

CITY COUNCIL OF ALEXANDRIA, VIRGINIA

Regular Meeting
Tuesday, May 8, 2012 - - 7:00 p.m.

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

Absent: None.

Also Present: Mr. Young, City Manager; Mr. Banks, City Attorney; Mr. Johnson, Chief of Staff, City Manager's Office; Ms. Evans, Deputy City Manager; Mr. Jinks, Deputy City Manager; Police Captain Ogden; Mr. Baier, Director, Transportation and Environmental Services; Ms. Boyd, Special Assistant to the City Manager, City Manager's Office; Mr. Castrilli, Director, Office of Communications; Ms. Triggs, Acting Chief Financial Officer; Mr. Routt, Office of Management and Budget; Fire Chief Thiel; Ms. Collins, Assistant City Manager, City Manager's Office; Ms. Niebauer, Director, Office of Human Rights; Ms. Hamer, Director, Planning and Zoning; Mr. Mortiz, Planning and Zoning; Ms. Contreras, Planning and Zoning; Mr. Spengler, Director, Recreation, Parks and Cultural Activities; Ms. Colton, Recreation, Parks and Cultural Activities; Ms. Carrel, Recreation, Parks and Cultural Activities; Mr. McPike, Director, General Services; Ms. Davis, Director, Office of Housing; Ms. McIlvaine, Deputy Director, Office of Housing; Sheriff Lawhorne; Deputy Sheriff DiCesare; Ms. Chis, Department of Community and Human Services; Ms. Bassing, Department of Community and Human Services; Ms. Buttar, Department of Community and Human Services; Ms. Griffin, Department of Community and Human Services; Mr. McKinney, Department of Community and Human Services; Mr. Bland, Office of Finance; Mr. Martinez, ITS; and Mr. Lloyd.

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

City Council held a work session at 5:30 p.m to discuss the Housing Master Plan.

1. Calling the Roll.
The meeting was called to order by Mayor Euille, and the City Clerk called the

roll. All the members of Council were present.

2. Moment of Silence and Pledge of Allegiance.

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

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

- (a) The Regular Meeting Minutes of April 24, 2012.

WHEREUPON, upon motion by Vice Mayor Donley, seconded by Councilwoman Hughes and carried unanimously, City Council approved the regular meeting minutes of April 24, 2012. The voting was as follows:

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

RECOGNITION OF YOUTH BY MEMBERS OF CITY COUNCIL

None.

PROCLAMATIONS

4. Presentation of a Proclamation Declaring May as Older Americans Month, Older Alexandrians Month and National Elder Abuse Prevention Month.

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	"aye"
Euille	"aye"	Krupicka	"aye"
	Smedberg	"aye"	

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

CONSENT CALENDAR (5-10)

(Resignations and Uncontested Appointments)

5. Uncontested Appointments to Boards, Commissions and Committees:

- (a) Ad Hoc Towing Services Advisory Board

1 Citizen Member
1 Police Department Representative

- (b) Alexandria-Gyumri Sister City Committee
2 Citizen Members
- (c) Citizen Corps Council
1 Citizen Member
- (d) Commission for Women
3 Citizen Members
- (e) Social Services Advisory Board
1 Citizen Member
- (f) Waterfront Commission
1 Park Planning District II Representative
1 Park Planning District III Representative
1 Commission for the Arts Representative
1 Historic Alexandria Foundation Representative
1 Planning Commission Representative

(A copy of the above appointments are on file in the Office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 5 (a-f); 5/8/2012, and is incorporated as part of this record by reference.)

(Reports and Recommendations of the City Manager)

- 6. Consideration of Adoption of the Draft Fiscal Year 2013 Action Plan for Housing and Community Development. (#7, 4/14/2012)

(A copy of the City Manager's memorandum dated May 2, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 6; 5/8/2012, and is incorporated as part of this record by reference.)

- 7. Consideration of Appointment of a Management Representative to the City of Alexandria Firefighters and Police Officers Pension Plan Retirement Board.

(A copy of the City Manager's memorandum dated May 2, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 7; 5/8/2012, and is incorporated as part of this record by reference.)

