

**City of Alexandria Meeting Minutes**  
**City Council Legislative Meeting**  
**Council Chambers**  
**Tuesday, April 9, 2013, 7:00 p.m.**

Present: Mayor William D. Euille, Vice Mayor Allison Silberberg, Members of Council John Taylor Chapman, Timothy B. Lovain, Redella S. Pepper, Paul C. Smedberg and Justin M. Wilson.

Absent: None.

Also Present: Mr. Young, City Manager; Mr. Banks, City Attorney; Mr. Fletcher, Special Assistant to the City Manager; Mr. Jinks, Deputy City Manager; Ms. Evans, Deputy City Manager; Ms. Smith, Director, Office of Management and Budget; Ms. Taylor, Office of Management and Budget; Mr. Routt, Office of Management and Budget; Mr. Bever, Office of Management and Budget; Police Chief Cook; Police Captain Wemple, Police Department; Mr. Spengler, Director, Parks, Recreation and Cultural Activities; Ms. Colton, Parks, Recreation and Cultural Activities; Ms. Ruggiero, Parks, Recreation and Cultural Activities; Mr. Baier, Director, Transportation and Environmental Services; Mr. Skrabak, Deputy Director, Transportation and Environmental Services; Mr. Sharma, Transportation and Environmental Services; Mr. Tran, Transportation and Environmental Services; Mr. Garbacz, Transportation and Environmental Services; Ms. Marks, Transportation and Environmental Services; Mr. Martinez, Information Technology; Ms. Boyd, City Manager's Office; Ms. Davis, Director, Office of Housing; Mr. Cochran, Office of Housing; Ms. Hamer, Director, Planning and Zoning; and Mr. Lloyd.

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

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5:30 p.m. - Work Session on the Housing Master Plan.

City Council held the work session.

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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:

The Regular Meeting Minutes of March 27, 2013.

**WHEREUPON**, upon motion by Councilman Wilson, seconded by Councilman Chapman and carried unanimously, City Council approved the regular meeting minutes of March 27, 2013. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

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

None.

#### PROCLAMATIONS

4. Presentation of a Proclamation Declaring April 20, 2013 as Earth Day and Arbor Day in the City of Alexandria.

**WHEREUPON**, upon motion by Councilwoman Pepper, seconded by Vice Mayor Silberberg and carried unanimously, City Council endorsed the proclamation. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

5. Presentation of a Proclamation Recognizing Lt. John Zook.

**WHEREUPON**, upon motion by Councilwoman Pepper, seconded by Councilman Chapman and carried unanimously, City Council endorsed the proclamation. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

6. Presentation of the 2012 Annual Report from First Night Alexandria.

Ms. Eileen Cassidy Rivera, incoming president of the board of First Night Alexandria, made a presentation of the report of First Night Alexandria.

**WHEREUPON**, upon motion by Councilwoman Pepper, seconded by Vice Mayor Silberberg and carried unanimously, City Council received the report of First Night Alexandria. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

#### REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

##### CONSENT CALENDAR (7-22)

(Resignations and Uncontested Appointments)

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

(a) Public Health Advisory Commission (CSB representative)  
Mary Anne Weber

(b) Torpedo Factory Art Center Board  
Jody Manor

(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. 7 (a-b); 4/9/13, and is incorporated as part of this record by reference.)

8. Uncontested Appointments to Boards, Commissions and Committees:

(a) Affordable Housing Advisory Committee  
1 Residential Tenant in the City Representative

(b) Archaeological Commission  
1 Member From the Historic Alexandria Foundation

(c) Citizen Corps Council  
1 Representative of the Alexandria Business Community

(d) Commission on HIV/AIDS  
1 Citizen Member  
1 Community Services Board Representative

(e) Commission on Information Technology  
1 Representative for Councilman Wilson

(f) George Washington Birthday Celebration Committee  
1 Citizen Member

(g) Sister Cities Committee  
1 Citizen Member

(h) Traffic and Parking Board  
1 Citizen Member

(i) Urban Design Advisory Committee  
1 Representative of the Old Town North Business Community  
1 Representative of the Old Town North Residential Community

(j) Waterfront Commission  
1 Representative from Park Planning District III

(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. 8 (a-j); 4/9/13, and is incorporated as part of this record by reference.)

