

CITY COUNCIL OF ALEXANDRIA, VIRGINIA

**Regular Meeting
Tuesday, March 8, 2011 - - 7:00 p.m.**

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

Absent: Member of Council Alicia R. Hughes.

Also Present: Mr. Hartmann, City Manager; Mr. Banks, City Attorney; Ms. Evans, Deputy City Manager; Mr. Jinks, Deputy City Manager; Mr. Caton, Legislative Director; Mr. Johnson, Chief Financial Officer; Mr. Stewart, Office of Management and Budget; Ms. Triggs, Director, Finance Office; Ms. Boyd, City Manager's Office; Police Captain Ogden; Mr. Lerner, Deputy Director, Transportation and Environmental Services; Ms. Wilkinson, Transportation and Environmental Services; Fire Chief Thiel; Ms. Niebauer, Director, Office of Human Rights; Ms. Davis, Director, Office of Housing; Ms. McIlvaine, Deputy Director, Office of Housing; Mr. Keeler, Office of Housing; Ms. Hamer, Director, Planning and Zoning; Mr. Geratz, Planning and Zoning; Ms. Orr, Director, Office of Human Resources; Mr. Browan, Recreation, Parks and Cultural Activities; Mr. Spengler, Director, Recreation, Parks and Cultural Activities; and Mr. Lloyd.

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

City Council held a work session at 5:30 p.m. with the Alexandria Redevelopment and Housing Authority.

1. Calling the Roll.

The meeting was called to order by Mayor Euille, and the City Clerk called the roll; all the members of Council were present, with the exception of Councilwoman Hughes, who was absent.

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 February 12, 2011; and
- (b) The Regular Meeting Minutes of February 22, 2011.

WHEREUPON, upon motion by Vice Mayor Donley, seconded by Councilman Smedberg and carried unanimously, City Council approved the public hearing meeting minutes of February 12, 2011 and the regular meeting minutes of February 22, 2011. The voting was as follows:

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

RECOGNITION OF YOUTH BY MEMBERS OF CITY COUNCIL

None.

PROCLAMATIONS

- 3.1 Presentation of a Proclamation Declaring the Month of March as Women's History Month.

(A copy of the above proclamation is on file in the Office of the City Clerk and Clerk of Council, marked as Exhibit No. 1 of Item No. 3.1; 3/8//11, and is incorporated as part of this record by reference.)

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

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

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

CONSENT CALENDAR (4-13)

(Resignations and Uncontested Appointments)

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

- (a) Budget and Fiscal Affairs Advisory Committee
Michael G. Wenk
- (b) Convention and Visitors Association Board of Governors
Mike Wilson
- (c) Social Services Advisory Board
Whitney Dubinsky

(A copy of the above resignation is on file in the Office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 4 (a-c); 3/8/11, and is incorporated as part of this record by reference.)

5. Uncontested Appointments to Boards, Commissions and Committees:

- (a) Alexandria Gang Prevention Community Task Force
1 Member From and Representing a Community Organization With
Specific Outreach to the African-American Community
- (b) Beautification Commission
1 Citizen Member
- (c) Commission on HIV/AIDS
1 Citizen Member
- (d) Economic Opportunities Commission
1 Representative for Councilwoman Pepper

(A copy of the above appointments is on file in the Office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 5 (a-d); 3/8/11, and is incorporated as part of this record by reference.)

(Reports and Recommendations of the City Manager)

- 6. Consideration of Grant Application to the Virginia Department of Health for the United States Department of Agriculture (USDA) Summer Food Program for Children.

(A copy of the City Manager's memorandum dated February 23, 2011, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 6; 3/8/11, and is incorporated as part of this record by reference.)

- 7. Consideration Of A Renewal Grant Application To The Virginia Department Of Motor Vehicles For An Aggressive Driving/DUI Interdiction Program In FY 2012.

(A copy of the City Manager's memorandum dated February 24, 2011, is on file

in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 7; 3/8/11, and is incorporated as part of this record by reference.)

(Ordinances for Introduction)

8. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance Authorizing the Issuance of General Obligation Bonds to Finance Various City and School Capital Improvement Projects.

(A copy of the City Manager's memorandum dated March 2, 2011, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 8; 3/8/11, 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. 8; 3/8/11, 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. 8; 3/8/11, and is incorporated as part of this record by reference.)

9. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance Authorizing the Tenant of the Property Located at 1125 Queen Street in the City of Alexandria, Virginia, to Construct and Maintain an Encroachment for Outdoor Restaurant Seating at That Location.

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 9; 3/8/11, 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. 9; 3/8/11, and is incorporated as part of this record by reference.)

10. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend Section 5-602 (Coordinated Development Districts Created, Consistency with Master Plan, Required Approvals) to Article IV (Mixed Use Zones) of the City of Alexandria Zoning Ordinance, in accordance with the Text Amendment Heretofore Approved by City Council as Text Amendment No. 2010-0004.

(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. 10; 3/8/11, 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. 10; 3/8/11, and is incorporated as part of this record by reference.)

11. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend and Reordain the 1992 Master Plan (1998 ed.) of the City of Alexandria, Virginia, by Adopting and Incorporating Therein the Amendment Heretofore Approved by City Council to the Potomac Yard/Potomac Greens Small Area Plan Chapter of Such Master Plan as Master Plan Amendment No. 2010-0004 and No Other Amendments, and to Repeal All Provisions of the Said Master Plan as May Be Inconsistent With Such Amendment.

(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. 11; 3/8/11, 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. 11; 3/8/11, and is incorporated as part of this record by reference.)

12. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend Section 11-11-3 (Standards for Variances) To Division C (Board of Zoning Appeals), Article XI (Development Approvals and Procedures), of the City of Alexandria Zoning Ordinance, to Revise the Standard for Granting a Variance in Accordance With the Text Amendment Heretofore Approved by City Council as Text Amendment No. 2011-0001.

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 12; 3/8/11, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 12; 3/8/11, and is incorporated as part of this record by reference.)

13. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend Section 2-100 (Definitions) of Article II, Section 4-1400 (NR/Neighborhood Retail Zone Arlandria) of Article IV (Commercial, Office and Industrial Zones) and Section 6-600 (Mount Vernon Avenue Urban Overlay Zone) of Article IV (Special and Overlay Zones) All of the City of Alexandria Zoning Ordinance, to Clarify that Check Cashing, Payday Loan and Pawnshop Businesses Are Not Permitted in the Neighborhood Retail (Arlandria) and the

Mount Vernon Avenue Urban Overlay Zones and to Add Title Loan Companies to the List of Prohibited Uses in Accordance With the Text Amendment Heretofore Approved by City Council as Text Amendment No. 2011-0003.

(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; 3/8/11, 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; 3/8/11, and is incorporated as part of this record by reference.)

END OF CONSENT CALENDAR

WHEREUPON, upon motion by Councilman Krupicka, seconded by Councilwoman Pepper and carried unanimously, City Council approved the consent calendar. The City Manager's recommendations were as follows:

4. City Council accepted the following resignations with regret: (a) Michael G. Wenk, Budget and Fiscal Affairs Advisory Committee; (b) Mike Wilson, Convention and Visitors Association Board of Governors; and (c) Whitney Dubinsky, Social Services Advisory Board.

5. City Council made the following appointments: (a) appointed James Williams as the one member from and representing a community organization with specific outreach to the African-American community to the Alexandria Gang Prevention Community Task Force; (b) reappointed Jennifer Pugh as the one citizen member to the Beautification Commission; (c) appointed Tameka Macon as the one citizen member to the Commission on HIV/AIDS; and (d) appointed LaNitra Berger as the one representative for Councilwoman Pepper to the Economic Opportunities Commission.

6. City Council authorized staff to: 1. submit the grant application (due April 22, 2011) to the Virginia Department of Health for the United States Department of Agriculture for continued funding, and an estimated reimbursement amount of \$112,000 for program expenses; 2. affirmed that there are no funds available in the City budget to continue these activities once the grant funds are expended; and 3. execute all necessary documents that may be required.

7. City Council: 1. approved the grant application to the Virginia DMV in the amount of \$44,550 which will provide funds to the Police Department to operate a DUI/aggressive driving interdiction program in the City; 2. authorized the City Manager to execute all necessary documents that may be required; and 3. because of City budget constraints, affirm that no additional City funds would be available to fund this program in FY 2012 or future years.

8. City Council introduced the ordinance, passed it on first reading and scheduled it for public hearing, second reading and final passage on Saturday, March 12, 2011.

9. City Council introduced the ordinance, passed it on first reading and scheduled it for public hearing, second reading and final passage on Saturday, March 12, 2011.