- 8. Consideration of a Grant Application for the Renewal of the Justice Assistance Grant for the Police Department's Part I Crimes Task Force.

(A copy of the City Manager's memorandum dated May 2, 2012, is on file in the

Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 8; 5/8/2012, and is incorporated as part of this record by reference.)

9. Consideration of Grant Applications to the Virginia Department of Housing and Community Development for Homeless Services Related Program.

(A copy of the City Manager's memorandum dated May 2, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 9; 5/8/2012, and is incorporated as part of this record by reference.)

10. Consideration of an Application to the USDA's Agricultural Marketing Service Grant Program for a Farmers' Market Promotion Program Grant.

(A copy of the City Manager's memorandum dated May 2, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 10; 5/8/2012, and is incorporated as part of this record by reference.)

END OF CONSENT CALENDAR

WHEREUPON, upon motion by Vice Mayor Donley, seconded by Councilman Smedberg and carried unanimously, City Council approved the consent calendar, with the removal of item #10, which was considered under separate motion. The City Manager's recommendations were as follows:

5. City Council made the following appointments to boards and commissions: (a) appointed Monique Miles as the one citizen member and Joseph Seskey as the Police Department representative to the Ad-Hoc Towing Services Advisory Board; (b) appointed Katelyn Gately and Barbara Granfield as the two citizen members to the Alexandria-Gyumri Sister City Committee; (c) appointed John Aucott as the one citizen member to the Citizen Corps Council; (d) reappointed Belinda Jackson Farrier, Camille Leverett, and William Smith as the three citizen members to the Commission for Women; (e) appointed Theron Keith Fuller as the one citizen member to the Social Services Advisory Board; (f) appointed Dennis Auld as the one Park Planning District II representative, Melinda Lyle as the one Park Planning District III representative, Patricia Miller as the one Commission for the Arts representative, Morgan Delaney as the one Historic Alexandria Foundation representative, and Stewart Dunn as the one Planning Commission representative to the Waterfront Commission.

6. City Council: 1. approved the one-year action plan for Housing and Community Development for FY 2013, which includes the City's application for Federal Fiscal Year 2012 funding for \$678,236 in Community Development Block Grant (CDBG) and \$373,796 in Home Investment Partnerships Program (HOME) monies; 2. approved the transfer of \$57,500 from CDBG Program Administration to the Rental Accessibility Modification Program and \$31,967 from HOME Administration to the Affordable Housing Development and Preservation Assistance program (HOME Housing Opportunities Fund); and 3. authorized the City Manager to make adjustment to the

FY 2013 Action Plan and grant application based on the approved FY 2013 budget, and to execute all necessary documents.

7. City Council appointed Morgan Routt, Acting Director of the Office of Management and Budget, to the Board and appointed Tom Gates, Assistant City Manager, as an alternate member of the Board, both effective May 12. These appointments are necessary as a result of the resignation of Human Resources Director Cheryl Orr. Her last day in City employment is May 11.

8. City Council approved the application for the renewal of the \$37,949 grant.

9. City Council: 1. approved the submission of the grant application to the VDHCD in an amount up to \$150,000 annually; and 2. authorized the City Manager to execute all the necessary documents that may be required.

The voting was as follows:

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

10. Consideration of an Application to the USDA's Agricultural Marketing Service Grant Program for a Farmers' Market Promotion Program Grant.

(A copy of the City Manager's memorandum dated May 2, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 10; 5/8/2012, and is incorporated as part of this record by reference.)

Mr. McPike, Director, General Services, responded to questions of City Council.

WHEREUPON, upon motion by Councilwoman Hughes, seconded by Vice Mayor Donley and carried unanimously, City Council: 1. approved the submission of the grant application (due May 21, 2012); and 2. authorized the City Manager to execute the documents that may be required. The voting was as follows:

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

CONTESTED APPOINTMENTS

11. Waterfront Commission
1 Park Planning District I Representative

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

NAME:

ENDORSED BY:

Trey Hanbury
Meghan Welch

(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. 11; 5/8/12, and is incorporated as part of this record by reference.)