(Reports and Recommendations of the City Manager)

9. Consideration of the Monthly Financial Report for the Period Ending February 28, 2013.

(A copy of the City Manager's memorandum dated April 3, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 9; 4/9/13, and is incorporated as part of this record by reference.)

10. Consideration of the Appointment of the Alexandria Poet Laureate.

(A copy of the City Manager's memorandum dated April 3, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 10; 4/9/13, and is incorporated as part of this record by reference.)

11. Consideration of Donation of Items for Alexandria Police Department Silent Auction in Support of Officer LaBoy.

(A copy of the City Manager's memorandum dated April 3, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 11; 4/9/13, and is incorporated as part of this record by reference.)

12. Receipt of the Progress Report on Eco-City and the Environmental Action Plan 2030.

(A copy of the City Manager's memorandum dated April 3, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 12; 4/9/13, and is incorporated as part of this record by reference.)

13. Consideration of an Allocation of \$50,000 in Community Development Block Grant (CDBG) Program Funds to the ECDC Enterprise Development Group (EDG) to Support the Continuation of the Microenterprise Loan Program in Alexandria.

(A copy of the City Manager's memorandum dated April 3, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 13; 4/9/13, and is incorporated as part of this record by reference.)

(Ordinances for Introduction)

14. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend the Requirements for Storm Water Discharge and Grading Plans.

(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. 14; 4/9/12, 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. 14; 4/9/12, and is incorporated as part of this record by reference.)

15. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance Making Supplemental Appropriations For the Support of the Government of the City of Alexandria, Virginia, For Fiscal Year 2013.

(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. 15; 4/9/12, 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. 15; 4/9/12, and is incorporated as part of this record by reference.)

16. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend and Reordain Section 5-500 (W-1/Waterfront Mixed Use Zone) of Article V (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. 2013-0005. (Ordinance to Implement the Text Amendment to Amend the W-1 Zone Approved by City Council on March 16, 2013.)

(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. 16; 4/9/12, 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. 16; 4/9/12, and is incorporated as part of this record by reference.)

17. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend and Reordain Section 11-808 (Protest of Zoning Map Amendment by Landowners) of Division B (Development Approvals), Article XI (Development Approvals and Procedures) of the City of Alexandria Zoning Ordinance, in Accordance With the Text Amendment Heretofore Approved by City Council as Text Amendment No. 2013-0006. (Ordinance to Implement the Text Amendment for the change to 11-808(D) of the Zoning Ordinance Approved by City Council on March 16, 2013)

(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. 17; 4/9/12, 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. 17; 4/9/12, and is incorporated as part of this record by reference.)

18. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Increase the Impound Service Charge and the Impound Lot Storage Fee.

(A copy of the City Manager's memorandum dated April 3, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 18; 4/9/13, 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. 18; 4/9/12, 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. 18; 4/9/12, and is incorporated as part of this record by reference.)

19. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Increase Parking Meter Operations by Two Additional Hours to 9:00 p.m.

(A copy of the City Manager's memorandum dated April 3, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 19; 4/9/13, 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. 19; 4/9/12, 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. 19; 4/9/12, and is incorporated as part of this record by reference.)

20. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Increase the City's Cigarette Tax.

(A copy of the City Manager's memorandum dated April 3, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 20; 4/9/13, 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. 20; 4/9/12, 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. 20; 4/9/12, and is incorporated as part of this record by reference.)

21. Introduction and First Reading. Passage on First Reading of an Ordinance Authorizing and Empowering the Issuance, Sale and Delivery of General Obligation Bonds to Finance Various Capital Projects.

(A copy of the City Manager's memorandum dated April 3, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 21; 4/9/13, 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. 21; 4/9/12, 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. 21; 4/9/12, and is incorporated as part of this record by reference.)

22. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Establish a Requirement That Taxicabs Accept Credit Card Payments.

(A copy of the City Manager's memorandum dated April 3, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 22; 4/9/13, 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. 22; 4/9/12, 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. 22; 4/9/12, and is incorporated as part of this record by reference.)

