTEST:

Jacqueline M. Henderson, CMC City Clerk