WHEREUPON, ballots were distributed, tellers were appointed and the ballots were tallied with the following results: City Council appointed Trey Hanbury as the one Park Planning District I representative to the Waterfront Commission. The voting was as follows:

Euille	-	Hanbury
Donley	-	Hanbury
Fannon	-	Welch
Hughes	-	Hanbury
Krupicka	-	Hanbury
Pepper	-	Hanbury
Smedberg	-	Hanbury

12. Ad Hoc Towing Services Advisory Board
2 Towing Company Representatives

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

NAME:

ENDORSED BY:

Dwight Gochenour
Michael Reynolds

(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. 12; 5/8/12, 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 requirements and appointed Dwight Gochenour and Michael Reynolds as the two towing company representatives to the Ad Hoc Towing Services Advisory Board. The voting was as follows:

Euille	-	Gochenour, Reynolds
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Donley	-	Gochenour, Reynolds
Fannon	-	Gochenour, Reynolds
Hughes	-	Gochenour, Reynolds
Krupicka	-	Gochenour, Reynolds
Pepper	-	Gochenour, Reynolds
Smedberg	-	Gochenour, Reynolds

13. Torpedo Factory Art Center Board
1 City Manager Designee

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

NAME: ENDORSED BY:

Jeremy McPike

(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. 13; 5/8/12, 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 Jeremy McPike as the one City Manager representative to the Torpedo Factory Art Center Board. The voting was as follows:

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

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER FOR DISCUSSION

14. Consideration of Receipt of Report from the Budget and Fiscal Affairs Advisory Committee

(A copy of the City Manager's memorandum dated May 2, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 14; 5/8/2012, and is incorporated as part of this record by reference.)

Mr. Branch, co-chair, BFAAC, noting that Jim Butler, co-chair, was in the audience, made a presentation of the report and responded to questions of City Council.

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

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

15. Consideration of Receipt of the Draft Public Art Policy.

(A copy of the City Manager's memorandum dated May 2, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 15; 5/8/2012, and is incorporated as part of this record by reference.)

Ms. Carrell, Parks, Recreation and Cultural Activities, appeared with Ms. Miller, Commission for the Arts, and Ms. Contreras, Planning and Zoning, and made a presentation of the report and responded to questions of City Council.

WHEREUPON, upon motion by Councilman Krupicka, seconded by Councilwoman Pepper and carried 6-0, City Council: 1. received and reviewed the draft Public Art Policy; and 2. directed staff to docket this draft Public Art Policy for Planning Commission and City Council public hearing and adoption. The voting was as follows:

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

The following item was heard out of order:

17. Consideration of the Summary Report on the Community Youth Mapping Project in the East End of Alexandria.

(A copy of the City Manager's memorandum dated May 2, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 17; 5/8/2012, and is incorporated as part of this record by reference.)

Mr. Allen Lomax, chair, Substance Abuse Prevention Coalition of Alexandria, and Mr. Derek Bibbs, Board member, SAPCA and a T.C. Williams student, made a presentation of the report and they, along with Mr. McKinney, Department of Community and Human Services, responded to questions of City Council.

WHEREUPON, upon motion by Councilwoman Hughes, seconded by Councilwoman Pepper and carried unanimously, City Council: 1. received the

Community Youth Mapping Summary Report; and 2. recognized the Substance Abuse Prevention Coalition of Alexandria for their work on behalf of the City. The voting was as follows:

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

16. Consideration of the Adoption of the Long Range Planning Work Program.

(A copy of the City Manager's memorandum dated May 2, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 16; 5/8/2012, and is incorporated as part of this record by reference.)

Ms. Hamer, Director, Planning and Zoning, made a presentation of the report and responded to questions of City Council.

WHEREUPON, upon motion by Councilwoman Hughes, seconded by Councilwoman Pepper and carried unanimously, City Council approved the proposed FY2013 planning initiatives and work program as described in the memorandum. The proposed work program is consistent with the FY 2013 budget in regard to staffing and other budget resources and reflects the City Council's comments at the April 24, 2012 work session. The voting was as follows:

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

18. Consideration of the Monthly Financial Report For the Period Ending March 31, 2012.

(A copy of the City Manager's memorandum dated May 2, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 18; 5/8/2012, and is incorporated as part of this record by reference.)