10. City Council introduced the ordinance, passed it on first reading and scheduled it for public hearing, second reading and final passage on Saturday, March 12, 2011.

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Councilman Smedberg said on item #7, it didn't state when the grant application was due. Staff was asked staff to provide that information.

The voting was as follows:

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

CONTESTED APPOINTMENTS

14. Commission on HIV/AIDS
1 Representative of the Alexandria Chapter of the American Red Cross

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

NAME: ENDORSED BY:

Melissa Arons

(Material pertaining to the above appointment is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 14; 3/8/11, and is incorporated as part of this record by reference.)

WHEREUPON, ballots were distributed, tellers were appointed and the ballots were tallied with the following results: City Council waived the residency requirement and appointed Melissa Arons as the one representative of the Alexandria Chapter of the American Red Cross to the Commission on HIV/AIDS. The voting was as follows:

Euille	-	Arons
Donley	-	Arons
Fannon	-	Arons
Hughes	-	absent
Krupicka	-	Arons
Pepper	-	Arons
Smedberg	-	Arons

15. Emergency Medical Services Council
1 Representative of the Alexandria Medical Society Who Has Privileges at Alexandria Hospital
1 Representative of Nursing Homes Located in the City

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

NAME: ENDORSED BY:

Martin Brown
Robert Callahan

(Material pertaining to the above appointment is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 15; 3/8/11, and is incorporated as part of this record by reference.)

WHEREUPON, ballots were distributed, tellers were appointed and the ballots were tallied with the following results: City Council waived the residency requirement and reappointed Martin Brown as the one representative of Alexandria Medical Society who has privileges at Alexandria Hospital and waived the residency requirement and appointed Robert Callahan as the one representative of nursing homes located in the City to the Emergency Medical Services Council. The voting was as follows:

Euille	-	Brown, Callahan
Donley	-	Brown, Callahan
Fannon	-	Brown, Callahan
Hughes	-	absent
Krupicka	-	Brown, Callahan
Pepper	-	Brown, Callahan

Smedberg - Brown, Callahan

16. Social Services Advisory Board
1 Citizen Member

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

NAME: ENDORSED BY:

David Spencer
Keith Davis

(Material pertaining to the above appointment is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 16; 3/8/11, and is incorporated as part of this record by reference.)

WHEREUPON, ballots were distributed, tellers were appointed and the ballots were tallied with the following results: City Council reappointed Deshuna Spencer as the one citizen member to the Social Services Advisory Board. The voting was as follows:

Euille	-	Spencer
Donley	-	Spencer
Fannon	-	Davis
Hughes	-	absent
Krupicka	-	Spencer
Pepper	-	Spencer
Smedberg	-	Spencer

17. Traffic and Parking Board
3 Citizen Members

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

NAME: ENDORSED BY:

Kathryn Buechel
Thomas "Jay" Johnson
Jason Osborne
Lawrence Ruggiero
E. Jon Sargeant
Mary White

(Material pertaining to the above appointment is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 17; 3/8/11, and is incorporated as part of this record by reference.)

WHEREUPON, ballots were distributed, tellers were appointed and the ballots were tallied with the following results: City Council reappointed Thomas "Jay" Johnson, Lawrence Ruggiero and E. Jon Sargeant as the three citizen members to the Traffic and Parking Board. The voting was as follows:

Euille	-	Johnson, Ruggiero, Sargeant
Donley	-	Johnson, Ruggiero, Sargeant
Fannon	-	Johnson, Ruggiero, Sargeant
Hughes	-	absent
Krupicka	-	Johnson, Ruggiero, Sargeant
Pepper	-	Johnson, Ruggiero, Sargeant
Smedberg	-	Johnson, Ruggiero, Sargeant

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER FOR DISCUSSION

The following item was heard out of turn:

19. Consideration of Recommendations and Status Report on Legislation Introduced at the 2011 General Assembly Session.

(A copy of the City Manager's memorandum dated March 2, 2011, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 19; 3/8/11, and is incorporated as part of this record by reference.)

Legislative Director Caton made a presentation of his report.

Senator Saslaw, Delegate Englin, Delegate Ebbin and Delegate Herring spoke on the session of the General Assembly, the budget and the bills, and they responded to questions and comments from City Council.

18. Discussion of Proposed Federal Legislation with Congressman James P. Moran.

(A copy of the City Manager's memorandum dated March 3, 2011, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 18; 3/8/11, and is incorporated as part of this record by reference.)