END OF CONSENT CALENDAR

**WHEREUPON**, upon motion by Councilman Wilson, seconded by Councilman Smedberg and carried unanimously, City Council adopted the consent calendar, with the removal of items #10 and 12, which were considered under separate motions, as follows:

7. City Council received the following resignations from members of boards, commissions and committees:(a) Mary Anne Weber, Public Health Advisory Commission; and (b) Jody Manor, Torpedo Factory Art Center Board.

8. City Council made the following appointments to boards, commissions and committees: (a) reappointed Marcus Allen as the one residential tenant in the City to the Affordable Housing Advisory Committee; (b) reappointed Seth Tinkham as the one member from the Historic Alexandria Foundation to the Archaeological Commission; (c) appointed Gwendolyn Hickman as the one representative of the Alexandria business community; (d) appointed Kimble Snyder as the one citizen member and Eugene Stammeyer as the one Community Services Board representative to the Commission on HIV/AIDS; (e) appointed Catharine Rice as the representative for Councilman Wilson on the Commission on Information Technology; (f) appointed Sarah Saxton as the one citizen member to the George Washington Birthday Celebration Committee; (g) reappointed Jean Braden as the one citizen member to the Sister Cities Committee; (h) reappointed Mary White as the one citizen member to the Traffic and Parking Board; (i) reappointed Bruce Machanic as the one representative of the Old Town North Business community and reappointed Marie Tavernini as the one representative of the Old Town North residential community to the Urban Design Advisory Committee; and (j) appointed David Speck as the one representative from Park Planning District III to the Waterfront Commission.

9. City Council received the monthly financial report for the period ending February 28, 2013.
11. City Council authorized staff to: 1. donate two weeks of sports camp valued at \$330 to the silent auction; 2. donate a one year pass to access fitness rooms at recreation centers valued at \$100; and 3. donate a six month pass to access Chinquapin Recreation Center valued at \$247.
13. City Council: 1. set this item for public hearing on Saturday, April 13 to receive public comment on the following proposed budget transfer from the federally-funded CDBG Home Rehabilitation Loan Program of \$50,000 to the EDCD EDG Microenterprise Loan Program.
14. City Council introduced the ordinance on first reading and set it for public hearing on April 13, 2013.
15. City Council introduced the ordinance on first reading and set it for public hearing on April 13, 2013.
16. City Council introduced the ordinance on first reading and set it for public hearing on April 13, 2013.
17. City Council introduced the ordinance on first reading and set it for public hearing on April 13, 2013.
18. City Council introduced the ordinance on first reading and set it for public hearing on April 13, 2013.
19. City Council introduced the ordinance on first reading and set it for public hearing on April 13, 2013.
20. City Council introduced the ordinance on first reading and set it for public hearing on April 13, 2013.
21. City Council introduced the ordinance on first reading and set it for public hearing on April 13, 2013.
22. City Council introduced the ordinance on first reading and set it for public hearing on April 13, 2013.

Councilman Wilson asked, before the ordinances on the fee increases are adopted, that there be a discussion of looking into codifying all the fees into one area of the City Code, so that Council doesn't have to pass numerous ordinances to adopt new fees.

The voting was as follows: In favor, Mayor Eulle, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

10. Consideration of the Appointment of the Alexandria Poet Laureate.

(A copy of the City Manager's memorandum dated April 3, 2013, is on file in the Office

of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 10; 4/9/13, and is incorporated as part of this record by reference.)

Ms. Ruggiero, Parks, Recreation and Cultural Activities, introduced the new Poet Laureate, Tori Lane.

**WHEREUPON**, upon motion by Councilman Smedberg, seconded by Vice Mayor Silberberg and carried unanimously, City Council: 1. appointed Tori Lane as the new Poet Laureate for the City of Alexandria, based on the recommendation of the selection committee; 2. authorized the City Manager to execute a letter of agreement with Tori Lane to serve as Alexandria Poet Laureate from April 15, 2013 through April 15, 2016; 3. expressed appreciation to the current Poet Laureate, Amy Young, for her three years of service to the City and her contributions in developing a poetry program for the City; and 4. thanked the members of the Alexandria Poet Laureate selection committee and requested that they remain in place as an advisory body for the Alexandria Poet Laureate. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

12. Receipt of the Progress Report on Eco-City and the Environmental Action Plan 2030.

(A copy of the City Manager's memorandum dated April 3, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 12; 4/9/13, and is incorporated as part of this record by reference.)