Mr. Triggs, Acting Director, Office of Management and Budget, made a presentation of the report and responded to questions of City Council.

WHEREUPON, upon motion by Vice Mayor Donley, seconded by Councilwoman Hughes and carried unanimously, City Council received the monthly financial report for the period ending March 31, 2012. The voting was as follows:

Donley	"aye"	Fannon	"aye"
Hughes	"aye"	Krupicka	"aye"

Euille	"aye"	Pepper	"aye"
	Smedberg	"aye"	

19. Consideration of Release of Funds from FY 2012 Contingent Reserves for the Establishment of a Mental Health Probation Officer Within the Sheriff's Office.

(A copy of the City Manager's memorandum dated May 2, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 19; 5/8/2012, and is incorporated as part of this record by reference.)

Sheriff Lawhorne responded to questions of City Council.

WHEREUPON, upon motion by Councilman Smedberg, seconded by Councilwoman Pepper and carried unanimously, City Council: 1. allocated \$60,000 from the FY 2012 contingent reserves (including carryover from previous years) that was previously set aside to fund the creation of an additional sober living unit in the Sheriff's Office; and 2. authorized the addition of a Mental Health Probation Officer (1.0 FTE) in the Sheriff's Office. The voting was as follows:

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

20. Consideration of a Grant Application to the U.S. Department of Homeland Security, Port Security Grant Program.

(A copy of the City Manager's memorandum dated May 2, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 20; 5/8/2012, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Vice Mayor Donley, seconded by Councilwoman Hughes and carried unanimously, City Council: 1. approved the submission of a grant application; and 2. authorized the City Manager to execute the necessary documents that may be required. The voting was as follows:

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

REPORTS AND RECOMMENDATIONS FROM BOARDS, COMMISSIONS AND COMMITTEES

None

ORAL REPORTS BY MEMBERS OF CITY COUNCIL

and

ORAL PRESENTATIONS BY MEMBERS OF CITY COUNCIL

(a) Mayor Euille noted that Spring for Alexandria was a great success. Over \$320,000 was raised for the non-profits during the day long call in event, and almost 4,000 individual pledges were made. Friday was the clean-up day throughout the City.

(b) Mayor Euille noted the budget was adopted last night, a \$587.9 million operating budget, and the tax rate remained unchanged at 99.8 cents.

(c) Mayor Euille noted an incident that occurred recently at a coffee shop in Old Town where a resident tripped on a manhole cover in the sidewalk, and folks went out to help, including Councilman Fannon, who helped the gentleman with his injuries.

(d) Councilman Smedberg said he noted the change in the memo formats and he appreciated the new format, the way its laid out, how things are separated and more concise.

(e) Councilwoman Pepper said she cleaned the windows at Duncan Library for Act Alexandria.

ORAL REPORT FROM THE CITY MANAGER

None.

ORDINANCES AND RESOLUTIONS

21. Consideration of Merging of Public Safety Employee Line of Duty Benefits into the City's Post-employment Benefits Trust Fund:
 - a) Introduction and First Reading. Passage on First Reading of an Ordinance to Modify Section 3-1-7 of Chapter 1 of Title 3 of the City Code to Add the Line of Duty Benefits to the Post-employment Non-benefit Trust Fund Account;
 - b) Receipt of a Resolution Providing for Irrevocable Election Not to Participate in Line of Duty Trust Fund and Proposed Amendment to the City of Alexandria Post-employment Benefits Trust and Scheduling the Resolution and the Amendment for Council Action on Saturday, May 12, 2012.

(A copy of the City Manager's memorandum dated May 2, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 21; 5/8/2012, and is incorporated as part of this record by reference.)

Ms. Triggs, Acting Director, Office of Management and Budget, made a presentation of the report and responded to questions of City Council.