Congressman Moran went over concerns and Federal legislation, BRAC-133, HR-1 and others, and he responded to questions and comments from Council.

20. Consideration of the Monthly Financial Report for the Period Ending January 31, 2011.

(A copy of the City Manager's memorandum dated March 3, 2011, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 20; 3/8/11, and is incorporated as part of this record by reference.)

Mr. Johnson, Chief Financial Officer, made a presentation of the staff report and he, along with Fire Chief Thiel, responded to questions of City Council.

WHEREUPON, upon motion by Vice Mayor Donley, seconded by Councilman Smedberg and carried 5-0, City Council received the monthly financial report for the period ending January 31, 2011. The voting was as follows:

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

21. Consideration of Proposal to Permit the Jamestown-Yorktown Foundation to Dock the Tall Ship *Godspeed* at the City Marina from October 2-10, 2011 and to Waive Associated Docking Fees.

(A copy of the City Manager's memorandum dated February 24, 2011, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 21; 3/8/11, and is incorporated as part of this record by reference.)

Mr. Browand, Recreation, Parks and Cultural Activities, responded to questions of City Council.

WHEREUPON, upon motion by Councilman Smedberg, seconded by Councilman Pepper and carried unanimously, City Council approved the request to dock the tall ship *Godspeed* at the City of Alexandria marina from October 2-10, 2011, and waive the associated docking fee. The voting was as follows:

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

22. Consideration of Proposed Modifications to the City's Policy on Parking for Persons with Disabilities

(A copy of the City Manager's memorandum dated March 3, 2011, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 22; 3/8/11, and is incorporated as part of this record by reference.)

Ms. Wilkinson, Transportation and Environmental Services, responded to questions of City Council.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Vice Mayor Donley and carried unanimously, City Council: 1. continued the City's existing policy of

following the Code of Virginia to regulate parking for vehicles displaying handicapped license plates or placards; and 2. directed the staff to draft an ordinance for future Council consideration to establish and implement a two-year pilot program to provide a permit to allow free parking of up to 12 hours in metered zones for persons with disabilities who are employed within the City and do not have available accessible off-street parking at their place of employment. The voting was as follows:

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

Councilman Krupicka said as it moves forward, they need to continue to look at the issue of abuse for placards.

REPORTS AND RECOMMENDATIONS FROM BOARDS, COMMISSIONS AND COMMITTEES

- 23. Development Special Use Permit #2011-0003
 898 North Alfred Street
 James Bland (Old Town Commons)
 Public Hearing and Consideration of a Request For an Amendment to DSUP #2008-0013 to Construct Three Multi-family Buildings Instead of Two Multi-family Buildings as Previously Approved; Zoned CDD-16/Coordinated Development District #16. Applicant: Alexandria Housing and Redevelopment Authority and GPB Associates, Represented by Kenneth Wire, Attorney
 Planning Commission Action: Recommend Approval 7-0

(A copy of the Planning Commission report dated March 8, 2011, 2011 is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 23; 3/8/11, and is incorporated as part of this record by reference.)

Vice Mayor Donley said because the applicant in this case is a customer of his employer, Virginia Commerce Bank, and he is involved in their overall banking relationship, although not party to their specific transactions, he would not participate in the consideration of this matter.

Mr. Geratz, Planning and Zoning, responded to questions of City Council.

WHEREUPON, upon motion by Councilman Krupicka, seconded by Councilwoman Pepper and carried 5-0-1, City Council closed the public hearing and adopted the Planning Commission recommendation. The voting was as follows:

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

Smedberg "aye"

ORAL REPORTS BY MEMBERS OF CITY COUNCIL

and

ORAL PRESENTATIONS BY MEMBERS OF CITY COUNCIL

(a) Mayor Euille noted the appointment of the following persons to the Ad Hoc Retirement Advisory Board: Public Safety reps: Mike Cross, Ed Milner, Lonnie Phillips and Robert Gilmore. General employee reps: Brenda D'Sylva and Shane Cochran. Citizen members: Jeannine Bosley, Lisa Chimento, James McNeil, David Speck, James Ray and Len Rubinstein, with Russ Bailey as an alternate. City Manager rep: Bruce Johnson.

(b) Councilwoman Pepper noted that the turnout for the St. Patrick's Day parade was excellent. She said the new length of the parade worked very well. She said the grand marshal and his lady were very much involved. She said she and Councilman Fannon were at the dinner the night before that honors the grand marshalls.