Mr. Skrabak, Deputy Director, Transportation and Environmental Services, made a presentation of the report and responded to questions of City Council.

**WHEREUPON**, upon motion by Councilwoman Pepper, seconded by Vice Mayor Silberberg and carried unanimously, City Council: 1. received the progress report and recognized the Environmental Policy Commission, community members and city staff that have participated in the implementation of the Environmental Action Plan 2030 aimed at leading Alexandria further toward sustainability; and 2. received the staff report entitled "2012 Eco-City Progress Report and Key Environmental Indicators" intended for informing the public at the 2013 Alexandria Earth Day on April 20. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

CONTESTED APPOINTMENTS

23. Human Rights Commission

1 Citizen Member

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

NAME: ENDORSED BY:

Lisl Brunner  
Katherine "Katie" Johnson  
Susan Kellom

Regis Saxton  
Crystal Vanison

(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. 23; 4/9/13, and is incorporated as part of this record by reference.)

**WHEREUPON**, ballots were distributed, tellers were appointed and ballots tallied with following results: City Council appointed Susan Kellom as the one citizen member to the Human Rights Commission. The voting was as follows:

Euille	-	Kellom
Silberberg	-	Kellom
Chapman	-	Kellom
Lovain	-	Kellom
Pepper	-	Kellom
Smedberg	-	Kellom
Wilson	-	Kellom

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

24. Consideration of the Recommendation From the Ad Hoc Towing Services Advisory Board.

(A copy of the City Manager's memorandum dated April 3, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 24; 4/9/13, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Councilwoman Pepper, seconded by Councilmember Lovain and carried unanimously, City Council received the Ad Hoc Towing Services Advisory Board's recommendations regarding the City's proposed solicitation for City authorized towing services and forwarded the recommendations to the Finance Department for consideration. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

#### ORAL REPORTS BY MEMBERS OF CITY COUNCIL

and

#### ORAL PRESENTATIONS BY MEMBERS OF CITY COUNCIL

1. Councilwoman Pepper said that tomorrow they will celebrate the Holocaust with a ceremony at 12:00 noon at Market Square. She said Charlene Shift, who used to give a story each time of how she had survived the Holocaust, had died during this last year and she recommended Charles Stein, from Springfield, who has a story to tell about the Holocaust.

2. Councilwoman Pepper said Don Fowler died last Tuesday. Mr. Fowler turned 100 years old last November and was chairman of the Alexandria Transportation Planning Board

and was a 20-year member of the Commission on Aging. Mr. Fowler was an advocate for increased crossing times at various key intersections to help pedestrians, he initiated a complete needs assessment of older Alexandrians and worked to expand the senior tax program to allow trips up to five miles outside of the City for medical appointments.

3. Councilwoman Pepper said one of Alexandria's residents, Ms. Fitzgerald, an art teacher at the Juvenile Detention Home, received the Agnes Myer Award that the Washington Post gives out and she offered congratulations to Ms. Fitzgerald.

4. Councilman Smedberg said he had a call from a resident and they had a suggestion that the City consider putting a sign up for the City dump, as there is no sign at the facility.

5. Councilmember Lovain said he deeply regretted that he would not be able to attend the Holocaust service tomorrow and has rarely been able to because of working in Washington. He hoped the organizers would consider moving that event to dusk, after work, so it would enable a lot more people to attend.

6. Councilmember Lovain said he has been involved with America's leading freight transportation advocacy coalition, and tomorrow the Coalition For America's Gateways and Trade Corridors are probably going to elect him vice chair.

7. Councilman Wilson said that on Saturday, he participated with his kids in the river watershed clean-up at Four-Mile Run. He said that at the Mount Vernon location they had 72 volunteers, and at the Commonwealth location they had 26 volunteers. He noted the amounts of recycling and trash that was picked up at the two locations.