WHEREUPON, upon motion by Councilman Smedberg, seconded by Councilman Krupicka and carried unanimously, City Council: 1. passed on first reading the ordinance amending and reordaining the Alexandria City Code Section 3-1-7 and scheduled the ordinance for public hearing, second reading and final passed on Saturday, May 12; and 2. received the resolution providing for irrevocable election not to participate in the Virginia line of duty trust fund and the proposed amendment to the City of Alexandria post-employment benefits trusts trust and scheduled Council consideration of the resolution and the amendment for Council consideration on Saturday, May 12 following the adoption of the ordinance. The voting was as follows:

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

22. Consideration of a Resolution Affirming the City's Current Zoning for 1202 and 1204 South Washington Street (Hunting Towers.)

(A copy of the City Manager's memorandum dated May 2, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 22; 5/8/2012, and is incorporated as part of this record by reference.)

Mr. Jinks, Deputy City Manager made a presentation of the report and responded to questions of City Council.

Council asked that the resolution be brought back because what is missing from the resolution is the statement of the value of it as workforce housing, and the value as part of the community. It would be valuable to add something that makes it clear the City will use whatever resources and tools it can to work with potential acquirers who want to maintain it as affordable.

WHEREUPON, upon motion by Councilman Krupicka, seconded by Vice Mayor Donley and carried unanimously, City Council deferred this item to May 22, 2012. The voting was as follows:

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

23. Consideration of a Resolution Proposed by the Alexandria Human Rights Commission Supporting the Family of Trayvon Martin, Denouncing Racial Profiling and Reaffirming Alexandria's Commitment to Ensuring and Protecting the Rights of All.

(A copy of the City Manager's memorandum dated May 2, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 23; 5/8/2012, and is incorporated as part of this record by reference.)

Ms. Niebauer, Director, Office of Human Rights, along with Mr. Gaines, member, Human Rights Commission, made a presentation of the report and responded to questions of City Council.

Council asked that the Whereas clauses be rewritten to make a statement of fact, instead of judgements, that provide the rationale for the reaffirmation in the resolved clauses, and that it tie it back to guidance to the operations of the City.

WHEREUPON, upon motion by Vice Mayor Donley, seconded by Councilwoman Hughes and carried unanimously, City Council deferred this item to May 22, 2012. The voting was as follows:

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

OTHER

24. Consideration of City Council Schedule.

(A copy of the City Manager's memorandum dated May 2, 2012, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 24; 5/8/2012, and is incorporated as part of this record by reference.)

Councilwoman Hughes offered congratulations to the Alexandria Jaycees for having been named the Virginia Jaycees chapter of the year for the second year in a row.

Councilman Smedberg said he will be returning from Seattle around 4:00 p.m on May 22 so if he is late for the meeting, that is why.

WHEREUPON, upon motion by Vice Mayor Donley, seconded by Councilman Krupicka and carried unanimously, City Council: 1. received the updated Council schedule; and 2. approved the Council schedule. The voting was as follows:

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

EXECUTIVE SESSION

25. Consideration of Convening a Closed Meeting For the Purpose of Consulting with Legal Counsel Regarding Pending Litigation and Real Estate Matters.

WHEREUPON, upon motion by Councilwoman Hughes, seconded by Vice Mayor Donley and carried 6-0, City Council convened in closed executive session at 9:14 p.m., pursuant to the *Code of Virginia*, for the purpose of discussion or consideration of the acquisition of real property for a public purpose, or the disposition of publicly held real property, for consultation with counsel and briefing by staff pertaining to actual or probable litigation that would require consultation where such consultation in open would adversely affect their posture, and for consultation regarding specific legal matters requiring the provision of advice. The voting was as follows:

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

WHEREUPON, upon motion by Councilwoman Hughes, seconded by Vice Mayor Donley and carried unanimously, City Council reconvened in open session at 10:13 p.m. The voting was as follows:

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

WHEREUPON, upon motion by Councilwoman Hughes, 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:

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

The resolution reads as follows:

RESOLUTION NO. 2499

WHEREAS, the Alexandria City Council has this 8th day of May 2012, 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 Vice Mayor Donley, seconded by Councilwoman Hughes and carried unanimously, City Council adjourned the May 8, 2012 regular meeting at 10:14 p.m. The voting was as follows:

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

APPROVED BY:

WILLIAM D. EUILLE MAYOR

ATTEST:

Jacqueline M. Henderson
City Clerk and Clerk of Council