(c) Councilwoman Pepper noted the Mardi-Growl, which is the main fundraiser the Vola Lawson Animal Shelter puts on.

(d) Councilwoman Pepper said the symphony orchestra had their big production and Master of Ceremonies Rob Krupicka did an excellent job. The Auctioneer was Frank Fannon.

(e) Councilman Fannon said the T.C. Williams Titans are playing the state semi-finals basketball tomorrow in Richmond, and if they win, the championship game is Friday.

ORAL REPORT FROM THE CITY MANAGER

City Manager Hartmann noted that Council held a work session with ARHA prior to this evening's meeting. One of the items discussed was a proposed purchase of a 24 unit long-time affordable housing building named Pendleton Park, near the corner of Payne and Pendleton Streets. ARHA is in negotiations to purchase the units from the Church who owns the property and there is a desire on the church's part to make sure it is sold to an organization that will maintain the affordability of the units, which was ARHA's intention. He said ARHA is proposing to finance the rehabilitation of the units with Federal housing assistance in the form of Federal tax credits. ARHA has asked the City to support the application for tax credits for the project, and it would better position the tax credit application by having Council authorize a letter of support.

WHEREUPON, upon motion by Vice Mayor Donley, seconded by Councilman Krupicka and carried 4-2, City Council authorized the City Manager to execute a letter of support to the Virginia Housing Development Authority for ARHA's Pendleton Park

housing tax credit application. The voting was as follows:

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

ORDINANCES AND RESOLUTIONS

None.

OTHER

24. Consideration of City Council Schedulee.

(A copy of the City Manager’s memorandum dated March 3, 2011, is on file in he Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 24; 3/8/11, and is incorporated as part of this record by reference.)

Deputy City Manager Evans noted that the Department of Human Resources City employee services award ceremony will be held on Thursday, April 21 at the Masonic Temple and that will be added to the next calendar. Tours of the new Police Department facility will be given the next four Mondays at 4:00.

WHEREUPON, upon motion by Vice Mayor Donley, seconded by Councilman Krupicka and carried unanimously, City Council: 1. noted that the Wednesday, March 16 BRAC-133 Advisory committee meeting will be held in the auditorium at Hammond Middle School at 7:00 p.m. Council members may wish to attend this meeting, since it will include a discussion with VDOT staff and their consultants about the proposed HOV ramp at Seminary Road and I-395 and the desired type of environmental review of the project; and 2. noted the following additions to the Council calendar since the last legislative meeting: The Jaycees annual Community Appreciation Night at 7:00 p.m on Tuesday, April 5 in the Sister Cities Conference Room 1101; and the Titan Expo at 1:00 p.m. on Sunday, May 15 at T.C. Williams High School. The voting was as follows:

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

EXECUTIVE SESSION

25. Consideration of a Closed Meeting For the Purpose of Consulting With Legal Counsel Regarding Potential and Pending Litigation and Real Estate Acquisition and Personnel Matters.

WHEREUPON, upon motion by Councilman Smedberg, seconded by Vice Mayor Donley and carried unanimously, City Council convened in closed executive session at 9:22 p.m., pursuant to Sections 2.2-3711(A)(1), (3) and (7) of the *Code of Virginia*, for the purpose of discussion and consideration of the appointment of a specific appointee of City Council, and discussion or consideration of the acquisition of real property for a public purpose or the disposition of publicly held real property and consultation with legal counsel and briefing by staff pertaining to actual or probable litigation where such consultation in open meeting would adversely affect the negotiating or litigating posture of the public body for the consultation regarding specific legal matters requiring the provision of legal advice. The voting was as follows:

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

WHEREUPON, upon motion by Councilman Smedberg, seconded by Vice Mayor Donley and carried unanimously, City Council reconvened the meeting at 10:02 p.m. The voting was as follows:

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

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

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

The resolution reads as follows:

RESOLUTION NO. 2439

WHEREAS, the Alexandria City Council has this 8th day of March 2011, 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 Councilman Smedberg, seconded by Vice Mayor Donley and carried unanimously, City Council adjourned the regular meeting of March 8, 2011 at 10:03 p.m. The voting was as follows:

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

APPROVED BY:

WILLIAM D. EUILLE

MAYOR

ATTEST:

Jacqueline M. Henderson, MMC
City Clerk and Clerk of Council