8. Vice Mayor Silberberg said today was free ice cream cone day at Ben and Jerry's, and Carpenters Shelter was the recipient of everyone's generosity. She noted that she was there late today and it was a lot of fun and it was a great cause.

9. Vice Mayor Silberberg said she brought up the arts initiative/creative economy initiative at the Council retreat, and last night she was at the Kennedy Center for the annual Nancy Hanks lecture, American's for the Arts Presents and last night they chose YoYoMa who gave an incredible statement and performed and he spoke of the issues she feels so passionately about and it was meaningful to hear his take on it - the intersection between culture and politics and economics. She encouraged everyone to go to the Americans for the Arts website to watch his presentation. She said it is part of the national dialogue and what she was trying to discuss and the idea of bringing the arts and the creative economy together.

10. Mayor Euille said a report was released on the 2013 part I crime statistics and they had an outstanding excellent safe year in 2012 and part I crimes decreased by 9.1 percent or 329 offenses for the year. Most notably, the City finished 2012 with not one homicide. Mayor Euille said there was one homicide in 2011 and two in 2010.

11. Mayor Euille said Council received a memo from the Transportation and Environmental Services Department that the pavement management assessment starts on April 10. Streets will be evaluated and assigned a pavement condition index and inspectors will be going throughout the City over the next several weeks to evaluate approximately 540 lane miles of City streets, 20 miles of City alleys and 14 ACPS parking lots to determine what their conditions are and what kind of work and service needs to occur.

## ORAL REPORT FROM THE CITY MANAGER

None.

## OTHER

### 25. Consideration of City Council Schedule.

(A copy of the City Manager's memorandum dated April 3, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 25; 4/9/13, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Councilwoman Pepper, seconded by Councilman Wilson and carried unanimously, City Council: 1. received the updated City Council schedule, which includes: the twenty-sixth annual Days of Remembrance, Yom HaShoah, for the victims of the Holocaust at noon on Wednesday, April 10, on Market Square; the 15th annual Alexandria's business philanthropy summit at First Baptist Church on Friday, May 3 at 7:30 a.m., and Kids Helping Kids Annual Lemonade Day on Saturday, May 4 at 10 a.m., at the First Baptist Church; and 2. approved the Council schedule. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

## EXECUTIVE SESSION

### 26. Consideration of Convening a Closed Meeting for Consultation with Legal Counsel and Staff Regarding Actual or Probable Litigation and Consultation with Legal Counsel Regarding Specific Legal Matters, and For Discussion Concerning a Prospective Business Where no Previous Announcement Has Been Made.

**WHEREUPON**, upon motion by Councilman Wilson, seconded by Councilman Smedberg and carried unanimously, at 8:23 p.m., City Council convened in executive session to consult with staff and legal counsel regarding threatened or pending litigation, for legal advice regarding specific legal matters and discussion of a prospective business where no previous announcement has been made, specifically the possible appeal of a pending legal matter, settlement negotiations for a threatened legal matter, probable litigation related to environmental infrastructure improvements and discussion of a new economic development opportunity, pursuant to Sections 2.2-3711(a)(3) and (5) of the Code of Virginia. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

**WHEREUPON**, upon motion by Councilman Wilson, seconded by Councilman Smedberg and carried unanimously, at 10:21 p.m., City Council reconvened the meeting. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

**WHEREUPON**, upon motion by Councilman Wilson, seconded by Councilman Smedberg and carried unanimously by roll-call vote, City Council adopted a resolution

pertaining to the Executive Session. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

The resolution reads as follows:

RESOLUTION NO. 2548

WHEREAS, the Alexandria City Council has this 9th day of April 2013, 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 Wilson, seconded by Councilman Smedberg and carried unanimously, the regular meeting of April 9, 2013, was adjourned at 10:22 p.m. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

APPROVED BY:

\_\_\_\_\_  
WILLIAM D. EUILLE      MAYOR

ATTEST:

\_\_\_\_\_  
Jacqueline M. Henderson  
City Clerk and Clerk of Council